
SENATE BILL No. 449

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-37-1-10.

Synopsis: Inspection and copying of death certificates. Provides that a certificate of death is a public record and is subject to public inspection and copying.

Effective: July 1, 1998.

Waterman

January 13, 1998, read first time and referred to Committee on Health and Environmental Affairs.

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Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

SENATE BILL No. 449

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-37-1-10, AS AMENDED BY P.L.257-1997(ss),
2 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1998]: Sec. 10. (a) Except as provided in **subsection**
4 **subsections (b) and (c)**, the records and files of the division of the state
5 department concerning vital statistics are subject to this article and
6 rules of the state department. Data contained in the records and files
7 may be disclosed only as follows:

8 (1) The state registrar shall permit inspection of the records or
9 issue a certified copy of a certificate or part of a certificate only
10 if the state registrar is satisfied of the following:

11 (A) That the applicant has a direct interest in the matter
12 recorded.

13 (B) That the information is necessary for the determination of
14 personal or property rights or for compliance with state or
15 federal law.

16 The state registrar's decision is subject to review by the state
17 department or a court under this section.



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- 1 (2) The state department may permit the use of data contained in
- 2 vital statistical records for research purposes only, but no
- 3 identifying use may be made of the data.
- 4 (3) In any extraordinary case that the state registrar determines is
- 5 a direct tangible and legitimate public interest.
- 6 ~~IC IC~~
- 7 **(b) A certificate of death filed with the state department under**
- 8 **section 6 of this chapter is a public record available for copying**
- 9 **and inspection under IC 5-14-3.**
- 10 ~~(b)~~ **(c)** The birth record of an adopted child remains subject to the
- 11 confidentiality provisions of IC 31-19 regarding the release of adoption
- 12 information.

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