



Sen. Iris Y. Martinez

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10000HB3060sam001

LRB100 11327 MJP 26266 a

1 AMENDMENT TO HOUSE BILL 3060

2 AMENDMENT NO. _____. Amend House Bill 3060 by replacing
3 everything after the enacting clause with the following:

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,

1 death, fetal death, adoption, marriage, or dissolution of
2 marriage, for registration by the Office of Vital Records.

3 (4) "Registration" means the acceptance by the Office of
4 Vital Records and the incorporation in its official records of
5 certificates, reports, or other records provided for in this
6 Act, of births, deaths, fetal deaths, adoptions, marriages, or
7 dissolution of marriages.

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

15 (6) "Fetal death" means death prior to the complete
16 expulsion or extraction from its mother of a product of human
17 conception, irrespective of the duration of pregnancy; the
18 death is indicated by the fact that after such separation the
19 fetus does not breathe or show any other evidence of life such
20 as beating of the heart, pulsation of the umbilical cord, or
21 definite movement of voluntary muscles.

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

25 (8) "Final disposition" means the burial, cremation, or
26 other disposition of a dead human body or fetus or parts

1 thereof.

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

4 (10) "Institution" means any establishment, public or
5 private, which provides in-patient medical, surgical, or
6 diagnostic care or treatment, or nursing, custodial, or
7 domiciliary care to 2 or more unrelated individuals, or to
8 which persons are committed by law.

9 (11) "Department" means the Department of Public Health of
10 the State of Illinois.

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

13 (13) "Homeless person" means an individual who meets the
14 definition of "homeless" under Section 103 of the federal
15 McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302) or an
16 individual residing in any of the living situations described
17 in 42 U.S.C. 11434a(2).

18 (Source: P.A. 81-230.)

19 (410 ILCS 535/25.3 new)

20 Sec. 25.3. Homeless person birth record request.

21 (a) For the purposes of this Section, an individual's
22 status as a homeless person may be verified by a human services
23 agency, legal services agency, or other similar agency that has
24 knowledge of the individual's housing status, including, but
25 not limited to:

1 (1) a homeless service agency receiving federal,
2 State, county, or municipal funding to provide those
3 services or otherwise sanctioned by a local continuum of
4 care;

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

6 (3) a public school homeless liaison or school social
7 worker; or

8 (4) a human services provider funded by the State to
9 serve homeless or runaway youth, individuals with mental
10 illness, or individuals with addictions.

11 Individuals who are homeless must not be charged for this
12 verification.

13 Anyone who knowingly or purposefully falsifies this
14 verification is subject to a penalty of \$100.

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

19 The State Registrar of Vital Records shall establish
20 standards and procedures consistent with this Section for
21 waiver of such applicable fees.

22 (c) A homeless person shall be provided no more than 4
23 birth records annually under this Section.

24 Section 99. Effective date. This Act takes effect January
25 1, 2018."