

STATE OF VERMONT

SUPERIOR COURT

PROBATE DIVISION

Unit

Docket No.

Empty rectangular box for unit or docket number.

In re:

Name on Certificate

Empty rectangular box for name on certificate.

Instructions for Filers

There are three different ways to change a birth certificate in Vermont. In most cases the original birth certificate is simply corrected. In a few cases, however, either a new birth certificate or a delayed birth certificate needs to be issued. The definitions below will help you determine what type of change you should request.

Corrected Birth Certificate: If the date of birth was more than six months ago, any change including correction of a minor error on a birth certificate must be made by filing a petition in the Probate Division of the Superior Court in the county where the person was born. A "corrected birth certificate" should be requested in all circumstances except those outlined below for new or delayed birth certificates.

New Birth Certificate: By law a new birth certificate can be issued in only two circumstances:

- 1. If the parents of the person who is the subject of the birth certificate were not married at the time of the child's birth, but later married and the father acknowledged the person as his child. 18 V.S.A. §5077.
2. If the birth information forms provided by the Department of Health did not permit both parents to be listed as parents because the birth information form required that the parents be of different genders. 18 V.S.A. §5077a.

Delayed Birth Certificate: A delayed birth certificate should be requested only in cases where a person was born in Vermont and no certificate of birth was filed during the first year following birth.

PETITION FOR NEW, CORRECTED OR DELAYED BIRTH CERTIFICATE

I am seeking Court approval for the issuance of: (check one)

- checkbox A corrected Birth Certificate for myself.
checkbox A corrected Birth Certificate for a minor child for whom I am the parent or guardian.
checkbox A corrected Birth Certificate for an adult other than myself.
checkbox A new Birth Certificate due to marriage of parents subsequent to birth. 18 V.S.A. §5077
checkbox A new birth certificate due to lack of gender-neutral birth information form. 18 V.S.A. §5077a
checkbox A "delayed" Birth Certificate (check this box only if no birth certificate is on record).

1) Information About the Subject of the Petition (i.e. the person for whom a new, corrected or delayed birth certificate needs to be issued):

Form with fields for Date of Birth (Month, Day, Year), Location of Birth (Town/City of Birth, County, VT), and Gender (Male, Female) with Yes/No checkboxes.

Fill Out this section ONLY if you are asking for a CORRECTED Birth Certificate

2) The birth record contains the following errors and/or omissions: *describe errors/omission in detail*

3) These errors and/or omissions in the record should be corrected as follows:

I therefore request that the Court issue a Decree directing the Supervisor of the State of Vermont Vital Records Registration to prepare and file a corrected certificate of birth or a new or delayed certificate of birth with the Clerk of the Town/City of _____, Vermont.

- Attached are:
- Filing fee made payable to the "Vermont Superior Court"
 - Affidavit in Support of Correction of Birth Certificate (700-00200AC)
 - Affidavit in Support of a New or Delayed Birth Certificate (700-00200AN)
 - Certified copy of original Birth Certificate, unless you are requesting a delayed Birth Certificate
 - Additional supporting documentation if required by Court

For petitions filed by minors:

- All of the above documents **AND**
- a signed consent form (700-00155) if parents have consented

Date

Signature of Petitioner

Printed Name

Petitioner's Phone Number

Petitioner's Address