

## **IC 31-14-4**

### **Chapter 4. Parties Entitled to File Paternity Action**

#### **IC 31-14-4-1**

##### **Persons permitted to file action**

Sec. 1. A paternity action may be filed by the following persons:

- (1) The mother or expectant mother.
- (2) A man alleging that:
  - (A) he is the child's biological father; or
  - (B) he is the expectant father of an unborn child.
- (3) The mother and a man alleging that he is her child's biological father, filing jointly.
- (4) The expectant mother and a man alleging that he is the biological father of her unborn child, filing jointly.
- (5) A child.
- (6) The department or a county office of family and children under section 3 of this chapter.
- (7) The prosecuting attorney under section 2 of this chapter.

*As added by P.L.1-1997, SEC.6. Amended by P.L.145-2006, SEC.220.*

#### **IC 31-14-4-2**

##### **Prosecuting attorney to file action and represent child**

Sec. 2. (a) Upon the request of:

- (1) the child;
- (2) the mother or expectant mother;
- (3) a man alleging to be the father or expectant father;
- (4) the department; or
- (5) the county office of family and children;

the prosecuting attorney shall file a paternity action and represent the child in that action.

(b) A prosecuting attorney's office may file a paternity action if the child is:

- (1) or is alleged to be, a child in need of services; and
- (2) under the supervision of the department or the county office of family and children as the result of a court ordered out-of-home placement.

*As added by P.L.1-1997, SEC.6. Amended by P.L.103-1997, SEC.2; P.L.145-2006, SEC.221.*

#### **IC 31-14-4-3**

##### **Department or county office of family and children may file action**

Sec. 3. The department or a county office of family and children may file a paternity action if:

- (1) the mother;
- (2) the person with whom the child resides; or
- (3) the director of the county office of family and children;

has executed an assignment of support rights under Title IV-D of the federal Social Security Act (42 U.S.C. 651 through 669).

*As added by P.L.1-1997, SEC.6. Amended by P.L.145-2006,*

*SEC.222.*