

## HOUSE BILL NO. HB0248

Vital records-amendments.

Sponsored by: Representative(s) Zwonitzer, Dn and Chadwick  
and Senator(s) Case

A BILL

for

1 AN ACT relating to vital records; clarifying that vital  
2 records include vital records contained in books;  
3 clarifying the scope, duties and responsibilities of local  
4 officials who participate in activities associated with  
5 vital records; providing and amending definitions; removing  
6 obsolete language; establishing a deadline for certifying  
7 death files; clarifying requirements for unifying  
8 marriages; requiring rulemaking; and providing for an  
9 effective date.

10

11 *Be It Enacted by the Legislature of the State of Wyoming:*

12

13 **Section 1.** W.S. 35-1-401(a)(i) through (iv) and by  
14 creating new paragraphs (xvii) through (xix),

1 35-1-404(a)(iv), 35-1-414 and 35-1-422 by creating a new  
2 subsection (c) are amended to read:

3

4 **35-1-401. Definitions.**

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6 (a) As used in this act:

7

8 (i) "Vital records" means records of birth,  
9 death, stillbirth, marriage, and divorce, ~~and including~~  
10 data and any books relating thereto;

11

12 (ii) "System of vital records" includes the  
13 registration, collection, preservation, amendment, and  
14 certification of vital records and activities related  
15 thereto including the tabulation, analysis, and publication  
16 of statistical data derived from ~~such books and~~ records;

17

18 (iii) "Filing" means the presentation of a book,  
19 certificate, report, or other record of a birth, death,  
20 stillbirth, adoption, marriage, or divorce, for  
21 registration by vital records services;

22

1           (iv) "Registration" means the acceptance by  
2 vital records services and the incorporation in its  
3 official records of certificates, reports or other records  
4 of births, deaths, stillbirths, adoption, marriages,  
5 marriage books and divorces;

6  
7           (xvii) "Local official" means a person elected  
8 or appointed to an office in a county, city or town and who  
9 is responsible for filing, registering or otherwise  
10 participating in the operation of the vital records system.  
11 "Local official" includes but is not limited to county  
12 coroners, clerks of district court, county clerks and their  
13 deputies;

14  
15           (xviii) "Medical coroner" means a county coroner  
16 or deputy coroner elected or appointed under W.S. 7-4-101  
17 or 7-4-102;

18  
19           (xix) "Reasonable time" means a period of time,  
20 not to exceed seventy-two (72) hours after notification of  
21 a death or stillbirth occurring, where a medical coroner  
22 shall complete the medical certification of death or  
23 stillbirth registration.

1

2           **35-1-404. Duties of state registrar.**

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4           (a) The state registrar shall:

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6                       (iv) Direct, supervise and control the  
7 activities of local registrars and the activities of ~~other~~  
8 local officials related to the operation of the vital  
9 records system; ~~and provide them with necessary postage;~~

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11           **35-1-414. Delayed registration of death and marriage.**

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13 When a death or marriage occurring in this state has not  
14 been registered, a certificate may be filed in accordance  
15 with ~~regulations of the division of~~ rules of the department  
16 of health. ~~and medical services.~~ The certificate shall be  
17 registered subject to ~~such~~ evidentiary requirements as the  
18 ~~division~~ department of health ~~and medical services~~ shall by  
19 regulation prescribe to substantiate the alleged facts of  
20 death or marriage. Certificates of death and marriage  
21 registered one (1) year or more after the date of  
22 occurrence shall be marked "Delayed" and shall show on  
23 their face the date of the delayed registration. No

1 "delayed" mark shall be shown on the face of any marriage  
2 filed and registered from those county books and records  
3 not already contained in the system of vital records.

4  
5 **35-1-422. Marriage registration.**

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7 (c) Any returned or recorded marriage license  
8 contained in any book or record not already included or  
9 contained in the system of vital records shall be forwarded  
10 upon request to the state office of vital records for  
11 indexing, registration and preservation.

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13 **Section 2.** The department of health shall promulgate  
14 all rules necessary to implement this act.

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16 **Section 3.** This act is effective immediately upon  
17 completion of all acts necessary for a bill to become law  
18 as provided by Article 4, Section 8 of the Wyoming  
19 Constitution.

20  
21 (END)