

SENATE BILL 185

Unofficial Copy
C2

1998 Regular Session
8r0002

By: **Senators Della and Madden**

Introduced and read first time: January 27, 1998

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Office of Cemetery Oversight - Religious, Nonprofit Cemeteries**

3 FOR the purpose of repealing a certain provision that applies to a person that owns
4 and operates a bona fide religious, nonprofit cemetery and sells preneed goods;
5 expanding the scope of a certain exemption; and generally relating to
6 cemeteries.

7 BY repealing
8 Chapter 675 of the Acts of the General Assembly of 1997
9 Section 9

10 BY repealing and reenacting, with amendments,
11 Article - Business Regulation
12 Section 5-102(a)
13 Annotated Code of Maryland
14 (1992 Volume and 1997 Supplement)

15 BY repealing and reenacting, without amendments,
16 Article - Business Regulation
17 Section 5-405
18 Annotated Code of Maryland
19 (1992 Volume and 1997 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Chapter 675 of the Acts of 1997**

23 [SECTION 9. AND BE IT FURTHER ENACTED, That the provisions of this
24 Act relating to the registration or permitting of a person that owns and operates a
25 bona fide religious, nonprofit cemetery and sells preneed goods shall take effect on
26 October 1, 1999.]

1

Article - Business Regulation

2 5-102.

3 (a) The registration and permitting provisions of this title do not apply to a
4 person that owns and operates a bona fide religious, nonprofit cemetery in this State
5 [and does not sell preneed goods].

6 5-405.

7 Except for a cemetery in which no burials have taken place within the previous
8 5 years, a bona fide religious, nonprofit cemetery that is exempt under § 5-102 of this
9 title from the registration and permitting requirements of this title shall file with the
10 Office, once every 2 years, a statement that includes:

11 (1) the name and address of the cemetery;

12 (2) the name and address of the religious organization that owns and
13 operates the cemetery; and

14 (3) the name and address of the individual who is responsible for the
15 oversight of the cemetery.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 1998.