
DIGEST

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HB 827 Original

2020 Regular Session

Riser

Abstract: Provides relative to the qualifications for a funeral director license and an embalmer and funeral director license.

Present law provides for certain minimum qualifications for licensure as a funeral director and an embalmer and funeral director.

Proposed law retains present law but changes the internship requirement for a funeral director license and an embalmer and funeral director license to serve an in-state internship from at least 9 months, or 39 weeks and not more than 24 months, or 104 weeks to at least 9 months, or 39 weeks and not more than 48 months, or 208 weeks.

Present law (R.S. 8:655) provides a list of persons, in order of priority, who have the right to determine the disposition of human remains.

Present law (R.S. 37:876) provides the following list of persons, in order of priority, who have the right to serve as an authorizing agent for cremation:

- (1) The person designated to control disposition by the decedent in the form of a notarial statement or a written and notarized declaration.
- (2) The surviving spouse, if no petition for divorce has been filed by either spouse prior to the death of the decedent spouse.
- (3) A majority of the surviving adult children of the decedent.
- (4) A majority of the surviving adult grandchildren of the decedent.
- (5) The surviving parents of the decedent.
- (6) A majority of the surviving adult brothers and sisters of the decedent.
- (7) A majority of the adult persons respectively in the next degrees of kin as established in present law (C.C. Art. 880 et seq).

Present law provides that persons listed in present law (R.S. 8:655) have the right to arrange funeral goods and services with a funeral director or funeral establishment.

Proposed law retains present law and adds that persons listed in present law (R.S. 37:876) have the right to arrange funeral goods and services with a funeral director or funeral establishment.

Proposed law provides that there shall be no liability for a funeral director, funeral establishment, or any respective employees for permitting any interested person to view human remains in the care of the funeral director or funeral establishment.

(Amends R.S. 37:842(A)(intro. para.) and (5) and (B)(4) and 855)