

1 S.188

2 Introduced by Senator White

3 Referred to Committee on

4 Date:

5 Subject: Health; deaths, burials, autopsies; exhuming remains; notice

6 Statement of purpose of bill as introduced: This bill proposes to strengthen the  
7 notice requirements an applicant must follow before exhuming human remains.

8 An act relating to notice requirements for exhuming human remains

9 It is hereby enacted by the General Assembly of the State of Vermont:

10 Sec. 1. 18 V.S.A. § 5212 is amended to read:

11 § 5212. PERMIT TO REMOVE DEAD BODIES; NOTICE

12 \* \* \*

13 (b) An applicant for a removal permit shall publish notice of his or her  
14 intent to remove the remains. This notice shall be published for two successive  
15 weeks in a newspaper of general circulation in the municipality in which the  
16 body is interred or entombed. The notice shall include a statement that the  
17 spouse, child, parent, sibling, or descendant of the deceased, or that the  
18 ~~cemetery commissioner~~ Cemetery Commissioner, or other municipal authority  
19 responsible for cemeteries in the municipality may object to the proposed  
20 removal by filing a complaint in the ~~probate division of the superior court~~

1 Probate Division of the Superior Court of the district in which the body is  
2 located as provided in section 5212a of this title. In addition to the published  
3 notice, an applicant for a removal permit shall attempt to notify directly any  
4 spouse, child, parent, sibling, or descendant of the deceased of both the  
5 applicant's intent to exhume the remains and of the family members' right to  
6 object to the proposed removal as provided in 5212a of this title.

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Sec. 2. EFFECTIVE DATE

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This act shall take effect on July 1, 2014.