

VIRGINIA ACTS OF ASSEMBLY — CHAPTER

*An Act to amend and reenact § 54.1-2818.1 of the Code of Virginia, relating to prerequisites for cremation.*

[H 319]

Approved

**Be it enacted by the General Assembly of Virginia:**

**1. That § 54.1-2818.1 of the Code of Virginia is amended and reenacted as follows:**

§ 54.1-2818.1. Prerequisites for cremation.

No dead human body shall be cremated without (i) permission of the medical examiner as required by § 32.1-284 and ~~either~~ (ii) visual identification of the deceased by the next-of-kin or his representative, who may be any person designated to make arrangements for the decedent's burial or the disposition of his remains pursuant to § 54.1-2825 or an agent named in an advance directive pursuant to § 54.1-2984 ~~or (iii) a twenty-four-hour waiting period between the time of death and the cremation.~~ *When visual identification is not feasible, other positive identification of the deceased may be used as a prerequisite for cremation.*

**2. That the Board of Funeral Directors and Embalmers shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment.**

ENROLLED

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