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S.B. NO. 1366

A Bill for an Act Relating to Vital Records.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 338-18, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The department shall not permit inspection of [the] public health statistics records, or issue a certified copy of [a certificate,] any such record, or part thereof, unless it is satisfied that the applicant [therefor is] has a direct and tangible interest in the record. The following persons shall be considered to have a direct and tangible interest in a public health statistics record: the registrant, the spouse of the registrant, parent of the registrant, a descendant of the registrant, a person having a common ancestor with the registrant, a legal guardian of the registrant, a person or agency acting on behalf of the registrant, a personal representative of the registrant’s estate, or a person whose right to inspect or

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obtain a certified copy of the record is established by an order of a court of competent jurisdiction, [and that the information contained therein is necessary for the determination of personal or property rights.] adoptive parents who have filed a petition for adoption and who need to determine the death of one or more of the prospective adopted child's natural or legal parents, a person who needs to determine the marital status of a former spouse in order to determine the payment of alimony, a person who needs to determine the death of a non-related co-owner of property purchased under a joint tenancy agreement, and a person who needs a death certificate for the determination of payments under a credit insurance policy."

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved May 23, 1991.)