

5945

2015-2016 Regular Sessions

I N S E N A T E

June 12, 2015

Introduced by Sen. HANNON -- 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 licensed funeral directors and undertakers employed by or who have entered into a contract with an institution that receives unclaimed cadavers for educational purposes

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

1 Section 1. The opening paragraph of section 4142-a of the public  
2 health law, as added by a chapter of the laws of 2015 amending the  
3 public health law relating to death, burial and removal permits, as  
4 proposed in legislative bills numbers S.4838 and A.2626-A, is amended to  
5 read as follows:

6 [An] A LICENSED FUNERAL DIRECTOR EMPLOYED BY OR WHO HAS ENTERED INTO A  
7 CONTRACT WITH AN institution authorized by article forty-two or forty-  
8 three of this chapter to receive unclaimed cadavers or anatomical gifts  
9 for educational purposes that elects to file death certificates, shall:

10 S 2. Subdivision 4 of section 4212 of the public health law, as added  
11 by a chapter of the laws of 2015 amending the public health law relating  
12 to death, burial and removal permits, as proposed in legislative bills  
13 numbers S.4838 and A.2626-A, is amended to read as follows:

14 4. Notwithstanding any other provision of law, A LICENSED FUNERAL  
15 DIRECTOR OR UNDERTAKER EMPLOYED BY OR WHO HAS ENTERED INTO A CONTRACT  
16 WITH an institution authorized by section forty-two hundred eleven of  
17 this title may file certificates and permits pursuant to sections  
18 forty-one hundred forty-two, forty-one hundred forty-four and forty-one  
19 hundred forty-five of this chapter ON BEHALF OF SUCH AUTHORIZED INSTITU-  
20 TION for any unclaimed cadavers received for educational purposes. The  
21 institution shall ensure the individuals filing permits or transporting  
22 cadavers have the necessary education and training.

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

LBD11649-01-5

1 S 3. Section 4302-a of the public health law, as added by a chapter of  
2 the laws of 2015 amending the public health law relating to death, buri-  
3 al and removal permits, as proposed in legislative bills numbers S.4838  
4 and A.2626-A, is amended to read as follows:

5 S 4302-a. Using anatomical gifts for education. Notwithstanding any  
6 other provision of law, A LICENSED FUNERAL DIRECTOR OR UNDERTAKER  
7 EMPLOYED BY OR WHO HAS ENTERED INTO A CONTRACT WITH an accredited  
8 medical school or dental school, college or university, bank or storage  
9 facility for education, research, advancement of medical or dental  
10 science, therapy or transplant authorized to receive anatomical  
11 donations may file certificates and permits pursuant to sections forty-  
12 one hundred forty-two, forty-one hundred forty-four and forty-one  
13 hundred forty-five of this chapter ON BEHALF OF SUCH AUTHORIZED INSTITU-  
14 TION for donations made directly to such institution. The institution  
15 shall ensure the individuals filing permits or transporting cadavers  
16 have the necessary education and training.

17 S 4. This act shall take effect on the same date and in the same  
18 manner as a chapter of the laws of 2015 amending the public health law  
19 relating to death, burial and removal permits, as proposed in legisla-  
20 tive bills numbers S.4838 and A.2626-A, takes effect.