S T A T E O F N E W Y O R K

6153

2009-2010 Regular Sessions

I N S E N A T E

September 2, 2009

Introduced by Sens. RANZENHOFER, DeFRANCISCO, GRIFFO, LARKIN, LAVALLE, LITTLE, MORAHAN, PADAVAN, VOLKER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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:

Section 1. Subdivision 2 of section 4201 of the public health law is amended by adding a new paragraph (e) to read as follows:

(E) NO PERSON WHO: (1) AT THE TIME OF THE DECEDENT'S DEATH, WAS THE SUBJECT OF AN ORDER OF PROTECTION PROTECTING THE DECEDENT; OR (2) HAS BEEN ARRESTED OR CHARGED WITH ANY CRIME SET FORTH IN ARTICLE ONE HUNDRED TWENTY-FIVE OF THE PENAL LAW AS A RESULT OF ANY ACTION CAUSALLY RELATED TO THE DEATH OF THE DECEDENT SHALL BE DEEMED COMPETENT TO CONTROL THE DISPOSITION OF A DECEDENT'S REMAINS.

S 2. This act shall take effect immediately.

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

LBD14604-01-9