

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013**

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**HOUSE BILL 796
PROPOSED SENATE COMMITTEE SUBSTITUTE H796-PCS30591-SU-40**

Short Title: Exempt Certain Columbariums/Cemetery Act. (Public)

Sponsors:

Referred to:

April 11, 2013

1 A BILL TO BE ENTITLED
2 AN ACT EXEMPTING CERTAIN COLUMBARIUMS FROM THE NORTH CAROLINA
3 CEMETERY ACT.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 65-47 reads as rewritten:

6 "**§ 65-47. Scope.**

7 (a) The provisions of this Article shall apply to all persons engaged in the business of
8 operating a cemetery as defined herein, except cemeteries owned and operated by governmental
9 agencies or churches.

10 (b) Any cemetery beneficially owned and operated by a fraternal organization or its
11 corporate agent for at least 50 years prior to September 1, 1975, shall be exempt from the
12 provisions of Article 9 of this Chapter.

13 (c) The provisions of this Article shall not apply to persons licensed under Article 13D
14 of Chapter 90 of the General Statutes when engaging in activities for which a license is
15 required under the Article.

16 (d) A columbarium that is built on the grounds of a private, self-contained retirement
17 community in a county where no commercially available columbarium exists, funded solely by
18 the residents of that community, and reserved exclusively for the residents' use shall be exempt
19 from the provisions of Article 9 of this Chapter."

20 **SECTION 2.** This act is effective when it becomes law and expires 18 months after
21 that date.



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