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NEWSPAPER ARTICLES: No

RWH/JA

P.L.2017, CHAPTER 4, *approved February 6, 2017*
Senate, No. 1066 (*First Reprint*)

1 AN ACT concerning the filing of birth certificates and amending
2 R.S.26:8-28.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. R.S.26:8-28 is amended to read as follows:

8 26:8-28. a. **[Within]** Except as provided by subsection e. of this
9 section, within five days after each birth, there shall be filed with
10 the local registrar of the district in which the birth occurred a
11 certificate of the birth filled out with durable black or blue ink in a
12 legible manner. The name of the father shall be included on the
13 record of birth of the child of unmarried parents only if the father
14 and mother have signed a voluntary acknowledgment of paternity;
15 or a court or an administrative agency of competent jurisdiction has
16 issued an adjudication of paternity.

17 Nothing in this section shall preclude the State IV-D agency
18 from obtaining an admission of paternity from the father for
19 submission in a judicial or administrative proceeding, or prohibit
20 the issuance of an order in a judicial or administrative proceeding
21 which bases a legal finding of paternity on an admission of
22 paternity by the father and any other additional showing required by
23 State law.

24 b. As part of the birth record, all information required by the
25 State IV-D agency pursuant to section 7 of P.L.1994, c.164 (C.26:8-
26 28.1) shall be recorded on a separate form provided or approved by
27 the State registrar pursuant to subsection c. of R.S.26:8-24, and
28 filed with the State IV-D agency pursuant to R.S.26:8-30 and
29 R.S.26:8-31 for the establishment and enforcement of child support
30 matters in the State. For the purposes of this subsection, "State IV-
31 D agency" means the agency in the Department of Human Services
32 designated to administer the Title IV-D Child Support Program.

33 c. The State registrar shall require each parent to provide his
34 Social Security number in accordance with procedures established
35 by the State registrar. The Social Security numbers furnished
36 pursuant to this section shall be used exclusively for child support
37 enforcement purposes.

38 d. The certificate of birth shall include the blood type of the
39 child.

40 e. Notwithstanding the provisions of subsection a. of this
41 section to the contrary, the filing of a child's birth certificate may

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SHH committee amendments adopted May 16, 2016.

S1066 [1R]

1 be delayed, based on the parent's religious beliefs, until such time
2 as the child is named; however, no such delay shall result in the
3 filing of the birth certificate more than 15 days after the child's date
4 of birth. Any parent whose religious beliefs necessitate a delay in
5 the filing of a birth certificate pursuant to this subsection, shall: (1)
6 provide notice of the religious need for a filing delay, within five
7 days after the child's date of birth, to the person who is responsible
8 for filing the birth certificate, as provided by R.S.26:8-30 or
9 R.S.26:8-31, except that, if the parent is responsible for such filing,
10 no such notice shall be required; and (2) file the child's birth
11 certificate, or authorize such filing by the person responsible
12 therefor, as soon as possible after the child is named, but in no case
13 more than 15 days after the child's birth. If a child is not named
14 within the 15-day extended timeframe provided by this subsection,
15 the child's birth certificate shall be filed, and the naming procedure
16 outlined in ¹~~【R.S.26:8-24】 R.S.26:8-34¹~~ shall be applied.
17 (cf: P.L.1998, c.1, s.42)

18

19 2. This act shall take effect immediately.

20

21

22

23

24 Allows filing of birth certificate to be delayed for religious
25 reasons, for up to 15 days after birth, in order to allow for naming
26 of child.

SENATE, No. 1066

STATE OF NEW JERSEY
217th LEGISLATURE

INTRODUCED FEBRUARY 8, 2016

Sponsored by:

Senator ROBERT W. SINGER

District 30 (Monmouth and Ocean)

SYNOPSIS

Allows filing of birth certificate to be delayed for religious reasons, for up to 15 days after birth, in order to allow for naming of child.

CURRENT VERSION OF TEXT

As introduced.



S1066 SINGER

2

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22 paternity by the father and any other additional showing required by
23 State law.

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25 State IV-D agency pursuant to section 7 of P.L.1994, c.164 (C.26:8-
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27 the State registrar pursuant to subsection c. of R.S.26:8-24, and
28 filed with the State IV-D agency pursuant to R.S.26:8-30 and
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30 matters in the State. For the purposes of this subsection, "State IV-
31 D agency" means the agency in the Department of Human Services
32 designated to administer the Title IV-D Child Support Program.

33 c. The State registrar shall require each parent to provide his
34 Social Security number in accordance with procedures established
35 by the State registrar. The Social Security numbers furnished
36 pursuant to this section shall be used exclusively for child support
37 enforcement purposes.

38 d. The certificate of birth shall include the blood type of the
39 child.

40 e. Notwithstanding the provisions of subsection a. of this
41 section to the contrary, the filing of a child's birth certificate may
42 be delayed, based on the parent's religious beliefs, until such time
43 as the child is named; however, no such delay shall result in the
44 filing of the birth certificate more than 15 days after the child's date
45 of birth. Any parent whose religious beliefs necessitate a delay in

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2 provide notice of the religious need for a filing delay, within five
3 days after the child's date of birth, to the person who is responsible
4 for filing the birth certificate, as provided by R.S.26:8-30 or
5 R.S.26:8-31, except that, if the parent is responsible for such filing,
6 no such notice shall be required; and (2) file the child's birth
7 certificate, or authorize such filing by the person responsible
8 therefor, as soon as possible after the child is named, but in no case
9 more than 15 days after the child's birth. If a child is not named
10 within the 15-day extended timeframe provided by this subsection,
11 the child's birth certificate shall be filed, and the naming procedure
12 outlined in R.S.26:8-24 shall be applied.

13 (cf: P.L.1998, c.1, s.42)

14

15 2. This act shall take effect immediately.

16

17

18

STATEMENT

19

20 This bill would authorize the filing of a child's birth certificate to
21 be delayed on the basis of the parent's religious beliefs. Current
22 law requires a birth certificate to be filed within five days after the
23 child's date of birth. However, in the Jewish faith, the naming of a
24 child does not occur until a bris is performed, and a bris is normally
25 performed on the eighth day following birth. Thus, under existing
26 law, a birth certificate must be filed prior to the time when a Jewish
27 child is named. This bill, therefore, would provide for an extension
28 of the ordinary five-day timeframe in those cases where such
29 extension is necessary, for religious reasons, to allow for the
30 naming of the child.

31 In particular, the bill would provide that, notwithstanding the
32 provisions of existing law to the contrary, the filing of a child's
33 birth certificate may be delayed, based on the parent's religious
34 beliefs, until such time as the child is named. However, the bill
35 would specify that no such delay may result in the filing of the birth
36 certificate more than 15 days after the child's date of birth.

37 Any parent whose religious beliefs necessitate a delay in the
38 filing of a birth certificate pursuant to the bills' provisions, would
39 be required to: (1) provide notice of the religious need for a filing
40 delay, within five days after the child's date of birth, to the person
41 who is responsible for filing the birth certificate, unless the parent is
42 responsible for such filing, in which case, no such notice would be
43 required; and (2) file the child's birth certificate, or authorize such
44 filing by the person responsible therefor, as soon as possible after
45 the child is named, but in no case more than 15 days after the
46 child's birth. If the child is not named by the conclusion of this 15-
47 day extended timeframe, the bill would require the birth certificate
48 to be filed nonetheless, and the naming procedure outlined in

S1066 SINGER

4

- 1 R.S.26:8-24 to be applied. That naming procedure requires the
- 2 local registrar to provide the parents with a special blank for the
- 3 supplemental report of the child's given name.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1066

STATE OF NEW JERSEY

DATED: SEPTEMBER 8, 2016

The Assembly Health and Senior Services Committee reports favorably Senate Bill No. 1066(1R).

This bill authorizes the filing of a child's birth certificate to be delayed when necessary to accommodate the parent's religious beliefs. Current law requires a birth certificate to be filed within five days after the child's birth. However, in the Jewish faith, a child is typically not named until after a bris is performed, which usually occurs eight days after birth. This bill would resolve the conflict between traditional religious practice and State vital records laws by allowing the filing of the birth certificate to be delayed until the child is named. In any case, the birth certificate is to be filed no later than 15 days after the child's birth, with or without a name; if the birth certificate is filed without a name, the name is to be added later using the current statutory procedures for supplementing a birth certificate that was submitted without a given name.

To receive a delay under the bill, the parent will be required to notify the person responsible for filing the birth certificate of the need for a religious delay, unless the parent is responsible for filing the birth certificate, in which case no notice is required.

As reported by the committee, this bill is identical to Assembly Bill No. 3946(1R), which the committee also reported on this date, with committee amendments.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO
SENATE, No. 1066

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 16, 2016

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 1066.

As amended by the committee, this bill would authorize the filing of a child's birth certificate to be delayed on the basis of the parent's religious beliefs. Current law requires a birth certificate to be filed within five days after the child's date of birth. However, in the Jewish faith, the naming of a child does not occur until a bris is performed, and a bris is normally performed on the eighth day following birth. Thus, under existing law, a birth certificate must be filed prior to the time when a Jewish child is named. This bill, therefore, would provide for an extension of the ordinary five-day timeframe in those cases where such extension is necessary, for religious reasons, to allow for the naming of the child.

In particular, the bill would provide that, notwithstanding the provisions of existing law to the contrary, the filing of a child's birth certificate may be delayed, based on the parent's religious beliefs, until such time as the child is named. However, the bill would specify that no such delay may result in the filing of the birth certificate more than 15 days after the child's date of birth.

Any parent whose religious beliefs necessitate a delay in the filing of a birth certificate pursuant to the bills' provisions, would be required to: (1) provide notice of the religious need for a filing delay, within five days after the child's date of birth, to the person who is responsible for filing the birth certificate, unless the parent is responsible for such filing, in which case, no such notice would be required; and (2) file the child's birth certificate, or authorize such filing by the person responsible therefor, as soon as possible after the child is named, but in no case more than 15 days after the child's birth. If the child is not named by the conclusion of this 15-day extended timeframe, the bill would require the birth certificate to be filed nonetheless, and the naming procedure outlined in R.S.26:8-34 to be applied. That naming procedure requires the local registrar to provide

the parents with a special blank for the supplemental report of the child's given name.

The committee amended the bill to make a technical change to correct a citation.

ASSEMBLY, No. 3649

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED APRIL 14, 2016

Sponsored by:

Assemblyman SEAN T. KEAN

District 30 (Monmouth and Ocean)

Assemblyman DAVID P. RIBLE

District 30 (Monmouth and Ocean)

Assemblyman RAJ MUKHERJI

District 33 (Hudson)

Assemblywoman NANCY J. PINKIN

District 18 (Middlesex)

SYNOPSIS

Allows filing of birth certificate to be delayed for religious reasons, for up to 15 days after birth, in order to allow for naming of child.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/17/2016)

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31 D agency" means the agency in the Department of Human Services
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A3649 S.KEAN, RIBLE

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- 2 local registrar to provide the parents with a special blank for the
- 3 supplemental report of the child's given name.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3649

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 8, 2016

The Assembly Health and Senior Services Committee reports favorably and with committee amendments Assembly Bill No. 3649.

As amended, this bill authorizes the filing of a child's birth certificate to be delayed when necessary to accommodate the parent's religious beliefs. Current law requires a birth certificate to be filed within five days after the child's birth. However, in the Jewish faith, a child is typically not named until after a bris is performed, which usually occurs eight days after birth. This bill would resolve the conflict between traditional religious practice and State vital records laws by allowing the filing of the birth certificate to be delayed until the child is named. In any case, the birth certificate is to be filed no later than 15 days after the child's birth, with or without a name; if the birth certificate is filed without a name, the name is to be added later using the current statutory procedures for supplementing a birth certificate that was submitted without a given name.

To receive a delay under the bill, the parent will be required to notify the person responsible for filing the birth certificate of the need for a religious delay, unless the parent is responsible for filing the birth certificate, in which case no notice is required.

As reported by the committee with amendments, this bill is identical to Senate Bill No. 1066(1R), which the committee also reported on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to make a technical correction to a statutory citation.

Governor Chris Christie Takes Action On Pending Legislation

Monday, February 6, 2017 Tags: [Bill Action](#)



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Trenton, NJ – Governor Chris Christie today signed legislation, S-2156/A-3424, requiring medical professionals to educate children and teenagers about addiction risks before issuing prescription drugs.

“This critical prevention legislation will stem the growing tide of drug addiction in New Jersey that has been largely caused by the misuse of prescription drugs or prescription drugs getting into the wrong hands,” Governor Christie said. “Coupled with dozens of other new reforms underway, including a comprehensive in-school curriculum for kindergarteners through 12th graders, we can stop this fatal disease from decimating another generation. Piece by piece, I am proud that my administration, with bipartisan cooperation from the legislature, is creating a holistic model for America to curb this epidemic impacting all residents, families, communities and businesses.”

Governor Christie also took action on the following legislation:

BILL SIGNINGS:

S-602/A-1138 (Cunningham, T. Kean/Holley, Chiaravalloti) - “New Jersey International Arbitration, Mediation, and Conciliation Act”

SCS for S-727/A-3955 (Cruz-Perez, Van Drew/Barclay, Wimberly, Holley) - “New Jersey Open Data Initiative” to require certain information be provided on Internet to public and State agencies

S-879/A-4237 (Greenstein, Bateman/Sumter, Benson) - Prohibits termination of law enforcement officer or firefighter based upon determination that officer or firefighter is physically unable to perform duties under certain circumstances

S-1066/A-3649 (Singer, Beck/S. Kean, Ribble, Mukherji, Pinkin, Vainieri Huttler, Schaer) - Allows filing of birth certificate to be delayed for religious reasons, for up to 15 days after birth, in order to allow for naming of child

S-1131/A-3489 (Rice/Tucker, Houghtaling, Mukherji, Wimberly) - Provides for notification of emergency contact in event of death of senior citizen in certain housing facilities

S-1474/A-2786 (Ruiz/Benson, Sumter, Caride, McKnight, Vainieri Huttler, Pintor Marin, Wimberly) - Requires teacher preparation program for instructional certificate to include certain amount of instruction or clinical experience in special education and for students with disabilities endorsement to include credit hours in autism spectrum disorder

S-1830/A-3411 (Rice, Vitale, Turner/Muoio, Benson, Singleton, Greenwald, Pinkin, Downey, Sumter, Wimberly) - Requires DOH regulations regarding elevated blood lead levels in children, and appropriate responses thereto, to be consistent with latest Centers for Disease Control and Prevention recommendations

S-2156/A-3424 (Weinberg, Vitale/Lagana, Pinkin, Vainieri Huttler, Caride, Caputo, Wimberly, Moriarty) - Requires prescribers to discuss addiction risk associated with certain drugs prior to issuing prescription to minor patient

S-2321/A-3774 (Oroho, Beach/Burzichelli, Wisniewski, Mosquera, Houghtaling, Wimberly) - Concerns excessive price increases during state of emergency

S-2364/A-3946 (Oroho, Stack/Burzichelli, Dancer, Mukherji, Holley, A.M. Bucco) - Establishes pilot program appointing third party vendors to administer commercial driver license testing

S-2370/A-3904 (Whelan/Burzichelli) – Authorizes operation of lottery courier services

S-2477/A-4083 (Sarlo, Oroho/Schaer, Space, Mukherji, Singleton) - Concerns certain unused portions of tax credits issued to insurance premiums taxpayers under the Business Employment Incentive Program; exempts certain purchasers of business development incentives from certain State tax notification requirements

S-2731/A-4326 (Greenstein, Bateman/Muoio, Burzichelli, Mazzeo, Mukherji) - Authorizes New Jersey Environmental Infrastructure Trust to expend additional sums to make loans for environmental infrastructure projects for FY2017

S-2732/A-4327 (Codey, Gill/Zwicker, Conaway, Danielsen, Muoio, Mukherji, Gusciora) - Amends list of environmental infrastructure projects approved for long-term funding for FY2017 to include new projects and revise allowable loan amounts for already approved projects

BILLS VETOED:

S-600/A-3625 (Cunningham, Stack/McKnight, Chiaravalloti, Mukherji) – CONDITIONAL - Requires DOH to authorize Jersey City to issue certified copies of birth certificates by September 1, 2017

S-1585/A-3335 (Rice, Ruiz/Sumter, Pintor Marin, Wimberly, Mukherji, Gusciora) – – CONDITIONAL - Establishes program allowing certain applicants to perform community service in lieu of paying motor vehicle surcharges

S-2267/A-2771 (Diegnan, Greenstein/Webber, O'Scanlon, A.M. Bucco) - CONDITIONAL - Establishes asset forfeiture reporting requirements

S-2347/A-3723 (Rice, Ruiz/Pintor Marin, Giblin) – CONDITIONAL - Permits certain municipalities to impose and collect payroll tax of up to 1% of employer's payroll

S-2575/A-4187 (Sweeney, Whelan/Burzichelli) – ABSOLUTE - Disqualifies casino license applicant for five-year period if person substantially closed casino property in State; revokes license; reinstates license eligibility under certain circumstances

###

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