
SUBSTITUTE HOUSE BILL 2328

State of Washington

52nd Legislature

1992 Regular Session

By House Committee on Financial Institutions & Insurance (originally sponsored by Representatives Winsley and Silver)

Read first time 02/05/92.

1 AN ACT Relating to the right of a person to control the disposition
2 of the person's remains; and amending RCW 68.50.180.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 68.50.180 and 1979 c 21 s 14 are each amended to read
5 as follows:

6 The cemetery authority may inter or cremate any remains upon the
7 receipt of a written authorization of a person representing himself to
8 be a person who has acquired the right to control the disposition of
9 the remains. A cemetery authority is not liable for interring or
10 cremating pursuant to such authorization, unless it has actual notice
11 that such representation is untrue.

12 In the event the state of Washington or any of its agencies provide
13 the funds for the disposition of any remains and the state or its
14 agency elects to provide the funds for cremation only, the ((cemetery

1 authority)) crematory shall not be criminally or civilly liable for
2 cremating the remains.

3 If the provisions of RCW 68.50.160 do not apply, a crematory
4 licensed under the provisions of RCW 68.05.175 or 18.39.217 shall have
5 the right to rely on a personal representative of the decedent or the
6 decedent's estate to execute an authority to cremate, and the crematory
7 shall not be criminally or civilly liable for cremating the remains.