

Regular Session, 2014

HOUSE BILL NO. 449

BY REPRESENTATIVE RITCHIE

CEMETERIES: Provides with respect to disinterment of human remains

1 AN ACT

2 To amend and reenact R.S. 8:659(A)(introductory paragraph), relative to human remains;
3 to provide for the disinterment of human remains; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 8:659(A)(introductory paragraph) is hereby amended and reenacted
6 to read as follows:

7 §659. Permission to move remains

8 A. The remains of a deceased person may be disinterred from a cemetery
9 space or moved from a cemetery space to another cemetery space in the same
10 cemetery or to another cemetery with the consent of the cemetery authority and the
11 written consent of one of the following, in the order named, unless other directions
12 in writing have been given by the decedent:

13 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Ritchie

HB No. 449

Abstract: Allows the disinterment of human remains from a cemetery space.

Present law provides that a deceased person's remains may be moved from one cemetery space to another within the same cemetery or to another cemetery with the consent of the cemetery authority and written consent of one of the following, in ranked order:

- (1) The surviving spouse, if not divorced.
- (2) The surviving adult children of the decedent.
- (3) The surviving parents of the decedent.
- (4) The surviving adult brothers and sisters of the decedent.

Present law provides that a final judgment of the appropriate district court is required if consent cannot be obtained.

Proposed law retains present law.

Proposed law adds that the deceased person's remains may be disinterred from a cemetery space in the same manner as present law.

(Amends R.S. 8:659(A)(intro. para.))