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April 10, 2017

ENGROSSED HOUSE  
BILL NO. 1912

By: Ford and Kannady of the  
House

and

Kidd of the Senate

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

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

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

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

B. A disinterment permit ~~for disinterment and reinterment~~ shall 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 HEALTH AND HUMAN SERVICES  
April 10, 2017 - DO PASS