

STAND. COM. REP. NO.

1198

Honolulu, Hawaii

MAR 01 , 2019

RE: H.B. No. 214  
H.D. 2

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

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 214, H.D. 1, 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 corpses or remains within the same cemetery without filing an application for a permit with the Department of Health.

The Hawaii Funeral & Cemetery Association testified in support of this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the cemetery authority must have a current and active license with the Department of Commerce and Consumer Affairs, rather than be in good standing;
- (2) Clarifying that the next-of-kin from whom a cemetery authority must obtain authorization be consistent with the next-of-kin who have the right to control the



disposition of the remains in the absence of any directions; and

- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 214, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 214, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



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ROY M. TAKUMI, Chair



**Record of Votes of the Committee on Consumer Protection & Commerce**

<b>Bill/Resolution No.:</b> HB 214, HDI	<b>Committee Referral:</b> HLT, CPC	<b>Date:</b> 2/20/19		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKUMI, Roy M. (C)	✓			
2. ICHIYAMA, Linda (VC)	✓			
3. AQUINO, Henry J.C.	✓			
4. BELATTI, Della Au	✓			
5. CABANILLA ARAKAWA, Rida				✓
6. CACHOLA, Romy M.	✓			
7. HAR, Sharon E.	✓			
8. KONG, Sam Satoru	✓			
9. MIZUNO, John M.				✓
10. ONISHI, Richard H.K.	✓			
11. MATSUMOTO, Lauren	✓			
<b>TOTAL (11)</b>	9	0	0	2
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				