

Honolulu, Hawaii

FEB 05 , 2020

RE: H.B. No. 2340
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 2340
entitled:

"A BILL FOR AN ACT RELATING TO DEAD BODIES,"

begs leave to report as follows:

The purpose of this measure is to clarify prohibited actions
related to anatomical gifts and disposition of bodies.

Your Committee has received testimony in support of this
measure from the Department of Health and one individual.

Your Committee finds that this measure will protect
vulnerable donors and their loved ones from making anatomical
gifts to people or entities other than recipients who are capable
of handling bodies with care and respect for legitimate medical or
research purposes. Your Committee also finds that this measure
will prevent body donations to people or entities who may not take
the necessary steps to create a death certificate and obtain a
disposition permit for the body.

Your Committee has amended this measure by:

- (1) Specifying that the offense of abuse of a corpse, which
occurs upon the disposal of a dead human body without a
disposition permit, only applies to entities to whom



body parts are entrusted, rather than persons, as that term is defined under the Hawaii Penal Code;

- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that this measure is necessary to maintain the dignity of deceased persons by creating tougher safeguards to whom the deceased persons may make anatomical gifts. Should your Committee on Consumer Protection and Commerce consider this measure, your Committee requests that the Department of Health collaborate with your Committee on Consumer Protection and Commerce to address any outstanding concerns with this measure.

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. 2340, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2340, 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, Chair



