

(2) THE COURT OTHERWISE SAFEGUARDS THE ALLEGED FATHER'S RIGHT TO A JURY TRIAL.

(F) OATH OF MOTHER.

(1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A COMPLAINT FILED UNDER THIS SUBTITLE SHALL BE SUPPORTED BY THE OATH OF THE MOTHER OR PREGNANT WOMAN, WHETHER OR NOT SHE IS A PARTY TO THE PATERNITY PROCEEDING.

(2) THE COMPLAINT MAY BE FILED WITHOUT THE OATH IF THE MOTHER OR PREGNANT WOMAN:

(I) IS DEAD;

(II) REFUSES TO FILE A COMPLAINT;

(III) REFUSES TO DISCLOSE THE IDENTITY OF THE FATHER OF THE CHILD;

(IV) IS MENTALLY OR PHYSICALLY INCAPABLE OF MAKING AN OATH; OR

(V) REFUSES TO MAKE THE OATH.

(3) IF THE COMPLAINT IS FILED WITHOUT AN OATH UNDER PARAGRAPH (2) OF THIS SUBSECTION:

(I) THE COMPLAINANT SHALL VERIFY THE FACT OF THE PREGNANCY OR BIRTH; AND

(II) IF THE MOTHER OR PREGNANT WOMAN IS LIVING, SHE SHALL BE MADE A DEFENDANT.

(G) CONSENT OF STATE'S ATTORNEY.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE CLERK OF COURT MAY NOT RECEIVE A COMPLAINT STARTING PATERNITY PROCEEDINGS UNLESS THE CONSENT OF THE STATE'S ATTORNEY IS ATTACHED TO THE COMPLAINT.

(2) THE CONSENT OF THE STATE'S ATTORNEY IS NOT REQUIRED IF:

(I) THE COMPLAINT IS FILED ON BEHALF OF THE ADMINISTRATION; OR

(II) AFTER CONSIDERING TESTIMONY OR INFORMATION GIVEN BY AFFIDAVIT, OR BOTH, THE COURT:

A. FINDS THAT THE COMPLAINT IS MERITORIOUS; AND

B. RULES THAT THE CONSENT IS NOT REQUIRED.