

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1912

By: Ford and Kannady

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to public health and safety; amending
10 63 O.S. 2011, Section 1-319, as amended by Section 1,
11 Chapter 63, O.S.L. 2013 (63 O.S. Supp. 2016, Section
12 1-319), which relates to burial permits; amending
13 procedure for certain permits; and providing an
14 effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-319, as
17 amended by Section 1, Chapter 63, O.S.L. 2013 (63 O.S. Supp. 2016,
18 Section 1-319), is amended to read as follows:

19 Section 1-319. A. A burial transit permit issued under the
20 laws of another state which accompanies a dead body or fetus brought
21 into this state shall be authority for final disposition of the body
22 or fetus in this state.

23 B. A disinterment permit ~~for disinterment and reinterment~~ shall
24 be required prior to disinterment of a dead body or fetus except as

1 authorized by regulation or otherwise provided by law. Such permit
2 shall be issued by the State Registrar of Vital Records to a
3 licensed funeral director, embalmer, or other person acting as such,
4 upon proper application.

5 C. Application for a disinterment shall include ~~proof of notice~~
6 ~~to the owner(s) of the interment lot or burial space, if other than~~
7 ~~the applicant~~ the consent of the next of kin. The consent of the
8 next of kin shall be completed by the next of kin in order of
9 priority as established in Section 1158 of Title 21 of the Oklahoma
10 Statutes.

11 D. ~~Application for disinterment shall include proof of notice~~
12 ~~to all surviving adult children of the decedent, if other than the~~
13 ~~applicant~~ If the dead body or fetus is to be disinterred and
14 reinterred in the same cemetery, a disinterment permit is not
15 required.

16 E. If the dead body or fetus is to be disinterred and
17 reinterred in the same cemetery, a notice of disinterment and
18 reinterment shall be completed, signed by the funeral director and
19 the next of kin, and then submitted to the State Registrar of Vital
20 Records at the State Department of Health within five (5) days of
21 such action.

22 F. The forms for the Disinterment Permit and Notice of
23 Disinterment and Reinterment shall be obtained from the State
24 Registrar of Vital Records.

SECTION 2. This act shall become effective November 1, 2017.

COMMITTEE REPORT BY: COMMITTEE ON INSURANCE, dated 03/01/2017 - DO
PASS, As Amended and Coauthored.