OKLAHOMA Human Services

Denial of Parentage

This is a legal document. **Type or print in ink by pressing hard.** No cross outs, correction fluid, or alterations are allowed.

Complete this form only when the child is born during the biological mother's marriage or within 300 days after the marriage is terminated and the spouse of the biological mother agrees that he/she should not be the legal parent of the child. The person that needs to sign this Denial of Parentage form is the spouse of the biological mother, as described on the back of this form. The child must be less than two years old when this form is completed.

Completion of both this Denial of Parentage by the spouse of the biological mother **AND** Form 03PA209E, Acknowledgment of Paternity, by the biological father, allows the child's birth certificate to be changed to add the biological father's name.

Child's Information as it Now Appears on Birth Certificate

Child's first name | Middle | Last | Sex: ☐ Male ☐ Female

Date of birth | City of birth | County | State

Biological Mother's Information

Mother's first name | Middle | Last | Maiden name

Spouse's Information

Spouse's first name | Middle | Last | Suffix

Social Security number | Date of birth | Place of birth, state or foreign country | Daytime phone number

Current street address | City | State | ZIP code

Spouse's Signature

By signing below, **I declare under penalty of perjury** that I have read and understand this Denial of Parentage. I declare the information in this Denial is true and:

1. **I am the presumed parent of the child identified on this form.**
2. **I am NOT the biological parent of the child identified on this form.**
3. **I have not acknowledged paternity of this child.**
4. **No court has determined that I am the parent of this child.**
5. **I understand the name of the biological father will be placed on the child's birth certificate only if the biological father completes an Acknowledgment of Paternity prior to the child's second birthday.**

Spouse's signature | Place | Date

Witness signature | Printed name

You have the right to withdraw your denial within 60 days after the effective date of the Acknowledgment of Paternity. You must file a signed Form 03PA213E, Rescission of Denial of Parentage, with the Oklahoma State Department of Health (OSDH), Division of Vital Records. To obtain Form 03PA213E, call 405-522-2273 in the Oklahoma City calling area, 918-295-3500 in the Tulsa calling area, or contact your closest child support office or OSDH Division of Vital Records or visit https://oklahoma.gov/okdhs.html and select *Library*, then *Forms*.

Instructions for Completing This Denial of Parentage

Please read these instructions and the entire form before you sign it.

An individual who is the spouse of a biological mother is presumed to be the legal parent of a child if:

1. the individual and the biological mother of the child are married to each other and child is born during the marriage; or
2. the individual and the biological mother of the child were married to each other and the child is born within 300 days after the marriage is terminated by death, annulment, declaration of invalidity, dissolution of marriage, or after a decree of separation; or
3. before the birth of the child, the individual and the biological mother of the child married each other in apparent compliance with law, even if the attempted marriage is or could be declared invalid, and the child is born during the invalid marriage or within 300 days after its termination by death, annulment, declaration of invalidity, a decree of separation, or dissolution of marriage; or
4. after the birth of the child, the individual and the biological mother of the child married each other in apparent compliance with law, whether or not the marriage is or could be declared invalid, and the individual voluntarily asserted parentage of the child, and:
    - the assertion is in a record with the Oklahoma State Department of Health (OSDH), Division of Vital Records, or OKDHS;
    - the individual agreed to be and is named as the child's parent on the child's birth certificate; or
    - the individual promised in a record to support the child as his/her own.

Only a presumed parent may sign a Denial of Parentage. The denial is valid only if:

1. an Acknowledgment of Paternity is signed by the biological father and is filed with the OSDH Division of Vital Records;
2. the Denial of Parentage is in writing and is signed under penalty of perjury;
3. the presumed parent has not previously:
    - acknowledged his paternity, unless the previous acknowledgment has been rescinded or successfully challenged; or
    - been determined to be the parent of the child by a court; and
5. the Denial of Parentage is signed before the child is two years old.

After this form has been completed, signed and witnessed, the mother and spouse should keep a copy and send the original and one copy to the following address. If there are multi-colored copies, give the pink copy to the mother and the gold copy to the spouse. Do not separate the other pages of the Denial of Parentage. **Mail the white and yellow copies of this Denial of Parentage and Form 03PA209E, Acknowledgment of Paternity, to the following address:**

Oklahoma State Department of Health
Division of Vital Records
P. O. Box 248964
Oklahoma City, OK 73124-8964

Disclosure of your Social Security number, and the Social Security number of your child, is required by federal law [42 USC §666]. CSS will use these Social Security numbers only for the purpose of establishing paternity and, if requested or required to do so, establishing and enforcing support for you and your family.