

# HOUSE BILL No. 6042

May 1, 2008, Introduced by Reps. Meadows, Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Condino, Green, Dean and Cushingberry and referred to the Committee on Regulatory Reform.

A bill to amend 1882 (Ex Sess) PA 13, entitled

"An act to authorize the formation of vault associations in the state of Michigan for the purpose of preserving and protecting bodies of deceased persons before burial; and to impose certain duties upon the department of commerce,"

by amending section 1 (MCL 456.251), as amended by 1982 PA 112.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1. (1) ~~That any 5~~**FIVE** or more persons desirous to  
2     organize an association for the purpose of preserving and  
3     protecting bodies of deceased persons before burial, may execute  
4     under their hands and acknowledge before some person authorized to  
5     take the acknowledgment of deeds, the duplicate articles of  
6     agreement, as hereinafter specified, 1 copy whereof shall be filed  
7     with the ~~corporation and securities~~ **bureau OF COMMERCIAL SERVICES**  
8     of the department of ~~commerce~~ **LABOR AND ECONOMIC GROWTH**, and upon  
9     the execution and acknowledgment of such articles and the filing

1 thereof, the signers thereof, and those who may hereafter become  
2 associated with them, shall become a body politic and corporate for  
3 the purpose set forth in said articles.

4 (2) A CORPORATION FORMED FOR THE PURPOSE DESCRIBED IN  
5 SUBSECTION (1) MAY BE FORMED UNDER THE BUSINESS CORPORATION ACT,  
6 1972 PA 284, MCL 450.1101 TO 450.2098, INSTEAD OF UNDER THIS ACT.

7 (3) THE CEMETERY COMMISSIONER, AS FURTHER DESCRIBED IN THE  
8 CEMETERY REGULATION ACT, 1968 PA 251, MCL 456.521 TO 456.543, HAS  
9 AUTHORITY TO INVESTIGATE A CORPORATION FORMED UNDER THIS ACT FOR  
10 VIOLATIONS OF THIS ACT REGARDING THE TRUSTING OR ESCROWING OF MONEY  
11 UNDER THIS ACT FOR ANY PURPOSE.

12 Enacting section 1. This amendatory act does not take effect  
13 unless Senate Bill No. \_\_\_\_ or House Bill No. 6033(request no.  
14 03313'07 \*\*) of the 94th Legislature is enacted into law.