



SENATE BILL 379: Cemeteries Located on State Property

2015-2016 General Assembly

Committee:

Introduced by:

Analysis of: S.L. 2015-285

Date:

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SUMMARY: *S.L. 2015-285 requires each State agency to identify and inventory all known cemeteries on State lands allocated to that agency, and provide that inventory listing to the State Property Office and the Department of Cultural Resources; and authorizes State agencies to allow family members or other interested persons to maintain cemeteries.*

This act became effective October 22, 2015.

CURRENT LAW: Current State laws governing archaeological resources, including graves, are governed by Chapter 70 of the General Statutes.

BILL ANALYSIS:

Section 1 enacts new G.S. 70-21, concerning cemeteries on State lands.

This section:

- Requires the head of each State agency to identify and inventory all known cemeteries on State-owned property allocated to that agency, and provide that inventory listing to the State Property Office and the Department of Cultural Resources.
- Provides that State agencies would not be required to provide State funds to maintain the cemeteries, unless required by law, directed by court order, or if necessary to correct a known safety hazard.
- Authorizes State agencies to allow family members or other interested persons to maintain cemeteries, including erecting signs, fencing, grave markers, monuments, and tombstones with the designated boundaries of the cemetery, if such activity does not create a safety hazard to the public. Approval from the agency is necessary prior to any actions by the family member or interested person, and responsible for any expense incurred by their activity.

EFFECTIVE DATE: This act became effective October 22, 2015.

