

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 470A(c).

Defined term: "Person" § 1-101

10-306. ADDITIONAL PROSECUTION NOT PRECLUDED.

PROSECUTION OF A PERSON UNDER THIS SUBTITLE DOES NOT PRECLUDE PROSECUTION AND IMPOSITION OF PENALTIES FOR ANOTHER CRIME IN ADDITION TO THE PENALTIES IMPOSED UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 470A(d).

Defined term: "Person" § 1-101

SUBTITLE 4. CRIMES RELATING TO HUMAN REMAINS.

10-401. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 265(a)(1) and the introductory language of former §§ 267(a)(1) and 267A(a)(1).

In this subsection, the reference to this "subtitle" is substituted for the former references to "subheading" and this "section" to reflect the reorganization of material derived from the former subheadings on the removal of human remains from burial sites, graveyard desecration, and trading in human remains and associated funerary objects. Although this substitution applies the defined term "permanent cemetery" in § 10-404(e), which is derived from former Art. 27, § 267(d), a provision to which it did not originally apply, the term is used in a manner consistent with the term "permanent cemetery" used in the former law. No substantive change is intended.

(B) BURIAL SITE.

(1) "BURIAL SITE" MEANS A NATURAL OR PREPARED PHYSICAL LOCATION, WHETHER ORIGINALLY LOCATED BELOW, ON, OR ABOVE THE SURFACE OF THE EARTH, INTO WHICH HUMAN REMAINS OR FUNERARY OBJECTS ARE DEPOSITED AS A PART OF A DEATH CEREMONY OF A CULTURE, RELIGION, OR GROUP.

(2) "BURIAL SITE" INCLUDES THE HUMAN REMAINS AND FUNERARY OBJECTS THAT RESULT FROM A SHIPWRECK OR ACCIDENT AND ARE LEFT INTENTIONALLY TO REMAIN AT THE SITE.

REVISOR'S NOTE: This subsection is new language substituted for former Art. 27, §§ 265(a)(2), 267(a), and 267A(a) as they defined "associated funerary object".