

## SENATE BILL No. 279

By Senators Oleen and O'Connor

2-7

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AN ACT concerning fees for birth certificates and copies thereof; providing for the use of the revenue derived from such fees; amending K.S.A. 2000 Supp. 65-2418 and repealing the existing section.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 2000 Supp. 65-2418 is hereby amended to read as follows: 65-2418. (a) Except as otherwise provided in this section, the secretary shall fix and charge the fees, if any, to be paid for certified copies of certificates or for search of the files or records when no certified copy is made. Fees for certified copies of certificates shall be fixed by rules and regulations of the secretary ~~except that~~. The fee for the first copy of a ~~birth or death~~ certificate shall include a ~~\$3~~ \$4 surcharge and *the fee for each additional copy of the same birth certificate requested at the same time shall include a \$2 surcharge. The fee for the first copy of a death certificate shall include a \$3 surcharge and* the fee for each additional copy of the same ~~birth or~~ death certificate requested at the same time shall include a \$1 surcharge. The secretary shall not charge any fee for a certified copy of a certificate or for a search of the files or records if the certificate or search is requested by a person who exhibits correspondence from the United States veterans administration or the Kansas commission on veterans' affairs which indicates that the person is applying for benefits from the United States veterans administration and that such person needs the requested information to obtain such benefits, except that, for a second or subsequent certified copy of a certificate or search of the files requested by the person, the usual fee shall be charged. The secretary may provide by rules and regulations for exemptions from such fees.

(b) Subject to K.S.A. 65-2420, and amendments thereto, the national office of vital statistics may be furnished copies or data it requires for national statistics. The state shall be reimbursed for the cost of furnishing the data. The data shall not be used for other than statistical purposes by the national office of vital statistics unless so authorized by the state registrar of vital statistics.

(c) (1) The secretary shall remit all moneys received by or for the secretary from fees, charges or penalties to the state treasurer at least monthly. Upon receipt of any such remittance, other than remittances

1 for fees for birth certificates, the state treasurer shall deposit the entire  
2 amount thereof in the state treasury and the same shall be credited to  
3 the state general fund.

4 (2) Upon receipt of any such remittance of a fee for a birth certificate;  
5 ~~§3:~~ (A) *Three dollars* of each such fee for the first copy of a birth certifi-  
6 cate and \$1 of each such fee for each additional copy of the same birth  
7 certificate requested at the same time shall be remitted to the state trea-  
8 surer who shall deposit the entire amount of each such remittance in the  
9 state treasury and credit it to the permanent families account of the family  
10 and children investment fund created by K.S.A. 38-1808, and amend-  
11 ments thereto; and (B) *one dollar of each such fee for the first copy of a*  
12 *birth certificate and \$1 of each such fee for each additional copy of the*  
13 *same birth certificate requested at the same time shall be remitted to the*  
14 *state treasurer who shall deposit the entire amount of each such remit-*  
15 *tance to the state treasurer who shall deposit the entire amount to the*  
16 *newborn infant protection act special revenue fund created by section 3,*  
17 *and amendments thereto.* Upon receipt of any such remittance of a fee  
18 for a death certificate, \$3 of each such fee for the first copy of a death  
19 certificate and \$1 of each such fee for each additional copy of the same  
20 death certificate requested at the same time shall be remitted to the state  
21 treasurer who shall deposit annually the entire amount of each such re-  
22 mittance in the state treasury and credit it to the district coroners fund  
23 created by K.S.A. 22a-245, and amendments thereto. The balance of the  
24 money received for a fee for a birth certificate shall be remitted to the  
25 state treasurer who shall deposit the entire amount of each such remit-  
26 tance in the state treasury and the same shall be credited to the state  
27 general fund.

28 New Sec. 2. (a) There is hereby established in the state treasury the  
29 newborn infant protection act special revenue fund. Such fund shall be  
30 administered as provided in this section by the secretary of social and  
31 rehabilitation services.

32 (b) Moneys credited to the newborn infant protection act special rev-  
33 enue fund shall be used to prepare, publish, purchase and disseminate  
34 educational materials and advertisements to increase public awareness of  
35 the newborn infant protection act.

36 (c) Expenditures from the newborn infant protection act special rev-  
37 enue fund shall be made in accordance with appropriation acts upon  
38 warrants of the director of accounts and reports issued pursuant to vouch-  
39 ers approved by the secretary of social and rehabilitation services.

40 (d) The secretary of social and rehabilitation services is hereby au-  
41 thorized to receive moneys from any grants, gifts, contributions or be-  
42 quests made for the purpose of providing revenue for the fund and may  
43 expend such money for the purpose for which received.

1 (e) On or before the 10th of each month, the director of accounts  
2 and reports shall transfer from the state general fund to the newborn  
3 infant protection act special revenue fund interest earnings based on:

4 (1) The average daily balance of moneys in the newborn infant pro-  
5 tection act special revenue fund for the preceding month; and

6 (2) the net earnings rate of the pooled money investment portfolio  
7 for the preceding month.

8 Sec. 3. K.S.A. 2000 Supp. 65-2418 is hereby repealed.

9 Sec. 4. This act shall take effect and be in force from and after its  
10 publication in the statute book.

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