



February 8, 2012

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## ENGROSSED HOUSE BILL No. 1034

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DIGEST OF HB 1034 (Updated February 7, 2012 11:30 am - DI 106)

**Citations Affected:** IC 23-14.

**Synopsis:** Historic cemeteries. Expands the qualifications of a cemetery that is eligible to be maintained by the county cemetery commission to include cemeteries that were established before 1875 or contain a Civil War veteran. Provides that evidence that a cemetery is the burial ground for a Civil War veteran must be presented to the county cemetery commission.

**Effective:** July 1, 2012.

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### McMillin, Clere, Saunders

(SENATE SPONSOR — PAUL)

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January 9, 2012, read first time and referred to Committee on Local Government.  
January 12, 2012, reported — Do Pass.  
January 25, 2012, read second time, ordered engrossed. Engrossed.  
January 26, 2012, read third time, passed. Yeas 95, nays 0.

SENATE ACTION

February 1, 2012, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.  
February 7, 2012, reported favorably — Do Pass.

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EH 1034—LS 6319/DI 77+



February 8, 2012

Second Regular Session 117th General Assembly (2012)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2011 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1034

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 23-14-67-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. **(a)** This chapter  
3 applies to ~~cemeteries~~ **a cemetery** that:

4 (1) ~~are~~ **is** without funds or sources of funds for reasonable  
5 maintenance;

6 (2) ~~have~~ **has** suffered neglect and deterioration;

7 (3) may be the burial grounds for ~~an~~ **an** Indiana pioneer ~~leaders~~  
8 **leader** or ~~veterans~~ **veteran** of an American war, including the  
9 Revolutionary War; and

10 (4) ~~were~~ **either:**

11 (A) ~~was~~ **was** established before ~~1850~~ **1875**; or

12 (B) **is a burial ground for a veteran of the Civil War.**

13 **(b) A county cemetery commission shall determine if a cemetery**  
14 **is a burial ground for a veteran of the Civil War under subsection**  
15 **(a)(4)(B) based on evidence presented to the county cemetery**  
16 **commission from any of the following:**

17 (1) **The Indiana historical bureau established by IC 4-23-7-3.**

EH 1034—LS 6319/DI 77+



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- 1           **(2) The Indiana historical society established under IC 23-6-3.**
- 2           **(3) A historical society (as defined in IC 36-10-13-3).**
- 3           **(4) The Indiana Landmarks.**
- 4           **(5) The division of historic preservation and archeology of the**
- 5           **department of natural resources.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1034, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

NEESE, Chair

Committee Vote: yeas 8, nays 0.

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COMMITTEE REPORT

Madam President: The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred House Bill No. 1034, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1034 as printed January 13, 2012.)

STEELE, Chairperson

Committee Vote: Yeas 8, Nays 0.

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