

FILED IN THE OFFICE OF  
JOE F. BURDETT  
SECRETARY OF STATE  
THIS DATE 12/31/67

WEST VIRGINIA ADMINISTRATIVE REGULATIONS  
State Department of Health

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FILING OF ADMINISTRATIVE REGULATIONS

References are to sections in W. Va. Adm. Reg. 16-1, Ser. I

To Revise Section 3, titled, "Delayed Certificate", of Article 2, Correction of Birth Certificate Filed in the Division of Vital Statistics, Regulations of West Virginia Board of Health, and to add Definitions of Livebirth and Fetal Death.

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Authority, Sect. 1.02

Certification, Sect. 1.05

Delayed Certificate, Sect. 2.01

Effective Date, Sect. 1.03

Fetal Death, Sect. 3.02

Filing Date, Sect. 1.04

Livebirth, Sect. 3.01

Scope, Sect. 1.01

OBSOLETE  
6/9/70

WEST VIRGINIA ADMINISTRATIVE REGULATIONS  
State Department of Health

Chapter 16-1  
Series I  
(1964)

Subject: To Revise Section 3, titled, "Delayed Certificate", of Article 2, Correction of Birth Certificate Filed in the Division of Vital Statistics, Regulations of West Virginia Board of Health, and to add Definitions of Livebirth and Fetal Death.

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Section 1. General

1.01. Scope.--These regulations establish general rules for the correction of birth certificates and establish definitions for livebirth and fetal death.

1.02. Authority.--These regulations are issued under authority of West Virginia Code, Chapter 16-1, Article 2, Section 3.

1.03. Effective Date.--These regulations were promulgated on September 19, 1963, and became effective January 1, 1964.

1.04. Filing Date.--These regulations were filed in the Office of the Secretary of State on September 20, 1963.

1.05. Certification.--These regulations were certified authentic by the Secretary of State by certification number \_\_\_\_\_.

Section 2. Correction of Birth Certificate

2.01. Delayed Certificate.--When a request for correction of a birth certificate, filed four or more years after date of birth, is made, the correction will be made only upon presentation of an order of any Circuit Court or any equivalent court of records.

Section 3. Definitions

3.01. Livebirth.--Livebirth is the complete expulsion or extraction from its mother of a product of conception, irrespective of the duration of pregnancy, which after such separation, breathes or shows any other evidence of life such as beating of the heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, whether or not the umbilical cord has been cut or the placenta is attached; each product of such a birth is considered live born.

3.02. Fetal Death.--Fetal death is death prior to the complete expulsion or extraction from its mother of a product of conception, irrespective of the duration of pregnancy; the death is indicated by the fact that after such separation, the fetus does not breathe or show any other evidence of life such as beating of the heart, pulsation of the umbilical cord, or definite movement of voluntary muscles.