

By: \_\_\_\_\_

H.B No. \_\_\_\_\_

A BILL TO BE ENTITLED

1 AN ACT

2 relating to cemeteries in certain municipalities.

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

4 SECTION 1. Section 711.008(a), Health and Safety Code, is  
5 amended to read as follows:

6 (a) Except as provided by Subsections (b), (f), (g), (g-1), (h),  
7 ~~and~~ (k), and (l) an individual, corporation, partnership, firm,  
8 trust, or association may not establish or operate a cemetery, or  
9 use any land for the interment of remains, located:

10 SECTION 2. Section 711.008 (l), Health and Safety Code, is  
11 amended to read as follows:

(1) Not later than December 1, 2022, an individual, corporation, partnership, firm, trust, or association may file a written application with the governing body of a municipality that has a population of at least 75,000 and not more than 100,000 and that is located in a county with a population of at least 140,000 and not more than 180,000, to establish or use a cemetery located within the legal boundaries of the municipality. The municipality by ordinance shall prescribe the information to be included in the application. The governing body by ordinance may authorize the establishment or use of the cemetery if the municipality determines and states in the ordinance that the establishment or use of the cemetery does not adversely affect public health, safety, and welfare.

SECTION 3. This Act takes effect September 1, 2021.