

# Vital Records Fraud

This Act establishes the crimes of vital records fraud. Specifically, this Act establishes the crime of vital records fraud related to birth, death, marriage, and divorce certificates as a felony.

Submitted as:

Kansas

Substitute for HB 2087

Status: Enacted into law in 2005.

## Suggested State Legislation

(Title, enacting clause, etc.)

1           Section 1. [*Short Title.*] This Act may be cited as “An Act Concerning Vital Records  
2 Fraud.”

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Section 2. [*Vital Records Fraud.*]

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(a) A person commits vital records fraud related to birth, death, marriage and divorce  
6 certificates when they:

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(1) willfully and knowingly supply false information intending that the  
8 information be used to obtain a certified copy of a vital record;

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(2) make, counterfeit, alter, amend or mutilate any certified copy of a vital record  
10 without lawful authority and with the intent to deceive;

11

(3) willfully and knowingly obtain, possess, use, sell or furnish or attempt to  
12 obtain, possess or furnish to another for any purpose of deception a certified copy of a vital  
13 record.

14

(b) The prohibitions in subsections (a) and (b) do not apply to:

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(1) a person less than [21 years of age] who uses the identification document of  
16 another person to acquire an alcoholic beverage;

17

(2) a person less than [18 years of age] who uses the identification documents of  
18 another person to acquire:

19

(A) cigarettes or tobacco products, as defined in [insert citation];

20

(B) a periodical, videotape or other communication medium that contains  
21 or depicts nudity;

22

(C) admittance to a performance, live or film, that prohibits the attendance  
23 of the person based on age; or

24

(D) an item that is prohibited by law for use or consumption by such  
25 person.

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(c) Vital records fraud is a [felony].

27

28 Section 3. [*Severability.*] [Insert severability clause.]

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30 Section 4. [*Repealer.*] [Insert repealer clause.]

31

32 Section 5. [*Effective Date.*] [Insert effective date.]