**South Carolina General Assembly**

125th Session, 2023-2024

**H. 4376**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. B.J. Cox, M.M. Smith, Caskey, T. Moore, Wooten, J.L. Johnson, Davis, Sessions, Guffey, Ligon, O'Neal, Pope, Hart and J. Moore

Document Path: LC-0278PH23.docx

Introduced in the House on April 26, 2023

Introduced in the Senate on February 7, 2024

Passed by the General Assembly on March 20, 2024

Summary: Veterans, unclaimed remains

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

4/26/2023 House Introduced and read first time ([House Journal‑page 15](h:\hj\20230426.docx))

4/26/2023 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 15](h:\hj\20230426.docx))

1/25/2024 House Member(s) request name added as sponsor: Davis,
Sessions, Guffey, Ligon, O'Neal, Pope

1/31/2024 House Committee report: Favorable **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 4](h:\hj\20240131.docx))

2/1/2024 House Member(s) request name added as sponsor: Hart,
J. Moore

2/6/2024 House Read second time ([House Journal‑page 47](h:\hj\20240206.docx))

2/6/2024 House Roll call Yeas-116 Nays-0 ([House Journal‑page 47](h:\hj\20240206.docx))

2/7/2024 House Read third time and sent to Senate ([House Journal‑page 15](h:\hj\20240207.docx))

2/7/2024 Senate Introduced and read first time ([Senate Journal‑page 8](h:\sj\20240207.docx))

2/7/2024 Senate Referred to Committee on **Family and Veterans' Services** ([Senate Journal‑page 8](h:\sj\20240207.docx))

2/28/2024 Senate Committee report: Favorable **Family and Veterans' Services** ([Senate Journal‑page 19](h:\sj\20240228.docx))

3/19/2024 Senate Read second time ([Senate Journal‑page 25](h:\sj\20240319.docx))

3/19/2024 Senate Roll call Ayes-43 Nays-0 ([Senate Journal‑page 25](h:\sj\20240319.docx))

3/20/2024 Senate Read third time and enrolled ([Senate Journal‑page 13](h:\sj\20240320.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=4376&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[04/26/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4376_20230426.docx)

[01/31/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4376_20240131.docx)

[02/28/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4376_20240228.docx)

Indicates Matter Stricken

Indicates New Matter

Committee Report

February 28, 2024

H. 4376

Introduced by Reps. B. J. Cox, M. M. Smith, Caskey, T. Moore, Wooten, J. L. Johnson, Davis, Sessions, Guffey, Ligon, O'Neal, Pope, Hart and J. Moore

S. Printed 02/28/24--S.

Read the first time February 07, 2024

\_\_\_\_\_\_\_\_

The committee on Senate Family and Veterans' Services

To whom was referred a Bill (H. 4376) to amend the South Carolina Code of Laws by amending Sections 25‑12‑10, 25‑12‑30, and 25‑12‑50, all relating to the disposal of unclaimed human remains of a deceased, etc., respectfully

Report:

That they have duly and carefully considered the same, and recommend that the same do pass:

KATRINA SHEALY for Committee.

\_\_\_\_\_\_\_\_

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTIONs 25‑12‑10, 25‑12‑30, and 25‑12‑50, all RELATING TO the DISPOSAL OF UNCLAIMED human REMAINS OF A deceased VETERAN, so as to provide that the provisions of chapter 12, title 25 also apply to the disposal of unclaimed human remains of a deceased veteran and to provide that the provisions of chapter 12, title 25 are mandatory under certain circumstances; AND BY AMENDING SECTION 17‑5‑590, RELATING TO the DISPOSITION OF REMAINS OF UNIDENTIFIED DEAD BODIES, so as to require CorONERS to release certain human remains that have been determined to be those of an unclaimed deceased veteran to a funeral home, funeral ESTABLISHMENT, or mortuary for DISPosition pursuant to chapter 12, title 25.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 25‑12‑10 of the S.C. Code is amended to read:

Section 25‑12‑10. The unclaimed or cremated human remains of a veteran as defined in this chapter maymust be disposed of pursuant to the provisions of this chapter.

SECTION 2. Section 25‑12‑30 of the S.C. Code is amended to read:

Section 25‑12‑30. A coroner or a manager of a funeral home, funeral establishment, or mortuary, which has held in its possession cremated remains for more than one hundred twenty days from the date of cremation, mayshall determine, in accordance with the provisions of this chapter, if the cremated remains are those of a veteran, and if so, mayshall dispose of those remains as provided in this chapter.

SECTION 3. Section 25‑12‑50(A) of the S.C. Code is amended to read:

(A) If a coroner or a manager of a funeral home, funeral establishment, or mortuary ascertains the cremated remains in its possession are those of a veteran, and they have not been instructed by the person in control of the disposition of the decedent's remains to arrange for the final disposal or delivery of the cremated remains, the coroner or the manager of a funeral home, funeral establishment, or mortuary mayshall dispose of the cremated remains in the manner provided in this chapter or relinquish possession of the cremated remains to a veterans’ service organization.

SECTION 4. Section 17‑5‑590 of the S.C. Code is amended to read:

Section 17‑5‑590. (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 5. This act takes effect upon approval by the Governor.

‑‑‑‑XX‑‑‑‑