

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3743

By: Sims

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to vital records; amending 63 O.S.
10 2011, Section 1-324, which relates to certified
11 copies of records; directing the State Commissioner
12 of Health to contract with the Oklahoma Tax
13 Commission; providing for issuance of certified death
14 certificates at local tag agencies; authorizing
15 convenience fee; and providing an effective date.

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

17 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-324, is
18 amended to read as follows:

19 Section 1-324. Unless otherwise provided in this article:

20 ~~(a)~~ A. The State Commissioner of Health shall, upon request,
21 issue a certified copy of any certificate or record in his custody
22 or of a part thereof. Each copy issued from records marked
23 "delayed," "amended," or "court order" shall be similarly marked and
24 show the effective date.

1 ~~(b)~~ B. The State Commissioner of Health shall contract with the
2 Oklahoma Tax Commission to make certified copies of death
3 certificates available for issuance at local tag agencies. The tag
4 agency shall charge and collect a convenience fee of not more than
5 Eight Dollars (\$8.00) in addition to the prescribed fees for death
6 certificates for the issuance of a certified copy of a death
7 certificate issued pursuant to this section.

8 A copy of a certificate or any part thereof issued in accordance
9 with ~~subsection (a)~~ subsections A and B of this section, certified
10 to by the State Commissioner of Health or by a person designated by
11 him or her for such purpose, shall be considered for all purposes
12 the same as the original, and shall be prima facie evidence of the
13 facts therein stated, provided that the evidentiary value of a
14 certificate or record filed more than one (1) year after the event
15 or a record which has been amended shall be determined by the
16 judicial or administrative body or official before whom the
17 certificate is offered as evidence. Such certification by the
18 Commissioner or his or her designee, and seal accompanying the same,
19 may be accomplished by facsimile process.

20 ~~(c)~~ C. The National Vital Statistics Division may be furnished
21 such copies or data as it may require for national statistics;
22 provided, that the State Department of Health shall be reimbursed
23 for the cost of furnishing such data; and provided, further, that
24 such data shall not be used for other than statistical purposes by

1 the National Vital Statistics Division unless so authorized by the
2 State Commissioner of Health.

3 ~~(d)~~ D. Federal, state, local, and other public or private
4 agencies may, upon request, be furnished copies or data for
5 statistical purposes, upon such terms or conditions as may be
6 prescribed by the Commissioner.

7 ~~(e)~~ E. No person shall prepare or issue any certificate which
8 purports to be an original, certified copy, or copy of a certificate
9 of birth, death, or fetal death, except as authorized in this
10 article, or regulations adopted hereunder.

11 SECTION 2. This act shall become effective November 1, 2020.

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13 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 02/20/2020 -
14 DO PASS, As Amended.
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