

## VOLUNTARY PATERNITY (CHECKLIST)

### Use the forms if the following factors apply to your situation:

- You are the biological parents of the minor children (or child) born out of wedlock, which means:
  - The mother was not married at the time of the birth, **AND**
  - The mother was not married at any time during the ten months immediately preceding the birth, **AND**
- You both AGREE on who the father is (or at least you both agree to be bound by the test results from a certified laboratory), **AND**
- You want a court order establishing paternity, **AND**

You have one of the following:

- **Affidavit of Acknowledgment** – an agreement with the notarized or witnessed signature of BOTH parents telling the court that you both AGREE that the man named as father in the agreement and signing the papers as the father IS the biological father of the minor children named in the agreement (affidavit), **OR**
  - **Genetic (DNA) Testing** – both parents agree to be bound by the results of genetic testing, and you have a copy of the test results showing that the individual named as the father has not been excluded as the natural father, **AND**
- You do not want a court order about child custody, parenting time, and support at this time.

### DO NOT USE THESE FORMS IF:

- There is already an Arizona child support order concerning the minor child(ren) in this case.
- The father's name is already listed on an Arizona birth certificate issued since 1996 as a result of both father and mother signing an affidavit of paternity in the hospital at the time the minor child(ren) was born or at any time afterwards.

**WARNING:** Signing and filing these documents will permanently affect the legal rights and responsibilities of all parties involved. Consult a lawyer to assist you in making an informed, intelligent decision. You may view the lists of lawyers by going to [www.azbar.org](http://www.azbar.org).