

SENATE BILL No. 192

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-37-3.

Synopsis: Death certificate information. Requires that the person in charge of interment shall secure information for preparation of the certificate of death from the person best qualified to give the information regarding whether the deceased was, at the time of death, in the custody or under the administrative control of any governmental agency or person working on behalf of a governmental agency. Requires that the local health officer make a permanent record of the information.

Effective: July 1, 2023.

Ford J.D.

January 10, 2023, read first time and referred to Committee on Local Government.



First Regular Session of the 123rd General Assembly (2023)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2022 Regular Session of the General Assembly.

SENATE BILL No. 192

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-37-3-4, AS AMENDED BY P.L.131-2020,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2023]: Sec. 4. (a) The physician, the physician assistant, or
4 the advanced practice registered nurse last in attendance upon the
5 deceased, or the person in charge of interment shall secure the personal
6 data required by the state department by rules adopted under IC 4-22-2
7 for preparation of the certificate of death or of stillbirth from the
8 persons best qualified to give the information.

9 (b) **The physician, the physician assistant, or the advanced**
10 **practice registered nurse last in attendance upon the deceased, or**
11 **the person in charge of interment shall secure information for**
12 **preparation of the certificate of death from the person best**
13 **qualified to give the information regarding whether the deceased**
14 **was, at the time of death, in the custody or under the**
15 **administrative control of any governmental agency or person**
16 **working on behalf of a governmental agency, including any of the**
17 **following:**



- 1 **(1) The department of child services, including a child in**
 2 **foster care.**
 3 **(2) A county, city, or federal jail or prison or an institution**
 4 **operated by the department of correction.**
 5 **(3) A law enforcement officer.**
 6 **(4) A state owned or operated mental health institution.**
 7 **(5) A state owned or operated institution for individuals with**
 8 **a developmental disability.**

9 SECTION 2. IC 16-37-3-9, AS AMENDED BY P.L.138-2019,
 10 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2023]: Sec. 9. (a) The local health officer shall, from the
 12 stillbirth and death certificates, make a permanent record of the
 13 **following:**

- 14 **(1) The:**
 15 ~~(1)~~ **(A)** name;
 16 ~~(2)~~ **(B)** sex;
 17 ~~(3)~~ **(C)** age;
 18 ~~(4)~~ **(D)** place of death;
 19 ~~(5)~~ **(E)** residence; and
 20 ~~(6)~~ **(F)** for a death certificate only:
 21 ~~(A)~~ **(i)** residence addresses of the deceased during the two
 22 (2) years before the death; and
 23 ~~(B)~~ **(ii)** Social Security number;
 24 of the deceased.

25 **(2) The information required under section 4(b) of this**
 26 **chapter.**

27 (b) Except as provided in subsection (c), the records in subsection
 28 (a) shall be open to public inspection. Upon request by an individual,
 29 a paper copy of the permanent record in subsection (a) must be
 30 provided by the local health officer.

31 (c) Except as provided in this subsection, the Social Security
 32 number is confidential and may not be disclosed to the public. The
 33 Social Security number shall be disclosed to the secretary of state and
 34 election division for voter list maintenance purposes under IC 3-7-26.3
 35 and IC 3-7-45.

36 (d) The local health officer shall, not later than January 31, April 30,
 37 July 31, and October 31 of each year, furnish to the county auditor the
 38 records of all deaths within the officer's jurisdiction that occurred
 39 during the previous three (3) months.

40 (e) The local health officer may make records of other data in
 41 connection with deaths for statistical purposes or for the purpose of
 42 planning health programs. Records under this subsection are not public



1 records.
2 (f) The permanent record of the information required under this
3 section may be maintained in the Indiana death registration system
4 (IDRS).

