

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1641 Session of
2023

INTRODUCED BY MOUL, FREEMAN, SAPPEY, SMITH-WADE-EL, JAMES AND
BRENNAN, AUGUST 29, 2023

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, AUGUST 29, 2023

AN ACT

1 Amending Title 9 (Burial Grounds) of the Pennsylvania
2 Consolidated Statutes, in regulation of cemetery companies,
3 further providing for initial deposits by newly-organized
4 cemetery companies and for registration and filing affidavit
5 of compliance.

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

8 Section 1. Sections 301(b) and 304(a)(2) of Title 9 of the
9 Pennsylvania Consolidated Statutes are amended to read:

10 § 301. Initial deposits by newly-organized cemetery companies.

11 * * *

12 (b) Exceptions.--The provisions of subsection (a) of this
13 section shall not apply to any [bona fide church or religious
14 congregation or any association created by any such bona fide
15 church or religious congregation.] of the following:

16 (1) A bona fide church or religious congregation.

17 (2) An association created by a bona fide church or
18 religious congregation.

19 (3) A municipality.

1 § 304. Registration and filing affidavit of compliance.

2 (a) Registration with State Real Estate Commission.--

3 * * *

4 (2) The provisions of paragraph (1) shall not apply to
5 cemetery companies and cemeteries owned or controlled by [a
6 bona fide church or religious congregation or fraternal
7 organization or by any association created by a bona fide
8 church or religious congregation or fraternal organization.]
9 any of the following:

10 (i) A bona fide church or religious congregation.

11 (ii) A fraternal organization.

12 (iii) An association created by a bona fide church,
13 religious congregation or fraternal organization.

14 (iv) A municipality.

15 * * *

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