

840--A

2015-2016 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2015

Introduced by Sen. ROBACH -- read twice and ordered printed, and when printed to be committed to the Committee on Mental Health and Developmental Disabilities -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the mental hygiene law, in relation to patients interred at state mental health hospital cemeteries

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

1 Section 1. Section 7.09 of the mental hygiene law is amended by  
2 adding a new subdivision (k) to read as follows:  
3 (K) NOTWITHSTANDING ANY OTHER LAW, RULE OR REGULATION, ON REQUEST BY A  
4 REPRESENTATIVE OF A CEMETERY ORGANIZATION OR FUNERAL ESTABLISHMENT, THE  
5 COMMISSIONER AND DIRECTORS OF OFFICE FACILITIES SHALL RELEASE TO THE  
6 REPRESENTATIVE THE NAME, DATE OF BIRTH, OR DATE OF DEATH OF A PERSON WHO  
7 WAS A PATIENT AT THE FACILITY WHEN THE PERSON DIED, UNLESS THE PERSON OR  
8 THE PERSON'S GUARDIAN PROVIDED WRITTEN INSTRUCTIONS TO THE FACILITY NOT  
9 TO RELEASE SUCH PERSON'S NAME OR DATES OF BIRTH AND DEATH. A REPRESENTATIVE  
10 OF A CEMETERY ORGANIZATION OR A FUNERAL ESTABLISHMENT MAY USE A  
11 NAME OR DATE RELEASED UNDER THIS SUBDIVISION ONLY FOR THE PURPOSE OF  
12 INSCRIBING THE NAME OR DATE ON A GRAVE MARKER.  
13 S 2. This act shall take effect on the one hundred twentieth day after  
14 it shall have become a law. Effective immediately, the addition, amend-  
15 ment and/or repeal of any rule or regulation necessary for the implemen-  
16 tation of this act on its effective date is authorized to be made on or  
17 before such date.

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

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