

1 AN ACT concerning fees.

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 25 as follows:

6 (410 ILCS 535/25) (from Ch. 111 1/2, par. 73-25)

7 Sec. 25. In accordance with Section 24 of this Act, and
8 the regulations adopted under that Section pursuant-thereto:

9 (1) The State Registrar of Vital Records shall search
10 the files of birth, death, and fetal death records, upon
11 receipt of a written request and a fee of \$10 from any
12 applicant entitled to such search. A search fee shall not be
13 required for commemorative birth certificates issued by the
14 State Registrar. If, upon search, the record requested is
15 found, the State Registrar shall furnish the applicant one
16 certification of such record, under the seal of such office.
17 If the request is for a certified copy of the record an
18 additional fee of \$5 shall be required. If the request is
19 for a certified copy of a death certificate or a fetal death
20 certificate, an additional fee of \$2 is required. The
21 additional fee shall be deposited into the Death Certificate
22 Surcharge Fund. A further fee of \$2 shall be required for
23 each additional certification or certified copy requested.
24 If the requested record is not found, the State Registrar
25 shall furnish the applicant a certification attesting to that
26 fact, if so requested by the applicant. A further fee of \$2
27 shall be required for each additional certification that no
28 record has been found.

29 Any local registrar or county clerk shall search the
30 files of birth, death and fetal death records, upon receipt
31 of a written request from any applicant entitled to such

1 search. If upon search the record requested is found, such
2 local registrar or county clerk shall furnish the applicant
3 one certification or certified copy of such record, under the
4 seal of such office. If the requested record is not found,
5 the local registrar or county clerk shall furnish the
6 applicant a certification attesting to that fact, if so
7 requested by the applicant. The local registrar or county
8 clerk may charge fees for providing services for which the
9 State Registrar may charge fees under this Section, except
10 that such fees may not exceed the fees charged by the State
11 Registrar.

12 A request to any custodian of vital records for a search
13 of the death record indexes for genealogical research shall
14 require a fee of \$10 per name for a 5 year search. An
15 additional fee of \$1 for each additional year searched shall
16 be required. If the requested record is found, one
17 uncertified copy shall be issued without additional charge.

18 Any fee received by the State Registrar pursuant to this
19 Section which is of an insufficient amount may be returned by
20 the State Registrar upon his recording the receipt of such
21 fee and the reason for its return. The State Registrar is
22 authorized to maintain a 2 signature, revolving checking
23 account with a suitable commercial bank for the purpose of
24 depositing and withdrawing-for-return cash received and
25 determined insufficient for the service requested.

26 (2) The certification of birth may contain only the
27 name, sex, date of birth, and place of birth, of the person
28 to whom it relates, the name, age and birthplace of the
29 parents, and the file number; and none of the other data on
30 the certificate of birth except as authorized under
31 subsection (5) of this Section.

32 (3) The certification of death shall contain only the
33 name, Social Security Number, sex, date of death, and place
34 of death of the person to whom it relates, and file number;

1 and none of the other data on the certificate of death except
2 as authorized under subsection (5) of this Section.

3 (4) Certification or a certified copy of a certificate
4 shall be issued:

5 (a) Upon the order of a court of competent
6 jurisdiction; or

7 (b) In case of a birth certificate, upon the
8 specific written request for a certification or certified
9 copy by the person, if of legal age, by a parent or other
10 legal representative of the person to whom the record of
11 birth relates, or by a person having a genealogical
12 interest; or

13 (c) Upon the specific written request for a
14 certification or certified copy by a department of the
15 state or a municipal corporation or the federal
16 government; or

17 (d) In case of a death or fetal death certificate,
18 upon specific written request for a certified copy by a
19 person, or his duly authorized agent, having a
20 genealogical, personal or property right interest in the
21 record.

22 A genealogical interest shall be a proper purpose with
23 respect to births which occurred not less than 75 years and
24 deaths which occurred not less than 20 years prior to the
25 date of written request. Where the purpose of the request is
26 a genealogical interest, the custodian shall stamp the
27 certification or copy with the words, FOR GENEALOGICAL
28 PURPOSES ONLY.

29 (5) Any certification or certified copy issued pursuant
30 to this Section shall show the date of registration; and
31 copies issued from records marked "delayed," "amended," or
32 "court order" shall be similarly marked and show the
33 effective date.

34 (6) Any certification or certified copy of a certificate

1 issued in accordance with this Section shall be considered as
2 prima facie evidence of the facts therein stated, provided
3 that the evidentiary value of a certificate or record filed
4 more than one year after the event, or a record which has
5 been amended, shall be determined by the judicial or
6 administrative body or official before whom the certificate
7 is offered as evidence.

8 (7) Any certification or certified copy issued pursuant
9 to this Section shall be issued without charge when the
10 record is required by the United States Veterans
11 Administration or by any accredited veterans organization to
12 be used in determining the eligibility of any person to
13 participate in benefits available from such organization.
14 Requests for such copies must be in accordance with Sections
15 1 and 2 of "An Act to provide for the furnishing of copies of
16 public documents to interested parties," approved May 17,
17 1935, as now or hereafter amended.

18 (8) The National Vital Statistics Division, or any
19 agency which may be substituted therefor, may be furnished
20 such copies or data as it may require for national
21 statistics; provided that the State shall be reimbursed for
22 the cost of furnishing such data; and provided further that
23 such data shall not be used for other than statistical
24 purposes by the National Vital Statistics Division, or any
25 agency which may be substituted therefor, unless so
26 authorized by the State Registrar of Vital Records.

27 (9) Federal, State, local, and other public or private
28 agencies may, upon request, be furnished copies or data for
29 statistical purposes upon such terms or conditions as may be
30 prescribed by the Department.

31 (10) The State Registrar of Vital Records, at his
32 discretion and in the interest of promoting registration of
33 births, may issue, without fee, to the parents or guardian of
34 any or every child whose birth has been registered in

1 accordance with the provisions of this Act, a special notice
2 of registration of birth.

3 (11) No person shall prepare or issue any certificate
4 which purports to be an original, certified copy, or
5 certification of a certificate of birth, death, or fetal
6 death, except as authorized in this Act or regulations
7 adopted hereunder.

8 (12) A computer print-out of any record of birth, death
9 or fetal record that may be certified under this Section may
10 be used in place of such certification and such computer
11 print-out shall have the same legal force and effect as a
12 certified copy of the document.

13 (13) The State Registrar may verify from the information
14 contained in the index maintained by the State Registrar the
15 authenticity of information on births, deaths, marriages and
16 dissolution of marriages provided to a federal agency or a
17 public agency of another state by a person seeking benefits
18 or employment from the agency, provided the agency pays a fee
19 of \$10.

20 (14) The State Registrar may issue commemorative birth
21 certificates to persons eligible to receive birth
22 certificates under this Section upon the payment of a fee to
23 be determined by the State Registrar.

24 (Source: P.A. 90-144, eff. 7-23-97; 91-382, eff. 7-30-99.)