



April 2, 2024

SUMMARY OF BILL AS AMENDED (017762): Prohibits the state registrar from processing any reports of adoption or orders of adoption for a person born in another state. Establishes that, for a person not born in any state, territory, or possession of the United States whose adoptive parents are residents of this state, the state registrar must issue a Report of Foreign Birth upon receipt of a certified copy of the order of adoption or recognition with the certified certificate of adoption. Requires, for a new certificate of birth, the state registrar to issue the certificate to the requesting party within 45 days of receipt of the required paperwork and any applicable fee.

Establishes requirements for how a certificate of birth must be amended for a person born in this state, when the Office of Vital Records (OVR) is provided certain documents to establish parentage, and that parentage is not already shown on the certificate of birth. Prohibits a certificate of birth in the original name where another person is listed as father from being amended unless an order from a court of competent jurisdiction refuting such facts as set forth by regulation is furnished to the state registrar. Establishes that, when an order of parentage has been granted on an unborn infant, the original certificate of birth must be prepared and filed, and the certificate of birth must be amended upon receipt of the certified copy of parentage order from the court and the notification of order of parentage.

Authorizes a petitioner or a petitioner's attorney to file orders of adoption, re-adoption, or foreign recognition with the Office of Vital Records. Establishes that, upon entry of an order of adoption, re-adoption, or foreign recognition by the court, the court clerk must immediately furnish to the Division of Vital Records, or to the adoptive parent's attorney, the necessary documents for the issuance of a new birth certificate by adoption.

Removes the requirements that new certificates of birth be prepared on legitimations and orders of paternity and that all orders of legitimation and paternity must be placed on file in the OVR. Removes certain requirements for the preparation and filing of new certificates of birth. Removes the requirement that, when a new certificate of birth has been filed by the state registrar, all copies of the record of birth in the original name in the custody of any other party must be forwarded to the state registrar upon receipt of the state registrar's request.

Establishes that, for each order of adoption entered by a court of competent jurisdiction in another state for the adoption of a person born in this state, a form prescribed and furnished by that state is acceptable for filing with the state registrar of this state, if it conforms with the standards and legal requirements of the state registrar.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- It is assumed that the Department of Health and the OVR can accommodate the provisions of the proposed legislation utilizing existing resources, without a significant increase in expenditures.
- Any fiscal impact to local health departments to comply with the proposed legislation is estimated to be not significant.
- Any impact to the court system will be absorbed within existing resources.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

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