
HOUSE BILL No. 1633

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-37-3.

Synopsis: Information on death certificates. Provides that certain information concerning a deceased person may not be released to the public as part of a record prepared by a local health officer or as part of a death certificate. Provides that this information is open to public inspection 50 years after the deceased person's date of death.

Effective: July 1, 2007.

Wolkins

January 23, 2007, read first time and referred to Committee on Public Health.

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First Regular Session 115th General Assembly (2007)

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 2006 Regular Session of the General Assembly.

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HOUSE BILL No. 1633

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 16-37-3-9, AS AMENDED BY P.L.81-2005,
- 2 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2007]: Sec. 9. (a) The local health officer shall, from the
- 4 stillbirth and death certificates, make a permanent record of the:
- 5 (1) name;
- 6 (2) sex;
- 7 (3) age;
- 8 (4) place of death;
- 9 (5) residence; and
- 10 (6) for a death certificate only:
- 11 (A) residence addresses of the deceased during the two (2)
- 12 years before the death; and
- 13 (B) Social Security number;
- 14 of the deceased.
- 15 (b) **Except as provided in subsection (c) and section 9.5 of this**
- 16 **chapter**, the records shall be open to public inspection.
- 17 (c) Except as provided in this subsection, the Social Security



1 number is confidential and may not be disclosed to the public. After
 2 December 31, 2005, the Social Security number shall be disclosed to
 3 the secretary of state and election division for voter list maintenance
 4 purposes under IC 3-7-26.3 and IC 3-7-45.

5 ~~(c)~~ (d) The local health officer shall, not later than January 31, April
 6 30, July 31, and October 31 of each year, furnish to the county auditor
 7 the records of all deaths within the officer's jurisdiction that occurred
 8 during the previous three (3) months.

9 ~~(d)~~ (e) The local health officer may make records of other data in
 10 connection with deaths for statistical purposes or for the purpose of
 11 planning health programs. Records under this subsection are not public
 12 records.

13 SECTION 2. IC 16-37-3-9.5 IS ADDED TO THE INDIANA CODE
 14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2007]: **Sec. 9.5. (a) Except as provided in subsections (b) and (c),
 16 the following information concerning a deceased person is
 17 confidential and may not be released to the public as part of a
 18 record prepared by a local health officer or as part of a death
 19 certificate:**

- 20 (1) All information relating to the cause of death.
 21 (2) Parentage and marital status.
 22 (3) Medical information.

23 (b) The information in subsection (a) shall be released as follows
 24 upon request:

- 25 (1) To the deceased person's spouse or parent.
 26 (2) To the deceased person's child, grandchild, or sibling, if
 27 the person making the request is at least eighteen (18) years
 28 of age.
 29 (3) To a person who:
 30 (A) has an interest in the estate and needs the records to
 31 file a will for probate or make a claim on an insurance
 32 policy; or
 33 (B) provides documentation that demonstrates an interest
 34 in the estate of the deceased person.
 35 (4) To a person who is a designated representative of a person
 36 listed in subdivisions (1) through (3).
 37 (5) For research purposes under IC 16-37-4.

38 (c) Information under subsection (a) is open to public inspection
 39 fifty (50) years after the deceased person's date of death.

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