
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Gisclair

HB No. 461

Abstract: Provides procedures and requirements relative to the identification and disposition of unclaimed cremated human remains by funeral directors and the Dept. of Veterans Affairs.

Proposed law requires a funeral director to provide the names and any other identifying information to the Dept. of Veterans Affairs for any cremated human remains that have not been identified or claimed within 90 days of cremation for determination by the department whether the cremated human remains are those of a veteran.

Proposed law exempts the identifying information that is submitted to the department from disclosure requirements provided for in present law relative to the public records.

Proposed law requires the department to notify the funeral director, within 30 days of receiving the information from the funeral director, whether the cremated human remains are those of a veteran and whether the veteran is eligible for burial in a veterans cemetery, effective July 1, 2014. Proposed law further authorizes the funeral director to transfer the unclaimed cremated human remains to a veterans cemetery identified by the department for transfer.

Proposed law prohibits the disposition of unclaimed cremated human remains by a funeral director until the department has been notified and a determination has been made whether the cremated human remains are a veteran eligible for burial.

Proposed law prohibits a funeral director who transfers the cremated human remains of a veteran to a veterans cemetery for disposition in accordance with the provisions of proposed law from civil negligence, absent bad faith or malicious intent.

(Adds R.S. 29:284)