

# PROCEDURES FOR 48 HOUR CREMATION WAIVER

Listed below is Gaines County Justice of the Peace Precinct 1 procedures and guidelines to receive a 48 hour cremation waiver.

We would like to start off by saying no cremation order waiver is necessary for deaths that occurred more **than 48 hours prior**. Although Texas Health and Safety Code 716.004 does require Justice of the Peace and Medical Examiners to have a published procedure for the public who has lost a loved one to apply for the 48 hour waiver. Listed below is Gaines County Justice of the Peace Precinct 1, Guidelines to apply to obtain a 48 hour waiver for cremation. We recommend you obtain help from the funeral home and Director of your choosing to obtain the 48 hour waiver.

1. An application must be filled out and sent to the Judge for approval. This application can be obtained from funeral home or by going online to the Gaines County Justice of the Peace Precinct 1 website.
2. The application must be filled out completely and must be signed by the family member and funeral home director. Once this application is completed and signed you may contact the Judge's office during normal business hours Monday through Friday (8am – 5pm) at 432-758-4015. If after hours the on call Judge can be reached by calling the Gaines County Sheriff's Office at 432-758-9871. The application can be sent by the means listed below.
  - a. emailed to the (pkissick.jp1@co.gaines.tx.us)
  - b. faxed to the Judges office at 432-955-1027
  - c. by giving application to the funeral home director who can forward the application to the Judge
3. If your application is approved the Judge will send a cremation authorization form to your funeral home director.

**\*\*THE JUDGE CANNOT GRANT THE CREMATION WAIVER UNLESS HE CONDUCTS THE INQUEST\*\***

Please accept our deepest sympathies and condolences in this time of grief. We are here to do everything we can to help you in your time of grief.

Sincerely,

Honorable Patrick "Packy" Kissick