

1 Introduced by Committee on Government Operations

2 Date:

3 Subject: Health; vital records generally

4 Statement of purpose of bill as introduced: This bill proposes to authorize
5 State agencies to request certified copies of birth and death certificates from
6 the State Registrar, remove the requirement that the Department of Health
7 approve the construction of mausoleums and columbaria, and transfer the
8 authority over ambulance licensure from the Board of Health to the
9 Department of Health.

10 An act relating to vital records, mausoleums and columbaria, and the
11 licensure of ambulances

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 * * * Vital Records * * *

14 Sec. 1. 18 V.S.A. § 5016 is amended to read:

15 § 5016. BIRTH AND DEATH CERTIFICATES; COPIES; INSPECTION

16 (a) Access and issuance generally.

17 * * *

18 (6) The State Registrar may authorize the issuance of certified birth or
19 death certificates to public agencies, as defined in 1 V.S.A. § 317, for official
20 purposes.

1 (b) Certified copies.

2 * * *

3 (2) Only the following persons shall be eligible for a certified copy of a
4 birth or death certificate:

5 (A) the registrant or his or her spouse, child, grandchild, parent,
6 sibling, grandparent, or guardian; a person petitioning to open a decedent's
7 estate; a court-appointed executor or administrator; or the legal representative
8 of any of these;

9 (B) a specific person pursuant to a court order finding that a
10 noncertified copy is not sufficient for the applicant's legal purpose and that a
11 certified copy of the birth or death certificate is needed for the determination or
12 protection of a person's right; ~~or~~

13 (C) an employee of a public agency authorized by the State Registrar
14 as provided in subdivision (a)(6) of this section; or

15 (D) in the case of a death certificate only, additionally to:

16 * * *

17 Sec. 2. 18 V.S.A. § 5073 is amended to read:

18 § 5073. BIRTH CERTIFICATE CORRECTIONS, COMPLETIONS

19 * * *

20 (d) ~~If the State Registrar corrects or completes a certificate that was~~

21 ~~registered prior to July 1, 2019, he or she shall notify the town clerk or clerks~~

1 ~~with custody of the certificate, who shall replace and dispose of the~~
2 ~~uncorrected certificate and update indexes as directed by the State Registrar.~~
3 ~~Corrected or completed originals shall not be marked "Amended."~~ [Repealed.]

4 Sec. 3. 18 V.S.A. § 5075 is amended to read:

5 § 5075. ISSUANCE OF AMENDED OR DELAYED BIRTH CERTIFICATE

6 * * *

7 ~~(e) If the State Registrar amends a certificate that was registered prior to~~
8 ~~July 1, 2019, he or she shall notify the town clerk or clerks with custody of the~~
9 ~~certificate, who shall replace and dispose of the unamended certificate and~~
10 ~~update indexes as directed by the State Registrar.~~ [Repealed.]

11 Sec. 4. 18 V.S.A. § 5202a is amended to read:

12 § 5202a. CORRECTION, COMPLETION, OR AMENDMENT OF DEATH
13 CERTIFICATE

14 * * *

15 ~~(e) Original certificates. If the State Registrar corrects, completes, or~~
16 ~~amends a certificate that was registered prior to July 1, 2019, he or she shall~~
17 ~~notify the town clerk or clerks with custody of the original certificate, who~~
18 ~~shall replace and dispose of the original and update indexes, as directed by the~~
19 ~~State Registrar.~~ [Repealed.]

20 * * *

1 columbarium, unless constructed of ~~such~~ material and workmanship as will
2 ensure its durability and permanence as well as the safety, convenience,
3 comfort, and health of the community in which it is located, as dictated and
4 determined at the time by modern mausoleum construction and engineering
5 science.

6 (d) Construction shall be managed and supervised by a person with
7 experience in modern mausoleum construction and engineering.

8 * * *

9 § 5577. MAUSOLEUM BECOMING UNTENABLE

10 If, ~~in the opinion of the State Board of Health,~~ a mausoleum, vault, crypt, or
11 structure containing one or more deceased human bodies becomes a ~~menace~~
12 hazard to public health, and the owner or owners ~~thereof~~ of the structure fail to
13 remedy or remove the same to the satisfaction of the ~~State Board~~ Department
14 of Health, a court of competent jurisdiction may order the person, firm, or
15 corporation owning ~~such~~ the structure to remove the body or bodies for
16 interment in some suitable cemetery at the expense of the person, firm, or
17 corporation owning ~~such~~ the mausoleum, vault, or crypt. When ~~such~~ the
18 person, firm, or corporation cannot be found in the county where ~~such~~ the
19 mausoleum, vault, or crypt is located, then ~~such~~ the removal and interment
20 shall be at the expense of the cemetery, ~~or~~ cemetery association, city, or town
21 where ~~such~~ the mausoleum, vault, or crypt is situated.

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* * * Ambulance Licensure * * *

Sec. 9. 24 V.S.A. chapter 71 is amended to read:

CHAPTER 71. AMBULANCE SERVICES

Subchapter 1. Emergency Medical Services Districts

§ 2651. DEFINITIONS

As used in this chapter:

* * *

(14) ~~“State Board” means the State Board of Health~~ “Department” means the Department of Health.

* * *

§ 2652. CREATION OF DISTRICTS

The ~~State Board of Health~~ Department may divide the State into emergency medical services districts, the number, size, and boundaries of which shall be determined by the ~~Board~~ Department in the interest of affording adequate and efficient emergency medical services throughout the State.

* * *

§ 2657. PURPOSES AND POWERS OF EMERGENCY MEDICAL SERVICES DISTRICTS

(a) It shall be the function of each emergency medical services district to foster and coordinate emergency medical services within the district, in the

1 interest of affording adequate ambulance services within the district. Each
2 emergency medical services district shall have powers which include the
3 power to:

4 * * *

5 (6) monitor the provision of emergency medical services within the
6 district and make recommendations to the ~~State Board~~ Department regarding
7 licensure, relicensure, and removal or suspension of licensure for ambulance
8 vehicles, ambulance services, and first responder services;

9 * * *

10 (b) Two or more contiguous emergency medical services districts by a
11 majority vote of the district board in each of the districts concerned may
12 change the mutual boundaries of their emergency medical services districts.
13 The district boards shall report all changes in district boundaries to the ~~State~~
14 ~~Board~~ Department.

15 * * *

16 Subchapter 2. Licensing Operation of Ambulance Service

17 * * *

18 § 2682. POWERS OF ~~STATE BOARD~~ DEPARTMENT

19 (a) The ~~State Board~~ Department shall administer this subchapter and shall
20 have power to:

21 * * *

1 § 2683. TERM OF LICENSE

2 Full licenses shall be issued on forms to be prescribed by the ~~State Board~~
3 Department for a period of one year beginning on January 1, or for the balance
4 of ~~any such~~ the year. Temporary, conditional, or provisional licenses may also
5 be issued by the ~~Board~~ Department.

6 * * *

7 * * * Town Clerk Recording Fees * * *

8 Sec. 10. 32 V.S.A. § 5258 is amended to read:

9 § 5258. FEES AND COSTS ALLOWED AFTER WARRANT AND LEVY

10 RECORDED

11 (a) The fees and costs allowed after the warrant and levy for delinquent
12 taxes have been recorded shall be as follows:

13 * * *

14 (2) recording levy and extending of warrant in the town clerk's office,
15 ~~\$10.00~~ \$15.00, to be paid to the town clerk;

16 * * *

17 (8) making return and recording the return in the town clerk's office,
18 ~~\$10.00~~ \$15.00 per page, to be paid to the town clerk;

19 (9) collector's deed, ~~\$30.00~~ \$15.00 per page.

20 * * *

