

Approved 3-3-87  
Date

MINUTES OF THE SENATE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by SENATOR ROY M. EHRLICH at  
Chairperson

10:00 a.m./~~p.m.~~ on February 24, 1987 in room 526-S of the Capitol.

All members were present except:

Committee staff present:

Emalene Correll, Legislative Research  
Bill Wolff, Legislative Research  
Norman Furse, Revisor of Statutes Office  
Clarene Wilms, Committee Secretary

Conferees appearing before the committee:

Lorne Phillips, Director, Bureau of Community Health, KDHE  
Terry Harmon, Assistant State Archivist, Kansas State Historical Society  
Katy Matthews, President, Topeka Genealogical Society  
Rowena Horr, President, Kansas Council of Genealogy Societies  
Ruth Clark, Jefferson County Genealogy Society  
Teresa Hodges, Kansas Department of Health and Environment

Others attending: see attached list

The minutes of February 17, 18, 19 & 20, 1987, were approved on a motion by Senator Hayden. The motion was seconded by Senator Kerr. The motion carried.

Lorne Phillips testified and presented written testimony in support of SB-259. It was stated that the passage of this bill would allow the majority of birth certificates to be processed in the normal manner and only those where the individual is born out of wedlock would require special handling. (attachment 1)

Terry Harmon testified and presented written testimony which included proposed amendments to SB-259. The amendments set forth in the balloon would make it clear that the restrictions imposed on public access to vital statistics records would apply only to records created since July 1, 1911. (attachment 2)

Katy Matthews appeared in support of SB-259 and also supported the amendments stating that those working on family history need access to documents.

Rowena Horr appeared and presented written testimony in support of SB-259 and also supported the amendments of the Kansas State Historical Society. (attachment 3)

Ruth Clark appeared in support of SB-259 and also supported the amendments presented by the Kansas State Historical Society.

Senator Francisco moved that SB-259 be amended as proposed by the Kansas State Historical Society. Senator Salisbury seconded the motion. The motion carried.

Teresa Hodges testified and presented written testimony on SB-271. This bill would strike the requirement to approve persons and would approve laboratories. (attachment 4)

It was suggested by staff that in order to avoid amending this statute in the near future the word "syphilis" on line 0037 be changed to "serology tests." Ms. Hodges stated the department would be in favor of that change.

The committee adjourned at 10:35 a.m. The next meeting of the committee will be February 25, 1987, at 10:00 a.m. in room 526-S.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

SENATE  
PUBLIC HEALTH AND WELFARE COMMITTEE

DATE 2-24-87

(PLEASE PRINT)  
NAME AND ADDRESS

ORGANIZATION

KEITH R LANDIS TOPEKA

CHRISTIAN SCIENCES COMMITTEE  
ON PUBLICATION FOR KANSAS

Theresa Shovel Topeka

KANSAS NARAL

Gary Robbins

KS Optometric Assn

Jan W. Ditchinson

Adm Asst. Rep O'Neal

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT

TESTIMONY ON: S.B. 259

PRESENTED TO: Public Health and Welfare Committee on February 24, 1987

This is the official position taken by the Kansas Department of Health and Environment on S.B. 259.

BACKGROUND INFORMATION:

K.S.A. 65-2422 was amended during the 1985 legislative session to remove any reference to illegitimacy on birth certifications made to applicants. In doing so the wording was changed to read: "No information concerning the birth of a child shall be disclosed in a manner that enables determination of whether the child's parents were married at the time of the child's birth..."

Enactment of this legislation requires special handling of every certified copy request for birth certificates of individuals born between 1911 and 1948 as those certificates contain marital information in the portion of the certificate to be certified. The special handling requires that a copy be produced from the microfilm, marital information deleted, and a second copy produced from the first and certified.

In many cases the original copy produced from the microfilm is barely legible which means the second copy run is even more illegible. (To date we are averaging about 1600 copies per month.) Special handling requires additional staff time and supplies plus results in additional wear and tear on equipment.

STRENGTHS:

Passage of S.B. 259 will allow us to process the majority of these requests in our normal manner and would require special handling only of those certificates whereby the individual was born out-of-wedlock; therefore, we would still be protecting the confidentiality of those that were born out-of-wedlock.

Passage of this legislation would not cost the Department, but would save money by reducing staff costs, supply costs and cut down on wear and tear on equipment. Passage of this legislation would eliminate by more than 90% the number of certified copies on which we now have to "white out" the legitimacy item.

WEAKNESSES:

None

DEPARTMENT'S POSITION:

The Department would support passage of this bill.

Presented by: Dr. Lorne A. Phillips  
Director, Bureau of  
Community Health

*SPH/ciw*  
*2-24-87*  
*attachment 1*

COMMENTS CONCERNING SENATE BILL NO. 259  
AND PROPOSED AMENDMENTS

Presented to the Senate Committee on Public Health and Welfare  
by Terry Harmon, Assistant State Archivist  
February 24, 1987

I appreciate very much the opportunity to appear before this committee as a representative of the Kansas State Historical Society.

The Historical Society supports Senate Bill No. 259, but we want to propose several amendments which are set forth in a "balloon" version of the bill that has been distributed to members of the committee. These amendments would make it clear that the restrictions imposed by K.S.A. 1986 Supp. 65-2422 on public access to vital statistics records apply only to records created since July 1, 1911.

In order to understand these proposed amendments, one must know a few facts about the history of vital statistics registration in Kansas.

When the legislature created the State Board of Health in 1885, it directed that agency to supervise the compilation of vital statistics information by local officials. Some county clerks, local public health officers, and city clerks did compile registers of births, deaths, and marriages in subsequent years, but the law was not fully implemented and the data apparently was not forwarded to the State Board of Health. The records prepared pursuant to Chapter 129 of the Laws of 1885 are now in the custody of various local officials. A list of them has been distributed to members of the committee.

In 1911 the legislature once again directed the State Board of Health to gather data regarding births, deaths, and marriages in Kansas. This resulted in creation of the present system of vital statistics registration.

The original version of K.S.A. 1986 Supp. 65-2422 was adopted in 1951 in order to limit disclosure of information in the voluminous files which had been compiled by the Office of Vital Statistics since July 1, 1911. This law requires persons wanting copies of birth, death, or marriage certificates to demonstrate that they have "a direct interest in the matter recorded" and need the information "for the determination of personal or property rights." The Department of Health and Environment interprets these phrases to mean that data in vital statistics records may be disclosed to genealogists studying their own families, if they can prove their kinship by providing the names and approximate dates of births, deaths, or marriages.

In this manner thousands of persons studying family history receive copies of birth and death certificates each year from the Office of Vital Statistics. Researchers are unable, however, to conduct the type of general search through the records which often is necessary for locating genealogical information. Such a search would require examination of records in which the researcher has no direct interest.

Some of the local officials possessing vital statistics records created before mid-1911 have granted full public access to them for many years. Others

*SP&JW*  
*2-24-87*  
*attachment 2*

have refused to do so, believing that the records were confidential. The 1885 law placed no restrictions on disclosure of vital statistics information. Until Attorney General Opinion No. 84-101 was issued in 1984, the Department of Health and Environment and its predecessors never claimed responsibility for these older, locally-held vital statistics records and assumed that K.S.A. 1986 Supp. 65-2422 applied only to records created since mid-1911.

Over the years the State Historical Society occasionally has borrowed and microfilmed birth and death records predating mid-1911 held by local officials. Because of frequent requests for them received from genealogists and other researchers, we have wanted to microfilm such records systematically throughout the state. An opportunity to do so arose in 1984 when the Genealogical Society of Utah proposed a cooperative microfilming project. Now underway in eastern Kansas, it involves filming local government records with genealogical value in every Kansas county. Our local records archivist is preparing lists of the documents to be filmed and making other preliminary arrangements. A microfilm camera operator employed by the Genealogical Society of Utah is traveling with portable equipment to each county and doing the filming.

In return for cooperating in this project, the State Historical Society is receiving duplicate rolls of the microfilm for use by researchers at our headquarters in Topeka. At no cost to the state, beyond small amounts of staff time and travel funds, we thus have already acquired for the state archives 340 rolls of microfilm worth thousands of dollars, and we soon will receive many more rolls. Local government agencies or local historical societies may purchase copies of the film at very reasonable prices.

It should be noted, moreover, that the microfilm produced by the Genealogical Society of Utah provides valuable security copies of records. The original documents are vulnerable to loss through theft, fires, and other disasters. This alone is ample reason to have them microfilmed.

This type of microfilming project has been carried out very successfully by the Genealogical Society of Utah in other states. The quality of their microfilm is excellent, and the State Historical Society is very pleased to cooperate with them.

Anticipating that some local officials would have doubts about the legality of including their vital statistics records in this microfilming project, the State Historical Society requested an opinion of the Attorney General several years ago. The result was Opinion No. 84-101. It stated that the locally-held vital statistics records created before mid-1911 are subject to the restrictions of K.S.A. 65-2422 and that such records therefore cannot be included in our microfilming project. The opinion fails to clarify whether local officials who currently are not local registrars of vital statistics may disclose information in birth and death records to individual researchers. The amendments we are proposing to S.B. No. 259 would remedy these problems, allowing us to include birth and death records in our microfilming project and clearly stating that local officials holding such records must grant public access to them.

With regard to the microfilm copies of birth and death records already possessed by the State Historical Society, we have adopted the policies of

the Department of Health and Environment's Office of Vital Statistics. If researchers are seeking genealogical information regarding their own families and can provide the approximate dates of births, marriages, or deaths, it is assumed that they meet the requirements set forth in subsection (c) of K.S.A. 1986 Supp. 65-2422, and a member of the archives staff will search for the requested information. This is a time-consuming and cumbersome procedure, and we would much prefer to grant researchers direct access to the microfilm. Our proposed amendments to S.B. 259 would make this possible.

The State Registrar of Vital Statistics in the Department of Health and Environment has reviewed our proposed amendments to this bill and has expressed approval of them. The proposed changes would relieve his staff of responsibility for records which are not in their custody and which they do not want. Because so many years have passed since creation of these pre-1911 records, there no longer is a compelling need to restrict disclosure of the limited information about births, deaths, and marriages which they contain, if there ever was such a need. We are aware of no one who has been harmed during the many years in which the Topeka City Clerk and various other local officials have granted unlimited access to such records.

These revisions of K.S.A. 1986 Supp. 65-2422 would enable protection and efficient research use of a valuable archival resource existing throughout the state. Adoption of these amendments and approval of the bill by this committee would be appreciated very much by the State Historical Society, by countless researchers, and by many local government officials.

SENATE BILL No. 259

By Committee on Public Health and Welfare

2-17

0017 AN ACT concerning the uniform vital statistics act; relating to  
0018 disclosure of certain information; amending K.S.A. 1986 Supp.  
0019 65-2422 and repealing the existing section.

0020 *Be it enacted by the Legislature of the State of Kansas:*

0021 Section 1. K.S.A. 1986 Supp. 65-2422 is hereby amended to  
0022 read as follows: 65-2422. (a) The records and files of the division  
0023 of health pertaining to vital statistics shall be open to inspection,  
0024 subject to the provisions of this act and rules and regulations of  
0025 the secretary. It shall be unlawful for any officer or employee of  
0026 the state to disclose data contained in vital statistical records,  
0027 except as authorized by this act and the secretary, and it shall be  
0028 unlawful for anyone who possesses, stores or in any way handles  
0029 vital statistics records under contract with the state to disclose  
0030 any data contained in the records, except as authorized by law.

0031 (b) No information concerning the birth of a child shall be  
0032 disclosed in a manner that enables determination of whether  
0033 that the child's parents were married at the time of the child's  
0034 birth child was born out of wedlock, except upon order of a court  
0035 in a case where the information is necessary for the determina-  
0036 tion of personal or property rights and then only for that purpose.

0037 (c) The state registrar shall not permit inspection of the  
0038 records or issue a certified copy of a certificate or part thereof  
0039 unless the state registrar is satisfied that the applicant therefor  
0040 has a direct interest in the matter recorded and that the informa-  
0041 tion contained in the record is necessary for the determination of  
0042 personal or property rights. The state registrar's decision shall be  
0043 subject, however, to review by the secretary or by a court in  
0044 accordance with the act for judicial review and civil enforcement  
0045 of agency actions, subject to the limitations of this section.

compiled since July 1, 1911,

2-4

0046 (d) The secretary shall permit the use of data contained in  
0047 vital statistical records for research purposes only, but no iden-  
0048 tifying use of them shall be made.

0049 (e) Subject to the provisions of this section the secretary may  
0050 direct local registrars to make a return upon the filing of birth,  
0051 death and stillbirth certificates with them of certain data shown  
0052 thereon to federal, state or municipal agencies. Payment by those  
0053 agencies for the services may be made through the state registrar  
0054 to local registrars as the secretary directs.

0055 (f) On or before the 20th day of each month, the state registrar  
0056 shall furnish to the county election officer of each county, with-  
0057 out charge, a list of deceased residents of the county who were at  
0058 least 18 years of age and for whom death certificates have been  
0059 filed in the office of the state registrar during the preceding  
0060 calendar month. The list shall include the name, age or date of  
0061 birth, address and date of death of each of the deceased persons  
0062 and shall be used solely by the election officer for the purpose of  
0063 correcting records of their offices.

0064 (g) No person shall prepare or issue any certificate which  
0065 purports to be an original, certified copy or copy of a certificate of  
0066 birth, death or fetal death, except as authorized in this act or rules  
0067 and regulations adopted under this act.

0068 ~~Sec. 2. K.S.A. 1986 Supp. 65-2422 is hereby repealed.~~

0069 Sec. 3. This act shall take effect and be in force from and  
0070 after its publication in the statute book.

(h) The secretary and the state registrar shall have no authority or responsibility with regard to records of births, deaths or marriages created before July 1, 1911, pursuant to Chapter 129 of the Laws of 1885, and all such records shall be open to inspection by any person.



BIRTH RECORDS PRIOR TO 1911

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Allen	Iola	City Clerk	1897-	5 vols. titled "Records of marriage & births"
Anderson	Garnett	County Clerk	1892-94	1 vol. Chron. by dates reported. Records incomplete.
Atchison	Atchison	County Clerk	1891-1906	2 vols. "Record of Vital Statistics".
	Atchison	County Clerk	1895	1 env. certificates of birth unrecorded.
Barber	Medicine Lodge	County Clerk	1891-1911	2 vols. "Record of Vital Statistics." Chron. by dates.
Barton	Great Bend	County Clerk	1898-1911	1 vol. "Vital Statistics" Chron. by dates reported.
Brown	Hiawatha	County Clerk	1885-1890	1 vol. "Vital Statistics" Chron. by dates reported.
	Hiawatha	County Health Off.	1907-1911	1 vol. "Vital Statistics" Chron. by dates reported.
Butler	El Dorado	County Clerk	1886-1911	2 vols. "Vital Statistics" Chron. by dates of births.
Chase	Cottonwood Fls.	County Clerk	1885-1912	2 vols. "Vital Statistics" Chron. by dates reported.
Chautauqua	Sedan	County Clerk	1886, 1888 1896, 1898 1910-1911	2 file drawers. Chron. by dates reported. Includes death & marriage cert. 1886, 1888.
Cherokee	Columbus	County Clerk	1894-1911	4 vols. "Record of Vital Statistics". Chron. by dates reported.
	Columbus	County Clerk	1909-1910	2 sheets. Assessor's returns Alph. by names of townships. Includes death and marriage.
Clark	Ashland	County Clerk	1904-1911	1 vol. Record in "County Health Officer's Record". Chron. by dates reported.
Clay	Clay Center	County Clerk	1885-1900 1906-1911	2 vols. "Record of Vital Statistics". Chron. by dates reported. No index, 1885-1900 indexed alph. by surname of children, 1906-11.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Clay	Clay Center	County Clerk	1893-1896	1 file drawer, certificates of birth, in "Coroner's Inquest", chron. by dates of birth.
Cloud	Concordia	County Clerk	1885-1910	3 vols. Record, in "Register of Marriages, Births & Deaths" Chron. by dates reported.
	Concordia	County Clerk	1893-1894	1 file drawer. Cert. of birth in "Coroner's Inquest."
Coffey	Burlington	County Clerk	1885-1888	1 file drawer. Cert. of births in "Bids and Contracts, Births and Marriages, Record of Health". Chron. by dates rptd.
	Burlington	County Clerk	1892-1899 1905-1908	2 vols. Record, in "Record of Vital Statistics". Chron. by dates reported.
Comanche	Coldwater	County Clerk	1891-1908	1 vol. Record in "Record of Vital Statistics". Chron. by dates reported.
Cowley	Winfield	County Clerk	1885-1911	3 vols. Record, in "Vital Statistics". Chron. by dates reported.
	Winfield	Co. Health Officer	1892-1896	1 file drawer. Certificates of births. Chron. by dates reported. Includes deaths & marriages.
Crawford	Girard	County Clerk	1887-1912	6 vols. Record, in "Vital Statistics", 1887-1901; untitled, 1901-1912. Chron. by dates reported. Includes marriages & deaths.
	Pittsburg	City Clerk	1909-	4 vols. Record, Chron. by dates of birth.
Decatur	Oberlin	Probate Judge	1889-1910	2 vols. Record, in "Record of Vital Statistics". Chron. by dates reported.
Dickinson	Abilene	County Clerk	1892-1911	2 vols. Record, in "Record of Vital Statistics". Chron. by dates reported. Indexed alph. by names of children, 1892-1911
Doniphan	Wathena	Co. Health Off.	1896-1911	2 vols. "Record of Vital Statistics". Chron by dates rptd.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Douglas	Lawrence	County Clerk	1885-1907	1 file drawer. Cert. of births Chron. by dates reported. Includes deaths & marriages.
Edwards	Kinsley	County Clerk	1902-1909, 1911	2 vols. Record, chron. by dates of births.
Elk	Howard	County Clerk	1885-1911	2 vols. Record, in "Vital Statistics", 1885-1902; titled "Record of Births", 1901-1911. Chron. by dates rptd.
	Howard	County Clerk	1894-1899	1 cardboard box. Certificates of birth. Chron. by dates reported. Includes death and marriage certificates.
Ellis	Hays	County Clerk	1886-1911	3 vols. Record, in "Record of Marriages, Births, and Deaths", 1886-1902; "Health Officer's Records", 1909-11; titled "Record of Births", 1902-09. Chron. by dates rptd.
Ellsworth	Ellsworth	City Clerk	1884-95 1907-11	3 vols. Record, in "Statistical Records". Chron. by dates rptd.
Finney	Garden City	City Clerk	1885-1910	2 vols. Record, in "Vital Statistics", 1885-1901; "Record of Births, Deaths & Marriages", 1889-1910. Chron. by dates reported.
Ford	Dodge City	County Clerk	1905-06	1 file drawer. Certificates birth. Chron. by dates rptd. Includes marriages & deaths.
	Dodge City	County Clerk	1905-11	1 vol. Record, in "Vital Statistics". Chron. by date of birth.
Franklin	Ottawa	City Clerk	1892-1910	2 vols. Record, in "Vital Statistics". Chron. by dates reported.
Geary	Junction City	County Clerk	1905-11	1 vol. Record, in "County Health Officer's Record. Chron. by dates of births.
Gove	Gove	Probate Judge	1892-1911	1 vol. Record. Chron. by dates reported. Indexed alph. by names of children.
Graham	Hill City	County Clerk	1892-1904	1 vol. Record, in "Record of Marriages, Births, & Deaths, Vital Statistics", Chron. by dates reported.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Graham	Hill City	Co. Bd. of Health	1910-11	1 vol. Record, in "Health Officer's Record". Chron. by dates reported.
Grant	Ulysses	County Clerk	1890-1926	1 vol. Record, "Record of Vital Statistics", Chron. by dates reported.
Greeley	Tribune	County Clerk	1896-1904	1 vol. Record, Chron. by dates reported. Indexed alph. by names of children. Includes records of deaths.
	Tribune	County Clerk	1900-1904	1 file drawer. Certificates of births. Chron. by dates rptd.
Greenwood	Eureka	County Clerk	1885-98	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
	Eureka	City Clerk	1897-1911	2 vols. Record, in "Vital Statistics". Chron. by dates.
Hamilton	Syracuse	County Clerk	1896-98	1 filing drawer. Certificates of births. Chron. by dates reported. Includes misc. rcds.
	Syracuse	County Clerk	1905-11	1 vol. Record, in "Vital Statistics". Chron. by dates rptd.
Harper	Anthony	County Clerk	1892-1903 1905-10	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
Harvey	Newton	County Clerk	1886	1 file drawer. List of births in "Health Officer's Reports". Includes list of deaths.
Haskell	Sublette	Co. Health Officer	1888-97	1 vol. Record. Chron. by dates rptd. Alph. by names of children.
Jackson	Holton	County Clerk	1902-11	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
Jewell	Mankato	County Clerk	1886-94	1 vol. Record, in "Register of Births, Marriages & Deaths". Chron. by dates rptd.
Kingman	Kingman	City Clerk	1885-1911	2 vols. Record, in "Record of Marriages, Births & Deaths". Chron. by dates rptd.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Labette	Oswego	County Clerk	1885-96	2 vols. Record. Chron. by dates rptd. Includes death records.
	Parsons	City Clerk	1906--	1 vol. Record. Chron. by dates rptd. Indexed by names of children. (alph.)
	Parsons	City Clerk	1911--	3 vols. Record. Chron. by dates rptd.
Lane	Dighton	Probate Judge	1888-1911	2 vols. Record, in "Record of Births, Deaths & Marriages", 1888-1902; "Health Officer's Record", 1902-1911. Chron. by dates reported.
Leavenworth	Leavenworth	County Clerk	1887-89	3 file boxes. Certificates of births, in "Abstractor's Bonds", Includes deaths.
	Leavenworth	County Clerk	1893-1911	1 vol. Record, in "Vital Statistics". Chron. by dates.
	Leavenworth	City Clerk	1891-1911	1 vol. Record. Chron. by dates.
Lincoln	Lincoln	City Clerk	1886-1910	2 vols. Record, in "Vital Statistics". Chron. by dates.
Linn	Mound City	County Clerk	1885-89 1893-1911	2 vols. Record, in "Vital Statistics". Chron. by dates
	Mound City	County Clerk	1896	1 cardboard box. Certificates of birth. Chron. by dates rptd. Includes death certificates.
Lyon	Emporia	County Clerk	1886-1911	3 vols. Record in "Vital Statistics". Chron. by dates.
McPherson	McPherson	County Clerk	1887-1911	3 vols. Record, in "Record of Vital Statistics" 1887-92; titled "Register of Births" 1892-1911. Chron. by dates reported. Records for 1897-98 1910-1911 have been transcribed into "Index of Co. Comm. Journal.
	McPherson	County Clerk	1897-98 1910-1911	1 bundle. Assessor's returns Chron. by year dates, and thereunder alph. by names of townships. Includes marriages and deaths.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Marion	Marion	County Clerk	1881-82 1884-1911	3 vols. Record, in "Vital Statistics", 1881-82, 1884-1903; titled "Record of Births" 1904-11. Chron. by dates reported.
Marshall	Marysville	County Clerk	1885-1911	Record, in "Vital Statistics" 1885-1905; titled "Register of Births", 1906-11. Chron. by dates reported.
Meade	Meade	County Clerk	1886-1911	2 vols. Record. Chron. by dates reported. Includes death records.
Miami	Paola	County Clerk	1885-1911	4 vols. Record, in "Record of Marriages, Births & Deaths" Chron. by dates reported.
Mitchell	Beloit	City Clerk	1891-1911	2 vols. Record, in "Record of Vital Statistics". Chron. by dates reported.
Montgomery	Independence	County Clerk	1895-1911	3 vols. Record. Chron. by dates reported.
	Independence	City Clerk	1907-09	1 vol. Record, in "Health Officer's Record". Chron. by dates reported. Includes death & contagious dis. rcds.
Nemaha	Seneca	County Clerk	1883-1904	2 vols. Record, in "Record of Vital Statistics". Chron. by dates of births.
Neosho	Erie	County Clerk	1892-1905	1 vol. Record, in "Record of Vital Statistics". Chron. by dates reported.
Norton	Norton	City Clerk	1885-1911	2 vols. Record, in "Record of Marriages, Births, and Deaths", 1885-1904; Record of Births and Deaths", 1904-11. Chron. by dates reported.
	Norton	County Clerk	1890-94	1 file drawer. Certificates of birth, in "Health, Papers-Register of Physicians". Chron. by dates reported. Includes certificates of deaths.
Osage	Lyndon	County Clerk	1885-1911	2 vols. Record, in "Vital Statistics". Chron. by dates reported.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Osborne	Osborne	Probate Judge	1900-1909	1 vol. Record, in "Record of Vital Statistics". Chron. by dates reported.
Ottawa	Minneapolis	Co. Health Officer	1885-1911	3 vols. Record in "Vital Statistics", 1885-1909; "Health Record", 1909-11.
	Minneapolis	Probate Judge	1885-92	1 file drawer Cert. of births. Chron. by dates rptd.
Pawnee	Larned	City Clerk	1880-1911	1 vol. Record. Chron. by dates reported. Includes deaths and marriage records.
Pottawatomie	Westmoreland	County Clerk	1885-1911	3 vols. Record, in "Vital Statistics". Chron. by dates reported.
Pratt	Pratt	County Clerk	1888-1900	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
Reno	Hutchinson	County Clerk	1890-1910	3 vols. Record, in "Vital Statistics". Chron. by dates reported.
Republic	Belleville	County Clerk	1885-1911	2 vols. Record, in "Record of Marriages, Births and Deaths", 1885-94; titled "Record of Births", 1895-1911. Chron. by dates reported. Indexed alph. by names of children.
Rice	Lyons	City Clerk	1895-1906 1908-11	2 vols. Record, in "Vital Statistics". Chron. by dates reported.
Riley	Manhattan	County Clerk	1885-86 1892-1909	2 vols. Record, in "Record of Marriages, Births & Deaths", 1885-86; "Record of Vital Statistics", 1892-1909. Chron. by dates reported.
Rooks	Stockton	Probate Judge	1888-1901	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
Rush	LaCrosse	City Clerk	1895-1911	1 vol. Record, in "Record of Marriages, Births & Deaths". Chron. by dates reported.
Russell	Russell	City Clerk	1885-88 1890-95 1899-1911	1 vol. Record, in "Vital Statistics". Chron by dates reported.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Saline	Salina	County Clerk	1909-15	1 vol. Record, in "Health Officer's Records". Chron. by dates reported.
Scott	Scott City	County Clerk	1904-11	1 vol. Record, in "Record of Vital Statistics". Chron. by dates reported. Indexed alph. by surnames of children.
Sedgwick	Wichita	County Clerk	1884-89	1 file drawer. Certificates of births. Chron. by dates reported. Includes cert. of deaths.
	Wichita	County Clerk	1906-11	1 vol. Record, in "Health Officer's Records". Chron. by dates reported.
	Wichita	City Clerk	1909-10	2 vols. Record. Chron. by dates of births. Separate index, 1 vol. alph. by surname of children.
	Wichita	City Clerk	1909	8 file drawers. Card record. Alph. by names of children.
Shawnee	Topeka	County Clerk	1892-1910	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
	Topeka	City Clerk	1885-1911	8 vols. Record, in "Births and Deaths", 1892-1903; "Mortuary Record", 1897; titled "Record of Births", 1885-91, 1904-11. Chron. by dates reported.
Sheridan	Hoxie	County Clerk	1886-1911	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
Sherman	Goodland	County Clerk	1888-92	1 vol. Record, in "Record of Vital Statistics". Chron. by dates reported. Indexed alph. by surnames of children.
	Goodland	City Clerk	1892-1911	2 vols. Record, in "Record of Vital Statistics". Chron. by dates reported.
Smith	Smith Center	County Clerk	1891-96	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
	Smith Center	Probate Judge	1890-92	3 file drawers. Certificates of birth, in "Original Marriage Licenses". Chron. by date of certificate.



<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Stafford	St. John	County Clerk	1886-93	1 vol. Record, in "Record of Marriages, Births, and Deaths". Chron. by dates reported.
Stanton	Johnson	County Clerk	1887-96 1902-06 1908-10	1 vol. Record, in "Record of Vital Statistics". Chron. by dates reported.
Sumner	Wellington	County Clerk	1885-89 1891	1 bundle. Certificates of births. Chron. by dates rptd. Includes marriages & deaths.
	Wellington	County Clerk	1910-11	1 bundle. Assessor's returns. Chron. by dates reported.
Thomas	Colby	County Clerk	1889-1910	2 vols. Record. Chron. by dates of births.
Trego	Wakeeney	City Clerk	1899-1905 1909-	2 vols. Record, in "Health Officer's Record". Chron. by dates reported.
Wabaunsee	Alma	County Clerk	1892-1911	1 vol. Record, in "Vital Statistics". Chron. by dates reported.
	Eskridge	City Clerk	1904-05 1907-10	5 vols. Record. Chron. by dates of birth.
Wallace	Sharon Springs	County Clerk	1891-1911	1 vol. Record, in "Vital Statistics". Chron. by dates reported. Indexed alph. by surnames of children.
Washington	Washington	County Clerk	1887-1909	3 vols. Record, in "Vital Statistics". Chron. by dates reported.
	Washington	County Clerk	1910-1911	1 file drawer. Assessor's returns. Chron. by years of census and thereunder alph. by names of townships. Includes marriages and deaths returns.
Wichita	Leoti	City Clerk	1887-89 1896-97 1899-1909	2 vols. Record, in "Vital Statistics". Chron. by dates reported.
Wilson	Fredonia	Probate Judge	1885-1909	2 vols. Record, in "Vital Statistics". Chron. by dates reported.
Woodson	Yates Center	County Clerk	1885-1909	2 vols. Record, in "Vital Statistics". Chron. by dates of birth.

<u>County</u>	<u>City</u>	<u>Custody of Whom</u>	<u>Years</u>	<u>Description of Records</u>
Woodson	Yates Center	County Clerk	1910-1911	1 vol. Record, in "Health Officer's Record". Chron. by dates reported.
Wyandotte	Kansas City	City Clerk	1892--	8 vols. Record. Chron. by dates of births. Indexed alph. by names of fathers. Records, 1892-1914 are incomplete.



**Kansas Council of Genealogical Societies, Inc.**

P.O. Box 8038  
Topeka, Kansas 66608

Senate  
Committee on Public Health and Welfare  
Chrm Roy Ehrlich  
10 am Room 526-S

Rowena Horr, President KCGS  
1521 N Madison  
Topeka, Ks 66608  
913-354-1087

I represent the Kansas Council of Genealogical Societies, Inc. of which I hold the office of President.

I believe that you are a rather uncommon kind of people . . . who has special respect for those who have gone before . . . curiosity about their daily lives. . . their faith . . . and an unashamed sense of wonder and excitement about your own heritage. You are not alone. Approximately 42 County Societies, and 5,000 + members have found this a rewarding hobby and adventure, yielding great respect and knowledge for their ancestors.

The Senate Bill # 259 has substance that all family researchers can work with. The addition of Sub Section (h) proposed by the Kansas State Historical Society lets the county registrar/clerk know that the records they have custodial care of can be looked at by any person (s) requesting.

With having these old records open its adding more knowledge of its people and the happenings that formed the State of Kansas.

*SP/W*  
*2-24-87*  
*attachment 3*

Kansas Department of Health and Environment

Testimony on ~~HR~~/SB 271.

Presented to Senate Committee on Public Health and Welfare  
\_\_\_\_\_ on February 24, 1987.

This is the official position taken by the Kansas Department of Health and Environment on ~~HR~~/SB 271.

The current syphilis serology approval program was established in 1975 to implement KSA 65-1,107(a)(b). At that time there was a requirement for both premarital (KSA 23-301) and prenatal syphilis serology testing (KSA 65-153f). In 1981 the requirement for premarital syphilis serology testing was abolished and KSA 65-153f was amended to require that prenatal syphilis serology tests be performed by the state health laboratory or a laboratory approved by the department of health and environment.

There is a need for continued approval of laboratories performing serological tests for syphilis. Congenital syphilis is a preventable disease if prenatal testing, treatment and surveillance programs are successfully carried out. A list of approved laboratories upon which surveillance activities can rely on for accurate laboratory data is an essential link. Additionally, standard laboratory methods will be required as a part of the approval of laboratories.

The current statute requiring the approval of persons performing serological tests is inconsistent with generally accepted laboratory management. There are no requirements under Medicare approval or CLIA (Clinical Laboratory Improvement Act of 1967) licensure for approving persons for specific tests. Laboratories currently burdened by many regulations need not have the additional burden of requiring approval of specific personnel for syphilis serology testing. This will allow laboratories

*SPH/W*  
*2-24-87*  
*attachment 4*

greater flexibility in their personnel assignments without jeopardizing their "full approval" status as a laboratory.

Approval of technicians is based upon satisfactory performance in evaluating proficiency specimens. Due to the availability of human serum for the preparation of samples, each laboratory is permitted to enroll up to 3 technicians in the program. This limitation on the number of certified technicians in each laboratory often means that persons other than certified technicians actually perform patient tests.

Additionally, the limitation of human serum for our proficiency program requires that a laboratory must test a minimum of 20 syphilis serology specimens per month in order to enroll. Without the requirement for premarital syphilis testing, many rural hospitals do not meet this minimum and thereby are denied the capability of performing prenatal syphilis serology tests. They must send the specimens to the state health laboratory or an approved laboratory.

Syphilis serology proficiency programs are available commercially to monitor laboratory performance. Under Medicare and CLIA regulations, certain proficiency programs have been approved.

The elimination of the syphilis serology proficiency program will transfer some economic burden from the state health laboratory to the approved laboratories. Currently there are 89 laboratories approved for one or more test methods. Six (6) of these laboratories have only provisional approval for six months. (A laboratory must successfully evaluate 40 specimens before full approval is granted.) There are 258 persons currently approved for the various methods of serological testing for syphilis. Of the 89 laboratories presently approved, 11 are currently enrolled in

an approved commercial proficiency program for syphilis serology. The cost of the approved commercial proficiency programs vary from \$166/year to \$252/year.

The Department of Health and Environment strongly supports ~~HR~~/SB 271 and the subsequent elimination of the state syphilis serology proficiency program.