

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

HOUSE BILL NO. 2410

By: Dank

AS INTRODUCED

An Act relating to burials; amending 8 O.S. 1991, Section 1a, which relates to burial charges; requiring that written notification about grave opening and closing be provided to purchasers of cemetery lots; amending 11 O.S. 1991, Section 26-107, which relates to powers and duties of cemetery trustees; requiring fixing of prices in compliance with certain statute; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 8 O.S. 1991, Section 1a, is amended to read as follows:

Section 1a. Every cemetery in this state shall have the power to establish and impose reasonable charges for the burial of persons in the cemetery, unless prohibited by law. Failure to pay such charges shall be a misdemeanor and upon conviction be punishable by a fine of not less than Two Hundred Fifty Dollars (\$250.00) nor more than Five Hundred Dollars (\$500.00). Every cemetery in this state, upon the sale of a cemetery lot, shall provide written notification to the purchaser that the cost for opening and closing a grave is separate and that the cost for opening and closing a grave is in

addition to the purchase cost of the cemetery lot. The provisions of this section shall not authorize a cemetery other than those cemeteries owned, maintained or operated by municipalities in this state to impose additional charges not specifically authorized by written contract upon any person for burial if ~~said~~ the cemetery has already sold the cemetery lot where ~~such~~ the burial is to occur.

SECTION 2. AMENDATORY 11 O.S. 1991, Section 26-107, is amended to read as follows:

Section 26-107. The board of cemetery trustees shall have charge of and control of the municipal cemetery, and shall be authorized to:

1. Make rules and regulations governing the management, improvement and establishment of the cemetery;
2. Fix the price for which lots shall be sold ~~or~~;
3. Fix the price for which an interment shall be made in compliance with Section 1a of Title 8 of the Oklahoma Statutes; and
- ~~3.~~ 4. Appoint all officers necessary for the control and management of cemeteries, including a cemetery superintendent, subject to the approval of the municipal governing body.

SECTION 3. This act shall become effective November 1, 1996.

45-2-7992

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