

HOUSE BILL NO. HB0023

Burial-transit permit amendments.

Sponsored by: Joint Labor, Health & Social Services Interim
Committee

A BILL

for

1 AN ACT relating to public health and safety; amending the
2 requirements for issuance of a burial-transit permit;
3 authorizing the issuance of a temporary burial-transit
4 permit under specified circumstances; amending a
5 definition; amending the requirements for issuance of a
6 permit for disinterment and reinterment; and providing for
7 an effective date.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.** W.S. 35-1-401(a)(viii) and 35-1-420 are
12 amended to read:

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14 **35-1-401. Definitions.**

15

1 (a) As used in this act:

2

3 (viii) "Final disposition" means the burial,
4 interment, cremation, alkaline hydrolysis, full-body
5 donation or other disposition of a dead body or stillbirth;

6

7 **35-1-420. Permits.**

8

9 (a) The funeral ~~director or person acting as such~~
10 service practitioner who ~~first~~ assumes physical custody of
11 a dead body or stillbirth shall obtain a burial-transit
12 permit prior to final disposition. ~~or removal from the~~
13 ~~state of the body or stillbirth and within seventy-two (72)~~
14 ~~hours after death.~~ The burial-transit permit shall be
15 issued by the local registrar or a funeral service
16 practitioner designated as a deputy registrar of the
17 district where the certificate of death or stillbirth was
18 filed in accordance with the requirements of this act. A
19 burial-transit permit issued under the law of another state
20 which accompanies a dead body or stillbirth brought into
21 this state shall be authority for final disposition of the
22 body or stillbirth in this state. Removal from the state of
23 a dead body or stillbirth for final disposition shall only

1 occur after a burial-transit permit has been obtained.
2 Temporary removal from the state of a dead body or
3 stillbirth shall be made pursuant to the issuance of a
4 temporary burial-transit permit as follows:

5
6 (i) A local registrar or a funeral service
7 practitioner designated as a deputy registrar may issue a
8 temporary burial-transit permit for purposes of removal of
9 a dead body or stillbirth from the state for partial body
10 donation, which includes but is not limited to organ, bone
11 and skin donation. The dead body or stillbirth shall be
12 returned to the state after the donation for final
13 disposition and issuance of a burial-transit permit as
14 specified in this section;

15
16 (ii) A county coroner may issue a temporary
17 burial-transit permit for purposes of removal of a dead
18 body from the state for examination. The dead body shall be
19 returned to the state after examination for final
20 disposition and issuance of a burial-transit permit as
21 specified in this section.

22

1 (b) No permit for burial, cremation, ~~removal, or~~
2 ~~other disposition~~ alkaline hydrolysis or full-body donation
3 of a dead body or stillbirth shall be issued by any local
4 registrar or a funeral service practitioner designated as a
5 deputy registrar until a certificate of death or
6 stillbirth, as far as it can be completed under the
7 circumstances of the case, has been electronically filed
8 with ~~him,~~ the state office of vital statistics services and
9 until all the regulations of the administrator of the
10 division of health and medical services in respect to the
11 issuance of such permit have been complied with. No permit
12 shall be issued which would be contrary to the sanitary
13 laws of this state.

14

15 (c) A permit for disinterment and reinterment shall
16 be required prior to disinterment of a dead body or
17 stillbirth except as authorized by regulation or otherwise
18 provided by law. The permit shall be issued by the local
19 registrar or a funeral service practitioner designated as a
20 deputy registrar to a ~~licensed~~ funeral ~~director, embalmer,~~
21 ~~or other person acting as such,~~ service practitioner upon
22 proper application.

23

1 **Section 2.** This act is effective July 1, 2023.

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(END)