

Department of Planning and Budget

2023 Fiscal Impact Statement

1. Bill Number: HB2011

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Roem

3. Committee: Courts of Justice

4. Title: Cemeteries; interment rights, proof of kinship.

5. Summary: Allows a family member or descendant of a deceased person buried in a cemetery that is located on private property to petition the circuit court of the county or city where the property is located for interment rights upon such property. The bill provides that such family member or descendant may prove kinship to the court through official documentation or nonofficial documentation, such as obituaries, family Bibles or other documents with family signatures, journals or letters of the deceased person interred on the private property, family photographs, or other documentation deemed by the court to be reliable. The bill requires, upon satisfactory showing of proof of kinship, a private property owner to allow such family member or descendant, within two generations of immediate family descent, reasonable access to the property for the purpose of interment.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary

8. Fiscal Implications: The Courts anticipate that any action taken as a result of this bill will fall within the normal course of business and not create any additional fiscal impact.

The Department of Professional and Occupational Regulation's Cemetery Board does not regulate private family cemeteries, so this bill would not create any additional enforcement responsibilities. Any increase in individuals contacting the Board with questions or complaints related to the bill can be absorbed within existing resources.

9. Specific Agency or Political Subdivisions Affected: Courts; Department of Professional and Occupational Regulation

10. Technical Amendment Necessary: No

11. Other Comments: None