

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 2048** Session of  
1989

INTRODUCED BY BURNS, OCTOBER 24, 1989

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, OCTOBER 24, 1989

AN ACT

1 Amending Title 9 (Burial Grounds) of the Pennsylvania  
2 Consolidated Statutes, requiring the owner of land which is  
3 intended to be used as a cemetery to have the recorder of  
4 deeds note the use on the deed to the property.

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

7 Section 1. Title 9 of the Pennsylvania Consolidated Statutes  
8 is amended by adding a section to read:

9 § 313. Notice that cemetery exists.

10 (a) Duty of landowner.--The owner of land which is intended  
11 to be used as a cemetery shall notify the recorder of deeds of  
12 the county where the land is situated of the intended use.

13 (b) Notation on deed.--The recorder of deeds shall note on  
14 the recorded deed of that land that it has been set aside as a  
15 cemetery, or that a described portion of the land has been set  
16 aside as a cemetery.

17 (c) Prohibition on landowner.--A landowner may not permit a  
18 burial to take place on the land until the recorded deed

1 contains the notice required under this section.

2 (d) Penalty.--A person who violates subsection (c) commits a  
3 summary offense.

4 (e) Definition.--As used in this section, the term  
5 "cemetery" shall be as set forth in section 101 (relating to  
6 definitions). For purposes of this section, however, the term  
7 also includes a private family cemetery.

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