

ASSEMBLY BILL

No. 1593

Introduced by Assembly Member Dahle

February 3, 2014

An act to amend Section 9063.9 of the Health and Safety Code, relating to public cemetery districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1593, as introduced, Dahle. Public cemetery districts: Auburn Public Cemetery District.

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. Existing law also permits interments of nonresidents in designated public cemetery districts, under certain circumstances.

This bill would authorize the Auburn Public Cemetery District in Placer County to use their cemeteries for up to a total of 400 interments each, not to exceed 40 interments each per calendar year, to inter nonresidents and nonproperty taxpayers, if specified conditions are met.

This bill would make legislative findings and declarations as to the necessity of a special statute for Placer County.

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 9063.9 of the Health and Safety Code is
 2 amended to read:
 3 9063.9. Notwithstanding Sections 9060 and 9061, the
 4 Cottonwood Cemetery District in Shasta County, the Anderson
 5 Cemetery District in Shasta County, the Kern River Valley
 6 Cemetery District in Kern County, ~~and~~ the Silveyville Cemetery
 7 District in Solano County, *and the Auburn Public Cemetery District*
 8 *in Placer County* may use their cemeteries for up to a total of 400
 9 interments each, not to exceed 40 interments each per calendar
 10 year, for interment in the ground or a columbarium of any person
 11 who is not a resident or a property taxpayer of any cemetery
 12 district, and who does not qualify for that interment pursuant to
 13 Section 9061, if all of the following apply:
 14 (a) The board of trustees determines that the district’s cemetery
 15 has adequate space for the foreseeable future.
 16 (b) The district has an endowment care fund that requires a
 17 contribution for every interment of at least the minimum amount
 18 set pursuant to Sections 8738 and 9065.
 19 (c) The district requires the payment of a nonresident fee set
 20 pursuant to Section 9068.
 21 SEC. 2. The Legislature finds and declares that a special law
 22 is necessary and that a general law cannot be made applicable
 23 within the meaning of Section 16 of Article IV of the California
 24 Constitution because of the unique circumstances of the Auburn
 25 Public Cemetery District.

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