

State of Washington

WASHINGTON STATE DEPARTMENT OF LICENSING CEMETERY BOARD

(name of governing body)

DEPARTMENT OF LICENSING

(agency name, if applicable)

Resolution No. _____

Administrative Order No. PM 714

(1) Be it resolved by the Washington State Cemetery Board
acting at Spokane, Washington
(place)

that it does adopt the annexed rules relating to:

- WAC 98-11-005 DEFINITION--SECTION
- WAC 98-40-050 CREMATION OF HUMAN REMAINS

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. WSR 88-03-062
filed with the code reviser on January 20, 1988. These rules shall take effect:
 thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
 at a later date, such date being _____

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, _____, find that
an emergency exists and that this order is necessary for the preservation of the public health, safety, or general
welfare and that observance of the requirements of notice and opportunity to present views on the proposed action
would be contrary to public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026¹ that "every agency shall incorporate the most specific, but
in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b),
or (c) as appropriate:

(a) This rule is promulgated pursuant to RCW _____
and is intended to administratively implement that statute.

(b) This rule is promulgated pursuant to RCW 68.05.105(1)
which directs that the

Washington State Cemetery Board

(agency)

has authority to implement the provisions of

TITLE 68 Revised Code of Washington

(name of act or RCW citation)

(c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW _____

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public
Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), and the State Register
Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this governing body, is herewith transmitted to
the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED February 29, 19 88

STATE OF WASHINGTON
FILED

MAR 9 1988

CODE REVISER'S OFFICE
WSR 88-07-032

By [Signature]
CHAIRMAN
Title

AMENDATORY SECTION (Amending Order 108 filed 9/6/85)

WAC 98-40-050 CREMATION OF HUMAN REMAINS. (1) Cremation will not take place until the necessary permits and consents are issued by the health department and/or coroner or prosecuting attorney. (See RCW 68.08.108 and 70.58.230)

(2) Immediately prior to being placed within the cremation chamber, the identification of the human remains shall be verified by the crematory authority and identification of the human remains being cremated shall be placed near the cremation chamber control panel where it shall remain in place until the cremation process is complete.

(3) The unauthorized simultaneous cremation of more than one human remains within the same cremation chamber is specifically forbidden. It may be done only when authorized as provided in WAC 98-40-050(4) and (5).

(4) A crematory authority may simultaneously cremate more than one human remains within the same cremation chamber only upon having received written authorization to do so from the authorizing agent of each human remains to be cremated. A written authorization shall exempt the crematory authority from all liability for comingling of the products of the cremation process.

(5) Simultaneous cremation of more than one human remains within the same cremation chamber may be made without the authorizations required in WAC 98-40-050(3) and (4) if equipment, techniques, or other devices are employed that keep the human remains separate and distinct before and during, and recoverable cremated remains separated and distinct after the cremation process.

NEW SECTION

WAC 98-11-005 DEFINITION--SECTION. For the purposes of RCW 68.40.025, "section" shall mean cemetery land, either dedicated or undedicated, that was not available for sale prior to the effective date of RCW 68.40.025. A section shall have at least one of the following characteristics: (1) Area that is distinguishable as a unit of unsold graves not comingled with units of graves in which sales have occurred prior to the effective date of RCW 68.40.025.

(2) Areas owned by cremeteries for future development.

(3) Areas acquired by cemeteries for development after the effective date of RCW 68.40.025.

(4) Areas consisting of groups of graves or lots identified by the cemetery with title or number as to create the appearance of a distinguishable group.

(5) Mausoleums, columbariums, crypts or niches constructed after the effective date of RCW 68.40.025.