

House Bill 4073

Sponsored by Representatives SPRENGER, POWER; Representative OLSON (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Permits State Mortuary and Cemetery Board to grant temporary operating permit for cemetery without operating license to perform interment.

Sunset January 2, 2020.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to cemeteries; and declaring an emergency.

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

4 **SECTION 1. (1) The State Mortuary and Cemetery Board may grant a temporary oper-**
5 **ating permit for a cemetery that does not hold a valid license to operate for the purpose of**
6 **performing an interment. The board may grant the temporary operating permit to a person**
7 **that holds a license, certificate of authority or registration issued by the board, or to a**
8 **person who works in the cemetery industry and who the board determines is qualified.**

9 (2) The board may grant the temporary operating permit described in subsection (1) of
10 this section only if a death that necessitates interment has occurred and there is an existing
11 prearrangement sales contract, as defined in ORS 97.923, to which the cemetery is a party.

12 (3) The board shall adopt rules regarding temporary operating permits. The rules adopted
13 under this subsection must require:

14 (a) That the person granted the temporary operating permit maintain records; and

15 (b) That the plot location stated in the existing prearrangement sales contract is verified
16 before the interment.

17 (4) The board may not charge a fee for a temporary operating permit.

18 **SECTION 2. Section 1 of this 2018 Act is repealed on January 2, 2020.**

19 **SECTION 3. This 2018 Act being necessary for the immediate preservation of the public**
20 **peace, health and safety, an emergency is declared to exist, and this 2018 Act takes effect**
21 **on its passage.**

22

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.