

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1099 Session of
1993

INTRODUCED BY AFFLERBACH, SALVATORE, PORTERFIELD, LOEPER, MUSTO,
LEMOND, MADIGAN, HART, ROBBINS, O'PAKE, REIBMAN, FUMO,
BORTNER, SHAFFER, BRIGHTBILL, LEWIS, HELFRICK, SCHWARTZ,
MELLOW AND FISHER, MAY 13, 1993

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
MAY 13, 1993

AN ACT

1 Amending Title 9 (Burial Grounds) of the Pennsylvania
2 Consolidated Statutes, further providing for initial deposits
3 by existing cemetery companies and for periodic deposits.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Sections 302(a) and 303 of Title 9 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 302. Initial deposits by existing cemetery companies.

9 (a) General rule.--No cemetery company specified in
10 subsections (b) or (c) of this section shall dispose or make any
11 sale of any lot situated in the cemetery of such cemetery
12 company, without first causing to be deposited with a qualified
13 trustee a sum of not less than [\$25,000] \$50,000 as a permanent
14 lot care fund.

15 * * *

16 § 303. Periodic deposits.

17 Every cemetery company shall set aside annually and deposit

1 into a permanent lot care fund a sum equal to at least 15% of
2 the gross amount of the funds arising from [the] each of the
3 following:

4 (1) The sale of lots in the cemetery of such cemetery
5 company or a sum equal to at least [40 cents] \$1 per square
6 foot of each lot sold, whichever is greater.

7 (2) The construction cost of each crypt sold in a
8 mausoleum of the cemetery company or \$50 per crypt, whichever
9 is greater.

10 (3) The construction cost of each niche sold in a
11 columbarium of the cemetery company or \$25 per niche,
12 whichever is greater.

13 Section 2. This act shall take effect in 60 days.