



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 5, 2008

Mr. President:

The Health and Human Services Committee reports a favorable recommendation on **S.B. 175, DEATH CERTIFICATE PROCEDURE AMENDMENTS**, by Senator J. Greiner, with the following amendments:

1. *Page 1, Line 27 through Page 2, Line 28:*

27 AMENDS:

28 26-2-13, as last amended by Laws of Utah 2007, Chapter 32

= **26-2-16, as last amended by Laws of Utah 2006, Chapter 56**

2. *Page 4, Line 107:*

107 (ii) identify the court and date of the order.

Section 2. Section 26-2-16 is amended to read:

26-2-16. Certificate of death -- Duties of a custodial funeral service director or agent -- Medical certification -- Records of funeral service director -- Information filed with local registrar -- Unlawful signing of certificate of death.

(1) The custodial funeral service director shall sign the certificate of death prior to any disposition of a dead body or dead fetus.

(2) The custodial funeral service director or an agent of the custodial funeral service director shall:

(a) obtain personal and statistical information regarding the decedent from the available persons best qualified to provide the information;

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(b) present the certificate of death to the attending physician, if any, or to the medical examiner who shall certify the cause of death and other information required on the certificate of death;

(c) provide the address of the custodial funeral service director; **and**

(d) certify the date and place of burial {~~;~~**and**

~~—(e) file the certificate of death with the state or local registrar} .~~

(3) A funeral service director, embalmer, or other person who removes from the place of death or transports or is in charge of final disposal of a dead body or dead fetus, shall keep a record identifying the dead body or dead fetus, and containing information pertaining to receipt, removal, and delivery of the dead body or dead fetus as prescribed by department rule.

(4) (a) Not later than the tenth day of each month, every licensed funeral service establishment shall send to the local registrar and the department a list of the information required in Subsection (3) for each casket furnished and for funerals performed when no casket was furnished, during the preceding month.

(b) The list described in Subsection (4)(a) shall be in the form prescribed by the state registrar.

(5) Any person who intentionally signs the portion of a certificate of death that is required to be signed by a funeral service director under Subsection (1) is guilty of a class B misdemeanor, unless the person:

(a) is a funeral service director; and

(b) is employed by a licensed funeral establishment.

Renumber remaining sections accordingly.

Respectfully,

D. Chris Buttars
Committee Chair

Voting: 4-0-1

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