

memorial or a disposable, perishable or seasonal item or
adornment.

“Entombment” means the placement of human remains in a
crypt in a mausoleum.

13:44J-6.4 Construction of a public mausoleum

No cemetery company shall construct a public mausoleum without first obtaining approval from the Department of Community Affairs and a building permit from the local construction official.

New Rule, R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

SUBCHAPTER 7. MEMORIALS**13:44J-7.1 Memorials**

(a) Once interment has been made in an interment space or niche, the cemetery company shall not prohibit reasonable memorialization of the remains subject to (d) and (e) below.

(b) A lot owner shall have the right to place a memorial, dedication or embellishment on any interment space or niche which he or she owns, and to approve or disapprove any memorial, dedication or embellishment placed or sought to be placed on an interment space or niche which he or she owns, except that:

1. In the absence of an agreement between the lot owner and the party having control over the remains, the lot owner shall not unreasonably withhold approval of a memorial on an interment space after an interment has been made therein; and

2. The cemetery company may, pursuant to N.J.S.A. 45:27-16, preclude the placement of a memorial until any outstanding charges against the interment space or niche are paid.

(c) A person who places a memorial, dedication or embellishment on an interment space or niche without the prior approval of the lot owner shall remove the memorial, dedication or embellishment at his or her own expense if the lot owner so directs.

(d) A cemetery company may adopt reasonable regulations regarding the size, form, color, composition, uniformity, construction, placement, and inscription of any memorial, dedication, embellishment or other structures sought to be placed on cemetery premises. Such regulations shall not give a competitive advantage to a particular monument dealer.

(e) A cemetery company may prohibit the installation of a memorial, dedication or embellishment if it determines that the memorial, dedication, embellishment or other structures would be inappropriate, offensive, or unsafe, or that it would be significantly detrimental to the uniform appearance of the cemetery, or that it would impose an unreasonable maintenance burden.

(f) A memorial that has been installed without the cemetery company's approval may be removed by the

cemetery company. The lot owner shall be responsible for costs incurred by the cemetery company for removal.

(g) Cemetery companies are prohibited from selling commercially available bases of concrete, granite or marble to be attached to a bronze memorial, provided that the determination as to the need and design of subsurface support shall be governed by the reasonable rules of the cemetery company.

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Rewrote the section.

Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted "an interment space or niche" for "a cemetery lot or grave" in (a); in (b), substituted "interment space or niche" for "grave" and "an interment space or niche" for "a grave" in the introductory paragraph and rewrote (b)2; substituted "an interment space or niche" for "a grave" in (c); in (d), deleted "rules and" preceding "regulations" in the first and last sentences and inserted "uniformity,"; and substituted "dedication, embellishment or other structures" for "dedication or embellishment" in (d) and (e).

13:44J-7.2 Removal of monumentation

(a) In the event that a memorial foundation installed by a cemetery company and paid for by a lot, interment space or niche owner or other interested party sinks or otherwise falls into disrepair, causing the memorial immediately above to sink or become unlevel within 10 years from the date of the original installation, the cemetery company shall raise, replace or repair the foundation and reset the memorial at its own cost and expense. After 10 years, a cemetery company may charge a lot, interment space or niche owner or a responsible party, the actual cost for the raising, replacing or repairing of the foundation and resetting of the memorial.

(b) This section shall not apply to any foundation or memorial for which a specific endowed care fund has been provided.

New Rule, R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Amended by R.2006 d.203, effective June 5, 2006.

See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted ", interment space or niche" for "or grave" two times in (a).

13:44J-7.3 Burial of monumentation

For the purposes of N.J.S.A. 45:27-24, the burial of a monument or a memorial shall be considered a removal of that monument or memorial.

Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted "N.J.S.A. 45:27-24" for "N.J.S.A. 8A:5-23".

SUBCHAPTER 8. DISINTERMENT

13:44J-8.1 Disinterment from a non-titled interment space or niche

(a) Any cemetery company permitting interment in a non-titled interment space to two or more unrelated individuals shall, at the time of the sale, inform each authorizing agent in writing that remains interred in any such space may be disinterred only with the consent of the surviving spouse and children, if of full age, of all burials above the deceased sought to be disinterred, or, in absence of such consent, by a court order.

(b) Any cemetery company permitting inurnment in a non-titled niche to two or more unrelated individuals shall, at the time of the sale, inform each authorizing agent in writing that cremated remains inurned in any such space may be removed with the sole consent of any person who has the right to control the removal of the remains pursuant to N.J.S.A. 45:27-22.

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Rewrote the section.

Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Section was "Disinterment from a non-titled grave". Inserted the (a) designation and substituted "interment space" for "grave" in (a); and added (b).

13:44J-8.2 Additional interment; obtaining disinterment permit

(a) In the event the remains already in an interment space must be lowered to accommodate an additional interment, a disinterment order shall be obtained permitting the lowering of the remains already in the interment space.

(b) A cemetery company shall open a multiple depth grave owned by a single purchaser to a depth sufficient to accommodate all future interments in order to avoid additional charges for deepening and the need for a disinterment permit when subsequent interments are made, unless the person authorizing the interment otherwise instructs the cemetery company in writing.

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Inserted (a) designation; and added (b).

13:44J-8.3 Recording disinterments

(a) Cemetery companies may, by their rules or regulations, prohibit the recording of disinterments through photographic, electrical, digital, video, wireless, optical or electromagnetic means, except that:

1. The owner or owners of an interment space may record the disinterment or authorize in writing another on their behalf to record the disinterment; and

2. Recordings may be taken as part of a criminal investigation when otherwise ordered by a court of competent jurisdiction or the Board.

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Rewrote the section.

13:44J-8.4 Temporary storage prior to final entombment or interment within a single cemetery

(a) For purposes of this section, "properly constructed receiving vault" means a container, constructed pursuant to the provisions of N.J.S.A. 45:27-27.

(b) A cemetery company may temporarily store human remains in a properly constructed receiving vault prior to final entombment or interment for not more than four years. The cemetery company may transfer the remains from the place of temporary storage to the place of final entombment or interment without obtaining a disinterment permit and without the presence of a licensed funeral director if both the temporary receiving vault and final resting place are within a single cemetery.

(c) The receptacle to be placed in temporary storage which contains the human remains shall be clearly, legibly and durably marked with:

1. The decedent's full name and date of death as stated on the death certificate and burial permit;
2. The full name, mailing address and telephone number of both the responsible next of kin as defined under N.J.S.A. 45:27-22; and
3. The designated licensed funeral director or funeral establishment whose name appears on the death certificate and burial permit.

(d) Prior to transfer from the place of temporary storage to the place of final entombment or interment pursuant to this section, the cemetery company shall notify in writing the licensed funeral director or funeral establishment that originally supervised the delivery to temporary storage or another licensed funeral director or funeral establishment of the next of kin's choice, and the responsible next of kin as defined by N.J.S.A. 45:27-22, at least seven days before the transfer from the temporary storage.

(e) A cemetery company may not pursuant to this section temporarily store or transfer the body of a person who died of a communicable disease as defined in N.J.S.A. 26:6-38.

New Rule, R.1990 d.357, effective July 16, 1990.
See: 22 N.J.R. 1185(a), 22 N.J.R. 2142(b).
Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Rewrote the section.
Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted "N.J.S.A. 45:27-27" for "N.J.S.A. 8A:3-14" in (a); deleted former (c); recodified (d) through (f) as (c) through (e); and substituted "N.J.S.A. 45:27-22" for "N.J.S.A. 8A:5-18" in (c)2 and (d).

SUBCHAPTER 9. CREMAINS

13:44J-9.1 Shipment

A cemetery company may ship cremains through the U.S. Postal System, using registered mail, return receipt, or any other parcel service which provides a delivery document. The cemetery company shall label both the inside container and outside wrapper to identify the contents. The cremains shall be securely packaged and insured.

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Rewrote the section.

SUBCHAPTER 10. SALESPEOPLE

13:44J-10.1 Salesperson license

No person may act as a cemetery salesperson unless he or she holds a valid license issued by the Board or is an officer, superintendent, manager or clerk of the cemetery company.

New Rule, R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

13:44J-10.2 Application for license as a cemetery salesperson

(a) An applicant for an initial cemetery salesperson license shall submit the following:

1. A completed application form;
2. A passport size face photograph, taken within the last year;
3. The application and temporary license fee as provided by N.J.A.C. 13:44J-3.1(a)2i;
4. A completed criminal history investigation form and fingerprint card, provided by the Board;
5. The criminal history investigation fee in the form of certified check or money order as set by the New Jersey State Police;
6. For applicants who have been convicted of a criminal offense, a completed criminal history questionnaire;
7. For applicants who reside outside of New Jersey, a completed designation of agent form;
8. A completed child support questionnaire; and
9. An affidavit stating that the applicant will not engage during active licensure as a cemetery salesperson in

any activity prohibited by N.J.S.A. 45:27-16(c), which includes:

- i. The manufacture or sale of memorials;
- ii. The manufacture or sale of private mausoleums;
- iii. The manufacture or sale of vaults, including vaults installed in a grave before or after sale and vaults joined with each other in the ground; and
- iv. The conduct of any funeral home or the business or profession of mortuary science.

(b) Once the Board has received the completed application, it may issue a temporary license allowing an applicant to act as a cemetery salesperson until the Board has received the results of the criminal history investigation. The temporary license shall be valid for 60 days.

(c) The Executive Director of the Board is authorized to extend the validity of a temporary license beyond the 60-day limit for additional periods not exceeding 30 days each if:

1. The Board has not received the results of the criminal investigation by the end of the preceding period; or
2. The Board has not had an opportunity to review the results of the criminal investigation within that preceding period.

(d) The Board shall be notified that an extension has been granted at the next regularly scheduled meeting.

(e) The Board shall issue a license to the applicant once it has received and reviewed a criminal history investigation which indicates that the applicant has not been convicted of a crime or that, if the applicant was convicted of a crime, it has determined that, pursuant to N.J.S.A. 2A:168A-1 et seq., that a license should be granted. The applicant shall pay the initial license fee as set forth in N.J.A.C. 13:44J-3.1.

Amended by R.1994 d.579, effective November 21, 1994.
See: 26 N.J.R. 3785(a), 26 N.J.R. 4597(a).

Amended by R.1995 d.581, effective November 6, 1995.
See: 27 N.J.R. 3122(a), 27 N.J.R. 4437(a).

Amended by R.2000 d.487, effective December 4, 2000.
See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Rewrote the section.

Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted "60" for "45" in (b); and substituted "60-day limit for additional periods not exceeding 30 days each" for "45-day limit" in the introductory paragraph of (c) and substituted "preceding" for "45 day" in (c)1 and (c)2.

Amended by R.2007 d.289, effective September 17, 2007.
See: 38 N.J.R. 4169(a), 39 N.J.R. 3944(a).

In (a)7, deleted "and" from the end; in (a)8, substituted "; and" for the period at the end; and added (a)9.

13:44J-10.3 Renewal of license

(a) A cemetery salesperson license shall be valid for two years. An applicant for renewal of a cemetery salesperson license shall submit the following:

1. A completed renewal form;
2. The renewal fee as specified by N.J.A.C. 13:44J-3.1(a)2iii; and

3. For applicants who reside outside of this State, a designation of agent form if no designation of agent form has ever been submitted to the Board or if the designation of agent form previously submitted does not list the current agent for service of process.

New Rule, R.2000 d.487, effective December 4, 2000.

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Amended by R.2006 d.203, effective June 5, 2006.

See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Added the first sentence in the introductory paragraph of (a).

13:44J-10.4 Possession of license

(a) A licensed cemetery salesperson shall have the license in his or her possession whenever acting as a cemetery salesperson.

(b) A copy of the cemetery salesperson license shall be posted in each office of the cemetery company.

New Rule, R.2000 d.487, effective December 4, 2000.

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Amended by R.2006 d.203, effective June 5, 2006.

See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Added the (a) designation and added (b).

13:44J-10.5 Branch licenses

(a) A cemetery salesperson may sell for more than one cemetery company. A cemetery salesperson who sells for more than one cemetery company shall obtain an initial license for the first cemetery company for which he or she sells and a branch license for every other cemetery company for which he or she sells.

(b) A cemetery salesperson who applies for a branch license shall pay a branch license fee pursuant to N.J.A.C. 13:44J-3.1(a)2iv.

(c) Branch licenses shall be renewed at the same time as the initial license. An applicant for renewal of a branch license shall submit the following:

1. A completed renewal form;
2. The renewal fee as specified by N.J.A.C. 13:44J-3.1(a)2vi; and

3. For applicants who reside outside of this State, a designation of agent form if no designation of agent form has ever been submitted to the Board or if the designation of agent form previously submitted does not list the current agent for service of process.

Amended by R.2000 d.487, effective December 4, 2000.

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Rewrote the section.

Amended by R.2003 d.399, effective October 6, 2003.

See: 35 N.J.R. 504(a), 35 N.J.R. 4726(a).

Amended by R.2006 d.203, effective June 5, 2006.

See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Section was "Multiple licenses". Inserted the (a) designation and in (a), substituted "may sell" for "selling" in the first sentence, in the second sentence, inserted "A cemetery salesperson who sells for more than one cemetery company" and substituted "an initial" for "a separate", "the first" for "each" and "and a branch license for every other cemetery company for which he or she sells" for "and shall pay a license and temporary license fee for each cemetery but the applicant shall be required to pay only one application fee"; and added (b) and (c).

13:44J-10.6 Jurisdiction; local licensing and bonding

No county or municipality may require a validly licensed cemetery salesperson to purchase or obtain any type of license or permit or to post any type of bond in connection with the sale of cemetery property or services supplied or performed by a cemetery company.

Amended by R.2000 d.487, effective December 4, 2000.

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Deleted a reference to offers to sell.

13:44J-10.7 Prohibited activities

(a) A cemetery salesperson shall not engage during active licensure as a cemetery salesperson in any activity prohibited by N.J.S.A. 45:27-16(c) including:

1. The manufacture or sale of memorials;
2. The manufacture or sale of private mausoleums;
3. The manufacture or sale of vaults, including vaults installed in a grave before or after sale and vaults joined with each other in the ground; and
4. The conduct of any funeral home or the business or profession of mortuary science.

New Rule, R.2007 d.289, effective September 17, 2007.

See: 38 N.J.R. 4169(a), 39 N.J.R. 3944(a).

SUBCHAPTER 11. INTERMENT SPACES OR NICHEs

13:44J-11.1 Inalienability of interment spaces

Any interment space which has been used for interment or entombment shall be inalienable and shall only be transferred pursuant to N.J.S.A. 45:27-28.

Amended by R.1995 d.581, effective November 6, 1995.

See: 27 N.J.R. 3122(a), 27 N.J.R. 4437(a).

Repeal and New Rule, R.2000 d.487, effective December 4, 2000.

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).

Section was "Use of cemetery land".

Amended by R.2006 d.203, effective June 5, 2006.

See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Substituted "interment space" for "grave, crypt or niche" and "N.J.S.A. 45:27-28" for "N.J.S.A. 8A:7-2".

See: 32 N.J.R. 3261(a), 32 N.J.R. 4265(a).
Rewrote the section.
Amended by R.2003 d.399, effective October 6, 2003.
See: 35 N.J.R. 504(a), 35 N.J.R. 4726(a).
In (c), added 5.
Amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Section was "Sales to a membership corporation, religious corporation, society or unincorporated association or society which provides interment spaces solely for its members and their families". In (a), deleted "corporation," following "membership" and ", society" following "religious corporation", inserted "or niches" following "spaces" and substituted "N.J.S.A. 45:27-32," for "N.J.S.A. 8A:9-7"; rewrote (c); and inserted "or niches" following "spaces" in (d).

13:44J-14.3 (Reserved)

13:44J-14.4 (Reserved)

13:44J-14.5 Sale of 17 or more interment spaces or niches to a person other than a membership or religious corporation or unincorporated association or society

(a) A cemetery company that sells 17 or more interment spaces or niches in one or more transactions to a person other than a membership or religious corporation or unincorporated association or society shall have that person sign an affidavit substantially similar to that found in subchapter Appendix A, incorporated herein by reference, which states that the person purchasing the interment spaces or niches is not purchasing for the purpose of resale. The cemetery company shall submit the affidavit to the Board within one week of the completion of the sale.

(b) A cemetery company that sells 17 or more interment spaces or niches in one or more transactions to a person other than a membership or religious corporation or unincorporated association or society shall sign an affidavit that is substantially similar to that found in subchapter Appendix B, incorporated herein by reference, which states that it does not believe that the sale to that person is for the purposes of resale. The cemetery company shall submit the affidavit to the Board within one week of the completion of the sale.

New Rule, R.2007 d.140, effective May 7, 2007.
See: 38 N.J.R. 3746(a), 39 N.J.R. 1762(a).

APPENDIX A

I certify that I, _____, am purchasing
(Purchaser's name)
_____ interment spaces
(Number of spaces or niches)
or niches from _____
(Name of Cemetery Company selling the spaces or niches)
for the use of those whom I may designate without remuneration or compensation to me in any form. I understand that resale of interment spaces or niches is prohibited by N.J.S.A. 45:27-32.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Purchaser's signature

New Rule, R.2007 d.140, effective May 7, 2007.
See: 38 N.J.R. 3746(a), 39 N.J.R. 1762(a).

APPENDIX B

_____ certifies
(Name of Cemetery Company selling spaces or niches)
that it has no reason to believe that _____ is
(Name of purchaser)
purchasing _____ interment spaces
(Number of spaces or niches)
or niches for the purpose of reselling any of those interment spaces or niches.

_____ certifies that
(Name of Cemetery Company selling spaces or niches)
it has informed _____ that
(Name of purchaser)
purchasing interment spaces or niches for resale is prohibited by N.J.S.A. 45:27-32.

_____ certifies that
(Name of Cemetery Company selling spaces or niches)
the foregoing statements are true.

_____ is aware
(Name of Cemetery Company selling spaces or niches)
that if any of the foregoing statements made by it are willfully false, it will be subject to disciplinary action.

Cemetery Company's authorized signature

New Rule, R.2007 d.140, effective May 7, 2007.
See: 38 N.J.R. 3746(a), 39 N.J.R. 1762(a).

SUBCHAPTER 15. REMOVAL OF MONUMENTATION

13:44J-15.1 Removal of unauthorized monumentation

(a) A cemetery company may remove any memorial, embellishment or impediment that:

- 1. Has not been authorized by the cemetery company; or
- 2. Has been altered from the original design that was authorized by the cemetery company.

(b) A cemetery company may recover the cost of removing monumentation pursuant to (a) above.

(c) A cemetery company shall store a removed memorial, embellishment or impediment in a secure manner. The ceme-

tery company may dispose of the memorial, embellishment or impediment one year after a removal if:

1. The owner of the interment space or niche has not taken possession of the memorial, embellishment or impediment; and
2. The cemetery company notifies the Board in writing at least 90 days prior to the disposal.

Repeal and New Rule, R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).
Section was "Removal of unauthorized monumentation".

13:44J-15.2 Removal of unsafe monumentation

(a) A cemetery company may remove any authorized memorial, embellishment or impediment that is not safe.

(b) A cemetery company that wishes to remove unsafe monumentation shall:

1. Take pictures of the unsafe monumentation prior to moving and maintain these photographs as part of its records; and
2. Within 30 days of the removal, notify the owner by certified letter, return receipt requested that unsafe monumentation has been moved. Such notification shall state that the owner has the right to apply to the Board within six months of the notification for appropriate relief, such as restoration of monumentation.

(c) A cemetery company shall store a removed memorial, embellishment or impediment in a secure manner. The cemetery company may dispose of the memorial, embellishment or impediment one year after a removal if:

1. The owner of the interment space or niche has not taken possession of the memorial, embellishment or impediment; and
2. The cemetery company notifies the Board in writing at least 90 days prior to the disposal.

Amended by R.2003 d.399, effective October 6, 2003.
See: 35 N.J.R. 504(a), 35 N.J.R. 4726(a).

In (c), added "and an application fee as set forth in N.J.A.C. 13:44J-3.1(a)1v(4)" at the end of the second sentence.
Recodified from N.J.A.C. 13:44J-15.3 and amended by R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Section was "Removal of dangerous monumentation". Substituted "any authorized memorial, embellishment or impediment that is not safe" for "a dangerous monumentation. The cemetery company may place the monumentation on the interment space unless such placement would pose a danger" in (a); substituted "unsafe" for "dangerous" in (b) and (b)1 and rewrote (b)2; deleted former (c) through (e); and inserted

present (c). Former N.J.A.C. 13:44J-15.2, "Application for removal of monumentation", was repealed.

13:44J-15.3 Removal of a memorial for renovation

(a) A cemetery company shall not remove a memorial from an interment space or niche in order to perform renovations of cemetery grounds without Board approval.

(b) A cemetery company that wishes to remove memorials for renovation of cemetery grounds shall submit to the Board:

1. A statement from the cemetery company indicating that it will notify the affected interment space or niche owner of the proposed renovations 30 days prior to the commencement of the renovations;
2. A description of the renovations that would be performed and a list of the memorials that would be removed; and
3. An application fee as set forth in N.J.A.C. 13:44J-3.1(a)1v(5).

(c) A cemetery company that has been granted approval to remove memorials for renovation of cemetery grounds shall notify affected interment space or niche owners 30 days prior to the commencement of renovations. Publication in a local newspaper circulating in the county in which the interment space or niche is located and posting on the grounds of the cemetery company shall constitute sufficient notice.

(d) A cemetery company need not apply for approval for removal of a memorial for renovation when:

1. The removal is performed pursuant to a request from an interment space or niche owner for repair or improvements; or
2. The removal is performed in response to vandalism, damage by weather or damage caused by other acts of God.

(e) A cemetery company may temporarily remove memorials from interment spaces or niches in order to provide access for equipment and personnel to perform openings and general debris clean-up without the approval of the Board. Memorials that have been removed pursuant to this subsection shall be restored as soon as the opening or clean-up has been completed, but in no case shall a removal last longer than six months.

New Rule, R.2006 d.203, effective June 5, 2006.
See: 37 N.J.R. 4877(a), 38 N.J.R. 2502(a).

Former N.J.A.C. 13:44J-15.3, "Removal of dangerous monumentation", recodified to N.J.A.C. 13:44J-15.2.