



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB0960

Introduced 1/25/2013, by Rep. Anthony DeLuca

SYNOPSIS AS INTRODUCED:

410 ILCS 535/20.5

Amends the Vital Records Act. Provides that after each fetal death that occurs in this State after a gestation period of at least 20 (instead of 26) completed weeks, the person who files a required fetal death certificate in connection with that death shall, only upon request by the woman who delivered the stillborn fetus, also prepare a certificate of birth resulting in stillbirth (instead of a certificate of stillbirth). Provides that in the case of a fetal death that occurred in this State after a gestation period of at least 20 (instead of 26) completed weeks and before the effective date of the amendatory Act, a parent of the stillborn child may request that the person who filed a required fetal death certificate in connection with that death shall also prepare a certificate of birth resulting in stillbirth (instead of a certificate of stillbirth). Changes other references from certificate of stillbirth to certificate of birth resulting in stillbirth.

LRB098 05487 RPM 35522 b

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 20.5 as follows:

6 (410 ILCS 535/20.5)

7 Sec. 20.5. Certificate of birth resulting in stillbirth.

8 (a) The State Registrar shall prescribe and distribute a
9 form for a certificate of birth resulting in stillbirth. The
10 certificate shall be in the same format as a certificate of
11 live birth prepared under Section 12 and shall be filed in the
12 same manner as a certificate of live birth.

13 (b) After each fetal death that occurs in this State after
14 a gestation period of at least 20 ~~26~~ completed weeks, the
15 person who files a fetal death certificate in connection with
16 that death as required under Section 20 shall, only upon
17 request by the woman who delivered the stillborn fetus, also
18 prepare a certificate of birth resulting in stillbirth. The
19 person shall prepare the certificate on the form prescribed and
20 furnished by the State Registrar and in accordance with the
21 rules adopted by the State Registrar.

22 (c) If the stillborn's parent or parents do not wish to
23 provide a name for the stillborn, the person who prepares the

1 certificate of birth resulting in stillbirth shall leave blank
2 any references to the stillborn's name.

3 (d) When a stillbirth occurs in this State and the
4 stillbirth has not been registered within one year after the
5 delivery, a certificate marked "delayed" may be filed and
6 registered in accordance with regulations adopted by the State
7 Registrar. The certificate must show on its face the date of
8 registration.

9 (e) In the case of a fetal death that occurred in this
10 State after a gestation period of at least 20 ~~26~~ completed
11 weeks and before the effective date of this amendatory Act of
12 the 98th ~~93rd~~ General Assembly, a parent of the stillborn child
13 may request that the person who filed a fetal death certificate
14 in connection with that death as required under Section 20
15 shall also prepare a certificate of birth resulting in
16 stillbirth with respect to the fetus. If a parent of a
17 stillborn makes such a request under this subsection (e), the
18 person who filed a fetal death certificate shall prepare the
19 certificate of birth resulting in stillbirth and file it with
20 the designated registrar within 30 days after the request by
21 the parent.

22 (Source: P.A. 93-578, eff. 8-21-03.)