

~~A TREE, SHRUB, OR OTHER PLANT THAT IS PLANTED FOR THE PROTECTION OR ORNAMENTATION OF A BURIAL SITE IN THE STATE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE NOT EXCEEDING THE COST TO REPLACE OR RESTORE THE PLANT.~~

~~(2) IN ADDITION TO BEING SUBJECT TO THE CRIMINAL PENALTIES UNDER PARAGRAPH (1) OF THIS SUBSECTION, A PERSON WHO VIOLATES A PROHIBITION AGAINST WILLFULLY REMOVING, DESTROYING, CUTTING, BREAKING, DEFACING, CHEMICALLY CONTAMINATING, OR OTHERWISE DESTRUCTIVELY ALTERING A TREE, SHRUB, OR OTHER PLANT THAT IS PLANTED FOR THE PROTECTION OR ORNAMENTATION OF A BURIAL SITE IN THE STATE MAY BE ASSESSED A CIVIL PENALTY.~~

~~(F) AN ASSOCIATED FUNERARY OBJECT OR PLANT PLACED AS A MEMORIAL TO AN INDIVIDUAL BURIED IN A BURIAL SITE MAY BE MOVED IF THE PERSON WHO REQUESTS THE MOVE OBTAINS APPROVAL FROM THE OFFICE OF THE STATE'S ATTORNEY OF THE COUNTY IN WHICH THE BURIAL SITE IS LOCATED BY PROVIDING PROOF THAT THE PERSON:~~

~~(1) IS RELATED BY BLOOD OR MARRIAGE TO THE DECEASED INDIVIDUAL;~~

~~(2) IS THE APPOINTED PERSONAL REPRESENTATIVE OF THE DECEASED INDIVIDUAL; OR~~

~~(3) IN ANY OTHER WAY, POSSESSES A LEGAL RIGHT TO OR INTEREST IN THE MEMORIAL.~~

~~(G) THIS SECTION DOES NOT PROHIBIT THE MAINTENANCE, REPAIR, OR REMOVAL OF AN ASSOCIATED FUNERARY OBJECT OR TREE, SHRUB, OR OTHER PLANT IN A BURIAL SITE IF THE MAINTENANCE, REPAIR, OR REMOVAL HAS BEEN AUTHORIZED BY THE OWNER OF THE BURIAL SITE.~~

~~(H) SUBSECTIONS (D), (E), AND (F) OF THIS SECTION DO NOT APPLY TO:~~

~~(1) A CEMETERY CORPORATION FORMED UNDER THE LAWS OF THIS STATE; OR~~

~~(2) AN ESTABLISHED CEMETERY, WHETHER INCORPORATED OR UNINCORPORATED, THAT IS OWNED AND OPERATED BY A COUNTY, MUNICIPAL CORPORATION, CHURCH, SYNAGOGUE, OR RELIGIOUS ORGANIZATION.~~

~~[(c)](H) (H) Nothing in this section shall be construed to prohibit the removal of the remains of any human body, or of any monument, gravestone, or other marker from an abandoned cemetery, provided that the prior consent in writing of the State's Attorney of the county or of Baltimore City shall have been secured and provided further that such remains, monuments, gravestone, or other marker is placed in an accessible place in a permanent cemetery.~~

~~(a) Any person who wilfully destroys, mutilates, defaces, injures, or removes any tomb, monument, gravestone, or other structure placed in any cemetery, or any building, wall, fence,~~