

SB0548/116289/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 548
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “date;” insert “altering the circumstances under which a body of a decedent may be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the Board, or permitted by the Office of Cemetery Oversight;”; in line 11, after “Services” insert “and certain committees of the General Assembly”; strike beginning with the first “and” in line 13 down through “states” in line 14; and after line 15, insert:

“BY repealing and reenacting, with amendments,

Article - Health - General

Section 5-513(g)

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

“Article – Health – General

5–513.

(g) (1) Except as provided in paragraph (2) of this subsection, while the body of a decedent is in the custody of a funeral establishment or crematory in the State, the body may not be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the State Board of Morticians and Funeral Directors, or permitted by the Office of Cemetery Oversight.

(Over)

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(2) The body of a decedent may be transported for preparation or storage to a facility that is not within the jurisdiction of the State, licensed by the State Board of Morticians and Funeral Directors, or permitted by the Office of Cemetery Oversight if:

(i) [The facility has entered into a written agreement with the State Board of Morticians and Funeral Directors or the Office of Cemetery Oversight to allow the State to make unannounced inspections of the facility; and

(ii) The person authorized to arrange for the final disposition of the body under § 5–509 of this subtitle:

1. Has given written permission for the body to be transported to the facility; or

2. A. Has given oral permission for the body to be transported to the facility; and

B. Within 36 hours after giving oral permission, provides written verification of the oral permission; AND

(II) THE PERMISSION REQUIRED UNDER ITEM (I) OF THIS PARAGRAPH IS GIVEN TO THE FUNERAL HOME OR CREMATORY IN THE STATE THAT HAS CUSTODY OF THE BODY BEFORE THE BODY IS TRANSPORTED.”;

AMENDMENT NO. 3

On page 2, in line 9, strike “**2028**” and substitute “**2023**”; and in line 16, strike “**2026**” and substitute “**2021**”.

AMENDMENT NO. 4

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On page 2, strike in their entirety lines 17 through 24, inclusive; in line 25, strike “3.” and substitute “2.”; and in line 33, after “Services” insert “and, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee”.

On page 3, after line 7, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before January 1, 2019, the State Board of Morticians shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on Board efforts to:

(1) work with the Department of Health and Mental Hygiene to facilitate Board record keeping and improve the Board’s Web site;

(2) work to improve the negative perception of the Board by some licensees; and

(3) further enhance communications with the industry.”;

in lines 15 and 16, strike “: (i)”; and strike beginning with the semicolon in line 16 down through “industry” in line 21.