

26:8-37

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2008 **CHAPTER:** 100

NJSA: 26:8-37 (Permits parent of stillborn child to request certificate of birth resulting in stillbirth directly from State registrar)

BILL NO: S1119 (substituted for A2246)

SPONSOR(S) Kean and others

DATE INTRODUCED: February 14, 2008

COMMITTEE: **ASSEMBLY:** ---

SENATE: Health, Human Services and Senior Citizens

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** September 25, 2008

SENATE: May 22, 2008

DATE OF APPROVAL: November 5, 2008

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (Original version of bill enacted)

S1119

[SPONSOR'S STATEMENT:](#) (Begins on page 2 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

[SENATE:](#) [Yes](#)

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A2246

[SPONSOR'S STATEMENT:](#) (Begins on page 2 of original bill) [Yes](#)

COMMITTEE STATEMENT: **[ASSEMBLY:](#)** [Yes](#)

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL NOTE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

LAW/RWH 1-27-08

P.L. 2008, CHAPTER 100, *approved November 5, 2008*
Senate, No. 1119

1 AN ACT concerning certificates of birth resulting in stillbirth and
2 amending R.S.26:8-37.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. R.S.26:8-37 is amended to read as follows:

8 26:8-37. a. A stillborn child shall be registered as a fetal death
9 as required by R.S.26:6-11.

10 b. (1) The State registrar shall establish a certificate of birth
11 resulting in stillbirth, subject to the provisions of paragraph (2) of
12 this subsection, which shall contain such items as shall be listed on
13 a form provided or approved by the State registrar pursuant to
14 subsection c. of R.S.26:8-24, for an unintended, intrauterine fetal
15 death occurring in this State after a gestational period of 20 or more
16 weeks. This certificate shall be offered to the parent of a stillborn
17 child.

18 (2) The certificate shall be provided by the State Registrar upon
19 the parent's written request **[that is]**, which may be transmitted to
20 the State registrar directly by the parent or, at the parent's option,
21 by a licensed health care professional on the parent's behalf.

22 (3) The person who prepares a certificate pursuant to this
23 subsection shall leave blank any references to the stillborn child's
24 name if the stillborn child's parent does not wish to provide a name
25 for the stillborn child.

26 (4) The certificate of birth resulting in stillbirth shall be filed
27 with the local registrar of the district in which the birth resulting in
28 stillbirth occurred within three days following receipt by the State
29 registrar of the parent's request for the certificate.

30 (5) When a birth resulting in stillbirth occurring in this State has
31 not been registered within one year after the date of delivery, a
32 certificate marked "delayed" may be filed and registered.

33 (cf: P.L.2003, c.312, s.1)

34
35 2. This act shall take effect on the 60th day after enactment and
36 shall apply to stillbirths that occurred before, on, or after the
37 effective date.

38

39 STATEMENT

40

41 This bill amends R.S.26:8-37 to permit the parent of a stillborn
42 child, who wishes to obtain a certificate of birth resulting in

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 stillbirth, to make a written request directly to the State registrar for
2 the certificate without a licensed health care professional being
3 required to do so on the parent's behalf. The parent could opt to
4 make the written request through a licensed health care
5 professional, as the statute currently requires, if the parent did not
6 wish to submit the request directly to the State registrar. As is now
7 the case, the written request would be made on a form designed by
8 the State registrar, who would create a certificate of birth resulting
9 in stillbirth based on information obtained from a fetal death
10 certificate already on file with the State registrar.

11 The bill takes effect on the 60th day after enactment and applies
12 to stillbirths that occurred before, on, or after the effective date.

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16

17 Permits parent of stillborn child to request certificate of birth
18 resulting in stillbirth directly from State registrar.

SENATE, No. 1119

STATE OF NEW JERSEY

213th LEGISLATURE

INTRODUCED FEBRUARY 14, 2008

Sponsored by:

Senator THOMAS H. KEAN, JR.

District 21 (Essex, Morris, Somerset and Union)

Senator DIANE B. ALLEN

District 7 (Burlington and Camden)

Assemblyman JOSEPH CRYAN

District 20 (Union)

Assemblyman JAY WEBBER

District 26 (Morris and Passaic)

Co-Sponsored by:

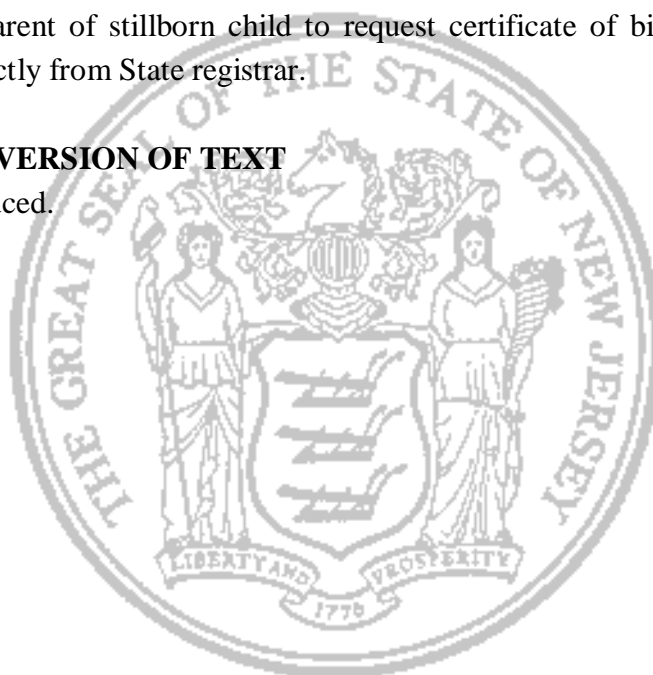
Assemblyman Connors

SYNOPSIS

Permits parent of stillborn child to request certificate of birth resulting in stillbirth directly from State registrar.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/26/2008)

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43 child, who wishes to obtain a certificate of birth resulting in
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45 the certificate without a licensed health care professional being

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SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1119

STATE OF NEW JERSEY

DATED: MAY 5, 2008

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 1119.

This bill amends R.S.26:8-37 to permit the parent of a stillborn child, who wishes to obtain a certificate of birth resulting in stillbirth, to make a written request directly to the State registrar for the certificate without a licensed health care professional being required to do so on the parent's behalf. The parent could opt to make the written request through a licensed health care professional, as the statute currently requires, if the parent did not wish to submit the request directly to the State registrar. As is now the case, the written request would be made on a form designed by the State registrar, who would create a certificate of birth resulting in stillbirth based on information obtained from a fetal death certificate already on file with the State registrar.

The bill takes effect on the 60th day after enactment and applies to stillbirths that occurred before, on, or after the effective date.

ASSEMBLY, No. 2246

STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED FEBRUARY 25, 2008

Sponsored by:

Assemblyman JOSEPH CRYAN

District 20 (Union)

Assemblyman JAY WEBBER

District 26 (Morris and Passaic)

Co-Sponsored by:

Assemblyman Connors

SYNOPSIS

Permits parent of stillborn child to request certificate of birth resulting in stillbirth directly from State registrar.

CURRENT VERSION OF TEXT

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A2246 CRYAN, WEBBER

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9 certificate already on file with the State registrar.

10 The bill takes effect on the 60th day after enactment and applies
11 to stillbirths that occurred before, on, or after the effective date.

ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2246

STATE OF NEW JERSEY

DATED: MAY 12, 2008

The Assembly Human Services Committee reports favorably Assembly Bill No. 2246.

This bill amends R.S.26:8-37 to permit the parent of a stillborn child, who wishes to obtain a certificate of birth resulting in stillbirth, to make a written request directly to the State registrar for the certificate without a licensed health care professional being required to do so on the parent's behalf. The parent could opt to make the written request through a licensed health care professional, as the statute currently requires, if the parent did not wish to submit the request directly to the State registrar. As is now the case, the written request would be made on a form designed by the State registrar, who would create a certificate of birth resulting in stillbirth based on information obtained from a fetal death certificate already on file with the State registrar.

The bill takes effect on the 60th day after enactment and applies to stillbirths that occurred before, on, or after the effective date.