

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE BILL 1321

By: Daniels

AS INTRODUCED

An Act relating to vital statistics; amending 63 O.S. 2011, Section 1-301, as amended by Section 2, Chapter 37, O.S.L. 2015 (63 O.S. Supp. 2019, Section 1-301), which relates to definitions; adding definition; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-301, as amended by Section 2, Chapter 37, O.S.L. 2015 (63 O.S. Supp. 2019, Section 1-301), is amended to read as follows:

Section 1-301. As used in this article:

1. "Vital statistics" means records of birth, death, fetal death and data related thereto;

2. "System of vital statistics" means the registration, collection, preservation, amendment and certification of vital statistics records, and activities related thereto, including the tabulation, analysis and publication of statistical data derived from such records;

3. "Filing" means the presentation of a certificate, report or other record provided for in this article, of a birth, death, fetal

1 death or adoption, for registration by the State Commissioner of  
2 Health;

3 4. "Registration" means the acceptance by the State  
4 Commissioner of Health and the incorporation in his official records  
5 of certificates, reports or other records provided for in this  
6 article, of births, deaths, fetal deaths or adoptions;

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

14 6. "Stillbirth" or "stillborn child" means a fetal death;

15 7. "Certificate of birth resulting in stillbirth" means a  
16 certificate issued to memorialize a stillborn child;

17 8. "Fetal death" means death prior to the complete expulsion or  
18 extraction from its mother of a product of human conception after  
19 the fetus has advanced to or beyond the twelfth week of  
20 uterogestation. The death is indicated by the fact that, after such  
21 expulsion or extraction, the fetus does not breathe or show any  
22 other evidence of life such as beating of the heart, pulsation of  
23 the umbilical cord or definite movement of voluntary muscles;

1       9. "Dead body" means an individual who is determined to be dead  
2 pursuant to the provisions of the Uniform Determination of Death  
3 Act;

4       10. "Final disposition" means the burial, interment, cremation,  
5 or other disposition of a dead body or fetus;

6       11. "Physician" means a person who is a member of the class of  
7 persons authorized to use the term "physician" pursuant to Section  
8 725.2 of Title 59 of the Oklahoma Statutes;

9       12. "Institution" means any establishment, public or private,  
10 which provides inpatient medical, surgical or diagnostic care or  
11 treatment, or nursing, custodial or domiciliary care, to two or more  
12 unrelated individuals, or to which persons are committed by law; ~~and~~

13       13. "Disinterment" means the recovery of human remains by  
14 exhumation or disinterment. "Disinterment" does not include the  
15 raising and lowering of remains to accommodate two interments within  
16 a single grave and does not include the repositioning of an outside  
17 burial container that encroaches on adjoining burial space; and

18       14. "Court order" means an order issued by a state or federal  
19 court of competent jurisdiction or by a tribal court of a federally  
20 recognized tribe.

21       SECTION 2. This act shall become effective November 1, 2020.  
22

23       57-2-3406           TEK           1/13/2020 2:03:16 PM  
24  
25