

H. B. No. 459
As Introduced

_____ moved to amend as follows:

- In line 1 of the title, after "2901.13" insert ", 2927.01" 1
- In line 5 of the title, delete "and" and insert "," 2
- In line 6 of the title, after "limitations" insert ", and to modify 3
the offense of abuse of a corpse" 4
- In line 7, after "2901.13" insert ", 2927.01" 5
- In line 327, after "(A)" insert "As used in this section:" 6
- (1) "Spontaneous miscarriage" has the same meaning as in 7
section 2919.19 of the Revised Code. 8
- (2) "Stillbirth" has the same meaning as in section 9
5180.12 of the Revised Code. 10
- (B)" 11
- In line 334, delete "(B)" and insert "(C) This section does not 12
apply to any of the following:" 13
- (1) A woman who experiences a spontaneous miscarriage or 14
stillbirth and moves or removes the human remains related to 15



that spontaneous miscarriage or stillbirth; 16

(2) A person who has been granted authority by a woman who 17
experiences a spontaneous miscarriage or stillbirth to move or 18
remove the human remains related to the woman's spontaneous 19
miscarriage or stillbirth; 20

(3) A health care professional who moves or removes the 21
human remains related to a woman's spontaneous miscarriage or 22
stillbirth while providing health care, within the 23
professional's scope of practice, to the woman for the woman's 24
spontaneous miscarriage or stillbirth. 25

(D) " 26

After line 337, insert: 27

"Sec. 2927.01. (A) As used in this section: 28

(1) "Spontaneous miscarriage" has the same meaning as in 29
section 2919.19 of the Revised Code. 30

(2) "Stillbirth" has the same meaning as in section 31
5180.12 of the Revised Code. 32

(B) No person, except as authorized by law, shall treat a 33
human corpse in a way that the person knows would outrage 34
reasonable family sensibilities. 35

~~(B)~~ (C) No person, except as authorized by law, shall treat 36
a human corpse in a way that would outrage reasonable community 37
sensibilities. 38

~~(C)~~ (D) This section does not apply to any of the 39
following: 40

(1) A woman who experiences a spontaneous miscarriage or 41
stillbirth; 42

(2) A person who has been granted authority by a woman who experiences a spontaneous miscarriage or stillbirth to move or remove the human corpse; 43
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(3) A health care professional who is providing health care, within the professional's scope of practice, to a woman who experiences a spontaneous miscarriage or stillbirth. 46
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(E) Whoever violates division ~~(A)~~(B) of this section is guilty of abuse of a corpse, a misdemeanor of the second degree. Whoever violates division ~~(B)~~(C) of this section is guilty of gross abuse of a corpse, a felony of the fifth degree." 49
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In line 1360, after "2901.13" insert ", 2927.01" 53

The motion was _____ agreed to.

SYNOPSIS 54

Exception for spontaneous miscarriage or stillbirth 55

R.C. 2921.322 and 2927.01 56

For the offenses of "moving or removing human remains" and "abuse of a corpse," provides an exception to the offense for all of the following: 57
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- A woman who experiences a spontaneous miscarriage or stillbirth. 60
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- A person who has been granted authority by a woman who experiences a spontaneous miscarriage or stillbirth to move or remove the human remains or corpse. 62
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- A health care professional while providing health care, 65

within the professional's scope of practice, to the woman for
the woman's spontaneous miscarriage or stillbirth.

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