Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 2, 2019, the following bill was signed into law:

HB214 HD2 SD1 CD1 RELATING TO DISINTERMENT OF HUMAN BODIES.
ACT 198 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai‘i
A BILL FOR AN ACT

RELATING TO DISINTERMENT OF HUMAN BODIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAI'I:

SECTION 1. Section 338-25.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) No corpse, nor the remains of any dead human body, exclusive of ashes, shall be exposed, disturbed, or removed from its place of burial, nor shall the receptacle, container, or coffin holding the remains or corpse be opened, removed, or disturbed after due interment, except upon written application made to the director of health for a permit therefor and upon the issuance and according to the terms of a permit granted therefor by the director. After any removal or disturbance the grave shall be filled at once and restored to its former condition. A cemetery authority with a current and active license with the department of commerce and consumer affairs may disinter and reinter a corpse or remains within that same cemetery without filing an application for a permit from the department of health if the cemetery authority has written authorization from the majority of the next-of-kin of the person whose corpse or remains is disinterred, as determined by the
priority of succession order required by section 531B-4;

provided that this exception shall not apply to disinterment of

a corpse or remains for transfer off of the cemetery property to

another physical address. The cemetery authority may require a

licensed embalmer to be available during the disinterment in the

event that human remains may be exposed.

For the purposes of this subsection, "cemetery," "cemetery

authority," and "cemetery property" have the same meaning as

provided in section 441-1."

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect on July 1, 2019.
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the
House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of
2019.

Scott K. Saiki
Speaker
House of Representatives

Brian L. Takeshita
Chief Clerk
House of Representatives
THE SENATE OF THE STATE OF HAWAIʻI

Date: April 30, 2019
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawaiʻi, Regular Session of 2019.

President of the Senate

Clerk of the Senate