

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 517

H.P. 372

House of Representatives, January 28, 1997

An Act to Create a Cemetery Permanent Care and Improvement Fund.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative CAMPBELL of Holden.
Cosponsored by Senator PENDLETON of Cumberland and
Representatives: DEXTER of Kingfield, GOODWIN of Pembroke, MacDOUGALL of North
Berwick, MACK of Standish, MAYO of Bath, MERES of Norridgewock, SNOWE-MELLO
of Poland, Senator: CAREY of Kennebec.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 13 MRSA §1306** is enacted to read:

6 **§1306. Cemetery permanent care and improvement fund**

8 A person, municipality, corporation or any other entity that
10 controls a cemetery shall establish a permanent care and
12 improvement fund separate from the permanent care and improvement
14 fund for a community mausoleum on its premises. The income from
16 this cemetery permanent care and improvement fund must be devoted
18 to maintenance of the cemetery and the avenues, paths and
structures in the cemetery. This cemetery permanent care and
improvement fund must be created by depositing in the fund at
least 30% of the proceeds received, in full and in installments,
from the sale of lots and plots in the cemetery. This section
does not apply to a family burying ground as described in section
1142.

20 **SUMMARY**

22 This bill requires a person, municipality, corporation or
24 any other entity that controls a cemetery to establish a
26 permanent care and improvement fund, the income from which must
28 be devoted to cemetery maintenance. At least 30% of the proceeds
received from the sale of lots and plots in the cemetery must be
deposited in this fund. A family burying ground is exempt from
the requirements of the bill.