

SENATE BILL 408

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0lr2106

By: **Senators Peters, Astle, Colburn, Garagiola, Klausmeier, Pugh, Raskin, Robey, Rosapepe, Simonaire, Stone, ~~and Zirkin~~ Zirkin, Middleton, Della, Exum, Glassman, Kelley, Kittleman, and Pipkin**

Introduced and read first time: January 29, 2010

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 23, 2010

CHAPTER _____

1 AN ACT concerning

2 **Public Health – Disposition of Remains – Armed Forces Members**

3 FOR the purpose of authorizing a certain person designated on a certain form to
4 arrange for the final disposition of the body of a member of the United States
5 armed forces under certain circumstances; and generally relating to the
6 disposition of the remains of United States armed forces members.

7 BY repealing and reenacting, with amendments,
8 Article – Health – General
9 Section 5–509(a)
10 Annotated Code of Maryland
11 (2009 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Health – General**

15 5–509.

16 (a) **(1)** Any individual who is 18 years of age or older may decide the
17 disposition of the individual's own body after that individual's death without the
18 predeath or post-death consent of another person by executing a document that

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 expresses the individual's wishes regarding disposition of the body or by entering into
2 a pre-need contract.

3 **(2) THE PERSON DESIGNATED ON A UNITED STATES**
4 **DEPARTMENT OF DEFENSE RECORD OF EMERGENCY DATA (DD FORM 93), OR**
5 **ITS SUCCESSOR FORM, AS THE PERSON AUTHORIZED TO DIRECT DISPOSITION**
6 **MAY ARRANGE FOR THE FINAL DISPOSITION OF THE BODY OF A DECEDENT,**
7 **INCLUDING BY CREMATION UNDER § 5-502 OF THIS SUBTITLE, IF THE**
8 **DECEDENT:**

9 **(I) DIED WHILE SERVING IN THE UNITED STATES ARMED**
10 **FORCES; AND**

11 **(II) EXECUTED THE UNITED STATES DEPARTMENT OF**
12 **DEFENSE RECORD OF EMERGENCY DATA (DD FORM 93), OR ITS SUCCESSOR**
13 **FORM.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.