



## Jasper County Planning Department

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358 Third Avenue - Post Office Box 1659  
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### Jasper County Planning Commission

#### AGENDA

October 13, 2026  
4:00 PM

Clementa C. Pinckney Building  
Third Floor  
358 Third Ave.  
Ridgeland, SC 29936

**Call to Order: Chairman Pinckney**  
**Invocation & Pledge of Allegiance**  
**Approval of Agenda**  
**Approval of Minutes: September 15, 2026**

#### Old Business:

- A. Zoning Text Amendment – Article 6.1, *Use Regulations* & Article 11:7, *Conditional Use Regulations*, Family Cemeteries
- B. Zoning Text Amendment – Article 9:6, *Accessory Structures*, Height Requirements

#### New Business:

- A. Zoning Text Amendment – Article 9.3, *Continuation of Nonconformity*, Requiring a Business License

#### Discussion:

- A. Open Discussion

#### Adjourn





## Jasper County Planning and Building Services

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### Jasper County Planning Commission Staff Report

|                             |                                                                                                |
|-----------------------------|------------------------------------------------------------------------------------------------|
| <b>Meeting Date:</b>        | October 13, 2026                                                                               |
| <b>Project:</b>             | Zoning Text Amendment                                                                          |
| <b>Applicable Articles:</b> | Article 6 – Table 1, <i>Use Regulations</i> & Article 11:7, <i>Conditional Use Regulations</i> |
| <b>Statutory Notices:</b>   | Posted Agenda on October 8, 2026                                                               |
| <b>Submitted For:</b>       | Action                                                                                         |

#### Overview

The Planning Commission reviewed this proposed zoning text amendment for family cemeteries at their July and September Planning Commission Meetings. The proposed amendment for family cemeteries was in response to a request from a property owner who wishes to establish a family cemetery on his property. The Jasper County Zoning Ordinance regulates perpetual care cemeteries and church cemeteries, but it does not address family cemeteries.

At the July 14, 2026 Planning Commission Meeting the Commissioners suggested that the regulations include provisions for signage, maintenance, and making it clear the cemetery shall be located on 2 acres of undeveloped property. At the September 15, 2026 Planning Commission Meeting the Commissioners asked staff to provide state laws related to cemeteries and define family. There were different opinions about how far graves should be setback from property lines and about providing access to the public. It was suggested that staff look at the possibility of amending perpetual cemeteries as an alternative to family cemeteries.

After extensive research, it has been confirmed that there are no state laws prohibiting bodies from being buried on private property and there are no state laws regulating "family cemeteries", aside from requiring access to be provided to cemeteries located on private property for certain persons as outlined in Section 27-43-310 of the SC Code of Laws. State law also regulates removal of abandoned cemeteries, relocating graves, protecting cemeteries and protection of the remains of a human being.

While there are not any state laws that define or regulate "family cemeteries", there are "sufficient" regulations for perpetual cemeteries. In South Carolina there is a Perpetual Care Cemetery Board



that administers the State's regulations and oversees Perpetual Care Cemeteries. The Board is appointed by the Governor. The Board issues licenses through SC Department of Labor, Licensing and Regulations for perpetual care cemeteries to be established. The state has strict regulations that a cemetery company must follow; such as, record keeping of every burial, every purchaser of a plot, maintenance and management of the cemetery, trust funds for maintenance, signage, and disciplinary actions for violations, among other things. However, each county and municipality has zoning jurisdiction to determine where cemeteries are allowed, setback requirements, screening, and buffering, etc.

In 2002, the state passed a law requiring that a minimum of 30 acres of land be set aside for use as a cemetery under the perpetual care cemetery act, which is why the County requires 30 acres of land for a perpetual care cemetery to be established.

Embalmers and Funeral Directors must meet certain educational requirements and must be licensed by the SC Board of Funeral Service through the SC Department of Labor, Licensing, and Regulations. The SC Board of Funeral Service is appointed by the Governor and acts as a panel under the SC Department of Labor. The Board is responsible for examinations and licensing, adopting a code of ethics, investigating and resolving complaints, conducting hearings, receiving reports from funeral homes and crematories, disciplinary actions, and other things. Likewise, crematories are licensed and registered by the SC Board of Funeral Service and have strict guidelines they must adhere to.

Although the coroner position is an elected position in SC, there are certain qualifications required by the state that a person must possess in order to be eligible to run for office. Once elected the state requires mandatory training through the SC Criminal Justice Academy. The primary duty of a county coroner is to serve as the chief death investigator for their jurisdiction. While the coroner does not sign off on every death certificate, because when a person dies in a medical facility or a nursing home, the physician will sign off on the death certificate, the coroner is responsible to keep records of all deaths that occur within their jurisdiction. The state law also requires that the coroner be notified of any death that takes place in their jurisdiction.

#### **Outline of Text Amendment**

Based on additional research staff is proposing two (2) options for text amendments related to "family cemeteries".

- A. The first proposal is to modify Article 6.1 – *Table 1. Use Regulations* and Article 11:7, *Conditional Use Regulations*. As modified this option would not allow any NEW family cemeteries. Modifications are shown in red lettering (see next page).



Section 6.1 – TABLE 1

| <b>Sector 81: Other Services (except Public Administration)</b> | <b>NAICS</b> | <b>R</b> | <b>RRL</b> | <b>RP</b> | <b>RC</b> | <b>VC</b> | <b>CC</b> | <b>GC</b> | <b>ID</b> | <b>RE</b> | <b>MB</b> |
|-----------------------------------------------------------------|--------------|----------|------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| Auto Repair and Maintenance (Article 11:7.27A)                  | 8111         | N        | N          | N         | N         | N         | C         | C         | C         | N         | C         |
| Personal and Laundry Services                                   | 812          |          |            |           |           |           |           |           |           |           |           |
| Personal Care Services (Article 11:7.28)                        | 8121         | N        | N          | N         | N         | P         | P         | P         | P         | N         | N         |
| Funeral Homes and Services                                      | 81221        | N        | N          | N         | N         | P         | P         | P         | P         | N         | N         |
| Cemeteries, Perpetual Care (Article 11:7.29)                    | 81222        | N        | N          | C         | C         | C         | C         | C         | C         | N         | N         |
| Cemeteries, Church (Article 11:7.29)                            | 81222        | N        | N          | C         | C         | C         | C         | C         | C         | N         | N         |
| Cemeteries, Family (see Accessory Uses to Residential)          | N/A          | N/A      | N/A        | N/A       | N/A       | N/A       | N/A       | N/A       | N/A       | N/A       | N/A       |
| Crematories                                                     | 81222        | N        | N          | N         | N         | N         | P         | P         | P         | N         | P         |
| Laundry and Dry Cleaning Services                               | 8123         | N        | N          | N         | N         | N         | P         | P         | P         | N         | P         |
| Coin Operated Laundries/Dry Cleaning                            | 81231        | N        | N          | N         | N         | N         | P         | P         | N         | N         | N         |
| Pet Care Services (Except for Animal Shelters)                  | 81291        | N        | N          | N         | N         | N         | N         | P         | P         | N         | N         |
| Animal Shelters Only (Article 11:7.29A)                         | 812910       | N        | N          | C         | N         | N         | N         | P         | P         | N         | N         |
| Automotive Parking Lots and Garages                             | 81293        | N        | N          | N         | N         | N         | P         | P         | P         | N         | P         |
| Sexually Oriented Business (Article 17)                         | 81299        | N        | N          | N         | N         | N         | N         | C         | N         | N         | N         |
| All Other Personal Services                                     | 81299        | N        | N          | N         | N         | N         | P         | P         | N         | N         | N         |

| <b>Accessory Uses to Residential Uses</b> | <b>NAICS</b> | <b>R</b> | <b>RRL</b> | <b>RP</b> | <b>RC</b> | <b>VC</b> | <b>CC</b> | <b>GC</b> | <b>ID</b> | <b>RE</b> | <b>MB</b> |
|-------------------------------------------|--------------|----------|------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| Bathhouses & Cabanas                      | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Domestic Animal Shelters                  | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Non-Commercial Greenhouses                | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Private Garage & Carport                  | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Storage Building                          | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Swimming Pool, Tennis Courts              | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Auxiliary Shed, Workshop                  | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Home Occupation (Article 11:7.36)         | NA           | C        | C          | C         | C         | C         | C         | C         | N         | N         | N         |
| Horticulture, Gardening                   | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Family Day Care Home                      | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| Family Cemeteries                         | NA           | N        | N          | N         | N         | N         | N         | N         | N         | N         | N         |
| Satellite Dishes, etc.                    | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |

#### Article 11:7 Conditional Use Regulations

##### 11:7.29 Sector 81222; Cemeteries:

1. The minimum area for a perpetual care cemetery shall be thirty (30) acres. Cemeteries in existence prior to January 1, 2003 are exempt from this requirement. The minimum area



- for a church cemetery shall be one (1) acre.
2. Where a cemetery adjoins non-residentially zoned property, no setback is required. When a cemetery adjoins residentially zoned property, no building, structure, burial plot or storage of equipment or materials shall be located closer than 35 feet of any property line, and mausoleums, columbaria, and chapels shall not be located closer than 50 feet of any property line.
  3. Screening shall be provided in accordance with the provisions set forth in Section 12:8, Screening and Buffering Requirements.
  4. Adequate off-street waiting space shall be provided for funeral processions so that no vehicle stands or waits in a road right-of-way.
  5. All cemetery access shall be provided from an arterial or collector street.
  6. Mausoleums may be located only within the boundaries of approved cemeteries.
  7. Cemetery review standards in accordance with Chapter 43 Title 27 of the 1976 Code of Laws of South Carolina shall apply to all cemeteries, regardless of zoning classification.
  8. A storm water plan must be submitted and approved by the DSR before cemetery approval may be granted.
  9. A cemetery may not be located in a **Special Flood Hazard Area Overlay District**.

**Pre-existing Cemeteries:**

Any cemetery, **including family cemeteries created prior to October 31, 2026**, or portion of a cemetery that was approved, or was in the process of gaining approval, on the date of adoption of this Ordinance shall be considered a nonconforming use. All others shall be subject to the specific provisions of this Ordinance.

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- B. The second proposal is to modify Article 6.1 – *Table 1, Use Regulations* and Article 11:7, *Conditional Use Regulations*. As modified this option would allow family cemeteries as a conditional use in the Residential, Rural Preservation, Resource Conservation, Village Commercial, Community Commercial, and General Commercial Zoning Districts. Original modifications are shown in **red lettering**

Revisions made since the July 14, 2026 Planning Commission Meeting are highlighted in **yellow**.

Revisions made since the September 15, 2026 Planning Commission Meeting are shown in **bold blue lettering** with an **underline** (see next page).



Section 6.1 – TABLE 1

| Accessory Uses to Residential Uses   | NAICS | R | RRL | RP | RC | VC | CC | GC | ID | RE | MB |
|--------------------------------------|-------|---|-----|----|----|----|----|----|----|----|----|
| Bathhouses & Cabanas                 | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Domestic Animal Shelters             | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Non-Commercial Greenhouses           | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Private Garage & Carport             | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Storage Building                     | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Swimming Pool, Tennis Courts         | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Auxiliary Shed, Workshop             | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Home Occupation (Article 11:7.36)    | NA    | C | C   | C  | C  | C  | C  | C  | N  | N  | N  |
| Horticulture, Gardening              | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Family Day Care Home                 | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |
| Family Cemeteries (Article 11:7.36A) | NA    | C | N   | C  | N  | C  | C  | C  | N  | N  | N  |
| Satellite Dishes, etc.               | NA    | P | P   | P  | P  | P  | P  | P  | N  | N  | N  |

#### Article 11:7 Conditional Use Regulations

##### 11:7.36A Family Cemeteries

For the purpose of this Ordinance, family is defined as: a kinship unit consisting of a group of individuals united by blood, step-family, adopted individuals, and chosen family members who shared the group's lifelong commitment.

1. Family Cemeteries shall not be used for commercial purposes.
2. No Plots may be sold or allotted to anyone outside of the family.
3. Family Cemeteries shall not be located in a Special Flood Hazard Area or any wetlands.
4. All burial plots shall not be located closer than 150 feet of any property line
5. Any structure or storage of equipment or materials shall not be located closer than 50 feet of any property line, road right of way, or private street.
6. All access standards in accordance with SC Code § 27-43-310 shall be provided at all times. ~~This includes unrestricted access to the public.~~
7. Adequate off-street waiting space shall be provided for funeral processions so that no vehicle stands or waits in a road right-of-way.
8. Minimum lot size shall be 2 acres of undeveloped property.
9. Maximum number of plots shall not exceed 20.
10. The area to be used as a cemetery must be clearly identified on a plat showing the area dedicated for plots, the anticipated number of plots, access to the site and off-street parking spaces and or off street waiting area for vehicles during funeral processions. The plat must also meet the underlying zoning district requirements, be approved by the Planning Department, and shall be recorded with the Office of the Register of Deeds.
11. The family cemetery shall have signage posted, identifying the name of the cemetery or the family name of the cemetery as shown on the plat. In the case of heirs property, appropriate signage identifying the heirs family name shall be provided. The signage shall be in compliance with Article 15 of the Jasper County Zoning Ordinance, *Sign Regulations*.
12. The family cemetery shall be maintained at all times to include up-keep of the grass, headstones, graves, access roads, parking areas, fences, signs, and any other features that



may be included.

13. All bodies must be buried in a casket, vault or container designed for encasement of human remains.
14. The county coroner must be notified of the burial on family property for record keeping purposes.
15. A zoning permit and \$300.00 fee is required to establish a family cemetery.

#### **11:7.29 Sector 81222; Cemeteries:**

**P9.** A cemetery may not be located in a Special Flood Hazard Area ~~Overlay District.~~

#### **Pre-existing Cemeteries:**

Any cemetery, including family cemeteries created prior to October 31, 2026, or portion of a cemetery that was approved, or was in the process of gaining approval, on the date of adoption of this Ordinance shall be considered a nonconforming use. All others shall be subject to the specific provisions of this Ordinance.

#### **Findings & Analysis**

Based on additional research since the last Planning Commission Meeting, and discussions with both the Board of Funeral Service and the County Coroner, staff recommendation is to not allow any NEW family cemeteries to be created. Staff believe that burials should only take place in cemeteries that are registered and licensed through the state, that are heavily regulated and overseen by a Board. It will also be impossible for the County to regulate family cemeteries.

#### **Additional Zoning Ordinance Provisions / Application Requirements**

Article 2:2.1 – establishes the function of the Planning Commission as a review body and recommending body for Zoning text amendments as pursuant to S.C. Code § 6-29-340.

Article 3:2 – defines and establishes the procedures for Zoning text amendments in Jasper County.

#### **Attachments:**

1. SC Laws for Cemeteries
2. SC Code of Laws Title 40, Chapter 8, Perpetual Care Cemetery Act
3. SC Code of Laws Title 40, Chapter 19, Embalmers and Funeral Directors
4. SC Code of Laws Title 32, Chapter 8, Cremation Authorizations and Procedures
5. Cemeteries of Jasper County by Jasper County Historical Society
6. List of Jasper County, South Carolina Cemeteries via FamilySearch
7. Jasper County SC Cemeteries via Gary Flynn & Paul Kankula
8. Ordinance – **Which will be updated based on the Planning Commission's recommendation.**

**For informational purposes only, records of existing cemeteries are included in this staff report.**



## **SC LAWS REGARDING CEMETERIES**

### **Title 6 - LOCAL GOVERNMENT—PROVISIONS APPLICABLE TO SPECIAL PURPOSE DISTRICTS AND OTHER POLITICAL SUBDIVISIONS**

#### **CHAPTER 1 General Provisions**

##### **SECTION 6-1-35. Preservation and protection of cemeteries.**

(A) Counties and municipalities are authorized to preserve and protect any cemetery located within its jurisdiction which the county or municipality determines has been abandoned or is not being maintained and are further authorized to expend public funds and use county or municipal inmate labor, in the manner authorized by law, in connection with the cemetery.

(B) As used in this section, the term "preserve and protect" means to keep safe from destruction, peril, or other adversity and may include the placement of signs, markers, fencing, or other appropriate features so as to identify the site as a cemetery and so as to aid in the preservation and protection of the abandoned cemetery.

### **Title 16 - CRIMES AND OFFENSES**

#### **CHAPTER 17 Offenses Against Public Policy**

##### **SECTION 16-17-525. Wilfully, knowingly or maliciously disturbing funeral service; penalties.**

(A) It is unlawful for a person to wilfully, knowingly, or maliciously disturb or interrupt a funeral service. A person who violates this subsection is guilty of a misdemeanor and, upon conviction, shall be fined not more than five hundred dollars or imprisoned not more than thirty days. This subsection applies to a wilful, knowing, or malicious disturbance or interruption within:

- (1) one thousand feet of the funeral service; and
- (2) a time period of one-half hour before the funeral service until one-half hour after the funeral service.

(B) It is unlawful for a person to undertake an activity at a public or privately owned cemetery, other than the decorous participation in a funeral service or visitation of a burial space, without the prior written approval of the public or private owner. A person who violates this subsection is guilty of a misdemeanor and, upon conviction, must be fined not more than one hundred dollars or imprisoned not more than thirty days.

(C) For purposes of this section, "funeral service" means any ceremony, procession, or memorial held in connection with the memorialization, burial, cremation, or other disposition of a deceased person's body.

##### **SECTION 16-17-600. Destruction or desecration of human remains or repositories; liability of crematory operators; penalties.**

(A) It is unlawful for a person wilfully and knowingly, and without proper legal authority to:

- (1) destroy or damage the remains of a deceased human being.



(2) remove a portion of the remains of a deceased human being from a burial ground where human skeletal remains are buried, a grave, crypt, vault, mausoleum, Native American burial ground or burial mound, or other repository; or

(3) desecrate human remains.

A person violating the provisions of subsection (A) is guilty of a felony and, upon conviction, must be fined not more than five thousand dollars or imprisoned not less than one year nor more than ten years, or both.

A crematory operator is neither civilly nor criminally liable for cremating a body which (1) has been incorrectly identified by the funeral director, coroner, medical examiner, or person authorized by law to bring the deceased to the crematory; or (2) the funeral director has obtained invalid authorization to cremate. This immunity does not apply to a crematory operator who knew or should have known that the body was incorrectly identified.

(B) It is unlawful for a person wilfully and knowingly, and without proper legal authority to:

(1) obliterate, vandalize, or desecrate a burial ground where human skeletal remains are buried, a grave, graveyard, tomb, mausoleum, Native American burial ground or burial mound, or other repository of human remains;

(2) deface, vandalize, injure, or remove a gravestone or other memorial monument or marker commemorating a deceased person or group of persons, whether located within or outside of a recognized cemetery, Native American burial ground or burial mound, memorial park, or battlefield; or

(3) obliterate, vandalize, or desecrate a park, Native American burial ground or burial mound, or other area clearly designated to preserve and perpetuate the memory of a deceased person or group of persons.

A person violating the provisions of subsection (B) is guilty of a felony and, upon conviction, must be imprisoned not more than ten years or fined not more than five thousand dollars, or both.

(C)(1) It is unlawful for a person wilfully and knowingly to steal anything of value located upon or around a repository for human remains or within a human graveyard, cemetery, Native American burial ground or burial mound, or memorial park, or for a person wilfully, knowingly, and without proper legal authority to destroy, tear down, or injure any fencing, plants, trees, shrubs, or flowers located upon or around a repository for human remains, or within a human graveyard, cemetery, Native American burial ground or burial mound, or memorial park.

(2) A person violating the provisions of item (1) is guilty of:

(a) a felony and, upon conviction, if the theft of, destruction to, injury to, or loss of property is valued at four hundred dollars or more, must be fined not more than five thousand dollars or imprisoned not more than five years, or both, and must be required to perform not more than five hundred hours of community service;

(b) a misdemeanor triable in magistrates court or municipal court, notwithstanding the provisions of Sections 22-3-540, 22-3-545, 22-3-550, and 14-25-65, if the theft of, destruction to, injury to, or loss of property is valued at less than four hundred dollars. Upon conviction, a person must be fined not more than one thousand dollars, or imprisoned not more than thirty days, or both, and must be required to perform not more than two hundred fifty hours of community service.

(D) A person who owns or has an interest in caring for the property, in the case of private lands, or the State, in the case of state lands, may bring a civil action for a violation of this section to recover damages, and the cost of restoration and repair of the property, plus attorney's fees and court costs.



## **Title 17 - CRIMINAL PROCEDURES**

### **ARTICLE 7**

#### **Duties of Coroners and Medical Examiners**

##### **SECTION 17-5-510. Duties of coroner and medical examiner.**

In counties which have both a coroner and a medical examiner:

- (1) the coroner has the ultimate responsibility for carrying out the duties required by this article;
- (2) the medical examiner's duties must be specified in an annual written contract between the county governing body and the medical examiner.

##### **SECTION 17-5-520. Authority to order autopsy, request in event of child's death.**

(A) In addition to the powers vested in other law enforcement officials to order an autopsy, the coroner or medical examiner is authorized to determine that an autopsy be made.

(B) The coroner or medical examiner immediately shall request an autopsy if a child's death occurs as defined in Section 17-5-540. The autopsy must be performed as soon as possible by a pathologist with forensic training.

##### **SECTION 17-5-530. Duty to notify coroner's or medical examiner's office of certain deaths and stillbirths; inquiry; findings; notification of next-of-kin; consent for certain actions.**

(A) If a person dies:

- (1) as a result of violence;
- (2) as a result of apparent suicide;
- (3) when in apparent good health;
- (4) when unattended by a physician;
- (5) in any suspicious or unusual manner;
- (6) while an inmate of a penal or correctional institution;
- (7) as a result of stillbirth when unattended by a physician; or
- (8) in a health care facility, as defined in Section 44-7-130(10) other than nursing homes, within twenty-four hours of entering a health care facility or within twenty-four hours after having undergone an invasive surgical procedure at the health care facility;

a person having knowledge of the death immediately shall notify the county coroner's or medical examiner's office. This procedure also must be followed upon discovery of anatomical material suspected of being or determined to be a part of a human body.

(B) The coroner or medical examiner shall make an immediate inquiry into the cause and manner of death and shall reduce the findings to writing on forms provided for this purpose. If the inquiry is made by a medical examiner, the medical examiner shall retain one copy of the form and forward one copy to the coroner. In the case of violent death, one copy must be forwarded to the county solicitor of the county in which the death occurred.

(C) The coroner or medical examiner shall notify in writing the deceased person's next-of-kin, if known, that in the course of performing the autopsy, body parts may have been retained for the purpose of investigating the cause and manner of death.

(D) In performing an autopsy or post-mortem examination, no body parts, as defined in Section 44-43-305, removed from the body may be used for any purpose other than to determine the cause or manner of death unless the person authorized to consent, as defined in Section 44-43-315, has given informed consent to the procedure. The person giving the informed consent must be given the opportunity to give informed consent and authorize the procedure on a witnessed, written consent



form using language understandable to the average lay person after face-to-face communication with a physician, coroner, or medical examiner about the procedure. If the person authorizing the procedure is unable to consent in person, consent may be given through a recorded telephonic communication.

(E) If the coroner or medical examiner orders an autopsy upon review of a death pursuant to item (8) of subsection (A), the autopsy must not be performed:

- (1) at the health care facility where the death occurred;
- (2) by a physician who treated the patient; or
- (3) by a physician who is employed by the health care facility in which the death occurred;

unless the coroner or medical examiner certifies that no reasonable alternative exists.

**SECTION 17-5-835. Persons authorized to view photographs or videos of autopsy; training use exception; penalty.**

(A) Photographs, videos, or other visual images and audio recordings of or related to the performance of an autopsy shall only be viewed by or disseminated to:

- (1) the coroner or the medical examiner, or both, and their staff;
- (2) members of law enforcement agencies, for official use only;
- (3) parents of the deceased, surviving spouse, children, guardian, personal representative next of kin, and any other person given permission or authorization to view or possess the visual images by the personal representative of the deceased's estate;
- (4) those involved in a judicial or administrative proceeding related to the death of the subject of the photograph, video, other visual image or audio recordings including, but not limited to:
  - (a) parties to a civil suit arising from, related to, or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings, and the attorneys for the parties and the staff of the attorneys;
  - (b) a person charged with a crime arising from, related to or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings, and the person's attorney and the staff of the attorney;
  - (c) staff of the prosecutor's office considering or prosecuting criminal charges arising from, related to or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings;
  - (d) lay and expert witnesses conferred with, consulted or retained by a party or an attorney considering or involved in a legal or administrative proceeding arising from, related to or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings;
  - (e) judges and administrative hearing officers, as well as their staff, involved in a judicial or administrative proceeding arising from, related to or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings, and
  - (f) members of any jury, including grand juries, petit juries and coroner's juries, empanelled to hear or decide any issue arising from, related to or relevant to the death or autopsy of the subject of the photograph, video, other visual image or audio recordings;
- (5) physicians and other persons consulted by or supervising the physicians or persons who were involved in the performance of the autopsy of the subject of the photograph, video, other visual images, or audio recordings; and
- (6) a person who receives such photographs, videos, or other visual images pursuant to a validly issued court order, after notice and opportunity to object are provided to the personal representative of the deceased's estate.

These photographs and videos must be released and disseminated only as authorized by this section.

(B) Notwithstanding the provisions contained in subsection (A), a photograph, video, other visual image of an autopsy, or an audio recording of an autopsy, or a combination of each of these items, after all information immediately identifying the decedent has been redacted and after making facial recognition anonymous to the extent reasonably possible if lawfully



obtained or possessed may be used for:

- (1) legitimate medical scientific teaching or training purposes;
- (2) legitimate teaching or training of law enforcement personnel;
- (3) teaching or training of attorneys or other individuals with a professional need to use or understand forensic science or public health;
- (4) conferring with medical or scientific experts in the field of forensic science or public health; or
- (5) publication in a scientific or medical or legal journal or textbook.

(C) A person who violates this section is guilty of a misdemeanor and, upon conviction, must be fined not less than five thousand dollars nor more than fifty thousand dollars. Each violation under this section must be considered a separate offense.

**SECTION 17-5-540. Coroner or medical examiner to notify Department of Child Fatalities of certain child deaths.**

The coroner or medical examiner, within twenty-four hours or one working day, whichever occurs first, must notify the Department of Child Fatalities when a child dies in the county he serves:

- (1) as a result of violence;
- (2) in any suspicious or unusual manner; or
- (3) when the death is unexpected and unexplained including, but not limited to, possible sudden infant death syndrome.

**SECTION 17-5-641. Local Child Fatality Review Teams; composition; notifications.**

(A) For the purposes of this section, "a person responsible for a child's welfare" has the same meaning as in Section 63-7-20(18).

(B) The coroner of each county, within a timeframe not exceeding seven working days, shall schedule a local Child Fatality Review Team to perform a review of a case where a child under the age of eighteen dies in the county he serves. The team may be composed of:

- (1) the county coroner or his designee;
- (2) a local law enforcement officer;
- (3) an agent from the State Law Enforcement Division's Department of Child Fatalities assigned to the case;
- (4) a board certified child abuse pediatrician;
- (5) a representative from the local county department of social services; and
- (6) a forensic pathologist.

(C) In addition to the mandatory notification requirement in Section 17-5-540, the coroner shall immediately notify the local county department of social services and request any involvement of the agency, excluding any economic services, in the life of the child, a sibling, or a person responsible for a child's welfare that resulted in a referred, indicated, or unfounded case.

(D) The local county department of social services, within twenty-four hours or one working day, whichever comes first, must provide the coroner and the State Law Enforcement Division's Department of Child Fatalities information related to any involvement of the agency, excluding any economic services, in the life of the child, a sibling, or a person responsible for a child's welfare that resulted in a referred, indicated, or unfounded case.

**SECTION 17-5-542. Local Child Fatality Review Teams; purpose; reports.**

(A) The purpose of the local Child Fatality Review Team is to rapidly and expeditiously review all child deaths that occur in the



county in which each coroner serves.

(B) To achieve this purpose, the local Child Fatality Review Team shall:

(1) enter the team's findings of each reviewed child death into the Child Death Review Case Reporting System at the direction of the coroner;

(2) submit to the State Child Fatality Advisory Committee, a monthly report and any other reports prepared by the team, including the team's findings of each reviewed child death; and

(3) submit a report of the findings of each reviewed child death to the Bureau of Vital Statistics as prescribed by the State.

**SECTION 17-5-543. Meetings of Child Fatality Review Team; confidentiality; penalties.**

(A) Meetings of the Child Fatality Review Team, the "review team", are closed to the public and are not subject to Chapter 4, Title 30, the Freedom of Information Act, when the review team is discussing individual cases of child deaths.

(B) Except as provided in subsection (C), meetings of the review team are open to the public and subject to the Freedom of Information Act when the review team is not discussing individual cases of child deaths.

(C) Information identifying a deceased child or a family member, guardian, or caretaker of a deceased child, or an alleged or suspected perpetrator of abuse or neglect upon a child may not be disclosed during a public meeting and information regarding the involvement of any agency with the deceased child or family may not be disclosed during a public meeting.

(D) Violation of this section is a misdemeanor and, upon conviction, a person must be fined not more than five hundred dollars or imprisoned not more than six months, or both.

**SECTION 17-5-544. Child Fatality Review team; exemptions from disclosure; public information; penalties.**

(A) All information, documents, and records of the Child Fatality Review team, records acquired by the review team, or records prepared by members of the review team in the exercise of their purposes and duties pursuant to this article are confidential, exempt from disclosure under Chapter 4, Title 30, the Freedom of Information Act, and only may be disclosed as necessary to carry out the review team's duties and purposes.

(B) Statistical compilations of data that do not contain information that would permit the identification of a person to be ascertained are public records.

(C) Reports of the review team that do not contain information that would permit the identification of a person to be ascertained are public information.

(D) Except as necessary to carry out the review team's purposes and duties, members of the committee and persons attending their meeting may not disclose what transpired at a meeting and may not disclose information, the disclosure of which is prohibited by this section.

(E) Members of the Child Fatality Review Team, persons attending a committee meeting, and persons who present information to the review team may not be required to disclose in any civil or criminal proceeding information presented in or opinions formed as a result of a meeting, except that information available from other sources is not immune from introduction into evidence through those sources solely because it was presented during proceedings of the committee or department or because it is maintained by the committee or department. Nothing in this subsection may be construed to prevent a person from testifying to information obtained independently of the committee or which is public information.

(F) All information, documents, and records of the Child Fatality Review team, records acquired by the review team, and records prepared by the review team are not subject to subpoena, discovery, or the Freedom of Information Act, except that information, documents, and records otherwise available from other sources are not immune from subpoena, discovery, or the Freedom of Information Act through those sources solely because they were presented during proceedings of the committee or department or because they are maintained by the committee or department.

(G) Violation of this section is a misdemeanor and, upon conviction, a person must be fined not more than five hundred dollars or imprisoned for not more than six months, or both.



**SECTION 17-5-550.** Coroner or medical examiner may petition for warrant to inspect home of child whose death occurred elsewhere.

If the home or premises last inhabited by a child is not the scene of the death of a child, the coroner or medical examiner while conducting an investigation of the death, may petition the local magistrate of the appropriate judicial circuit for a warrant to inspect the home or premises inhabited by the deceased before death. The local magistrate must issue the inspection warrant upon probable cause to believe that events in the home or premises may have contributed to the death of the child.

**SECTION 17-5-555.** Reporting certain deaths of vulnerable adults.

(A) The coroner or medical examiner, within twenty- four hours or one working day, whichever occurs first, must notify the Vulnerable Adults Investigations Unit of the South Carolina Law Enforcement Division or appropriate law enforcement when a vulnerable adult dies in the county he serves:

- (1) as a result of violence, when unattended by a physician, and in any suspicious or unusual manner; or
- (2) when the death is unexpected and unexplained.

(B) If the home or premises last inhabited by a vulnerable adult is not the scene of the death of the vulnerable adult, the coroner or medical examiner, while conducting an investigation of the death, may petition the local magistrate of the appropriate judicial circuit for a warrant to inspect the home or premises inhabited by the deceased before death. The local magistrate must issue the inspection warrant upon probable cause to believe that events in the home or premises may have contributed to the death of the vulnerable adult.

(C) For purposes of this section:

- (1) "vulnerable adult" has the same meaning as defined in Section 43-35-10(11);
- (2) a vulnerable adult is not considered to be "unattended by a physician" when a physician has, before death, provided diagnosis and treatment following a fatal injury;
- (3) "unexpected death" includes all vulnerable adult deaths that, before investigation, appear possibly to have been caused by trauma, suspicious, or obscure circumstances, or abuse or neglect.

**SECTION 17-5-560.** Certification of cause of death on death certificate.

(A) The coroner, deputy coroner, medical examiner, or deputy medical examiner must, in any case investigated, complete and sign the medical certification portion of the death certificate within twenty-four hours after being notified of the death.

(B) The coroner or medical examiner must, at the time of releasing a body to a funeral director or person acting as a funeral director, or as soon as practical after releasing the body, execute and sign the medical certification of the cause of death on the prescribed form.

(C) In any case where autopsy is scheduled and the coroner or medical examiner wishes to await its gross findings to confirm a tentative clinical finding, the coroner or medical examiner must give the funeral director notice as to when he expects to have the medical data necessary for the certification of cause of death. If the certificate cannot be signed within the prescribed time set forth, the coroner or medical examiner must indicate that the cause of death is pending and sign the certification accordingly. Immediately after the medical data necessary for determining the cause of death has been made known, the coroner or medical examiner must, over his signature, forward the cause of death to the registrar and notify the funeral director involved that this action has been taken.

(D) As used in this section, the terms "sign", "signed", or "signature" mean a written signature or an electronic signature authorized in the Electronic Commerce Act, Chapter 5, Title 26.

**SECTION 17-5-570.** Release and burial of dead bodies; preservation and disposition of unidentified dead bodies.

(A) After the post-mortem examination, autopsy, or inquest has been completed, the dead body must be released to the person lawfully entitled to it for burial. If no person claims the body, the coroner or medical examiner must notify the board created pursuant to Section 44-43-510. If the board does not accept the body, the body must be turned over to the coroner of the county where death occurred for disposition as provided by law. If the deceased has an estate out of which burial



expenses can be paid either in whole or in part, the estate must be taken for that purpose before an expense under this section is imposed upon a county.

(B) If the body cannot be identified through reasonable efforts, the coroner must forward the body to the Medical University of South Carolina or other suitable facility for preservation. If the body remains unidentified thirty days after the coroner forwarded the body, the Medical University of South Carolina or other facility preserving the body must immediately notify the State Law Enforcement Division (SLED). If the body has not been identified within thirty days after SLED has entered the unidentified person's DNA profile into the Combined DNA Indexing System pursuant to Section 23-3-635, the Medical University may retain possession of the body for its use and benefit or return the body to the coroner of the county where death occurred for disposition as provided by law. A facility other than the Medical University utilized by the coroner for storage of an unidentified body may dispose of the body as provided by law or return the body to the coroner of the county where death occurred for disposition.

(C) If an unidentified body is preserved at the Medical University, the county is responsible for transporting the body to and from the Medical University; however, the county is not responsible for the cost of preserving the body at the Medical University. If an unidentified body is preserved at the Medical University, the Medical University must absorb the cost of preserving the body for not less than thirty days.

#### **SECTION 17-5-580. Authorization for removal of dead body; penalties; coroner's jury.**

(A)(1) It is unlawful for any person to move or authorize removal of a body from the place where the body is found until the investigation is completed and the removal is authorized by the coroner, deputy coroner, medical examiner, or deputy medical examiner in charge.

(2) It is unlawful for any person to move or transport a body across the county line until the investigation of the case, the post-mortem examination, or autopsy is complete and until removal of the body is authorized by the coroner or medical examiner or one of the coroner's or medical examiner's designated assistants.

(3) Any person who violates this subsection is guilty of a misdemeanor and, upon conviction, must be punished by a fine of not less than five hundred dollars nor more than one thousand dollars or by imprisonment for not more than sixty days, or both.

(B) No coroner's jury may be impaneled until the investigation is completed and copies of the reports of the county medical examiner and peace officer in charge are received by the coroner. The jury is not required to view the body.

#### **SECTION 17-5-590. Disposition of remains of unidentified dead bodies.**

(A) If the body of a dead person is unidentifiable, the remains may not be cremated for at least thirty days. The coroner or medical examiner must have the remains buried or interred in a cemetery in the county in which the remains were found.

(B) If a coroner has possession of human remains that have been identified and the deceased person has been determined to be an unclaimed veteran, then the coroner must release the remains to a funeral home, funeral establishment, or mortuary for disposition pursuant to the provisions of Chapter 12, Title 25.

#### **SECTION 17-5-600. Permit required for cremation.**

When the body of any dead person who died in the county is to be cremated, the person who has requested the cremation must secure a permit for the cremation from the coroner, deputy coroner, medical examiner, or deputy medical examiner. A person who willfully fails to secure a permit for cremation is guilty of a misdemeanor and, upon conviction, must be fined not less than twenty dollars and not more than five hundred dollars. A permit for cremation promptly must be acted upon by the coroner or medical examiner.

#### **SECTION 17-5-610. Duty to notify coroner or medical examiner in certain cases when body is buried without investigation.**

If in a case of sudden, violent, or suspicious death a body is buried without an investigation by the coroner or medical examiner, a person having knowledge of this fact must notify the coroner or the medical examiner.



## **Title 27 - PROPERTY AND CONVEYANCES**

### **CHAPTER 43 Cemeteries**

#### **ARTICLE 1 Removal of Abandoned Cemeteries**

##### **SECTION 27-43-10. Notice of proposed removal; due care required.**

A person who owns land on which is situated an abandoned cemetery or burying ground may remove graves in the cemetery or ground to a suitable plot in another cemetery or suitable location if:

(1) It is necessary and expedient in the opinion of the governing body of the county or municipality in which the cemetery or burying ground is situated to remove the graves. The governing body shall consider objections to removal pursuant to the notice under item (2) or otherwise before it approves removal.

(2) Thirty days' notice of removal is given to the relatives of the deceased persons buried in the graves, if they are known. If no relatives are known, thirty days' notice must be published in a newspaper of general circulation in the county where the property lies. If no newspaper is published in the county, notice must be posted in three prominent places in the county, one of which must be the courthouse door.

(3) Due care is taken to protect tombstones and replace them properly, so as to leave the graves in as good condition as before removal.

##### **SECTION 27-43-20. Removal to plot agreeable to governing body and relatives; determination of suitable plot in case of disagreement.**

The plot to which the graves are removed shall be one which is mutually agreeable between the governing body of the county or municipality and the relatives of the deceased persons. If a suitable plot cannot be agreed upon between the parties concerned the matter shall be finally determined by a board of three members which shall be convened within fifteen days after final disagreement on the new location of the plot. The board shall be appointed as follows: One member shall be appointed by the county or municipality, one member shall be appointed by the relatives, and a third member shall be selected by the two. The decision of the board shall be final.

##### **SECTION 27-43-30. Supervision of removal work; expenses.**

All work connected with the removal of the graves shall be done under the supervision of the governing body of the county, who shall employ a funeral director licensed by this State. All expenses incurred in the operation shall be borne by the person seeking removal of the graves.

##### **SECTION 27-43-40. Evidence of abandonment.**

The conveyance of the land upon which the cemetery or burying ground is situated without reservation of the cemetery or burying ground shall be evidence of abandonment for the purposes of this chapter.

#### **ARTICLE 3 Access to Cemeteries on Private Property**

##### **SECTION 27-43-310. Cemeteries on private property; persons entitled to access; purposes; notice; institution of proceedings in magistrate's court; immunity from civil liability.**

(A) An owner of private property on which a cemetery, burial ground, or grave is located must allow ingress and egress to the cemetery, burial ground, or grave as provided in this section by any of the following persons

(1) family members and descendants of deceased persons buried on the private property or an agent who has the written permission of family members or descendants;



(2) a cemetery plot owner;

(3) persons lawfully participating in a burial; or

(4) a person engaging in genealogy research who has received the written permission of:

(a) family members or descendants of deceased persons buried on the private property; or

(b) the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf and with permission of the owner of record.

(B) The ingress and egress granted to persons specified in subsection (A) must be exercised as provided in this section and is limited to the purposes of:

(1) visiting graves;

(2) maintaining the gravesite or cemetery;

(3) lawfully burying a deceased person in a cemetery or burial plot by those granted rights of burial to that plot; or

(4) conducting genealogy research.

(C)(1) In order to exercise the ingress and egress provided in subsection (A), a person authorized by subsection (A) must give written notice to the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf of and with permission of the owner of record that:

(a) he or the person for whom he requests ingress and egress meets the statutory requirements provided in subsection (A); and

(b) he requests a written proposal designating reasonable conditions for the exercise of ingress and egress as provided in subsection (B).

(2) Within thirty days after receipt of the written notice to exercise the ingress and egress, the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf and with permission of the owner of record must respond with a written proposal designating reasonable conditions for ingress and egress, including, but not limited to, routes to be used for access, duration of access, and time restrictions for access.

(3) The exercise of ingress and egress on the property by persons authorized in subsection (A) for the purposes specified in subsection (B) must be exercised as reasonably restricted in time and manner by the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf and with permission of the owner of record. The exercise of ingress and egress must not substantially and unreasonably interfere with the use, enjoyment, or economic value of the property by the owner or an occupant of the private property.

(4) notice of reasonable conditions for the exercise of the ingress and egress as provided in subsection (B) have not been proposed or accepted, a person authorized by subsection (A) or the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf and with permission of the owner may institute a proceeding in the magistrate's court of the county in which the cemetery, burial ground, or grave is located. In granting relief to either party, the magistrate may set the frequency, hours, duration, or other conditions of the ingress and egress.

(5) A magistrate may deny the exercise of ingress and egress as provided in this section if:

(a) the person seeking to exercise the ingress and egress is not authorized by subsection (A); or



(b) the magistrate is presented with credible evidence that the person authorized by subsection (A) is involved in an imminent or actual violation of state or local law while upon, or entering, or exiting the private property; or

(c) the magistrate makes a finding, based upon a showing of credible evidence, that there is no condition of entry, no matter how limited in time, manner, or otherwise restricted, that would allow the person authorized by subsection (A) to enter the private property for the purposes authorized by subsection (B) without substantially and unreasonably interfering with the use, enjoyment, or economic value of the property by the owner or an occupant of the private property.

(6) The provisions of this subsection do not authorize a magistrate to make determinations concerning the title of the property or establish an easement across the property.

(D) In the absence of intentional or wilful misconduct, or intentional, wilful, or malicious failure to guard or warn against a dangerous condition, use, structure, or activity, the owner of record, an agent of the owner of record, or an occupant of the private property acting on behalf and with permission of the owner of record is immune from liability in any civil suit, claim, action, or cause of action arising out of the access granted pursuant to this section.

(E)(1) A person exercising ingress or egress to a cemetery, burial ground, or grave under the provisions of this section is responsible for conducting himself in a manner that does not damage the private property or the cemetery, burial ground, or grave, and is liable to the owner of record for any damage caused as a result of the ingress or egress.

(2) The ingress or egress to a cemetery, burial ground, or grave on private property conferred by this section does not include the authority to operate motor vehicles on the private property unless a road or adequate right-of-way exists that permits access by motor vehicles and the person authorized to exercise ingress and egress by subsection (A) has been given written permission to use motor vehicles on the road or right-of-way.

(F)(1) The provisions of this section do not apply to any deed or other written instrument executed prior to the effective date of this section which creates or reserves a cemetery, burial ground, or grave on private property, and which specifically sets forth terms of ingress and egress.

(2) The provisions of this section in no way abrogate, affect, or encumber the title to the landowner's private property and are exercisable only for a particular private property that is subject to the provisions of this section. SECTION 27-43-10. Notice of proposed removal; due care required.

A person who owns land on which is situated an abandoned cemetery or burying ground may remove graves in the cemetery or ground to a suitable plot in another cemetery or suitable location if:

(1) It is necessary and expedient in the opinion of the governing body of the county or municipality in which the cemetery or burying ground is situated to remove the graves. The governing body shall consider objections to removal pursuant to the notice under item (2) or otherwise before it approves removal.

(2) Thirty days' notice of removal is given to the relatives of the deceased persons buried in the graves, if they are known. If no relatives are known, thirty days' notice must be published in a newspaper of general circulation in the county where the property lies. If no newspaper is published in the county, notice must be posted in three prominent places in the county, one of which must be the courthouse door.

(3) Due care is taken to protect tombstones and replace them properly, so as to leave the graves in as good condition as before removal.



Title 40 Professions and Occupations

CHAPTER 8  
South Carolina Perpetual Care Cemetery Act

**SECTION 40-8-10. Short title.**

This chapter may be cited as the "South Carolina Perpetual Care Cemetery Act".

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-20. Perpetual Care Cemetery Board; creation.**

For the purposes of administering this chapter, there is established a South Carolina Perpetual Care Cemetery Board with the power and duty to promulgate regulations, approved by the Director of the Department of Labor, Licensing and Regulation, to carry out this chapter as provided for by Section 40-1-10.

Cemeteries, burial grounds, and any agreement or contract which has for a purpose the furnishing or delivering of a person, property, or merchandise of any nature in connection with the final disposition of a dead human body, must be subject to sufficient regulation by the State to ensure that sound business practices are followed by all entities subject to this chapter.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-30. Definitions.**

As used in this chapter, unless otherwise stated or unless the context clearly indicates otherwise:

- (1) "Administrator" means the individual, appointed by the director, to whom the director has delegated authority to administer the programs of the South Carolina Perpetual Care Cemetery Board
- (2) "Authorization to operate" or "operation authorization" means the approval to operate a cemetery, which has been granted by the South Carolina Perpetual Care Cemetery Board. This authorization is granted in the form of a license.
- (3) "Board" means the South Carolina Perpetual Care Cemetery Board.
- (4) "Cared-for" means the physical appearance including, but not limited to, shrubs and trees pruned and trimmed, flower beds weeded, drives maintained, and lawns mowed when needed equivalent to once a week during grass growing season with ample rainfall.
- (5) "Cemetery" means a place used, dedicated, or designated for cemetery purposes including any one or combination of:
  - (a) perpetual care cemeteries;
  - (b) burial parks for earth interment;
  - (c) mausoleums;
  - (d) columbariums.
- (6) "Cemetery company" means a legal entity that owns or controls cemetery lands or property and conducts the business of a cemetery, including all cemeteries owned and operated by cemetery sales organizations or cemetery management organizations or any other entity.
- (7) "Columbarium" means a structure or building substantially exposed aboveground intended to be used for the interment of the cremated remains of a deceased person
- (8) "Department" means the Department of Labor, Licensing and Regulation.
- (9) "Director" means the Director of the Department of Labor, Licensing and Regulation, or the director's official designee.
- (10) "Grave space" means a space of ground in a cemetery intended to be used for the interment in the ground of the remains of a deceased person.
- (11) "Human remains" or "remains" means the body of a deceased person and includes the body in any stage of decomposition.



(12) "Licensee" means a person granted an authorization to operate pursuant to this chapter and refers to a person holding a license granted pursuant to this chapter.

(13) "Mausoleum" means a structure or building substantially exposed aboveground, intended to be used for the entombment of the remains of a deceased person.

(14) "Memorial" means a bronze marker set approximately level with the turf for the purpose of identification, or interchanged to mean upright markers in garden sections which are plotted and specified for the use of upright markers. The term "marker" is interchanged with the term "memorial" in this chapter.

(15) "Merchandise" means items used in connection with grave space, niches, mausoleum crypts, granite, memorials, grave liners, and vaults; however, merchandise shall expressly exclude caskets and cremation urns, burial clothing, facilities used for preparation, viewing, and automotive equipment and transportation. Items expressly excluded under the definition of merchandise in this provision must be governed by Chapter 7 of Title 32.

(16) "Outer burial container" means the following:

(a) **Category I – Protective Outer Burial Container**—An outer burial container (vault) in which a casket or similar burial device is placed for in-ground interment and is designed and constructed to support the weight of the earth and standard cemetery maintenance equipment and to prevent the grave from collapsing while resisting the entrance of water or any other element found in the soil in which it is interred.

(b) **Category II – Nonprotective Outer Burial Container**—A nonsealing outer burial container (grave liner) in which a casket or similar burial device is placed for in-ground interment and is designed and constructed to support the weight of the earth and standard cemetery maintenance equipment and to prevent the grave from collapsing.

(17) "Perpetual care" means the maintenance and the reasonable administration of the cemetery grounds and buildings in keeping with a cemetery properly maintained using a care and maintenance trust fund. In the event that a cemetery offers perpetual care for some designated sections of its property but does not offer perpetual care to other designated sections, the cemetery must be considered a perpetual care cemetery for the purposes of this chapter.

(18) "Person" means an individual, entity, corporation, partnership, joint venture, or association.

(19) "Trust institution" means a state or national bank, state or federal savings and loan association, or trust company authorized to act in a fiduciary capacity in this State.

HISTORY: 2002 Act No. 322, § 10A.

#### **SECTION 40-8-35. Cemetery contract disclosure requirements.**

The cemetery contract must disclose to the consumer:

(1) the type of outer burial container being purchased (a Category I, Protective Outer Burial Container, or a Category II, Nonprotective Outer Burial Container);

(2) that the outer burial container either has a warranty or that it does not have a warranty; and

(3) if the outer burial container purchased in advance of need is not available at the time of need, the cemetery shall make available to the purchaser or his representative an outer burial container of equal or greater value. The purchaser or his representative is entitled to approve any substitutions.

HISTORY: 2002 Act No. 322, § 10A.

#### **SECTION 40-8-40. Licensure requirements, "Perpetual Care" and "No Perpetual Care" designations.**

No entity may engage in the business of operating a perpetual care cemetery company, except as authorized by this chapter, without first obtaining a license from the board. A license issued under this



chapter is not transferable or assignable and a licensee may not develop or operate a perpetual care cemetery authorized by this chapter under a name or a location other than that contained in the license.

No entity may hold itself out to be a perpetual care cemetery without an authorization to operate as such by the South Carolina Perpetual Care Cemetery Board.

Those cemeteries which furnish perpetual care to some portions and no perpetual care to other portions shall identify the appropriate sections of the cemetery at application and shall designate each section by a sign on the premises. Portions designated "Perpetual Care" may not be changed to "No Perpetual Care" once the designation is made.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-50. Board membership.**

The board consists of seven members appointed by the Governor. Three appointed members must be public members who have no financial interest in and are not involved in the management of a cemetery or funeral-related business, and four members must be owners or managers of cemeteries in this State who may be selected from nominees submitted by the South Carolina Cemetery Association. The Governor shall appoint members of the board in the manner provided in this section. Of the seven members, three of the initial board members must be appointed for a term of two years, two for a term of three years, and two for a term of four years. At the end of their respective terms, successors must be selected in the same manner and appointed for terms of four years and until their successors are appointed and qualify. Nominations for appointment for the four professional members must be received by the Governor from the South Carolina Cemetery Association. If the Governor does not approve the recommendations, the association shall provide the Governor with another list of nominees, and the Governor may select a nominee from the list provided or appoint another suitable candidate of his choice. The Governor may replace any board member at any time for cause. An appointment to fill a vacancy on the board is for the balance of the unexpired term in the manner of the original appointment.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-60. Election of chairman and vice chairman; expense reimbursements; meetings.**

The board shall elect annually a chairman and vice chairman. Each member of the board shall receive the usual mileage, per diem, and subsistence as provided by law for members of state boards, committees, and commissions. All expenses of the board must be paid from fees received by the board.

The board shall meet at least semiannually and may hold special meetings at any time and place within the State at the call of the chairman or upon written request of at least four members.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-70. Board power and duties.**

In addition to the powers and duties included in Sections 40-1-70 through 40-1-100, the board shall establish policies and procedures consistent with this chapter, shall have the full power to regulate the issuance of licenses, and shall discipline licensees in any manner permitted by this chapter or under the provisions of Sections 40-1-110 through 40-1-150.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-75. Seal.**

The board shall have and use an official seal bearing the name of the board.

HISTORY: 2002 Act No. 322, § 10A.



**SECTION 40-8-80. License fees.**

(A) The following fees must be assessed, collected, and adjusted on behalf of the board by the Department of Labor, Licensing and Regulation in accordance with this chapter and the provisions of Section 40-1-50(D):

- (1) a license fee of eight hundred fifty dollars, annually;
- (2) an application fee of two hundred fifty dollars.

(B) Notwithstanding subsection (A), the fees for a cemetery in existence on the effective date of this chapter, which consists of ten acres or less of land are as follows:

- (1) a license fee of four hundred dollars, annually;
- (2) an application fee of two hundred fifty dollars.

(C) The license period is from January first through December thirty-first.

(D) Failure to renew a license by the December thirty-first renewal date renders the license invalid. The license may be reinstated upon receipt of an application postmarked not later than January thirty-first. Delinquent renewal requests not postmarked on or before January thirty-first require that a new application be submitted under the guidelines in effect for the current period.

(E) All fees are nonrefundable.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-90. Application to establish cemetery; license change application incident to purchase of existing cemetery.**

(A) A legal entity wishing to establish a cemetery shall file a written application for authority to do so with the board on forms prescribed and provided by the department.

(1) Upon receipt of the application and a nonrefundable application fee, the board shall cause an investigation to be made to establish the following criteria for approval of the application:

- (a) creation of a legal entity to conduct a cemetery business and the proposed financial structure;
- (b) establishment and maintenance of an irrevocable care and maintenance trust fund agreement with a trust institution doing business in this State, with an initial deposit of not less than fifteen thousand dollars and a bank cashier's or certified check attached for the amount and payable to the trustee with the trust executed by the applicant and accepted by the trustee, conditioned only upon the approval of the application;

(c) presentation of a plat of the land to be used for a cemetery showing the county or municipality and the names of roads and access streets or ways;

(d) designation by the legal entity, wishing to establish a cemetery, of a general manager who must be a person having had not less than two years' experience in the cemetery business;

(e) presentation of development plans sufficient to ensure the community that the cemetery shall provide adequate cemetery services and that the property is suitable for use as a cemetery.

(2) The board, after receipt of the investigating report and within ninety days after receipt of the application, shall grant or refuse to grant the authority to organize a cemetery.

(3) If the board intends to deny an application, it shall give written notice to the applicant of its intention to deny. The notice shall state a time and place for a hearing before the board and a summary statement of the reasons for the proposed denial. The notice of intent must be mailed by certified mail to the applicant at the address stated in the application at least fifteen days before the scheduled hearing date. Within thirty days of the hearing, the board must provide the applicant with its written decision regarding its intent to deny the application. An appeal from the board's decision must be made in accordance with the Administrative Procedures Act.

(4) If the board intends to grant the authority, it shall give written notice that the authority to organize a cemetery has been granted and that a license to operate must be issued upon the completion of the:



(a) establishment of the irrevocable care and maintenance trust fund and receipt by the board of a certificate from the trust institution certifying receipt of the initial deposit required under this chapter;

(b) development, ready for burial, of not less than two acres, certified by inspection of the board or its representative;

(c) presentation of a description, by metes and bounds, of the acreage tract of the proposed cemetery, with evidence, by title insurance policy or certificate or certification by an attorney at law, that the applicant is the owner in fee simple of the tract of land which must contain not less than thirty acres, and may not mortgage, lease, or encumber it. In counties with a population of less than thirty-five thousand inhabitants according to the latest official United States census, the tract needs to be only fifteen acres;

(d) submission to the board, for its approval, a copy of the cemetery company's policies and procedures as provided for in this chapter.

(B) If a person proposes to purchase or acquire control of an existing cemetery either by purchasing the outstanding capital stock of any cemetery company or the interest of the owner and thereby to change the control of the cemetery company, the person shall make application on a form prescribed and provided by the board for a license change. The application shall contain the name and address of the proposed new owner. The application for a license change must be accompanied by an initial application fee.

(C) The provisions of subsection (A)(4)(c) relating to the minimum acreage do not apply when the governing body of a municipality which is within fifteen miles of the corporate limits of the City of Charlotte, North Carolina, and in which the cemetery is to be located passes an ordinance authorizing a cemetery with less than thirty acres of land when a license establishes an irrevocable trust with a trust corpus of at least fifteen thousand dollars and five acres of land, and the dedication of fifteen percent of all future sales to deposit in the trust on a quarterly basis.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-100. Records; adoption and notification of use, care, management, and merchandise installation policies; service fees.**

(A) A record must be kept of every lot owner and every burial in the cemetery showing the date of purchase, date of burial, name of the person buried and of the lot owner, and space in which the burial was made. Sales, trust funds, accounting records, and other records of the licensee must be available at the licensee's principal place of business at reasonable times during regular business hours for examination by the department. In addition, the owner of a perpetual care cemetery shall have the records of the care and maintenance fund examined annually by a licensed public accountant and shall submit a copy of the report to the board or its designee.

(B) A record must be kept of each written complaint received, action taken, and disposition of the complaint. These records must be available for examination by the chairman or other authorized representative of the board.

(C) The owner of a cemetery shall adopt and enforce policies and procedures for the use, care, control, management, restriction, and protection of the cemetery and its parts and subdivisions, the use of property within a cemetery, the introduction and care of plants or shrubs within the grounds, the conduct of persons and prevention of improper assemblages, and other purposes considered necessary by the owner of the cemetery for the proper conduct of the business of the cemetery and the protection of the premises and the principles on which the cemetery was organized. The owner may amend or abolish the policies and procedures pursuant to subsection (H). The regulations must be printed or typewritten plainly, posted conspicuously, and maintained, subject to inspection by the board or its designee, at the usual place for transacting the regular business of the cemetery. The owner must also include in this posting a statement explaining that it is acceptable to purchase memorials and merchandise from vendors other than the cemetery if the items meet the reasonable policies and procedures established for those items by the cemetery. However, a cemetery licensed under this chapter may not adopt policies or procedures in conflict with this chapter or in derogation of the contract rights of lot owners.



(D) The owner of a cemetery shall establish reasonable policies and procedures regarding the type material, design, composition, finish, specifications, and installation of merchandise to be used in the cemetery. However, a policy or procedure may not be promulgated which:

(1) requires the owner or purchaser of a lot to purchase a monument or marker or the actual installation of a monument or marker from the cemetery company;

(2) restricts the right of the owner or purchaser of a lot to purchase a monument or marker or the actual installation of a monument from the vendor of his choice;

(3) charges the owner or purchaser of a lot a fee for purchasing a monument or marker or the actual installation of a monument from a vendor or charges a vendor a fee for delivering or installing the monument;

(4) discriminates against an owner or a purchaser of a lot who has purchased a monument or services related to installation of a monument from a vendor.

(E) Subsection (D) does not prohibit the cemetery from charging the owner or purchaser of a lot a reasonable fee for services actually performed by the cemetery relating to the installation, care, and maintenance of a monument or marker including, but not limited to, the survey, recording, and supervision of the installation of the monument or marker, whether or not it is purchased from a cemetery or an outside vendor.

(F) These policies and procedures must be posted conspicuously and maintained, subject to inspection by the department, at the usual place for transacting the regular business of the cemetery. A cemetery owner may not prevent the use of merchandise purchased by a lot owner or his representative, agent, heirs, or assigns from any source if the merchandise meets cemetery regulations.

(G) When an interment right is sold, the cemetery must provide a written listing of the current charges associated with all merchandise, memorials, and services that are then required by the cemetery. The cemetery also shall provide a list of cemetery services for which there may be a later charge. When a monument, marker, or memorial is sold by a cemetery company, the cemetery shall provide on the sales contract an itemized statement of the fees charged for installation, care, and maintenance of the monument, marker, or memorial. Fees charged for installation, care, and maintenance of a monument, marker, or memorial must be shown on the statement as charges separate from its price, and the statement shall disclose the amount of fees to be placed in trust by the cemetery company. The board shall promulgate regulations for the disclosure of fees and services.

(H) Policies and procedures established, amended, or abolished by a cemetery pursuant to this section must be submitted to the board for its approval.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-110. Care and maintenance trust funds; merchandise accounts; financial reports; penalties.**

(A) A cemetery company is not permitted to establish a perpetual care cemetery or to operate an already-established perpetual care cemetery without providing for the future care and maintenance of the cemetery, for which a trust fund must be established to be known as "The Care and Maintenance Trust Fund of (name of licensee)". If a perpetual care cemetery company refuses or otherwise fails to provide or maintain an adequate care and maintenance trust fund in accordance with the provisions of this chapter, the board, after thirty days, shall enforce compliance. The trust fund agreement shall contain the name, location, and address of both the licensee and the trustee, showing the date of the trust agreement and the deposit in the trust of the required funds. No person shall transfer the corpus of the care and maintenance trust fund without first obtaining written consent from the board.

(B) At the time of making a sale or receiving the initial deposit on the sale of grave space, niche, or mausoleum crypt, the cemetery company shall deliver to the person to whom the sale is made, or who makes the deposit, an instrument in writing which shall specifically state that the net income of the care and maintenance trust fund must be used solely for the care and maintenance of the cemetery, for



reasonable costs of administering the care and maintenance, and for reasonable costs of administering the trust fund. This information must be included in the sales contract.

(C) A perpetual care cemetery shall deposit into the care and maintenance fund not less than forty dollars or a minimum of ten percent of the sale price, whichever is greater, per grave space and niche, and one hundred dollars per mausoleum crypt sold or a minimum of five percent of the sales price, whichever is greater. Also, for a memorial or grave marker for installation in a cemetery where perpetual care is promised or guaranteed, the cemetery shall transmit to the care and maintenance trust fund an amount equal to a minimum of eight cents per square inch of the memorial's or the marker's base. All deposits must be made within sixty days upon receipt of final payment.

(D) Within ninety days after the end of the calendar or fiscal year of the cemetery company, the trustee shall furnish adequate financial reports with respect to the care and maintenance trust fund on forms prescribed and provided by the board. The board shall require the trustee to make any additional financial reports the board considers advisable.

(E) The care and maintenance trust fund must be invested and reinvested by the trustee in the same manner as provided by law for the investment of other trust funds. The fees and other expenses of the trust fund may be paid from the corpus. To the extent that the net income is not sufficient to pay the fees and other expenses, they must be paid by the cemetery company.

(F)(1) Upon payment in full, a licensee receiving funds from the sale of merchandise for use in a cemetery in connection with the burial or commemoration of a deceased human being when the use of contracted merchandise is not requested or required immediately shall store or warehouse the contracted merchandise, or bond or deposit the funds in a merchandise account with a financial institution licensed to do business in this State. Notwithstanding any other provision of law, all funds deposited in the merchandise account must be held for the benefit of the purchaser of the merchandise. Any such merchandise account must be subject to Section 40-8-110(G).

The cemetery company shall maintain a record of each deposit into the account, identify the name of the purchaser, the amount of the actual costs to the seller, and the amount of money to be deposited, and maintain a copy of the contract for the merchandise. This section does not prohibit the licensee from commingling the deposits in a fund of this kind to manage and invest the funds.

(2) When a memorial, a mausoleum crypt, or other merchandise is sold in advance of need and not installed, delivered, or bonded until a later date, one hundred percent of the actual cost to the seller at the time of deposit must be placed in a merchandise account within sixty days after completion of the contract with interest to accrue and must not be withdrawn without the consent of the purchaser until the time of delivery or construction.

(3) The funds must be held in a merchandise account as to principal and income earned and must remain intact, until delivery of the merchandise is made by the cemetery company or other entity; however, any service fees charged by the administering financial institution may be deducted from the income. Upon delivery of the merchandise, the cemetery company or other entity shall certify these facts. Upon this certification, the amount of money on deposit to the credit of that particular contract, including principal and income, must be paid to the cemetery company or other entity.

(4) After payment in full and before delivery of merchandise, a purchaser may make written demand for a refund of the amount deposited in the merchandise account to the credit of the purchaser, and within ninety days of receipt of the written demand, the licensee shall deliver the merchandise or refund to the purchaser the amount on deposit to his credit. Upon the refund or delivery of merchandise, the cemetery company is relieved from further liability for this merchandise.

(G) The licensee, annually and within ninety days after the end of the calendar year, shall file a financial report, signed by a licensed accountant, of the merchandise account fund with the board on forms provided by the board setting forth the principal, investments, and payments made and the income earned and disbursed. The board may require the licensee to make additional financial reports the board considers advisable.

(H) The board may cause the examination of the business of a cemetery company or other entity writing contracts for the sale of the property or services described in this section. The written report of the



examination must be filed in this office of the board. A person or an entity being examined shall produce the records of the company needed for the examination.

(I) A provision of a contract for the sale of merchandise described in this section which provides that the purchaser or beneficiary may waive this section is void.

(J) Cemetery owners shall have a full and complete schedule of charges for services provided by the cemetery plainly printed or typewritten, posted conspicuously, and maintained, subject to inspection and copying, at the usual place for transacting the regular business of the cemetery.

(K) A cemetery company or other entity failing to make required contributions to a care and maintenance trust fund or to a merchandise account fund is guilty of a misdemeanor and, upon conviction, must be punished pursuant to Section 40-8-190.

(L) If a report is not received within the required time, the board may levy and collect a penalty of not less than twenty-five dollars a day or more than one hundred dollars a day for each day of delinquency.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-120. Land requirements; conveyance and use of excess contiguous lands; transfer to municipality.**

(A) A licensee shall set aside a minimum of thirty acres of land for use as a cemetery, except as may otherwise be provided in this chapter, and may not mortgage, lease, or encumber it.

(B) The fee simple title in any land owned by the licensee as a cemetery, which lands are contiguous, adjoining, or adjacent to the minimum acreage described in subsection (A), may be sold, conveyed, or disposed of by the licensee for use by the new owner for purposes other than as a cemetery if no bodies have been previously interred and if any title, interest, or burial right which may have been sold or contracted to be sold in this land are reconveyed to the licensee before the consummation of any conveyance.

(C) A licensee may convey and transfer to a municipality or county its real and personal property, together with monies deposited with the trustee, if the municipality or county accepts responsibility for maintenance and prior written approval of the board is obtained.

(D) The provisions of subsections (A) and (B) relating to a requirement for minimum acreage do not apply to those cemeteries in existence before the effective date of this chapter. If a cemetery owns or controls a total of less than the minimum acreage, this cemetery may not dispose of any of the lands.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-130. Mausoleum and below ground crypt construction deadlines; burial vault placement; coastal and lowland exception.**

(A)(1) A cemetery company is required to start construction of that section of a mausoleum or bank of belowground crypts in which sales, contracts for sale, reservations for sales, or agreements for sales are being made within thirty-six months after the date of the first sale or refund the money. The construction of the mausoleum section or bank of belowground crypts must be completed within sixty months after the date of the first sale. Extensions for completion, not to exceed one year, may be granted by the board for good reasons shown.

(2) After construction has begun on the mausoleum section or bank of belowground crypts, the cemetery company shall certify the progress and expenditures and is entitled to withdraw funds from the mausoleum account to meet construction expenditures.

(3) If the mausoleum section or bank of belowground crypts is not completed within the time limits set out in this section, the board shall contract for and cause the project to be completed and paid for from the funds deposited to the project and the cemetery company must be liable for any shortage.

(4) In lieu of the payments to the mausoleum account the cemetery company may deliver to the board a performance bond in an amount and by surety companies acceptable to the board.



(B)(1) Burial vaults must be at least ten inches below the earth's surface. As used in this section, "burial vaults" includes caskets, grave liners, or other outer burial containers. It does not include markers, monuments, or crypts constructed in a mausoleum or columbarium.

(2) This section does not apply to cemeteries located in the coastal and lowland areas which are subject to tidal or surface flooding or have a high-level water table, except that where the water table is two feet or less from the surface, cemeteries not subject to tidal or surface flooding may place vaults level with the ground.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-140. Cemetery signs.**

All cemeteries in this State shall display a sign at each entrance containing letters not less than six inches in height stating "Perpetual Care" or "Endowment Care" or "No Perpetual Care" or "No Endowment Care" depending upon which method of operation the cemetery is using.

Those cemeteries which furnish perpetual care to some portions and no perpetual care to other portions shall display these signs on the appropriate sections of the cemetery to which the sign applies. Portions designated "Perpetual Care" cannot be changed to "No Perpetual Care" once the designation is made.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-150. Disciplinary action; grounds.**

In addition to grounds for disciplinary actions as set forth in Section 40-1-110, the board shall take disciplinary action against a licensee who:

- (1) fails to pay the required fees;
- (2) fails to make required reports;
- (3) fails to remit to the care and maintenance trust fund or merchandise trust fund the required amounts;
- (4) knowingly makes a false statement intended to influence or persuade;
- (5) knowingly and continually makes flagrant misrepresentations or knowingly condones false promises by its cemetery agents or salesmen;
- (6) wilfully violates this chapter or regulations promulgated by the board;
- (7) acts in a fraudulent manner, whether of the same or a different character than specified in this section;
- (8) fails to make required contributions to the care and maintenance trust fund or any other funds required to be established and maintained by this chapter.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-160. Dissemination of order finding basis for disciplinary action; fine.**

Upon a determination by the board that one or more of the grounds for disciplining a licensee exist, as provided for in Sections 40-8-150 and 40-1-110, the board may, in addition to the actions provided for in Section 40-1-120, impose a fine not to exceed ten thousand dollars. All final orders which are made public must be mailed to local and state professional associations, all firms and facilities with which the respondent is associated, states where the person has a license known to the board, and to any other source to which the board wishes to furnish this information.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-170. Voluntary surrender of license.**



A licensee who is under investigation for any of the grounds provided for in Section 40-8-150 for which the board may take disciplinary action may voluntarily surrender his license to the board in accordance with the provisions of Section 40-1-150.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-180. Appeal.**

A person aggrieved by any action of the board may seek review of the decision in accordance with the provisions of Section 40-1-160.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-190. Punishment and fines for violation of chapter.**

A person who operates a cemetery in this State in violation of this chapter or who knowingly submits false information to the board for the purpose of obtaining a license is guilty of a misdemeanor and, upon conviction, must be fined not less than two hundred fifty dollars or more than ten thousand dollars or imprisoned not less than thirty days or more than twelve months, or both.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-200. Certain cemeteries excepted from provisions of chapter.**

The provisions of this chapter do not apply to governmental cemeteries, nonprofit cemeteries, church cemeteries, nature preserve cemeteries, or family burial grounds.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-210. Licensing of existing cemeteries.**

(A) A perpetual care cemetery licensed by the South Carolina Cemetery Board and operating in good standing on June 30, 1990, may continue to operate and must be granted a license by the South Carolina Perpetual Care Cemetery Board.

(B) A perpetual care cemetery established between July 1, 1990, and the effective date of this chapter may continue to operate and must be granted a license by the South Carolina Perpetual Care Cemetery Board, provided an Irrevocable Care and Maintenance Trust Fund Agreement with a trust institution doing business in this State has been properly entered into by the perpetual care cemetery, and a copy of the same is on file with the board.

(C) Effective January 1, 2003, all perpetual care cemeteries must be operated in accordance with the provisions of this chapter.

HISTORY: 2002 Act No. 322, § 10A.

**SECTION 40-8-220. Disclosure of conditions for free burial rights; basic maintenance requirements; religious code isolation designations.**

(A) A cemetery company which offers free burial rights to a person or group of persons, at the time of the offer, clearly shall state all conditions upon which the offer is made.

(B) Cemeteries must be maintained to present a cared-for appearance including, but not limited to, shrubs and trees pruned and trimmed, flower beds weeded, drives maintained, and lawns mowed when needed equivalent to once a week during grass growing season with ample rainfall.

(C) Cemetery companies may provide by their bylaws, regulations, contracts, or deeds the designations of parts of cemeteries for the specific use of persons whose religious code requires isolation.



**HISTORY:** 2002 Act No. 322, § 10A.

**SECTION 40-8-230. Severability.**

If any provision of this chapter or the application of this chapter to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this chapter which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are severable.

**HISTORY:** 2002 Act No. 322, § 10A.

**SECTION 40-8-240. Application of chapter to new public cemeteries.**

Except as provided in Section 40-8-200, no person including a cemetery company is permitted to establish a new public cemetery unless it is a perpetual care cemetery that meets all requirements of this chapter.

**HISTORY:** 2002 Act No. 322, § 10A.



**CHAPTER 19**  
**Embalmers and Funeral Directors**

**SECTION 40-19-5. Application of chapter; conflicts of law.**

Unless otherwise provided for in this chapter, Article I, Chapter I applies to embalmers and funeral directors; however, if there is a conflict between this chapter and Article I, Chapter I, the provisions of this chapter control.

**HISTORY:** 1998 Act No. 380, § 1.

**SECTION 40-19-10. Board of Funeral Service; creation; membership; conduct of business by positive majority vote.**

There is created the South Carolina State Board of Funeral Service consisting of eleven members appointed by the Governor from the State at large for terms of three years and until their successors are appointed and qualify. Of the eleven members, two must be members from the general public not connected with a funeral service establishment, and the remaining members must have been licensed as funeral directors and embalmers for at least five years immediately preceding their appointment and must be actively employed or actively engaged in the funeral service profession. All members must have been residents of this State for not fewer than five years preceding the date of their appointment.

The South Carolina Funeral Directors Association may recommend six members, the South Carolina Morticians Association may recommend three members, and an individual or private or public group or organization may make recommendations. All recommendations must be made to the Governor before the second of July in each year the term of office of a member expires. Appointments are effective on August fifteenth. Vacancies must be filled in the manner of original appointment for the unexpired portion of the term. The board shall notify the South Carolina Funeral Directors Association and the South Carolina Morticians Association of any vacancies that occur.

Any business conducted by the board must be by a positive majority vote. For purposes of this subsection "positive majority vote" means a majority vote of the entire membership of the board, reduced by any vacancies existing at the time.

**HISTORY:** 1998 Act No. 380, § 1; 2002 Act No. 322, § 3.

Editor's Note

Prior Laws: 1955 (49) 550; 1962 Code § 56-652; 1965 (54) 518; 1968 (55) 2706; 1971 (57) 327; 1973 (58) 787; 1983 Act No. 146, § 1; 1984 Act No. 459, § 1; 1976 Code § 40-19-20.

**SECTION 40-19-20. Definitions.**

As used in this chapter:

(1) "Advertisement" means the publication, dissemination, circulation, or placing before the public an announcement or statement in a newspaper, magazine, or other publication in the form of a book, notice, circular, pamphlet, letter, handbill, poster, bill, sign, placard, card, label, or tag, or over radio, television, or Internet. The term does not include funeral or death notices and obituaries.

(2) "Aiding and abetting" means allowing or permitting an Internet service provider, unlicensed person, establishment, or entity to engage in the practice of funeral service, embalming, cremating, or conducting business as a funeral home, funeral establishment, crematory, or mortuary; provided, however, that 'aiding and abetting' does not include the publication, dissemination, circulation, or placing before the public by an Internet service provider of an advertisement prepared by an unaffiliated or unlicensed person or entity.

(3) "Apprentice" means a person who is preparing to become licensed for the practice of embalming and funeral directing under the supervision and instruction of a person licensed for the practice in this State and who is registered with the board pursuant to Section 40-19-120.



(4) "Board" means the South Carolina State Board of Funeral Service.

(5) "Branch funeral home" means an establishment separate and apart from the licensed parent funeral home that has embalming facilities, a chapel, a lay-out room, or a sales room, or any combination of these.

(6) "Cremation" means the technical process using either alkaline hydrolysis or heat and flame that reduces human remains to components of either liquid and bone, or bone fragments, and which may include the pulverization of the bone fragments.

(7) "Crematory" means an establishment in which cremation occurs.

(8) "Disposition" means the final disposal of the body whether by earth interment, aboveground burial, cremation, burial at sea, or delivery to a medical institution for lawful dissection and experimentation or removal from the State pursuant to obtaining a burial transit permit.

(9) "Embalmer" means a person licensed by the board to disinfect and preserve or attempt to disinfect and preserve the dead human body, entirely or in part, by the use of application of chemicals, fluids, or gases, externally or internally, or both, by their introduction into the body by vascular or hypodermic injections, by direct application into the organs or cavities, or by other method and includes the restoration or attempted restoration of the appearance of the dead human body.

(10) "Embalming" means the disinfection of the dead human body by replacing certain body fluids with preserving and disinfecting chemicals.

(11) "Funeral director" means a person licensed by the board to engage for hire, for direct or indirect compensation, or for profit or benefit, and in exchange for or related to the profession of arranging, directing, or supervising funerals.

(12) "Funeral home", "funeral establishment", or "mortuary" means an establishment where the practice of funeral service and embalming is practiced. All of these establishments must include the following facilities:

(a) a chapel or parlor in which funeral services may be conducted;

(b) a preparation room equipped with a sanitary floor and necessary drainage, ventilation, necessary approved tables, hot and cold running water, and a sink separate from table drainage, instruments, and supplies for the preparation and embalming of dead human bodies;

(c) a means of showing photographs or other representations of available caskets and other necessary funeral supplies;

(d) at least one motor hearse for transporting casketed human remains.

(13) "Funeral merchandise" means that personal property used in connection with the conduct of funerals or with the transportation and final disposition of a dead human body including, but not limited to, caskets, cremation caskets, urns, and burial clothing. The term does not mean mausoleum crypts, interment receptacles preset in a cemetery, and columbarium niches.

(14) "Funeral service" or "funeral" means a period following death in which there are religious services or other rites or ceremonies with the body of the deceased present.

(15) "Graveside service" means a rite or ceremony held only at graveside, which is not generally construed as the committal service which follows a funeral.

(16) "Inspector" means an inspector employed by the Department of Labor, Licensing and Regulation.

(17) "Manager" means a licensed funeral director who has been licensed in this State for at least one year, who is a full-time regular employee, and who is responsible for and has the binding authority from the owner for the day-to-day management of funeral establishments or crematories including compliance with all applicable laws governed by this chapter and Chapters 7 and 8, Title 32.

(18) "Memorial service" means a gathering of persons for a program in recognition of a death without the presence of the body of the deceased.

(19) "Practice of funeral service" means:

(a) engaging in providing shelter, care, and custody of the human dead;

(b) the practice of preparing the human dead by embalming or other methods for burial or other disposition;

(c) arranging for the transportation of the human dead;



(d) making arrangements at or before the time of death, financial or otherwise, including arrangements for cremation, for providing these services, or the sale of funeral merchandise, whether for present or future use; provided, that no funeral director, embalmer, funeral company, cemetery, or related entity shall charge a fee for the assignment to the funeral director, embalmer, funeral company, cemetery, or related entity of an insurance policy providing burial expenses, excluding preneed contracts as provided in Section 32-7-35; and

(e) engaging in the practice or performing any functions of funeral directing or embalming as presently recognized by persons engaged in these functions.

(20) "Retail sales outlet" means an establishment wherein funeral merchandise is sold or provided, or both, to the general public. A retail sales outlet may not contain lay-out or chapel facilities and is restricted solely to the sale of funeral merchandise and may not handle or arrange for the handling or disposition, or both, of dead human remains and may not offer or execute preneed funeral contracts, except as authorized by Chapter 7, Title 32.

(21) "Owner" means a sole proprietor, partnership, limited partnership, corporation, limited liability corporation, or any business entity possessing authority or control over a funeral establishment or its employees, agents, or representatives.

HISTORY: 1998 Act No. 380, § 1; 2002 Act No. 322, § 4; 2007 Act No. 74, §2; 2018 Act No. 135 (S.185), § 1, eff March 12, 2018; 2024 Act No. 223 (H.4116), §§ 7, 17, and 19, eff July 1, 2024.

**Editor's Note**

Prior Laws: 1955 (49) 550; 1962 Code § 56-651; 1967 (55) 937; 1971 (57) 327; 1983 Act No. 146, § 1; 1984 Act No. 459, § 1; 1993 Act No. 181, § 888; 1976 Code § 40-19-10.

**Effect of Amendment**

2018 Act No. 135, § 1, in (1), substituted "radio, television, or Internet" for "radio or television"; inserted (2), relating to the definition of "aiding and abetting"; redesignated former (2) to (20) as (3) to (21); and made nonsubstantive changes.

2024 Act No. 223, § 7, rewrote (11); and in (21), substituted "or control" for "and control", and added "or its employees, agents, or representatives" at the end.

2024 Act No. 223, § 17, rewrote (6); and in (7), substituted "cremation occurs" for "the dead body is reduced by intense heat".

2024 Act No. 223, § 19, in (12), rewrote (c).

**SECTION 40-19-30. Required licenses; permit restrictions regarding unlicensed persons; exemption.**

(A) It is unlawful for a person to engage in the practice of funeral service unless the person is licensed in accordance with this chapter. A person who engages or participates actively in directing or in the management of a funeral establishment is considered to be in the practice of funeral service.

(B) No permit to operate a funeral home may be issued to a corporation, partnership, or individual when the name of either an unlicensed person or a person whose license has been revoked or is suspended appears in the name of the corporation, partnership, or individually owned business. This prohibition does not apply to established funeral homes existing prior to July 1, 1969.

HISTORY: 1998 Act No. 380, § 1. HISTORY: 2024 Act No. 223 (H.4116), § 8, eff July 1, 2024.

**Editor's Note**

Prior Laws: 1955 (49) 550; 1962 Code § 56-662; 1969 (56) 925; 1973 (58) 787; 1983 Act No. 146, § 1; 1976 Code § 40-19-130.

**Effect of Amendment**

2024 Act No. 223, § 8, inserted the (A) and (B) designators; and in (B), in the first sentence, substituted "either an unlicensed person or a person whose license has been revoked or is suspended" for "an unlicensed person".



**SECTION 40-19-50. Administrative and fiscal activities of board to be provided by Department of Labor, Licensing and Regulation.**

The Department of Labor, Licensing and Regulation shall provide all administrative, fiscal, investigative, inspectional, clerical, secretarial, and license renewal operations and activities of the board in accordance with Section 40-1-50.

**HISTORY:** 1998 Act No. 380, § 1.

Code Commissioner's Note

At the direction of the Code Commissioner, reference to § 41-1-50 was changed to § 40-1-50.

**SECTION 40-19-60. Adoption of rules and regulations.**

The board may adopt rules governing its proceedings and may promulgate regulations necessary to carry out the provisions of this chapter.

**HISTORY:** 1998 Act No. 380, § 1.

Editor's Note

Prior Laws: 1955 (49) 550; 1962 Code § 56-658; 1971 (57) 327; 1983 Act No. 146, § 1; 1990 Act No. 592, § 2; 1991 Act No. 70, § 1; 1976 Code § 40-19-90.

**SECTION 40-19-70. Powers and duties in addition to those in this chapter.**

In addition to the powers and duties provided for in this chapter, the board also has those powers and duties as set forth in Section 40-1-70. A member of the board, or its committees or employees, may not be liable for acts performed in the course of their official duties, except when gross negligence is shown and proven in a court of competent jurisdiction in this State.

**HISTORY:** 1998 Act No. 380, § 1; 2024 Act No. 223 (H.4116), § 9, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 9, added the second sentence, and made a nonsubstantive change

**SECTION 40-19-80. Inspectors to be hired by board; qualifications.**

The board shall employ at least two inspectors who must be licensed embalmers and funeral directors with no fewer than five consecutive years' experience as a licensee under this chapter but who have not been disciplined during the time of their past or current licensure under this chapter.

**HISTORY:** 1998 Act No. 380, § 1; 2024 Act No. 223 (H.4116), § 10, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 10, rewrote the section.

**SECTION 40-19-90. Investigation results; presentation to board; procedures for hearing.**

The results of an investigation must be presented to the board, and any subsequent hearing must be conducted in accordance with Section 40-1-90.

**HISTORY:** 1998 Act No. 380, § 1.

**SECTION 40-19-100. Restraining orders and other equitable relief.**

In addition to other remedies provided for in this chapter or Article 1, Chapter 1, the board in accordance with Section 40-1-100 may issue a cease and desist order or may petition an administrative law judge for a temporary restraining order or other equitable relief to enjoin a violation of this chapter.



HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-110. Unprofessional conduct; refusal to issue or renew license; suspension or revocation of license; probation.**

The board may refuse to issue or renew or may suspend or revoke the license of a funeral director or embalmer or may place the licensee on probation after notice and a hearing for unprofessional conduct which includes:

- (1) making misrepresentations or committing fraud while engaging in the practice of funeral service;
- (2) using false or misleading advertising or using the name of an unlicensed person in connection with that of a funeral establishment. An advertisement must include the physical address of the funeral home, funeral establishment, mortuary, or crematory where the advertised services will be provided. The board shall promulgate regulations establishing additional requirements for advertisements relating to providing funeral services, including Internet advertisements;
- (3) soliciting dead human bodies or soliciting the sale of funeral merchandise by a licensee or an agent, assistant, or employee of a licensee or of any establishment licensed or permitted under this chapter, whether the solicitation occurs after death or while death is impending, but not including general advertising;
- (4) employing persons known as "cappers" or "steerers" or "solicitors" or other persons to obtain business for the licensee;
- (5) employing directly or indirectly an apprentice, agent, assistant, employee, or other person, on a part or full-time basis, or on commission, for the purpose of calling upon individuals or institutions to influence them to cause dead human bodies to be turned over to a particular funeral establishment;
- (6) directly or indirectly paying or offering to pay a commission by a licensee or a licensee's agents, assistants, or employees to secure business; however, compliance with Chapter 7 of Title 32 is not unprofessional conduct;
- (7) aiding or abetting an unlicensed person to engage in the practice of funeral service;
- (8) using any funeral merchandise previously sold without prior written permission of the person selecting or paying for the use of the merchandise;
- (9) refusing to properly release a dead human body to the custody of the person or entity that has the legal right to affect a release. The release must include payment for the actual services provided by the initial funeral home as transferor of the dead human body over to the receiving transferee. The receiving transferee funeral home is responsible for the payment to the transferring funeral home at the time of the transfer of the dead human body;
- (10) failing to secure a permit for removal or burial of a dead human body before interment or disposal;
- (11) knowingly making a false statement on a certificate of death;
- (12) violating applicable state laws relating to the prearrangement or prefinancing of a funeral;
- (13) discriminating in services because of race, creed, color, or national origin;
- (14) violating a state or federal law or municipal or county ordinance or regulation concerning funeral establishments or the practice of funeral service;
- (15) permitting an unlicensed person to engage in the practice of funeral service.
- (16) an embalmer, funeral director, funeral company, cemetery, or related entity charging a fee for assignment to the embalmer, funeral director, funeral company, cemetery, or related entity of an insurance policy providing burial expenses, excluding preneed contracts as provided in Section 32-7-35.

HISTORY: 1998 Act No. 380, § 1; 2002 Act No. 322, § 5; 2004 Act No. 188, § 6; 2007 Act No. 74, § 3; 2018 Act No. 135 (S.185), § 2, eff March 12, 2018; 2024 Act No. 223 (H.4116), § 11, eff July 1, 2024.

**Editor's Note**

Prior Laws: 1955 (49) 550; 1962 Code § 56-668; 1967 (55) 937; 1983 Act No. 146, § 1; 1976 Code § 40-19-180.

**Effect of Amendment**



2018 Act No. 135, § 2, in (2), added the second and third sentences, providing requirements for funeral service advertisements.

2024 Act No. 223, § 11, rewrote (9).

**SECTION 40-19-115. Jurisdiction of board.**

The board has jurisdiction over the actions of licensees, unlicensed persons, and former licensees as provided for in Section 40-1-115.

HISTORY: 1998 Act No. 380, § 1; 2024 Act No. 223 (H.4116), § 12, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 12, inserted ", unlicensed persons,".

**SECTION 40-19-120. Board authority to take disciplinary action.**

In addition to the sanctions the board may impose against a person pursuant to this chapter, the board also may take disciplinary action against a person as provided for in Section 40-1-120.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-130. Grounds for denial of license may be same as for disciplinary action.**

As provided for in Section 40-1-130, the board may deny licensure to an applicant based on the same grounds for which the board may take disciplinary action against a licensee.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-140. Denial of license based on prior criminal record.**

A license may be denied based on a person's prior criminal record only as provided for in Section 40-1-140.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-150. Voluntary surrender of license by licensee being investigated.**

A licensee under investigation for a violation of this chapter or a regulation promulgated under this chapter voluntarily may surrender the license in accordance with Section 40-1-150.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-160. Appeal.**

A person aggrieved by a final action of the board may seek review of the decision in accordance with Section 40-1-160.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-170. Costs of investigation and prosecution; authority to require payment by violator.**

A person found in violation of this chapter or a regulation promulgated under this chapter may be required to pay costs associated with the investigation and prosecution of the case in accordance with Section 40-1-170.

HISTORY: 1998 Act No. 380, § 1.



**SECTION 40-19-180. Collection and enforcement provisions for costs and fines.**

All costs and fines imposed pursuant to this chapter must be paid in accordance with and are subject to the collection and enforcement provisions of Section 40-1-180.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-190. Confidentiality of proceedings and communications.**

Investigations and proceedings conducted under this chapter are confidential, and all communications are privileged as provided for in Section 40-1-190.

HISTORY: 1998 Act No. 380, § 1.

Editor's Note

Prior Laws: 1983 Act No. 146, § 1; 1976 Code § 40-19-170.

**SECTION 40-19-200. Violations of chapter; submission of false licensing information; penalties.**

A person who practices or offers to practice funeral service or who aids and abets any unlicensed person or unlicensed entity to engage in the practice of funeral service in this State in violation of this chapter or who knowingly submits false information for the purpose of obtaining a license is guilty of a misdemeanor and, upon conviction, may be fined up to twenty-five thousand dollars or imprisoned for not more than six months, or both.

HISTORY: 1998 Act No. 380, § 1; 2024 Act No. 223 (H.4116), § 13, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 13, inserted "or who aids and abets any unlicensed person or unlicensed entity to engage in the practice of funeral service" and substituted "may be fined up to twenty-five thousand dollars" for "must be fined not less than five hundred dollars or more than twenty-five hundred dollars".

**SECTION 40-19-210. Petition by department for injunctive relief.**

The department, on behalf of the board and in accordance with Section 40-1-120, may petition an administrative law judge, in the name of the State, for injunctive relief against a person violating this chapter.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-230. Qualifications for license as embalmer or funeral director; examinations; conditions for licensure without examination; renewal of licenses.**

(A) A person may be issued a license as an embalmer if the person:

(1) is at least eighteen years of age;

(2) has not been convicted of or pled guilty to a crime that directly relates to the duties, responsibilities, or fitness of the occupation or profession;

(3) has a high school education or the equivalent of a high school education, the equivalence to be determined by the board;

(4) has completed successfully a regular course in an embalming college accredited by the American Board of Funeral Service Education and approved by the board;

(5) has completed a minimum of twenty-four months of service pursuant to Section 40-19-240 as an embalmer under the direct supervision of a licensed embalmer actively engaged in the practice of embalming in this State;

(6) has passed an examination prescribed by the board.

(B) A person may be issued a license as a funeral director if the person:



- (1) is at least eighteen years of age;
  - (2) has not been convicted of or pled guilty to a crime that directly relates to the duties, responsibilities, or fitness of the occupation or profession;
  - (3) has a high school education or the equivalent of a high school education and has a minimum of two years of successful attendance at an accredited academic college or successful completion of a regular course of not less than one year, twelve scholastic months, in an accredited mortuary college;
  - (4) has completed a minimum of twenty-four months of service pursuant to Section 40-19-240 as a funeral director under the direct supervision of a licensed funeral director actively engaged in the practice of funeral directing in this State;
  - (5) has passed an examination prescribed by the board.
- (C) An applicant for licensure must be examined on subjects as are prescribed by the board and the examination must be by a standardized written test. The passing grade must be established by the board in regulation.
- An application for examination must be upon a form furnished by the board and must be accompanied by a fee established by the board in regulation. An application for examination must be submitted at least thirty days before the date of the examination.
- (D) No license may be issued or renewed for a period exceeding two years, and all licenses and renewals expire on the thirtieth day of June unless sooner revoked or canceled. The date of expiration may be changed by unanimous consent of the board and upon ninety days' written notice of the change to all persons licensed by the board.
- (E) A person holding a license under this chapter may have the license renewed for a two-year period by applying within thirty days preceding or following the expiration of his license, upon forms provided by the board and payment of a renewal fee as established by the board in regulation. A person who fails to renew the license, at the discretion of the board, may have it renewed by making application and appearing before the board and paying a renewal and revival fee established by the board. The license of a person who is engaged actively in the military service of the United States may be held in abeyance for the duration of service, and the licensee may be relieved of the payment of renewal fees as the board considers justifiable and expedient.
- (F) A permit for a crematory or a permit for a funeral establishment which operates a crematory may be renewed for a two-year period by applying within thirty days preceding or following the expiration of the permit, upon forms provided by the board, payment of a renewal fee as established by the board in regulation and passage of an inspection conducted by the board.

**HISTORY:** 1998 Act No. 380, § 1; 2002 Act No. 322, § 6; 2024 Act No. 223 (H.4116), § 14, eff July 1, 2024.

**Editor's Note**

Prior Laws: 1962 Code § 56-677; 1971 (57) 327; 1983 Act No. 146, § 1; 1976 Code § 40-19-100.

**Effect of Amendment**

2024 Act No. 223, § 14, in (A), rewrote (2), and in (5), substituted "embalmer" for "apprentice"; and in (B), rewrote (2), and in (4), substituted "a funeral director" for "an apprentice funeral director".

**SECTION 40-19-235. Licensure requirements of applicant holding valid license in another state.**

A person holding a valid embalmer or funeral director license in another state or territory having substantially similar requirements to the requirements of this chapter may apply for a license to practice in this State by submitting the appropriate nonrefundable fee, an application on a board-approved form, and a board-certified statement from the state or territory in which the person holds the license and has successfully taken and passed that state law exam. The board may approve an applicant who presents evidence of licensure in another jurisdiction, even though that jurisdiction does not require substantially similar requirements, upon a showing that the applicant has engaged in the licensed practice of funeral service for at least five years and the applicant has achieved a passing score on an examination approved by the board.



HISTORY: 2002 Act No. 322, § 1.

**SECTION 40-19-240. Apprentices; application; certificate; periodic reporting; eligibility for licensure; sponsor limitations.**

(A) A person desiring to become an apprentice funeral director or embalmer shall apply to the board on forms provided by the board. The applicant must be at least eighteen years of age, shall take the oath contained on the application form, and shall submit a fee established by the board in regulation. If the board is satisfied as to the qualifications of an applicant, the board shall issue a certificate of apprenticeship. If an apprentice wishes to engage in an apprenticeship with a person licensed as a funeral director or embalmer, a request must be submitted to the board. If permission is granted and the apprentice leaves the apprenticeship of the licensee in whose service the apprentice has been engaged, the licensee shall give the apprentice an affidavit showing the length of time served. The affidavit must be filed with the board. If the apprentice subsequently desires to continue the apprenticeship, the apprentice must apply to the board as provided for in this subsection.

(B) A certificate of apprenticeship must be signed by the apprentice, the licensee, and the manager of the establishment in which the apprenticeship is to be served and is renewable twenty-four months after registration for twelve months, by payment of a renewal fee established by the board in regulation. A certificate may not be renewed more than three times. The registration of an apprentice who is actually engaged in the military service may be held in abeyance for the duration of service, and the apprentice may be relieved of the payment of renewal fees and penalties.

(C) An apprentice quarterly shall report to the board on forms provided by the board indicating the work which has been completed during the preceding three months. The report must be certified by the licensee under whom the apprentice has served.

(D) Before an apprentice is eligible to receive a license for the practice of funeral service, evidence required by this chapter must be submitted to the board showing that the apprentice has completed successfully the educational requirements set forth in Section 40-19-230. Affidavits also must be submitted from the licensees under whom the apprentice worked showing that as an apprentice embalmer the apprentice has assisted in the embalming of at least fifty bodies or that as an apprentice funeral director the apprentice has assisted in conducting at least fifty funerals, during apprenticeship. Eligibility for licensure is determined by the board based upon the reports filed with the board pursuant to subsection (C).

(E) Only two apprentices at a time are permitted to register under any one person licensed as a funeral director or embalmer. Each sponsor for a registered apprentice must be actively connected with a funeral establishment.

HISTORY: 1998 Act No. 380, § 1.

Editor's Note

Prior Laws: 1955 (49) 550; 1962 Code § 56-660; 1983 Act No. 146, § 1; 1976 Code § 40-19-120.

**SECTION 40-19-245. Student permits to engage in practice of funeral service.**

(A) Upon registration with the South Carolina State Board of Funeral Service, the board shall issue a student permit authorizing the student to engage in the practice of funeral service if:

(1) the student is enrolled in an accredited mortuary science college or mortuary science college or a program in the process of seeking accreditation in South Carolina;

(2) the funeral service activities in which the student engages are in conjunction with the student's academic training; and

(3) the student's funeral service activities are under the supervision of a licensee designated by an accredited mortuary science college in South Carolina.

(B) The board shall promulgate regulations to implement the provisions of this section.



**HISTORY:** 1998 Act No. 404, § 1.

**SECTION 40-19-250. Continuing education program; persons exempt.**

The board shall develop in regulation a continuing education program and each licensee must attend a minimum of four credit hours annually, of which one credit hour must be an ethics in funeral service course. This continuing education program must be offered, at a minimum, four times a year at locations easily accessible to participants. Three of the four required hours must be available through correspondence courses, with at least two of the four hours requiring the physical attendance of the licensee. This continuing education requirement does not apply to a person who is not the manager of record of a funeral home, funeral establishment, or mortuary if the person has been licensed for thirty or more years and is sixty years old or older.

**HISTORY:** 1998 Act No. 380, § 1; 2024 Act No. 223 (H 4116), § 15, eff July 1, 2024.

**Effect of Amendment**

2024 Act No. 223, § 15, rewrote the section.

**SECTION 40-19-260. Business establishment; presence of funeral director required.**

The practice of funeral service may be engaged in only at a licensed establishment. A licensed funeral director shall make arrangements with clients and must be at the place of the funeral and committal services.

**HISTORY:** 1998 Act No. 380, § 1.

**Editor's Note**

**Prior Laws:** 1983 Act No. 146, § 1, 1976 Code § 40-19-110.

**SECTION 40-19-265. Permit requirements for funeral homes.**

- (A) A permit for a funeral home may be issued if the applicant:
  - (1) submits an application on a form approved by the board;
  - (2) submits to and successfully passes an inspection approved by the board;
  - (3) submits the applicable nonrefundable fee;
  - (4) designates a manager who meets the requirements of Section 40-19-20(16) and is current and in good standing with the board and lives within a radius of seventy-five miles of the establishment;
  - (5) possesses the necessary equipment or merchandise, or both, required by regulation;
  - (6) is in full compliance with Section 40-19-290.
- (B) A permit for a branch funeral home may be issued if the applicant:
  - (1) submits an application on a form approved by the board;
  - (2) submits to and successfully passes an inspection approved by the board;
  - (3) submits the applicable nonrefundable fee;
  - (4) designates a manager who meets the requirements of Section 40-19-20(16) and is current and in good standing with the board and lives within a radius of seventy-five miles of the establishment;
  - (5) possesses the necessary equipment or merchandise, or both, required by regulation;
  - (6) is in full compliance with Section 40-19-290;
  - (7) provides the name of the parent funeral home.
- (C) A permit for a retail sales outlet may be issued if the applicant:
  - (1) submits an application on a form approved by the board;
  - (2) submits to and successfully passes an inspection approved by the board;
  - (3) submits the applicable nonrefundable fee;
  - (4) is in full compliance with Section 40-19-290.
- (D) A permit for a crematory may be issued if the applicant:



- (1) submits an application on a form approved by the board;
- (2) submits to and successfully passes an inspection approved by the board;
- (3) submits the applicable nonrefundable fee;
- (4) designates a manager who meets the requirements of Section 40-19-20(16) and is current and in good standing with the board and lives within a radius of seventy-five miles of the establishment;
- (5) possesses the necessary equipment or merchandise, or both, required by regulation;
- (6) is in full compliance with Section 40-19-290;
- (7) provides evidence of employment of a factory-trained operator.

(E) An application for a permit issued pursuant to this section must identify every person having the ability to direct the management or policies, or both, of the funeral establishment including, but not limited to, corporate officers employed, shareholders, partners, and other representatives of the corporation or business.

**HISTORY:** 2002 Act No. 322, § 2; 2024 Act No. 223 (H.4116), § 16, eff July 1, 2024.

**Effect of Amendment**

2024 Act No. 223, § 16, in (A)(4), (B)(4), and (D)(4), substituted "seventy-five" for "twenty-five", and made a nonsubstantive change.

**SECTION 40-19-270. Permit for funeral establishment; funeral services in private residence, church, or lodge; inspection of premises; residence of funeral director; application for permits; partnership or corporation operating funeral establishment.**

(A) No person shall conduct, maintain, manage, or operate a funeral establishment, crematory, or retail sales outlet unless a permit for each establishment, retail sales outlet, or crematory has been issued by the board and is displayed conspicuously in the funeral establishment crematory, or retail sales outlet.

(B) The board or its inspector or agents may enter the offices or premises of a funeral establishment, funeral home, mortuary, branch funeral home, retail sales outlet, or crematory to inspect the premises or observe the training provided to apprentices. Acceptance of a permit constitutes permission for entry to the premises as provided in this section without legal process.

(C) No permit to operate a funeral establishment or crematory may be issued unless the funeral establishment or crematory has a manager when the establishment or crematory is open for any type of funeral business or activity. The board must be notified within thirty days upon the death, resignation, or incapacity of the manager of a funeral establishment or crematory as provided for in Regulation 57-10(c) and may issue a temporary permit to another manager upon terms and conditions the board considers to be in the best interest of the community in which the establishment or crematory is located.

(D) An application for a funeral establishment, crematory, or retail sales outlet permit must be made on forms furnished by the board and must be filed with the board accompanied by a fee established by the board in regulation. All permits expire on June thirtieth of each odd-numbered year.

(E) When more than one person proposes to engage in the operation of a funeral establishment or crematory as a partnership or a corporation, one of the partners or corporation officers must be a licensed funeral director or the corporation or partnership must employ a full-time manager. No partner or corporate officer shall hold himself out through advertising or otherwise as being a licensee unless the person is licensed in accordance with this chapter.

**HISTORY:** 1998 Act No. 380, § 1; 2002 Act No. 322, § 7.

**SECTION 40-19-280. Removal or embalming of body where information discloses death caused by crime or violence; notice to next-of-kin before body sent to funeral establishment; contract to pay insurance or benefits to funeral establishment; interference with public freedom of choice.**

(A) No person licensed as a funeral director or embalmer shall remove or embalm a dead human body when the person has information indicating crime or violence of any sort in connection with the cause of



death until permission first has been obtained from the coroner or medical examiner or some other qualified person acting in this capacity.

(B) No public officer or employee, the official of any public institution, physician, surgeon, or any other person having a professional relationship with a decedent may send or cause to be sent to a funeral establishment or to a person licensed for the practice of funeral service the remains of a deceased person without having first made due inquiry as to the desires of the next of kin and of the persons who may be chargeable with the funeral and expenses of the decedent, such as the person named in the decedent's United States Department of Defense Record of Emergency Data Form (DD Form 93), or its successor form, if the decedent died while serving in any branch of the United States Armed Services, as defined in 10 U.S.C. Section 1481. If any kin is found, authority and directions of the kin govern except in those instances where the deceased made prior arrangements in writing, such as the aforementioned Record of Emergency Data.

(C) No company, corporation, or association engaged in the business of paying or providing for the payment of the expenses of the funeral, disposition, or other similar expenses of the deceased members or of certificate holders, or engaged in the business of providing insurance upon the life of an individual, under which an obligation may arise to care for the remains of the insured, shall contract to pay or shall pay insurance or benefits, or part of insurance or benefits, to a funeral establishment, licensee, or individual in a manner which may deprive the representative, next of kin, or family of the deceased person from, or in any way control them in, procuring a funeral establishment, person licensed for the practice of funeral service, or other proper and competent person to perform funeral services and furnish supplies to care for the remains of the decedent.

(D) No person licensed as a funeral director or embalmer or anyone acting for a funeral director or embalmer shall have a part in a transaction or business which in any way interferes with the freedom of choice of the general public to choose a person licensed for the practice of funeral service or to choose a funeral establishment except where the body or a part of the body is given for anatomical purposes.

(E) It is unlawful for a person, partnership, corporation, or association who has not been licensed or registered as provided for in this chapter to transact, practice, or hold himself out as transacting or practicing funeral service or operating or maintaining a funeral establishment, crematory, or retail sales outlet within this State.

**HISTORY:** 1998 Act No. 380, § 1; 2002 Act No. 322, § 8; 2010 Act No. 221, § 2, eff June 8, 2010.

**Editor's Note**

**Prior Laws:** 1955 (49) 550; 1962 Code § 56-673; 1983 Act No. 146, § 1; 1976 Code § 40-19-190.

**Effect of Amendment**

The 2010 amendment in subsection (B) added the end of the first sentence, relating to United States Department of Defense Record of Emergency, and in the second sentence, added the reference to Record of Emergency Data.

**SECTION 40-19-290. Disclosure of expenses related to services and merchandise; statements regarding legal requirements; disposition of payments received; investigations.**

(A) The personnel of a funeral establishment or crematory shall make every reasonable attempt to fulfill the desires of the deceased and persons making arrangements both as to services and merchandise, and a full disclosure of all its available services and merchandise must be made before selection of the casket. Before the arrangements are completed, the licensee of the funeral service firm shall disclose fully what is included in the funeral and identify other related expenses such as cemeteries and florists.

(B) Statements of legal requirements or statements relative to the conditions under which embalming is required or advisable must be complete and factual. Representations as to legal requirements for embalming, the use of a casket or other receptacle, and the necessity, if any, of an interment receptacle in connection with a funeral must be truthful, and all legal or cemetery interment requirements must be disclosed.



(C) A funeral service establishment, crematory, or retail sales outlet shall have a card or brochure with each piece of funeral merchandise stating the price of the merchandise.

(D) The funeral establishment or crematory shall provide to the persons making the arrangements, at the time the arrangements are completed and before the time of rendering the service, a written statement signed by a representative of the funeral home and by the person authorizing the services showing to the extent then known:

- (1) the price of the service that the persons have selected and what is included in the service;
- (2) the price of each of the supplemental items of service and merchandise requested;
- (3) the amount involved for each of the items for which the funeral service firm shall advance monies as an accommodation to the family; and
- (4) the method of payment.

(E) Other than payments received for at-need funeral merchandise and funeral services, all payments received by any establishment licensed under this chapter for funeral merchandise being purchased must be placed in a trust account in a federally insured institution until the merchandise is delivered for its intended funeral services use as provided in the contract and in accordance with the sales agreement. Upon its own initiative or upon receipt of a complaint, the South Carolina Department of Consumer Affairs shall undertake investigations; review the books, records, and accounts of any establishment licensed under this chapter; subpoena witnesses; require audits and reports; and conduct hearings to determine if payments are being received in violation of the provisions of Chapter 7, Title 32.

HISTORY: 1998 Act No. 380, § 1; 2002 Act No. 322, § 9; 2004 Act No. 188, § 7; 2009 Act No. 70, § 2; 2024 Act No. 223 (H.4116), § 18, eff July 1, 2024.

Editor's Note

Prior Laws: 1983 Act No. 146, § 1; 1976 Code § 40-19-200.

Effect of Amendment

2024 Act No. 223, § 18, in (E), rewrote the first sentence.

**SECTION 40-19-295. Embalmers and funeral directors; funeral business participation prohibitions.**

No licensee whose license has been suspended or revoked, or who has applied for a license but whose application has been denied, may participate in any manner in a business licensed by the board until that person has obtained a license or the person's license has been restored. No business licensed by the board may permit or allow a person whose license has been suspended or revoked, or any person who has applied for a license but whose application has been denied, to participate in any manner in the business licensed by the board.

HISTORY: 2024 Act No. 223 (H.4116), § 1, eff July 1, 2024.

**SECTION 40-19-300. Construction of chapter; limitations on authority of persons with fiduciary relationship with deceased; sale of burial vaults by operators of commercial cemeteries.**

Nothing contained in this chapter may be construed to govern or limit the authority of an administrator or executor, trustee, or other person having a fiduciary relationship with the deceased. Further, nothing contained in this chapter may be construed to prohibit the sale of burial vaults by persons engaged in the business of operating a commercial cemetery.

HISTORY: 1998 Act No. 380, § 1.

**SECTION 40-19-310. Chapter not applicable to preparation and burial of paupers and inmates of state institutions; effect of chapter on other board duties and responsibilities.**



(A) The provisions of this chapter do not apply to the preparation and burial of dead bodies of paupers or of inmates of state institutions when the paupers or inmates are buried at the expense of the State

(B) Nothing in this chapter alters the responsibilities of the board or limits the board in carrying out its duties and responsibilities as required in Chapters 7 and 8, Title 32.

**HISTORY:** 1998 Act No. 380, § 1.

Editor's Note

Prior Laws: 1955 (49) 550; 1962 Code § 56-675; 1983 Act No. 146, § 1; 1976 Code § 40-19-240

**SECTION 40-19-320. Severability.**

If a provision of this chapter or the application of a provision to a person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this chapter which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are severable.

**HISTORY:** 1998 Act No. 380, § 1.



TITLE 32  
CHAPTER 8  
Cremation Authorizations and Procedures

**SECTION 32-8-300. Short title.**

This chapter may be cited as the "Safe Cremation Act".

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-305. Definitions.**

As used in chapter:

- (1) "Alternative container" means a receptacle, other than a casket, in which human remains are transported to a crematory and placed in a cremation chamber for cremation. An alternative container or cremation casket must be:
  - (a) composed of readily combustible materials suitable for cremation;
  - (b) resistant to leakage or spillage;
  - (c) rigid enough for handling with ease;
  - (d) able to provide protection for the health, safety, and personal integrity of crematory personnel.
- (2) "Agent" or "decedent's agent" means a person legally entitled under this chapter to order the cremation and final disposition of specific human remains.
- (3) "Body parts" means limbs or other portions of the anatomy that are removed from a person or human remains for medical purposes during treatment, surgery, biopsy, autopsy, or medical research; or human bodies or a portion of bodies that have been donated to science for medical research purposes.
- (4) "Board" means the South Carolina State Board of Funeral Service.
- (5) "Burial transit permit" means a permit for disposition of a dead human body as required by law.
- (6) "Casket" means a rigid container that is designed for the encasement of human remains.
- (7) "Change of ownership" means a transfer of more than fifty percent of the stock or assets of a crematory authority.
- (8) "Cremated remains" means all human remains recovered after the completion of a cremation.
- (9) "Cremation" means the technical process using either alkaline hydrolysis or heat and flame that reduces human remains to components of either liquid and bone, or bone fragments, and which may include the pulverization of the bone fragments.
- (10) "Cremation casket" means a rigid wooden, corrugated, fiberboard, or metal container that is designed for the encasement of human remains.
- (11) "Cremation certificate" means a document certifying that a decedent has been cremated and which includes the name of the decedent, the identification number, the date of cremation, the name, address, and phone number of the crematory, and the signature of the crematory authority.
- (12) "Cremation chamber" means the enclosed space within which the cremation takes place.
- (13) "Cremation interment container" means a rigid outer container composed of concrete, steel, bronze, fiberglass or some similar material in which an urn is placed before being interred in the ground and which is designed to withstand prolonged exposure to the elements and to support the earth above the urn.
- (14) "Cremation room" means the room in which a cremation chamber is located.
- (15) "Crematory" means the building or portion of a building that houses the cremation room or the holding facility, or both.
- (16) "Crematory authority" means the legal entity or the authorized representative of the legal entity which is licensed by the South Carolina Funeral Service Board to operate a crematory or a licensed funeral director who performs cremations.
- (17) "Department" means the South Carolina Department of Health and Environmental Control.



(18) "Final disposition" means the burial, cremation, entombment or other disposition of a dead human body or parts of a dead human body or cremated remains.

(19) "Foreign matter" means certain items including, but not limited to, body prosthesis, dentures, dental bridgework, dental fillings, jewelry, and any other personal articles accompanying the deceased.

(20) "Funeral director" means a person licensed by the board to engage for hire or profit in the profession of arranging, directing, or supervising funerals.

(21) "Funeral establishment" means an establishment in a building or separate portion of a building having a specific street address and location and devoted to activities relating to the shelter, care, custody, and preparation of a deceased human body and which may contain facilities for funerals, wake services, or cremations and for which a permit has been issued pursuant to Section 40-19-130.

(22) "Human remains" means the body of a deceased person, including any form of body prosthesis that has been permanently attached or implanted in the body.

(23) "Merchandise" means alternative containers, temporary containers, caskets, cremation caskets, rental caskets, urns, and cremation interment containers.

(24) "Niche" means a compartment or cubicle for the permanent placement of an urn containing cremated remains.

(25) "Pulverization" means the reduction of identifiable bone fragments after the completion of the cremation process to unidentifiable bone fragments by manual or mechanical means.

(26) "Scattering area" means an area which may be designated by a cemetery and located on dedicated cemetery property where cremated remains, which have been removed from their container, may be mixed with or placed on top of the soil or ground cover.

HISTORY: 1994 Act No. 435, § 1; 2024 Act No. 223 (H.4116), § 4, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 4, rewrote (9).

#### **SECTION 32-8-310. Crematory; compliance with local zoning regulations.**

A crematory may be constructed on the grounds of a funeral establishment and must be in compliance with local zoning regulations.

HISTORY: 1994 Act No. 435, § 1.

#### **SECTION 32-8-315. Execution of a cremation authorization form.**

(A) A person may authorize his or her own cremation and the final disposition of his or her cremated remains by executing a cremation authorization form. A person has the right to revoke this authorization at any time by providing written notice to the funeral establishment which assisted the person in making these arrangements and the crematory authority designated to perform the cremation.

(B) At the time of death of a person who had executed a cremation authorization form, the person in possession of the executed form and the person charged with making arrangements for the final disposition of the decedent who has knowledge of the existence of the executed form shall ensure that the decedent is cremated and that the final instructions contained on the authorization form are carried out. The crematory authority is required to cremate the human remains and dispose of the cremated remains according to the instructions contained on the cremation authorization form if the crematory authority has a completed authorization form, all permits, and certificates required by law, and the designated human remains.

(C) A preneed authorization for cremation arranged with a licensed funeral establishment and crematory authority shall specify the final disposition of the cremated remains in accordance with Section 32-8-345. If no different or inconsistent instructions are provided to the funeral establishment or the crematory authority by the agent at the time of death, the crematory authority shall release or dispose of the cremated remains as indicated in the preneed agreement.



(D) No person may revoke a cremation authorization form subsequent to the death of the person who executed the form and the instructions for cremation and disposition of the cremated remains must be complied with unless full payment for the cremation and disposition of the remains has not been received or guaranteed.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-320. Persons who may serve as a decedent's agent; authorize cremation.**

(A) In the following order of priority these persons may serve as a decedent's agent and in the absence of a preneed cremation authorization may authorize cremation of the decedent:

(1) the person designated as agent for this purpose by the decedent in a will or other verified and attested document, or a person named in the decedent's United States Department of Defense Record of Emergency Data Form (DD Form 93), or its successor form, if the decedent died while serving in any branch of the United States Armed Services, as defined in 10 U.S.C. Section 1481, and there is no known designation in a will or other verified and attested document of the decedent;

(2) the spouse of the decedent, unless the spouse and the decedent are separated pursuant to one of the following:

(a) entry of a pendente lite order in a divorce or separate maintenance action;

(b) formal signing of a written property or marital settlement agreement;

(c) entry of a permanent order of separate maintenance and support or of a permanent order approving a property or marital settlement agreement between the spouse and the decedent;

(3) the decedent's surviving adult children;

(4) the decedent's surviving parents;

(5) adult siblings of the decedent;

(6) the adult grandchildren of the decedent;

(7) the grandparents of the decedent;

(8) the person appointed by the probate court as the guardian; and

(9) any other person authorized or under obligation by law to dispose of the body.

(B) If there is more than one member of a class listed in subsection (A)(1), (3), (4), (5), (6), (7), or (9) entitled to authorize the cremation of the decedent, the authorization to cremate may be made by a member of the class unless the member knows of an objection by another member within the class. If an objection is known, the authorization to cremate only may be made by a majority of the members of the class who are reasonably available.

(C) A person may not execute an authorization to cremate if a person in a prior class is reasonably available to make or object to the execution of the authorization to cremate the decedent.

(D) In the absence of a person serving as a decedent's agent pursuant to subsection (A), the following may serve as an agent and may authorize a decedent's cremation:

(1) a person serving as executor or legal representative of the decedent's estate;

(2) a public administrator, medical examiner, coroner, state appointed guardian, or other public official charged with arranging the final disposition of the decedent if the decedent is indigent or if the final disposition is the responsibility of the State or an instrumentality of the State; or

(3) the adult who exhibited special care and concern for the decedent.

(E) If a dispute arises among persons of equal priority, as provided for in subsection (A), concerning the cremation of a decedent, the matter must be resolved by order of the probate court.

(F) If a funeral home handling funeral arrangements for a decedent transfers the decedent's body to another funeral home solely for cremation purposes, the funeral home performing the cremation may, in good faith, rely on a cremation authorization document executed at the funeral home handling the funeral arrangements.



(A) A crematory authority and funeral establishment may require a decedent's agent to purchase an alternative container to contain the human remains before cremation but may not require the agent to purchase a casket before cremation for viewing or the actual cremation.

(B) No crematory authority may accept human remains from a funeral establishment unless the remains are delivered in a casket, cremation casket, or an alternative container unless the funeral establishment has made arrangements with the crematory authority to provide the casket, cremation casket, or an alternative container before cremation. Only a licensed crematory may perform cremations of human remains in this State and only a licensed funeral director or a funeral establishment may sell preneed and at-need merchandise.

(C) For purposes of this section, "alternative container" means a receptacle other than a casket, in which human remains are transported to a crematory and placed in a cremation chamber for cremation. An alternative container or cremation casket must be:

- (a) composed of readily combustible materials suitable for cremation;
- (b) resistant to leakage or spillage;
- (c) rigid enough for handling with ease;
- (d) able to provide protection for the health, safety, and personal integrity of crematory personnel.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-340. Conditions for cremation, time period prior to cremation.**

(A) Human remains may not be cremated before twenty-four hours have elapsed from the time of death as indicated on the attending physician's, medical examiner's, coroner's certificate of death, or an abstract of information from a filed death certificate available on the electronic vital records system. However, if it is known that the decedent had an infectious or dangerous disease and if the time requirement is waived in writing by the attending physician, medical examiner, or coroner in the county in which the death occurred, the remains may be cremated before twenty-four hours have elapsed.

(B) No crematory authority shall cremate human remains when the authority has actual knowledge that human remains contain a pacemaker or other material or implant that may be potentially hazardous to the person performing the cremation or to the environment.

(C) No crematory authority shall refuse to accept human remains for cremation because the remains are not embalmed.

(D) If a crematory authority is unable or unauthorized to cremate human remains immediately upon taking custody of the remains, the crematory authority shall place the human remains in a holding facility which may be located in a cremation room. Access to a holding facility must be limited to authorized persons and must be constructed and maintained to preserve the health and safety of the crematory authority personnel.

(E) The casket, cremation casket, or alternative container must be cremated with the human remains or destroyed unless the crematory authority has notified the decedent's agent to the contrary on the cremation authorization form and obtained the written consent of the agent.

(F) No crematory authority may simultaneously cremate the human remains of more than one person within the same cremation chamber without the prior written consent of the agent. However, nothing in this subsection prevents the simultaneous cremation within the same cremation chamber of body parts that have been used for anatomical study delivered by a licensed hospital or medical facility in this State to the crematory authority from multiple sources or the use of cremation equipment that contains more than one cremation chamber.

(G) A crematory authority may not remove dental gold, body parts, organs, or any item of value before a cremation without previously having received specific written authorization from the decedent's agent and written instructions on the delivery of these items to the agent. A crematory authority may not profit from taking or assisting in removal of valuables.

(H) Upon the completion of a cremation, and insofar as is commercially reasonable, the cremated remains and foreign matter of the cremation process must be removed from the cremation chamber and



devices used to process cremated remains. Foreign matter must be disposed of as indicated on the authorization form signed by the decedent's agent and particulates and ambient dust must be governed by the department.

(I) If all of the recovered cremated remains do not fit within the receptacle that has been selected, the remainder of the cremated remains must be returned in a separate container to the decedent's agent. The crematory authority may not return to an agent more or less cremated remains than were removed from the cremation chamber.

(J) A crematory authority may not knowingly represent to a decedent's agent that a temporary container or an urn contains the cremated remains of a specific decedent when it does not.

(K) A crematory authority shall maintain an identification system that ensures identification of the human remains while in the authority's possession throughout all phases of the cremation process.

HISTORY: 1994 Act No. 435, § 1; 2015 Act No. 72 (S.176), § 3, eff January 1, 2016.

Effect of Amendment

2015 Act No. 72, § 3, in (A), inserted "or an abstract of information from a filed death certificate available on the electronic vital records system".

**SECTION 32-8-345. Crematory authority or licensed funeral establishments responsibility for the final disposition of the cremated remains.**

(A) The agent or a licensed funeral establishment or crematory authority is responsible for the final disposition of the cremated remains.

(B) Cremated remains may be disposed of by placing in a grave, crypt, niche, by scattering them in a scattering area, or in any manner on the private property of a consenting owner. If cremated remains are disposed of on public lands or water, all state and federal laws apply.

(C) Upon completion of the cremation process, if the crematory authority has not been instructed to arrange for the mailing, interment, inurnment, or scattering of the cremated remains, the crematory authority shall deliver in person or mail the cremated remains accompanied by the cremation certificate to the designee specified on the cremation authorization form. If no designee is specified, the cremated remains must be delivered in person or mailed to the decedent's agent. The cremated remains must be delivered in person or delivered to the United States Post Office or to a bonded licensed courier service to be sent by registered and return receipt requested mail. Upon receipt of the cremated remains accompanied by a photocopy of the Burial Transit Permit and Cremation Certificate, the individual receiving them may transport and dispose of them in any manner in accordance with this section. After delivery in person or to the United States Post Office or to a bonded, licensed courier service, the crematory authority is discharged from any legal obligation or liability concerning the cremated remains.

(D) If after a period of sixty days from the date of cremation the decedent's agent has not instructed the funeral establishment or crematory authority to arrange for final disposition of the cremated remains or claimed the cremated remains, the funeral establishment or crematory authority may dispose of the cremated remains in any manner permitted by this section. The funeral establishment or crematory authority shall keep a permanent record identifying the site of final disposition. The agent is responsible for reimbursing all expenses incurred in disposing of the cremated remains. Upon disposing the cremated remains, the funeral establishment or crematory authority is discharged from any legal obligation or liability concerning the cremated remains. A funeral establishment or crematory authority in possession of remains cremated before July 1, 1994, may dispose of them in accordance with this section.

(E) Except with the express written permission of the decedent's agent, no person may:

(1) dispose of cremated remains in a manner or in a location so that the cremated remains are commingled with those of another. This does not apply to the scattering of cremated remains at sea, by air, or in an area located in a dedicated cemetery and used exclusively for the purpose of disposing of cremated remains;

(2) place cremated remains of more than one person in the same temporary container or urn.



HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-350. Crematory's liability for damages.**

(A) A crematory authority is not liable for damages arising from cremating the human remains designated by a cremation authorization form if the form complies with Section 32-8-325 and if the cremation is performed in accordance with this chapter.

(B) A crematory authority is not liable for damages resulting from refusing to accept or cremate human remains or refusing to release or dispose of cremated remains if the authority is aware of a dispute concerning the remains or if the authority has a reasonable basis for questioning a statement or representation made by the decedent's agent.

(C) A crematory authority is not responsible or liable for valuables delivered with the human remains unless the crematory authority has received written instructions in accordance with Section 32-8-325(A)(2)(j).

(D) No cemetery is liable for cremated remains that are dumped, scattered, or otherwise deposited on the cemetery in violation of this chapter, if that action is taken without the cemetery's consent.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-355. Human remains; presence of pacemaker.**

If a decedent's agent informs the funeral establishment on the cremation authorization form of the presence of a pacemaker in the human remains, the funeral establishment must ensure that all necessary steps have been taken to remove the pacemaker before delivering the human remains to the crematory authority. If the funeral establishment who delivers the human remains to the crematory knows of the presence of a pacemaker in the human remains and fails to ensure that the pacemaker has been removed before delivery and if the remains are cremated with the pacemaker, the funeral establishment who delivered the human remains to the crematory and who knew of the presence of the pacemaker is liable for all resulting damages.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-360. Boards; refusal to issue or renew license; suspension or revocation of a funeral director or embalmer.**

(A) The board may refuse to issue or renew the license or may suspend or revoke the license of a funeral director or embalmer who violates a provision of this chapter.

(B) A person who violates a provision of this chapter is subject to a civil fine of up to twenty-five thousand dollars. A licensed funeral director or embalmer who violates a provision of this chapter must be reported to the State Board of Funeral Service for immediate investigation and disciplinary proceedings.

(C) The provisions of Section 40-19-160 apply to disciplinary actions under this chapter.

HISTORY: 1994 Act No. 435, § 1; 2024 Act No. 223 (H.4116), § 5, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 5, in (B), in the first sentence, substituted "of up to twenty-five thousand dollars" for "not to exceed five thousand dollars", and added the second sentence.

**SECTION 32-8-365. Solicitation.**

Solicitations under this chapter are governed by Sections 32-7-90 and 40-19-180.

HISTORY: 1994 Act No. 435, § 1.



**SECTION 32-8-370. Comprehensive cremation statute.**

This chapter must be construed and interpreted as a comprehensive cremation statute, and the provisions of the article take precedence over any existing laws containing provisions applicable to cremation but that do not specifically or comprehensively address cremation.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-375. Continuing education courses for removal and disposition of pacemakers.**

The board shall offer or arrange for continuing education courses addressing the removal and disposition of pacemakers by licensed embalmers.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-380. Promulgate regulations.**

The South Carolina State Board of Funeral Service shall promulgate regulations to carry out the provisions of this chapter including, but not limited to, the regulation of crematories whether or not constructed on the grounds of a funeral establishment.

HISTORY: 1994 Act No. 435, § 1.

**SECTION 32-8-385. Requirement for at least one trained individual in performing cremations.**

(A) A crematory is required to have in its employ at least one individual who has been trained in performing cremations by the licensed crematory authority who is his employer, and also by the manufacturer of the equipment to be used to perform cremations, or by some other appropriate method as provided by regulation of the board. Upon meeting the requirements of this section, this individual is considered to be sufficiently trained for the purposes of this chapter. All cremations must be performed by a trained individual who has registered with the board.

(B) To be registered with the board, the individual must:

- (1) complete an application in the format prescribed by the board,
- (2) successfully complete a crematory operator training course approved by the board of not less than eight hours of instructional time;
- (3) have not been convicted of or pled guilty to a crime that directly relates to the duties, responsibilities, or fitness of the occupation or profession; and
- (4) pay a fee as established in regulation not to exceed fifty dollars.

(C) Registrations under this section must be renewed every two years by submitting a renewal application and paying a renewal fee established in regulation not to exceed fifty dollars.

(D) Registered, trained individuals are subject to applicable provisions of Section 40-1-110, Chapter 19, Title 40, Chapter 8, Title 32, and board regulations.

HISTORY: 1994 Act No. 435, § 1; 2024 Act No. 223 (H.4116), § 6, eff July 1, 2024.

Effect of Amendment

2024 Act No. 223, § 6, rewrote the section.



**JASPER COUNTY, SOUTH CAROLINA  
ORDINANCE # O-2026-\_\_**

**AN ORDINANCE TO AMEND ARTICLE 6.1-TABLE 1 USE REGULATIONS OF THE JASPER COUNTY ZONING ORDINANCE TO ADD FAMILY CEMETERIES; AND TO AMEND ARTICLE 11 CONDITIONAL USE REVIEW TO ADD CONDITIONS FOR FAMILY CEMETERIES IN VARIOUS ZONING DISTRICTS**

**WHEREAS**, Jasper County, South Carolina (the "County"), acting through the County Council as its governing body (the "County Council"), is a political subdivision of the State of South Carolina (the "State"), and as such possesses all general powers granted by the Constitution and statutes of the State to such public entities; and

**WHEREAS**, the County Planning Commission ("Planning Commission") recognizes that family cemeteries are different in nature from commercialized cemeteries; and

**WHEREAS**, the Planning Commission has reviewed a proposed Zoning Text Amendment to Article 6.1 Table 1 Use Regulations and to Article 11.7 of the County Zoning Ordinance (collectively sometimes the "Zoning Text Amendment") to allow family cemeteries as an accessory use to residential uses in districts that allow residential uses and finds that the proposed Zoning Text Amendment is consistent with the County's Zoning objectives; and

**WHEREAS**, the Planning Commission recommends approval by County Council of the proposed Zoning Text Amendment; and

**WHEREAS**, this matter is now before the County Council for determination.

**NOW THEREFORE, BE IT ORDAINED**, by the County Council duly assembled and by the authority of same, adopting and incorporating by reference the foregoing premises:

- 1. Amend Jasper County Zoning Ordinance, Article 6.1 – Table 1 to read as follows:**

**Section 6.1 – TABLE 1**

| <b>Accessory Uses to Residential Uses</b> | <b>NAICS</b> | <b>R</b> | <b>RRL</b> | <b>RP</b> | <b>RC</b> | <b>VC</b> | <b>CC</b> | <b>GC</b> | <b>ID</b> | <b>RE</b> | <b>MB</b> |
|-------------------------------------------|--------------|----------|------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| <b>Bathhouses &amp; Cabanas</b>           | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Domestic Animal Shelters</b>           | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Non-Commercial Greenhouses</b>         | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Private Garage &amp; Carport</b>       | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Storage Building</b>                   | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Swimming Pool, Tennis Courts</b>       | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Auxiliary Shed, Workshop</b>           | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |
| <b>Home Occupation (Article 11:7.36)</b>  | NA           | C        | C          | C         | C         | C         | C         | C         | N         | N         | N         |
| <b>Horticulture, Gardening</b>            | NA           | P        | P          | P         | P         | P         | P         | P         | N         | N         | N         |



|                                         |    |   |   |   |   |   |   |   |   |   |   |
|-----------------------------------------|----|---|---|---|---|---|---|---|---|---|---|
| Family Day Care Home                    | NA | P | P | P | P | P | P | P | N | N | N |
| Family Cemeteries<br>(Article 11:7.36A) | NA | C | N | C | C | C | C | C | N | N | N |
| Satellite Dishes, etc.                  | NA | P | P | P | P | P | P | P | N | N | N |

2. Amend Jasper County Zoning Ordinance, Article 11:7, Industry Specific Conditional Use Regulations, to add sub-section 11:7.36A to read as follows:

**11:7.36A Family Cemeteries**

- 1 Family Cemeteries shall not be used for commercial purposes
  - 2 No Plots may be sold or allotted to anyone outside of the family
  - 3 Family Cemeteries shall not be located in a Special Flood Hazard Area or any wetlands
  - 4 All burial plots shall not be located closer than 200 feet of any property line
  - 5 Any structure or storage of equipment or materials shall not be located closer than 50 feet of any property line, road right of way, or private street
  - 6 All access standards in accordance with SC Code § 27-43-310 (2022) shall be provided at all times. This includes unrestricted access to the public
  - 7 Adequate off-street waiting space shall be provided for funeral processions so that no vehicle stands or waits in a road right-of-way
  - 8 Minimum lot size shall be 2 acres of undeveloped property
  - 9 Maximum number of plots shall not exceed 20
  - 10 The area to be used as a cemetery must be clearly identified on a plat showing the area dedicated for plots, the anticipated number of plots, access to the site and off street parking spaces and/or off-street waiting area for vehicles during funeral processions. The plat must also meet the underlying zoning district requirements, be approved by the Planning Department, and shall be recorded with the Office of the Register of Deeds
  - 11 The family cemetery shall have signage posted, identifying the name of the cemetery or the family name of the cemetery as shown on the plat. In the case of heirs property, appropriate signage identifying the heirs family name shall be provided. The signage shall be in compliance with Article 15 of the Jasper County Zoning Ordinance, *Sign Regulations*
  - 12 The family cemetery shall be maintained at all times to include up-keep of the grass, headstones, graves, access roads, parking areas, fences, signs, and any other features that may be included on the property grounds
3. **Severability.** If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.
4. **This Ordinance shall take effect upon approval by Jasper County Council.**



\_\_\_\_\_  
**W. L. Rowell, III, Chairman**  
**Jasper County Council**

**ATTEST:**

\_\_\_\_\_  
**Wanda Giles, Clerk to Council**

Approved as to form:

\_\_\_\_\_  
Interim County Attorney  
Burr & Forman LLP  
Walter J. Nester, III  
Partner

\_\_\_\_\_  
Date

**ORDINANCE: # O-2026-\_\_**

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

\_\_\_\_\_  
**Considered by the Jasper County Planning Commission at its meeting on**  
**July 16, 2026 and recommended for approval.**



CEMETERIES  
OF  
JASPER COUNTY

A PROJECT OF  
THE JASPER COUNTY HISTORICAL SOCIETY  
SOUTH CAROLINA

1994 - 1996



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**Historical Society of Jasper County**  
**Ridgeland, South Carolina**

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By  
**Wofford E. Malphrus**  
(Assisted by many)

Layout & Design  
**Virginia M. Moore**

**Manufactured in the United States of America**

**2001**

Printed by  
**McNaughton & Gunn, Inc**  
**Saline, Michigan**



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## ACKNOWLEDGMENTS

The decision to instigate a survey of the cemeteries of Jasper County must be credited to Curtis L. Smart, who served as President of the Jasper County Historical Society from 1993 through 1995. Though two earlier attempts by the Society had failed to "get off the ground," his tenacious spirit would not allow him to give up. Finally, in 1994, a committee "jelled." Several members, also with tenacious spirits, rose to the surface and they stirred others into action. This publication is evidence of the success of this team of more than 100 Society members and friends.

Also deserving special recognition are: Bob and Ann Starr Hughes for the arduous task of transferring all of the handwritten surveys into the first computer database; Virginia Moore, for transferring data into the final database, proof-reading and editing the data, integrating narrative descriptions of cemeteries with the actual surveys, and submitting most of the photographs used in this book; and to Wofford Malphrus for preparing the narrative information on each cemetery, for many long hours of proof-reading, entering data, and ensuring that this entire project came to completion.

A very special tribute is due to Rodney Malphrus for his tireless efforts in locating and surveying many remote cemeteries which, otherwise, may not have been found and included in this book.

Freddie Nimmer, Co-chairman of this project, gave unstintingly of his time and enthusiasm, and he and his wife, Joan, certainly did their share of the field work.

The Church of Jesus Christ of Latter Day Saints is due credit for allowing the use of a survey which they had conducted around 1950, of approximately 30 cemeteries. This proved to be very valuable for comparisons with our surveys.

Finally, we are deeply indebted to the many land owners and managers that were helpful in allowing access to cemeteries and assisting in locating them. Those we have knowledge of are as follows: Horace Phillips, Harry B. Cooler, Jr.; Bert Shiflet; Kent Young; Bill Apps; Jesse Ratliff; Greg Freeman; Carroll Stanley; Stanley Wells; Gordon Wells; Walter Baxter; Tom Stanley; Bonnie Bryan; Jeff Irvin; C.M. Dantzler; Gene Singleton; J.D. Dowling; Harold Pittman; J.D. Carswell; Duane Swygert; and Dr. Richard Schulze. We also include the paper companies with large land holdings. Without the cooperation of all of the above, this project could not have been completed.





## Jasper County, South Carolina Cemeteries

United States ▸ South Carolina ▸ Jasper County ▸ Jasper County Cemeteries

The South Carolina Cemeteries page provides explanations of the following online resources:

| Bibliography                                                                                                                                                                                                                                                                                                                                         | Online Gravestone Transcriptions                                                                                                                                                                                                                                                                                                                                                      | Cemetery Gazetteers                                                                                                     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| FamilySearch Catalog ( <a href="https://www.familysearch.org/en/search/catalog/results?count=20&amp;q.place=United%20States%2C%20South%20Carolina%2C%20Jasper&amp;q.subject=Cemeteries">https://www.familysearch.org/en/search/catalog/results?count=20&amp;q.place=United%20States%2C%20South%20Carolina%2C%20Jasper&amp;q.subject=Cemeteries</a> ) | national search ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=gs&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=gs&amp;</a> )   county list ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=csr&amp;CSn=&amp;CSntry=4&amp;CSst=43&amp;CScnty=2320">http://www.findagrave.com/cgi-bin/fg.cgi?page=csr&amp;CSn=&amp;CSntry=4&amp;CSst=43&amp;CScnty=2320</a> ) | S.C. Cemetery Project ( <a href="http://www.gps.sogen.org/27-jasper.html">http://www.gps.sogen.org/27-jasper.html</a> ) |
| WorldCat ( <a href="http://www.worldcat.org/search?q=su%3ACemeteries+South+Carolina+Jasper+County.&amp;q1=results_page">http://www.worldcat.org/search?q=su%3ACemeteries+South+Carolina+Jasper+County.&amp;q1=results_page</a> )                                                                                                                     | USGenWeb Tombstone Transcription Project ( <a href="http://www.usgw.tombstones.org/southcarolina/jasper.html">http://www.usgw.tombstones.org/southcarolina/jasper.html</a> )                                                                                                                                                                                                          |                                                                                                                         |

To be thorough, search online and printed versions of a cemetery's gravestones. For those who have the opportunity to visit the cemetery in person, important clues can be learned from how graves are spaced. Relatives were often buried near one another.

| Cemetery                                                                       | Location       | Online Transcript                                                                                                                                                                                                                                                                                                                                                                                                      | Book |
|--------------------------------------------------------------------------------|----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|
| Huguenin Family (Roseland Plantation)                                          |                | Interment net ( <a href="http://www.interment.net/us/sc/jasper.htm">http://www.interment.net/us/sc/jasper.htm</a> )                                                                                                                                                                                                                                                                                                    |      |
| Antioch Baptist Church CT.                                                     | Pineland,      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2372030&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2372030&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |
| Arm Oak Cemetery                                                               |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69423&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69423&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Beaver Dam Cemetery                                                            | Grays          | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2186304&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2186304&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |
| Berton Cemetery                                                                |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69489&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69489&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Black Swamp Baptist Church Cemetery<br>See Robertville Baptist Church Cemetery | Robertville    | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69570&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69570&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> ) BillionGraves ( <a href="https://billiongraves.com/cemetery/Black-Swamp-Cemetery/89847">https://billiongraves.com/cemetery/Black-Swamp-Cemetery/89847</a> ) |      |
| Buttont Cemetery                                                               | Ridgeland      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2351244&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2351244&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |
| Chisolm Cemetery                                                               |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69771&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69771&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Cook Landing Cemetery                                                          |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69810&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69810&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Cooper Cemetery                                                                |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69817&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69817&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Cummingsville Cemetery                                                         |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2195090&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2195090&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |
| Cypress Creek Cemetery                                                         | Pineland,      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2347397&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2347397&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |
| First Point Savannah Baptist Church Cemetery                                   |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=984337&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=984337&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                           |      |
| Floyd Cemetery                                                                 |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70020&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70020&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Garret Cemetery                                                                |                | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70099&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70099&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                             |      |
| Gillisonville Cemetery                                                         | Gillisonville, | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1985527&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1985527&amp;CSntry=4&amp;CSst=43&amp;CScnty=2339&amp;</a> )                                                                                                                                                         |      |



|                                     |                  |                                                                                                                                                                                                                                                                                        |
|-------------------------------------|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Grace Episcopal Church Cemetery     |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=239644&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=239644&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )   |
| Grahamville Cemetery                | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70170&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70170&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Great Swamp Baptist Church Cemetery | Ridgeland        | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=216572&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=216572&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )   |
| Grimes Cemetery                     |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2160823&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2160823&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Haphazard Cemetery                  | Ridgeland        | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=219181&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=219181&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )   |
| Hardee Cemetery                     | Hardeeville      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2283281&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2283281&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Hardy Cemetery                      |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70254&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70254&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Heyward Family Cemetery             | Old house.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=641379&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=641379&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )   |
| Huguenin Family Cemetery            | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2216737&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2216737&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Humberts Cemetery                   |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70375&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70375&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Jackville                           | Okatie.          | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2389718&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2389718&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Kanawha Valley Memorial gardens     | Glasgow Landing. | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2147021&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2147021&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| King Branch Baptist Church Cemetery | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2169729&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2169729&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| King Singleton Family Cemetery      | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2280505&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2280505&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Low Bottom Cemetery                 | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2188180&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2188180&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Mackey Point Cemetery               | Pocotaligo.      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2180658&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2180658&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Magnolia Memorial Gardens           | Hardeeville.     | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2163334&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2163334&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Maye River Baptist Church Cemetery  |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1963811&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1963811&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Mew Cemetery                        |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70659&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70659&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Moncepons Cemetery                  | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2207821&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2207821&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Mount Calvary Church Cemetery       | Hardeeville      | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2200821&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2200821&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Mouzon Cemetery                     | Ridgeland.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2174529&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2174529&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| New Garret Cemetery                 |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70834&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70834&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Oak Grove Cemetery                  | Grays.           | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2335547&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2335547&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> ) |
| Oldge Cemetery                      |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=984378&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=984378&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )   |
| Parker Cemetery                     |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70877&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70877&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |
| Partridge Hill Cemetery             |                  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70988&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=70988&amp;CSentry=4&amp;CSst=43&amp;CSnty=2339&amp;CSsr=21&amp;</a> )     |



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| Patterson Cemetery                  | Ridgeland.   | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2184706&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2184706&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Pelot Cemetery                      |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71000&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71000&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Phillips Family Cemetery            | Grays.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2370482&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2370482&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Phillipsville Cemetery              | Grays.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2260498&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2260498&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Pine Level Baptist Church Cemetery  | Tillman.     | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2396451&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2396451&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Porter Cemetery                     |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71077&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71077&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Preference Cemetery                 |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71090&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71090&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Purysburg Cemetery                  | Hardeeville. | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1980603&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1980603&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Red Dam Baptist Cemetery            | Hardeeville. | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2098926&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2098926&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Red Hill Cemetery                   | Grays.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2336694&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2336694&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Republican Hall Cemetery            |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71146&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71146&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Rhoden ward Cemetery                |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71150&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71150&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Rice Field Cemetery                 | Ridgeland.   | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2358701&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2358701&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Ridgeland Cemetery                  | Ridgeland.   | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=366647&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=366647&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )   |  |
| Roberts Cemetery                    | Robertville. | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1983917&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=1983917&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Robertville Baptist Church Cemetery | Robertville  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69570&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=69570&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> )     |  |
| Saint Luke's Cemetery               | Oktie.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2164866&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2164866&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=41&amp;</a> ) |  |
| Salvesburg Cemetery                 |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71304&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71304&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Sardis Cemetery                     | Ridgeland.   | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2396449&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2396449&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> ) |  |
| Saucie Cemetery                     |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71323&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71323&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Shad Cemetery                       |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71348&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71348&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Stoney Creek Cemetery               | Pocotaligo.  | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2149773&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2149773&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> ) |  |
| Strobhar Cemetery                   |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71465&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71465&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Tillman Methodist Church Cemetery   | Tillman.     | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2319864&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2319864&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> ) |  |
| White Hardee Cemetery               |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71644&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71644&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Williams Cemetery                   |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71644&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71644&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |
| Winkler Cemetery                    |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71685&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71685&amp;CSsnty=4&amp;CSst=43&amp;CSsnty=2339&amp;CSsr=61&amp;</a> )     |  |



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|----------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Winn Cemetery        | Grays.       | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2226342&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2226342&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;</a> ) |  |
| Wrightfield Cemetery |              | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71702&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=71702&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;</a> )     |  |
| Youmans Cemetery     | Gilsonville. | Find a Grave ( <a href="http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2349767&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;">http://www.findagrave.com/cgi-bin/fg.cgi?page=cr&amp;CRid=2349767&amp;CSctry=4&amp;CSst=43&amp;CSctry=2339&amp;CSsr=61&amp;</a> ) |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |
|                      |              | Find a Grave                                                                                                                                                                                                                                                                           |  |

## Bibliography

- *Beever Dam Baptist Church Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 12 (<https://www.familysearch.org/en/search/catalog/156276>).
- *Ellis Family Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 13 (<https://www.familysearch.org/en/search/catalog/156283>).
- *Hardee Family, Bellinger Hill Delta Plantation Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 14 (<https://www.familysearch.org/en/search/catalog/156291>).
- *Hayward Family Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 15 (<https://www.familysearch.org/en/search/catalog/156294>).
- Jerrold, Emory L. and Robert L. Bass. *Jasper Co., South Carolina Cemeteries: Strobhar Cemetery, DuPont Cemetery.* Typescript, 1976. FS Library Film 982252 Item 8 (<https://www.familysearch.org/en/search/catalog/30491>).
- *May River Baptist Church Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 16 (<https://www.familysearch.org/en/search/catalog/156301>).
- *Pinelevel Church Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 17 (<https://www.familysearch.org/en/search/catalog/156305>).
- *Tuten Family Cemetery Records, Jasper County, South Carolina.* Typescript. Microfilmed 1956: FS Library Film 2116 Item 18 (<https://www.familysearch.org/en/search/catalog/156309>).

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|                                                                                                                             |                                                                                    |                                                                                                                             |
|-----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| <p><b>Gary Flynn</b><br/>( KE8FD )<br/><a href="mailto:garyflynn44@yahoo.com">garyflynn44@yahoo.com</a><br/>GPS Mapping</p> | <p><b>JASPER<br/>COUNTY<br/>SC</b><br/><b>Cemetery GPS<br/>Mapping Project</b></p> | <p><b>Paul Kankula</b><br/>( NN8NN )<br/><a href="mailto:kankula@bellsouth.net">kankula@bellsouth.net</a><br/>Webmaster</p> |
|-----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|

Effective: 01/29/23 07:41  
by: PMK



**USGS GEOGRAPHIC NAMES  
INFORMATION SYSTEM (GNIS) -  
POPULATED PLACES**

<https://geonames.usgs.gov/domestic/index.html>

**GOOGLE MAPS**

<https://www.google.com/maps/>

**POPULATED PLACES GNIS**

**LINKS: Baker Hill, Bashan,  
Berrys Landing, Bolon Hall  
Landing, Boyd, Cook**



## Cemetery Survey Book Surname Indexes

Submitted by Diane Johnson

The following Surname Indexes **WILL NOT** provide you with an Individual's Date-of-Birth/Death. It will only tell you in what Cemetery Survey Book your Surname can be found in and on what page number.

Author: Jasper County Historical Society Box 712, Ridgeland, SC 29936

Book 1 = Jasper County Cemeteries (190) by Wofford Malphrus who was assisted by many others project range 1994-2001 299 pgs

|        |       |   |  |  |  |   |
|--------|-------|---|--|--|--|---|
| Book 1 | Index | A |  |  |  | Z |
|--------|-------|---|--|--|--|---|

## Family History Library - Books

*The Church of Jesus Christ of Latter-Day Saints*

- *Beaver Dam Baptist Church Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 12
- *Ellis Family Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 13
- *Hardee Family Bellinger Hill Delta Plantation Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 14
- *Hayward Family Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 15

11/20/20 3:15 PM

Jasper County SC Cemetery Gr's Project

- *Jerrott Emory L. and Robert L. Bass Jasper Co. South Carolina Cemeteries Strobhar Cemetery DuPont Cemetery* Typescript, 1976 FHL Film 982252 Item 8
- *May River Baptist Church Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 16
- *Pinelevel Church Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 17
- *Tuten Family Cemetery Records Jasper County South Carolina* Typescript Microfilmed 1956 FHL Film 2116 Item 18



### Research Notes:

Jasper County was named for Revolutionary War hero Sergeant William Jasper (ca.1750-1779). The county was formed in 1912 from parts of Beaufort and Hampton counties, and the county seat is Ridgeland. This area of the state was the home of the Yemassee and Coosaw Indians until colonial times. In 1732 Swiss-German immigrants led by Jean Pierre Purry established a settlement called Purrysburgh on the Savannah River, but the town did not survive. Other settlers built extensive rice plantations, some of which now form the Savannah National Wildlife Refuge. Two other towns in the county, Coosawhatchie and Pocotaligo, served at different times as the seat of government for Beaufort District. During the Civil War the Confederate army defeated federal troops at the battle of Honey Hill in November 1864. Jasper County was home to Thomas Heyward, Jr. (1746-1809), a signer of the Declaration of Independence, and Henry Martyn Robert (1837-1923), author of Robert's Rules of Order. (Submitted by: SC State Library / Mary Morgan, 31-Mar-2008)

#### (1) & (3) =

Some F-a-G cemetery name submittals only represent a plot (gathering) of family graves -- that's located within another cemetery!

Some F-a-G church name submittals only represent a church's building location -- that doesn't have an adjoining cemetery!

Some posted F-a-G GPS locations are very inaccurate and will rarely ever get corrected by its submitter!

(2) = Text File for miscellaneous information.

(3) = Jasper County Find-a-Grave Project

(4) = Survey Book Code # = County # - Survey Book # - Page #



AME = African Methodist Episcopal(N) SMC = Southern Methodist Church  
 UMC = United Methodist Church ME = Methodist Episcopal  
 Zion AME = Zion African Methodist Episcopal(N) CME = Christian  
 Methodist Episcopal (N) = Negro (S) = Slave (C) = Caucasian (I) =  
 Indian (A) = Asian

| Ref #  | Cemetery Name (1)          | GPS Mapping             | Aerial View | Road Map | Photos | Text (2) | Find a Grave (3) | Survey Book (4) | Location                        |
|--------|----------------------------|-------------------------|-------------|----------|--------|----------|------------------|-----------------|---------------------------------|
| 27-001 | Akin                       | n32 28.433 , w81 07.338 | A           | M        | -      | -        | -                | 27-B01-P001     |                                 |
| 27-002 | Antioch Baptist (N)        | 32.55419, -81.16993     | A           | M        | -      | -        | E                | 27-B01-P001     | Pineland                        |
| 27-003 | Backwaters (N)             | 32.48787, -81.13375     | A           | M        | -      | -        | -                | 27-B01-P002     | Tillman                         |
| 27-004 | Backwoods (N)              | n32 33.614 , w81 08.914 | A           | M        | -      | -        | -                | 27-B01-P003     | aka Good Hope Plantation?       |
| 27-005 | Bascomb                    | n32 36.550 , w81 10.734 | A           | M        | -      | -        | -                | 27-B01-P003     |                                 |
| 27-006 | Baxter                     | n32 31.751 , w81 10.699 | A           | M        | -      | -        | -                | 27-B01-P004     |                                 |
| 27-007 | Beach Hill (N)             | n32 10.413 , w81 04.636 | A           | M        | -      | -        | -                | 27-B01-P004     |                                 |
| 27-008 | Beaver Dam Baptist         | 32.64662, -81.01111     | A           | M        | -      | -        | E                | 27-B01-P004     | Grays                           |
| 27-201 | Bellinger Hill Plantation  | Can't locate cemetery   | -           | -        | -      | -        | -                |                 | Part of 27-034 Delta Plantation |
| 27-202 | Berton                     | 32.41390, -80.97060     | A           | M        | -      | -        | E                |                 |                                 |
| 27-009 | Bessellieu                 | n32 30.367 , w80 53.167 | A           | M        | -      | -        | -                | 27-B01-P012     | aka Old Euhaw                   |
| 27-010 | Bethel Baptist (N)         | 32.60064, -81.17031     | A           | M        | -      | -        | E                | 27-B01-P013     | Pineland                        |
| 27-011 | Bolan                      | n32 25.049 , w80 51.133 | A           | M        | -      | -        | -                | 27-B01-P021     |                                 |
| 27-012 | Bolan-Hall (N)             | n32 25.500 , w80 51.133 | A           | M        | -      | -        | -                | 27-B01-P021     |                                 |
| 27-203 | Brewton Plantation         | Can't locate cemetery   | -           | -        | -      | -        | -                |                 |                                 |
| 27-013 | Brown (N)                  | n32 38.183 , w81 10.016 | A           | M        | -      | -        | -                | 27-B01-P022     |                                 |
| 27-014 | Bryan Dam (N)              | Can't locate cemetery   | -           | -        | -      | -        | E                | 27-B01-P023     | 3090 South Okatie Highway Levy  |
| 27-204 | Bull Bluff Plantation      | Can't locate cemetery   | -           | -        | -      | -        | -                |                 |                                 |
| 27-015 | Button (N)                 | 32.41421, -80.97041     | A           | M        | -      | -        | E                | 27-B01-P024     | aka Berton<br>Ridgeland         |
| 27-205 | Cane Knoll Plantation      | Can't locate cemetery   | -           | -        | -      | -        | -                |                 | Part of 27-034 Delta Plantation |
| 27-017 | Carrie Battle Memorial (N) | n32 25.333 , w80 53.183 | A           | M        | -      | -        | -                | 27-B01-P032     |                                 |
| 27-071 | Carroll                    | 32.52564, -81.16997     | A           | M        | -      | -        | -                |                 | Tarboro                         |



|        |                               |                         |   |   |   |   |   |             |                                          |
|--------|-------------------------------|-------------------------|---|---|---|---|---|-------------|------------------------------------------|
| 27-018 | Carwell Memorial (N)          | 32.53547, -81.15687     | A | M | - | - | E | 27-B01-P033 | aka Saint Mary's Tarboro                 |
| 27-019 | Celity Hill (N)               | n32 26.882 , w80 54.051 | A | M | - | - |   | 27-B01-P034 |                                          |
| 27-206 | Chelsea Plantation            | Can't locate cemetery   | - | - | - | - |   |             | On Chachesssee River in Richland         |
| 27-207 | Cheney                        | Can't locate cemetery   | - | - | - | - | E |             | Gillisonville                            |
| 27-020 | Cheves (N)                    | n32 08.407 , w81 02.990 | A | M | - | - |   | 27-B01-P035 |                                          |
| 27-021 | Chimley Cole (N)              | n32 36.550 , w81 11.833 | A | M | - | - |   | 27-B01-P035 |                                          |
| 27-022 | Chisholm (N)                  | 32.23640, -81.11280     | A | M | - | - | E | 27-B01-P036 |                                          |
| 27-108 | Clydesdale Plantation         | n32 06.983 , w81 04.489 | A | M | - | - |   | 27-B01-P287 |                                          |
| 27-023 | Cook Landing (N)              | 32.19438, -80.99988     | A | M | - | - | E | 27-B01-P037 |                                          |
| 27-024 | Cooper (N)                    | 32.18920, -81.04220     | A | M | - | - | E | 27-B01-P039 |                                          |
| 27-025 | Coosawhatchie First Baptist   | 32.58851, -80.92786     | A | M | - | - | E | 27-B01-P041 | Cossawhatchie                            |
| 27-026 | Cotton Hall (N)               | Can't locate cemetery   | - | - | - | - |   | 27-B01-P042 |                                          |
| 27-027 | Crosby                        | Can't locate cemetery   | - | - | - | - |   | 27-B01-P043 | On Tom Stanleys estate, near Corner Lake |
| 27-082 | Cubbage Hill Plantation       | Can't locate cemetery   | - | - | - | - |   |             |                                          |
| 27-028 | Cummingsville (N)             | 32.14223, -80.98921     | A | M | - | - | E | 27-B01-P043 |                                          |
| 27-209 | Cuthbert Plantation           | Can't locate cemetery   | - | - | - | - |   |             |                                          |
| 27-029 | Cypress Creek Sawmill (N)     | 32.55063, -81.17554     | A | M | - | - | E | 27-B01-P045 | Pineland                                 |
| 27-210 | Cypress Plantation            | Can't locate cemetery   | - | - | - | - | E |             | Ridgeland                                |
| 27-030 | Davant Plantation             | n32 36.099 , w81 00.203 | A | M | - | - |   | 27-B01-P046 | aka The Oaks Plantation                  |
| 27-031 | Davis                         | 32.73458, -81.03616     | A | M | - | - | E | 27-B01-P046 | Grays                                    |
| 27-032 | Davis                         | n32 37.395 , w80 53.191 | A | M | - | - |   | 27-B01-P047 |                                          |
| 27-033 | Dawson                        | Can't locate cemetery   | - | - | - | - |   | 27-B01-P047 | Just north of Dawson Landing & Hwy 462   |
| 27-034 | Delta Plantation (Slaves) (N) | n32 08.657 , w81 01.246 | A | M | - | - | E | 27-B01-P048 | Hardeeville                              |
| 27-035 | Dupont                        | n32 27.282 , w81 00.582 | A | M | - | - | E | 27-B01-P048 | Ridgeland                                |
| 27-036 | Ellis                         | n32 41.335 , w81 00.580 | A | M | - | - |   | 27-B01-P049 |                                          |
| 27-211 | Fairfield Plantation          | Can't locate cemetery   | - | - | - | - |   |             | Part of 27-154 Spring Hill Plantation    |
| 27-212 | Fairland Plantation           | Can't locate cemetery   | - | - | - | - |   |             |                                          |
| 27-037 | Fenwick Monument              | n32 34.687 , w81 13.223 | A | M | - | - |   | 27-B01-P049 |                                          |



|        |                                       |                         |   |   |   |   |     |             |                                      |
|--------|---------------------------------------|-------------------------|---|---|---|---|-----|-------------|--------------------------------------|
| 27-038 | Farebee                               | n32 22.717 , w81 07.450 | A | M | - | - |     | 27-B01-P050 | aka Humbert                          |
| 27-039 | Farebeeville (N)                      | n32 25.177 , w81 00.602 | A | M | - | - | E   | 27-B01-P051 | aka First Baptist<br>Ridgeland       |
| 27-040 | Fife Plantation (Slaves) (N)          | n32 08.531 , w81 05.900 | A | M | - | - |     | 27-B01-P056 |                                      |
| 27-072 | First Baptist Church at Coosawhatchie | 32 58810, -80.92569     | A | M | - | - |     |             | Coosawhatchie                        |
| 27-213 | First Euhaw Baptist                   | 32.41867, -81.01125     | A | M | - | - | E   |             | Ridgeland                            |
| 27-214 | First Pine Savannah Baptist           | 32.68273, -81.12439     | A | M | - | - | E   |             | Pineland                             |
| 27-073 | First Point Savannah Baptist          | Can't locate cemetery   | - | - | - | - |     |             |                                      |
| 27-041 | Floyd                                 | 32.44720, -81.09000     | A | M | - | - | E   | 27-B01-P056 |                                      |
| 27-042 | Floyd Place                           | n32 26.663 , w81 04.500 | A | M | - | - |     | 27-B01-P061 | aka Jones                            |
| 27-215 | Forist Plantation                     | Can't locate cemetery   | - | - | - | - |     |             |                                      |
| 27-043 | Frampton (N)                          | 32.63081, -80.87392     | A | M | - | - | E   | 27-B01-P061 | Coosawhatchie                        |
| 27-044 | Gallfield (N)                         | 32 55738, -81.20462     | A | M | - | - | E   | 27-B01-P064 |                                      |
| 27-045 | Gale                                  | n32 08.749 , w80 58.367 | A | M | - | - |     | 27-B01-P064 |                                      |
| 27-109 | Garrett (N)                           | 32.20030, -81.08750     | A | M | - | - | E   | 27-B01-P169 |                                      |
| 27-046 | Garvin (N)                            | n32 39.197 , w81 02.948 | A | M | - | - |     | 27-B01-P065 |                                      |
| 27-047 | Gillison Branch (N)                   | 32.58698, -81.08912     | A | M | - | - | E   | 27-B01-P065 | Pineland                             |
| 27-048 | Gillison                              | n32 35.305 , w80 55.775 | A | M | - | - |     | 27-B01-P068 |                                      |
| 27-049 | Gillisonville Baptist                 | 32.60765, -80.99739     | A | M | - | - | E   | 27-B01-P068 | Gillisonville                        |
| 27-050 | Glover (N)                            | n32 37.415 , w81 11.333 | A | M | - | - |     | 27-B01-P076 |                                      |
| 27-051 | Gloveryard (N)                        | Can't locate cemetery   | - | - | - | - |     | 27-B01-P076 |                                      |
| 27-052 | Goethe                                | 32.00000, 81.00000      | A | M | - | - |     | 27-B01-P077 |                                      |
| 27-053 | Good Hope Baptist (N)                 | n32 34.000 , w81 08.350 | A | M | - | - |     | 27-B01-P077 |                                      |
| 27-216 | Good Hope Plantation                  | Can't locate cemetery   | - | - | - | - |     |             | Partially located in Beaufort County |
| 27-217 | Grace Episcopal                       | 32 34567, -80.87735     | A | M | - | - | E   |             | Okatie                               |
| 27-055 | Grahamville (North)                   | 32.47030, -80.97390 ?   | A | M | - | - | E ? | 27-B01-P080 | Ridgeville                           |
| 27-056 | Grahamville (South) (N)               | n32 28.148 , w80 58.483 | - | M | - | - |     | 27-B01-P097 |                                      |
| 27-057 | Graves Cemetery (N)                   | n32 37.388 , w81 11.352 | A | M | - | - |     | 27-B01-P105 |                                      |



|        |                                 |                         |   |   |   |   |   |             |                                                             |
|--------|---------------------------------|-------------------------|---|---|---|---|---|-------------|-------------------------------------------------------------|
| 27-058 | Great Swamp Baptist             | 32.49549, -81.02018     | A | M | - | - | E | 27-B01-P105 | Ridgeland                                                   |
| 27-059 | Green (N)                       | 32.29744, -81.11913     | A | M | - | - | E | 27-B01-P118 | Hardeeville                                                 |
| 27-218 | Greenwood Plantation            | Can't locate cemetery   | - | - | - | - |   |             | Part of 27-???<br>Gregone Neck Plantation                   |
| 27-219 | Gregorie Neck Plantation        | Can't locate cemetery   | - | - | - | - |   |             | aka DeVeaux's Neck<br>On Tullifinny River,<br>Graeme's Neck |
| 27-060 | Grimes                          | 32.68950, -81.03106     | A | M | - | - | E | 27-B01-P124 | Grays                                                       |
| 27-061 | Haphazard (N)                   | 32.45514, -81.00951     | A | M | - | - | E | 27-B01-P132 | Ridgeland                                                   |
| 27-062 | Hardee                          | n32 09.448 , w81 01.601 | A | M | - | - |   | 27-B01-P134 |                                                             |
| 27-063 | Hardee Plantation (Slaves) (N)  | n32 09.566 , w81 01.814 | A | M | - | - |   | 27-B01-P134 |                                                             |
| 27-064 | Hardee, Thomas                  | n32 08.670 , w80 59.914 | A | M | - | - |   | 27-B01-P278 |                                                             |
| 27-065 | Hardee-Blake                    | n32 16.949 , w81 04.552 | A | M | - | - |   | 27-B01-P136 |                                                             |
| 27-285 | Hardy                           | 32.15920, -81.03060     | A | M | - | - | E |             |                                                             |
| 27-066 | Hazzards Back Creek             | Can't locate cemetery   | - | - | - | - |   | 27-B01-P137 | aka Chelsea Plantation                                      |
| 27-068 | Heyward, Thomas Jr.             | 32.45566, -80.89678     | A | M | - | - | E | 27-B01-P279 | Old House                                                   |
| 27-067 | Heyward Plantation, David       | n32 25.884 , w80 50.567 | A | M | - | - |   | 27-B01-P137 |                                                             |
| 27-110 | Heyward Plantation (Slaves) (N) | n32 33.933 , w80 52.650 | A | M | - | - |   | 27-B01-P170 |                                                             |
| 27-220 | Hill                            | Can't locate cemetery   | - | - | - | - | E |             |                                                             |
| 27-089 | Hogg                            | n32 25.734 , w80 50.650 | A | M | - | - |   | 27-B01-P137 |                                                             |
| 27-070 | Holy Trinity Episcopal          | n32 28.232 , w80 57.931 | A | M | - | - |   | 27-B01-P138 |                                                             |
| 27-071 | House of Prayer (N)             | n32 27.333 , w81 08.217 | A | M | - | - |   | 27-B01-P138 |                                                             |
| 27-072 | Hudson (N)                      | Can't locate cemetery   | - | - | - | - |   | 27-B01-P139 |                                                             |
| 27-073 | Huguenin (N)                    | 32.53663, -80.88447     | A | M | - | - | E | 27-B01-P139 | Ridgeland                                                   |
| 27-221 | Humberts                        | 32.37830, -81.12440     | A | M | - | - | E |             |                                                             |
| 27-222 | Inverary Plantation             | Can't locate cemetery   | - | - | - | - |   |             | aka Upper Delta<br>part of 27-034 Delta Plantation          |
| 27-074 | Jenkins Plantation (Slaves) (N) | 32.57746, -80.85110     | A | M | - | - | E | 27-B01-P139 |                                                             |
| 27-075 | Johnson                         | n32 39.598 , w81 08.085 | A | M | - | - |   | 27-B01-P143 |                                                             |



|        |                                      |                         |   |   |   |   |   |             |                                         |
|--------|--------------------------------------|-------------------------|---|---|---|---|---|-------------|-----------------------------------------|
| 27-076 | Kennedy-Taylor (N)                   | 32.46040, -81.06281     | A | M | - | - | E | 27-B01-P144 | Ridgeland                               |
| 27-077 | King (N)                             | n32 28.158 , w80 58.489 | A | M | . | . |   | 27-B01-P144 |                                         |
| 27-078 | Kirk Plantation Slaves (N)           | 32.41780, -81.11170     | - | - | - | - |   | 27-B01-P145 | aka Arm Oak Plantation                  |
| 27-079 | Laurel Hill (N)                      | n32 10.001 , w81 07.002 | A | M | - | - |   | 27-B01-P147 |                                         |
| 27-074 | Lawton                               | Can't locate cemetery   | - | - | - | - | E |             | Robertville                             |
| 27-080 | Lawton, Colonel                      | 32.61802, -81.16085     | A | M | - | - | E | 27-B01-P036 | Pineland                                |
| 27-081 | Lawyers (N)                          | n32 37.372 , w81 11.425 | A | M | . | . |   | 27-B01-P148 |                                         |
| 27-223 | Lindon Plantation                    | Can't locate cemetery   | - | - | - | - |   |             | On New River                            |
| 27-224 | Lockwood Plantation                  | Can't locate cemetery   | - | - | - | - |   |             |                                         |
| 27-082 | Log Haul (N)                         | 32.54307, -80.96565     | A | M | - | - | E | 27-B01-P148 | Log Hall ?                              |
| 27-083 | Logan (N)                            | n32 25.262 , w80 53.918 | A | M | - | - |   | 27-B01-P149 |                                         |
| 27-225 | Lowbottom Community                  | 32.34917, -80.85785     | A | M | - | - | E |             | Okatie                                  |
| 27-226 | Lucknow Plantation                   | Can't locate cemetery   | - | - | - | - |   |             | On Savannah River in St. Peter's Parish |
| 27-084 | Mackey's Point Plantation Slaves (N) | n32 33.467 , w80 50.784 | A | M | - | - |   | 27-B01-P150 | Pocotaligo                              |
| 27-227 | Malphrus Family                      | 32.50819, -81.04004     | A | M | - | - | E |             | JM-GPS, 294 Jim Dean, Ridgeland         |
| 27-228 | Manigault Plantation                 | Can't locate cemetery   | - | - | - | - |   |             |                                         |
| 27-229 | Maurene Plantation                   | Can't locate cemetery   | - | - | - | - |   |             | In Hardeeville                          |
| 27-230 | Maye River Baptist                   | 32.24640, -80.97606     | A | M | - | - | E |             | Pocotaligo                              |
| 27-231 | McDougal Plantation                  | Can't locate cemetery   | - | - | - | - |   |             | On New River                            |
| 27-085 | Memorial Cemetery (N)                | n32 33.717 , w81 07.983 | A | M | - | - |   | 27-B01-P151 |                                         |
| 27-086 | Mew #1                               | n32 26.133 , w81 01.417 | A | M | - | - |   | 27-B01-P152 | aka Shoemaker                           |
| 27-087 | Mew #2                               | n32 43.831 , w81 00.318 | A | M | - | - |   | 27-B01-P152 |                                         |
| 27-232 | Mock, Murray                         | Can't locate cemetery   | - | - | - | - | E |             |                                         |
| 27-088 | Milbank Memorial Garden              | n32 33.767 , w80 58.700 | A | M | - | - |   | 27-B01-P153 |                                         |
| 27-233 | Military                             | Can't locate cemetery   | - | - | - | - | E |             | Hardeeville                             |
| 27-234 | Mill Haven Plantation                | Can't locate cemetery   | - | - | - | - |   |             |                                         |
| 27-089 | Mims-Yarley                          | 32.55391, -81.27222     | A | M | - | - | E | 27-B01-P153 |                                         |
| 27-090 | Mitchell (N)                         | 32.58607, -80.90739     | A | M | - | - | E | 27-B01-P153 | Coosawhatchie                           |



|        |                                    |                         |   |   |   |   |   |             |                     |
|--------|------------------------------------|-------------------------|---|---|---|---|---|-------------|---------------------|
| 27-075 | Mock, Muray                        | Can't locate cemetery   | - | - | - | - | E |             | Ridgeland           |
| 27-091 | Moncepoe (N)                       | 32.59416, -80.93750     | A | M | - | - | E | 27-B01-P155 | Rideland            |
| 27-235 | Mont Repose Plantation             | Can't locate cemetery   | - | - | - | - |   |             | In Ridgeland        |
| 27-092 | Morrell                            | Can't locate cemetery   | - | - | - | - |   | 27-B01-P287 |                     |
| 27-093 | Morrison #1                        | n32 37.017 , w80 59.997 | A | M | - | - |   | 27-B01-P156 |                     |
| 27-094 | Morrison #2                        | n32 35.668 , w81 07.447 | A | M | - | - |   | 27-B01-P157 |                     |
| 27-095 | Mosse                              | Can't locate cemetery   | - | - | - | - |   | 27-B01-P157 |                     |
| 27-096 | Mount Calvary Baptist              | 32.32346, -81.11941     | A | M | - | - |   |             | Hardeeville         |
| 27-097 | Mount Moriah Baptist (N)           | 32.61953, -81.13018     | A | M | - | - | E | 27-B01-P158 | Pineland            |
| 27-236 | Mount Olive Memorial               | 32.22471, -81.07694     | A | M | - | - | E |             | Hardeeville         |
| 27-098 | Mount Pleasant (N)                 | 32.63822, -80.86026     | A | M | - | - | E | 27-B01-P160 | Pocotaligo          |
| 27-099 | Mount Zion AME (N)                 | 32.59566, -81.23175     | A | M | - | - | E | 27-B01-P160 |                     |
| 27-100 | Mouzon (N)                         | 32.48245, -81.03894     | A | M | - | - | E | 27-B01-P158 | Ridgeland           |
| 27-237 | Mulberry Grove Plantation          | Can't locate cemetery   | - | - | - | - |   |             |                     |
| 27-101 | Murphys (N)                        | 32.61794, -81.16123     | A | M | - | - | E | 27-B01-P160 | Pineland            |
| 27-102 | Murry Hill Plantation (Slaves) (N) | n32 07.550 , w81 05.517 | A | M | - | - |   | 27-B01-P161 |                     |
| 27-103 | Nazarene (N)                       | 32.60074, -81.10483     | A | M | - | - | E | 27-B01-P162 | Pineland            |
| 27-238 | Neck, Gregory                      | Can't locate cemetery   | - | - | - | - | E |             | Ridgeland           |
| 27-104 | New Garret (N)                     | 32.22420, -81.07690     | - | - | - | - | E | 27-B01-P165 | aka Mount Olive     |
| 27-105 | New River Plantation               | Can't locate cemetery   | - | - | - | - |   | 27-B01-P166 | east of Hardeeville |
| 27-106 | Norton                             | 32.82614, -81.16748     | A | M | - | - | E | 27-B01-P167 | Pineland            |
| 27-107 | Oak Grove Baptist                  | 32.67112, -81.07182     | A | M | - | - | E | 27-B01-P167 | Grays               |
| 27-239 | Ocean Plantation                   | Can't locate cemetery   | - | - | - | - |   |             |                     |
| 27-240 | Oglethorpe Plantation              | Can't locate cemetery   | - | - | - | - |   |             | On New River        |
| 27-241 | Oregon Plantation                  | Can't locate cemetery   | - | - | - | - |   |             |                     |
| 27-112 | Parker (N)                         | 32.17310, -81.04060     | A | M | - | - | E | 27-B01-P170 |                     |
| 27-113 | Partridge Hill (N)                 | 32.48470, -80.89670     | A | M | - | - | E | 27-B01-P173 |                     |
| 27-242 | Patterson                          | Can't locate cemetery   | - | - | - | - | E |             | Ridgeland           |



|        |                              |                         |   |   |   |   |   |             |                                             |
|--------|------------------------------|-------------------------|---|---|---|---|---|-------------|---------------------------------------------|
| 27-114 | Pecan Hill                   | n32 26.802 , w81 06.649 | A | M | - | - | E | 27-B01-P174 |                                             |
| 27-115 | Pelot (N)                    | 32.23940, -81.08920     | A | M | - | - | E | 27-B01-P175 | Hardeeville                                 |
| 27-116 | Perry (N)                    | 32.52134, -81.00866     | A | M | - | - | E | 27-B01-P177 | Ridgeland                                   |
| 27-117 | Phillipsville                | 32.68863, -81.05383     | A | M | - | - | E | 27-B01-P177 | Grays                                       |
| 27-118 | Pilot (Pelot) (N)            | n32 14.383 , w81 05.333 | A | M | - | - |   | 27-B01-P180 |                                             |
| 27-119 | Pinckney Hill (N)            | n32 27.000 , w81 05.349 | A | M | - | - |   | 27-B01-P180 |                                             |
| 27-243 | Pin Cushion Plantation       | Can't locate cemetery   | - | - | - | - |   |             |                                             |
| 27-120 | Pine Level Baptist           | 32.70093, -81.02855     | A | M | - | - | E | 27-B01-P181 | Tilman                                      |
| 27-244 | Pleasant Hill Plantation     | Can't locate cemetery   | - | - | - | - |   |             | aka Old Barn<br>Mt Pleasant, in Robertville |
| 27-121 | Poindexter                   | Can't locate cemetery   | - | - | - | - |   | 27-B01-P182 | near fork of Hwy 17 & 170                   |
| 27-122 | Point South (N)              | Can't locate cemetery   | - | - | - | - |   | 27-B01-P182 | on Wyman Boozer's place                     |
| 27-123 | Pool 17, Wildlife Refuge (N) | n32 08.717 , w81 06.632 | A | M | - | - |   | 27-B01-P182 |                                             |
| 27-124 | Porter (N)                   | 32.37781, -81.12244     | A | M | - | - | E | 27-B01-P183 | Hardeeville                                 |
| 27-245 | Poverty Hall Plantation      | Can't locate cemetery   | - | - | - | - |   |             |                                             |
| 27-125 | Preference (N)               | 32.44670, -80.91030     | A | M | - | - | E | 27-B01-P185 |                                             |
| 27-126 | Pritchard Grave (N)          | n32 26.903 , w80 55.600 | A | M | - | - |   | 27-B01-P187 |                                             |
| 27-127 | Point Savannah Baptist (N)   | n32 39.749 , w81 07.483 | A | M | - | - |   | 27-B01-P187 |                                             |
| 27-128 | Purysburgh Memorial          | 32.29697, -81.11929     | A | M | - | - | E | 27-B01-P189 | Hardeeville                                 |
| 27-246 | Red Bluff Plantation         | Can't locate cemetery   | - | - | - | - |   |             | On New River                                |
| 27-129 | Red Dam Baptist              | 32.31277, -81.03220     | A | M | - | - | E | 27-B01-P195 | Hardeeville                                 |
| 27-130 | Red Hill                     | 32.65517, -81.00998     | A | M | - | - |   | 27-B01-P199 | Grays                                       |
| 27-247 | Republican Hall              | 32.49530, -80.88110     | A | M | - | - | E |             | aka Taylor                                  |
| 27-248 | Rice Field                   | 32.42214, -80.91444     | A | M | - | - | E |             | Ridgeland                                   |
| 27-131 | Rice Hope (N)                | n32 07.632 , w81 05.485 | A | M | - | - |   | 27-B01-P204 |                                             |
| 27-249 | Riceshire Plantation         | Can't locate cemetery   | - | - | - | - |   |             | aka Rice Shire                              |
| 27-132 | Richardson (N)               | n32 27.633 , w81 03.667 | A | M | - | - |   | 27-B01-P204 | aka Rhoden Ward                             |
| 27-133 | Ridgeland Community          | 32.48701, -80.98875     | A | M | - | - | E | 27-B01-P205 | Ridgeland                                   |
| 27-134 | Riley-Youmans (N)            | n32 39.751 , w81 03.502 | A | M | - | - |   | 27-B01-P232 |                                             |



|        |                                  |                         |   |   |   |   |   |             |                         |
|--------|----------------------------------|-------------------------|---|---|---|---|---|-------------|-------------------------|
| 27-135 | Robert                           | 32.62081, -81.18247     | A | M | - | - | E | 27-B01-P233 | Robertville             |
| 27-136 | Roberts, Mary                    | n32 28.318 , w81 07.883 | A | M | - | - |   | 27-B01-P151 |                         |
| 27-137 | Robertville Baptist              | 32.58640, -81.20030     | A | M | - | - | E | 27-B01-P235 | aka Black Swamp Baptist |
| 27-138 | Rock Spring Baptist (N)          | 32.65795, -80.99852     | A | M | - | - | E | 27-B01-P239 | Grays                   |
| 27-250 | Rocky Point Plantation           | Can't locate cemetery   | - | - | - | - |   |             |                         |
| 27-076 | Roseland                         | 32.52142, -80.87651     | A | M | - | - | E |             | Ridgeland               |
| 27-139 | Roseland Plantation              | n32 32.042 , w80 53.086 | A | M | - | - |   | 27-B01-P249 | Ridgeland               |
| 27-140 | Roseland Plantation (Slaves) (N) | n32 31.315 , w80 52.534 | A | M | - | - |   | 27-B01-P245 | Ridgeland               |
| 27-141 | Saint John AME Methodist         | 32.46050, -81.06086     | A | M | - | - | E | 27-B01-P267 | Ridgeland               |
| 27-142 | Saint Lukes                      | Can't locate cemetery   | - | - | - | - |   | 27-B01-P271 |                         |
| 27-143 | Saint Paul Baptist               | 32.58585, -80.92826     | A | M | - | - | E | 27-B01-P265 | Coosawhatchie           |
| 27-251 | Saucle                           | 32.26860, -81.11220     | A | M | - | - | E |             |                         |
| 27-144 | Saivesburg (N)                   | 32.47360, -80.84720     | A | M | - | - | E | 27-B01-P250 | aka Saulsburg           |
| 27-145 | Sardis, Old                      | 32.51001, -81.03115     | A | M | - | - | E | 27-B01-P251 |                         |
| 27-077 | Saucle                           | 32.26860, -81.11220     | A | M | - | - | E |             |                         |
| 27-146 | Saulsburg Road                   | 32.46862, -80.86674     | A | M | - | - | E | 27-B01-P255 |                         |
| 27-147 | Saussey (N)                      | n32 18.133 , w81 06.717 | A | M | - | - |   | 27-B01-P256 | aka Saucle              |
| 27-148 | Savannah Wildlife Refuge         | Can't locate cemetery   | - | - | - | - |   | 27-B01-P257 |                         |
| 27-149 | Second Euhaw Baptist (N)         | 32.42735, -80.89692     | A | M | - | - | E | 27-B01-P257 | Ridgeland               |
| 27-252 | Second Thankful Baptist          | 32.60000, -81.15972     | A | M | - | - | E |             | Pineland                |
| 27-253 | Shad                             | 32.14720, -80.99830     | A | M | - | - | E |             |                         |
| 27-150 | Shadd Plantation (Slaves) (N)    | n32 08.850 , w80 59.883 | A | M | - | - |   | 27-B01-P258 |                         |
| 27-254 | Sherwood Plantation              | Can't locate cemetery   | - | - | - | - | E |             | Hardeeville             |
| 27-151 | Simmons (N)                      | n32 24.285 , w81 07.613 | A | M | - | - |   | 27-B01-P260 |                         |
| 27-255 | Singleton, King                  | 32.46912, -80.97440     | A | M | - | - | E |             | Ridgeland               |
| 27-256 | Sloe Hill Plantation             | Can't locate cemetery   | - | - | - | - |   |             |                         |
| 27-152 | Solomon Temple (N)               | 32.59217, -81.18751     | A | M | - | - | E | 27-B01-P261 | Robertville             |
| 27-153 | Sprigs/Lawton (N)                | n32 35.746 , w81 12.514 | A | M | - | - |   | 27-B01-P261 |                         |



|        |                                     |                        |   |   |   |   |     |                            |                                                                             |
|--------|-------------------------------------|------------------------|---|---|---|---|-----|----------------------------|-----------------------------------------------------------------------------|
| 27-154 | Spring Hill Plantation (Slaves) (N) | Can't locate cemetery  | - | - | - | - | -   | 27-B01-P265                | Between Ridgeland & Coosawhatchie, includes plantations Retreat & Fairfield |
| 27-155 | State Cemetery (N)                  | 32.26783, -81.05417    | A | M | - | - | -   | 27-B01-P271                | Hardeeville                                                                 |
| 27-156 | Strawberry Hill Plantation          | 32.44369, -80.88813    | A | M | - | - | E   | 27-B01-P274<br>27-B01-P275 | Ridgeland                                                                   |
| 27-158 | Strobher                            | 32.40580, -81.12750    | A | M | - | - | E   | 27-B01-P275                |                                                                             |
| 27-257 | Switzerland Plantation              | Can't locate cemetery  | - | - | - | - | E   |                            | Ridgeland                                                                   |
| 27-159 | Taylor (N)                          | n32 29.734, w80 51.650 | A | M | - | - | -   | 27-B01-P278                | aka Republication Hall                                                      |
| 27-160 | Taylor                              | Can't locate cemetery  | - | - | - | - | -   | 27-B01-P278                |                                                                             |
| 27-258 | The Church Knoll                    | 32.13768, -81.10470    | A | M | - | - | E   |                            |                                                                             |
| 27-259 | The Oaks Plantation                 | Can't locate cemetery  | - | - | - | - | -   |                            | aka 27-030 Davant Plantation                                                |
| 27-161 | Tickton Hall (N)                    | n32 28.018, w80 52.189 | A | M | - | - | -   | 27-B01-P280                |                                                                             |
| 27-162 | Tillman UMC Methodist               | 32.46829, -81.10916    | A | M | - | - | E   | 27-B01-P281                |                                                                             |
| 27-163 | Tindal                              | n32 42.550, w81 00.598 | A | M | - | - | -   | 27-B01-P283                |                                                                             |
| 27-164 | Tomb Hill                           | Can't locate cemetery  | - | - | - | - | E   | 27-B01-P284                |                                                                             |
| 27-165 | Tucker-Tuten                        | 32.63657, -81.16701    | A | M | - | - | E   | 27-B01-P285                | Gilsonville                                                                 |
| 27-260 | Turkey Hill Plantation              | Can't locate cemetery  | - | - | - | - | -   |                            | aka Cypress Woods Corp<br>near Ridgeland                                    |
| 27-166 | Tuten                               | 32.73206, -81.01568    | A | M | - | - | E ? | 27-B01-P285                | Grays                                                                       |
| 27-167 | Tuten                               | n32 43.915, w81 00.952 | A | M | - | - | -   | 27-B01-P286                | Duplicate ?                                                                 |
| 27-168 | Tuten                               | n32 44.309, w81 02.033 | A | M | - | - | -   | 27-B01-P286                |                                                                             |
| 27-169 | Unknown Name #1                     | n32 34.203, w80 51.228 | A | M | - | - | -   |                            | MacKays Rd                                                                  |
| 27-170 | Unknown Name #2                     | n32 37.692, w81 01.999 | A | M | - | - | -   |                            | west of Road 27-75                                                          |
| 27-171 | Unknown Name #3                     | n32 43.913, w81 02.052 | A | M | - | - | -   |                            | west of US 278 near Rd. 27-108                                              |
| 27-261 | Vernersobre Plantation              | Can't locate cemetery  | - | - | - | - | -   |                            | aka Vernesover Plantation                                                   |
| 27-262 | Vivian Plantation                   | Can't locate cemetery  | - | - | - | - | -   |                            |                                                                             |
| 27-263 | Ward, Rhoden                        | 32.46030, -81.06140    | A | M | - | - | E   |                            |                                                                             |
| 27-172 | White (N)                           | n32 36.090, w81 10.503 | A | M | - | - | -   | 27-B01-P288                |                                                                             |
| 27-173 | White Hall Plantation (Slaves) (N)  | n32 26.634, w80 51.650 | A | M | - | - | -   | 27-B01-P288                | aka Mitchell                                                                |



|        |                              |                         |   |   |   |   |     |             |                   |
|--------|------------------------------|-------------------------|---|---|---|---|-----|-------------|-------------------|
| 27-174 | White, Hardee #1             | n32 18.699 , w81 04.984 | A | M | - | - | E ? | 27-B01-P289 |                   |
| 27-175 | White, Hardee #2 (N)         | n32 18.750 , w81 04.633 | A | M | - | - | E ? | 27-B01-P290 |                   |
| 27-176 | White House (N)              | n32 38.858 , w80 51.967 | A | M | - | - |     | 27-B01-P291 |                   |
| 27-177 | Whitehead                    | n32 08.817 , w80 58.317 | A | M | - | - |     | 27-B01-P291 |                   |
| 27-178 | Williams, Joe                | 32.23190, -81.01640     | A | M | - | - |     |             | Hardeeville       |
| 27-179 | Williams, Joe                | Can't locate cemetery   | - | - | - | - | E   | 27-B01-P141 | Hardeeville       |
| 27-180 | Wilmaness (N)                | n32 38.766 , w80 52.352 | A | M | - | - |     | 27-B01-P291 |                   |
| 27-181 | Winkler                      | 32.42360, -81.15690     | A | M | - | - | E   | 27-B01-P292 | aka Winkler       |
| 27-182 | Winn                         | 32.74970, -81.03937     | A | M | - | - | E   | 27-B01-P292 | aka Wynn<br>Grays |
| 27-183 | Woods #1                     | n32 39.768 , w81 03.552 | A | M | - | - |     | 27-B01-P294 |                   |
| 27-184 | Woods #2                     | Can't locate cemetery   | - | - | - | - |     | 27-B01-P295 |                   |
| 27-264 | Wright's Savannah Plantation | Can't locate cemetery   | - | - | - | - |     |             | On Savannah River |
| 27-185 | Wrightfield (N)              | 32.42190, -80.91470     | A | M | - | - | E   | 27-B01-P295 |                   |
| 27-186 | Youmans (N)                  | n32 38.026 , w81 02.312 | A | M | - | - | E   | 27-B01-P299 | Gillisonville     |
|        |                              |                         |   |   |   |   |     |             |                   |
|        |                              |                         |   |   |   |   |     |             | 27-290            |





## Jasper County Planning and Building Services

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### Jasper County Planning Commission Staff Report

|                             |                                  |
|-----------------------------|----------------------------------|
| <b>Meeting Date:</b>        | October 13, 2026                 |
| <b>Project:</b>             | Zoning Text Amendment            |
| <b>Applicable Articles:</b> | Article 9:6                      |
| <b>Statutory Notices:</b>   | Posted Agenda on October 8, 2026 |
| <b>Submitted For:</b>       | Action                           |

#### Overview

The Planning department received a request to consider increasing the maximum height of accessory structures from 20 feet to 35 feet. The Planning Commission reviewed the request at their September 15, 2026 Planning Commission Meeting and forwarded a favorable recommendation to County Council. The motion was to amend Article 9:6.1 of the Zoning Ordinance to allow accessory structures to exceed 20' in height, but not more than 35' in height in cases where the Fire Chief determines there is adequate firefighting capability to safely fight a structure fire.

The proposed zoning text amendment was presented to County Council for 1<sup>st</sup> Reading at their October 5, 2026 Meeting. It was the consensus of the Council to reconsider the text amendment to allow accessory structures a maximum building height of 35 feet without the need for the Fire Chief to review the height requirement on a case by case basis. Based on the fact that all other structures in the County have a maximum building height of 35 feet, the Council thought it would be appropriate for the same regulations to apply to all accessory structures.

#### Outline of Text Amendment

In cases where a recommendation for a zoning text amendment has been forwarded to County Council and the County Council makes a material change or departure from the zoning text amendment, as submitted in the Planning Commission report, such change or departure shall be submitted to the Planning Commission for review and recommendation.



Modifications being proposed in Article 9:6.1, General Standards, to address the County Council's recommendation are shown below. Language to be deleted is ~~stricken through~~ and language to be added is shown in **red lettering**:

#### **9:6.1 General Standards**

- ~~1. Except for accessory structures used in connection with agricultural uses or accessory dwelling units allowed by Section 11:6 or 11:7, accessory structures shall not exceed twenty (20) feet in height.~~
- ~~2.~~ **1. Accessory Dwelling Units and Commercial Accessory Structures are limited to 35 feet in height. restrictions required in Article 7:5. Height measurement shall be made from the average finished grade elevation at the building line to the mean roof height.**
- ~~3.~~ **2. Accessory structures shall be at least ten (10) feet from the principal structure and at least ten (10) feet from another accessory structure. Placement may be subject to Fire Marshal approval.**
- ~~4.~~ **3. No accessory structure shall occupy any part of a bufferyard.**
- ~~5.~~ **4. No accessory structure shall occupy any part of a required setback.**
- ~~6.~~ **5. Structures 120 SF or larger require a building and zoning permit. Structures under this size must still adhere to the provisions of this section.**

#### **Findings & Analysis**

The proposed text amendment would be compatible with current language in Article 9 and Article 7 regarding the height of structures.

#### **Additional Zoning Ordinance Provisions / Application Requirements**

Article 2:2.1 – establishes the function of the Planning Commission as a review body and recommending body for Zoning text amendments as pursuant to S.C. Code § 6-29-340.

Article 3:2 – defines and establishes the procedures for Zoning text amendments in Jasper County.

#### **Attachments:**

1. Ordinance



**JASPER COUNTY, SOUTH CAROLINA  
ORDINANCE # O-2026-**

**AN ORDINANCE TO AMEND ARTICLE 9.6 ACCESSORY STRUCTURES  
OF THE JASPER COUNTY ZONING ORDINANCE TO INCREASE THE  
MAXIMUM HEIGHT OF ACCESSORY STRUCTURES; AND OTHER  
MATTERS RELATED THERETO.**

**WHEREAS**, Jasper County, South Carolina (the “**County**”), acting through the County Council as its governing body (the “**County Council**”), is a political subdivision of the State of South Carolina (the “**State**”), and as such possesses all general powers granted by the Constitution and statutes of the State to such public entities; and

**WHEREAS**, the Jasper County Zoning Ordinance (the “**Zoning Ordinance**”) regulates the location and use of buildings, structures and land, the size of yards, the density and distribution of population, and establishes standards for the development of real property in the County; and

**WHEREAS**, the County Planning Commission (“**Planning Commission**”) recognizes that certain areas of Jasper County may have more adequate firefighting capabilities to safely fight structure fires than other areas in the County due to availability of fire apparatus and water supply; and

**WHEREAS**, the Planning Commission has reviewed a proposed Zoning Text Amendment to Article 9.6.1 (“**Zoning Text Amendment**”) that would provide additional height regulations for accessory structures where the Jasper County Fire Chief (“**Fire Chief**”) determines there is adequate firefighting capability to safely fight a structure fire and finds that such proposed Zoning Text Amendment is consistent with the County’s Zoning objectives and its Comprehensive Plan; and

**WHEREAS**, the Planning Commission recommends approval by County Council of the proposed Zoning Text Amendment allowing accessory structures to be built up to thirty-five (35) feet in height where appropriate as determined by the Fire Chief; and

**WHEREAS**, this matter is now before the Jasper County Council for determination;

**NOW THEREFORE, BE IT ORDAINED**, by the Jasper County Council duly assembled and by the authority of same, adopting and incorporating by reference the foregoing premises:

**1. Amend Jasper County Zoning Ordinance, Article 9.6.1.1 to read as follows:**

**9:6.1 General Standards**

- ~~1. Except for accessory structures used in connection with agricultural uses or accessory dwelling units allowed by Section 11:6 or 11:7, accessory structures shall not exceed twenty (20) feet in height.~~



- 2- 1. Accessory ~~dwelling units and commercial accessory~~ structures are limited to 35 feet in height. ~~restrictions required in Article 7:5.~~ Height measurement shall be made from the average finished grade elevation at the building line to the mean roof height.
  - 3- 2. Accessory structures shall be at least ten (10) feet from the principal structure and at least ten (10) feet from another accessory structure. Placement may be subject to Fire Marshal approval.
  - 4- 3. No accessory structure shall occupy any part of a bufferyard.
  - 5- 4. No accessory structure shall occupy any part of a required setback.
  - 6- 5. Structures one hundred twenty (120) square feet or larger require a building and zoning permit. Structures under this size shall still adhere to the provisions of this section.
- 
2. **Severability.** If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.
  3. **This Ordinance shall take effect upon approval by Jasper County Council.**

*Signatures on following page*



\_\_\_\_\_  
**W. L. Rowell, III, Chairman**  
**Jasper County Council**

**ATTEST:**

\_\_\_\_\_  
**Wanda Giles, Clerk to Council**

Approved as to form:

\_\_\_\_\_  
Interim County Attorney  
Burr & Forman LLP  
Walter J. Nester, III  
Partner

\_\_\_\_\_  
Date

**ORDINANCE: # O-2026-**

First Reading: October 5<sup>th</sup>, 2026

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

\_\_\_\_\_  
**Considered by the Jasper County Planning Commission at its meeting on**  
**September 15, 2026 and recommended for approval. Modifications made at 1<sup>st</sup>**  
**Reading by County Council were reviewed by the Jasper County Planning**  
**Commission at its meeting on October 5, 2026**





## Jasper County Planning and Building Services

158 Third Avenue Post Office Box 1659  
Ridgeland, South Carolina 29936  
Phone (843) 717-3650 Fax (843) 726-7707

Hunter Smiley  
Planner  
[hsmiley@jaspercountysc.gov](mailto:hsmiley@jaspercountysc.gov)

### Jasper County Planning Commission Staff Report

|                      |                                                 |
|----------------------|-------------------------------------------------|
| Meeting Date:        | October 13 <sup>th</sup> , 2026                 |
| Project:             | Zoning Text Amendment                           |
| Applicable Articles: | Article 9.3                                     |
| Statutory Notices:   | Posted Agenda on October 9 <sup>th</sup> , 2026 |
| Submitted For:       | Action                                          |

#### Overview

Article 9.3 of the Jasper County Zoning Ordinance regulates non-conforming uses and structures. In determining whether nonconforming use may be continued as legal non-conforming use, the Planning staff has always verified that the business in question has continued to maintain a current business license since the time the use became non-conforming. In recent discussions with the interim County Attorney, he pointed out that while it may be appropriate to check for a valid business license to determine whether or not the use has continued as a legal non-conforming use, it is not a requirement of the Jasper County Zoning Ordinance (JCZO) and other methods could be used such as requiring lease agreements if a business was leasing space.

The Jasper County Business License Code requires all businesses to apply and purchase an annual business license. Thus, staff believes a non-conforming business that operates without a business license for a period of 12 months or more should not be considered a legal nonconforming use. Therefore, staff is proposing an amendment to Article 9.3 of the JCZO to require a valid Jasper County Business License to continue a legal nonconforming use or modify a legal non-conforming use.

#### Outline of Text Amendment

Modifications are being proposed in Article 9.3.3. These changes are shown below.

These modifications are intended to:

- Coordinate with the Jasper County Business License office
- Require businesses operating on parcels that are legally nonconforming to have an active Jasper County business license



Based on the interim County Attorney's review, staff offers the proposed modifications for Article 9 of the Jasper County Zoning Ordinance, which are found here in **red lettering**

### **9:3.3 Continuation of Nonconformity**

On or after the effective date of the Zoning Ordinance, a nonconforming use, building, structure, lot, or site improvement that was lawfully operated, established, or commenced in accordance with the provisions of all ordinances and regulations, **including but not limited to, maintaining a county business license** in effect at that time, can continue as a legal nonconformity. This right remains if ownership of property, business or structure is transferred **so long as the new owner maintains a current county business license**

### **Findings & Analysis**

The proposed text amendment would ensure that a business that operated in Jasper County without a valid business license is not considered to be a "legal nonconforming" use.

### **Additional Zoning Ordinance Provisions / Application Requirements**

Article 2:2.1 – establishes the function of the Planning Commission as a review body and recommending body for Zoning text amendments as pursuant to S.C. Code § 6-29-340.

Article 3:2 – defines and establishes the procedures for Zoning text amendments in Jasper County.

### **Attachments:**

- I. Ordinance



**JASPER COUNTY, SOUTH CAROLINA  
ORDINANCE # O-2026-**

**AN ORDINANCE TO AMEND ARTICLE 9.3 CONTINUATION OF NONCONFORMITY OF  
THE JASPER COUNTY ZONING ORDINANCE TO MANDATE THAT A LEGAL NON-  
CONFORMING BUSINESS MAINTAINS A COUNTY BUSINESS LICENSE TO CONTINUE A  
LEGAL NON-CONFORMITY**

**WHEREAS**, Jasper County, South Carolina (the "County"), acting through the County Council as its governing body (the "County Council"), is a political subdivision of the State of South Carolina (the "State"), and as such possesses all general powers granted by the Constitution and statutes of the State to such public entities; and

**WHEREAS**, the County Zoning Ordinance among other matters regulates the location and use of buildings, structures and land, the size of yards, the density and distribution of population, and establishes standards for the development of real property in the County; and

**WHEREAS**, the County Planning Commission ("Planning Commission") recognizes that the Jasper County Business License Code requires all businesses to apply and purchase an annual business license; and

**WHEREAS**, the Planning Commission has reviewed a proposed Zoning Text Amendment to Article 9:3.3 ("Zoning Text Amendment") that would provide clarity and definitive regulation of legal non-conforming businesses maintain their county business license to continue their legal non-conformity and finds that such proposed Zoning Text Amendment is consistent with the County's Zoning objectives and its Comprehensive Plan; and

**WHEREAS**, the Planning Commission recommends approval by County Council of the proposed Zoning Text Amendment to mandate an active Jasper County business license for the continuation of legal non-conformities; and

**WHEREAS**, this matter is now before the Jasper County Council for determination;

**NOW THEREFORE, BE IT ORDAINED**, by the Jasper County Council duly assembled and by the authority of same, adopting and incorporating by reference the foregoing premises:

1. Amend Jasper County Zoning Ordinance, Article 9:3.3 to read as follows:

**9:3.3 Continuation of Nonconformity**

On or after the effective date of the Zoning Ordinance, a nonconforming use, building, structure, lot, or site improvement that was lawfully operated, established, or commenced in accordance with the provisions of all ordinances and regulations, **including but not limited to, maintaining a county business license** in effect at that time, can continue as a legal nonconformity. This right remains if ownership of property, business or structure is transferred **so long as the new owner maintains a current county business license**



2. **Severability.** If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.
3. **This Ordinance shall take effect upon approval by Jasper County Council.**  
*Signatures on following page*



\_\_\_\_\_  
**W. L. Rowell, III, Chairman**  
**Jasper County Council**

**ATTEST:**

\_\_\_\_\_  
**Wanda Giles, Clerk to Council**

Approved as to form:

\_\_\_\_\_  
**Interim County Attorney**  
**Burr & Forman LLP**  
**Walter J. Nester, III**  
**Partner**

\_\_\_\_\_  
**Date**

**ORDINANCE: # O-2026-**

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

\_\_\_\_\_  
**Considered by the Jasper County Planning Commission at its meeting on**  
**October 13, 2026 and recommended for approval.**

