

4124

2011-2012 Regular Sessions

I N   S E N A T E

March 21, 2011

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Introduced by Sens. RANZENHOFER, DeFRANCISCO, LARKIN, LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to the disposition of remains

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 2 of section 4201 of the public health law is  
2 amended by adding a new paragraph (e) to read as follows:  
3     (E) NO PERSON WHO: (1) AT THE TIME OF THE DECEDENT'S DEATH, WAS THE  
4 SUBJECT OF AN ORDER OF PROTECTION PROTECTING THE DECEDENT; OR (2) HAS  
5 BEEN ARRESTED OR CHARGED WITH ANY CRIME SET FORTH IN ARTICLE ONE HUNDRED  
6 TWENTY-FIVE OF THE PENAL LAW AS A RESULT OF ANY ACTION CAUSALLY RELATED  
7 TO THE DEATH OF THE DECEDENT SHALL BE DEEMED COMPETENT TO CONTROL THE  
8 DISPOSITION OF A DECEDENT'S REMAINS.  
9     S 2. This act shall take effect immediately.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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