

## OPEN ADOPTION RECORDS

A person who was born in the state of Oklahoma and who was adopted after November 1, 1997 may obtain a non-certified copy of his/her original birth record without a court order if all of the conditions below are met:

1. Adopted person is age 18 or older [10 § 7503-2.5 B and 10 § 7505-6.6 D2] AND
2. Complete an application AND
3. Pay fees – \$15 for search and issuance of 1 uncertified copy [10 § 7505-6.6 D and § 310:105-1-3 ] AND
4. Provide valid, legal photo ID [10 § 7505-6.6 1 and § 310:105-1-3 A] AND
5. Provide a signed affidavit (below) [10 § 7505-6.6 1] AND
6. The birth parents did not both sign Affidavits of Nondisclosure. Note: If an Affidavit of Nondisclosure was filed by only one parent, then the information for that parent must be redacted before the record can be released. [10 § 7503-2.5 C-D and 10 § 7505-6.6 D2]

In all other cases, a certified copy of the original birth record may be issued if all of the following conditions are met:

1. Provide a certified copy of a court order [10 § 7505-6.6 E and 63 § 1-316B] AND
2. Complete an application AND
3. Pay fees – \$40 for search and issuance of 1 certified copy [§ 310:105-1-3 ] AND
4. Provide valid, legal photo ID [10 § 7505-6.6 1 and § 310:105-1-3 A] AND
5. The birth parents did not both sign Affidavits of Nondisclosure. Note: If an Affidavit of Nondisclosure was filed by only one parent, then the information for that parent must be redacted before the record can be released. [10 § 7503-2.5 C-D and 10 § 7505-6.6 D2]

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**AFFIDAVIT OF** \_\_\_\_\_ [Adopted Person]

State of Oklahoma )  
 ) ss:  
County of \_\_\_\_\_ )

Before me, the undersigned authority \_\_\_\_\_ [Adopted Person], did personally appear and having been sworn upon his oath did state:

- To my knowledge, I do not have a biological sibling under the age of eighteen (18) who is currently in an adoptive family at a location that is known to me.

FURTHER AFFIANT SAYETH NOT,

\_\_\_\_\_ [Adopted Person's signature]

\_\_\_\_\_ [Adopted Persons printed name]

The foregoing instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by  
\_\_\_\_\_ [Adopted Person's name]

\_\_\_\_\_ NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_

My Commission Number: \_\_\_\_\_

## **OPEN ADOPTION RECORDS Related Legislation**

### **10 § 7503-2.5. Consent to Adoption or Permanent Relinquishment**

B. That an adult person born in the State of Oklahoma whose decree of adoption is finalized after November 1, 1997, may obtain such person's original certificate of birth;

C. That, if affidavits of nondisclosure have been filed by both biological parents and have not been revoked by either biological parent at that time that the request for the original birth certificate is made by the adult adopted person, the original birth certificate will not be released to the adult adopted person; and

D. That if an unrevoked affidavit of nondisclosure by only one biological parent is on file with the State Registrar of Vital Statistics at the time that the request for the original birth certificate is made by the adult adopted person, identifying information regarding the parent who filed the unrevoked affidavit of nondisclosure will be deleted from the original birth certificate before it is provided to the adult adopted person. The identity of the parent who does not have an unrevoked affidavit of nondisclosure on file, if it is contained in the original birth certificate, will be disclosed.

### **10 § 7505-6.6. Certificate of Decree Filed**

D. For adoptions finalized after November 1, 1997, the State Registrar shall provide an adopted person at that person's request, with an uncertified copy of the person's original certificate of birth at any time after the adopted person's eighteenth birthday, if all of the following conditions are met:

1. The adopted person has submitted satisfactory proof of identity;
2. The adopted person has submitted an affidavit in which the adopted person state under oath that such person does not have a biological sibling under the age of eighteen (18) who is currently in an adoptive family and whose location is known to the adopted person; and
3. The State Registrar has ascertained that at the time of the request there is no unrevoked affidavit of nondisclosure by a biological parent on file. However, if an unrevoked affidavit of nondisclosure from only one biological parent is on file and the other conditions have been met, the State Registrar may release to the adopted person an uncertified copy of the person's original certificate of birth after deleting from that copy of the birth certificate any identifying information regarding the biological parent who filed the unrevoked affidavit of nondisclosure, including, if necessary, the original surname of the adopted person.

E. The State Registrar shall not disclose an original certificate of birth or other sealed adoption records, except as permitted by subsection D of this section, or upon order of the court for good cause shown pursuant to Section 7505-1.1 of this title.

### **63 § 1-316. New Certificate of Birth**

B. When a new certificate of birth is established, the actual place and date of birth shall be shown. It shall be substituted for the original certificate of birth:

1. Thereafter, the original certificate and the evidence of adoption, paternity, or legitimation shall not be amended, nor shall it be subject to inspection except upon order of a court of competent jurisdiction or as otherwise specifically provided by law; and