

# SENATE BILL 895

J2

(2lr0682)

## ENROLLED BILL

— *Education, Health, and Environmental Affairs/Health and  
Government Operations* —

Introduced by **Senator Conway**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland State Board of Morticians and Funeral Directors – Permits and**  
3 **Registration Required to Remove and Transport Human Remains**

4 FOR the purpose of requiring a mortuary transport service to hold a permit issued by  
5 the Maryland State Board of Morticians and Funeral Directors before removing  
6 or transporting human remains in this State; ~~authorizing the Board to restrict~~  
7 ~~the operations of certain permit holders~~; establishing certain application  
8 requirements for obtaining a permit; requiring a mortuary transport service to  
9 meet certain standards to qualify for a permit; requiring permit holders to use  
10 vehicles that have passed an inspection by certain inspectors; requiring certain  
11 permit holders to employ only certain registered transporters for certain  
12 purposes; establishing the term and procedures for the renewal of a permit;  
13 requiring that certain signs and advertisements display the name that appears  
14 on a permit; requiring that individuals employed by certain permit holders be

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 registered with the Board before removing and transporting human remains;  
 2 establishing certain requirements for obtaining registration; requiring the  
 3 Board to register an individual who meets certain standards; requiring that  
 4 registered transporters treat certain decedents with certain dignity and display  
 5 a certain permit; authorizing the Board to deny a permit or registration to an  
 6 applicant, reprimand a permit holder or registered transporter, or suspend or  
 7 revoke a permit or registration under certain circumstances; providing for  
 8 certain criminal and civil penalties; requiring the Board to adopt certain  
 9 regulations; defining certain terms; and generally relating to the Maryland  
 10 State Board of Morticians and Funeral Directors and requiring permits and  
 11 registration for removing and transporting human remains.

12 BY renumbering

13 Article – Health Occupations  
 14 Section 7–601 and 7–602, respectively, and the subtitle “Subtitle 6. Short Title;  
 15 Termination of Title”  
 16 to be Section 7–701 and 7–702, respectively, and the subtitle “Subtitle 7. Short  
 17 Title; Termination of Title”  
 18 Annotated Code of Maryland  
 19 (2009 Replacement Volume and 2011 Supplement)

20 BY repealing and reenacting, without amendments,

21 Article – Health Occupations  
 22 Section 7–101(a), (d), (k), (l), and (p)  
 23 Annotated Code of Maryland  
 24 (2009 Replacement Volume and 2011 Supplement)

25 BY adding to

26 Article – Health Occupations  
 27 Section 7–601 through ~~7–606~~ 7–607 to be under the new subtitle “Subtitle 6.  
 28 Mortuary Transport Services”  
 29 Annotated Code of Maryland  
 30 (2009 Replacement Volume and 2011 Supplement)

31 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 32 MARYLAND, That Section(s) 7–601 and 7–602, respectively, and the subtitle “Subtitle  
 33 6. Short Title; Termination of Title” of Article – Health Occupations of the Annotated  
 34 Code of Maryland be renumbered to be Section(s) 7–701 and 7–702, respectively, and  
 35 the subtitle “Subtitle 7. Short Title; Termination of Title”.

36 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
 37 read as follows:

38 **Article – Health Occupations**

39 7–101.

1 (a) In this title the following words have the meanings indicated.

2 (d) “Board” means the Maryland State Board of Morticians and Funeral  
3 Directors.

4 (k) “Funeral establishment” means any building, structure, or premises from  
5 which the business of practicing mortuary science is conducted.

6 (l) (1) “Human remains” means:

7 (i) The body of a deceased person; or

8 (ii) A part of a body or limb that has been removed from a living  
9 person.

10 (2) “Human remains” includes the body or part of a body or limb in  
11 any state of decomposition.

12 (p) “Licensed funeral establishment” means, unless the context requires  
13 otherwise, a funeral establishment that is licensed by the Board.

#### 14 **SUBTITLE 6. MORTUARY TRANSPORT SERVICES.**

##### 15 **7-601.**

16 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
17 INDICATED.

18 (B) (1) “MORTUARY TRANSPORT SERVICE” MEANS AN INDIVIDUAL  
19 OR A BUSINESS ENTITY THAT, FOR COMPENSATION, REMOVES AND TRANSPORTS  
20 HUMAN REMAINS OR EMPLOYS A TRANSPORTER TO REMOVE OR TRANSPORT  
21 HUMAN REMAINS.

22 (2) “MORTUARY TRANSPORT SERVICE” DOES NOT INCLUDE ~~A~~:

23 (I) A LICENSED FUNERAL ESTABLISHMENT OR AN  
24 EMPLOYEE OF A LICENSED FUNERAL ESTABLISHMENT THAT REMOVES AND  
25 TRANSPORTS HUMAN REMAINS; OR

26 (II) A CEMETERY OR AN EMPLOYEE OF A CEMETERY THAT  
27 REMOVES OR TRANSPORTS HUMAN REMAINS WITHIN THE BOUNDARIES OF THE  
28 CEMETERY.

29 (C) “PERMIT” MEANS A PERMIT ISSUED BY THE BOARD TO THE OWNER  
30 OF A MORTUARY TRANSPORT SERVICE TO OPERATE IN THE STATE.

1 (D) "PERMIT HOLDER" MEANS A MORTUARY TRANSPORT SERVICE THAT  
2 HOLDS A PERMIT ISSUED BY THE BOARD.

3 (E) "REGISTERED TRANSPORTER" MEANS AN INDIVIDUAL EMPLOYEE  
4 OF A MORTUARY TRANSPORT SERVICE WHO HAS REGISTERED WITH THE BOARD  
5 TO REMOVE AND TRANSPORT HUMAN REMAINS.

6 (F) "REMOVE AND TRANSPORT HUMAN REMAINS" MEANS TO REMOVE  
7 HUMAN REMAINS FROM ONE LOCATION AND TRANSPORT THE HUMAN REMAINS  
8 TO ANOTHER LOCATION.

9 (G) "TRANSPORTER" MEANS AN INDIVIDUAL WHO REMOVES AND  
10 TRANSPORTS HUMAN REMAINS.

11 **7-602.**

12 (A) ~~(1)~~ A MORTUARY TRANSPORT SERVICE SHALL BE ISSUED A  
13 PERMIT BY THE BOARD BEFORE THE MORTUARY TRANSPORT SERVICE MAY  
14 REMOVE AND TRANSPORT HUMAN REMAINS IN THIS STATE.

15 ~~(2) A PERMIT HOLDER MAY BE RESTRICTED TO OPERATIONS TO  
16 REMOVE AND TRANSPORT HUMAN REMAINS AS DETERMINED BY THE BOARD.~~

17 (B) (1) TO APPLY FOR A PERMIT, A MORTUARY TRANSPORT SERVICE  
18 SHALL SUBMIT TO THE BOARD:

19 (I) AN APPLICATION ON THE FORM THAT THE BOARD  
20 REQUIRES;

21 (II) AN APPLICATION FEE SET BY THE BOARD; AND

22 (III) EVIDENCE THAT THE MORTUARY TRANSPORT SERVICE  
23 ~~HOLDS A BOND AT THE TIME OF APPLICATION OR HAS THE ABILITY TO SECURE A~~  
24 ~~BOND~~ IS BONDED AND CARRIES LIABILITY INSURANCE THAT COVERS EACH  
25 REGISTERED TRANSPORTER EMPLOYED BY THE MORTUARY TRANSPORT  
26 SERVICE.

27 (2) AN APPLICATION FOR A PERMIT SHALL BE SIGNED BY AN  
28 INDIVIDUAL WHO IS THE OWNER OR A CO-OWNER OF THE MORTUARY  
29 TRANSPORT SERVICE TO BE ISSUED A PERMIT.

30 (C) TO QUALIFY FOR A PERMIT, A MORTUARY TRANSPORT SERVICE  
31 SHALL SATISFY THE BOARD THAT THE MORTUARY TRANSPORT SERVICE:

1           (1) HAS COMPLIED WITH ALL APPLICABLE STATE AND LOCAL  
2 LAWS;

3           (2) WILL BE OWNED AND OPERATED IN ACCORDANCE WITH THIS  
4 SUBTITLE; AND

5           (3) WHILE THE MORTUARY TRANSPORT SERVICE REMOVES AND  
6 TRANSPORTS HUMAN REMAINS, WILL BE HELD RESPONSIBLE FOR THE  
7 TREATMENT OF THE HUMAN REMAINS.

8           (D) (1) A PERMIT HOLDER SHALL USE VEHICLES THAT HAVE PASSED  
9 AN INSPECTION BY AN INSPECTOR DESIGNATED BY THE BOARD WHILE THE  
10 PERMIT HOLDER REMOVES AND TRANSPORTS HUMAN REMAINS.

11                   (2) A PERMIT HOLDER SHALL EMPLOY ONLY REGISTERED  
12 TRANSPORTERS TO REMOVE AND TRANSPORT HUMAN REMAINS.

13           (E) (1) (I) A PERMIT ISSUED UNDER THIS SUBTITLE SHALL EXPIRE  
14 ON THE DATE SET BY THE BOARD.

15                               (II) A PERMIT MAY NOT BE RENEWED FOR A TERM LONGER  
16 THAN 2 YEARS.

17                               (2) A PERMIT HOLDER MAY RENEW A PERMIT FOR ADDITIONAL  
18 TERMS, IF THE PERMIT HOLDER:

19                                       (I) SUBMITS TO THE BOARD:

20                                                       1. AN APPLICATION ON THE FORM THAT THE BOARD  
21 REQUIRES; AND

22                                                       2. AN APPLICATION FEE SET BY THE BOARD; AND

23                                               (II) COMPLIES WITH ANY OTHER RENEWAL REQUIREMENTS  
24 ESTABLISHED BY THE BOARD.

25           (F) SIGNS AND ADVERTISEMENTS FOR A MORTUARY TRANSPORT  
26 SERVICE SHALL DISPLAY THE NAME OF THE MORTUARY TRANSPORT SERVICE AS  
27 IT APPEARS ON THE PERMIT.

28 **7-603.**

1 (A) AN INDIVIDUAL EMPLOYED BY A PERMIT HOLDER SHALL BE  
 2 REGISTERED WITH THE BOARD AS A TRANSPORTER BEFORE THE INDIVIDUAL  
 3 MAY REMOVE AND TRANSPORT HUMAN REMAINS.

4 (B) TO REGISTER AS A TRANSPORTER, AN INDIVIDUAL SHALL SUBMIT  
 5 TO THE BOARD:

6 (1) A SIGNED APPLICATION ON THE FORM THAT THE BOARD  
 7 REQUIRES; ~~AND~~

8 ~~(2) A REGISTRATION FEE SET BY THE BOARD;~~

9 ~~(2) A CRIMINAL HISTORY RECORDS CHECK; AND~~

10 ~~(3) (2) (3) EVIDENCE OF THE COMPLETION OF COURSEWORK~~  
 11 ~~RECOMMENDED BY THE BOARD; AND~~

12 ~~(4) EVIDENCE THAT THE INDIVIDUAL IS BONDED AND CARRIES~~  
 13 ~~LIABILITY INSURANCE.~~

14 (C) THE BOARD SHALL REGISTER AN INDIVIDUAL WHO:

15 (1) HOLDS A VALID ~~MARYLAND~~ DRIVER'S LICENSE; AND

16 (2) HAS COMPLIED WITH ALL APPLICABLE STATE AND LOCAL  
 17 LAWS.

18 (D) WHILE A REGISTERED TRANSPORTER REMOVES AND TRANSPORTS  
 19 HUMAN REMAINS OR OTHERWISE ACTS IN THE CAPACITY OF A REGISTERED  
 20 TRANSPORTER, THE REGISTERED TRANSPORTER SHALL:

21 (1) TREAT EVERY DECEDENT WITH THE UTMOST DIGNITY; AND

22 (2) PROMINENTLY DISPLAY ON THEIR PERSON THE PERMIT FOR  
 23 THE MORTUARY TRANSPORT SERVICE FOR WHICH THE TRANSPORTER IS  
 24 EMPLOYED.

25 7-604.

26 SUBJECT TO THE HEARING PROVISIONS OF § 7-319 OF THIS TITLE, THE  
 27 BOARD MAY DENY A PERMIT OR REGISTRATION TO ANY APPLICANT,  
 28 REPRIMAND ANY PERMIT HOLDER OR REGISTERED TRANSPORTER, PLACE ANY  
 29 PERMIT HOLDER OR REGISTERED TRANSPORTER ON PROBATION, OR SUSPEND

1 OR REVOKE ANY PERMIT OR REGISTRATION IF THE APPLICANT, PERMIT  
2 HOLDER, OR REGISTERED TRANSPORTER:

3 (1) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO  
4 OBTAIN A PERMIT OR REGISTRATION FOR THE APPLICANT, PERMIT HOLDER,  
5 REGISTERED TRANSPORTER, OR ANOTHER;

6 (2) FRAUDULENTLY OR DECEPTIVELY USES A PERMIT OR  
7 REGISTRATION;

8 (3) COMMITS FRAUD OR MISREPRESENTATION WHILE THE  
9 APPLICANT, PERMIT HOLDER, OR REGISTERED TRANSPORTER REMOVES AND  
10 TRANSPORTS HUMAN REMAINS;

11 (4) IS CONVICTED OF OR PLEADS GUILTY OR NOLO CONTENDERE  
12 TO A FELONY OR TO A CRIME INVOLVING MORAL TURPITUDE, WHETHER OR NOT  
13 ANY APPEAL OR OTHER PROCEEDING IS PENDING TO HAVE THE CONVICTION OR  
14 PLEA SET ASIDE;

15 (5) AIDS OR ABETS AN UNAUTHORIZED PERSON TO REMOVE AND  
16 TRANSPORT HUMAN REMAINS;

17 (6) ADVERTISES FALSELY OR IN A MISLEADING MANNER;

18 (7) SOLICITS TO REMOVE AND TRANSPORT HUMAN REMAINS,  
19 EITHER PERSONALLY OR BY AN AGENT, FROM A DYING INDIVIDUAL OR THE  
20 RELATIVES OF A DEAD OR DYING INDIVIDUAL, OTHER THAN THROUGH GENERAL  
21 ADVERTISING;

22 (8) EMPLOYS, PAYS, OR OFFERS TO PAY A "CAPPER", "STEERER",  
23 "SOLICITOR", OR ANY OTHER PERSON TO OBTAIN BUSINESS, EITHER IN  
24 GENERAL OR FOR A PERMIT HOLDER OR REGISTERED TRANSPORTER;

25 (9) DIRECTLY OR INDIRECTLY PAYS OR OFFERS TO PAY TO  
26 OBTAIN BUSINESS TO REMOVE AND TRANSPORT HUMAN REMAINS;

27 (10) SOLICITS OR ACCEPTS ANY PAYMENT OR REBATE FOR  
28 RECOMMENDING ANY CREMATORY, MAUSOLEUM, OR CEMETERY OR CAUSING  
29 HUMAN REMAINS TO BE DISPOSED OF THERE;

30 (11) REFUSES TO SURRENDER CUSTODY OF HUMAN REMAINS ON  
31 THE DEMAND OF A PERSON WHO IS ENTITLED TO THEIR CUSTODY;

1           **(12) SELLS OR OFFERS TO SELL ANY SHARE, CERTIFICATE, OR**  
2 **INTEREST IN A MORTUARY TRANSPORT SERVICE WITH A PROMISE OR OFFER TO**  
3 **PERFORM SERVICES TO THE BUYER AT A COST LESS THAN THAT OFFERED TO**  
4 **THE GENERAL PUBLIC;**

5           **(13) VIOLATES ANY STATE, MUNICIPAL, OR COUNTY LAW, RULE,**  
6 **OR REGULATION ON THE HANDLING, CUSTODY, CARE, OR TRANSPORTATION OF**  
7 **HUMAN REMAINS OR THE DISPOSAL OF INSTRUMENTS, MATERIALS, AND WASTES**  
8 **RELEVANT TO PREPARATION OF HUMAN REMAINS FOR FINAL DISPOSITION;**

9           **(14) REMOVES AND TRANSPORTS HUMAN REMAINS UNDER A NAME**  
10 **OTHER THAN THE NAME THAT APPEARS ON THE PERMIT OR REGISTRATION OF**  
11 **THE PERMIT HOLDER OR REGISTERED TRANSPORTER;**

12           **(15) SIGNS AN APPLICATION FOR A PERMIT OR REGISTRATION IF**  
13 **THE SIGNER KNEW OR SHOULD HAVE KNOWN THAT GROUNDS EXISTED FOR**  
14 **WHICH THE PERMIT OR REGISTRATION LATER WAS DENIED, SUSPENDED, OR**  
15 **REVOKED;**

16           **(16) VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF ANY**  
17 **OTHER LAW RELATING TO REMOVING AND TRANSPORTING HUMAN REMAINS;**

18           **(17) IS DISCIPLINED BY A LICENSING OR DISCIPLINARY**  
19 **AUTHORITY OF ANY OTHER STATE OR COUNTRY OR CONVICTED OR DISCIPLINED**  
20 **BY A COURT OF ANY STATE OR COUNTRY FOR AN ACT THAT WOULD BE GROUNDS**  
21 **FOR DISCIPLINARY ACTION UNDER THE BOARD'S DISCIPLINARY STATUTES;**

22           **(18) WILLFULLY MAKES OR FILES A FALSE REPORT OR RECORD**  
23 **FOR A MORTUARY TRANSPORT SERVICE;**

24           **(19) WILLFULLY FAILS TO FILE OR RECORD ANY REPORT AS**  
25 **REQUIRED UNDER LAW, WILLFULLY IMPEDES OR OBSTRUCTS THE FILING OR**  
26 **RECORDING OF THE REPORT, OR INDUCES ANOTHER TO FAIL TO FILE OR**  
27 **RECORD THE REPORT;**

28           **(20) SUBMITS A FALSE STATEMENT TO COLLECT A FEE;**

29           **(21) PROVIDES PROFESSIONAL SERVICES WHILE:**

30               **(I) UNDER THE INFLUENCE OF ALCOHOL; OR**

31               **(II) USING ANY NARCOTIC OR CONTROLLED DANGEROUS**  
32 **SUBSTANCE, AS DEFINED IN § 5-101 OF THE CRIMINAL LAW ARTICLE, OR**



1 OTHER DRUG THAT IS IN EXCESS OF THERAPEUTIC AMOUNTS OR WITHOUT  
2 VALID MEDICAL INDICATION;

3 (22) VIOLATES ANY RULE OR REGULATION ADOPTED BY THE  
4 BOARD;

5 (23) IS PROFESSIONALLY, PHYSICALLY, OR MENTALLY  
6 INCOMPETENT;

7 (24) COMMITS AN ACT OF UNPROFESSIONAL CONDUCT WHILE  
8 REMOVING AND TRANSPORTING HUMAN REMAINS;

9 (25) REFUSES, WITHHOLDS FROM, DENIES, OR DISCRIMINATES  
10 AGAINST AN INDIVIDUAL WITH REGARD TO THE PROVISION OF PROFESSIONAL  
11 SERVICES FOR WHICH THE PERMIT HOLDER OR REGISTERED TRANSPORTER IS  
12 QUALIFIED TO RENDER BECAUSE THE INDIVIDUAL IS HIV POSITIVE;

13 (26) EXCEPT IN AN EMERGENCY LIFE-THREATENING SITUATION  
14 WHERE IT IS NOT FEASIBLE OR PRACTICABLE, FAILS TO COMPLY WITH THE  
15 CENTERS FOR DISEASE CONTROL AND PREVENTION'S GUIDELINES ON  
16 UNIVERSAL PRECAUTIONS;

17 ~~(27) TAKES HUMAN REMAINS OUT OF THE STATE TO A FUNERAL~~  
18 ~~ESTABLISHMENT, MORTUARY, OR CREMATORY NOT PERMITTED TO BE~~  
19 ~~INSPECTED BY THE BOARD;~~

20 ~~(28)~~ (27) REMOVES HUMAN REMAINS FROM A DEATH SCENE,  
21 MORTUARY, FUNERAL ESTABLISHMENT, OR CREMATORY WITHOUT  
22 AUTHORIZATION OF THE INDIVIDUAL OR ENTITY IN CUSTODY OF THE HUMAN  
23 REMAINS;

24 ~~(29)~~ (28) REMOVES AND TRANSPORTS HUMAN REMAINS, EITHER  
25 FREE OF CHARGE OR FOR COMPENSATION, TO AN ENTITY WHERE THE HUMAN  
26 REMAINS ARE NOT AUTHORIZED TO BE HELD; OR

27 ~~(30)~~ (29) REMOVES AND TRANSPORTS HUMAN REMAINS WITHOUT  
28 RESPECT FOR THE DECEDENT OR THE HEALTH AND SAFETY OF THE PUBLIC.

29 **7-605.**

30 (A) (1) UNLESS AN INDIVIDUAL OR ENTITY HOLDS A CURRENT  
31 PERMIT ISSUED BY THE BOARD UNDER THIS SUBTITLE, THE INDIVIDUAL OR  
32 ENTITY MAY NOT REPRESENT TO THE PUBLIC BY NAME, DESCRIPTION OF

1 SERVICES, METHODS, OR PROCEDURES, OR OTHERWISE, THAT THE INDIVIDUAL  
2 OR ENTITY IS A PERMIT HOLDER.

3 (2) UNLESS AN INDIVIDUAL OR ENTITY HOLDS A CURRENT  
4 PERMIT ISSUED BY THE BOARD UNDER THIS SUBTITLE, AN INDIVIDUAL OR  
5 ENTITY MAY NOT USE THE WORDS “PERMITTED MORTUARY TRANSPORT  
6 SERVICE” OR “MORTUARY TRANSPORT SERVICE” WITH THE INTENT TO  
7 REPRESENT THAT THE INDIVIDUAL OR ENTITY IS AUTHORIZED TO OPERATE AS  
8 A PERMIT HOLDER.

9 (B) (1) UNLESS AN INDIVIDUAL IS REGISTERED BY THE BOARD  
10 UNDER THIS SUBTITLE, THE INDIVIDUAL MAY NOT REPRESENT TO THE PUBLIC  
11 BY NAME, DESCRIPTION OF SERVICES, METHODS, OR PROCEDURES, OR  
12 OTHERWISE, THAT THE INDIVIDUAL IS A REGISTERED TRANSPORTER.

13 (2) UNLESS AN INDIVIDUAL IS REGISTERED BY THE BOARD  
14 UNDER THIS SUBTITLE, THE INDIVIDUAL MAY NOT USE THE TERMS  
15 “REGISTERED TRANSPORTER” OR “TRANSPORTER” WITH THE INTENT TO  
16 REPRESENT THAT THE INDIVIDUAL IS AUTHORIZED TO OPERATE AS A  
17 REGISTERED TRANSPORTER.

18 (C) (1) A MORTUARY TRANSPORT SERVICE OR TRANSPORTER MAY  
19 NOT OBTAIN A PERMIT OR REGISTRATION BY MAKING A FALSE STATEMENT.

20 (2) ON CONVICTION OF AN INDIVIDUAL FOR MAKING A FALSE  
21 REPRESENTATION TO THE BOARD IN ORDER TO OBTAIN A PERMIT OR  
22 REGISTRATION, THE PERMIT OR REGISTRATION IS VOID.

23 ~~(D) A PERMIT HOLDER IS LIABLE FOR A VIOLATION OF ANY PROVISION~~  
24 ~~OF THIS SUBTITLE COMMITTED BY A REGISTERED TRANSPORTER IF:~~

25 ~~(1) THE OWNER OR CO-OWNER OF THE MORTUARY TRANSPORT~~  
26 ~~SERVICE WAS A KNOWING PARTY TO THE VIOLATION; OR~~

27 ~~(2) THE VIOLATION OCCURRED WHILE THE REGISTERED~~  
28 ~~TRANSPORTER WAS EMPLOYED BY THE PERMIT HOLDER.~~

29 **7-606.**

30 A PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY  
31 OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT  
32 EXCEEDING \$500 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

33 **7-607.**

1           **THE BOARD SHALL ADOPT REGULATIONS TO:**

2                   **(1) IMPLEMENT THIS SUBTITLE; AND**

3                   **(2) ESTABLISH REQUIREMENTS FOR REMOVING AND**  
4 **TRANSPORTING HUMAN REMAINS.**

5           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6           October 1, 2012.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.