



MARK B HORTON, MD, MSPH  
*Director*

State of California—Health and Human Services Agency  
California Department of Public Health



ARNOLD SCHWARZENEGGER  
*Governor*

December 17, 2009

ACL 09-17

TO: LOCAL REGISTRARS OF BIRTHS AND DEATHS  
CHIEF DEPUTY REGISTRARS OF BIRTHS AND DEATHS  
COUNTY CLERKS  
COUNTY RECORDERS  
SUPERIOR COURT CLERKS

SUBJECT: UPDATE TO 2010 VITAL RECORDS FEES

This rescinds ACL 09-16 and clarifies that the \$1.00 fee increase to certified copies of marriages applies to public and confidential marriages. Enclosed is the annual Vital Records Fee Schedule for 2010 that includes changes affecting the vital record fees, effective January 1, 2010.

The fee for Certified Copies of Marriages – Public, Declared, Non-Clergy and Confidential Marriages will be increased by \$1.00. Assembly Bill (AB) 130, chaptered October 11, 2009, will become effective January 1, 2010, pursuant to Health and Safety Code Section 103525.5. The state's portion of the fee will be \$0.65. The enclosed form VS 5 (rev. 12/09) must be used when transmitting fees that were collected on or after January 1, 2010.

AB 275, chaptered October 11, 2010, revises the prior version of Penal Code 14251 which specified that the \$2.00 DNA Missing Persons Data Base fee on death certificates would end on January 1, 2010. This bill deletes the expiration date authorizing collection of the \$2.00.

If you have any questions about existing fees, please contact Ms. Antoinette Cabral, of my staff, at (916) 552-8133.

Sincerely,

Original signed by:

Linette T Scott, MD, MPH  
Deputy Director  
Health Information and Strategic Planning

Enclosures

**VITAL RECORDS FEE SCHEDULE**  
**Effective January 1, 2010**

**I. CERTIFIED COPIES, SEARCHES, AND CERTIFICATION OF NO PUBLIC RECORD**

(Search/No Record fees are the same as copy fees -- Health and Safety (H&S) Code, Section 103650)

	<b>Fee</b>	<b>Allocation</b>	
<b>BIRTH - General Public</b>			
H&S Code, § 103625(b) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
H&S Code, § 103525.5 <sup>12</sup>	\$1.00	\$0.35 <u>\$0.65</u>	Retained by issuing agency To State Registrar each month
Surcharge: Welfare & Institutions (W&I) Code, § 18966 and H&S Code, § 103625(b) <sup>1</sup>	\$4.00	\$ 0.40 <u>\$ 3.60</u>	Retained by issuing agency (10%) To County Children's Trust Fund (90%)
<b>Total Fee</b>	<b>\$14.00</b>		
<b>BIRTH - Government Agency</b>			
H&S Code, § 103625(b) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
H&S Code, § 103525.5 <sup>12</sup>	\$1.00	\$0.35 <u>\$0.65</u>	Retained by issuing agency To State Registrar each month
<b>Total Fee</b>	<b>\$10.00</b>		
<b>DEATH – Government Agency &amp; General Public</b>			
H&S Code, § 103625(a) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
H&S Code, § 103525.5 <sup>12</sup>	\$1.00	\$0.35 <u>\$0.65</u>	Retained by issuing agency To State Registrar each month
Surcharge: Penal Code, § 14251 <sup>10</sup>	\$2.00	\$0.10 <u>\$1.90</u>	Retained by issuing agency (5%) To Department of Justice Missing Persons DNA Data Base Fund (95%)
<b>Total Fee</b>	<b>\$12.00</b>		

**VITAL RECORDS FEE SCHEDULE**  
**Effective January 1, 2010**

**I. CERTIFIED COPIES, SEARCHES, AND CERTIFICATION OF NO PUBLIC RECORD (Cont.)**  
(Search/No Record fees are the same as copy fees -- Health and Safety (H&S) Code, Section 103650)

	Fee	Allocation	
<b>FETAL DEATH – Government Agency &amp; General Public</b>			
H&S Code, § 103625(a) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
<b>Total Fee</b>	<b>\$9.00</b>		

**STILL BIRTH**

H&S Code, § 103040.1(f) <sup>14</sup>			
<b>Total Fee</b>	<b>Varies per county</b>		Retained by issuing agency (100%)

**MARRIAGE - General Public**

H&S Code, § 103625(c) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
Surcharge: H&S Code, § 103625(c) and Family Code, § 1852 <sup>6</sup>	\$4.00	\$0.40 <u>\$3.60</u>	Retained by issuing agency (10%) To Family Law Trust Fund (90%)
H&S Code, § 103525.5 and Family Code, § 509 <sup>15</sup>	\$1.00	\$0.35 <u>\$0.65</u>	Retained by issuing agency (35%) To State Registrar each month (65%)
<b>Total Fee</b>	<b>\$14.00</b>		

**MARRIAGE - Government Agency**

H&S Code, § 103625(c) and H&S Code, § 100430	\$6.00	\$5.10 <u>\$ .90</u>	Retained by issuing agency (85%) To State Registrar each month (15%)
H&S Code, § 103625(f) <sup>8</sup> and H&S Code, § 100430	\$3.00	\$1.65 <u>\$1.35</u>	Retained by issuing agency (55%) To State Registrar each month (45%)
H&S Code, § 103525.5 <sup>15</sup>	\$1.00	\$0.35 <u>\$0.65</u>	Retained by issuing agency (35%) To State Registrar each month (65%)
<b>Total Fee</b>	<b>\$10.00</b>		

**VITAL RECORDS FEE SCHEDULE**  
**Effective January 1, 2010**

**II. PERMIT FOR DISPOSITION OF HUMAN REMAINS**

	Fee	Allocation	
<b>REGULAR PERMIT</b>			
H&S Code, § 103675 and H&S Code, § 100430	\$4.00	\$2.00 <u>\$2.00</u>	Retained by issuing agency (50%) To State Registrar quarterly (50%)
H&S Code, § 103692 <sup>13</sup>	\$4.00	<u>\$4.00</u>	To State Registrar quarterly (100%)
Surcharge: H&S Code, § 103680 <sup>9</sup>		\$3.00 <u>\$2.00</u>	\$1.00 To Peace Officers Training Fund Retained by issuing agency for deposit into county treasury for indigent burials
<b>Total Fee</b>	<b>\$11.00</b>		
<b>AFTER HOURS PERMIT</b>			
H&S Code, § 103675 and H&S Code, § 100430	\$4.00	\$2.00 <u>\$2.00</u>	Retained by issuing agency (50%) To State Registrar quarterly (50%)
H&S Code, § 103692 <sup>13</sup>	\$4.00	<u>\$4.00</u>	To State Registrar quarterly (100%)
H&S Code, §103685 <sup>2</sup>	\$3.00	<u>\$3.00</u>	Retained by issuing agency (100%)
<b>Total Fee</b>	<b>\$11.00</b>		
<b>CROSS-FILE PERMIT</b>			
H&S Code, § 103065 <sup>3</sup> and H&S Code, § 100430	\$10.00	\$4.00 \$3.00 <u>\$3.00</u>	To State Registrar quarterly (40%) Transmitted with death certificate to county where death occurred (30%) Retained by county issuing permit (30%)
H&S Code, § 103692 <sup>13</sup>	\$4.00	<u>\$4.00</u>	To State Registrar quarterly (100%)
<b>Total Fee</b>	<b>\$14.00</b>		

**VITAL RECORDS FEE SCHEDULE**  
**Effective January 1, 2010**

**III. MARRIAGE LICENSE**

	Fee	Allocation	
<b>MARRIAGE LICENSE (Public, Declared, and Non-Clergy)</b>			
Government (Gov.) Code, § 26840 and H&S Code, § 100435	\$11.00	\$ 2.00 <u>\$ 9.00</u>	To State Registrar each month Retained by issuing agency
Gov. Code, § 26840.7 and W&I Code, § 18305	\$23.00	\$23.00	Retained by the county for the domestic violence program special fund
<b>Total Minimum Fee<sup>4</sup></b>	<b>\$34.00</b>		

**CONFIDENTIAL MARRIAGE LICENSE**

Gov. Code, § 26840.1	\$14.00	\$ 4.00 <u>\$10.00</u>	To State Registrar each month Retained by issuing agency
Gov. Code, § 26840.8 and W&I Code, § 18305	\$23.00	\$23.00	Retained by the county for the domestic violence program special fund
<b>Total Minimum Fee<sup>4,5</sup></b>	<b>\$37.00</b>		

**IV. PETITIONS FOR DISSOLUTION OF MARRIAGE, LEGAL SEPARATION OR NULLITY**

	Fee	Allocation	
Gov. Code, § 70670(b) and Gov. Code, § 68085.1(b) <sup>7</sup>	\$2.00	\$1.00 <u>\$1.00</u>	To State Registrar each month (50%) Retained by issuing agency (50%)
<b>Total Fee</b>	<b>\$2.00</b>		

**V. AMENDMENT FEES (Issued by State Registrar Only)**

(VS 21)	Adjudication of Facts of Parentage .....	\$20.00
(VS 22)	Acknowledgment of Paternity .....	\$20.00
(VS 23)	Amendment of Birth Record to Reflect Court Order Change of Name.....	\$20.00
(VS 24)	Affidavit to Amend a Record* .....	\$20.00
(VS 24A)	Physician/Coroner's Amendment* .....	\$20.00
(VS 24C)	Affidavit to Amend a Marriage Record* <sup>11</sup> .....	\$20.00
(VS 44)	Court Report of Adoption <sup>7</sup> .....	\$20.00
(VS 85)	Delayed Registration of Birth .....	\$20.00
(VS 107)	Supplemental Name Report* .....	\$20.00
(VS 109)	Court Order Delayed - Death .....	\$20.00
(VS 108)	Court Order Delayed - Birth .....	\$20.00
(VS 122)	Court Order Delayed - Marriage.....	\$20.00

\*No fee is charged if amendment is applied within one year of the event.

**VITAL RECORDS FEE SCHEDULE**  
**Effective January 1, 2010**

FOOTNOTES

- (1) If the county does not have a County Children's Trust Fund Account established per W&I Code, § 18966, the fee is to be submitted monthly to the State Department of Social Services. The address is:  

State Department of Social Services  
Children's Trust Fund  
744 P Street, MS-13-72  
Sacramento, CA 95814
- (2) For after hours permit for disposition, add \$3.00 to the base fee (H&S Code, §103685).
- (3) The funeral director should write two checks: one for \$3.00 to be sent along with the death certificate to the county of death, and one for \$11.00 to the county issuing the permit.
- (4) After hours marriage fees of up to \$5.00 may be imposed (Gov. Code, § 26840.2). A county board of supervisors may increase marriage fees in the amount necessary to recover the cost of producing the license (Gov. Code, § 54985).
- (5) County Clerks may impose an additional fee of up to \$3.00 (Gov. Code, § 26840.1(b)). A Conciliation Court fee of up to \$5.00 may be imposed (Gov. Code, § 26840.3(2)).
- (6) The fee should be remitted on Form CA 25 (Report to State Controller of Remittance to State Treasurer TC-31) using the following codes: Family Law Trust Fund 0587, Agency Code 0250, Rev Obj. 161400.
- (7) The fee for adoptions, dissolution of marriage or domestic partnership, legal separation or nullity should be remitted to the Administrative Office of the Courts bank account using the TC145. Contact person is Ruben Gomez at (415) 865-7686, or via e-mail [Ruben.Gomez@jud.ca.gov](mailto:Ruben.Gomez@jud.ca.gov)
- (8) If the county office does not have a Vital and health statistics trust fund account, the entire \$3.00 is to be remitted to the State Registrar.
- (9) The fee should be remitted on Form CA 25 (Report to State Controller of Remittance to State Treasurer TC-31) using the following codes: Peace Officer's Training Fund 0268, Agency Code 8120.
- (10) The fee should be remitted on Form CA 25 (Report to State Controller of Remittance to State Treasurer TC-31) using the following codes: DNA Database Fund 3016, Agency Code 0820, Rev Obj 131700
- (11) The State Registrar does not preserve Confidential Marriage records. Any amendment must be processed locally, thereby incurring the cost locally. The entire fee of \$20.00 for an amendment of a Confidential Marriage Certificate is to be retained by the local office.
- (12) Effective January 1, 2006, the fee was reduced to \$1.00.
- (13) Effective January 1, 2005, the \$6.00 fee was reduced to \$4.00.
- (14) The local registrar of births and deaths may charge an appropriate fee for processing and issuing a Certificate of Still Birth, not to exceed the entity's full cost of providing the certificate.
- (15) Effective January 1, 2010, the \$1.00 fee established is pursuant to AB 130.

The authority for increasing fees is found in Health and Safety Code Sections 100430 and 100435.