

**Economic Impact Statement**

LSA Document #07-821

**IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses**

**Description of the Rule**

Under the statutory authority of [IC 16-19-3-4](#), [IC 16-19-3-5](#), and [IC 16-37-1-3](#), this rule is proposed to amend the current rule [410 IAC 18](#). The rule adds sections regarding the issuance of birth certificates and the documentation required to obtain a birth certificate. The rule also adds sections regarding the issuance of death certificates and the documentation required to obtain a death certificate. Prior to this rule amendment, the department has followed internal policies on these topics. In order to increase security against potential identity theft, the department is promulgating this rule as a means to increase authority as to who may obtain certified copies of birth and death certificates and to give notice to the public as to the documents that will be required to be provided to the department before a birth or death certificate will be issued by the state registrar.

The rule will add a section of definitions for clarification. The rule also makes some clerical and technical corrections in the existing section regarding provisional death certificates. Specifically, the amendment changes the use of the term "certificate" to "notification", as this is the proper terminology used to date. This will help distinguish between a provisional notification and an actual certificate of death.

**Economic Impact on Small Businesses**

[IC 4-22-2.1-4](#) defines a small business as any person, firm, corporation, limited liability company, partnership, or association that:

- (1) is actively engaged in business in Indiana and maintains its principal place of business in Indiana;
- (2) is independently owned and operated;
- (3) employs one hundred (100) or fewer full-time employees; and
- (4) has gross annual receipts of five million dollars (\$5,000,000) or less.

Based on the statutory definition of small business, this rule does not affect small businesses. The only parties affected will be those individuals seeking certified copies of birth or death records. No business will be impacted by this rule.

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An [html](#) version of this document.