

1 SB429
2 129405-1
3 By Senators Taylor, Reed, Scofield, Williams, Whatley,
4 Holtzclaw, Glover, Blackwell, Beason and Bedford
5 RFD: Health
6 First Read: 21-APR-11

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8 SYNOPSIS: Under existing law, a report of a fetal
9 death is required to be filed with the Office of
10 Vital Statistics within five days after a
11 stillbirth if the fetus is beyond the 20th week of
12 uterogestation. The report is for statistical
13 purposes only and the State Registrar destroys the
14 reports after data from the reports are transferred
15 to the database of the Center for Death Statistics.

16 This bill would authorize a parent listed on
17 a report of fetal death to request a Certificate of
18 Birth Resulting in Stillbirth from the State
19 Registrar and would provide the procedures for the
20 issuance of the certificate.

21 This bill would require the person filing
22 the report of fetal death to notify the parents of
23 the right to request a Certificate of Birth
24 Resulting in Stillbirth, as well as who to contact
25 to obtain the certificate.

26 This bill would prescribe the information to
27 be contained in the certificate and authorize the

1 Department of Public Health to adopt rules relating
2 to the information contained in the Certificate of
3 Birth Resulting in Stillbirth.
4

5 A BILL
6 TO BE ENTITLED
7 AN ACT
8

9 Relating to vital statistics, to authorize a parent
10 listed on a report of fetal death to request a Certificate of
11 Birth Resulting in Stillbirth from the State Registrar; to
12 provide the procedures for the issuance of a Certificate of
13 Birth Resulting in Stillbirth; and to provide rulemaking
14 authority to the State Board of Health.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. (a) For the purposes of this section, the
17 following words shall have the following meanings:

18 (1) CERTIFICATE OF BIRTH RESULTING IN STILLBIRTH. A
19 certificate issued to record and memorialize the birth of a
20 stillborn child.

21 (2) STILLBIRTH or STILLBORN. An unintended,
22 intrauterine fetal death after a gestational age of not less
23 than 20 completed weeks.

24 (b) Effective January 1, 2012, the State Registrar
25 shall issue a Certificate of Birth Resulting in Stillbirth
26 upon the request of a parent named on a report of fetal death
27 filed on or after January 1, 2007. A Certificate of Birth

1 Resulting in Stillbirth shall be issued within 60 days from
2 the date of the request.

3 (c) The person who is required to file a report of
4 fetal death under Section 22-9A-13, Code of Alabama 1975,
5 shall advise the parent of a stillborn child:

6 (1) That a parent may, but is not required to,
7 request the preparation of a Certificate of Birth Resulting in
8 Stillbirth.

9 (2) That a parent may obtain a Certificate of Birth
10 Resulting in Stillbirth by contacting the State Office of
11 Vital Statistics after requesting the certificate and paying
12 the required fee.

13 (3) How a parent may contact the Office of Vital
14 Statistics to request a Certificate of Birth Resulting in
15 Stillbirth.

16 (d) The State Board of Health may adopt rules to
17 implement and administer this section. In addition to any
18 other information required by the rules of the State Board of
19 Health, the certificate shall include the following:

20 (1) The date of the stillbirth.

21 (2) The county in which the stillbirth occurred.

22 (3) The name of the stillborn child as provided in
23 the report of fetal death. If a name was not provided at the
24 time of the filing of the report of fetal death, the State
25 Registrar, upon the request of a parent listed in the report
26 of fetal death, shall add a name to the certificate when
27 issued.

1 (4) The file number of the corresponding report of
2 fetal death.

3 (5) The following statement: "This certificate is
4 not proof of live birth."

5 (e) The fee for the issuance of the Certificate of
6 Birth Resulting in Stillbirth shall be the same as the fee
7 collected for the issuance of a certified copy of any other
8 vital record.

9 Section 2. This act shall become effective on the
10 first day of the third month following its passage and
11 approval by the Governor, or its otherwise becoming law.