

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 417

BY BUSINESS COMMITTEE

AN ACT

RELATING TO THE ENDOWMENT CARE CEMETERY ACT; AMENDING SECTION 27-411, IDAHO
CODE, TO REVISE A PROVISION REGARDING A FILING FEE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 27-411, Idaho Code, be, and the same is hereby
amended to read as follows:

27-411. ANNUAL REGISTRATION STATEMENT WITH ADMINISTRATOR. Every
cemetery authority owning, operating, controlling or managing an endowed
care cemetery shall register with the administrator, by filing an annual
registration statement on forms furnished by said administrator, which
shall show, as of the end of the preceding calendar year or fiscal year,
whichever is more convenient to the cemetery authority, the following:

(a) The amount of the principal of the care funds held by the trustee of
said funds of such cemetery authority, at the beginning of such year, and in
addition thereto all moneys or property received during such year, from the
following sources:

(1) Under and by virtue of the sale of a lot, grave, crypt or niche.

(2) Under and by virtue of any gift, grant, devise, bequest, payment or
other contribution made subsequent to the effective date of the endowed
care cemetery act of 1963.

(b) The income received from such care funds during the preceding cal-
endar or fiscal year as the case may be. Where any of the care funds of a ceme-
tery authority are held by a trustee, other than the board of directors of
the cemetery authority, the annual registration statement filed by any ceme-
tery authority shall also contain a certificate signed by the trustee of the
care funds of such cemetery authority certifying to the truthfulness of the
statements in the report as to:

(1) The total amount of principal of the care funds held by the trustee.

(2) The securities in which such care funds are invested and the cash on
hand as of the day of the report; and

(3) The income received from such care funds during the preceding cal-
endar year or fiscal year as the case may be.

Such statement shall be filed by the cemetery authority on or before De-
cember 31 of each calendar year with the administrator. If the fiscal year
of such cemetery authority is other than on a calendar year basis, then such
statement shall be filed within thirty (30) days of the end of its fiscal
year. A filing fee in an the amount ~~to be fixed by the administrator but not~~
~~to exceed the sum~~ of one hundred fifty dollars (\$150) shall be payable at the
time of the filing of the annual statement. All reports shall be prepared by
an independent certified public accountant or by a member of the Canadian in-
stitute of chartered accountants.