

1 that the individual is in compliance. The receipt of certification shall serve to notify the
2 individual and the board that the individual is in compliance with this section."

3 **SECTION 3.** G.S. 70-27(b) reads as rewritten:

4 "(b) The purpose of this Article is (i) to provide adequate protection from
5 vandalism for unmarked human burials and human skeletal remains, (ii) to provide
6 adequate protection for unmarked human burials and human skeletal remains not within
7 the jurisdiction of the medical examiner pursuant to ~~G.S. 130-198~~ G.S. 130A-383 that
8 are encountered during archaeological excavation, construction, or other ground
9 disturbing activities, found anywhere within the State except on federal land, and (iii) to
10 provide for adequate skeletal analysis of remains removed or excavated from unmarked
11 human burials if the analysis would result in valuable scientific information."

12 **SECTION 4.** G.S. 70-30 reads as rewritten:

13 **"§ 70-30. Jurisdiction over remains.**

14 (a) Subsequent to notification of the discovery of an unmarked human burial or
15 human skeletal remains, the medical examiner of the county in which the remains were
16 encountered shall determine as soon as possible whether the remains are subject to the
17 provisions of ~~G.S. 130-198~~ G.S. 130A-383.

18 (b) If the county medical examiner determines that the remains are subject to the
19 provisions of ~~G.S. 130-198~~ G.S. 130A-383, he will immediately proceed with his
20 investigation.

21 (c) If the county medical examiner determines that the remains are not subject to
22 the provisions of ~~G.S. 130-198~~ G.S. 130A-383, he shall so notify the Chief Medical
23 Examiner. The Chief Medical Examiner shall notify the Chief Archaeologist of the
24 discovery of the human skeletal remains and the findings of the county medical
25 examiner. The Chief Archaeologist shall immediately take charge of the remains.

26 (d) Subsequent to taking charge of the human skeletal remains, the Chief
27 Archaeologist shall have 48 hours to make arrangements with the landowner for the
28 protection or removal of the unmarked human burial or human skeletal remains. The
29 Chief Archaeologist shall have no authority over the remains at the end of the 48-hour
30 period and may not prohibit the resumption of the construction or agricultural activities
31 without the permission of the landowner."

32 **SECTION 5.** G.S. 70-39 reads as rewritten:

33 **"§ 70-39. Exceptions.**

34 (a) Human skeletal remains acquired from commercial biological supply houses
35 or through medical means are not subject to the provisions of G.S. 70-37(a).

36 (b) Human skeletal remains determined to be within the jurisdiction of the
37 medical examiner according to the provisions of ~~G.S. 130-198~~ G.S. 130A-383 are not
38 subject to the prohibitions contained in this Article."

39 **SECTION 6.** G.S. 152-7(6) reads as rewritten:

40 **"§ 152-7. Duties of coroners with respect to inquests and preliminary hearings.**

41 The duties of the several coroners with respect to inquests and preliminary hearings
42 shall be as follows:

43 ...

1 (6) Immediately upon information of the death of a person within his
2 county, under such circumstances as call for an investigation as
3 provided in ~~G.S. 130-98~~ G.S. 130A-383, the coroner shall notify the
4 district attorney of the superior court and the medical examiner.

5 "

6 **SECTION 7.** G.S. 140-5.17 is repealed.

7 **SECTION 8.** This act is effective when it becomes law.