

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Vital Records Act is amended by changing
5 Section 1 and by adding Section 25.3 as follows:

6 (410 ILCS 535/1) (from Ch. 111 1/2, par. 73-1)

7 Sec. 1. As used in this Act, unless the context otherwise
8 requires:

9 (1) "Vital records" means records of births, deaths, fetal
10 deaths, marriages, dissolution of marriages, and data related
11 thereto.

12 (2) "System of vital records" includes the registration,
13 collection, preservation, amendment, and certification of
14 vital records, and activities related thereto.

15 (3) "Filing" means the presentation of a certificate,
16 report, or other record provided for in this Act, of a birth,
17 death, fetal death, adoption, marriage, or dissolution of
18 marriage, for registration by the Office of Vital Records.

19 (4) "Registration" means the acceptance by the Office of
20 Vital Records and the incorporation in its official records of
21 certificates, reports, or other records provided for in this
22 Act, of births, deaths, fetal deaths, adoptions, marriages, or
23 dissolution of marriages.

1 (5) "Live birth" means the complete expulsion or extraction
2 from its mother of a product of human conception, irrespective
3 of the duration of pregnancy, which after such separation
4 breathes or shows any other evidence of life such as beating of
5 the heart, pulsation of the umbilical cord, or definite
6 movement of voluntary muscles, whether or not the umbilical
7 cord has been cut or the placenta is attached.

8 (6) "Fetal death" means death prior to the complete
9 expulsion or extraction from its mother of a product of human
10 conception, irrespective of the duration of pregnancy; the
11 death is indicated by the fact that after such separation the
12 fetus does not breathe or show any other evidence of life such
13 as beating of the heart, pulsation of the umbilical cord, or
14 definite movement of voluntary muscles.

15 (7) "Dead body" means a lifeless human body or parts of
16 such body or bones thereof from the state of which it may
17 reasonably be concluded that death has occurred.

18 (8) "Final disposition" means the burial, cremation, or
19 other disposition of a dead human body or fetus or parts
20 thereof.

21 (9) "Physician" means a person licensed to practice
22 medicine in Illinois or any other State.

23 (10) "Institution" means any establishment, public or
24 private, which provides in-patient medical, surgical, or
25 diagnostic care or treatment, or nursing, custodial, or
26 domiciliary care to 2 or more unrelated individuals, or to

1 which persons are committed by law.

2 (11) "Department" means the Department of Public Health of
3 the State of Illinois.

4 (12) "Director" means the Director of the Illinois
5 Department of Public Health.

6 (13) "Homeless person" means an individual who meets the
7 definition of "homeless" under Section 103 of the federal
8 McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302) or an
9 individual residing in any of the living situations described
10 in 42 U.S.C. 11434a(2).

11 (Source: P.A. 81-230.)

12 (410 ILCS 535/25.3 new)

13 Sec. 25.3. Homeless person birth record request.

14 (a) For the purposes of this Section, an individual's
15 status as a homeless person may be verified by a human services
16 agency, legal services agency, or other similar agency that has
17 knowledge of the individual's housing status, including, but
18 not limited to:

19 (1) a homeless service agency receiving federal,
20 State, county, or municipal funding to provide those
21 services or otherwise sanctioned by a local continuum of
22 care;

23 (2) an attorney licensed to practice in the State;

24 (3) a public school homeless liaison or school social
25 worker; or

1 (4) a human services provider funded by the State to
2 serve homeless or runaway youth, individuals with mental
3 illness, or individuals with addictions.

4 Individuals who are homeless must not be charged for this
5 verification.

6 Anyone who knowingly or purposefully falsifies this
7 verification is subject to a penalty of \$100.

8 (b) Applicable fees under Section 25 of this Act for a
9 search for a birth record or a certified copy of a birth record
10 shall be waived for all requests made by a homeless person
11 whose status is verified under subsection (a) of this Section.

12 The State Registrar of Vital Records shall establish
13 standards and procedures consistent with this Section for
14 waiver of such applicable fees.

15 (c) A homeless person shall be provided no more than 4
16 birth records annually under this Section.

17 Section 99. Effective date. This Act takes effect January
18 1, 2018.