

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1912

By: Kannady

AS INTRODUCED

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 and reinterment of a dead body or fetus ~~except as authorized by regulation or otherwise provided by~~

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

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

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