

HOUSE BILL No. 6040

May 1, 2008, Introduced by Reps. Virgil Smith, Sak, Farrah, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Agema, Young, Green, Meadows, Dean and Cushingberry and referred to the Committee on Regulatory Reform.

A bill to amend 1855 PA 87, entitled

"An act relative to burying grounds; and to impose certain duties upon the department of commerce,"

by amending section 1 (MCL 456.1).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) ~~That any 5~~ **FIVE** or more persons of lawful age, may
2 organize themselves into a corporation, by such name as they shall
3 adopt, for the purpose of acquiring land for a burial ground for
4 the dead, to dispose of rights of burial therein, and to fence,
5 improve, ornament, and keep the same ~~BURIAL GROUND~~ in suitable
6 condition. ~~, in the manner hereinafter provided.~~

7 (2) **A CORPORATION FORMED FOR A PURPOSE DESCRIBED IN SUBSECTION**
8 **(1) MAY BE FORMED UNDER THE BUSINESS CORPORATION ACT, 1972 PA 284,**
9 **MCL 450.1101 TO 450.2098, INSTEAD OF UNDER THIS ACT.**

10 (3) **THE CEMETERY COMMISSIONER, AS FURTHER DESCRIBED IN THE**

1 CEMETERY REGULATION ACT, 1968 PA 251, MCL 456.521 TO 456.543, HAS
2 AUTHORITY TO INVESTIGATE A CORPORATION FORMED UNDER THIS ACT FOR
3 VIOLATIONS OF THIS ACT REGARDING THE TRUSTING OR ESCROWING OF MONEY
4 UNDER THIS ACT FOR ANY PURPOSE.

5 Enacting section 1. This amendatory act does not take effect
6 unless Senate Bill No.____ or House Bill No. 6033(request no.
7 03313'07 **) of the 94th Legislature is enacted into law.