

# STATE OF NEW YORK

9411

## IN SENATE

March 10, 2026

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to prohibiting charging a fee to obtain a certified copy or certified transcript of birth when the department of corrections and community supervision or a local correctional facility requests such for an individual under community supervision

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 4 of section 4174 of the public health law, as  
2 amended by section 2 of part E of chapter 55 of the laws of 2022, is  
3 amended to read as follows:  
4 4. No fee shall be charged for a search, certification, certificate,  
5 certified copy or certified transcript of a record to be used for school  
6 entrance, employment certificate or for purposes of public relief or  
7 when required by the veterans administration to be used in determining  
8 the eligibility of any person to participate in the benefits made avail-  
9 able by the veterans administration or when required by a board of  
10 elections for the purposes of determining voter eligibility or when  
11 requested by the department of corrections and community supervision or  
12 a local correctional facility as defined in subdivision sixteen of  
13 section two of the correction law for the purpose of providing a certi-  
14 fied copy or certified transcript of birth to an incarcerated individual  
15 in anticipation of such incarcerated individual's release from custody  
16 or to an individual under community supervision in connection with such  
17 individual's ongoing supervision in the community or to obtain a death  
18 certificate to be used for administrative purposes for an incarcerated  
19 individual who has died under custody or when requested by the office of  
20 children and family services or an authorized agency for the purpose of  
21 providing a certified copy or certified transcript of birth to a youth  
22 placed in the care and custody or custody and guardianship of the local  
23 commissioner of social services or the care and custody or custody and  
24 guardianship of the office of children and family services in antic-  
25 ipation of such youth's discharge from placement or foster care. Whenev-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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1 er a request is made by the department of corrections and community  
2 supervision for a certified copy or certified transcript of birth on  
3 behalf of an incarcerated individual pursuant to this section, a certi-  
4 fied copy of the sentence and commitment or certificate of conviction  
5 shall be deemed to grant authorization by the incarcerated individual to  
6 the department to submit such request on their behalf, and no other  
7 authorization shall be required.

8 § 2. Section 4179 of the public health law, as amended by section 3 of  
9 part E of chapter 55 of the laws of 2022, is amended to read as follows:

10 § 4179. Vital records; fees; city of New York. Notwithstanding the  
11 provisions of paragraph one of subdivision a of section 207.13 of the  
12 health code of the city of New York, the department of health shall  
13 charge, and the applicant shall pay, for a search of two consecutive  
14 calendar years under one name and the issuance of a certificate of  
15 birth, death or termination of pregnancy, or a certification of birth or  
16 death, or a certification that the record cannot be found, a fee of  
17 fifteen dollars for each copy. Provided, however, that no such fee shall  
18 be charged when the department of corrections and community supervision  
19 or a local correctional facility as defined in subdivision sixteen of  
20 section two of the correction law requests a certificate of birth or  
21 certification of birth for the purpose of providing such certificate of  
22 birth or certification of birth to an incarcerated individual in antic-  
23 ipation of such incarcerated individual's release from custody or to an  
24 individual under community supervision in connection with such individ-  
25 ual's ongoing supervision in the community or to obtain a death certif-  
26 icate to be used for administrative purposes for an incarcerated indi-  
27 vidual who has died under custody or when the office of children and  
28 family services or an authorized agency requests a certified copy or  
29 certified transcript of birth for a youth placed in the custody of the  
30 local commissioner of social services or the custody of the office of  
31 children and family services pursuant to article three of the family  
32 court act for the purpose of providing such certified copy or certified  
33 transcript of birth to such youth in anticipation of discharge from  
34 placement. Whenever a request is made by the department of corrections  
35 and community supervision for a certified copy or certified transcript  
36 of birth on behalf of an incarcerated individual pursuant to this  
37 section, a certified copy of the sentence and commitment or certificate  
38 of conviction shall be deemed to grant authorization by the incarcerated  
39 individual to the department to submit such request on their behalf, and  
40 no other authorization shall be required.

41 § 3. This act shall take effect immediately.