

770.10 Completion and filing of

declaration: In order to form the legal status of domestic partners, the **individuals** shall complete the declaration of domestic partnership in the County Clerks Office, sign the declaration, having their signatures acknowledged before a notary, and submit the declaration to the Register of Deeds of the county in which they reside. The Register of Deeds shall record the declaration and forward the original to the State Registrar of Vital Statistics.

770.12 Terminating a domestic partnership:

(1) (a) A domestic partner may terminate the domestic partnership by filing a completed notice of termination of domestic partnership form with the County Clerk who issued the declaration of domestic partnership and paying the fee under s. 770.17. The notice must be signed by one or both domestic partners and notarized. (b) If the notice under par. (a) is signed by only one of the domestic partners, that individual must also file with the County Clerk an affidavit stating either of the following:

1. That the other domestic partner has been served in writing, in the manner provided under s. 801.11, that a notice of termination of domestic partnership is being filed with the county clerk.
2. That the domestic partner seeking termination has been unable to locate the other domestic partner after making reasonable efforts and that notice to the other domestic partner has been made by publication as provided in sub. (2).

(2) If a domestic partner who is seeking to terminate the domestic partnership is unable to find the other domestic partner after making reasonable efforts, the domestic partner seeking termination may provide notice by publication in a newspaper of general circulation in the county in which the residence most recently shared by the domestic partners is located. The notice need not be published more than one time.

(3) Upon receiving a completed, signed, and notarized notice of termination of domestic partnership, the affidavit under sub. (1) (b) if required, and the fee under s. 770.17, the county clerk shall issue to the domestic partner filing the notice of termination a certificate of termination of domestic partnership. The domestic partner shall submit the certificate of termination of domestic partnership to the Register of Deeds of the county in which the declaration of domestic partnership is recorded. The Register of Deeds shall record the certificate and forward the original to the State Registrar of Vital Statistics.

(4)(a) Except as provided in par. (b), the termination of a domestic partnership is effective 90 days after the certificate of termination of domestic partnership is recorded under sub. (3).

(b) If a party to a domestic partnership enters into a marriage that is recognized as valid in this state, the domestic partnership is automatically terminated on the date of the marriage.

Vital Records Information

To obtain birth/death certificate in State of Wisconsin:
[www.dhfs.wisconsin.gov/vital records](http://www.dhfs.wisconsin.gov/vital-records)

For another state: www.cdc.gov/nchs.

DOMESTIC PARTNERSHIP INFORMATION

**Only for Domestic Partnerships in Wisconsin
(As required per WI. Stat., Ch. 770)**

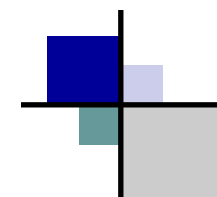
KIM PYTLESKI OCONTO COUNTY CLERK

**301 Washington Street
2nd Floor, Building A
Oconto, WI 54153**

**To Schedule an Appointment
Telephone: (920) 834-6806 or
(920) 834-6804**

Appointments are taken 8 a.m. and 3:30 p.m.

E-mail: kim.pytleski@co.oconto.wi.us



DECLARATION OF DOMESTIC PARTNERSHIP

Items Needed:

Criteria for forming a domestic partnership per State Statutes 770.95

- 1) Each individual is at least 18 years old and capable of consenting to the domestic partnership.
- 2) Neither individual is married to, or in a domestic partnership with, another individual.
- 3) The 2 individuals share a common residence. Two individuals may share a common residence even if any of the following applies:
 - (a.) Only one of the individuals has legal ownership of the residence.
 - (b.) One or both of the individuals have one or more additional residences not shared with the other individual.
 - (c.) One of the individuals leaves the common residence with the intent to return.
- 4) The 2 individuals are not nearer of kin to each other than 2nd cousins, whether of the whole or half blood or by adoption.
- 5) The individuals are members of the same sex.

- 1) **Photo ID & Proof of Oconto County Residency:** (Where you have been residing for the last 30 days). Acceptable items: Drivers License showing current residence, passport, mail addressed in your name and current address with postmark dated at least 30 days ago, utility bill, rent receipt & lease, or checking account.
- 2) **Certified Birth Certificate:** No photocopies or Hospital Records can be accepted. A Certified Copy of your birth certificate can be obtained in the Register of Deeds Office.
- 3) **Social Security Number:** Number must be given, if you have one. Do not need to bring card.
- 4) **Fee:** \$60.00 Cash, personal checks or debit/credit cards. Card users will be charged a user fee. No out of state check.
- 5) **Previous Domestic Partnership:** Each applicant shall submit a copy of any judgment, certificate of termination of domestic partnership, or death certificate affecting the domestic partnership status. If previously married must show proof of how last marriage ended.

- 6) **Waiting Period:** Apply at least 5 days prior to forming domestic partnership.
- 7) **Language:** If one or both applicants do not speak English, a third person (un-related to the applicants) needs to interpret. Couples cannot translate for each other. Certificates or documents that are not in English will require a notarized translation to English.
- 8) **Application:** Both parties must apply together in person.
- 9) **Photo ID:** Both parties must present photo identification (current valid driver's license, alien card, school ID et.).

