

8A: 4-12

LEGISLATIVE HISTORY CHECKLIST

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(Cemetery companies)

NJSA: 8A:4-12

LAWS OF: 1997 CHAPTER: 157

BILL NO: A134

SPONSOR(S): Jones

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Financial Institutions

SENATE: Commerce

AMENDED DURING PASSAGE: Yes Amendments during passage denoted
First reprint enacted by superscript numbers

DATE OF PASSAGE: ASSEMBLY: May 20, 1996

SENATE: May 22, 1997

DATE OF APPROVAL: July 3, 1997

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:
REPORTS: No

HEARINGS: No

KBP:pp

[Passed Both Houses]

[First Reprint]

ASSEMBLY, No. 134

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman JONES

1 AN ACT concerning cemetery company annual reports and amending
2 N.J.S.8A:4-12.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. N.J.S.8A:4-12 is amended to read as follows:

8 8A:4-12. a. Every cemetery company that is not a municipality
9 shall file with the New Jersey Cemetery Board on a form established
10 by the board, an annual report showing the extent of and sources of
11 augmentation of the maintenance and preservation fund, **[and]** the
12 manner of employment by said cemetery company of the income of the
13 maintenance and preservation fund during the preceding year, which
14 report shall also contain a list of the securities in which said trust funds
15 are invested¹, the total acreage available¹ and the total number of
16 interment spaces, by type, in the cemetery and the number of interment
17 spaces, by type, that have been conveyed during the preceding year.

18 If the report so filed is deemed inadequate to properly apprise the New
19 Jersey Cemetery Board of the information it requires to effectively
20 administer the provisions of this act, it shall request a supplemental
21 report and in its discretion conduct an investigation of the operations
22 of the cemetery company.

23 Officials, managers and trustees or employees of every cemetery
24 company that is not a municipality shall exhibit its books, papers and
25 securities to the board when required and otherwise facilitate any
26 examination of said company. Any cemetery official or employee may
27 be required to testify under oath as to the conditions and affairs of the
28 cemetery company.

EXPLANATION - Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AFI committee amendments adopted March 4, 1996.

1 b. To defray the expenses of examination and administration, each
2 cemetery company, except any municipality or religious corporation,
3 shall, at the time of filing its accounting and report as to its
4 maintenance and preservation fund, but not later than 120 days after
5 the close of the cemetery company's fiscal year, pay to the cemetery
6 board the sum of \$2.00 per interment in excess of 25 interments for
7 the preceding fiscal year.

8 c. The annual report required by this section shall be filed by the
9 cemetery company that is not a municipality no later than 120 days
10 after the close of the cemetery company's fiscal year.

11 (cf: P.L.1975, c.41, s.1)

12
13 2. This act shall take effect immediately.

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16 _____
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18 Requires certain information in cemetery company annual report.

1 \$2.00 per interment in excess of 25 interments for the preceding fiscal
2 year.

3 c. The annual report required by this section shall be filed by the
4 cemetery company no later than 120 days after the close of the
5 cemetery company's fiscal year.

6 (cf: P.L.1977, c.9, s.1)

7

8 2. This act shall take effect immediately.

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STATEMENT

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13 This bill requires each cemetery company licensed pursuant to the
14 "New Jersey Cemetery Act," N.J.S.8A:1-1 et seq., to provide in its
15 annual report to the New Jersey Cemetery Board information
16 concerning the total number of interment spaces, by type, in its
17 cemetery and the number of interment spaces, by type, in its cemetery
18 which were conveyed during the preceding year. This information,
19 from year to year, will enable the cemetery board to determine the
20 extent to which expansion is taking place, if any, in each cemetery and
21 the extent to which any cemetery is approaching capacity.

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26 Requires certain information in cemetery company annual report.

ASSEMBLY FINANCIAL INSTITUTIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 134

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 4, 1996

The Assembly Financial Institutions Committee reports favorably and with committee amendments, Assembly Bill No. 134.

As amended, this bill requires each cemetery company that is not a municipality licensed pursuant to the "New Jersey Cemetery Act," N.J.S.8A:1-1 et seq., to provide in its annual report to the New Jersey Cemetery Board information concerning the total acreage available, the total number of interment spaces, by type, in its cemetery and the number of interment spaces, by type, in its cemetery which were conveyed during the preceeding year. This information, from year to year, will enable the cemetery board to determine the extent to which expansion is taking place, if any, in each cemetery and the extent to which any cemetery is approaching capacity.

This bill was pre-filed for introduction in the 1996 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE COMMERCE COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 134

STATE OF NEW JERSEY

DATED: JUNE 20, 1996

The Senate Commerce Committee reports favorably Assembly Bill No. 134 (1R).

This bill requires each cemetery company that is licensed pursuant to the "New Jersey Cemetery Act," N.J.S.8A:1-1 et seq., and is not a municipality to provide in its annual report to the New Jersey Cemetery Board information concerning the total acreage available, the total number of interment spaces, by type, in its cemetery and the number of interment spaces, by type, in its cemetery which were conveyed during the preceding year. This information, from year to year, will enable the cemetery board to determine the extent to which expansion is taking place, if any, in each cemetery and the extent to which any cemetery is approaching capacity.