

Paternity Issues in Dissolution of Marriage Cases

An Interactive Guide

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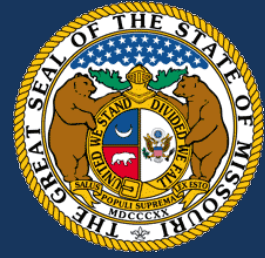
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Did Husband or Wife file the dissolution of marriage case?

- Husband
- Wife

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Did Husband and Wife have any children together before their marriage?

Yes

No

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Was Wife married to anyone at the time of the birth of the child?

Yes

No

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Did Husband and Wife already sign an “Affidavit Acknowledging Paternity” stating that he is the legal father of the child pursuant to §193.215 RSMo?

- Yes
 No

If Husband’s name appears on the birth certificate, then he probably signed this form. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
Bureau of Vital Records
PO Box 570
Jefferson City, Missouri 65102

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Did Husband, Wife and Wife's former husband already sign an "Affidavit Acknowledging Paternity" stating that Husband is the legal father of the child pursuant to §193.215 RSMo?

- Yes
 No

If Husband's name appears on the birth certificate, the "Affidavit Acknowledging Paternity" was probably correctly signed. The court will want to see a copy of this document and a copy of the birth certificate of the child. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
Bureau of Vital Records
PO Box 570
Jefferson City, Missouri 65102

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Will Husband and Wife voluntarily sign an “Affidavit Acknowledging Paternity”?

Yes

No

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The Affidavit Acknowledging Paternity form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43978>

That takes care of one of the children who was born before the marriage. A separate affidavit must be filed for each child.

You're not finished yet.

Did Wife have any children with anyone other than Husband after the date of the marriage?

Yes

No

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Husband has to file a separate “Form CAFC301 - Father’s Petition for Declaration of Paternity”. This form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43589>

A guardian ad litem will have to be appointed for the minor children

That takes care of one of the children who was born before the marriage. A separate case might have to be filed for each child.

You’re not finished yet.

Did Wife have any children with anyone other than Husband after the date of the marriage?

- Yes
- No

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Did Wife have any children with anyone other than Husband after the date of the marriage?

Yes

No

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Did Husband, Wife and the father of the child already sign an “Affidavit Acknowledging Paternity” stating that the father of the child is the legal father of the child pursuant to §193.215 RSMo?

- Yes
 No

If the child’s father’s names appear on the birth certificate, then he probably signed this form. The court will want to see a copy of this document and a copy of the birth certificate of the child. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
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Jefferson City, Missouri 65102

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Husband is the presumed father of this child. He has to file a separate “Form CAFC303 – Presumed Father’s Petition for Declaration of Non-Paternity”. This form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43588>

A guardian ad litem will have to be appointed for the minor child or children

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Did Husband and Wife have any children together before their marriage?

- Yes
- No

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Was Wife married to anyone at the time of the birth of the child?

Yes

No

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Did Husband and Wife already sign an “Affidavit Acknowledging Paternity” stating that he is the legal father of the child pursuant to §193.215 RSMo?

- Yes
 No

If Husband’s name appears on the birth certificate, then he probably signed this form. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
Bureau of Vital Records
PO Box 570
Jefferson City, Missouri 65102

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Did Husband, Wife and Wife's former husband already sign an "Affidavit Acknowledging Paternity" stating that Husband is the legal father of the child pursuant to §193.215 RSMo?

- Yes
 No

If Husband's name appears on the birth certificate, the "Affidavit Acknowledging Paternity" was probably correctly signed. The court will want to see a copy of this document and a copy of the birth certificate of the child. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
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PO Box 570
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Will Husband and Wife voluntarily sign an “Affidavit Acknowledging Paternity”?

Yes

No

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The Affidavit Acknowledging Paternity form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43978>

That takes care of one of the children who was born before the marriage. A separate affidavit must be filed for each child.

You're not finished yet.

Did Wife have any children with anyone other than Husband after the date of the marriage?

Yes

No

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Wife has to file a separate “Form CAFC302 - Mother’s Petition for Declaration of Paternity”. This form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43586>

A guardian ad litem may be appointed for the minor children

That takes care of one of the children who was born before the marriage. A separate case may have to be filed for each child.

You’re not finished yet.

Did Wife have any children with anyone other than Husband after the date of the marriage?

Yes

No

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Did Wife have any children with anyone other than Husband after the date of the marriage?

Yes

No

Next

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Did Husband, Wife and the father of the child already sign an “Affidavit Acknowledging Paternity” stating that the father of the child is the legal father of the child?

- Yes
 No

If the child’s father’s names appear on the birth certificate, then he probably signed this form. The court will want to see a copy of this document and a copy of the birth certificate of the child. To obtain a copy of the signed affidavit and a copy of the birth certificate contact:

Missouri Department of Health and Senior Services
Bureau of Vital Records
PO Box 570
Jefferson City, Missouri 65102

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Husband is the presumed father of this child. Wife has to file a separate "Form CAFC302 – Mother's Petition for Declaration of Paternity". This form can be downloaded from this site:

<http://www.selfrepresent.mo.gov/file.jsp?id=43586>

A guardian ad litem will have to be appointed for the minor child or children

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A quiz, additional resources and a certificate of completion could be added here.

Quiz

1. A paternity case determines (Select one)

- the biological father of a child.
- the stepfather of a child.
- the legal father of a child.
- the presumed of a child.

Resources:

“Does your Child Have a Legal Father?” at
<http://www.dss.mo.gov/cse/pdf/father0705.pdf>