

(e) The full name of the father; except that if the mother was not married either at the time of conception or birth, the name of the father shall not be entered on the delayed certificate except as provided in Rule 290-1-3-.08.

Authority Ga. L. 1982, pp. 723, 757; O.C.G.A. Secs. 31-2-3, 31-10-3, 31-10-11. History. Original Rule entitled "Facts to be Established for a Delayed Registration of Birth" was filed on May 18, 1983; effective June 17, 1983, as specified by the Agency. Repealed: New Rule of same title adopted. F. Feb. 23, 1993; eff. Mar. 15, 1993.

290-1-3-.08 Registration Following a Legal Change of Status.

(1) When evidence is presented reflecting a legal change of status by adoption of a person born in this State, legitimation, paternity determination, or acknowledgement of paternity, a new birth certificate may be established to reflect such change.

(2) The existing birth certificate and the evidence upon which the new birth certificate was based shall be placed in a special file. Such file shall not be subject to inspection except upon order of a court of competent jurisdiction, or by the State Registrar, or his or her designee for purposes of properly administering the Vital Records program.

Authority Ga. L. 1982, pp. 723, 760; O.C.G.A. Secs. 31-2-4, 31-10-3, 31-10-14. History. Original Rule entitled "Registration Following a Legal Change of Status" was filed on May 18, 1983; effective June 17, 1983, as specified by the Agency. Repealed: New Rule of same title adopted. F. Feb. 23, 1993; eff. Mar. 15, 1993.

290-1-3-.09 Documentary Evidence - Requirements for Delayed Registration.

(1) To be acceptable for filing, the name of the registrant, the date of birth, place of birth, and parentage entered on a delayed certificate of birth shall be substantiated by at least:

(a) Two different pieces of documentary evidence, acceptable under Rule 290-1-3-.10 if the record is filed within seven years of the date of birth. Facts of parentage shall be supported by at least one document.

(b) Three different pieces of documentary evidence, acceptable under Rule 290-1-13-.10 if the record is filed seven years or more after the date of birth. Facts of parentage shall be supported by at least one document.

(2) All documents submitted as evidence:

(a) For persons under the age of seven years, must have been established within the first three years of the date of birth and must have been created at least one year prior to the date of application;

(b) For persons age seven years or older, must have been established at least ten years prior to the date of application to register a delayed birth certificate, or within three years of the date of birth.

Authority Ga. L. 1982, pp. 723, 757; O.C.G.A. Secs. 31-2-4, 31-10-3, 31-10-11. History. Original Rule entitled "Documentary

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Evidence - Requirements for Delayed Registration" was filed on May 18, 1983; effective June 17, 1983, as specified by the Agency. Repealed: New Rule of same title adopted. F. Feb. 23, 1993; eff. Mar. 15, 1993.

290-1-3-.10 Documentary Evidence - Acceptability.

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(1) The State Registrar may establish additional written procedures for all documentary evidence requirements to substantiate any amendment to a vital record or to substantiate the required items on a delayed birth certificate. The State Registrar shall determine the acceptability of all documentary evidence submitted, and establish a priority of best evidence.

(2) Documents presented, such as census, hospital, church, or school records must be from independent sources and shall be in the form of the original record or a duly certified copy thereof, or a signed statement from the custodian of the record or document. Affidavits of personal knowledge or bible records are not acceptable as evidence to establish a delayed certificate of birth, or to amend a birth certificate.

Authority Ga. L. 1982, pp. 723, 757; O.C.G.A. Secs. 31-2-4, 31-10-3, 31-10-11. History. Original Rule entitled "Documentary Evidence - Acceptability" was filed on May 18, 1983; effective June 17, 1983, as specified by the Agency. Repealed: New Rule of same title adopted. F. Feb. 23, 1993; eff. Mar. 15, 1993.

290-1-3-.11 Abstraction of Documentary Evidence.

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(1) The State Registrar, or his or her designee, shall abstract onto the amended birth certificate form or the delayed certificate of birth a description of each document submitted to support the alleged amendment or the facts shown on the delayed birth certificate. This description shall include the following:

(a) The title or description of the document;

(b) The name and address of the custodian, if the document is an original or certified copy of a record, or a signed statement from the custodian;

(c) The date of the original filing of the document being abstracted and,

(d) All birth facts required by these Rules, contained in each document accepted as evidence.

(2) All documents submitted in support of an amendment or for the registration of a delayed birth certificate shall be returned to the applicant after review.

Authority Ga. L. 1982, pp. 723, 757; O.C.G.A. Secs. 31-2-4, 31-10-3, 31-10-11. History. Original Rule entitled "Abstraction of Documentary Evidence" was filed on May 18, 1983; effective June 17, 1983, as specified by the Agency. Repealed: New Rule of same title adopted. F. Feb. 23, 1993; eff. Mar. 15, 1993.

290-1-3-.12 Certification by the State Registrar.

(1) The State Registrar, or his or her designated representative, shall, by signature, certify:

(a) That no prior birth certificate is on file for the person whose birth is to be recorded;