

Disinterment Publication Requirements

In accordance with the Criminal Law Article, Section 10-402, Annotated Code of Maryland, the following must be complied with prior to authorization for the State's Attorney to disinter and reinter remains:

1. Person requesting authorization must publish notice of the proposed relocation in a newspaper in the County where the present burial site is located.
2. Notice is to be published one time only and may be in any paper, i.e. The Sun, Jeffersonian, Times, etc. Cost of notice to be at the expense of the person(s) requesting an Authorization, i.e. family, organization, etc.
3. Notice to contain:
 - a. Statement that Authorization to disinter is being requested from the State's Attorney;
 - b. Purpose for which the Authorization is being requested (why disinterring);
 - c. Location of the proposed burial site to include specific lot number or parcel number, if available; and
 - d. Name of deceased.
4. Copy of the notice is to be sent to the State's Attorney's Office who may then authorize disinterment no earlier than fifteen (15) days after publication. Notwithstanding, Criminal Law Article, §10-402 may not be construed to delay, prohibit or otherwise limit State's Attorney authorization for removal.

If burial site unmarked/undocumented, person requesting authorization must designate the location and boundaries of site (from which remains to be removed).

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