

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 12-0432.01 Christy Chase x2008

HOUSE BILL 12-1041

HOUSE SPONSORSHIP

Labuda,

SENATE SPONSORSHIP

Guzman,

House Committees

Health and Environment
Finance
Appropriations

Senate Committees

Health and Human Services
Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF AN ELECTRONIC DEATH**
102 **REGISTRATION SYSTEM IN THE DEPARTMENT OF PUBLIC HEALTH**
103 **AND ENVIRONMENT, AND, IN CONNECTION THEREWITH, MAKING**
104 **AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill directs the department of public health and environment to create an electronic death registration system for purposes of allowing

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
May 1, 2012

SENATE
Amended 2nd Reading
April 27, 2012

HOUSE
3rd Reading Unamended
February 29, 2012

HOUSE
Amended 2nd Reading
February 28, 2012

persons responsible for reporting death information to the office of the state registrar of vital statistics to do so electronically.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 25-2-110, **amend** (1)
3 as follows:

4 **25-2-110. Certificates of death - repeal.** (1) (a) A certificate of
5 death for each death, including a stillborn death, ~~which~~ THAT occurs in
6 Colorado ~~shall~~ MUST be filed with the state registrar or as otherwise
7 directed by the state registrar, within five days after ~~such~~ THE death
8 occurs and prior to final disposition. ~~and shall be registered~~ THE STATE
9 REGISTRAR SHALL REGISTER THE CERTIFICATE if it has been completed in
10 accordance with this section. Every certificate of death ~~shall~~ MUST
11 identify the decedent's social security number, if available. If the place of
12 death is unknown but the dead body is found in Colorado, the certificate
13 of death ~~shall~~ MUST be completed and filed in accordance with this
14 section. The place where the body is found ~~shall~~ MUST be shown as the
15 place of death. If the date of death is unknown, ~~it shall~~ THE DATE MUST be
16 determined by approximation.

17 (b) (I) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
18 SHALL CREATE AND THE STATE REGISTRAR SHALL USE AN ELECTRONIC
19 DEATH REGISTRATION SYSTEM FOR THE PURPOSE OF COLLECTING DEATH
20 INFORMATION FROM FUNERAL DIRECTORS, CORONERS, PHYSICIANS, LOCAL
21 REGISTRARS, HEALTH FACILITIES, AND OTHER AUTHORIZED INDIVIDUALS,
22 AS DETERMINED BY THE DEPARTMENT. DEATH INFORMATION SUBMITTED
23 ELECTRONICALLY BY A FUNERAL DIRECTOR, CORONER, PHYSICIAN, LOCAL
24 REGISTRAR, HEALTH FACILITY, OR AUTHORIZED INDIVIDUAL, AS
25 DETERMINED BY THE DEPARTMENT, TO THE ELECTRONIC DEATH

1 REGISTRATION SYSTEM FOR PURPOSES OF FULFILLING THE REQUIREMENTS
2 OF THIS SECTION SATISFIES THE SIGNATURE AND FILING REQUIREMENTS OF
3 THIS SECTION AND SECTION 30-10-606, C.R.S.

4 (II) NO LATER THAN TWO YEARS AFTER THE EFFECTIVE DATE OF
5 THIS PARAGRAPH (b), THE DEPARTMENT SHALL REPORT TO THE HEALTH
6 AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH AND
7 ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR THEIR
8 SUCCESSOR COMMITTEES, ON THE DEVELOPMENT AND IMPLEMENTATION
9 OF THE ELECTRONIC DEATH REGISTRATION SYSTEM. THE DEPARTMENT
10 SHALL INCLUDE IN THE REPORT INFORMATION REGARDING WHETHER THE
11 DEPARTMENT HAS MODIFIED STAFFING LEVELS AND FEES SINCE THE
12 IMPLEMENTATION OF THE SYSTEM. THIS SUBPARAGRAPH (II) IS REPEALED,
13 EFFECTIVE SEPTEMBER 1, 2014.

14 **SECTION 2. Appropriation.** (1) In addition to any other
15 appropriation, there is hereby appropriated, out of any moneys in the vital
16 statistics records cash fund created in section 25-2-121 (2) (b), Colorado
17 Revised Statutes, not otherwise appropriated, to the department of public
18 health and environment, for the fiscal year beginning July 1, 2012, the
19 sum of \$743,940, or so much thereof as may be necessary, to be allocated
20 to the center for health and environmental information division for the
21 implementation of this act as follows:

22 (a) \$665,000 for the health statistics and vital records subdivision,
23 operating expenses; and

24 (b) \$78,940 for the information technology subdivision,
25 management and administration of OIT.

26 (2) In addition to any other appropriation, there is hereby
27 appropriated to the governor - lieutenant governor - state planning and

1 budgeting, for the fiscal year beginning July 1, 2012, the sum of \$78,940,
2 or so much thereof as may be necessary, for allocation to the office of
3 information technology, statewide IT management, for the provision of
4 project management services to the department of public health and
5 environment related to the implementation of this act. Said sum is from
6 reappropriated funds received from the department of public health and
7 environment out of the appropriation made in subsection (1) (b) of this
8 section.

9 **SECTION 3. Act subject to petition - effective date.** This act
10 takes effect at 12:01 a.m. on the day following the expiration of the
11 ninety-day period after final adjournment of the general assembly (August
12 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a
13 referendum petition is filed pursuant to section 1 (3) of article V of the
14 state constitution against this act or an item, section, or part of this act
15 within such period, then the act, item, section, or part will not take effect
16 unless approved by the people at the general election to be held in
17 November 2012 and, in such case, will take effect on the date of the
18 official declaration of the vote thereon by the governor.