

1223

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. BING, SPANO, CASTRO -- Multi-Sponsored by -- M. of A. BOYLAND, COOK, HOOPER, PHEFFER -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to providing for disposition of human remains by the process of alkaline hydrolysis

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

1 Section 1. The public health law is amended by adding a new section  
2 4204 to read as follows:  
3 S 4204. ALKALINE HYDROLYSIS; DISPOSITION OF REMAINS. 1. ALKALINE  
4 HYDROLYSIS MEANS THE REDUCTION OF CADAVERS OR HUMAN REMAINS TO ESSENTIAL  
5 ELEMENTS THROUGH EXPOSURE TO A COMBINATION OF HEAT, PRESSURE AND ALKALI.  
6 2. AN INSTITUTION AUTHORIZED BY ARTICLE FORTY-TWO OR FORTY-THREE OF  
7 THIS CHAPTER TO RECEIVE UNCLAIMED CADAVERS OR ANATOMICAL GIFTS, NOTWITH-  
8 STANDING ANY OTHER PROVISION OF LAW, MAY DISPOSE OF THE CADAVERS OR  
9 DISSECTED REMAINS OF SUCH CADAVERS AFTER THE COMPLETION OF SUCH  
10 RESEARCH, STUDY OR ANATOMICAL INSTRUCTION THEREON BY THE PROCESS OF  
11 ALKALINE HYDROLYSIS; PROVIDED, HOWEVER, THAT THE PROCESS OF ALKALINE  
12 HYDROLYSIS SHALL BE PERFORMED ONLY IN A SYSTEM WHICH THE COMMISSIONER  
13 DETERMINES PROTECTS HEALTH, SAFETY AND THE ENVIRONMENT. ANY BONE SHADOWS  
14 MUST BE DECENTLY BURIED OR HANDLED AS IF THEY WERE CREMAINS.  
15 3. THE COMMISSIONER MAY ADOPT AND AMEND RULES AND REGULATIONS, AS  
16 NEEDED, TO IMPLEMENT THE USE OF ALKALINE HYDROLYSIS IN THE DISPOSITION  
17 OF REMAINS.  
18 S 2. This act shall take effect immediately.

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

LBD00636-01-1