

(B) FUNERAL PROCESSION PROHIBITED.

A PERSON MAY NOT CAUSE A FUNERAL PROCESSION TO OR FROM A CEMETERY OF A CEMETERY CORPORATION TO PASS THROUGH DRUID HILL PARK WITHOUT THE WRITTEN PERMISSION OF THE DEPARTMENT OF RECREATION AND PARKS.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE NOT EXCEEDING \$100 OR IMPRISONMENT NOT EXCEEDING 10 DAYS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from the third, fourth, and fifth clauses of former Art. 23, § 163.

In subsection (a)(1) and (2) of this section, the reference to a "cemetery corporation" is substituted for the former reference to a cemetery company incorporated under "this article" for accuracy. Chapter 311, Acts of 1975, transferred the general provisions of Article 23 that govern corporations to the Corporations and Associations Article.

In subsection (b) of this section, the reference to the "Department of Recreation and Parks" is substituted for the former obsolete reference to the "park commissioners".

Defined terms: "Burial" § 5-101

"Cemetery" § 5-101

"Person" § 1-101

GENERAL REVISOR'S NOTE TO TITLE:

Other laws that relate to cemeteries appear in other articles of the Code. See, e.g., Art. 23A, § 2(b)(6), which provides that a municipal corporation has the power to make ordinances to regulate the burial of bodies and to control the location and establishment of cemeteries; Art. 27, § 265, which prohibits removing dead bodies from a graveyard without authority; Art. 27, § 267, which prohibits destroying structures and plants in cemeteries; Art. 25, § 144, which provides that a public road may not be opened to pass through a burial ground without the consent of the owner; ET § 11-102, which provides that the rule against perpetuities does not apply to a conveyance for the purpose of providing perpetual care in a cemetery; EN § 9-668, which gives a sanitary district the power to condemn a property right in a cemetery only to install a sewer line or water line; HG § 4-215, which provides that a burial-transit permit is required for the final disposition of a body in a cemetery; RP § 12-112, which provides that if land is condemned and a dead body, grave marker, or monument must be moved, a person is entitled to receive an allowance for the reasonable cost of removing and placing the body or item in another location; TP § 7-201, which provides that property owned by an individual or religious group, or by certain cemetery or mausoleum companies, and used