

(2) IF A CORPORATION VIOLATES THIS SECTION, EACH OFFICER RESPONSIBLE FOR THE VIOLATION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 23, § 165B(1).

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that there is no time limit in which deposits must be made.

Defined terms: "Person" § 1-101

"Preneed burial contract" § 5-401

"Seller" § 5-401

SUBTITLE 5. SALE OF BURIAL GROUND FOR ANOTHER PURPOSE.

5-501. ACTION FOR SALE OF BURIAL GROUND FOR ANOTHER PURPOSE.

(A) AUTHORIZED.

AN ACTION MAY BE BROUGHT IN ACCORDANCE WITH THE MARYLAND RULES AND A COURT MAY PASS A JUDGMENT FOR SALE OF A BURIAL GROUND FOR ANOTHER PURPOSE IF:

(1) THE GROUND HAS BEEN DEDICATED AND USED FOR BURIAL;

(2) BURIAL LOTS HAVE BEEN SOLD IN THE BURIAL GROUND AND DEEDS EXECUTED OR CERTIFICATES ISSUED TO BUYERS OF THE LOTS;

(3) THE GROUND HAS CEASED TO BE USED FOR BURIAL; AND

(4) IT IS DESIRABLE TO DISPOSE OF THE BURIAL GROUND FOR ANOTHER PURPOSE.

(B) ACTION BY COURT.

IF THE COURT IS SATISFIED THAT IT IS EXPEDIENT OR WOULD BE IN THE INTEREST OF THE PARTIES TO SELL THE BURIAL GROUND, THE COURT:

(1) MAY PASS A JUDGMENT FOR THE SALE OF THE BURIAL GROUND ON THE TERMS AND NOTICE THE COURT SETS;

(2) SHALL ORDER THAT AS MUCH OF THE PROCEEDS OF THE SALE AS NECESSARY BE USED TO PAY THE EXPENSES OF REMOVING ANY HUMAN REMAINS IN THE BURIAL GROUND, BUYING BURIAL LOTS IN ANOTHER BURIAL GROUND, AND REBURYING THE REMAINS; AND