

HB1658



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1658

Introduced 2/15/2011, by Rep. Patricia R. Bellock

SYNOPSIS AS INTRODUCED:

410 ILCS 535/18

from Ch. 111 1/2, par. 73-18

Amends the Vital Records Act. Provides that the person responsible for completing the medical certification of cause of death for a death certificate must note the presence of methicillin-resistant staphylococcus aureus if it is a contributing factor to or the cause of death. Effective immediately.

LRB097 08042 RPM 48165 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning public 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 18 as follows:

6 (410 ILCS 535/18) (from Ch. 111 1/2, par. 73-18)

7 Sec. 18. (1) Each death which occurs in this State shall be
8 registered by filing a death certificate with the local
9 registrar of the district in which the death occurred or the
10 body was found, within 7 days after such death (within 5 days
11 if the death occurs prior to January 1, 1989) and prior to
12 cremation or removal of the body from the State, except when
13 death is subject to investigation by the coroner or medical
14 examiner.

15 (a) For the purposes of this Section, if the place of
16 death is unknown, a death certificate shall be filed in the
17 registration district in which a dead body is found, which
18 shall be considered the place of death.

19 (b) When a death occurs on a moving conveyance, the
20 place where the body is first removed from the conveyance
21 shall be considered the place of death and a death
22 certificate shall be filed in the registration district in
23 which such place is located.

1 (c) The funeral director who first assumes custody of a
2 dead body shall be responsible for filing a completed death
3 certificate. He shall obtain the personal data from the
4 next of kin or the best qualified person or source
5 available; he shall enter on the certificate the name,
6 relationship, and address of his informant; he shall enter
7 the date, place, and method of final disposition; he shall
8 affix his own signature and enter his address; and shall
9 present the certificate to the person responsible for
10 completing the medical certification of cause of death. The
11 person responsible for completing the medical
12 certification of cause of death must note the presence of
13 methicillin-resistant staphylococcus aureus if it is a
14 contributing factor to or the cause of death.

15 (2) The medical certification shall be completed and signed
16 within 48 hours after death by the physician in charge of the
17 patient's care for the illness or condition which resulted in
18 death, except when death is subject to the coroner's or medical
19 examiner's investigation. In the absence of the physician or
20 with his approval, the medical certificate may be completed and
21 signed by his associate physician, the chief medical officer of
22 the institution in which death occurred or by the physician who
23 performed an autopsy upon the decedent.

24 (3) When a death occurs without medical attendance, or when
25 it is otherwise subject to the coroner's or medical examiner's
26 investigation, the coroner or medical examiner shall be

1 responsible for the completion of a coroner's or medical
2 examiner's certificate of death and shall sign the medical
3 certification within 48 hours after death, except as provided
4 by regulation in special problem cases. If the decedent was
5 under the age of 18 years at the time of his or her death, and
6 the death was due to injuries suffered as a result of a motor
7 vehicle backing over a child, or if the death occurred due to
8 the power window of a motor vehicle, the coroner or medical
9 examiner must send a copy of the medical certification, with
10 information documenting that the death was due to a vehicle
11 backing over the child or that the death was caused by a power
12 window of a vehicle, to the Department of Children and Family
13 Services. The Department of Children and Family Services shall
14 (i) collect this information for use by Child Death Review
15 Teams and (ii) compile and maintain this information as part of
16 its Annual Child Death Review Team Report to the General
17 Assembly.

18 (3.5) The medical certification of cause of death shall
19 expressly provide an opportunity for the person completing the
20 certification to indicate that the death was caused in whole or
21 in part by a dementia-related disease, Parkinson's Disease, or
22 Parkinson-Dementia Complex.

23 (4) When the deceased was a veteran of any war of the
24 United States, the funeral director shall prepare a
25 "Certificate of Burial of U. S. War Veteran", as prescribed and
26 furnished by the Illinois Department of Veterans' Affairs, and

1 submit such certificate to the Illinois Department of Veterans'
2 Affairs monthly.

3 (5) When a death is presumed to have occurred in this State
4 but the body cannot be located, a death certificate may be
5 prepared by the State Registrar upon receipt of an order of a
6 court of competent jurisdiction which includes the finding of
7 facts required to complete the death certificate. Such death
8 certificate shall be marked "Presumptive" and shall show on its
9 face the date of the registration and shall identify the court
10 and the date of the judgment.

11 (Source: P.A. 96-1000, eff. 7-2-10.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.