

Assembly Bill No. 2946

CHAPTER 504

An act to amend Sections 9765 and 9786 of the Business and Professions Code, relating to cemeteries, and making an appropriation therefor.

[Approved by Governor September 28, 2008. Filed with
Secretary of State September 28, 2008.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2946, Hayashi. Cemeteries.

Existing law, the Cemetery Act, requires every cemetery authority and crematory licensee to pay an annual regulatory charge for each cemetery in an amount determined by the Cemetery and Funeral Bureau and, until December 31, 2007, an additional quarterly charge of not more than \$8.50 for each burial, entombment, inurnment, or cremation, as specified. Existing law directs the deposit of these charges in the Cemetery Fund, a continuously appropriated fund.

This bill would reestablish these additional quarterly charges. Because these additional moneys would be deposited into a continuously appropriated fund, the bill would make an appropriation.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 9765 of the Business and Professions Code is amended to read:

9765. Every cemetery authority operating a cemetery shall pay an annual regulatory charge for each cemetery to be fixed by the bureau at not more than four hundred dollars (\$400). In addition to an annual regulatory charge for each cemetery, an additional quarterly charge to be fixed by the bureau at not more than eight dollars and fifty cents (\$8.50) for each burial, entombment, or inurnment made during the preceding quarter shall be paid to the bureau and these charges shall be deposited in the Cemetery Fund. If the cemetery authority performs a burial, entombment, or inurnment, and the cremation was performed at a crematory located on the grounds of the cemetery and under common ownership with the cemetery authority, the total of all additional charges shall be not more than eight dollars and fifty cents (\$8.50).

SEC. 2. Section 9786 of the Business and Professions Code is amended to read:

9786. Every crematory licensee operating a crematory pursuant to a license issued in compliance with this article shall pay an annual regulatory

charge for each crematory, to be fixed by the bureau at not more than four hundred dollars (\$400). In addition to an annual regulatory charge for each crematory, every licensee operating a crematory pursuant to a license issued pursuant to this article shall pay an additional charge to be fixed by the bureau at not more than eight dollars and fifty cents (\$8.50) per cremation made during the preceding quarter, which charges shall be deposited in the Cemetery Fund.