

5-903.

UNLESS A PERSON IS A REGISTERED CEMETERIAN OR REGISTERED SELLER, A PERSON MAY NOT REPRESENT TO THE PUBLIC, BY USE OF A TITLE, INCLUDING CEMETERIAN, REGISTERED CEMETERIAN, BURIAL GOODS SELLER, OR REGISTERED SELLER, BY DESCRIPTION OF SERVICES, METHODS, OR PROCEDURES, OR OTHERWISE, THAT THE PERSON IS AUTHORIZED TO ENGAGE IN THE OPERATION OF A CEMETERY OR PROVIDE BURIAL GOODS.

5-904.

A PERSON WHO VIOLATES ~~§§ 5-902 AND 5-903~~ OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$3,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

SUBTITLE 10. SHORT TITLE; TERMINATION OF TITLE.

5-1001.

THIS TITLE MAY BE CITED AS THE "MARYLAND CEMETERY ACT".

5-1002.

SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF THE MARYLAND PROGRAM EVALUATION ACT, THE OFFICE OF CEMETERY OVERSIGHT, THE PROVISIONS IN THIS TITLE RELATING TO THE OFFICE, AND ALL REGULATIONS ADOPTED BY THE OFFICE SHALL TERMINATE AND BE OF NO EFFECT AFTER JULY 1, 2007.

**Article - Courts and Judicial Proceedings**

5-399.8.

A PERSON WHO ACTS IN GOOD FAITH AND WITHIN THE SCOPE OF THE DUTIES AND RESPONSIBILITIES PROVIDED TO THE OFFICE OF CEMETERY OVERSIGHT UNDER TITLE 5 OF THE BUSINESS REGULATION ARTICLE IS NOT CIVILLY LIABLE FOR GIVING INFORMATION TO THE DIRECTOR OF THE OFFICE OF CEMETERY OVERSIGHT OR OTHERWISE PARTICIPATING IN THE ACTIVITIES OF THE OFFICE OF CEMETERY OVERSIGHT.

**Article - Health Occupations**

7-405.

(d) (1) Within 10 days after receiving a payment under a pre-need contract, THE SELLER SHALL DEPOSIT INTO AN INTEREST BEARING, ESCROW OR TRUST ACCOUNT:

(I) FOR SERVICES, 100% OF THE PAYMENT UNDER THE PRE-NEED CONTRACT; AND

(II) FOR GOODS: