

SENATE BILL No. 364

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, 1999.

Waterman

January 8, 1999, read first time and referred to Committee on Governmental and Regulatory Affairs.

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First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

SENATE BILL No. 364



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 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. (a) Except as
- 3 provided in ~~subsection~~ **subsections** (b) **and** (c), the records and files of
- 4 the division of the state department concerning vital statistics are
- 5 subject to this article and rules of the state department. Data contained
- 6 in the records and files may be disclosed only as follows:
- 7 (1) The state registrar shall permit inspection of the records or
- 8 issue a certified copy of a certificate or part of a certificate only
- 9 if the state registrar is satisfied of the following:
- 10 (A) That the applicant has a direct interest in the matter
- 11 recorded.
- 12 (B) That the information is necessary for the determination of
- 13 personal or property rights or for compliance with state or
- 14 federal law.
- 15 The state registrar's decision is subject to review by the state
- 16 department or a court under this section.
- 17 (2) The state department may permit the use of data contained in

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

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