



Matters of Record

News from the Center for Health Statistics Concerning the Oregon Marriage Certificate

March 2014

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HB 2093 vital records modernization bill – changes for submitting marriage applications

Effective January 1, 2014, with the implementation of House Bill 2093, the Vital Records Modernization Bill, the time period for submitting marriage applications changed. Submitting applications went from 10 days to 5 days.

This means that officiants performing marriages must submit the license to the county vital records office where the application was issued **within five days** after the ceremony. Helion system users may immediately proceed with making this change to their electronic forms.

Additionally, county clerks must submit reports of marriage and declaration of domestic partnerships to the state vital records office **within fifteen days** of receipt or twice a month. ❖

Recognizing same-sex marriages

Since October 2013, Oregon has recognized same-sex marriages when the marriage is legally performed in states that allow same-sex marriages.

The new legal interpretation of same-sex marriages does not affect Oregon Registered Domestic Partnerships (ORDP), which has been in law since 2008, because they are independent from each other. Therefore, couples in a same-sex marriage legally performed in states that allow same-sex marriages *do not* also need an ORDP. Out-of-state registered domestic partnerships are not recognized in Oregon.

If you have any questions regarding Oregon now recognizing same-sex marriages, please contact JoAnn Jackson, Registration Manager, by email at JoAnn.Jackson@state.or.us or by telephone at 971-673-1160. ❖



Acceptable Information

House Bill 2093, the Vital Record Modernization Bill went into effect on January 1, 2014. Changes for Marriages and Oregon Registered Domestic Partnerships (ORDP) as they relate to your responsibilities as the county clerk are outlined below.

Since January 1, 2014 reports of Marriages and Domestic Partnerships shall be completed and submitted to the state within fifteen days after receipt or twice a month.

Marriages must be submitted with the following information in order to be considered complete. If this information is missing, the marriage may be returned to the county to be completed.

- **Local official:** line must be completed with the name of the county, the license effective date and the license expiration date. The date of the marriage must occur between these two dates or the marriage will be returned to the county.
- **Groom:** lines 1 through 11 must include groom's name, birthplace, date of birth, age, sex, occupation, previous marital status if applies, father's name and birth place, mother's name prior to marriage and birth place, groom's address and groom's legal name taken after marriage.
- **Bride:** lines 12a through 22 must include bride's name, bride's maiden name if different, previous name if different, birthplace, date of birth, age, sex, occupation, previous marital status if applies, father's name and birth place, mother's name prior to marriage and birth place, bride's

address and bride's legal name taken after marriage.

- **Signatures:** lines 25 and line 26 are the signature lines for the groom and bride. Additionally, the date signed must be included.
- **License to marry:** lines 27 through 31b must include date license issued, signature of issuing official, title of issuing official, date of marriage, where married, title of official and signature of person performing the marriage.
- **Ceremony:** lines 31c through 33 must include name, address, zip code and telephone number of the person performing the ceremony. Also the name, address, zip code and telephone number of the authorizing congregation or organization. Additionally, witness names must be printed.
- **Local official:** lines 34 through 35 must include the signature of the county official and the date filed by the county.

All lines listed above are reviewed for missing information. The marriage license may be returned to the county vital records office if information is missing.

The statistical information on the marriage license, lines 36 through 41, is *optional* and is not required to be completed in order to submit the license.

Domestic Partnerships must be submitted with the information listed below in order to be considered complete. If this information is missing the domestic partnership may be returned to the county to be completed.

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- **All domestic partnership** forms must be printed on 8 ½ by 14 paper. If not, they will be returned to the county vital records office.
- **Partner A:** lines 1 through 10 must include legal name, surname at birth if different, birthplace, date of birth, age, sex, current status, resident county, resident state, mailing address and legal name taken after domestic partnership.
- **Partner B:** lines 11 through 20 must include legal name, surname at birth if different, birthplace, date of birth, age, sex, current status, resident county, resident state, mailing address and legal name taken after domestic partnership.
- **Signatures/notaries:** must include the signature of Partner A, date

signed, state, county and the date the partnership was signed in front of the notary. The notary must include his/her signature, notary stamp and date his/her commission expires.

- **Signatures/notaries:** must include the signature of Partner B, date signed, state, county and the date the partnership was signed in front of the notary. The notary must include his/her signature, notary stamp and date his/her commission expires.

All lines listed above are reviewed for missing information. The ORDOP may be returned to the county vital records office if information is missing.

The statistical information on the domestic partnership lines 20 through 25 is *optional* and is not required to be completed in order to submit the license. ❖

Delayed marriage records – what has changed

County clerks no longer need to provide the state with evidence documents to support delayed (filed one year or more after the date of the marriage) registration of marriage records. It is a county decision whether sufficient documentation has been provided

to justify registering a delayed record. The state will check the record to make sure the minimum data items required by OAR 333-011-0305 are on the delayed record. (See article above) ❖

Short forms for death records

One of the provisions of House Bill 2093 requires that certified copies of death records used to transfer property not include cause of death information.

Cause of death information is not included, because death records are **confidential** in Oregon. Yet, property records are public information. To meet both needs as well as

we can, certified copies of death must have the information necessary to identify the property owner (name, date of birth, spouse’s name, parents’ names) and not include information that does not affect the property transfer (cause of death). Since the certified copy of the death record is maintained with the property records, it must

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Short forms for death records (Continued from page 3)

be a short form without cause of death information.

This new requirement applies to all certified copies submitted to transfer property in Oregon where:

- The death occurred after 1977 **and**
- The death occurred in Oregon **and**
- The certified copy is issued after January 1, 2014.

The matrix below shows when a short form versus a long form death certificate is allowed. New legislation that went into effect this year is clarified below.

If you have any questions about short forms, please contact JoAnn Jackson, Registration Manager, by telephone at 971-673-1160 or by email at JoAnn.Jackson@state.or.us. ❖

**Death short form requirement
when using as proof of death for property transfer**

		Date of issuance	
		Prior to 2014	2014+
Oregon occurrence	Date of death		
	1977 or earlier	Long form allowed	Long form allowed
	1978 to 2013	Long form allowed	Short form required *
	2014+	Short form required	Short form required

If death occurred somewhere other than Oregon; certified copy can have cause of death

*House Bill 4056 (2014) has passed the Oregon House and Senate and is ready for the Governor's signature. This bill amends ORS 432.355 and limits the requirement for a short form to Oregon deaths occurring after 2014. This drops the requirement in law for short forms for Oregon deaths prior to 2014 but issued after January 1, 2014. Short forms for property transfers are always recommended.

More on same-sex marriages

The Center for Health Statistics is consulting with the Department of Justice to prepare for the results of the April 23rd hearing in US

district Court related to same-sex marriages. More to come..... ❖

Wanted—Newsletter topics

Have a question or idea for a future newsletter article? Contact Judy Shioishi at 971-673-1166 or Judy.Shioishi@state.or.us. Judy collects ideas for articles and then shares them with the writing team.

Thank you to the contributors of this newsletter:

Karen Hampton, Jennifer Woodward, Cynthia Roeser, Carol Sanders, JoAnn Jackson, Lynda Jackson, Steven Baird and Judy Shioishi.

Have a question? Try asking one of the helpful CHS staff listed below.

Frequent Contacts

Field Liaison Judy Shioishi 971-673-1166	Filiations Tony Bojanowski 971-673-1143
Paternities Debbie Gott 971-673-1155	Adoptions Debbie Draghia 971-673-1152
Birth Corrections <1 year, Amanda Vega 971-673-1169 1+year, Johanna Collins 971-673-1137	Delayed Filings Becki Buskirk 971-673-1147 OVERS Helpdesk 971-673-0279
Death Corrections Patty Thompson 971-673-1163	

CHS Managers

State Registrar Jennifer Woodward 971-673-1185	OVERS Manager Karen Hampton 971-673-1191
Amendments/Certification Manager Carol Sanders 971-673-1178	Data Processing Supervisor Cynthia Roeser 971-673-0478
Statistics Manager Joyce Grant-Worley 971-673-1156	Certification Supervisor Karen Rangan 971-673-1182
Registration Manager JoAnn Jackson 971-673-1160	

The Center for Health Statistics' office is located at:

800 N.E. Oregon St.,
Suite 225
Portland, OR 97232-2187

Mailing Address: P.O. Box 14050
Portland, OR 97293-0050

General info: 971-673-1180
Order vital records: 1-888-896-4988

Website: <http://public.health.oregon.gov/BirthDeathCertificates>

OVERS website: <http://healthoregon.org/overs>

