

AN ACT

relating to the state cemetery.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 2165.256, Government Code, is amended by adding Subsection (b-1) and amending Subsection (d) to read as follows:

(b-1) Notwithstanding Subsection (b), the property other than the property described as Lot No. 5, Division B, City of Austin, Travis County, Texas, is no longer dedicated for cemetery purposes as part of the State Cemetery as provided by that subsection if, not later than December 31, 2014:

(1) the State Cemetery Committee:

(A) makes affirmative findings that:

(i) the property is no longer needed for cemetery purposes;

(ii) proceeds from a real property transaction involving the property described by this subsection will be used to further the goals of the State Cemetery Committee, including capital improvements or major repairs or renovations to the State Cemetery, or for a purpose described by Subsection (p); and

(iii) concerns expressed by residents of neighborhoods in the vicinity of the property have been considered and that efforts have been made to address those concerns; and

1 (B) expressly consents by a majority vote of the
2 committee to remove the dedication; and

3 (2) the chair of the State Cemetery Committee files in
4 the deed records of Travis County and submits for publication in the
5 Texas Register a document indicating that the dedication is
6 removed.

7 (d) Persons eligible for burial in the State Cemetery are:

8 (1) a former member of the legislature or a member who
9 dies in office;

10 (2) a former elective state official or an elective
11 state official who dies in office;

12 (3) a former state official or a state official who
13 dies in office who has been appointed by the governor and confirmed
14 by the senate and who served at least 10 [~~12~~] years in the office to
15 which appointed;

16 (4) a person specified by a governor's proclamation,
17 subject to review and approval by the committee under Subsection
18 (e);

19 (5) a person specified by a concurrent resolution
20 adopted by the legislature, subject to review and approval by the
21 committee under Subsection (e); and

22 (6) a person specified by order of the committee under
23 Subsection (e).

24 SECTION 2. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1871 passed the Senate on May 13, 2013, by the following vote: Yeas 28, Nays 2; and that the Senate concurred in House amendments on May 24, 2013, by the following vote: Yeas 28, Nays 3.

Secretary of the Senate

I hereby certify that S.B. No. 1871 passed the House, with amendments, on May 21, 2013, by the following vote: Yeas 144, Nays 1, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor