



OREGON YOUTH AUTHORITY



Policy Statement

Part III – Youth Services (Community)

Subject:

Marriage – Youth [Community]

Section – Policy Number:

D: Case Management – 7.0

Supersedes:

None

Effective Date:

06/23/2008

Date of Last

Revision:

08/05/2019

Related Standards and References:

- [ORS 106.010 to 106.060 \(Marriage\)](#)
- [ORS 419C.550 to 419C.558 \(Legal Custodian of Youth; Guardian\)](#)
- [OYA policy:](#)
- I-A-8.0 (Exercise and Delegation of Legal Custodian and Guardianship Authority)
- I-E-2.3 (Requests for Youth Information and Records)
- II-F-3.3 (Marriage – Youth [Facility])

Related Procedures:

- None

Policy Owner:

Community Services Assistant
Director

Approved:

Robert S. Jester, Director

I. PURPOSE:

This policy establishes a guideline for marriages of eligible OYA youth in community placements.

For youth in close-custody facilities, refer to OYA policy II-F-3.3 (Marriage – Youth [Facility]).

II. POLICY DEFINITIONS:

None.

III. POLICY:

The State of Oregon permits people 17 years of age or older to marry. OYA youth 17 years of age require written consent of their parent or guardian to marry. If no parent or guardian resides within Oregon, a marriage license may be issued without consent of the parent or guardian providing the youth has resided for six months within the county where the application is submitted. Youth 18 years of age or older do not require written consent of any party to marry.

For youth 17 years of age:

- When a court grants legal custody and guardianship to OYA, the agency has the authority to consent to a youth's marriage, if the youth is legally

permitted to marry. Authorization to give consent to marry is exercised by an assistant director or, in that person's absence, the director.

- In cases where only legal custody is granted to OYA (no guardianship), the agency cannot provide consent to marry.

The decision of a youth to marry must be made in conjunction with the youth and the youth's family. The youth's juvenile parole/probation officer (JPPO) will discuss the matter with the youth and the youth's family (if available).

IV. GENERAL STANDARDS:

Staff responsibilities

- A. Discuss marriage plans with the youth and the youth's family (if available).
- B. Provide information as requested by the youth about community resources.
- C. Contact the appropriate county department regarding local practice.

V. OYA GENERAL OPERATING PROCEDURE REQUIRED: NO

VI. LOCAL OPERATING PROTOCOL REQUIRED: NO