

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 284

By: Bice

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5
6 AS INTRODUCED

7 An Act relating to childbirth; requiring certain
8 hospitals to maintain certain policy; declaring
9 certain rights of parents upon certain conditions;
10 providing method of certain notice; clarifying scope
11 of application of the act; providing for
12 codification; and providing an effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 3129 of Title 63, unless there
16 is created a duplication in numbering, reads as follows:

17 A. Every hospital licensed in this state and categorized as a
18 birthing center as defined in Section 1-701 of Title 63 of Oklahoma
19 Statutes shall maintain a written policy for the disposition of the
20 remains of a child from a stillbirth or fetal death event, as
21 defined pursuant to Section 1-301 of Title 63 of the Oklahoma
22 Statutes, at such hospital. A parent of the child shall have the
23 right to direct the disposition of the remains, except that
24 disposition may be made by the hospital if no direction is given by
25 a parent within fourteen (14) days following the delivery of the

1 remains. The policy and the disposition shall comply with all
2 applicable provisions of state and federal law. Upon the delivery
3 of a child from a stillbirth or a fetal death event, the hospital
4 shall notify at least one (1) parent of the parents' right to direct
5 the disposition of the remains of the child and shall provide at
6 least (1) one parent with a copy of its policy with respect to
7 disposition.

8 B. Except as otherwise provided by law, nothing in this section
9 shall be interpreted to prohibit any hospital from providing
10 additional notification and assistance to the parent of a child
11 delivered as a stillbirth or a fetal death event at the hospital
12 relating to the disposition of the remains of the child.

13 SECTION 2. This act shall become effective November 1, 2019.

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