

1 21 NCAC 34C .0303 is proposed for amendment as follows:

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3 **21 NCAC 34C .0303 RECORDS OF CREMATION OR HYDROLYSIS AND DELIVERY**

4 (a) All crematory or hydrolysis licensees shall complete receipts for human remains on Board forms. The crematory
5 or hydrolysis licensee shall furnish the following information: ~~name of the crematory licensee, full name of the~~
6 ~~decedent, date and time of death, date and time the human remains was delivered to the crematory licensee, any~~
7 ~~affiliation by the person delivering remains with a funeral establishment or crematory, the name and signature of the~~
8 ~~employee or agent of the crematory who received the human remains, and any other information the Board deems~~
9 ~~necessary as required by law. Every crematory licensee shall furnish this receipt to the person who delivers the human~~
10 ~~remains to the crematory licensee.~~

- 11 (1) name of the crematory or hydrolysis licensee;
12 (2) first, middle, and last name of the decedent;
13 (3) date and time of death;
14 (4) date and time the human remains were delivered to the crematory or hydrolysis licensee;
15 (5) any affiliation by the person delivering remains with a funeral establishment or an individual
16 licensed to practice funeral service under the provisions of G.S. 90-210.25(a2)(2), or crematory;
17 (6) any affiliation with the crematory or hydrolysis licensee; and
18 (7) first, middle, and last name and signature of the employee or agent of the crematory or hydrolysis
19 licensee who received the human remains.

20 Every crematory or hydrolysis licensee shall furnish this receipt to the person who delivers the human remains to the
21 crematory or hydrolysis licensee.

22 (b) All records documenting the release of human remains from a crematory or hydrolysis licensee to the person who
23 receives the cremated or hydrolyzed remains shall be completed on Board forms. The crematory or hydrolysis licensee
24 shall furnish the following information: ~~name of the crematory licensee, the full name of the decedent, the date and~~
25 ~~time of release, the name of the person who received the cremated remains, the place where cremated remains were~~
26 ~~received, any affiliation by the person receiving remains with a funeral establishment or other entity, the signatures of~~
27 ~~the person delivering the remains and the recipient of remains, any mailing or handling instructions, and any other~~
28 ~~information the Board deems necessary as required by law. Crematory licensees must provide evidence by signature,~~
29 ~~postal receipt or its equivalent, of the receipt of the cremated or hydrolyzed remains.~~

- 30 (1) name of the crematory or hydrolysis licensee;
31 (2) first, middle, and last name of the decedent;
32 (3) date and time of release;
33 (4) first, middle, and last name of the person who received the cremated or hydrolyzed remains;
34 (5) place where cremated or hydrolyzed remains were received;
35 (6) any affiliation by the person receiving remains with a funeral establishment or an individual licensed
36 to practice funeral service under the provisions of G.S. 90-210.25(a2)(2) or other entity; and

1 (7) signatures of the person delivering the remains and recipient of remains, and any mailing or handling
2 instructions.

3 Crematory and hydrolysis licensees must provide evidence by signature, or shipping receipt upon delivery of the
4 cremated or hydrolyzed remains.

5 (c) All records documenting the release of human remains from a funeral establishment or an individual licensed to
6 practice funeral service under the provisions of G.S. 90-210.25(a2)(2) (“unaffiliated practitioner”) to the person who
7 receives the cremated or hydrolyzed remains shall be completed on Board forms. The funeral establishment or
8 unaffiliated practitioner shall furnish the following information: name of the funeral establishment, the full name of
9 the decedent, the date and time of release, the person to whom the remains were released, the type of container in
10 which the remains were released, the signatures of the parties delivering and receiving remains, any shipping or special
11 handling instructions, and any other information the Board deems necessary as required by law. Funeral
12 establishments must provide evidence by signature, postal receipt or its equivalent, of the receipt of the cremated
13 remains.

14 (1) name of the funeral establishment or unaffiliated practitioner;

15 (2) first, last, and middle name of the decedent;

16 (3) date and time of release;

17 (4) person to whom the remains were released;

18 (5) type of container in which the remains were released;

19 (6) signatures of the parties delivering and receiving remains; and

20 (7) any shipping or special handling instructions.

21 Funeral establishments must provide evidence by signature, or shipping receipt upon delivery of the cremated or
22 hydrolyzed remains. The provisions of this Paragraph shall not apply when the funeral establishment and crematory
23 or hydrolysis licensee share common ownership and are physically located within one or more buildings on a
24 contiguous piece of property that would qualify the funeral establishment to use “crematory,” “crematorium,”
25 “cremation center,” “hydrolysis facility,” or “hydrolysis center” in its operating name; provided, however, that the
26 crematory or hydrolysis licensee shall comply with Paragraphs (a), (b), and (d) or (e) of this Rule.

27 (d) In order to track the human remains through the cremation or hydrolysis process from the time the remains are
28 received at the crematory or hydrolysis licensee facility until the cremated or hydrolyzed remains are delivered, all
29 crematory or hydrolysis licensees shall keep records on Board forms. The crematory or hydrolysis licensee shall
30 furnish the following information to a funeral establishment, an individual licensed to practice funeral service under
31 the provisions of G.S. 90-210.25(a2)(2), authorizing agent, or other person or entity authorized to receive the cremated
32 or hydrolyzed remains from the crematory or hydrolysis licensee: name of the crematory licensee, full name of the
33 decedent, description of the cremation container used, time and date the decedent was placed into the crematory,
34 person who placed the deceased in the crematory, time and date the cremated remains were removed from the
35 crematory, type of container in which the cremated remains were placed, time and date the cremated remains were
36 processed, the name and signature of the person who processed the cremated remains and placed them into a container,
37 and any other information the Board deems necessary as required by law.

- 1 (1) first, middle, and last name of the crematory or hydrolysis licensee;
- 2 (2) first, middle, and last name of the decedent;
- 3 (3) description of the cremation or hydrolysis container used;
- 4 (4) time and date the decedent was placed into the cremation or hydrolysis unit;
- 5 (5) first, middle, and last name of person who placed the deceased in the cremation or hydrolysis unit;
- 6 (6) time and date the cremated or hydrolyzed remains were removed from the cremation or hydrolysis
- 7 unit;
- 8 (7) type of container in which the cremated or hydrolyzed remains were placed;
- 9 (8) time and date the cremated or hydrolyzed remains were processed; and
- 10 (9) first, middle, and last name and signature of the person who processed the cremated or hydrolyzed
- 11 remains and placed them into a container.

12 (e) In lieu of the separate forms required by Paragraphs (a), (b), and (d) of this Rule, a crematory or hydrolysis licensee
13 may use a form prescribed by the Board that combines all information required by Paragraphs (a), (b), and (d) of this
14 Rule.

15 (f) The crematory or hydrolysis licensee shall retain the completed forms required by this Rule for a period of three
16 years and shall produce all ~~crematory cremation or hydrolysis~~ forms for inspection or copying by the Board or its
17 agents upon request. ~~The~~ Unless otherwise permitted by this Rule, the funeral establishment or individual licensed to
18 practice funeral service under the provisions of G.S. 90-210.25(a2)(2) shall retain the a completed copy of each form
19 required by Paragraph (e) of this Rule and shall produce the form forms for inspection or copying to the Board or its
20 agents upon request.

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22 *History Note: Authority G.S. 90-210.127; 90-210.134(a); 90.210.136(d),(h);*

23 *Eff. July 1, 1991;*

24 *Amended Eff. September 1, 2009; August 1, 2004;*

25 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 19,*
26 *2017;*

27 *Temporary Amendment Eff. May 24, 2019;*

28 *Temporary Amendment Expired Eff. March 13, ~~2020~~ 2020;*

29 *Amended Eff. January 1, 2021.*