

By: Chisum

H.B. No. 1619

A BILL TO BE ENTITLED

AN ACT

relating to fees charged by a perpetual care cemetery.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 651.4055(b), Occupations Code, is amended to read as follows:

(b) A retail price list must contain:

(1) the name, address, and telephone number of the cemetery or crematory;

(2) the effective date for the stated prices;

(3) notice required by Subsection (c);

(4) if the cemetery is a perpetual care cemetery, the retail price of any item or service listed in Section 601.405(a) that the cemetery provides; and

(5) [~~4~~] any other items that the commission may by rule require.

SECTION 2. Subchapter C, Chapter 712, Health and Safety Code, is amended by adding Section 712.049 to read as follows:

Sec. 712.049. SERVICE FEES. A perpetual care cemetery may only charge a customer a fee to install or maintain an item that a customer supplies that is in an amount sufficient to cover the cemetery's costs for the installation or maintenance.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2007.