

1-1 By: King of Uvalde (Senate Sponsor - Zaffirini) H.B. No. 2732
 1-2 (In the Senate - Received from the House April 17, 2023;
 1-3 April 18, 2023, read first time and referred to Committee on Local
 1-4 Government; May 15, 2023, reported favorably by the following
 1-5 vote: Yeas 7, Nays 0; May 15, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Springer	X			
1-9 Eckhardt			X	
1-10 Gutierrez			X	
1-11 Hall	X			
1-12 Nichols	X			
1-13 Parker	X			
1-14 Paxton	X			
1-15 West	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to cemeteries in certain municipalities.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 711.008, Health and Safety Code, is
 1-22 amended by amending Subsection (a) and adding Subsection (m) to
 1-23 read as follows:

1-24 (a) Except as provided by Subsections (b), (f), (g), (g-1),
 1-25 (g-2), (h), ~~and~~ (k), and (m), an individual, corporation,
 1-26 partnership, firm, trust, or association may not establish or
 1-27 operate a cemetery, or use any land for the interment of remains,
 1-28 located:

1-29 (1) in or within one mile of the boundaries of a
 1-30 municipality with a population of 5,000 to 25,000;

1-31 (2) in or within two miles of the boundaries of a
 1-32 municipality with a population of 25,000 to 50,000;

1-33 (3) in or within three miles of the boundaries of a
 1-34 municipality with a population of 50,000 to 100,000;

1-35 (4) in or within four miles of the boundaries of a
 1-36 municipality with a population of 100,000 to 200,000; or

1-37 (5) in or within five miles of the boundaries of a
 1-38 municipality with a population of at least 200,000.

1-39 (m) Not later than September 1, 2024, an organized religious
 1-40 society or sect may file a written application with the governing
 1-41 body of a municipality to establish or use a cemetery within the
 1-42 boundaries of the municipality. The municipality by ordinance
 1-43 shall prescribe the information to be included on the application.
 1-44 The governing body by ordinance may authorize the establishment or
 1-45 use of the cemetery if the municipality determines and states in the
 1-46 ordinance that the establishment or use does not adversely affect
 1-47 public health, safety, and welfare. This subsection applies only
 1-48 to a municipality with a population of 200,000 or more located in a
 1-49 county with a population of less than 300,000 that is adjacent to
 1-50 this state's international border with Mexico.

1-51 SECTION 2. This Act takes effect September 1, 2023.

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