



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3060

by Rep. Will Guzzardi

SYNOPSIS AS INTRODUCED:

410 ILCS 535/1

from Ch. 111 1/2, par. 73-1

410 ILCS 535/25.3 new

Amends the Vital Records Act. Provides that specified fees for birth record searches or certified copies of birth records shall be waived for all requests made by a homeless person whose status is verified by specified human services, legal services, or other similar agencies or individuals. Provides that individuals who are homeless must not be charged for this verification. Provides that the State Registrar of Vital Records shall establish standards and procedures for birth record search waivers for homeless persons that shall include a record of specified information. Provides that any falsification of this official record is subject to penalty. Defines "homeless person". Effective immediately.

LRB100 11327 MJP 21702 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Vital Records Act is amended by changing
5 Section 1 and by adding Section 25.3 as follows:

6 (410 ILCS 535/1) (from Ch. 111 1/2, par. 73-1)

7 Sec. 1. As used in this Act, unless the context otherwise
8 requires:

9 (1) "Vital records" means records of births, deaths, fetal
10 deaths, marriages, dissolution of marriages, and data related
11 thereto.

12 (2) "System of vital records" includes the registration,
13 collection, preservation, amendment, and certification of
14 vital records, and activities related thereto.

15 (3) "Filing" means the presentation of a certificate,
16 report, or other record provided for in this Act, of a birth,
17 death, fetal death, adoption, marriage, or dissolution of
18 marriage, for registration by the Office of Vital Records.

19 (4) "Registration" means the acceptance by the Office of
20 Vital Records and the incorporation in its official records of
21 certificates, reports, or other records provided for in this
22 Act, of births, deaths, fetal deaths, adoptions, marriages, or
23 dissolution of marriages.

1 (5) "Live birth" means the complete expulsion or extraction
2 from its mother of a product of human conception, irrespective
3 of the duration of pregnancy, which after such separation
4 breathes or shows any other evidence of life such as beating of
5 the heart, pulsation of the umbilical cord, or definite
6 movement of voluntary muscles, whether or not the umbilical
7 cord has been cut or the placenta is attached.

8 (6) "Fetal death" means death prior to the complete
9 expulsion or extraction from its mother of a product of human
10 conception, irrespective of the duration of pregnancy; the
11 death is indicated by the fact that after such separation the
12 fetus does not breathe or show any other evidence of life such
13 as beating of the heart, pulsation of the umbilical cord, or
14 definite movement of voluntary muscles.

15 (7) "Dead body" means a lifeless human body or parts of
16 such body or bones thereof from the state of which it may
17 reasonably be concluded that death has occurred.

18 (8) "Final disposition" means the burial, cremation, or
19 other disposition of a dead human body or fetus or parts
20 thereof.

21 (9) "Physician" means a person licensed to practice
22 medicine in Illinois or any other State.

23 (10) "Institution" means any establishment, public or
24 private, which provides in-patient medical, surgical, or
25 diagnostic care or treatment, or nursing, custodial, or
26 domiciliary care to 2 or more unrelated individuals, or to

1 which persons are committed by law.

2 (11) "Department" means the Department of Public Health of
3 the State of Illinois.

4 (12) "Director" means the Director of the Illinois
5 Department of Public Health.

6 (13) "Homeless person" has the same meaning as defined by
7 Section 103 of the federal McKinney-Vento Homeless Assistance
8 Act of 1987 (42 U.S.C. 11302). "Homeless person" includes
9 homeless children and youths as defined by 42 U.S.C. 11434a(2).
10 (Source: P.A. 81-230.)

11 (410 ILCS 535/25.3 new)

12 Sec. 25.3. Homeless person birth record request.

13 (a) For the purposes of this Section, an individual's
14 status as a homeless person may be verified by a human services
15 agency or individual, legal services agency or individual, or
16 other similar agency or individual that has knowledge of the
17 individual's housing status, including, but not limited to:

18 (1) a homeless service agency receiving federal,
19 State, county, or municipal funding to provide those
20 services or otherwise sanctioned by a local continuum of
21 care;

22 (2) an attorney licensed to practice in the State;

23 (3) a public school homeless liaison or school social
24 worker; or

25 (4) a human services provider funded by the State to

1 serve homeless or runaway youth, individuals with mental
2 illness, or individuals with addictions.

3 Individuals who are homeless must not be charged for this
4 verification.

5 (b) Applicable fees under Section 25 of this Act for a
6 search for a birth record or a certified copy of a birth record
7 shall be waived for all requests made by a homeless person
8 whose status is verified under subsection (a) of this Section.

9 The State Registrar of Vital Records shall establish
10 standards and procedures consistent with this Section for
11 waiver of such applicable fees, which shall include a record of
12 the name and address of the individual and the name and address
13 of the agency or individual providing verification of
14 homelessness. Any falsification of this official record is
15 subject to penalty.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.