2019 Regular Session

HOUSE BILL NO. 102

BY REPRESENTATIVES JONES AND MARINO

1   AN ACT

2   To amend and reenact R.S. 8:655(A)(introductory paragraph) and to enact R.S. 8:655(F) and

3   R.S. 37:876(H), relative to the disposition of human remains; to provide for the

4   disposition of the remains of a homicide victim; to prohibit a person responsible for

5   the death of the victim from controlling the disposition of the victim's remains; and

6   to provide for related matters.

7   Be it enacted by the Legislature of Louisiana:

8   Section 1. R.S. 8:655(A)(introductory paragraph) is hereby amended and reenacted

9   and R.S. 8:655(F) is hereby enacted to read as follows:

10   §655. Right of disposing of remains; military personnel; limitation of liability

11   A. ~~Unless~~ Except as provided in Subsection F of this Section, unless other

12   specific directions have been given or the designation of a specific person to control

13   disposition has been made by the decedent in the form of a notarial testament or a

14   written and notarized declaration, the following persons, in the priority listed, have

15   the right to control and authorize the interment of a deceased person, as defined in

16   R.S. 8:1:

17   *   *   *

18   F. No person shall have any right to control the disposition of the remains

19   of a decedent when a warrant or a judicial determination of probable cause for a

20   homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the

21   death of the decedent.

22   Section 2. R.S. 37:876(H) is hereby enacted to read as follows:

23   §876. Authorizing agent; notarial testaments and notarized declarations

24   *   *   *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored
are additions.

1   H. No person shall have any right to control the disposition of the remains

2   of a decedent when a warrant or a judicial determination of probable cause for a

3   homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the

4   death of the decedent.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____