



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

July 2, 2019

**GOV. MSG. NO. 1300**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Thirtieth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirtieth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 2, 2019, the following bill was signed into law:

HB214 HD2 SD1 CD1

RELATING TO DISINTERMENT OF HUMAN  
BODIES.  
**ACT 198 (19)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

---

---

# A BILL FOR AN ACT

RELATING TO DISINTERMENT OF HUMAN BODIES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 338-25.5, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) No corpse, nor the remains of any dead human body,  
4 exclusive of ashes, shall be exposed, disturbed, or removed from  
5 its place of burial, nor shall the receptacle, container, or  
6 coffin holding the remains or corpse be opened, removed, or  
7 disturbed after due interment, except upon written application  
8 made to the director of health for a permit therefor and upon  
9 the issuance and according to the terms of a permit granted  
10 therefor by the director. After any removal or disturbance the  
11 grave shall be filled at once and restored to its former  
12 condition. A cemetery authority with a current and active  
13 license with the department of commerce and consumer affairs may  
14 disinter and reinter a corpse or remains within that same  
15 cemetery without filing an application for a permit from the  
16 department of health if the cemetery authority has written  
17 authorization from the majority of the next-of-kin of the person  
18 whose corpse or remains is disinterred, as determined by the



1 priority of succession order required by section 531B-4;  
 2 provided that this exception shall not apply to disinterment of  
 3 a corpse or remains for transfer off of the cemetery property to  
 4 another physical address. The cemetery authority may require a  
 5 licensed embalmer to be available during the disinterment in the  
 6 event that human remains may be exposed.

7 For the purposes of this subsection, "cemetery," "cemetery  
 8 authority," and "cemetery property" have the same meaning as  
 9 provided in section 441-1."

10 SECTION 2. New statutory material is underscored.

11 SECTION 3. This Act shall take effect on July 1, 2019.

APPROVED this 02 day of JUL , 2019



GOVERNOR OF THE STATE OF HAWAII



HB No. 214, HD 2, SD 1, CD 1

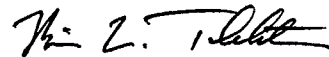
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki  
Speaker  
House of Representatives

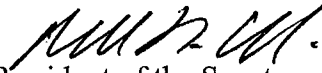


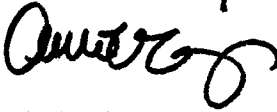
Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAI'I**

Date: April 30, 2019  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the  
Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.

  
President of the Senate

  
Clerk of the Senate