STAND. COM. REP. NO. 424

Honolulu, Hawaii Februam 14, 2019

RE: H.B. No. 214 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2019 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 214 entitled:

"A BILL FOR AN ACT RELATING TO DISINTERMENT OF HUMAN BODIES," begs leave to report as follows:

The purpose of this measure is to allow private cemeteries in good standing with the Department of Commerce and Consumer Affairs to disinter and reinter human bodies within the same cemetery without filing an application for a permit with the Department of Health.

The Hawaii Funeral & Cemetery Association, Mililani Memorial Park & Mortuary, Hawaiian Memorial Life Plan, Ltd., Ballard Family Mortuary, Ballard Family Moanalua Mortuary, Valley Isle Memorial Park, Norman's Mortuary, Borthwick Kauai Mortuary, Dodo Mortuary, Inc., Diamond Head Memorial Park, and two individuals testified in support of this measure. The Department of Health testified in opposition to this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

(1) Permitting, rather than requiring, a licensed embalmer to be available during the disinterment; and

(2) Changing the effective date to July 1, 2050, to promote further discussion.

Should your Committee on Consumer Protection & Commerce deliberate further on this measure, your Committee on Health respectfully requests that the Department of Health work with members of the mortuary industry to develop language that addresses issues raised in testimony.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 214, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 214, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committee on Health,

JOHN M. MIZUNO, Chai:

State of Hawaii
House of Representatives
The THIRTIETH Legislature

HOUSE OF HAWAII

Record of Votes of the Committee on Health

Bill/Resolution No.: HB 214	Committee Referral:	Date: 2/12/19		
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. MIZUNO, John M. (C)	V			
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2. KOBAYASHI, Bertrand (VC)				
3. BELATTI, Della Au				
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4. NAKAMURA, Nadine K.				
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5. SAN BUENAVENTURA, Joy A.		BUSINESS STREET		Managara III II ka maa waxaa
6. SAY, Calvin K.Y.		Market Control	BEAT STATE	
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7. TOKIOKA, James Kunane				A STATE OF THE STA
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8. WARD, Gene			CONTRACTOR OF STREET	
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TOTAL (8)	7			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				