STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
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SECRETARY OF STATE

MEMORANDUM

TO: New York State Cemetery Board
FROM: Robert Vanderbles, Esq.
RE: Legislation Report
DATE: March 4, 2022

A09326	Assemblymember Sillitti	S08274	Senator Kaplan
Title: An act in relation to authorizing the county of Nassau assessor to accept an application for a real property tax exemption from the Nassau Cemetery Association			
Description: To allow the Nassau County Assessor to accept an application from the Nassau Cemetery Association for a real property tax exemption.			
Assembly Actions			
Date:	Action:		
2/23/22	referred to real property taxation		
Senate Actions			
Date:	Action:		
2/8/22	referred to local government		

A00257	Assemblymember Paulin	S N/A	Senator N/A
Title: An act to amend the not-for-profit corporation law, in relation to the regulation of cemetery corporations			
Description: Clarifies that state regulated cemetery operations are under the sole jurisdiction of the state cemetery board.			
Assembly Actions			
Date:	Action:		
1/6/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
NA	NA		

A00265	Assemblymember Paulin	S N/A	Senator N/A
Title: An act to amend the not-for-profit corporation law, in relation to the definition of cremation			
Description: This bill would amend the definition of cremation to account for any technological advances in the process of cremation that the cemetery board may authorize and deem to be in the public interest.			

Assembly Actions	
Date:	Action:
1/6/2021	referred to corporations, authorities and commissions
1/5/2022	referred to corporations, authorities and commissions
Senate Actions	
Date:	Action:
N/A	N/A

A00367	Assemblymember Paulin	S02589	Senator Helming
Title: An act to amend the not-for-profit corporation law and the state finance law, in relation to the administration of the state cemetery vandalism restoration fund by the state cemetery board			
Description: This bill would amend the not-for-profit corporation law to update authority for payments from the state cemetery vandalism restoration, monument repair or removal and administration fund to rest with the state cemetery board.			
Assembly Actions			
Date:	Action:		
1/6/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
1/22/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		

A00368	Assemblymember Paulin	S03264	Senator Comrie
Title: An act to amend the not-for-profit corporation law, in relation to cemetery trust funds			
Description: Relates to cemetery trust funds and the maintenance and preservation of cemetery grounds.			
Assembly Actions			
Date:	Action:		
1/6/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
1/28/2021	referred to corporations, authorities and commissions		
4/20/2021	1st report cal. 697		
4/21/2021	2nd report cal.		
4/26/2021	Advanced to third reading		
4/28/2021	Passed Senate		
4/28/2021	Delivered to Assembly		
4/28/21	referred to corporations, authorities and commissions		
1/5/2022	Died in Assembly		
1/5/2022	Returned to Senate		
1/5/2022	referred to corporations, authorities and commissions		

A00382	Assemblymember Paulin	S05535	Senator Comrie
Title: An act to amend the not-for-profit corporation law, in relation to the creation, operation, and duties of natural organic reduction facilities as cemetery corporations.			

Description: Provides for the creation, operation, and duties of natural organic reduction facilities as cemetery corporations for the contained, accelerated conversion of human remains to soil.	
Assembly Actions	
Date:	Action:
1/6/2021	referred to corporations, authorities and commissions
1/12/2021	Report referred to codes
2/9/2021	reported
2/11/2021	Advanced to third reading cal.92
1/5/2022	Ordered to third reading cal.29
Senate Actions	
Date:	Action:
3/10/2021	referred to corporations, authorities and commissions
5/18/2021	1st report cal.1072
5/20/2021	2nd report cal.
5/24/2021	Advanced to third reading
6/10/2021	Committed to rules
1/5/2022	referred to corporations, authorities and commissions

A01422	Assemblymember Dinowitz	S02749	Senator Comrie
Title: An act to amend the tax law, in relation to providing an exemption for tangible personal property and services sold by a cemetery			
Description: Provides an exemption for tangible personal property and services sold by a cemetery; establishes an amnesty program for cemetery corporations.			
Assembly Actions			
Date:	Action:		
1/11/2021	referred to ways and means		
1/5/2022	referred to ways and means		
Senate Actions			
Date:	Action:		
1/25/2021	Referred to budget and revenue		
1/5/2022	Referred to budget and revenue		

A03246	Assemblymember Lupardo	S N/A	Senator N/A
Title: An act to amend chapter 560 of the laws of 1998, amending the not-for- profit corporation law and other laws, relating to combinations of cemetery corporations and funeral entities, and the sale of monuments and memorials, in relation to funeral entities and the operation of any crematory or crematorium.			
Description: Relates to funeral entities and the operation of any crematory or crematorium.			
Assembly Actions			
Date:	Action:		
1/22/2021	referred to consumer affairs and protection		
1/26/2021	reference changed to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
N/A	N/A		

A04160	Assemblymember Colton	S01647	Senator Skoufis

Title: An act to amend the general business law, in relation to the unauthorized sale of veterans' commemorative property that has been placed in a cemetery and the unauthorized sale of cemetery markers and flagholders.	
Description: Prohibits the unauthorized sale, purchase, sale or transfer of any cemetery marker, flag holder, monument, statue or other physical memorabilia that is over 75 years old that commemorates the life or death of a veteran or group of veterans, including but not limited to a military unit, company, battalion or division, if such cemetery marker, flag holder, monument, statue or other physical memorabilia that commemorates the life or death of a veteran or group of veterans has been placed in any cemetery; makes violations a class B misdemeanor; permits cemeteries to make such sales upon application to the state cemetery board and upon certain conditions.	
Assembly Actions	
Date:	Action:
2/1/2021	referred to veterans' affairs
1/5/2022	referred to veterans' affairs
Senate Actions	
Date:	Action:
N/A	N/A

A04531	Assemblymember Peoples-Stokes	S N/A	Senator N/A
Title: An act to amend the public health law, in relation to the disposition of cremated remains			
Description: Permits a funeral director with written consent of a regulated cemetery corporation to provide remains which remain unclaimed after one hundred twenty days to such corporation for disposition.			
Assembly Actions			
Date:	Action:		
2/4/2021	Referred to health		
1/5/2022	Referred to health		
Senate Actions			
Date:	Action:		
N/A	N/A		

A4730	Assemblymember Smith	S N/A	Senator N/A
Title: An act to amend the election law and the public health law, in relation to requiring funeral directors to deliver death certificates			
Description: Requires funeral directors to ensure that death certificates are delivered to the state health department and the department of health of the city of New York who shall in turn deliver certain certificates to the state board of elections.			
Assembly Actions			
Date:	Action:		
2/5/2021	Referred to election law		
1/5/2022	Referred to election law		
Senate Actions			
Date:	Action:		
N/A	N/A		

A04934	Assemblymember Peoples-Stokes	S N/A	Senator N/A
Title: An act to amend the general business law, in relation to prohibiting the purchase of certain items as scrap			

Description: Prohibits the sale or purchase of certain items as scrap: street signs, funeral markers, and any metal items bearing markings of any government entity, utility, cemetery or railroad; preempts local laws.	
Assembly Actions	
Date:	Action:
2/9/2021	Referred to economic development
1/5/2022	Referred to economic development
Senate Actions	
Date:	Action:
N/A	N/A

A04934	Assemblymember Peoples-Stokes	S N/A	Senator N/A
Title: An act to amend the general business law, in relation to prohibiting the purchase of certain items as scrap.			
Description: Prohibits the sale or purchase of certain items as scrap: street signs, funeral markers, and any metal items bearing markings of any government entity, utility, cemetery or railroad; preempts local laws.			
Assembly Actions			
Date:	Action:		
2/9/2021	Referred to economic development		
1/5/2022	Referred to economic development		
Senate Actions			
Date:	Action:		
N/A	N/A		

A05098	Assemblymember Abinanti	S05704	Senator Comrie
Title: An act to amend the general business law, in relation to the right to contract for the burial of cremains in pet cemeteries and requiring notice related thereto			
Description: Relates to the rights to contract for the burial of cremains in pet cemeteries; requires notice relating thereto.			
Assembly Actions			
Date:	Action:		
2/11/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
3/16/2021	Referred to consumer protection		
1/5/2022	Referred to consumer protection		

A06302	Assemblymember Stirpe	S04344	Senator Brouk
Title: An act to amend the executive law and the public health law, in relation to authorizing a veteran's close friend or family member who is reasonably familiar with such veteran's wishes to request that such veteran be buried in a veterans' cemetery			
Description: Authorizes a veteran's close friend or family who is reasonably familiar with such veteran's wishes to request that such veteran be buried in a state veterans' cemetery.			
Assembly Actions			
Date:	Action:		

3/12/2021	Referred to veterans' affairs
1/5/2022	Referred to veterans' affairs
Senate Actions	
Date:	Action:
2/3/2021	Referred to veterans, homeland security and military affairs
4/19/2021	1st report cal. 685
4/20/2021	2nd report cal.
4/21/2021	Advanced to third reading
5/26/2021	Passed Senate
5/26/2021	Delivered to Assembly
5/26/2021	Referred to veterans' affairs
1/5/2022	Died in Assembly
1/5/2022	Returned to Senate
1/5/2022	Referred to veterans, homeland security and military affairs

A06649	Assemblymember Frontus	S05972	Senator Parker
Title: An act to amend the public health law, in relation to enacting the "uniform emergency volunteer health practitioners act"			
Description: Enacts the "uniform emergency volunteer health practitioners act" for declared state disaster emergencies; establishes a system to deploy health service workers from out of state during a state disaster emergency. Health services include funeral, cremation, cemetery, or other mortuary services.			
Assembly Actions			
Date:	Action:		
3/23/2021	Referred to health		
1/5/2022	Referred to health		
Senate Actions			
Date:	Action:		
3/24/2021	Referred to health		
1/5/2022	Referred to health		

A06724	Assemblymember Englebright	S05701	Senator Comrie
Title: An act to amend the not-for-profit corporation law and the education law, in relation to the discovery and disposition of human remains and funerary objects; and to amend the parks, recreation and historic preservation law, in relation to requiring certain notice and consultation prior to the undertaking of certain projects			
Description: Enacts the "unmarked burial site protection act"; requires the cessation of all ground disturbing activities upon the discovery of a burial ground, human remains or funerary objects and requires procedures.			
Assembly Actions			
Date:	Action:		
3/29/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
3/16/2021	referred to corporations, authorities and commissions		
5/18/2021	1st report cal.1073		
5/20/2021	2nd report cal.		
5/24/2021	Advanced to third reading		

6/10/2021	Committed to rules
1/5/2022	Referred to corporations, authorities and commissions

A06836	Assemblymember Abbate	S06514	Senator Savino
Title: An act to amend the religious corporations law, in relation to the sale of monuments			
Description: Relates to the sale of monuments; provides no religious corporation owning, managing or controlling a cemetery shall, directly or indirectly, engage in the sale of monuments, or authorize or permit any employee or trustee or director thereof to advertise or make known his or her relationship to such religious corporation or cemetery if such person is engaged in the sale of monuments outside of his or her employment by or affiliation with the religious corporation or the cemetery.			
Assembly Actions			
Date:	Action:		
4/12/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		
Senate Actions			
Date:	Action:		
5/4/2021	referred to corporations, authorities and commissions		
1/5/2022	referred to corporations, authorities and commissions		

A06861	Assemblymember Jacobson	S06010	Senator Sanders
Title: None.			
Description: Enacts "Lamont Dottin's Law"; relates to reporting duties with respect to missing children and adults; establishes uniform standards for searching for missing persons; expands state databanks to approach not only the problem of missing children but missing adults as well; requires police departments to establish a trained missing person specialist. It would require “pauper cemeteries” to maintain computerized data on all interred remains.			
Assembly Actions			
Date:	Action:		
4/13/2021	Referred to governmental operations		
1/5/2022	Referred to governmental operations		
Senate Actions			
Date:	Action:		
3/26/2021	Referred to finance		
1/5/2022	Referred to finance		

A06995	Assemblymember Cusick	S05610	Senator Lanza
Title: An act to amend the general business law, the insurance law and the public health law, in relation to preneed insurance; and providing for the repeal of such provisions upon expiration thereof			
Description: Relates to preneed insurance premiums.			
Assembly Actions			
Date:	Action:		
4/19/2021	Referred to consumer affairs and protection		
1/5/2022	Referred to consumer affairs and protection		
Senate Actions			
Date:	Action:		
3/12/2021	Referred to consumer protection		
1/5/2022	Referred to consumer protection		

A07848	Assemblymember Reyes	S06842	Senator Comrie
Title: An act to amend the environmental conservation law, in relation to providing a permit for a memorial lands facility			
Description: Provides a permit for a memorial lands facility. The bill would exempt these facilities, which are for the disposition of cremated remains, from article fifteen of the not-for-profit corporation law.			
Assembly Actions			
Date:	Action:		
5/27/2021	Referred to corporations, authorities, and commissions		
1/5/2022	Referred to corporations, authorities, and commissions		
Senate Actions			
Date:	Action:		
5/19/2021	Referred to environmental conservation		
1/5/2022	Referred to environmental conservation		

A8541	Assemblymember Hyndman	S N/A	Senator N/A
Title: An act to amend the vehicle and traffic law, in relation to permitting certain funeral service vehicles and other vehicles to use high occupancy vehicle lanes.			
Description: Permits certain funeral service vehicles and other vehicles to use high occupancy vehicle lanes.			
Assembly Actions			
Date:	Action:		
12/13/2021	Referred to transportation		
1/5/2022	Referred to transportation		
Senate Actions			
Date:	Action:		
N/A	N/A		