
 యిధొలయయళ, 2024
(2024ठ విధానฟభియ విధిలయయ శంఖ్యే11)
 ळాగం ఎరడడని బారిగి విధాన సభియింద్ అంగిలారపాద్ రృజచల్లా)



 ిిద్వులుడి యూడువ్రుదు యుత్తృలగిరువ్రుదరంంద;
 ఱుంందినంతె అధినియఱితతృలగలి,-


(2) ఇదు, ఈ శృృడలో జలరిగగ బరతశ్శద్దు.

















 ఎందరరి:-













 అున్నహ ${ }^{\text {mో }}$


| 1. | జిలృ్లధిもరరి | 戸దదిఱిృత్త అゆ్య |
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| 2. |  | ఱదదినిృత్త $\overrightarrow{\dot{\omega}} \mathrm{D} \overrightarrow{\tilde{j}}_{\delta}$ |
| 3. |  | 戸దదనిఱితత్త $\dot{\mathrm{N}} \mathrm{ద} \overrightarrow{\mathrm{N}}_{\delta}$ |
| 4. |  | ఱదనిఱిృత్త 리뭉 |
| 5. |  ఇలอఖ் | ఱదదినిృత్త 디뭉 |
| 6. |  ఇలอఖః | 戸దదనితితత $\overrightarrow{\dot{\omega}} \mathrm{\omega} \overrightarrow{\mathrm{~N}}_{\delta}$ |
| 7. |  | ఱదనిఱిృత్త $\vec{\omega} ద \overrightarrow{\tilde{j}}_{s}$ |
| 8. |  | ఱదదిఱిృత్త <br>  |
| 9. |  | $\stackrel{\rightharpoonup}{\sim} ద \overrightarrow{\tilde{N}}_{\delta}$ ซలయిఁదరిఁ |



 దొలృలయయగళిగలగ $\dot{\mathrm{N}} \mathrm{\rho}$
 ఎందరరి：－

| 1. |  | 戸దదినిఱితత్త అధ్యష |
| :---: | :---: | :---: |
| 2. |  | 戸దదనిలితహ్త <br> $\dot{\mathrm{N}} \mathrm{ద} \overrightarrow{\mathrm{N}}_{\delta}$ |
| 3. | జిల్లృ లుస్త్తఱలరి ఱుంతి | ๙దదనియితహ్త $\dot{\mathrm{N}} \mathrm{D} \overrightarrow{\mathrm{N}}_{\delta}$ |


| 4. |  <br>  <br>  | 戸దదనియిృహ్త 데 $ద \vec{N}_{\delta}$ |
| :---: | :---: | :---: |
| 5. |  <br>  | 戸దదినితిత్త $\dot{\mathrm{N}} \mathrm{D} \overrightarrow{\mathrm{N}}_{\delta}$ |
| 6. |  <br>  | 戸దదనియితత్త <br> $\dot{\mathrm{N}} \mathrm{D} \overrightarrow{\mathrm{N}}_{\delta}$ |
| 7. |  <br>  | ఱదదనితిత్త <br> $\overrightarrow{\dot{N}} \mathrm{D} \overrightarrow{\hat{N}}_{\delta}$ |
| 8. |  దేజే గగంత ఈడిదేయితరదద ఆతన థుకినిధి | 戸ేదనిలిృహ్త $\vec{\omega} \vec{\omega} \overrightarrow{\tilde{N}}_{s}$ |
| 9. | 戸்చృ <br>  |  |
| 10. |  <br>  | థుదనిలితత్త $\dot{\hat{\omega}} \mathrm{D} \overrightarrow{\hat{N}}_{\delta}$ |
| 11. |  | 戸దదినిృత్త $\dot{\mathrm{N}} \mathrm{D} \overrightarrow{\mathrm{N}}_{\delta}$ |
| 12. |  ఱుండిళి | థుదనిलితత్త $\overrightarrow{\mathrm{N}} \mathrm{D} \overrightarrow{\mathrm{~N}}_{\delta}$ |
| 13. |  | హ్లదనిలితహ్త $\dot{\mathrm{i}} \mathrm{D} \overrightarrow{\mathrm{~N}}_{\delta}$ |
| 14. |  | ఱుదనిఱితత్త $\overrightarrow{\dot{N}} \mathrm{\omega} \overrightarrow{\hat{N}}_{\delta}$ |
| 15. |  | 戸దదనిలితత్త $\vec{\omega} \vec{\omega} \overrightarrow{\tilde{N}}_{s}$ |
| 16. |  | ఱదదియిృత్త $\dot{\mathrm{N}} \mathrm{\omega} \overrightarrow{\mathrm{~N}}_{\delta}$ ซూయిఁదరిశిఁ |









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## (నిధిలయిచపస్ను ముంఱిసుదాగ లగ్తిసిదంతా)

 శనలఁటెళ అధినియయు 33) అన్ను,-





 స்లింకిగళన్ను రజిసెలు; صుత్తు



ఆద్దింద ఈ తిధొలయశ.

## ఆథిદچ జల



రాయులింగల రేడ్
సలరిగె ఱుత్తు దుుజరాయి ఱుంతి,

ళి.ఆరో. ముळాలి్ష్మ



## అనేゝబంధ

##  （2001ర శానరఁటళ అధినియయు 33）లుద్దృత భలగ

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(iii) ఇబ్బరు ముఃిళయయరు;















 టోడతతశ్రుద్దు.




(3) యోอఱెలబబబ బ్యా్తియు,




 అळఁ నృగత్తశ్చద్దిల.

(i) ఒందు $\dot{\text { సz}}$
(ii) అ $\vec{N}_{\infty} \vec{N}_{\infty}$ బిత్తనలగిద్దు








 ష్షీిసిరాదదద్దరె, అథఱా





戸రిపతిితెనాగిద్దై,









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 నింతు ळంృలగదిద్దరె, లుదధారణ యూడాతెళ్వుద్దు.









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KARNATAKA LEGISLATIVE COUNCIL
ONE HUNDRED AND FIFTY SECOND SESSION

## THE KARNATAKA HINDU RELIGIOUS INSTITUTIONS AND CHARITABLE ENDOWMENTS (AMENDMENT) BILL, 2024

## (LA Bill No. 11 of 2024)

## (As passed by the Karnataka Legislative Assembly and as rejected by the Karnataka Legislative Council and as passed by the Legislative Assembly second time)

A Bill further to amend the Karnataka Hindu Religious Institutions and Charitable Endowments Act, 1997.

Whereas it is expedient further to amend the Karnataka Hindu Religious Institutions and Charitable Endowments Act, 1997 (Karnataka Act 33 of 2001) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Seventy fifth year of the Republic of India, as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Hindu Religious Institutions and Charitable Endowments (Amendment) Act, 2024.
(2) It shall come into force at once.

2 Amendment of section 17:- In the Karnataka Hindu Religious Institutions and Charitable Endowments Act, 1997 (Karnataka Act 33 of 2001) (hereinafter referred to as the Principal Act), in section 17, in clause (a),-
(i)for sub-clause (1) and the entries relating thereto the following shall be substituted, namely:-
"(1) ten percent of the gross income in respect of institutions whose gross annual income exceeds rupees one crore;"
(ii) for sub-clause (2) and the entries relating thereto the following shall be substituted, namely:-
"(2) five percent of the gross income in respect of institutions whose gross annual income exceeds rupees ten lakhs but does not exceed rupees one crore."
3. Amendment of section 19:- In section 19 of the Principal Act, in subsection (1), for clause (a), the following shall be substituted, namely:-
"(a) the grant in aid to religious institution of notified category-C only which is less income or in needy circumstances".
4. Amendment of section 25:- In section 25 of the Principal Act, in subsection (1),-
(i) in clause (iv), after the third proviso, the following shall be inserted, namely:-
"Provided also that, one of the remaining four general members shall be skilled in Vishwakarma hindu temple architecture and sculpture."
5. Amendment of section 26:- In section 26 of the Principal Act, for subsection (2), the following shall be substituted namely,-
"(2) The Rajya Dharmika Parishat shall have the power to appoint Chairman of the Committee of Management."
6. Insertion of new section 69E.- After section 69D of the Principal Act, the following shall be inserted, namely:-
"69E. Constitution of District level and State High level Committee.-
(1) The State Government shall constitute a district level and State High level Committee to scrutinize, review and submit the proposals regarding construction and maintenance of buildings, roads and tunnels, electricity supply and maintenance, water supply and sanitation, construction of recreation centre and libraries to provide necessary facilities to pilgrims and to provide safety to pilgrims within the jurisdiction of Group "A" Temple.
(2) The District level committee shall consist of the following members, namely:-

| 1. | The Deputy Commissioner | Ex-officio <br> Chairman |
| :---: | :--- | :---: |
| 2. | The Commissioner of Police/Deputy superintendent of <br> Police | Ex-officio <br> Members |
| 3. | The Deputy Conservator of Forest (Social forest) | Ex-officio <br> Member |
| 4. | The Chief Executive Officer, Zilla Panchayat | Ex-officio <br> Member |
| 5. | The Superintendent Engineer/ Executive Engineer of the <br> Public Works Department | Ex-officio <br> Member |
| 6. | The Director, State Archeological Department | Ex-officio <br> Member |
| 7. | The Assistant Commissioner | Ex-officio <br> Member |
| 8. | The Deputy Director, Tourism Department | Ex-officio <br> Member |
| 9. | The Executive officer of the Temple | Member <br> Secretary |

(3) The District Level Committee shall submit suitable proposals for Temple coming within their limits to the State High Level Committee for the works/proposals require for Temple of an amount exceeding Rupees twenty five lakhs to be undertaken in respect of their departments within the jurisdiction of the Group "A" Temples.
(4) The State High level committee shall consist of the following members, namely:-

| 1. | The Minister in charge of Hindu Religious <br> Institutions and Charitable Endowment Department | Ex-officio <br> Chairman |
| :---: | :--- | :---: |
| 2. | The Minister in charge of Tourism | Ex-officio Member |
| 3. | The Minister in charge of District | Ex-officio Member |
| 4. | the Members of Parliament and the Members of the <br> State Legislature representing a part or whole of <br> Group "A" Temple whose electoral constituencies lie <br> within the limits of it | Ex-officio Member |


| 5. | The Principal Secretary to Government, Revenue <br> Department (Muzrai) or his representative not below <br> the rank of the Deputy Secretary to Government | Ex-officio Member |
| :---: | :--- | :--- |
| 6. | The Secretary to Government Public Works <br> Department or the Chief Engineer, Public Works <br> Department | Ex-officio Member |
| 7. | The Secretary to Government Rural Development <br> and Panchayat Raj Department or the Director <br> Rural Development and Panchayat Raj Department | Ex-officio Member |
| 8. | The Secretary, Forest Department or his <br> representative not below the rank of the Deputy <br> Secretary to Government | Ex-officio Member |
| 9. | The Secretary Tourism Department or the Director of <br> Tourism Department | Ex-officio Member |
| 10. | The Secretary, Energy Department or his <br> representative not below the rank of the Deputy <br> Secretary to Government | Ex-officio Member |
| 11. | The Chief Architect, Public Works Department or <br> his representative | Ex-officio Member |
| 12. | The Managing Director Karnataka Urban Water <br> Supply and Sewerage Board | Ex-officio Member |
| 13. | The Director, State Archaeological Research <br> Department | Ex-officio Member |
| 14. | The Chairman of the Management Committee of <br> concerned Temple | Ex-officio Member |
| 15. | Member of Architectural committee | Ex-officio Member |
| 16. | The Commissioner, Hindu Religious Institutions and <br> Charitable Endowment Department | Ex-officio Member |
| Secretary |  |  |

(5) The proposal submitted by the District Level Committee shall be scrutinized and approved by the State High Level Committee. Any works exceeding Rupees twenty five lakhs cannot be taken up without the approval of the State High Level Committee.
(6) Repairs and renovation works of heritage and historical monuments or buildings of any notified religious institutions shall not be carried out without prior permission of the Commissioner, though the expenditure is met out of the funds of the institutions, donations by the devotees or from any other source."

## STATEMENT OF OBJECTS AND REASONS

## (As appended to at the time of introduction)

It is considered necessary further to amend the Karnataka Hindu Religious Institutions and Charitable Endowment Act, 1997 (Karnataka Act 33 of 2001) to,-
(i) enhance the amount of common pool fund;
(ii) include a person skilled in Vishwa Hindu Temple architecture and sculpture in the committee of management of notified institution;
(iii) create District Level and State High Level committees to scrutinize, review and submit the proposals regarding construction and maintenance etc., and to provide safety to pilgrims within the jurisdiction of Group 'A' temple; and
(iv) certain other consequential amendment are made.

Hence, the Bill.

## FINANCIAL MEMORANDUM

There is no extra expenditure involved in the proposed Legislative measure.

RAMALINGA REDDY<br>Minister for Transport and Muzrai

## K.R. MAHALAKSHMI

Secretary
Karnataka Legislative Council CHARITABLE ENDOWMENT ACT, 1997 (KARNATAKA ACT 33 OF 2001)

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17. Creation of Common Pool Fund.- It shall be lawful for the Rajya Dharmika Parishat to create a fund to be called the Common Pool Fund out of.-
(a) contributions made by the notified or declared institutions at the following rate:-
(1) ten percent of the net income in respect of institutions whose gross annual income exceeds rupees ten lakhs;
(2) five percent of the net income in respect of institutions whose gross annual income exceed rupees five lakhs but does not exceed rupees ten lakhs.
(b) Grants received from the State Government.

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19. Administration of Common Pool Fund.- (1) The Rajya Dharmika Parishat shall administer the Common Pool Fund subject to the conditions herein stated and for the following purposes, namely:-
(a) the grant of aid to any other religious institution which is poor or in needy circumstances;
(b) the grant of aid to any religious purposes connected with the Hindu Religion;
(c) the propogation of the religious tenets of the institution;
(d) the establishment and maintenance of Veda Patashalas, Agama Patashalas and schools for training the archakas, and for the study of ancient scripts and indian languages for that purpose;
(e) the establishment and maintenance of a university or college or other institution having for its object the study of Hindu Religion, philosophy or sastras or for imparting instructions in Hindu temple architecture;
(f) the establishment and maintenance of educational institutions where instructions in the Hindu religion is also provided;
(g) promotion of temple arts and architurecture;
(h) the establishment and maintenance of orphanages for Hindu childern;
(i) payment of terminal benefits to the Archaks and temple servants where there is no sufficient fund at the credit of the institution;
(j) the establishment and maintenance of poor homes for destitute, helpless and physically disabled persons;
(k) the establishment and maintenance of Hospitals and Dispenceries for providing facilities to philigrims;
(1) any other charitable or Hindu Religious purpose;
(m) for establishment and promotion of goshalas by Hindu Relgious Institutions or any Hindu Organisation;
(n) to meet the objects of the Act.
(2) The Common Pool Fund shall be so administered that:-
(i) no contribution or donation received from any person shall be utilised for any purpose other than the purpose specified if any by the donor.
(ii) contribution and donation made to institution, or institution of any relegious denomination or any section thereof shall be utilised for the benefit of that particular class or denomination or section only.
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25. Constitution of the Committee of Management.- (1) There shall be constituted, in respect of one or more notified institutions by the Rajya Dharmika Parishat,
if the gross annual income of the notified institutions exceeds rupees twenty five lakhs and the Zilla Dharmika Parishat if the annual income does not exceed rupees twenty five lakhs, a committee of Management consisting of not more than nine members from among the devotees and followers of Hindu Religious Institutions and beneficiaries of the charitable institutions and it shall consist of,-
(i) in the case of a temple the Pradhan Archak or Archak;
(ii) at least one among the Scheduled Castes or Scheduled Tribes;
(iii) two women;
(iv) at least one from among the persons living in the locality where the institution situated:
Provided that, in case of composite institution members from both Hindu and other religion may be appointed:

Provided further that, the Committee of Management in respect of notified institution be constituted according to the usage and practice prevailing therein:

Provided also that, every committee of Management or Pancha Committee or Dharmadarshi Committee or non hereditary trustees constituted or appointed under the repealed Acts who were lawfully holding office shall cease to hold such office from the date of commencement of the Karnataka Hindu Religious and Charitable Endowment (Second Amendment) Act, 2011.
(2) (a) The Rajya Dharmika Parishat and Zilla Dharmika Parishat, while constituting the Committee of Management under sub-section (1), shall have due regard to the religious denomination to which the institution or any section thereof belongs.
(b) The procedure for the constitution of Committee of Management, verification of antecedents and other matter if any, of the member shall be done in such manner as may be prescribed;
(c) No person shall be eligible to become a member in more than one Committee of Management at a time; (d) No person, who is an office bearer of any political party at any level, shall become a member of the Committee of Management.
(3) No person shall be qualified for being appointed as member of the Committee of Management of a notified institution unless,-
(i) he has faith in God;
(ii) he has attained the age of twenty five years;
(iii) he possesses good conduct and reputation and commands respect in the locality in which the institution is situated.
(4) A person shall be disqualified for being appointed or continuing as a member of the Committee of Management of any notified institution,-
(i) if he is declared as an undischarged insolvent by a competent court; or
(ii) if he is of unsound mind and stands so declared by a competent court of law or if he is a deaf or mute or is suffering from virulent form of leprosy or contagious disease; or
(iii) if he has an interest direct or indirect in any subsisting lease of any property or of any contract made with, or is in arrears of any kind due by him to such institution; or
(iv) if he is appearing as a legal practitioner for or against the institution; or
(v) if he has been sentenced by a criminal court for an offence involving moral turpitude; such sentence not having been reversed or offence pardoned; or
(vi) if he has at any time acted adverse to the interest of the institution; or (vii) if he is an office holder other than Archaka or a servant attached to or a person in receipt of any emolument or perquisite from such institution; or
(viii) if he is addicted to intoxication, liquor or drugs; or
(ix) if he is not a Hindu, or having been a Hindu has converted to any other religion.
(5) If a member of the committee of management is or becomes subject to any disqualification under sub-section (4), he shall automatically cease to be such member.
(6) If any question arises whether a member is or has become subject to any disqualification under sub-section (4), the Dharmika Parishat may either suo-moto or on a report made to it and after giving an opportunity, of being heard to the person concerned decide the question.

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26. Term of Office of the Committee of Management and Election of Chairman.-
(1) Subject to the pleasure of the Rajya Dharmika Parishat or Zilla Dharmika Parishat as the case may be, members shall hold office for a term of three years unless in the meanwhile the Committee is dissolved or has ceased to function.
(2) Where the Committee of management is constituted under section 25 , the members shall at the first meeting of the Committee, elect a Chairman from among themselves.
(3) The State Government or the prescribed authority may nominate the Executive Officer as Ex-officio Secretary of the Committee of Management in respect of any notified institution or institutions, without voting rights.
(4) in case of notified institutions managed by more than one hereditary trustee or founder trustee, the chairman shall be elected in accordance with such procedure as may be prescribed.

69D. Constitution of Architectural Committee.- (1) The State Government may constitute for the state, a committee called Architectural committee consisting of the following members, namely:-
(i) An officer of the rank of the Superintending Engineer of the Department of Architecture appointed by the Government shall be the Ex-officio Chairman
(ii) The Chairman of the Shilpakala Parishat Member
(iii) One Stapathi nominated by the State Government Member
(iv) One Agama expert nominated by the State Government Member
(v) One Vaastu expert nominated by the State Government Member
(2) The term of the members other than the Chairman of the Architectural Committee shall be three years.
(3) The age, qualification of the members and the powers and functions of the Architectural Committee shall be such as may be prescribed.

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