

AMENDED IN SENATE JUNE 13, 2011

AMENDED IN ASSEMBLY MAY 9, 2011

AMENDED IN ASSEMBLY APRIL 28, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 966

Introduced by Assembly Member Yamada

February 18, 2011

An act to add Section 9063.7 to the Health and Safety Code, relating to cemetery districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 966, as amended, Yamada. Public cemetery districts: nonresident burial.

The Public Cemetery District Law specifies the procedures for the formation of public cemetery districts, procedures for the selection of the district board of trustees and officers, and the powers and duties of the board. That law limits interments in public cemetery district cemeteries to residents of the district and nonresidents who meet specified criteria.

This bill would allow the Davis Cemetery District to inter, in a specified section of the cemetery, nonresidents if specified conditions are met.

This bill would make legislative findings and declarations as to the necessity of a special statute for Davis Cemetery District.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9063.7 is added to the Health and Safety
2 Code, to read:
3 9063.7. Notwithstanding Section 9060, the Davis Cemetery
4 District may use its cemetery at 820 Pole Line Road, Davis, for
5 up to a total of 500 interments, for interment in the ground of any
6 person who is not a resident *or a property taxpayer* of the district
7 if all of the following apply:
8 (a) The board of trustees determines that the cemetery has
9 adequate space for the foreseeable future.
10 (b) The district has an endowment care fund that requires at
11 least the minimum payment set pursuant to Section 9065.
12 (c) The district requires the payment of a nonresident fee set
13 pursuant to Section 9068.
14 SEC. 2. The Legislature finds and declares that a special law
15 is necessary and that a general law cannot be made applicable
16 within the meaning of Section 16 of Article IV of the California
17 Constitution because of the unique disparity between the population
18 of the Davis Cemetery District and the availability of cemetery
19 plots.