

HOUSE BILL No. 1195

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-37-1-8.

Synopsis: Death certificates. Specifies that a local health officer may provide to only certain listed individuals a certificate of death that includes the cause of death.

Effective: July 1, 2013.

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January 10, 2013, read first time and referred to Committee on Public Health.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1195



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 16-37-1-8, AS AMENDED BY P.L.43-2009,
 2 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2013]: Sec. 8. (a) Except as provided in subsection (c), a local
 4 health officer shall provide a certification of birth, death, or stillbirth
 5 registration upon request by any person only if:
 6 (1) the health officer is satisfied that the applicant has a direct
 7 interest in the matter;
 8 (2) the health officer determines that the certificate is necessary
 9 for the determination of personal or property rights or for
 10 compliance with state or federal law; and
 11 (3) the applicant for a birth certificate presents at least one (1)
 12 form of identification.
 13 However, the local health officer must issue a certificate of an
 14 applicant's own birth registration.
 15 (b) A local health officer's decision whether or not to issue a
 16 certified copy of a birth certificate is subject to review by a court.
 17 (c) A local health officer may not issue a copy of a birth certificate



1 of a missing child to which a notice has been attached under
2 IC 10-13-5-11 without the authorization of the Indiana clearinghouse
3 for information on missing children and missing endangered adults.

4 (d) Upon determination that a person may be provided a
5 certification of death under subsection (a), **the local health officer**
6 **shall provide to the person a certificate of death. The local health**
7 **officer may provide to only the following persons a certificate of**
8 **death that includes the cause of death:**

9 (1) **The deceased person's parent, legal guardian, spouse, or**
10 **child.**

11 (2) **The deceased person's sibling or grandparent, if none of**
12 **the persons listed in subdivision (1) are alive.**

13 **However,** the local health officer shall provide to the person a
14 certification of death that excludes information concerning the cause
15 of death if the person requests the exclusion of this information.

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