

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1048

FINAL READING

Introduced by Nantkes, 46; Engel, 17; Fulton, 29.

Read first time January 18, 2008

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to birth certificates; to amend section
2 71-606, Revised Statutes Supplement, 2007; to provide for
3 certificates of birth resulting in stillbirth; to repeal
4 the original section; and to declare an emergency.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-606, Revised Statutes Supplement,
2 2007, is amended to read:

3 71-606 (1) A stillborn child ~~born~~ dead shall be
4 registered as a fetal death on a certificate form furnished by the
5 department. Such certificate shall not be required for a child
6 which has not advanced to the twentieth week of gestation. The
7 certificate shall be filed with the department by the funeral
8 director and embalmer in charge of the funeral and shall include
9 a statement of the cause of death made by a person holding a
10 valid license as a physician who was in attendance. In the event
11 of hospital disposition, as provided in section 71-20,121, the
12 entire certificate shall be completed by the attending physician
13 and subscribed to also by the hospital administrator or his or her
14 designated representative. If the attendant is not a physician, the
15 death shall be referred to the county attorney for certification.
16 The same time limit for completion shall apply as for a regular
17 death certificate.

18 (2)(a) The parent of a stillborn child may request a
19 certificate of birth resulting in stillbirth for such child,
20 regardless of the date of filing of the corresponding fetal death
21 certificate. The department shall provide such certificate upon
22 request and payment of the required fee. For purposes of this
23 section, certificate of birth resulting in stillbirth means a birth
24 certificate issued to record the birth of a stillborn child.

25 (b) The person responsible for filing a fetal death

1 certificate under this section shall notify the parent or parents
2 of the stillborn child that such parent may request a certificate
3 of birth resulting in stillbirth and shall provide the necessary
4 information for making such request.

5 (c) The parent requesting a certificate of birth
6 resulting in stillbirth may provide a name for the stillborn
7 child. If no name is provided, the department shall enter upon
8 the certificate the name "baby boy" or "baby girl" and the last
9 name of the requesting parent. The name on the original or amended
10 certificate of birth resulting in stillbirth shall be the same as
11 that entered on the original or amended fetal death certificate
12 and shall include the state file number of the corresponding fetal
13 death certificate for such child.

14 Sec. 2. Original section 71-606, Revised Statutes
15 Supplement, 2007, is repealed.

16 Sec. 3. Since an emergency exists, this act takes effect
17 when passed and approved according to law.