

SB 163 Rulemaking Advisory Committee- 20260714_172830UTC-Meeting Recording

July 14, 2026, 5:28PM

1h 4m 45s

KJ **Kracker James** 0:37

I can start admitting folks.

PC **Patterson Derrick C** 0:42

Thanks James.

Hello, welcome.

Good to see him.

We're going to give everybody about 5 minutes to join in, so we'll go ahead and get started at 10:35.

Nobody needs to test their camera or microphone. You're welcome too well.

Get started here in a few minutes at 10:35.

TK **Tabitha L. Koh** 2:31

Thanks Derek.

Can you hear me?

PC **Patterson Derrick C** 2:33

Yes. Yep.

TK **Tabitha L. Koh** 2:34

Wonderful.

PC **Patterson Derrick C** 3:45

Will give everybody just a few more minutes.

I know sometimes people are coming from other meetings and timelines can be tight, so we'll start at 10:35.

All right, we'll give it one more minute and then we'll go ahead and get started.

I'm gonna go ahead and get my screen shared here.

OK.

It's 1035 S.

Let's go ahead and get started.

We may have some additional people that join us as we do our introductions.

Welcome, everybody to today's Senate Bill 163 Rule Advisory Committee meeting.

I appreciate you all being here and taking time out of your very busy schedules to provide important feedback on these rules.

My name is Derek Patterson and I am the liaison to the county Vital records offices for the Center for Health Statistics and I will be facilitating this meeting.

And each of our RAC meetings through the month of July, as you can see on the agenda, we're going to review 3 proposed rule drafts today and we will be reviewing different rules that our next Rule Advisory Committee meeting and at the third, we will also be review.

Some documents related to rulemaking, such as the statement of need and fiscal impact that talks about fiscal impacts of the rules as well as equity impacts.

The rules that we're going to look at today are related to adding parents on a birth report who intended to marry or enter into a domestic partnership, and two rules related to voluntary acknowledgments of parentage, one for witnessed, which is the ones in birth facilities and one for.

The notarized version so outside of birth facilities.

Let's take a look at our agenda real quick before we jump in.

We're gonna go over some meeting procedures and housekeeping things and do some introductions.

This might take a little bit longer this time around.

Than in future meetings, just since it's our first.

And then we wanna spend the bulk of our time reviewing the proposed rule drafts and collecting feedback from RAC members.

And then at the end, we'll have some next steps and and then we'll this meeting will end at noon.

Let's go ahead and jump into introductions.

I've got a list here of our Rule Advisory Committee members.

If you want to be on camera, we encourage you to but understand that sometimes there's bandwidth issues and and other things so you don't have to.

What we could do is I can just go through this list and we'll just start at the top.

I'll just read each name if you're here. If you'd like to unmute yourself and introduce yourself, let us know which organization you're with.

Or you know what group of people you represent?

That will help us to.
Know who's here?
Let's start at the top, Jennifer Diaz.

DJ Deas, Jenni 9:15

Hi, I'm Jenny dees.
I'm the nurse manager for the mother baby unit at Providence, Portland and work closely with our birth clerk.
So very interested in in this work and being a part of it. Thank you.

PC Patterson Derrick C 9:30

Excellent. Thank you.
Robin Pope.
Elaine Shetterly.

LS Lane Shetterly 9:40

Yeah. Lane, shad early here I was, chair of the legislative work group that put the Senate Bill 163 together. A member of the Uniform Law Commission. The Uniform Parole Act is a product of the Uniform Law Commission, not a practitioner in this area, but I'm int.
In just the implementation of it, and incidentally, I'm at the annual meeting of the Uniform Law Commission in Chicago, even as we speak.
So they were very glad to hear that we had some rulemaking going on in Oregon.
Today.

PC Patterson Derrick C 10:09

Excellent. Thank you for joining us.
Beth Wolf song.
Jennifer Wolf song.
See, we've got mingwang.
Paula amato.
Maura Roche.

M Maura Roche, Basic Rights 10:35

Hi I am present Maura Roach, basic rights Oregon.

And I think did we get Robin Pope on this earlier because I see Rob?

RP Robin Pope 10:43

Oh, I'm here. I'm here.

Hi whoops.

Oh wait.

PC Patterson Derrick C 10:50

Yes, we'll circle back to you.

Perfect. Yeah.

Thank you, Robin.

Would you like to just. We're just doing introductions. If you just like to share which organization you're with or who you're representing on Iraq today.

RP Robin Pope 11:04

Sorry about that.

I had trouble getting onto teams.

I'm an attorney in private practice.

I was on the work group with Lane.

Helping to write and lobby and get past the Senate bill and long time attorney doing family law adoption and assisted reproduction law.

PC Patterson Derrick C 11:25

Perfect. Thank you, Robin.

RP Robin Pope 11:26

You're welcome.

PC Patterson Derrick C 11:28

Tabitha Co.

Looks like you might still be muted if you're talking.

TK Tabitha L. Koh 11:38

OK. Did did Maura get to do her introduction?

M Maura Roche, Basic Rights 11:45

I did.

It wasn't that exciting more.

Oregon. I've been there. Lobbyists, relations person for a number of years.

Glad to be here.

TK Tabitha L. Koh 11:57

I would never take take airspace for Maura, who I love to hear from.

I'm Tabitha koe.

I'm a adoption and assisted reproduction practitioner in Oregon of many years.

We file a high volume of of surrogacy and parentage related cases and lots of different kinds of adoptions, so I'm excited to be a part of this group and I was also able to be on the work group for the UPA.

PC Patterson Derrick C 12:24

Thank you.

Do we have Sophia here in?

Allison Kessler.

Anita Rojas.

Julie corneilkin.

Amanda Hess.

Laura Curtis.

Elizabeth. Oh yeah, good.

M Maura Roche, Basic Rights 12:57

I'll just.

Like tell. Sorry, but Amanda and Laura are asking me what this workgroup.

So they will not be joining us.

PC Patterson Derrick C 13:05

Ah.

Perfect. Thank you.

TK

Tabitha L. Koh 13:10

And actually, Elizabeth Figlio, who I see you're coming up with. That was just an error.

PC

Patterson Derrick C 13:13

Mm.

TK

Tabitha L. Koh 13:14

She's my assistant, who helped with the scheduling so she can come off the list.

PC

Patterson Derrick C 13:19

Perfect. Thank you.

Sean colemer.

Kara stecker.

Richard von.

RE

Richard Vaughn, Esq. 13:34

Good morning, everyone.

My name is Richard Vaughn.

I'm the incoming chair of the American Bar Association section of Family Law.

I'm a quad a member.

I'm a former observer and ABA liaison to Uniform Law Commission uniform parentage act, drafting committee. Prior to the enactment of the 2017.

UPA.

I've been long time practitioner in the assisted reproduction arena, including being heavily involved in getting the ABA model Acts governing assisted reproduction.

Passed in 2019.

PC

Patterson Derrick C 14:05

Thank you, Richard.

Beth Allen.

Brent Leonard.

Kindle Mason.

Amy down.

M Maura Roche, Basic Rights 14:21
Again, sorry, Kendall's the executive director of basic Rights Oregon and Beth Allen must be.

PC Patterson Derrick C 14:22
Oh, go ahead.

M Maura Roche, Basic Rights 14:29
Is that Judge Allen? She's retired.
I don't think that's happening.

PC Patterson Derrick C 14:33
Thank you.
Amy down mall.

AD Amy Down-Maul 14:37
Hi, good morning.
I'm Amy Downwall from the Hospital Association of Oregon, and neither Sean Comer, also from the association, nor Danielle Mayer will be participating.

PC Patterson Derrick C 14:51
Thank you.
And Daniel Meyer.
OK.
Is there anybody we missed that joined in as we were going through that's part of the the rack here?
All right, let's go ahead and introduce our subject matter experts and support staff. Many of whom are with Center for health statistics.
Let's start with Jennifer Woodward.
Would you like to introduce yourself?

WA Woodward Jennifer A 15:25
Sure. Thank you. Good morning, everybody.
Thank you for joining us and taking time to meet today.

I'm Jennifer Woodward.

I manage the Center for Health Statistics and I'm a subject matter expert.

Thank you, Derek.

PC Patterson Derrick C 15:37

Thank you, Jennifer.

Danny hall.

HO Hall Dancia O 15:44

Thanks Derek.

Danny Hall, I am the Center for Health Statistics partner services.

Gosh, operational support analyst.

And so I will just be providing support to Derek.

So thanks everyone for being here.

PC Patterson Derrick C 16:01

Thank you, Danny, James Crocker.

KJ Kracker James 16:06

Good morning.

I'm James Crocker.

I also support the partner services training and communications team here at the Center for Health Statistics, and I'm also assisting Jenny with our rule coordination for SB163 implementation.

PC Patterson Derrick C 16:22

Thank you.

Ian Robbins.

RI Robins Ian 16:27

Hello everyone. I am Ian Robbins.

I'm an overs business analyst with CHS with a bit more focus on the system side, but

I am the project manager for our CHS implementation.

Thanks for being here.

PC Patterson Derrick C 16:43

Thank you.

Karen rengan.

RL RANGAN Karen L 16:50

Thanks Derek.

My name is Karen Rangan and I manage the.

Partner services, training and communications team here at the Center for Health Statistics and I'm here to support the team.

PC Patterson Derrick C 17:05

Thank you, Joanna Collins.

CD Collins Johanna D 17:09

Thanks, Derek, and good morning, everyone.

My name is Joanna Collins and I manage the amendment unit for the Center for Health Statistics and I am joining as a subject matter expert today. Thank you.

PC Patterson Derrick C 17:21

Thank you, Erin Williams.

WE Williams Erin 17:26

Thanks Derek.

My name is Erin Williams.

I'm one of the attorneys that represents OHA and has been working with the Center for Health Statistics on rule drafting.

PC Patterson Derrick C 17:34

Thank you, Erin.

Is there anybody that has not had an opportunity to introduce themselves yet?
OK.

So a couple of things before we jump into reviewing the rules, some important things to remember. This is a public this is a public meeting in that we are recording it and any feedback that you provide as part of this rack will be a public record so

that.

Important to keep in mind.

Also.

It's important to know that only RAC members can provide feedback in this meeting.

So if you're not a member of the RAC, there is an opportunity later in this process.

During the public comment phase, which will take place after all the Rule Advisory committee meetings for anybody to provide feedback.

Or if there's other things that you think of later that you'd like to include, there is that.

As far as the format for collecting feedback, what we'll do is I will read a short summary from our notice of proposed rulemaking for each rule, and then we will read through the rule one section at a time.

I'll pause after each section.

And if you're a member of the Rack, feel free to raise your hand and unmute yourself and provide feedback.

Or if you prefer, you can put it in the chat.

We do hope that we can minimize side conversations in the chat.

And I won't in the interest of time, I won't be reading each chat out loud, but our support staff are going to keep track of that and any, you know, feedback that is provided in that chat will be taken into account.

Also.

Questions in this process are really great.

They're gonna help us to know what we might need to potentially change in the rules as well as what things might need clarified.

But our focus today isn't going to be on answering questions or coming to conclusions.

We're gonna be focused on using the time to collect questions and feedback from each of you that we can consider our subject matter. Experts are available and they might chime in if there's something that they can clarify or that would be helpful.

For the rack, but we won't focus on coming to a conclusion on every question.

Before we jump in, just a brief overview of Senate Bill 163, I think this is legislation you're all very familiar with, but to set the stage, this is related to establishing parentage for children in Oregon.

It passed in the 2025 legislative session and it was a pretty large bill.

There was a lot of changes for vital records. Some of those changes became operational January 1st of 2026, but most of the substantive changes for vital records work become operational on January 1st of 2027.

So as a result, we need to change some of our rules, add additional rules, update our forms and update our electronic system.

So today we'll be focused on the rules portion.

We did provide copies of drafts of a lot of the forms that we're working on to you. Just for your information and background, but we won't be reviewing those during these rack meetings.

We are planning to do a workgroup that will look at the forums and provide feedback on them, so if that's something that you're interested in participating in and and providing feedback on those, we can. Our support staff will put an e-mail in the chat that you can e-mail.

Us and reach out if that's something that you're interested in.

Some other things to know about these rules is there has been some review of them already.

The Department of Justice.

The division of child support, the Oregon Department of Human Services and the Oregon Judicial Department have all had a chance to review these rules, and we're looking forward to getting feedback from all of you as well.

Any questions before we start into the rules themselves?

LS **Lane Shetterly** 21:57
Just one, Derek.

PC **Patterson Derrick C** 21:58
Mm-hmm.

LS **Lane Shetterly** 21:58
Curious if the review by Ojd and DOJ others.
Did they make any revisions in the draft rules that were presented to them, or did they come out clean?

PC **Patterson Derrick C** 22:10
I believe that there were some changes that were made from their suggestions.

LS **Lane Shetterly** 22:13

But but they're reflective.

They're reflected in what we're seeing today. OK, thanks. OK. Thanks.

PC **Patterson Derrick C** 22:17

Yes, that's my understanding. A subject matter expert will correct me if I'm wrong there.

All right.

Great question.

Any other questions before we start?

Just going to check the chat here.

OK, not here yet.

Let's go ahead and start the first rule that we're going to take a look at is OAR333-011-0262.

These summaries are from our notice of proposed rulemaking, just to set the stage.

Adding parents on birth report who intend to marry or enter into domestic partnership establishes the process by which parents who are not married at the time of the child's birth may agree.

To add the second parent to a child's birth record by affirming their intent to marry at a later date.

This rule is needed to clarify the requirements that must be met for a second parent to be added to the birth record based on the intent to marry, including that the parent must indicate their agreement to be added to the birth report by signing the birth worksheet.

I identify as obligations for individuals reporting births where the second parent requests to be added to the birth record based on the intent to marry.

OK.

Now we will go through.

Uh. Each section?

I'll pause briefly after each section.

In case anybody wants to provide comments or feedback or has questions, if we you think of something later, it's OK to provide feedback on something that we've already covered. If we're on three and you think of something for one, that's, that's fine.

And yeah, feel free to raise your hand and.

Jump in.

So kind of Section 1.

For the purposes of this rule, reporter means the person who submits a report of live birth to the Center for Health statistics. CHS, as described in ORS 432.088 sections 3:00 and 5:00.

Reporter may include acknowledged parents, alleged genetic parents, intended parents, institutions, persons in charge of the institution or physicians as defined in ORS 432.005.

Direct entry midwives midwives registered with CHS the parent who gave birth any other parent a person in charge of the premises where the live birth occurred or any other person who submits a report of live birth to CHS.

Section 2.

For purposes of this rule, second parent means the individual who is not the parent who gave birth and seeks to be added to the birth record for the child under this rule.

Section 3.

If a parent who gave or will give birth to the child is not married at the time of either conception or live birth, or within 300 days before the live birth, the second parent may be entered on the report of live birth if.

A.

The parent who gave birth or will give birth to the child and the second parent intend to marry or enter into a domestic partnership registered by the state after the birth of the child and B.

The second parent agrees to be added to the record of live birth.

Any questions or feedback so far?

OK, Section 4. Oh, yes, Tabitha, thank you.

KJ **Kracker James** 26:05

Derek, it looks like Tabitha has a hand up.

TK **Tabitha L. Koh** 26:08

I just have a practical question. If we're talking about a report of a live birth.

PC Patterson Derrick C 26:10
Mm-hmm.

TK Tabitha L. Koh 26:15
Then how would the circumstance of a parent who will give birth arise?
Because the certificate is filed, the report is filed after a baby is born.

PC Patterson Derrick C 26:22
To.
Mm-hmm.
Thank you.
That was a good question.
Book.

WA Woodward Jennifer A 26:34
I'll. I'll try him in.

PC Patterson Derrick C 26:35
Yeah, go ahead, Jennifer.

WA Woodward Jennifer A 26:37
Thank you, Tabitha.
So definitions in our statutes, a report is prior to the birth and a record is after the birth.
So they could submit the worksheets prior to the birth if you know because some in some facilities the worksheets are prior.
So there's a key definition between report and record of birth.

TK Tabitha L. Koh 26:59
Thank you.

PC Patterson Derrick C 27:01
Thank you, Jennifer, and thank you, Tabitha. Good question.
Any other questions or feedback before we move on?

Alright, Section 4 to add the second parent on the birth report. Under this rule the following must be submitted on the birth filing worksheet for parents in the form required by chapters a indication the parent who gave birth and second parent intend to marry or enter into Dom.

Partnership, registered by the state.

B. The signature of the second parent, indicating they agree to be added to the birth record.

C information.

For the second parent, including name, date of birth and other information required in the worksheet.

D any other information as required by the state registrar in the birth worksheet and

E the signature of the parent who gave birth or their designee as the informant verifying the accuracy of the information provided on the worksheet.

OK.

5A reporter shall complete the report of live birth and include the second parent using the information provided on the birth worksheet if.

A.

The birth worksheet has been signed by the second parent, indicating agreement to be added to the birth report.

B. The requirements under Section 3 of this rule have been met.

And C the birth worksheet does not indicate that the parent who gave or will give birth to the child was married at the time.

Of either conception or live birth, or within 300 days before the live birth.

Any questions or feedback?

OK.

Section 6.

A reporter shall not include the second parent on the birth report and the State Registrar shall not include the second parent on the birth record if a the second parent has not signed the worksheet, indicating agreement to be added to the birth report.

B. Any requirement under Section 4 of this rule has not been met or C.

The birth worksheet indicates that the parent who give or will give birth.

Earth to the child was married at the time of either conception or live birth, or within 300 days before the live birth.

10.

Seven. When processing a request under this rule, if the state registrar has cause to question the validity or adequacy of the documentation, the state registrar and the state registrar's discretion may request additional information or documentation, or may refuse to register the live birth, or amend a record.

Of live birth.

Any other questions or feedback about that rule?

OK.

So the next rule that we're going to cover is OAR333-011-0266.

This is related to witness to voluntary acknowledgements of parentage.

The summary for this is witnessed voluntary acknowledgments of parentage establishes the witnessed voluntary acknowledgment of parentage form as required by ORS 432.0981 a.

The rule also establishes the requirements for completing and submitting the form to add a parent to a birth report.

In addition, the rule specifies when a form is insufficient or when the proposed parent will not be added to the birth record.

The rule also identifies obligations for individuals reporting births where a witnessed voluntary acknowledgement of parentage will be submitted.

All right.

Section 1. For the purposes of this rule, parties is defined to include the parent who will give or gave birth to the child. The alleged genetic parent, as defined in ORS 109.002 presumed parent as defined in ORS 109 point.

002 or intended parent as defined in ORS 432.005.

B. Exclude an intended parent as defined in ORS 432.005 when the child was conceived by assisted reproduction under a surrogacy agreement.

Section 2.

This rule adopts the witnessed voluntary acknowledgment of parentage form as required by ORS 432.098, a voluntary acknowledgement of parentage must be completed on the form prescribed by the state Registrar of the Center for Health Statistics, CHS.

The form is available upon request from a healthcare facility where the birth will occur or occurs.

The form is also available upon request from CHS.

All right.

3 the witnessed voluntary acknowledgment of parentage.

Four must request or require information necessary to comply with existing federal and state laws and regulations for determination and recording of parentage, including but not limited to, a current full names of the child and the parties.

B. Social Security numbers of the parties if available.

C dates of birth for the child and parties.

D.

Birthplaces of the parties.

E addresses and phone numbers of the parties.

F birthplace of the Child, Hospital or healthcare facility.

G statement indicating the parties need to read and understand the form, and that making willful and knowing false statements on this form can lead to criminal and civil penalties.

H statements of acknowledgment signed by both parties.

Aye. Signature lines for the parties.

J signature lines for the witnesses.

And K statements of rights, responsibilities, alternatives.

And consequences specified in ORS 109.070.

Any feedback or questions about?

LS **Lane Shetterly** 34:16

Derek, just a really minor grammatical 1.

PC **Patterson Derrick C** 34:17

Yes.

LS **Lane Shetterly** 34:20

But in G it seems like combining the and this in that sentence is odd.

I I would think he would probably be statements on the form as in the rule. We're not looking at a form, we're talking about a form.

And you use the form in the first line of that subsection to.

PC **Patterson Derrick C** 34:34

Perfect. Thank you.

Let's see.

LS **Lane Shetterly** 34:40
Of G of G statements.

PC **Patterson Derrick C** 34:43
Here.

LS **Lane Shetterly** 34:44
Statements indicating the parties need to read understand the form and make them willful and knowledgeable. Statements on this form, I think that would be that.

PC **Patterson Derrick C** 34:54
OK.

LS **Lane Shetterly** 34:55
Too.

PC **Patterson Derrick C** 34:55
Thank you.
Any other feedback?
OK.

DJ **Deas, Jenni** 35:04
Can I ask a clarifying question, Eric?

PC **Patterson Derrick C** 35:06
Sure. Yeah, absolutely.

DJ **Deas, Jenni** 35:08
This is Jenny, DS, the nurse manager at Providence Portland.
Just asking is is this now changing?
Is this recommendation is that we're we're asking that the statement is read and understood by the parents, the intent, the intended parents.
Because currently the way it reads, we are required to read it to them.

PC Patterson Derrick C 35:36

Thank you. Any of our subject matter experts want to chime in on that.
If not, we can take it into account for our future versions.

DJ Deas, Jenni 35:51

I wanna.

PC Patterson Derrick C 35:51

Yeah, Tabitha.

DJ Deas, Jenni 35:52

I wanna add that I like that it just says that they read it personally because it does
take quite a lot of time for us to read it to them.

TK Tabitha L. Koh 35:52

And I.

PC Patterson Derrick C 36:00

Thank you, Jenny.
Aaron.

WE Williams Erin 36:07

I can clarify if you'd like.

This is just establishing that the VAP is going to include this statement saying parties
need to read and understand this form.

And the requirement that the.

I that the certain acknowledgements be read by the hospital staff to the.

To the parties.

Is is still a statutory requirement so that so that will remain.

This is just saying that the actual form will say hey parties, you need to read and
understand this form before you sign it.

DJ Deas, Jenni 36:50

OK.

Thank you.

PC **Patterson Derrick C** 36:52

Thank you, Erin.

Let's see. Were there any other?

Hands on that one that anybody wanted to add anything.

OK.

All right, Section 4.

Staff of the health care facility where the birth occurred shall provide the witness to voluntary acknowledgement of parentage form to the parties before, at or after the birth of the child. If there is reason to believe that a the parent who gave birth to the child is not.

Married or in domestic partnership registered by the state.

B. The parent who gave birth to the child is married or in domestic partnership, registered by the state. But the alleged genetic parent of the child is not the spouse or registered domestic partner of the parent who gave birth to the child or.

C The child was conceived by assisted reproduction other than under a surrogacy agreement.

Any feedback on that section?

OK.

Section 5.

A witnessed voluntary acknowledgment of parentage must a be fully completed with all required fields filled out.

Be not contain any crossed out or altered information.

See be witnessed by a staff member of the health facility where the child was born within five days following the child's birth.

DB signed and dated by all parties identified in the form, while witnessed by facility staff.

All signatures must be original and may not be stamps or electronic signatures.

The date of signature was written by the Witness must match the signature date of the party whose signature was witnessed.

E only be signed after facility staff reads to the right.

Reads to the parties the right's responsibilities, alternatives and consequences listed on the acknowledgement.

Any questions or feedback about that section?

OK.

Section 6.

The parties are responsible for accurately completing the form and returning the completed and signed form to the healthcare facility staff for submission to CHS. Each party should retain a copy of the completed signed form.

Seven, the state Registrar shall only accept a witnessed voluntary acknowledgement of parentage form that satisfies the requirements in this rule and applicable statute. Eight the person in charge of the health care facility where the birth occurred, or an authorized designee shall enter the information regarding the alleged genetic parent, presumed parent or intended parent from the witnessed acknowledgement of parentage form into the state registrar's electronic birth reporting system.

If the information on a parent worksheet for the party seeking to establish parentage differs from the witnessed voluntary acknowledgement of parentage, form, health care facility staff shall input the information from the acknowledgement form into the birth report.

Any questions or feedback?

OK.

LS **Lane Shetterly** 40:40

Derek, Derek. Sorry. This is lane again and I'm just exposing my ignorance of this, but looking just at the rule.

PC **Patterson Derrick C** 40:40

Yes. Lane. Yep.

LS **Lane Shetterly** 40:48

In oh, is it 4 No 5?

C It says that the form has to be witnessed by a member of the health staff member within five days following the child's birth. Is there a corresponding time limit within which the the form must be signed by the parents?

I mean, I guess if it has to be witnessed within five days, it's implicit that it needs to be signed.

By the parent with before 5 days, but is there.

Is there?

Is there explicit rule to that effect?

It's kind of funny to have the time limited address to the witnesses, but not to the actual execution of the form.

PC **Patterson Derrick C** 41:32

I think subject matters will correct me if I'm wrong, but I think in Dees they have to the date that they witness has to be the same as the date it's signed so it all have to take place on the same day before 5 days is my underst.

LS **Lane Shetterly** 41:47

OK.

I just, it seems to me as a matter of drafting, it's kind of odd to put the time limit on the witnesses signature, but not on the parents signature.

But I guess if that's not confusing to folks, it will never confuse me.

PC **Patterson Derrick C** 41:55

Yep.

We appreciate it.

Any other feedback or questions?

OK.

Thank you.

Great feedback.

Let's see.

I scroll that let me accidentally skip something.

I think we're on 9.

OK.

Yes, the healthcare facility shall mail complete witness to voluntary acknowledgement of parentage forms to CHS at least weekly.

10 when a birth report indicates a witnessed voluntary acknowledgement of parentage form was completed, the state registrar shall register the birth to include the parent added by the witnessed voluntary acknowledgement only after.

A.

Receiving and accepting a witnessed voluntary acknowledgement of parentage form if no second parent is named on the child's report of live birth or B.

Receiving and accepting a witness to voluntary acknowledgement of parentage form.

And a denial of parentage form as described in OAR333-011-0268. If there is a second parent named in the report of live birth.

Any questions or feedback?

OK.

Section 11.

If a witnessed voluntary acknowledgement form is not received and accepted by the state registrar as described in Section 10A of this rule within 45 days from the date of birth, the state registrar shall register the birth without the parent identified in the report as submitting a.

Witness to voluntary acknowledgement of parentage.

12 witnessed voluntary acknowledgment of parentage forms received by CHS shall be held for matching with birth reports, birth records or denials of parentage forms until matched or for six months after receipt, whichever is earlier unmatched.

Notarized voluntary acknowledgment of parentage forms will be retained for to be determined.

Number of years then destroyed.

Any questions or feedback on that section?

LS **Lane Shetterly** 44:45

Sorry, one question on there. That last sentence refers to.

PC **Patterson Derrick C** 44:46

Uh-huh.

LS **Lane Shetterly** 44:49

Notarized forms. But this is the rule on witnessed forms.

Notarized forms is the next rule.

PC **Patterson Derrick C** 44:56

Excellent. Thank you.

Anything else?

All right, section 13, when the state registrar has cause to question the validity or adequacy of documentation submitted under this rule, the state registrar in the state registrar's discretion may request additional documentation or refuse to accept the witness to voluntary acknowledgement of parentage.

All right.

Any other final questions?

Feedback. Anything at all. Tabitha. Yeah.

TK **Tabitha L. Koh** 45:42

I just want to have a clarifying question for the subject matter experts.

It looks to me like this is contemplating that the VAP has to be signed and witnessed within 5 days of the birth.

But that there might be a delay of up to another 40 days before it's actually filed with.

The state and are we imagining that that's to encompass potential delay in hospital processing?

Or that individuals will have their vap with them and delay filing it.

What's the?

I'm just not understanding the circumstance that's trying to address.

PC **Patterson Derrick C** 46:22

Thank you.

But even our subject matter experts like to answer that.

WA **Woodward Jennifer A** 46:28

Yeah, I'll chime in.

Thank you for the question.

Yeah, I think that the idea is, is that you know it.

We did ask the hospitals to get them in to us within a weekly, but we also want to give a little bit of a time frame for mailing because they do mail.

And so we just want to give that opportunity to still get them in.

So then we you know.

We have situations where they the mail could take a long time.

They get processed here, so we want to give the benefit of the doubt for that time frame.

But the goal is is to get them in process as quickly as possible.

TK **Tabitha L. Koh** 47:02

That's perfect, I.

WA

Woodward Jennifer A 47:06

We we have to get them in the office.

TK

Tabitha L. Koh 47:09

Got it.

No, that makes perfect sense.

I know some rural hospitals have one clerk that might not come in very often to deal with these things, so thank you.

PC

Patterson Derrick C 47:19

Thank you.

Any other questions or feedback?

All right. Our next one is the notarized voluntary acknowledgment of parentage 333-011-0267.

Notarized voluntary acknowledgment of parentage establishes the notarized voluntary acknowledgement of parentage form as required by ORS 432.0981. A. The rule also establishes the requirements for completing and submitting the form. To add a parent to a birth record. In addition the rule.

Specifies when a form is insufficient or when the proposed parent will not be added to the birth record.

The rule also identifies obligations for individual.

Reporting births where a notarized voluntary acknowledgement of parentage will be submitted.

The rule also establishes win a fee to add a parent using a notarized voluntary acknowledgment of parentage is required.

Section 1. For the purposes of this rule, parties is defined to a include the parent who will give or gave birth to the child. The alleged genetic parent, as defined in ORS 109.002 presumed parent as defined in ORS 109 point.

002 or intended parent as defined in ORS 432.005.

B. Exclude an intended parent as defined in ORS 432.005.

When the child was conceived by assisted reproduction under a surrogacy agreement.

Any questions or feedback?

OK, Section 2.

This rule adopts the notarized voluntary acknowledgment of parentage form as required by ORS 432.098.

A notarized, voluntary acknowledgement of parentage form must be completed on the form provided by the state registrar, which is available on the Center for Health Statistics chapter.

Upon request.

Section 3.

A notarized voluntary acknowledgment of parentage form can be signed before or after the birth of the child, but takes effect upon the birth of the child or the filing of the form with the state registrar, whichever is later. If a voluntary acknowledgement of parentage form and a den.

Of parentage form are both required.

Neither is effective until both are filed with the State register.

Questions or feedback on those sections?

OK.

Section 4.

The notarized, voluntary acknowledgement of parentage forms shall request or require information necessary to comply with existing federal and state laws and regulations for determination and recording of parentage, including but not limited to, a current full names of the child.

B. Current full names of the parties.

C.

Social Security numbers of the parties, if available.

D date of birth for the child or the expected date of birth.

E.

Dates of birth for the parties.

F birthplaces of the parties.

G addresses and phone numbers of the parties.

H birthplace of the child.

I.

Statement indicating the parties need to read and understand the form, and that making willful and knowing false statements on this form can lead to criminal and civil penalties.

Jay statements of acknowledgment signed by both parties.

K signature lines for the parties.

L space for notary information.

Signature and notary stamp and M statements of rights.

Responsibilities, alternatives and consequences specified in ORS 109.070.

Feedback questions on those.

Yeah, Elaine.

LS **Lane Shetterly** 51:59

Derek. Yeah, just the same comment in aye as I made in the previous rule, the, the and this.

PC **Patterson Derrick C** 52:05

Thank you.

Appreciate it.

Any other comments?

OK.

Section 5A.

Notarized voluntary acknowledgement of parentage for must a be fully completed with all required fields filled out.

B not contain any crossed out or altered information.

C include a complete and valid notary section with signature and date by a notarial officer.

B contain original signatures.

E.

Match the child's full name if known, date of birth or expected date of birth.

Parent, who gave Birth's current name and name prior to any marriage.

Maiden name in the birth report or birth record for an expected date of birth to match a date of birth. The expected date of birth on the form must fall within 120 days of date of birth on the birth report.

Any feedback on that section?

OK.

Section 6.

The state registrar may require additional information from the parties to match the notarized voluntary acknowledgement of parentage form to the birth report or birth record.

Seven. The parties are responsible for accurately completing the notarized voluntary

acknowledgment of parentage, form and mailing the original completed form to CHS at the address identified in the form.

Section 8.

Notarized voluntary acknowledgement of parentage forms received by CHS shall be held for matching with birth reports, birth records or denials of parentage forms until matched or for six months after receipt, whichever is earlier.

Unmatched, notarized voluntary acknowledgment of parentage forms will be retained for to be determined a number of years then destroyed.

Questions or comments on #8?

OK.

AD Amy Down-Maul 54:36

Hi there. This is Amy from the Hospital Association of Oregon.

PC Patterson Derrick C 54:39

Mm-hmm.

AD Amy Down-Maul 54:39

I had just had kind of a clarifying question.

That I see the notary notarized form also includes a statement of right responsibilities, alternatives and consequences.

Is there a reason why it's not read aloud for the notarized version as opposed to the Hospital staff version.

PC Patterson Derrick C 55:04

Thank you.

Appreciate the question.

Is that something our subject matter experts can answer?

WA Woodward Jennifer A 55:14

Yes.

It's yes, it specifies in that it's the hospital staff that needs to read the witnessed voluntary acknowledgment of paternity versus the notarized 1.

So the law does state it. It needs to be read by the hospital staff.

PC Patterson Derrick C 55:33

For the witnessed one, OK.

WA Woodward Jennifer A 55:35

Yes, for the witness one. Thanks.

PC Patterson Derrick C 55:38

Thank you, Jennifer.

Thank you for the question, Amy.

Any other questions or comments about the section? Yeah, Tabitha.

TK Tabitha L. Koh 55:47

Again, just to clarify. Thank you.

PC Patterson Derrick C 55:49

Yeah.

TK Tabitha L. Koh 55:51

Once the forms are matched, is it the plan then that they will be destroyed sort of immediately as soon as we've matched them? So we wait till the six months.

Whatever's been matched is matched, and then they are destroyed and only the unmatched ones are retained or.

Is there?

We can't retain all this information indefinitely, but I guess I'm I'm interested in what the practice will be.

PC Patterson Derrick C 56:16

Thank you.

Any of our subject matter experts like to speak to that.

WA Woodward Jennifer A 56:20

He he.

Yeah, I'll step in.

So the key thing is for those that are matched, those are considered legal documents.

PC Patterson Derrick C 56:23

Yeah.

WA Woodward Jennifer A 56:31

So anything that is matched.

So if we get a voluntary acknowledgement of paternity, that's notarized and or witnessed, that is considered the legal change to the record.

So those are those are stored in perpetuity. The questions we have here is that we don't get a matched one and they're unmatched.

How long do we retain those unmatched records?

Because nothing has come in after six months and that is why we have.

We're still trying to determine through our retention schedules and and work, you know and your thoughts on on this as well as on how long should we be keeping those unmatched.

Voluntary knowledge of paternities or notarized paternity forms, when we haven't got a match.

So, but the matched ones are permanent records.

And they follow our permanent record of retentions and they are put in files.

So they are a permanent record.

TK Tabitha L. Koh 57:28

OK, great. So in a situation where a somebody submitted a VAP, they were matched and maybe that couple is planning to place a child for adoption down the road and we're searching for paternity information that would be available to the state of Oregon to provide. That's great.

I mean, my own opinion on how long unmatched forms need to be kept.

I do see situations where clients thought they had completed a VAP but they didn't or they thought they had acknowledged parentage and they didn't.

And it takes them a couple of years before this all sort of comes to light.

But because we have such a short timeline that we're wanting to get the sort of claiming of the child, the witnessing, what is their legal intent and their status at that time of birth?

I would feel like a couple of years is plenty of time to hold onto those.
That's just my as a practitioner in this area.
That's my view.

PC Patterson Derrick C 58:31

Thank you, Tabitha.

Is there anybody else that has feedback on the retention time period?

OK.

Any other questions or feedback on this section?

All right.

Thank you all.

Some great feedback and questions section 9.

The State Registrar shall only register a birth or prepare a new birth record to add a parent identified in a notarized voluntary acknowledgement of parentage form.

A. If there is no second parent named on the child's record of live birth or.

B. If there is a second parent already named in the report of live birth or record of live birth and the registrar.

Has received and accepted a denial of parentage form as described in OAR333-11-0268 and C after receiving and accepting a voluntary acknowledgement of parentage form and D after receiving required fees.

Feedback or questions on that?

OK.

TK Tabitha L. Koh 59:54

Sorry kitten. May I make a comment?

PC Patterson Derrick C 59:54

Yeah. Good. Yeah, absolutely.

TK Tabitha L. Koh 59:58

I think this is getting at. What are the requirements if we're trying to use that VAP to the notarized VAP to get the parent added?

But it's not the exclusive method.

So somebody who attempts a voluntary acknowledgement where there was already a parent listed a second parent listed and they don't provide that denial of

parentage. I would expect they then move to.

A court proceeding to determine which of those two potential second parents is the legal one, and then that would be provided to vital records.

So I would suggest or want us to consider just saying.

Under 9, the State Registrar shall only register a birth or prepare a new birth record to add a parent based on a notarized voluntary acknowledgement if.

Yes.

Because that parent identified in the notarized VAP could be added to another mechanism.

And if I'm too far in the weeds, that's just fine.

You can ignore me.

PC **Patterson Derrick C** 1:01:04

Thank you, Tabitha. I appreciate the feedback.

We appreciate it.

Any other suggestions on section 9?

OK.

Section 10.

The State Registrar shall establish a replacement for the record of live birth after amending a record of live birth under this rule, when a replacement record is requested.

11 a fee is not required to amend or add a parent pursuant to an accepted, notarized voluntary acknowledgment of parentage form. If the form was received by the state registrar a via mail postmarked within 14 days of birth of the child or.

B via mail postmarked within 30 days of the date. The state registrar rejected a witness to voluntary acknowledgement of parentage for.

Any questions or feedback?

All right, section 12.

When the state registrar has cause to question the validity or adequacy of documentation submitted under this rule, the state registrar in the state registrar's discretion may request additional documentation or refuse to accept the notarized voluntary acknowledgement of parentage for.

Any final questions or feedback about this notarized acknowledgment of parentage rule?

OK.

Well, we're done a little bit early.

Anything. Any other questions before we talk about next steps?

OK.

Well, I appreciate you taking time out of your busy schedules to provide us with your feedback.

It's really important.

We really appreciate it.

We will meet again next week. At the same time at a very similar format, to look at the next three rules.

We will send you reminders and just as a reminder, there is that e-mail in the chat if you are interested in joining.

Our forms workgroup are providing feedback on those forms.

Next week we will be looking at the denial of parentage rule, rescission of acknowledgement or denial of parentage and registration of births under a gestational surrogacy agreement.

Any any final thoughts or questions as we wrap up here?

OK.

Well, we're going to give you all some time back.

I really appreciate you being here today.

And hope you have a great rest of your day.

Thank you everybody.

 **Collins Johanna D** 1:04:32

Thank you, Derek.

 **Maura Roche, Basic Rights** 1:04:33

Thank you.

 **Woodward Jennifer A** 1:04:35

Thanks everybody.

 **Hall Dancia O** stopped transcription