

(d) (1) ~~[(An) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN~~ executed affidavit of parentage constitutes a [rebuttable presumption] LEGAL FINDING of parentage in a paternity proceeding.

~~(2) (1) A FINDING OF PATERNITY ESTABLISHED UNDER THIS SECTION MAY BE SET ASIDE ONLY IF ANY SIGNATORY TO THE AFFIDAVIT OF PARENTAGE RESCINDS THE AFFIDAVIT IN WRITING ON OR BEFORE:~~

- ~~1. 60 DAYS AFTER EXECUTING THE AFFIDAVIT, OR~~
- ~~2. THE DATE OF ANY ADMINISTRATIVE OR JUDICIAL PROCEEDING RELATING TO THE CHILD IN WHICH THE SIGNATORY IS A PARTY.~~

~~(II) A PARTY CHALLENGING A LEGAL FINDING OF PATERNITY UNDER THIS SECTION HAS THE BURDEN OF PROOF OF SHOWING THAT THE AFFIDAVIT OF PARENTAGE WAS EXECUTED BECAUSE OF FRAUD, DURESS, OR A MATERIAL MISTAKE OF FACT, SUBJECT TO THE RIGHT OF ANY SIGNATORY TO RESCIND THE AFFIDAVIT:~~

~~(I) IN WRITING WITHIN 60 DAYS AFTER EXECUTION OF THE AFFIDAVIT; OR~~

~~(II) IN A JUDICIAL PROCEEDING RELATING TO THE CHILD:~~

- ~~1. IN WHICH THE SIGNATORY IS A PARTY; AND~~
- ~~2. THAT OCCURS BEFORE THE EXPIRATION OF THE 60-DAY PERIOD.~~

~~(2) (1) AFTER THE EXPIRATION OF THE 60-DAY PERIOD, AN EXECUTED AFFIDAVIT OF PARENTAGE MAY BE CHALLENGED IN COURT ONLY ON THE BASIS OF FRAUD, DURESS, OR MATERIAL MISTAKE OF FACT.~~

~~(II) THE BURDEN OF PROOF SHALL BE ON THE CHALLENGER TO SHOW FRAUD, DURESS, OR MATERIAL MISTAKE OF FACT.~~

~~(III) THE LEGAL RESPONSIBILITIES OF ANY SIGNATORY ARISING FROM THE AFFIDAVIT, INCLUDING CHILD SUPPORT OBLIGATIONS, MAY NOT BE SUSPENDED DURING THE CHALLENGE, EXCEPT FOR GOOD CAUSE SHOWN.~~

(e) The Administration shall prepare written information to be furnished to unmarried mothers under § 4-208 of the Health - General Article concerning the benefits of having the paternity of their children established, including the availability of child support enforcement services.

(f) The Department shall make the standardized affidavit forms available to all hospitals in the State.

(g) The Secretary, in consultation with the Department of Health and Mental Hygiene and the Maryland Hospital Association, shall adopt regulations governing the provisions of this section and § 4-208 of the Health - General Article.