REINSTATEMENT OF CEMETERY ASSOCIATIONS

Act 138 of 1941

AN ACT to provide the terms and conditions upon which nonprofit cemetery associations, the charters of which have become void through operation of law, may be reinstated and the filing of delinquent reports and fees and a voidance of charter waived; and to direct the county clerk to furnish a written list to the Michigan corporation and securities commission of all nonprofit cemetery associations located within the counties.

History: 1941, Act 138, Eff. May 29, 1941

The People of the State of Michigan enact:

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450.471 Nonprofit cemetery association; reinstatement of charter; report; penalty; certificate; filing articles of association.

Sec. 1.

The charter of a nonprofit cemetery association which has become void or shall become void before December 31, 1974, under statutes of this state, requiring the filing of reports or the payment of fees, may be reinstated upon the payment before December 31, 1974, upon the filing of a current year's report, and the payment of a penalty of $10.00 to the department of treasury. Upon the filing of the report and payment of the penalty, the voidance of charter of the association and all delinquent reports and fees shall be waived and the charter thereof shall be revived in full force and effect. Attached to the report shall be a certificate, duly acknowledged before a notary public by an officer of the cemetery association which desires to revive its charter, stating that the association has continued in existence since the date on which the charter was forfeited and setting forth the names of those who will serve as directors or trustees of the association upon the revival of its charter.

If a nonprofit cemetery association has not heretofore filed in the office of the department of treasury its articles of association, a true copy of the articles, authenticated by the county clerk or other proper officer issuing the charter, shall be filed in the office of the department of treasury at the time of filing the current year's report, as a condition precedent to acceptance of the report by the department.

History: 1941, Act 138, Eff. May 29, 1941 ;-- Am. 1947, Act 22, Imd. Eff. Apr. 1, 1947 ;-- CL 1948, 450.471 ;-- Am. 1949, Act 105, Eff. Sept. 23, 1949 ;-- Am. 1957, Act 102, Eff. Sept. 27, 1957 ;-- Am. 1972, Act 67, Imd. Eff. Mar. 1, 1972 ;-- Am. 1974, Act 8, Imd. Eff. Jan. 30, 1974

450.472 Non-profit cemetery associations; right restoration; contracts validation.

Sec. 2.

Upon compliance with the provisions of this act, the rights of such association shall be the same as though no forfeiture had been operative, and all contracts entered into and conveyances made by or to such association during such interval shall become valid.

History: 1941, Act 138, Eff. May 29, 1941 ;-- CL 1948, 450.472

450.473 Non-profit cemetery associations; county clerk, duties.

Sec. 3.

The clerk of each county of this state shall, within 90 days from the effective date of this act, prepare and forward to the Michigan corporation and securities commission a written list taken from his records containing the names and addresses of all nonprofit cemetery associations located within his county, together with the dates when the certificates of organization of such associations were accepted for recording by his county.

History: 1941, Act 138, Eff. May 29, 1941 ;-- CL 1948, 450.473

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