

Senate Bill 163 and Acknowledgment of Parentage

Public Health Division Center for Health Statistics

We are Vital and We Count

Today's Agenda

- SB 163 overview
- New definitions
- Updates to the AOP forms
- New form use
- OVERS change
- What stayed the same?
- Future updates





SB 163 Overview

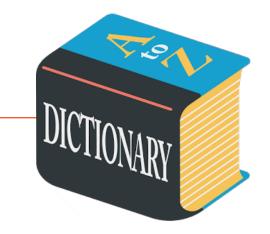
- Passed in 2025 Legislative Session
- Goes into effect in two stages January
 1, 2026, and January
 2027
- Modernizes legal terminology
- Gender-neutral language
- Expanded parentage definitions
- New AOP form







- Parentage: Paternity will now be referred to as
 Parentage. This reflects more gender-neutral language.
 The AOP will be referred to as the Acknowledgment of Parentage. It is the parent-child relationship, with associated rights and responsibilities.
- Adjudicated parent: A person who has been found to be a parent of a child by a court with jurisdiction.



 Alleged genetic parent: A person who claims or is alleged to be a genetic or possible genetic parent of a child whose parentage has not been established by a court (adjudicated). An alleged genetic parent does not include a presumed parent, someone whose parental rights have been terminated or declared not to exist, or a donor. May also be referred to as biological father or father.



- Intended parent: A person who intends to be a legal parent of a child conceived by assisted reproduction, including under a gestational surrogacy agreement, but does not include the parent who gives birth to the child.
- Parent who gave birth to the child: Commonly referred to as biological mother or mother.



 Presumed parent: A person who is married to the parent who gave birth to the child at the time of the child's birth without a judgment of separation, or a person who was married to the parent who gave birth, and the child was born within 300 days after the marriage was terminated by death, annulment or dissolution or after entry of judgment of separation. Presumed parents do not include where a child was conceived by assisted reproduction under a gestational surrogacy agreement.

Parent Questions

What can BIS or labor and delivery staff do if they get pushback or questions regarding the new definitions?

- Reassure parents that the AOP is a legal form that must meet the requirements of the new law.
- The new definitions do not impact the mother/father or parent/parent labels that appear on the birth certificate.

Instructions Page

- Updated instructions for sections 1-4
- Hospital witness must read Statement of Rights, Responsibilities, Alternatives and Consequences
- Definitions

Public Health Division

Center for Health Statistics



Voluntary Acknowledgment of Parentage

Oregon law permits the establishment of parentage by Voluntary Acknowledgment of Parentage (Acknowledgment) if there is no second parent listed on an existing birth record and the Acknowledgment satisfies all conditions required to be valid under the law. The final page of the form provides the rights and responsibilities of the parents, alternatives to signing this Acknowledgment, consequences of signing this Acknowledgment, rights of a minor parent, and additional information.

This form can only be used when completed within five days after the birth of the child and while the parent who gave birth to the child is still a patient of the birth facility. After that, you may be eligible to establish parentage using a similar form (form 45-21), which requires a notary to witness both parents' signatures. Additional fees may be required. To obtain a copy of that form, visit http://www.healthoregon.org/chs or call 971-673-1190.

Instructions

Important: Read and understand all the information below and the Acknowledgment. Listen to the witness read you the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page before you sign. Only sign if the statements and information in the Acknowledgment are true.

- Section 1: Complete this section with the information as provided on the birth certificate worksheet.
- Section 2: Complete with information regarding the parent who gave birth to the child.
- Section 3: Complete with information regarding the alleged genetic parent.

Section 4: Read and understand the Acknowledgment but only sign when the hospital witness is present and has read the statement to you.

Hospital witness: The hospital witness is required to read the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page to the parents, to witness and date both parents' signatures and to mail completed form immediately to: Center for Health Statistics, PO Box 14050, Portland, OR 97293-0050.

Definitions

Acknowledged parent: A person who has been added to a birth record as a parent by signing an effective Acknowledgment of Parentage.

Adjudicated parent: A person who has been found to be a parent of a child by a court with jurisdiction.

Alleged genetic parent: A person who claims or is alleged to be a genetic or possible genetic parent of a child whose parentage has not been established by a court (adjudicated). An alleged genetic parent does not include a presumed parent, someone whose parental rights have been terminated or declared not to exist, or a donor. May also be referred to as biological father or father.

Intended parent: A person who intends to be a legal parent of a child conceived by assisted reproduction, including under a gestational surrogacy agreement, but does not include the parent who gives birth to the child.

Parentage: The parent-child relationship, with associated rights and responsibilities.

Parent who gave birth to the child: Commonly referred to as biological mother or mother.

Presumed parent: A person who is married to the parent who gave birth to the child at the time of the child's birth without a judgment of separation, or a person who was married to the parent who gave birth and the child was born within 300 days after the marriage was terminated by death, annulment or dissolution or after entry of judgment of separation. Presumed parents do not include where a child was conceived by assisted reproduction under a gestational surrogacy agreement.



Updated instructions for sections 1 - 4

Instructions

Important: Read and understand all the information below and the Acknowledgment. Listen to the witness read you the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page **before** you sign. Only sign if the statements and information in the Acknowledgment are true.

Section 1: Complete this section with the information as provided on the birth certificate worksheet.

Section 2: Complete with information regarding the parent who gave birth to the child.

Section 3: Complete with information regarding the alleged genetic parent.

Section 4: Read and understand the Acknowledgment but only sign when the hospital witness is present and has read the statement to you.

Hospital witness: The hospital witness is required to read the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page to the parents, to witness and date both parents' signatures and to mail completed form immediately to: Center for Health Statistics, PO Box 14050, Portland, OR 97293-0050.



 Hospital witness must read Statement of Rights, Responsibilities, Alternatives and Consequences

Instructions

Important: Read and understand all the information below and the Acknowledgment. Listen to the witness read you the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page **before** you sign. Only sign if the statements and information in the Acknowledgment are true.

Section 1: Complete this section with the information as provided on the birth certificate worksheet.

Section 2: Complete with information regarding the parent who gave birth to the child.

Section 3: Complete with information regarding the alleged genetic parent.

Section 4: Read and understand the Acknowledgment but only sign when the hospital witness is present and has read the statement to you.

Hospital witness: The hospital witness is required to read the Statement of Rights, Responsibilities, Alternatives and Consequences on the final page to the parents, to witness and date both parents' signatures and to mail completed form immediately to: Center for Health Statistics, PO Box 14050, Portland, OR 97293-0050.



Definitions

Acknowledged parent:

Adjudicated parent:

Alleged genetic parent:

Intended parent:

Parentage:

Parent who gave birth to the child:

Presumed parent:



AOP Form

- Section 2 Parent who gave birth to the child (formerly Natural mother of the child)
- Section 3 Alleged genetic parent (formerly Natural father of the child)
- Section 4 Acknowledgment

This is a Legal Document

Voluntary Acknowledgment of Parentage



This document establishes parentage under ORS 432.098. Do not sign until you understand your legal rights and responsibilities as stated on the las page of this form. Complete in ink and do not alter/cross out information.

Middle id's birthplace: (hospital or health care facility name) a birth to the child Middle City thplace State: (if not United States, name country)	Last State Last name before any marria	Suffix (Example: Jr. or ast Zlp sges: (Malden name)	OVERS Case ID: Suffix (Example:)r. or S Social Security number: Daytims phone number:
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Middle City	State	Zip	Social Security number:
Middle City	State	Zip	Social Security number:
City	State	Zip	Social Security number:
thplace State: (If not United States, name country)	Last name before any marria	iges: (Malden name)	Davides share sumber
			Dayone prote number.
parent			
Middle	L	ast	Suffix (Example: Jr. or S
City	State	Zlp	Social Security number:
hplace State: (If not United States, name country)			Daytime phone number:
thurse.			
	City thelace State: (If not United States, name country)	thplace State: (If not United States, name country)	thplace State: (If not United States, name country)

Read and understand <u>before</u> you sign this document. Making willful and knowing false statements on this form can lead to criminal and civil penalties.

Acknowledgment

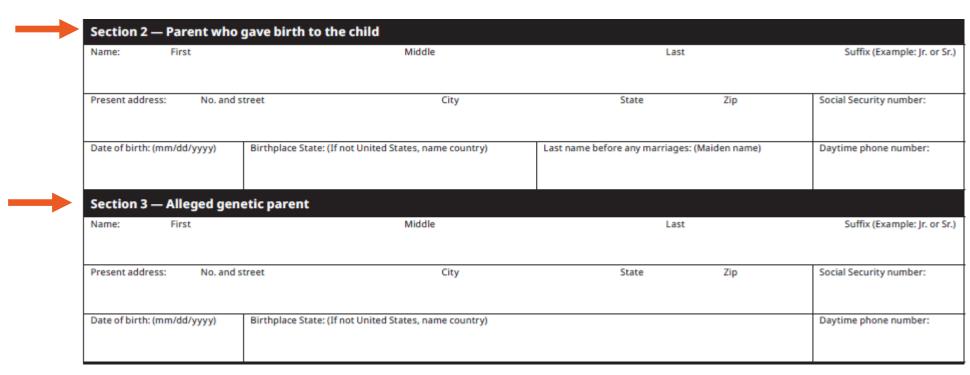
I acknowledge the following: 1)1 am signing this Acknowledgment for the purpose of establishing parentage of the child; 2) the alleged genetic parent identified above is an alleged genetic parent of the child; 3) the information provided and statements made in this form are true; 4) the parent who gave birth to the child was not married to anyone at the time of the child; conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child; 5) I have not consented to the adoption of the child; 6) a court has not determined that I am not the parent of the child; 7) I have not surrendered my parental rights to a public or private child-caring agency and have not had my parental rights terminated by a court; 8) the child does not have a presumed parent, other acknowledged parent, adjudicated parent or intended parent other than the parent who gave birth to the child; 9) I understand that this Acknowledgment is the equivalent of an adjudication of parentage of the child and that a challenge to the acknowledgment is permitted only under limited circumstances; (10) the hospital witness has read to me the Statement of Rights, Responsibilities, Alternatives and Consequences listed on the final page of this Acknowledgment.

Do not sign until hospital witness is present.

Parent who gave birth to the child's printed name	X Parent who gave birth to the child's signature	Date signed (mm/dd/yyyy)
Hospital witness' printed name	X Hospital witness' signature	Date signed (mm/dd/yyyy)
Alleged genetic parent's printed name	X Alleged genetic parent's signature	Date signed (mm/dd/yyyy)
Hospital witness' printed name	X Hospital witness' signature	Date signed (mm/dd/yyyy)
Voluntary Acknowledgment of Parentage	Center for Health Statistics Copy	200-97651_OHA 45-31 (01/26)



- Section 2 Parent who gave birth to the child (formerly Natural mother of the child)
 - Added Present address
 - Moved Last name before any marriages (Maiden name)
- Section 3 Alleged genetic parent (formerly Natural father of the child)





Section 4 - Acknowledgment

Section 4 — Witnessed signatures

Read and understand <u>before</u> you sign this document. Making willful and knowing false statements on this form can lead to criminal and civil penalties.

Acknowledgment

I acknowledge the following: 1) I am signing this Acknowledgment for the purpose of establishing parentage of the child; 2) the alleged genetic parent identified above is an alleged genetic parent of the child; 3) the information provided and statements made in this form are true; 4) the parent who gave birth to the child was not married to anyone at the time of the child's conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child; 5) I have not consented to the adoption of the child; 6) a court has not determined that I am not the parent of the child; 7) I have not surrendered my parental rights to a public or private child-caring agency and have not had my parental rights terminated by a court; 8) the child does not have a presumed parent, other acknowledged parent, adjudicated parent or intended parent other than the parent who gave birth to the child; 9) I understand that this Acknowledgment is the equivalent of an adjudication of parentage of the child and that a challenge to the acknowledgment is permitted only under limited circumstances; 10) the hospital witness has read to me the Statement of Rights, Responsibilities, Alternatives and Consequences listed on the final page of this Acknowledgment.



- Section 4 Acknowledgment
 - Added mm/dd/yyyy to Date signed

Do not sign until hospital witness is present.

	X	
Parent who gave birth to the child's printed name	Parent who gave birth to the child's signature	Date signed (mm/dd/yyyy)
	Х	
Hospital witness' printed name	Hospital witness' signature	Date signed (mm/dd/yyyy)
	x	
Alleged genetic parent's printed name	Alleged genetic parent's signature	Date signed (mm/dd/yyyy)
	x	
Hospital witness' printed name	Hospital witness' signature	Date signed (mm/dd/yyyy)



Statement of Rights, Responsibilities, Alternatives and Consequences

- Gender-neutral language
- Additional statements about when the Acknowledgement can not be used
- Alternatives to signing
- Additional information
- Must be read to parents

Statement of Rights, Responsibilities, Alternatives and Consequences

This Voluntary Acknowledgment of Parentage (Acknowledgment) is a legal document. Signing this Acknowledgment is voluntary. Signing this Acknowledgment has legal consequences so you may want to consult a lawyer before signing.

This Acknowledgment can <u>not</u> be used to establish parentage if:

- You are not an alleged genetic parent of the child.
- The parent who gave birth to the child was married to anyone at the time of the child's conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child.
- You consented to the adoption of the child.
- · A court determined that you are not the parent of the child.
- You surrendered your parental rights to a public or private child-caring agency.
- · A court terminated your parental rights.
- The child has a presumed parent, other acknowledged parent, adjudicated parent or intended parent other than the parent who gave birth to the child.
- A second parent is already listed on the existing birth record.

When this Acknowledgment is properly signed, witnessed and filed with the Registrar of the Center for Health Statistics, none of the conditions above apply, and the Acknowledgment otherwise satisfies all conditions required to be valid under the law, it establishes the identified alleged genetic parent who has signed the Acknowledgment as a legal parent of the child.

Rights and responsibilities of parents: To be the legal parent means you have all the parental rights and responsibilities that a parent would have if the child was born in a marriage.

If you are a noncustodial parent:

- You have the right to visit the child or to seek custody of the child.
- You have the responsibility to contribute to the support of the child, even if there is no child support court order requiring the payment of a
 certain amount of money.
- If there is no existing child support order for the child, then one may be established. If there is an existing order, it may be increased or decreased by a court or administrative order.
- The child support order may be enforced by wage withholding, tax refund intercepts, property liens and other involuntary processes.
- The child may have the right to inherit from your estate and receive Social Security benefits based on your earnings.
- There could be other benefits and responsibilities as well.

If you are a custodial parent

- · You have the right to seek birth expenses for the child or to have a child support order established, modified and enforced.
- You have the responsibility to care for, maintain and control your child.
- The child may have the right to inherit from your estate and receive Social Security benefits based on your earnings.
- There could be other benefits and responsibilities as well.

Custody: By law, the parent who has physical custody of the child at the time this Acknowledgment is filed has legal custody. Only a court can legally change custody.

Alternatives to signing this Acknowledgment: You have alternatives to signing this Acknowledgment. Instead of signing this Acknowledgment you could ask a court to determine legal parentage of the child and to decide whether birth costs and child support should be awarded pursuant to ORS 109.155.

You may obtain genetic testing to help determine if the alleged genetic parent is the genetic parent of the child. Free genetic testing is available through the Oregon Child Support Program. Either of you may request these tests. If you sign this Acknowledgment without genetic testing and it is later determined you are not a genetic parent, you are still considered the parent of the child if or until legal action is taken to disestablish your parentage. There may be time limitations on your ability to be legally removed as a parent to the child.

Consequences of signing this Acknowledgment: By signing this Acknowledgment, you become the legal parent of the child. Please see the rights and responsibilities listed above. You have 60 days after filling this Acknowledgment to rescind or "take back" this Acknowledgment. You may have fewer than 60 days if you are a party to a case involving the child that is pending in court and the first hearing has already taken place. You may challenge this Acknowledgment up to one year after filling, for any reason, if genetic testing has not been completed. You may challenge this Acknowledgment at any time if you can prove fraud, duress or material mistake of fact. The legal responsibilities that come from signing this Acknowledgment, such as child support, will not be suspended during a challenge to this Acknowledgment. If you sign this Acknowledgment and later decide you want genetic testing, you may ask the Oregon Child Support Program for these tests up to one year after filling this Acknowledgment. If those tests show that the alleged genetic parent who has signed this Acknowledgment is not the genetic parent of the child, legal parentage may be set aside or "undone." This information is not exhaustive, and an attorney can advise on options after parentage is established.

Rights of a minor parent: If you are under 18 years of age and not legally emancipated by marriage or by a court order, you are a minor parent. As a minor parent, you may give authorizations and enter into agreements in adoption, juvenile court, or other proceedings concerning the care or custody of the child. As a minor parent, you have the right to have a guardian ad litern appointed before a child support order is entered against you. As a minor parent, you may file a petition on behalf of your minor child and if you are a minor custodial parent, you may enter a contract for an apartment and for utilities. A lawyer could best explain your rights as a minor parent.

Additional information: You can find more information about establishing parentage on the Oregon Child Support Program website, www.oregonchildsupport.gov. You can also contact their customer service team at 800-850-0228 or visit a local child support office to learn more or to discuss your rights to genetic testing. If you would like a lawyer, you can call the Oregon State Bar's Referral and Information Service at 800-452-7636.



- Gender-neutral language
- Additional statements about when the Acknowledgement can not be used

Statement of Rights, Responsibilities, Alternatives and Consequences

This Voluntary Acknowledgment of Parentage (Acknowledgment) is a legal document. Signing this Acknowledgment is voluntary. Signing this Acknowledgment has legal consequences so you may want to consult a lawyer before signing.

This Acknowledgment can **not** be used to establish parentage if:

- · You are not an alleged genetic parent of the child.
- The parent who gave birth to the child was married to anyone at the time of the child's conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child.
- You consented to the adoption of the child.
- · A court determined that you are not the parent of the child.
- · You surrendered your parental rights to a public or private child-caring agency.
- · A court terminated your parental rights.
- The child has a presumed parent, other acknowledged parent, adjudicated parent or intended parent other than the parent who gave birth to the child.
- · A second parent is already listed on the existing birth record.



Alternatives to signing

Alternatives to signing this Acknowledgment: You have alternatives to signing this Acknowledgment. Instead of signing this Acknowledgment you could ask a court to determine legal parentage of the child and to decide whether birth costs and child support should be awarded pursuant to ORS 109.155. You may obtain genetic testing to help determine if the alleged genetic parent is the genetic parent of the child. Free genetic testing is available through the Oregon Child Support Program. Either of you may request these tests. If you sign this Acknowledgment without genetic testing and it is later determined you are not a genetic parent, you are still considered the parent of the child if or until legal action is taken to disestablish your parentage. There may be time limitations on your ability to be legally removed as a parent to the child.

Consequences of signing this Acknowledgment: By signing this Acknowledgment, you become the legal parent of the child. Please see the rights and responsibilities listed above. You have 60 days after filing this Acknowledgment to rescind or "take back" this Acknowledgment. You may have fewer than 60 days if you are a party to a case involving the child that is pending in court and the first hearing has already taken place. You may challenge this Acknowledgment up to one year after filing, for any reason, if genetic testing has not been completed. You may challenge this Acknowledgment at any time if you can prove fraud, duress or material mistake of fact. The legal responsibilities that come from signing this Acknowledgment, such as child support, will not be suspended during a challenge to this Acknowledgment. If you sign this Acknowledgment and later decide you want genetic testing, you may ask the Oregon Child Support Program for these tests up to one year after filing this Acknowledgment. If those tests show that the alleged genetic parent who has signed this Acknowledgment is not the genetic parent of the child, legal parentage may be set aside or "undone." This information is not exhaustive, and an attorney can advise on options after parentage is established.



Additional information

Additional information: You can find more information about establishing parentage on the Oregon Child Support Program website, www.oregonchildsupport.gov. You can also contact their customer service team at 800-850-0228 or visit a local child support office to learn more or to discuss your rights to genetic testing. If you would like a lawyer, you can call the Oregon State Bar's Referral and Information Service at 800-452-7636.



Must be read to parents

Section 4 — Witnessed signatures

Read and understand <u>before</u> you sign this document. Making willful and knowing false statements on this form can lead to criminal and civil penalties.

Acknowledgment

I acknowledge the following: 1) I am signing this Acknowledgment for the purpose of establishing parentage of the child; 2) the alleged genetic parent identified above is an alleged genetic parent of the child; 3) the information provided and statements made in this form are true; 4) the parent who gave birth to the child was not married to anyone at the time of the child's conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child; 5) I have not consented to the adoption of the child; 6) a court has not determined that I am not the parent of the child; 7) I have not surrendered my parental rights to a public or private child-caring agency and have not had my parental rights terminated by a court; 8) the child does not have a presumed parent, other acknowledged parent, adjudicated parent or intended parent other than the parent who gave birth to the child; 9) I understand that this Acknowledgment is the equivalent of an adjudication of parentage of the child and that a challenge to the acknowledgment is permitted only under limited circumstances; 10) the hospital witness has read to me the Statement of Rights, Responsibilities, Alternatives and Consequences listed on the final page of this Acknowledgment.





New Form Use

- CHS will mail initial supply of the new Hospital form (45-31) to facilities
- Expect new form in December
- Start using new form January 1, 2026
- Shred old forms after January 1, 2026, only if you have received the new forms
- Let Labor and Delivery staff know about the new forms and when they need to be used



Updates to the Notarized AOP form 45-21

- Gender-neutral language
- Definitions
- Acknowledgment section has been expanded from six to ten items
- Updated Statement of Rights, Responsibilities, Alternatives, and Consequences



Always provide the Notarized form if parents can't complete the Hospital AOP.

This is a Legal Document Fees: \$35 Filing Fee

Voluntary Acknowledgment of Parentage Affidavit



This document establishes parentage under ORS 432.098. Do not sign until you understand your legal rights and responsibilities as stated on the last page of this form. Complete in ink and do not alter/cross out information.

Section 1 — Child (as na Child's name: First						CSP Use Only
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ate of birth: (mm/dd/yyyy)	Birthplace: Cit	v	County	Child's new last name	as it should appear on birth certif	Icate ("N/A" If not changing):
		,	county .			
ection 2 — Parent who						
ame: First	Mic	idle	Last			Suffix (Example: Jr, or Sr.)
resent address:	No. and street	CI	ty	State	Zip	Social Security number:
ate of birth: (mm/dd/yyyy)	Birthplace State: (If	not United Stat	tes, name country)	Last name before any	marriages: (Malden name)	Daytime phone number:
ection 3 — Alleged ger	netic parent					
ame: First	Mic	idle	Last			Suffix (Example: Jr, or Sr.)
resent address:	No. and street	CI	ty	State	Zip	Social Security number:
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Voluntary Acknowledgment of Parentage Affidavit Center for Health Statistics Copy

200-179200_OHA 45-21 (01/26)



OVERS Change

Other Links

Print Forms

Comments

Validate Registration

7785791 :Birdie Test NOV-07-2025

/New Event/New Event/Uncertified/Not Registered/AOP Pending

Print Forms

Paternity - (45-31A Hospital)

Paternity - (45-31S Hospital - Spanish)

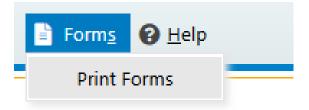
Working Copy - Legal (45-1V)

Working Copy - Statistical (45-1ST)

Hospital Voluntary
 Acknowledgment of
 Parentage forms (45-31) will
 not be available from the
 Other Links>Print Forms
 section of the Birth
 Registration Menu starting
 Jan 1, 2026.



OVERS Change



Print Forms

Birth Affidavit to Correct (45-25)

Birth Paternity - (45-21 Notarized)

Birth Paternity - (45-21S Notarized)

Death Affidavit to Correct (45-27A)

Enrollment test

Fetal Death Disposition Permit (45-3D)

OVERS Enrollment Form

Supplemental Report on Veteran's Status (45-26V)

- The Notarized Voluntary
 Acknowledgment of Parentage form
 (45-21) will be available to print for parents unable to complete the Hospital form. Click on Forms from the top menu bar>Print Forms.
- The Hospital AOP (45-31) will be added to Print Forms as well. This will be a fillable PDF. Copies can be made for parents.
- Forms will be available in English and Spanish.



- The AOP is only given to parents if the parent who gave birth to the child was not married (or in an ORDP) to anyone at the time of the child's conception, birth, or anytime in between, or at any time during the 300 days prior to the birth of the child.
- Marriage and Oregon Registered Domestic
 Partnership (ORDP) are treated the same for AOP's.



- Alleged genetic parent (father) information that is entered in OVERS must come from the AOP.
- If parentage is established through an AOP then the alleged genetic parent information must come from the AOP.
- If parents indicate they are married or in ORDP then no AOP is needed.



- Parents can select mother/father or parent/parent designations for the birth certificate.
- Timeline to complete the Hospital AOP is five days from the date of birth while parent that gave birth is still a patient.



- Witness signature dates and parent signature dates must match.
- Send AOP's to the state as soon as possible.
- Thank you for your help with submitting AOP's!



Future changes for January 2027



- Presumptions of Parentage
- Surrogacy
- AOP forms
- OVERS

More to come about these changes later next year.

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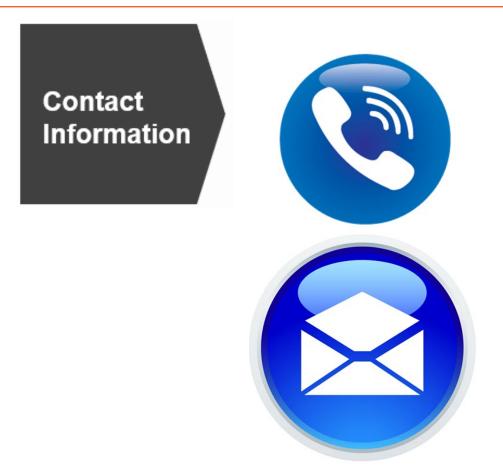
Resources

Vital Records Website http://HealthOregon.org/CHS click on Birth Information Specialists in the For Our Partners column.

Paternity Forms and Instructions on the BIS page

Division of Child Support webpage: https://bit.ly/DOJcs





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Thank you

This document can be provided upon request in an alternate format for individuals with disabilities or in a language other than English for people with limited English skills. To request this publication in another format or language, contact 971-673-1190 (voice) or 711 (TTY), or fax 971-673-1203.

We appreciate your participation



