HOUSE BILL NO. 1006

1  AN ACT TO AMEND SECTION 41-57-13, MISSISSIPPI CODE OF 1972,
2  TO REQUIRE THE LOCAL REGISTRAR OF BIRTHS AND DEATHS IN EACH COUNTY
3  TO PROVIDE THE DEPARTMENT OF ARCHIVES AND HISTORY WITH A LIST OF
4  DEATHS IN THE COUNTY OF INDIVIDUALS WHO HAVE BEEN DECEASED FOR
5  MORE THAN 50 YEARS; AND FOR RELATED PURPOSES.

6  BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7  SECTION 1. Section 41-57-13, Mississippi Code of 1972, is
8  amended as follows:

9  41-57-13. (1) Death certificate errors in the recording of
10  personal information of the deceased may be corrected by affidavit
11  of the informant and the funeral director of the funeral home that
12  disposed of the body. Items in the medical certification or of a
13  medical nature may be amended upon receipt of the specified
14  amendment form from (a) the person originally certifying the
15  information or, if deceased or incapacitated, from the person
16  responsible for the completion of such items, or (b) the State
17  Medical Examiner. All other amendments to a death certificate
18  require adjudication by a chancery court in the county of
19  residence of the complainant or in any chancery court district in
20  the state if the complainant is a nonresident. In all such
21  proceedings, the State Board of Health shall be made defendant.
22  No death certificate shall be changed or amended by the State
23  Medical Examiner or any county medical examiner or county medical
24  examiner investigator after he has resigned or been removed from
25  his office as the State Medical Examiner, county medical examiner
26  or county medical examiner investigator.

27  (2) The local registrar of births and deaths in each county
28  in the state shall, at least monthly, supply the county registrar,
the tax assessor and the chairman of the county election commission of each county a list of deaths in the counties of individuals of voting age who have not been previously listed. Such lists shall include the following information for each deceased person: full name (as recorded on the death certificate), social security number, date of death, sex, race, age and usual place of residence.

(3) No such payment as is provided for in Section 41-57-11 shall be made by the board of supervisors unless and until the local registrar shall certify that a list of all deaths of individuals of voting age has been filed with the county voting registrar, tax assessor and with the chairman of the county election commission of the last county of residence of the decedent in this state.

(4) In the event that the decedent is a female, who at the time of her death was between the ages of ten (10) and fifty (50) years old, the physician, medical examiner, coroner or other official who certifies the decedent's cause of death shall indicate, where appropriately designated, on the death certificate whether (a) the decedent was pregnant at the time of her death; (b) the decedent had given birth within the preceding ninety (90) days; or (c) the decedent had a miscarriage within the preceding ninety (90) days.

(5) The local registrar of births and deaths in each county in the state shall provide the Department of Archives and History with a list of deaths in the county of individuals who have been deceased for more than fifty (50) years. The first such list shall be provided by July 1, 2002; supplemental lists shall be provided on July 1 of each year after 2002. The Department of Archives and History shall maintain the list as a public record for use as a resource to citizens performing genealogical and historical research.
SECTION 2. This act shall take effect and be in force from and after July 1, 2001.