

BILL ANALYSIS

Senate Research Center
86R4670 EAS-F

H.B. 2812
By: Morrison (Kolkhorst)
Health & Human Services
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Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

It has come to the state's attention that more municipalities need the authority to abolish their respective perpetual trust fund for a cemetery in order to use that fund, including principal and interest, for permanent improvements to a cemetery. H.B. 2812 will provide this authority to additional municipalities.

H.B. 2812 amends current law relating to the use by certain municipalities of a perpetual trust fund for a cemetery.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 713.008, Health and Safety Code, as follows:

Sec. 713.008. TERMINATION OF MUNICIPAL TRUST BY CERTAIN MUNICIPALITIES. (a) Creates this subsection from existing text and makes nonsubstantive changes. Provides that this section applies to the governing body of a municipality in a county with a population of:

(1) creates this subdivision from existing text and makes a nonsubstantive change; or

(2) at least 20,000 but not more than 21,000.

(b) Creates this subsection from existing text. Authorizes the governing body of a municipality to which this section applies to abolish the municipality's perpetual trust fund for a cemetery and use the fund, including both principal and interest, for permanent improvements to the cemetery, rather than authorizing the governing body of a municipality in a county with a population of a least 128,000 but not more than 300,000 to abolish the fund for a cemetery and use the fund, including both principal and interest, for permanent improvements to the cemetery.

SECTION 2. Effective date: September 1, 2019.