

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2231
95TH GENERAL ASSEMBLY

5221L.02T

2010

AN ACT

To repeal section 194.350, RSMo, and to enact in lieu thereof one new section relating to cremation of human remains.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 194.350, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 194.350, to read as follows:

194.350. A licensed funeral establishment which cremates, or contracts for the cremation of, a dead human body, whether the cremation occurs before or after August 28, 1989, may dispose of the cremated remains by:

(1) **Disposing the remains in accordance with the cremation contract, except if otherwise prohibited by law;**

(2) Delivering the remains to or as directed by another licensed funeral establishment which contracted for the cremation;

~~(2)~~ (3) Delivering the remains to or as directed by the person who contracted for the cremation; or

~~(3)~~ (4) If not delivered pursuant to subdivision [(1) or] (2) **or (3)** of this section, by scattering, **burying**, or interring the unclaimed cremated remains in a scatter garden or pond, columbarium or other place formally dedicated for [the burial of dead human bodies] **such purpose or by delivering the remains to any person listed in section 194.119**, provided, at least ninety days prior to such [scattering or interment] **action** the funeral establishment shall send a written notice by [certified mail, return receipt requested, to the licensed funeral establishment or person who] **mail, with confirmation of delivery, to the last known address**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **of the person or establishment that** contracted for the cremation stating that the remains will
18 be scattered or interred under this subdivision unless the notified establishment or person, or
19 other person authorized by the notified establishment or person, claims and removes the remains
20 prior to the end of such ninety-day period[, and provided further, if such mailed notice cannot
21 be delivered, at least thirty days prior to such scattering or interment the funeral establishment
22 shall publish a notice once in a newspaper in general circulation in the county in which the
23 funeral establishment is located stating that the remains will be scattered or interred under this
24 subdivision unless the licensed funeral establishment or person who contracted for the cremation,
25 or other person authorized by the contracting establishment or person, claims and removes the
26 remains prior to the end of such thirty-day period].

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