

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2120**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

6           **SECTION 1.** Section 93-9-27, Mississippi Code of 1972, is  
7 amended as follows:

8           93-9-27. (1) If the court finds that the conclusions of all  
9 the experts, as disclosed by the evidence based upon the tests,  
10 are that the alleged father is not the father of the child, the  
11 question of paternity shall be resolved accordingly. If an expert  
12 concludes that the blood or other tests show the probability of  
13 paternity, that evidence shall be admitted.

14           (2) There shall be a rebuttable presumption of paternity,  
15 affecting the burden of proof, \* \* \* if the court finds that the  
16 probability of paternity, as calculated by the experts qualified  
17 as examiners of genetic tests, is ninety-eight percent (98%) or  
18 greater. This presumption may only be rebutted by a preponderance  
19 of the evidence.

20           (3) Parties to an action to establish paternity shall not be  
21 entitled to a jury trial.

22           (4) The Department of Human Services may statistically  
23 report as positive, to the Administration for Children and  
24 Families within the United States Department of Health and Human

25 Services, any putative paternity if the probability of paternity,  
26 as calculated by the experts qualified as examiners of genetic  
27 tests, is ninety-nine percent (99%) or greater, subject only to a  
28 later determination of nonpaternity ordered by a court under this  
29 chapter.

30 **SECTION 2.** This act shall take effect and be in force from  
31 and after July 1, 2007.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 93-9-27, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE DEPARTMENT OF HUMAN SERVICES TO STATISTICALLY REPORT  
3 PUTATIVE PATERNITY TO THE FEDERAL GOVERNMENT UNDER CERTAIN  
4 CONDITIONS; AND FOR RELATED PURPOSES.