

1 ENGROSSED SENATE  
2 BILL NO. 1448

By: Holt of the Senate

3 and

4 Hall of the House

5  
6 An Act relating to vital statistics; amending 63 O.S.  
7 2011, Section 1-323, which relates to confidentiality  
8 of records; designating certain records as public  
information for certain time periods; and providing  
an effective date.

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11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-323, is  
13 amended to read as follows:

14 Section 1-323. A. To protect the integrity of vital statistics  
15 records, to insure their proper use, and to insure the efficient and  
16 proper administration of the vital statistics system, it shall be  
17 unlawful for any person to permit inspection of, or to disclose  
18 information contained in, vital statistics records, or to copy or  
19 issue a copy of all or part of any such record except to the person  
20 who is the subject of the record or in such person's interest unless  
21 ordered to do so by a court of competent jurisdiction; provided that  
22 death certificates shall be considered publicly available records  
23 seventy-five (75) years after the death and birth certificates shall  
24 be considered publicly available records one hundred twenty-five

1 (125) years after the birth. Certified copies of birth certificates  
2 and death certificates shall be provided without cost and without a  
3 court order to the Attorney General or to any district attorney upon  
4 request in the course of a criminal investigation.

5 B. The State Commissioner of Health may authorize the  
6 disclosure of data contained in vital statistics records for public  
7 health surveillance or research purposes.

8 C. The State Department of Health shall transmit to the  
9 Department of Public Safety:

10 1. At the end of each quarter year, a list of all registered  
11 deaths which have occurred during such period of time. Upon receipt  
12 of such list the Department of Public Safety shall use such list  
13 solely to update Department of Public Safety records and to cancel  
14 the driver license for those deceased individuals with a valid  
15 Oklahoma driver license at the time of death;

16 2. At the end of each month, a report of all registered deaths  
17 that resulted from a motor vehicle collision which have occurred  
18 during such period of time. The report shall be used by the  
19 Department solely for the purpose of statistical analysis and  
20 reporting; and

21 3. Upon written request from the Department, a death  
22 certificate. The certificate shall be used solely by the Fatality  
23 Analysis Reporting System (FARS) Analyst of the Oklahoma Highway  
24 Safety Office to populate the federal FARS database.

1       D. Each month, the Commissioner shall authorize the  
2 transmission to the Oklahoma Health Care Authority of a certified  
3 list of all registered deaths of residents of this state that have  
4 occurred within the state for the immediately preceding month. The  
5 Oklahoma Health Care Authority shall use the transmitted list to  
6 ascertain the names of those individuals participating in the state  
7 Medicaid program who are deceased, and shall thereafter terminate  
8 such deceased person's enrollment in the state Medicaid program.

9       E. For the purpose of assisting in the location and recovery of  
10 missing children, information pertaining to birth certificates and  
11 requests for copies of birth certificates shall be provided to the  
12 Oklahoma State Bureau of Investigation pursuant to the provisions of  
13 Section 1-323.1 of this title and Section 150.12A of Title 74 of the  
14 Oklahoma Statutes.

15       F. The Commissioner shall authorize the transmission of death  
16 certificates to the Department of Labor for the purpose of the  
17 Department of Labor conducting a census of total occupational  
18 injuries and illnesses. The Department shall transmit to the  
19 Department of Labor statistics of fatal occupational injuries that  
20 shall include the following:

- 21       1. Name of the deceased;
- 22       2. Date of death;
- 23       3. Sex;
- 24       4. Race;

5. Age;
6. Birth date;
7. Social security number;
8. Whether an autopsy was conducted;
9. Month of the accident; and
10. Whether decedent was of Hispanic origin.

H. The Department of Labor shall be required to protect the integrity of the vital statistics records to the same extent required of the Department pursuant to this section.

SECTION 2. This act shall become effective November 1, 2014.

Passed the Senate the 4th day of March, 2014.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2014.

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Presiding Officer of the House  
of Representatives