



1           ~~[(c)]~~ (d) the request is for a statistical or medical research program and prior consent has  
2 been obtained from the state registrar; or

3           ~~[(d)]~~ (e) the request is a certified copy of an order of a court of record specifying the record  
4 to be examined or copied.

5           (3) For purposes of Subsection (2):

6           (a) "immediate family member" means a spouse, child, parent, sibling, grandparent, or  
7 grandchild;

8           (b) a designated legal representative means an attorney, physician, funeral director,  
9 genealogist, or other agent of the subject or the subject's immediate family who has been delegated  
10 the authority to access vital records;

11           (c) except as provided in Title 78, Chapter 30, Adoption, a parent, or the immediate family  
12 member of a parent, who does not have legal or physical custody of or visitation rights for a child  
13 because of the termination of parental rights pursuant to Title 78, Chapter 3a, Juvenile Courts, or  
14 by virtue of consenting to or relinquishing a child for adoption pursuant to Title 78, Chapter 30,  
15 Adoption, may not be considered as having a direct, tangible, and legitimate interest; and

16           (d) a commercial firm or agency requesting names, addresses, or similar information may  
17 not be considered as having a direct, tangible, and legitimate interest.

18           (4) Upon payment of a fee established in accordance with Section 63-38-3.2, the following  
19 records shall be available to the public:

20           (a) except as provided in Section 26-2-10(4)(b), a birth record, excluding confidential  
21 information collected for medical and health use, if 100 years or more have passed since the date  
22 of birth;

23           (b) a death record if 50 years or more have passed since the date of death; and

24           (c) a vital record not subject to Subsection (4)(a) or (b) if 75 years or more have passed  
25 since the date of the event upon which the record is based.

**Legislative Review Note**  
**as of 1-15-98 5:40 PM**

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**