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ENGROSSED HOUSE  
BILL NO. 3193

and

Bullard of the Senate

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1-311. A. A certificate of birth for each live birth which occurs in this state shall be filed with the State Registrar, within seven (7) days after the birth.

SENATE FLOOR VERSION - HB3193 SFLR  
(Bold face denotes Committee Amendments)

1 C. When a birth occurs outside an institution, the certificate  
2 shall be prepared and filed by one of the following in the indicated  
3 order of priority:

4 1. The physician in attendance at or immediately after the  
5 birth;

6 2. Any other person in attendance at or immediately after the  
7 birth; or

8 3. The father, the mother, or, in the absence or inability of  
9 the father or mother, the person in charge of the premises where the  
10 birth occurred and present at the birth.

11 D. 1. If the mother was married at the time of birth, or  
12 married at any time during the three hundred (300) calendar days  
13 before the birth, the name of the husband shall be entered on the  
14 certificate as the father of the child unless paternity has been  
15 determined otherwise by a court of competent jurisdiction or a  
16 husband's denial of paternity form has been filed along with an  
17 affidavit acknowledging paternity, in which case the name of the  
18 father as determined by the court or affidavit acknowledging  
19 paternity shall be entered.

20 2. If the mother was not married at the time of birth, nor  
21 married at any time during the three hundred (300) calendar days  
22 before the birth, the name of the father shall be entered on the  
23 certificate of birth only if:  
24

- 1           a.    a determination of paternity has been made by an  
2                   administrative action through the Department of Human  
3                   Services or a court of competent jurisdiction, in  
4                   which case the name of the father shall be entered, or  
5           b.    the mother and father have agreed as to the biological  
6                   paternity of the child and signed an acknowledgement  
7                   of paternity pursuant to Section 1-311.3 of this  
8                   title, or substantially similar affidavit from another  
9                   state and filed it with the State Registrar of Vital  
10                  Statistics.

11       This shall give the mother and father equal rights and  
12 obligations to the child. A child whose parentage has been  
13 determined as set forth shall be treated as a child of parents who  
14 were married at the time of the birth.

15       E.   Either of the parents of the child shall sign the  
16 certificate of live birth worksheet to attest to the accuracy of the  
17 personal data entered thereon, in time to permit its filing within  
18 the seven (7) days prescribed in this section.

19       F.   If the live birth results from a process in which the  
20 delivering mother was carrying the child of another woman by way of  
21 a prearranged legal contract, the original birth certificate shall  
22 be filed with the personal information of the woman who delivered  
23 the child. A new birth certificate will be placed on file once the  
24 State Registrar receives both a court order and a completed form

1 prescribed by the State Registrar which identifies the various  
2 parties and documents the personal information of the intended  
3 parents necessary to complete the new birth certificate.

4 SECTION 2. This act shall become effective November 1, 2022.

5 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
6 April 4, 2022 - DO PASS  
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