

2016 Regular Session

SENATE BILL NO. 106

BY SENATOR BOUDREAUX

VITAL STATISTICS. Provides for the elimination of the short-form birth certification card.
(gov sig)

1 AN ACT

2 To amend and reenact R.S. 40:39.1(A)(1) and (B)(1) and 46(C) and to repeal R.S. 40:39 and
3 40(1), relative to vital records; to provide for elimination of the short-form birth
4 certificate; to provide for repeal of the fee for the short-form birth certificate; to
5 provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:39.1(A)(1) and (B)(1) and 46(C) are hereby amended and
8 reenacted to read as follows:

9 §39.1. Certified copies of birth certificates and death certificates; clerks of district
10 courts and the Second City Court of the city of New Orleans; Vital
11 Records Conversion Fund

12 A. The state registrar of vital records shall promulgate rules to implement the
13 issuance of certified copies of birth certificates and death certificates through the
14 office of the clerk of district court in each parish and the office of clerk of the Second
15 City Court of the city of New Orleans. Such rules shall apply only to issuance of
16 those birth and death records that are available for electronic issuance from the Vital
17 Records Registry birth and death databases and shall include access to the following

1 items:

2 (1) Automated access, retrieval, and production of ~~short-form birth~~
3 ~~certificates~~, long-form birth certificates, and death certificates by the clerks of district
4 courts and the clerk of the Second City Court of the city of New Orleans using the
5 data network available to the secretary of state.

6 * * *

7 B.(1) The clerk of district court in each parish and the clerk of the Second
8 City Court of the city of New Orleans may issue certified copies of ~~short-form birth~~
9 ~~certificate cards and~~ long-form birth certificates and death certificates in accordance
10 with rules promulgated pursuant to Subsection A of this Section. In addition to fees
11 collected for issuance of a birth record or death certificate as provided in R.S. 40:40,
12 the clerk of court shall collect a fee of ~~five dollars for a short-form birth certificate~~
13 ~~and~~ nine dollars for a long-form birth certificate or a death certificate.

14 * * *

15 §46. New certificate of birth when judgment of filiation is obtained

16 * * *

17 C. The new certificate of birth shall be signed by the child's father prior to its
18 recordation in the vital records registry and only after such signing and recordation
19 may certified copies ~~or short-form birth certification cards~~ be issued as in the case
20 of all other birth records.

21 * * *

22 Section 2. R.S. 40:39 and 40(1) are hereby repealed.

23 Section 3. This Act shall become effective upon signature by the governor or, if not
24 signed by the governor, upon expiration of the time for bills to become law without signature
25 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
26 vetoed by the governor and subsequently approved by the legislature, this Act shall become
27 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christine Arbo Peck.

DIGEST

SB 106 Engrossed

2016 Regular Session

Boudreaux

Present law provides for a short-form birth certificate and fee for such certificate. Proposed law repeals present law.

Effective upon signature of the governor or upon lapse of time for gubernatorial action.

(Amends R.S. 40:39.1(A)(1) and (B)(1) and 46(C); repeals R.S. 40:39 and 40(1))