

ACT No. 4

2019 Regular Session

HOUSE BILL NO. 102

BY REPRESENTATIVES JONES AND MARINO

1 AN ACT

2 To amend and reenact R.S. 8:655(A)(introductory paragraph) and to enact R.S. 8:655(F) and
3 R.S. 37:876(H), relative to the disposition of human remains; to provide for the
4 disposition of the remains of a homicide victim; to prohibit a person responsible for
5 the death of the victim from controlling the disposition of the victim's remains; and
6 to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 8:655(A)(introductory paragraph) is hereby amended and reenacted
9 and R.S. 8:655(F) is hereby enacted to read as follows:

10 §655. Right of disposing of remains; military personnel; limitation of liability

11 A. ~~Unless~~ Except as provided in Subsection F of this Section, unless other
12 specific directions have been given or the designation of a specific person to control
13 disposition has been made by the decedent in the form of a notarial testament or a
14 written and notarized declaration, the following persons, in the priority listed, have
15 the right to control and authorize the interment of a deceased person, as defined in
16 R.S. 8:1:

17 * * *

18 F. No person shall have any right to control the disposition of the remains
19 of a decedent when a warrant or a judicial determination of probable cause for a
20 homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the
21 death of the decedent.

22 Section 2. R.S. 37:876(H) is hereby enacted to read as follows:

23 §876. Authorizing agent; notarial testaments and notarized declarations

24 * * *

1 H. No person shall have any right to control the disposition of the remains
2 of a decedent when a warrant or a judicial determination of probable cause for a
3 homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the
4 death of the decedent.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____