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# A BILL FOR AN ACT

RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW  
ENFORCEMENT OFFICERS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 338-18, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3           "(b) The department shall not permit inspection of public  
4 health statistics records, or issue a certified copy of any such  
5 record or part thereof, unless it is satisfied that the  
6 applicant has a direct and tangible interest in the record. The  
7 following persons shall be considered to have a direct and  
8 tangible interest in a public health statistics record:

- 9           (1) The registrant;
- 10           (2) The spouse of the registrant;
- 11           (3) A parent of the registrant;
- 12           (4) A descendant of the registrant;
- 13           (5) A person having a common ancestor with the registrant;
- 14           (6) A legal guardian of the registrant;
- 15           (7) A person or agency acting on behalf of the registrant;
- 16           (8) A personal representative of the registrant's estate;



- 1           (9) A person whose right to inspect or obtain a certified  
2           copy of the record is established by an order of a  
3           court of competent jurisdiction;
- 4           (10) Adoptive parents who have filed a petition for  
5           adoption and who need to determine the death of one or  
6           more of the prospective adopted child's natural or  
7           legal parents;
- 8           (11) A person who needs to determine the marital status of  
9           a former spouse in order to determine the payment of  
10          alimony;
- 11          (12) A person who needs to determine the death of a  
12          nonrelated co-owner of property purchased under a  
13          joint tenancy agreement; [~~and~~]
- 14          (13) A person who needs a death certificate for the  
15          determination of payments under a credit insurance  
16          policy[~~-~~]; and
- 17          (14) A law enforcement officer, as defined by section 710-  
18          1000(13), who needs vital statistics records as  
19          evidence in a criminal investigation, provided that  
20          the law enforcement officer requests the vital  
21          statistics records by submitting to the department a  
22          signed statement verifying, under penalty of criminal



1           prosecution for false swearing in official matters,  
2           that the vital statistics records are needed as  
3           evidence in a criminal investigation. The request  
4           must contain a reference number for the criminal  
5           investigation upon which the request is based."

6           SECTION 6. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8           SECTION 7. This Act shall take effect on January 1, 2050.



**Report Title:**

Vital Statistics Law Enforcement Officers

**Description:**

Adds law enforcement officers to those who are considered to have a direct and tangible interest in public health statistic records.

