

March 27, 2003

**S 550. CREMATORY ACT CHANGES.** *TO IMPROVE AND STRENGTHEN CREMATION LAW IN NORTH CAROLINA AND TO IMPROVE AND MAKE TECHNICAL CORRECTIONS TO THE FUNERAL LAW.* Changes name of NC Board of Mortuary Science to NC Board of Funeral Service. Rewrites provisions of GS Ch. 90, Art. 13C, governing licensing and inspection of crematories, authority to give consent for cremation of human remains, preneed cremation arrangements, cremation procedures, disposition of cremated remains, etc. Makes additional amendments regarding Board of Funeral Service, funeral service practice, and related matters. Effective Oct. 1, 2003.

**Intro. by Hagan.**

Ref. to Commerce	GS 90, 143B
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June 10, 2003

**S 550. CREMATORY ACT CHANGES.** Intro. 3/27/03. Senate committee substitute adopted 6/9/03 makes the following changes to 1st edition. (1) Amends proposed GS 90-210.41(13) to establish licensing requirements for crematory managers of crematories licensed after Jan. 1, 2004, including (a) successfully completing a course in pathology at a mortuary science college, (b) being qualified as a crematory technician, and (c) passing an examination administered by the Board. (2) Amends proposed GS 90-210.45(c) to provide there shall be no liability for a funeral establishment that causes a crematory licensee to cremate human remains pursuant to a signed authorization form except for gross negligence, provided they have performed their functions in compliance with the statute. (3) Deletes provision in proposed GS 90-210.49(d) making a funeral director liable for damages for knowingly delivering human remains for cremation with a pacemaker or other hazardous implant. (4) Amends proposed GS 90-210.52(a) to add a fee of \$150 for applying for a permit as a crematory manager and a fee of \$40 for annual renewal of a crematory manager permit. (5) Amends proposed GS 90-210.53(c) to provide that nothing in the act shall prohibit or require the performance of cremations by crematory licensees or crematory managers for or directly with the public or exclusively for or through licensed funeral directors. (6) Amends GS 90-210.27A(g) to provide that no funeral establishment or other licensee may own or maintain more than two funeral chapels, or own or maintain a funeral chapel outside of a radius of 50 miles from the funeral establishment, and that a licensed person may use a funeral chapel for making arrangements for funeral service, selling funeral supplies to the public, or making financial arrangements for the rendering of such service or sale of supplies, provided that such uses are secondary and incidental to and do not interfere with the reposing of dead human bodies, visitation, or funeral ceremony. (7) Makes technical changes.

June 23, 2003

**S 550. CREMATORY ACT CHANGES.** Intro. 3/27/03. House committee substitute makes the following changes to 2nd edition. Revises requirements for crematory manager permit. Requires recognition of CANA cremation certificate program. Establishes four member quorum for Crematory Authority. Deletes provision giving Funeral Service Board's executive director the powers of an inspector appointed by the Board. Requires applicant for funeral directing license to pass examination on pathology. Retains current five hour continuing education requirement (was, 10 hours) and allows Board to specify content for up to two hours of continuing education (was, 3 hours). Makes additional technical changes.

August 20, 2003

**SL 2003-420 (S 550). CREMATORY ACT CHANGES.** *AN ACT TO IMPROVE AND STRENGTHEN CREMATION LAW IN NORTH CAROLINA AND TO IMPROVE AND MAKE TECHNICAL CORRECTIONS TO THE FUNERAL LAW.* Summarized in *Daily Bulletin* 3/27/03, 6/10/03, and 6/23/03. Enacted August 14, 2003. Effective October 1, 2003.