

SENATE BILL REPORT

HB 1515

As Reported by Senate Committee On:
Health & Long-Term Care, March 16, 2009

Title: An act relating to allowing electronic approval of vital records.

Brief Description: Allowing electronic approval of vital records.

Sponsors: Representatives Driscoll, Ericksen, Cody, Ross, Morrell, Green, Upthegrove, Kelley, Johnson, Maxwell and Wood; by request of Department of Health.

Brief History: Passed House: 2/23/09, 92-0.

Committee Activity: Health & Long-Term Care: 3/16/09 [DP].

SENATE COMMITTEE ON HEALTH & LONG-TERM CARE

Majority Report: Do pass.

Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug, Ranking Minority Member; Becker, Fairley, Murray and Parlette.

Staff: Edith Rice (786-7444)

Background: In Washington State, each death is registered in the county where the death occurred. The vital records law (chapter 70.58 RCW) requires that the death certificate be signed by a funeral director, a medical certifier, and a county deputy registrar. The Department of Health (department) has developed the web-based electronic death registration system (EDRS) that allows funeral directors and cause-of death-certifiers such as medical examiners, coroners, and physicians, to complete and file death records electronically. The EDRS allows death records to be filed more rapidly by replacing the previous method of taking the paper death certificate from place to place to obtain the required written signatures – a process that could take up to 60 days. The department has used a phased approach to implement EDRS, and it is currently used in seven counties.

Current law (chapter 70.58 RCW) requires that a physician or other authorized medical certifier sign the death certificate. In order to do this electronically medical examiners, coroners, and county clerks must have a digital certificate (electronic signature) which complies with the Electronic Authentication Act, chapter 19.34 RCW.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

Applying for a digital certificate requires the disclosure of personal information such as social security numbers and credit card information over a secure website. The department has indicated that the digital certificate process requires extensive field services and information technology support to successfully acquire the digital certificate for participants. The certification is required yearly and must be updated for changes in personal information. The digital signature requirements increase the time required to electronically complete a death certificate by four times over what is required to complete it as a paper death record. The number of death certificates filed electronically is declining. The department has asserted that this is due in part to the fact that some medical examiners refuse to use digital certificates.

In order to be appointed as a medical examiner a person must either be certified as a forensic pathologist by the American Board of Pathology, or a qualified physician eligible to take the American Board of Pathology exam in forensic pathology within one year of being appointed.

Summary of Bill: Death certificates are allowed to be approved by authorized medical certifiers electronically in addition to written signatures. This electronic approval must be consistent with policies, standards, and procedures developed by the Information Services Board. Medical examiners are added to the list of individuals authorized to certify the cause of death.

Appropriation: None.

Fiscal Note: Available.

Committee/Commission/Task Force Created: No.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Staff Summary of Public Testimony: PRO: It's time to update this system of certification. This is an administrative simplification and saves time. All the parties who must provide signatures are in favor of implementing this process. This system uses a password rather than a digital signature, and no software is needed.

Persons Testifying: PRO: Representative Driscoll, prime sponsor; Dr. Jude Van Buren, Washington State Department of Health.