

1-1 By: Duncan S.B. No. 1103  
1-2 (In the Senate - Filed February 24, 2009; March 13, 2009,  
1-3 read first time and referred to Committee on Intergovernmental  
1-4 Relations; April 6, 2009, reported favorably by the following  
1-5 vote: Yeas 4, Nays 0; April 6, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the use of a perpetual trust fund for a cemetery by  
1-9 certain municipalities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 713.008, Health and Safety Code, is  
1-12 amended to read as follows:

1-13 Sec. 713.008. TERMINATION OF MUNICIPAL TRUST BY CERTAIN  
1-14 MUNICIPALITIES. The governing body of a municipality in a county  
1-15 with a population of at least 128,000 but not more than 300,000  
1-16 [~~133,000~~] may abolish the municipality's perpetual trust fund for a  
1-17 cemetery and use the fund, including both principal and interest,  
1-18 for permanent improvements to the cemetery.

1-19 SECTION 2. This Act takes effect immediately if it receives  
1-20 a vote of two-thirds of all the members elected to each house, as  
1-21 provided by Section 39, Article III, Texas Constitution. If this  
1-22 Act does not receive the vote necessary for immediate effect, this  
1-23 Act takes effect September 1, 2009.

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