

# SB4029



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB4029

Introduced 1/21/2022, by Sen. Mike Simmons

### SYNOPSIS AS INTRODUCED:

410 ILCS 535/20.5

Amends the Vital Records Act. Provides that preparation of a certificate of stillbirth is required after a fetal death that occurs in this State after a gestation period of at least 20 (rather than 26) completed weeks.

LRB102 22914 CPF 32068 b

A BILL FOR

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 20.5 as follows:

6 (410 ILCS 535/20.5)

7 Sec. 20.5. Certificate of stillbirth.

8 (a) The State Registrar shall prescribe and distribute a  
9 form for a certificate of stillbirth. The certificate shall be  
10 in the same format as a certificate of live birth prepared  
11 under Section 12 and shall be filed in the same manner as a  
12 certificate of live birth.

13 (b) After each fetal death that occurs in this State after  
14 a gestation period of at least 20 ~~26~~ completed weeks, the  
15 person who files a fetal death certificate in connection with  
16 that death as required under Section 20 shall, only upon  
17 request by the woman who delivered the stillborn fetus, also  
18 prepare a certificate of stillbirth. The person shall prepare  
19 the certificate on the form prescribed and furnished by the  
20 State Registrar and in accordance with the rules adopted by  
21 the State Registrar.

22 (c) If the stillborn's parent or parents do not wish to  
23 provide a name for the stillborn, the person who prepares the

1 certificate of stillbirth shall leave blank any references to  
2 the stillborn's name.

3 (d) When a stillbirth occurs in this State and the  
4 stillbirth has not been registered within one year after the  
5 delivery, a certificate marked "delayed" may be filed and  
6 registered in accordance with regulations adopted by the State  
7 Registrar. The certificate must show on its face the date of  
8 registration.

9 (e) In the case of a fetal death that occurred in this  
10 State after a gestation period of at least 26 completed weeks  
11 and before the effective date of this amendatory Act of the  
12 93rd General Assembly, a parent of the stillborn child may  
13 request that the person who filed a fetal death certificate in  
14 connection with that death as required under Section 20 shall  
15 also prepare a certificate of stillbirth with respect to the  
16 fetus. If a parent of a stillborn makes such a request under  
17 this subsection (e), the person who filed a fetal death  
18 certificate shall prepare the certificate of stillbirth and  
19 file it with the designated registrar within 30 days after the  
20 request by the parent.

21 (Source: P.A. 93-578, eff. 8-21-03.)