
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1067 Session of
2017

INTRODUCED BY SANTORA, CHARLTON, MILLARD, THOMAS, READSHAW,
TALLMAN AND DOWLING, APRIL 10, 2017

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, APRIL 10, 2017

AN ACT

1 Amending the act of August 14, 1963 (P.L.1059, No.459), entitled
2 "An act prohibiting future need sales of cemetery merchandise
3 and services, funeral merchandise and services, except under
4 certain conditions; requiring the establishment of and
5 deposit into a merchandise trust fund of certain amount of
6 the proceeds of any such sale; providing for the
7 administration of such trust funds and the payment of money
8 therefrom; conferring powers and imposing duties on orphans'
9 courts, and prescribing penalties," further providing for
10 merchandise trust fund.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 2 of the act of August 14, 1963
14 (P.L.1059, No.459), referred to as the Cemetery and Funeral
15 Merchandise Trust Fund Law, is amended by adding a subsection to
16 read:

17 Section 2. * * *

18 (a.1) A seller shall provide price lists and detailed
19 descriptions of all merchandise offered by a seller to a person
20 who inquires about the merchandise.

21 (1) A seller shall provide the price lists and descriptions
22 required under this subsection to a person, in writing, upon

1 beginning discussion of, but prior to, the showing of the
2 merchandise. Information that must be provided shall include:

3 (i) The retail price of all merchandise, including caskets,
4 alternative containers and outer burial containers, such as lawn
5 crypts, that are offered by a seller and do not require special
6 ordering.

7 (ii) Descriptive information sufficient to identify and
8 compare individual items.

9 (iii) All fees imposed by a seller including processing
10 fees, delivery fees, installation fees, inspection fees or road
11 maintenance fees or any other fee that may be charged when a
12 person purchases merchandise from a seller.

13 (iv) The effective date for the price list.

14 (v) The name and address of the seller.

15 (vi) A heading describing the type of merchandise contained
16 on the list.

17 (2) A seller may satisfy the requirements of this subsection
18 with a single list if all of the required information is
19 contained on the list.

20 (3) Notebooks, brochures, charts or other formats may be
21 used to satisfy the requirements of this subsection.

22 Notwithstanding the format, the information required under this
23 subsection must be displayed in a clear and conspicuous manner.

24 * * *

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