

## **Title 10 – Family Code**

### **Chapter 5. Paternity**

#### **Sec. 507. Presumption of paternity.**

**A man is presumed to be the natural father of a child if:**

**(a) He and the child's mother are or have been married to each other and the child is born during the marriage, or within 300 days after the marriage is terminated by death, annulment, declaration of invalidity, divorce, or dissolution, or after a decree of separation is entered by a court; or**

**(b) Before the child's birth, he and the child's mother have attempted to marry each other by a marriage solemnized in apparent compliance with the law, although the attempted marriage is or could be declared invalid, and the child is born within 300 days after the termination of cohabitation; or**

**(c) After the child's birth, he and the child's natural mother have attempted to marry each other by a marriage solemnized in apparent compliance with law, although the attempted marriage is or could be declared invalid, and**

**(1) He has acknowledged his paternity of the child in writing filed with the Court; or**

**(2) With his consent, he is named as the child's father on the child's birth certificate; or**

**(3) He is obligated to support the child under a written voluntary promise or by court order;**

**(d) He acknowledges his paternity of the child in a writing filed with the Court, who shall promptly inform the mother of the filing of the acknowledgment, and she does not dispute the acknowledgment within a reasonable time after being informed thereof, in a writing filed with the Court. If another man is presumed under subsection (a), (b), (c), or (d) of this section to be the child's father, such acknowledgment shall give rise to the presumption of paternity only with the written consent of the otherwise presumed father or after such other presumption has been rebutted.**

**(e) A presumption under this section may be rebutted in an appropriate action by a preponderance of evidence. If two or more presumptions arise which conflict with each other, the presumption which on the facts is founded on the weightier considerations of policy and logic controls. The presumption is rebutted by a court decree establishing paternity of the child by another man or an order of the Court disestablishing paternity.**