
DIGEST

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HB 365 Original

2015 Regular Session

Jones

Abstract: Provides a process by which to clarify ambiguous ownership of interment spaces in a cemetery governed by the city of Franklin.

Proposed law, relative to a cemetery in Franklin, provides a procedure by which the city of Franklin may establish its ownership of unused interment spaces that may have been sold more than 100 years ago but for which there is no record of such a sale. If the city complies with the established procedures and no one shows evidence of ownership in such an interment space, proposed law provides that the city has ownership of the space and may sell it.

Proposed law requires the city of Franklin to search the public records and publish a public notice in its official journal, once a month for 12 consecutive months, attempting to locate owners of such spaces. Such notice shall:

- (1) Identify the interment spaces, either individually or by description of the general area of the cemetery where multiple spaces are located.
- (2) Include a statement that the right of interment in such a space may have been sold more than 100 years previously, but the city has no record of such a sale.
- (3) Indicate where a person who can show an ownership interest in such a space may present evidence of such ownership.
- (4) Specify a date after which the city will determine that it has full ownership of any unclaimed spaces and after which a previous owner will have no right to or interest in such a space.

Proposed law precludes all future claims to such interment spaces after compliance with the process provided in proposed law.

(Adds R.S. 8:308.1)