

WEST VIRGINIA LEGISLATURE

2022 REGULAR SESSION

Introduced

House Bill 4559

BY DELEGATES HANSHAW (MR. SPEAKER), STEELE, AND

LOVEJOY

[Introduced February 07, 2022; Referred to the
Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §61-12-16, relating to the Office of the Chief Medical Examiner, providing for
 3 the final disposition of unidentified and unclaimed remains in the possession of the Office
 4 of the Chief Medical Examiner pursuant to legislative rule, and providing for emergency
 5 legislative rulemaking allowing for the final disposition of unidentified and unclaimed
 6 remains.

Be it enacted by the Legislature of West Virginia:

ARTICLE 12. POSTMORTEM EXAMINATIONS.

§61-12-16. Disposition of unidentified or unclaimed remains pursuant to legislative rule.

1 The Office of the Chief Medical Examiner shall propose rules for legislative approval in
 2 accordance with the provisions of §29A-3-1 et seq. of this code which provide for the disposition
 3 of unidentified or unclaimed remains in the possession of the Office of the Chief Medical
 4 Examiner.

5 Further, the Office of the Chief Medical Examiner shall promulgate emergency rules
 6 pursuant to §29A-3-15 of this code providing for the disposition of unidentified or unclaimed
 7 remains in their possession.

NOTE: The purpose of this bill is to provide for legislative rulemaking relating to the disposition of unidentified and unclaimed remains in the possession of the Chief Medical Examiner.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.