

HOUSE BILL 921

Introduced by Darko, et al.

2/18	Introduced
2/18	Referred to Human Services & Aging
2/18	First Reading
2/19	Rereferred to Judiciary
2/21	Hearing
2/22	Tabled in Committee

1 House BILL NO. 921
 2 INTRODUCED BY Alaska Green
 3 BY REQUEST OF THE DEPARTMENT OF
 4 SOCIAL AND REHABILITATION SERVICES

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING RECORDING OF
 7 PARENTAL SOCIAL SECURITY NUMBERS ON THE MEDICAL AND HEALTH
 8 PORTION OF BIRTH REGISTRATION FORMS; ALLOWING DISCLOSURE OF
 9 THE SOCIAL SECURITY NUMBERS TO THE DEPARTMENT OF SOCIAL AND
 10 REHABILITATION SERVICES FOR CHILD SUPPORT ENFORCEMENT
 11 PURPOSES ONLY; AND AMENDING SECTIONS 50-15-109, 50-15-113,
 12 AND 50-15-114, MCA."

13
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 **Section 1.** Section 50-15-109, MCA, is amended to read:

16 "50-15-109. Certificates. (1) All certificates shall
 17 include information required by the department. The social
 18 security numbers of the child's parents, when known, must be
 19 included on the medical and health portion of the birth
 20 registration form unless the department adopts rules
 21 specifying those instances in which the social security
 22 numbers are not to be included.

23 (2) Local registrars shall forward original
 24 certificates to the department, file a duplicate copy with
 25 the county clerk and recorder, and retain a triplicate copy.

1 (3) Local registrars shall not issue certified copies
 2 of certificates.

3 (4) Certificates filed within 6 months after the time
 4 prescribed by the department shall be prima facie evidence
 5 of the facts stated in the certificates. Data pertaining to
 6 the father of a child is prima facie evidence only if the
 7 alleged father is the husband of the mother. If the alleged
 8 father is not the husband of the mother, data pertaining to
 9 the alleged father is not evidence in any proceedings
 10 adverse to his interests, his heirs, next of kin, devisees,
 11 legatees, or other successors in interest."

12 **Section 2.** Section 50-15-113, MCA, is amended to read:

13 "50-15-113. Disclosure of information to governmental
 14 agencies. (1) The board may direct the department to
 15 disclose information from its records to federal, state,
 16 county, or municipal agencies for use only as prescribed by
 17 the board.

18 (2) The department may disclose a social security
 19 number appearing on the medical and health portion of a
 20 birth registration form to the department of social and
 21 rehabilitation services for child support enforcement
 22 purposes only.

23 ~~(2)~~(3) If no identification of individuals is made, the
 24 board may permit the use of data contained in vital
 25 statistics records for research purposes.



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1 ~~(3)~~(4) The department may provide transcripts to the
2 federal agency responsible for vital statistics if it is
3 reimbursed for costs."

4 **Section 3.** Section 50-15-114, MCA, is amended to read:

5 "50-15-114. **Unlawful acts and penalties.** (1) It is
6 unlawful to disclose data, including social security numbers
7 appearing on the medical and health portion of a birth
8 registration form, in the vital statistics records of the
9 department, local registrars, or county clerk and recorder
10 unless disclosure is authorized by law and approved by the
11 department.

12 (2) A person shall be fined not more than \$1,000,
13 imprisoned not more than 1 year, or both, if:

14 (a) he willfully and knowingly makes any false
15 statement in a report, record, or certificate required to be
16 filed by law or in an application for an amendment thereof
17 or willfully and knowingly supplies false information
18 intending that the information be used in the preparation of
19 any report, record, or certificate or amendment;

20 (b) without lawful authority and with the intent to
21 deceive, he makes, alters, amends, or mutilates any report,
22 record, or certificate required to be filed under law or a
23 certified copy of the report, record, or certificate;

24 (c) he willfully and knowingly uses or attempts to use
25 or furnish to another for use, for any purpose of deception,

1 any certificate, record, report, or certified copy made,
2 altered, amended, or mutilated;

3 (d) with the intention to deceive, he willfully uses or
4 attempts to use any birth certificate or certified copy of a
5 birth record knowing that such certificate or certified copy
6 was issued upon a record which is false in whole or in part
7 or which relates to the birth of another person;

8 (e) he willfully and knowingly furnishes a birth
9 certificate or certified copy of a birth record with the
10 intention that it be used by a person other than the person
11 to whom the birth record relates.

12 (3) A person shall be fined not less than \$25 or more
13 than \$500, imprisoned for not more than 30 days, or both,
14 if:

15 (a) he knowingly transports or accepts for
16 transportation, interment, or other disposition a dead body
17 without an accompanying permit as provided by law;

18 (b) he refuses to provide information required by law;

19 (c) he willfully neglects or violates any of the
20 provisions of law or refuses to perform any of the duties
21 imposed upon him by law."

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