
HOUSE BILL No. 1053

DIGEST OF INTRODUCED BILL

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

Synopsis: Identification to obtain a birth certificate. Specifies that the identification presented to obtain a birth certificate does not need to include a photograph. Allows a person to provide a sworn statement instead of a form of identification to obtain a birth certificate. Requires the department of health to make specified changes to the form used to obtain a birth certificate.

Effective: July 1, 2006.

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January 4, 2006, read first time and referred to Committee on Public Health.

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Second Regular Session 114th General Assembly (2006)

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 2005 Regular Session of the General Assembly.

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HOUSE BILL No. 1053



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 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 8. (a) Except as
 3 provided in subsection (c), a local health officer shall provide a
 4 certification of birth, death, or stillbirth registration upon request by
 5 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**
 12 **(A) one (1) form of identification; or**
 13 **(B) a statement under oath or affirmation that the**
 14 **applicant is permitted by law to obtain the birth certificate.**
 15 **A local health officer may not require a photograph**
 16 **identification for the identification described in clause (A).**
 17 However, the local health officer must issue a certificate of an



1 applicant's own birth registration.
 2 (b) A local health officer's decision whether or not to issue a
 3 certified copy of a birth certificate is subject to review by a court.
 4 (c) A local health officer may not issue a copy of a birth certificate
 5 of a missing child to which a notice has been attached under
 6 IC 10-13-5-11 without the authorization of the Indiana clearinghouse
 7 for information on missing children.
 8 SECTION 2. [EFFECTIVE JULY 1, 2006] (a) **The state**
 9 **department of health shall amend the application for the search**
 10 **and certified copy of a birth record form as follows:**
 11 (1) **Change the description of the required identification to**
 12 **reflect that photograph identification is not required.**
 13 (2) **Specify that making false statements on an application for**
 14 **or altering, mutilating, or counterfeiting an Indiana birth**
 15 **certificate is a criminal offense under IC 16-37-1-12 and set**
 16 **forth the maximum:**
 17 (A) **term of imprisonment; and**
 18 (B) **fine;**
 19 **for the offense.**
 20 (b) **This SECTION expires December 31, 2007.**

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