

**Enrolled**  
**Senate Bill 32**

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Children's Health Care for Oregon State Hospital Memorial Work Group)

CHAPTER .....

AN ACT

Relating to disclosure of information regarding cremated remains; amending ORS 409.742; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 409.742 is amended to read:

409.742. (1) Notwithstanding any other provision of law, the Department of Human Services *[may disclose, for the following purposes,]* **shall disclose to the general public** the name and the dates of birth and death of a person, *[if known,]* whose cremated remains are in the possession of the department **for the purpose of:**

*[(1) Interment of the cremated remains; or]*

*[(2) Creation of a memorial to those persons whose cremated remains are not claimed or interred.]*

**(a) Giving a family member of the person an opportunity to claim the cremated remains; and**

**(b) Creating a memorial for those persons whose cremated remains are not claimed.**

**(2) If an individual contacts the department to determine whether the department is in possession of the cremated remains of a family member of the individual and the department determines that the department is in possession of the cremated remains, the department shall disclose to the individual that the department is in possession of the cremated remains and offer the individual the opportunity to claim the remains.**

**(3) As used in this section, "family member" means any individual related by blood, marriage or adoption to a person whose cremated remains are in the possession of the department.**

**SECTION 2.** This 2007 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect on its passage.

**Passed by Senate February 7, 2007**

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Secretary of Senate

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President of Senate

**Passed by House March 21, 2007**

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Speaker of House

**Received by Governor:**

.....M,....., 2007

**Approved:**

.....M,....., 2007

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2007

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Secretary of State