S T A T E O F N E W Y O R K

2727

2015-2016 Regular Sessions

I N A S S E M B L Y

January 20, 2015

Introduced by M. of A. BRENNAN -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to the regulation of cemetery corporations

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 1501 of the not-for-profit corporation law, as added by chapter 871 of the laws of 1977, is amended to read as follows:
S 1501. Declaration of policy.
The people of this state have a vital interest in the establishment, maintenance and preservation of [public] burial grounds and the proper operation of the corporations which own and manage the same. This article is determined an exercise of the police powers of this state to protect the well-being of our citizens, to promote the public welfare and to prevent cemeteries from falling into disrepair and dilapidation and becoming a burden upon the community, and in furtherance of the public policy of this state that cemeteries shall be conducted on a non-profit basis for the mutual benefit of plot owners therein. THIS VITAL INTEREST SHALL BE PROTECTED AND THE UNIQUENESS OF THESE ENTITIES SHALL BE AFFIRMED BY PROVIDING THE STATE WITH THE RESPONSIBILITY FOR SOLE JURISDICTION OF THE REGULATION OF CEMETERIES AS SET FORTH IN THIS ARTICLE.
S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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