

**CS FOR HOUSE BILL NO. 167(STA) am**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Amended: 4/29/05

Offered: 4/15/05

Sponsor(s): HOUSE SPECIAL COMMITTEE ON MILITARY AND VETERANS' AFFAIRS

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to providing a death certificate for a deceased veteran without cost;**  
2 **and relating to a program to honor the memory of a deceased veteran."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 18.50.320 is amended to read:

5 **Sec. 18.50.320. Copies of data from vital records.** Except as otherwise  
6 provided and in accordance with the regulations adopted under AS 18.50.310,

7 (1) the bureau and the custodian of permanent local records shall, upon  
8 request, issue a certified copy of a certificate or record in their custody, or a part of it;  
9 each copy issued must show the date of registration or recording, and copies issued  
10 from records marked "delayed," "amended," or "court order" shall be similarly marked  
11 and must show the effective date;

12 (2) a certified copy of a certificate or a part of it issued in accordance  
13 with (1) of this section is considered the original for all purposes and is prima facie  
14 evidence of the facts stated; **however**, [PROVIDED THAT] the evidentiary value of a

1 certificate or record filed more than one year after the event, or a record that has been  
 2 amended, or a presumptive death certificate, shall be determined by the judicial or  
 3 administrative body or official before whom the certificate is offered as evidence;

4 (3) the National Office of Vital Statistics may be furnished the copies  
 5 or data it requires for national statistics if the bureau is reimbursed for the cost of  
 6 furnishing the data; the National Office of Vital Statistics may not use the data for  
 7 purposes other than statistical purposes unless authorized by the state registrar;

8 (4) federal, state, local, and other public or private agencies, upon  
 9 request, may be furnished copies or data for statistical purposes on the terms or  
 10 conditions prescribed by the bureau;

11 (5) a person or agency may not prepare or issue a certificate or part of  
 12 a certificate that purports to be an original, certified copy, or copy of a certificate of  
 13 birth, death, fetal death, or marriage, except as authorized in this chapter or the  
 14 regulations adopted under it;

15 (6) upon request, the bureau shall furnish a copy of a certificate or  
 16 record registered by the bureau to the child support services agency created in  
 17 AS 25.27.010, or the child support enforcement agency of another state, for child  
 18 support purposes authorized under law; such a certificate or record that is prepared or  
 19 maintained in an electronic data base may be supplied by providing the requesting  
 20 agency with a copy of the electronic certificate or record and a statement certifying its  
 21 contents;

22 **(7) upon request and without cost to the individual making the**  
 23 **request, the bureau shall issue one certified copy of the death certificate of a**  
 24 **veteran to an eligible individual; in this paragraph, "eligible individual" has the**  
 25 **meaning given in AS 26.10.085, and "veteran" has the meaning given in**  
 26 **AS 26.10.080.**

27 \* **Sec. 2.** AS 26.10 is amended by adding a new section to read:

28 **Sec. 26.10.085. Governor's memorial certificate program.** (a) Upon  
 29 request of the governor, the adjutant general of the Department of Military and  
 30 Veterans' Affairs may conduct a program for honoring the memory of a deceased  
 31 veteran, who was a resident of the state and was discharged under honorable

1 conditions, by preparing and sending to an eligible recipient a certificate bearing the  
2 signature of the governor and expressing the state's grateful recognition of the  
3 veteran's service in the armed forces, the Alaska National Guard, the Alaska Scouts,  
4 the Alaska State Defense Force, or the Alaska Naval Militia. The award of a  
5 certificate to one eligible recipient does not preclude authorization of another  
6 certificate if a request is received from another eligible recipient.

7 (b) The Department of Military and Veterans' Affairs shall determine the form  
8 and content of the certificate and may adopt regulations necessary to administer the  
9 program.

10 (c) In this section,

11 (1) "eligible recipient" means the veteran's surviving spouse, or next of  
12 kin, or relative of the deceased veteran, the deceased veteran's heir or devisee, and the  
13 administrator, executor, personal representative, foreign personal representative,  
14 beneficiary, conservator, fiduciary, special administrator, successor personal  
15 administrator, or trustee of the deceased veteran's estate;

16 (2) "veteran" has the meaning given in AS 26.10.080.