HOUSE BILL No. 1432

DIGEST OF INTRODUCED BILL

Citations Affected: IC 23-14-57-5.

Synopsis: Disinterment of human remains. Provides that a court may authorize the removal of the remains of a deceased human from a cemetery for certain purposes if the identity of: (1) the owner of the cemetery; or (2) certain individuals from whom consent is required; cannot be determined.

Effective: July 1, 2011.

GiaQuinta

January 18, 2011, read first time and referred to Committee on Judiciary.

C o p y

Introduced

First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

C o p y

HOUSE BILL No. 1432

A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 23-14-57-5, AS AMENDED BY P.L.113-2007, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 5. (a) The remains of a deceased human interred, entombed, or inurned in a plot in a cemetery may be removed from the plot for the purpose of autopsy or reinterment, reentombment, or reinurnment in another cemetery with:

(1) the consent of the owner of the cemetery; and

(2) the written consent of an individual authorized to give consent under section 1(b)(3) of this chapter.

(b) If the ~~consent~~ **identity** of:

(1) the owner of the cemetery; or

(2) a person from whom consent is required under subsection (a)(2);

cannot be ~~obtained,~~ **determined,** the remains of a deceased human can be removed for the purpose of autopsy or reinterment, reentombment, or reinurnment in another cemetery only under a judgment of the circuit or superior court with jurisdiction in the county in which the

1 cemetery is located.

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