

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Public Health and Welfare** recommends **HB 2254**, as amended by House Committee, be amended on page 1, in line 25, after the second "and" by inserting "on and after July 1, 2021,"; in line 26, after the period by inserting "On July 1, 2022, and each July 1 thereafter, such amount shall be increased in an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor."; following line 31, by inserting:

"Sec. 2. K.S.A. 65-1762 is hereby amended to read as follows: 65-1762. (a) The licensed crematory operator in charge shall supervise the licensed crematory on a full-time or a part-time basis and perform such other duties relating to the supervision of a licensed crematory as prescribed by the board by rules and regulations. The crematory operator in charge of a licensed crematory ~~must~~ shall hold a Kansas crematory operator's license. Additionally, a crematory operator in charge ~~must~~ shall hold a funeral director's license unless the crematory only receives dead human bodies for cremation through licensed funeral establishments or branch funeral establishments.

(b) Only licensed crematory operators may perform cremation.

(c) No crematory operator or crematory operator in charge shall cremate or cause to be cremated any dead human body until it has received:

(1) A cremation authorization form signed by an authorizing agent. The written authorization shall include:

- (A) The identity of the dead human body and the time and date of death;
 - (B) the name of the funeral director or assistant funeral director and the funeral establishment or branch establishment, or the authorizing agent, that obtained the cremation authorization;
 - (C) notification as to whether the cause of death occurred from a disease declared by the department of health and environment to be infectious, contagious, communicable or dangerous to the public health;
 - (D) the name of the authorizing agent and the relationship between the authorizing agent and the decedent;
 - (E) authorization for the crematory to cremate the dead human body;
 - (F) a representation that the dead human body does not contain a pacemaker or any other material or implant that may be potentially hazardous or cause damage to the cremation chamber or the person performing the cremation;
 - (G) the name of the person authorized to receive the cremated remains from the crematory; and
 - (H) the signature of the authorizing agent, attesting to the accuracy of all representations contained on the cremation authorization form; and
- (2) a completed and executed coroner's permit to cremate, ~~as is provided in~~ if required by K.S.A. 65-2426a, and amendments thereto, indicating that the dead human body is to be cremated.

Sec. 3. K.S.A. 65-2426a is hereby amended to read as follows: 65-2426a. (a)(1) No dead body, ~~as such term is defined in subsection (f) of K.S.A. 65-2401, and amendments thereto,~~ shall be cremated unless a coroner's permit to cremate has been ~~furnished~~ executed to authorize such cremation, if the death or cause of death occurred within the state of Kansas or in a state

where such permit to cremate is required.

(2) A telefacsimile or electronic signed copy of the coroner's permit to cremate ~~which~~ that authorizes the cremation shall constitute legal authorization for such cremation under this section.

(b) The provisions of this section shall be construed as a part of and supplemental to ~~and as a part of~~ the uniform vital statistics act.

(c) Any person who knowingly violates this section, upon conviction, shall be fined not more than \$500.";

Also on page 1, in line 32, before "K.S.A" by inserting "K.S.A. 65-1762, 65-2426a and 65-2429 and"; also in line 32, by striking "is" and inserting "are";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "arrangements" and inserting "preparations"; in line 3, after the semicolon by inserting "relating to preparation of bodies for a funeral or cremation; removing the requirement to provide a permit to cremate in certain circumstances; authorizing electronic permits to cremate;"; also in line 3, after "amending" by inserting "K.S.A. 65-1762 and 65-2426a and"; in line 4, by striking "section" and inserting "sections; also repealing K.S.A. 65-2429"; and the bill be passed as amended.

Chairperson