

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1555 Session of
1989

INTRODUCED BY BORTNER, YANDRISEVITS, MELIO, LAUGHLIN AND
WAMBACH, MAY 23, 1989

REFERRED TO COMMITTEE ON JUDICIARY, MAY 23, 1989

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 blood tests in relation to paternity disputes.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6136 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 6136. Effect of test results.

9 (a) General rule.--Blood test results shall be considered
10 prima facie evidence of paternity if the test results
11 demonstrate more than 95% probability of excluding a man falsely
12 accused of paternity. If the court finds that the conclusions of
13 all the experts as disclosed by the evidence based upon the
14 tests are that the alleged father is not the father of the
15 child, the question of paternity, parentage or identity of a
16 child shall be resolved accordingly. If the experts disagree in
17 their findings or conclusions, the question shall be submitted
18 upon all the evidence.

1 (b) Definition.--As used in this section, the term
2 "excluding" means that it is genetically impossible for the
3 alleged father to be the true biological father.

4 Section 2. This act shall take effect immediately.