

FIRST REGULAR SESSION

# SENATE BILL NO. 396

## 101ST GENERAL ASSEMBLY

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INTRODUCED BY SENATOR BRATTIN.

1820S.01I

ADRIANE D. CROUSE, Secretary

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### AN ACT

To amend chapter 253, RSMo, by adding thereto one new section relating to historic cemeteries.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 253, RSMo, is amended by adding thereto  
2 one new section, to be known as section 253.387, to read as  
3 follows:

253.387. 1. As provided in Article III, Section 48 of  
2 the Constitution of Missouri, the department of natural  
3 resources is hereby authorized to acquire by purchase, from  
4 funds appropriated or otherwise available to the department,  
5 or to acquire by gift, if such gift is unencumbered by any  
6 lien or mortgage, the Antioch Cemetery located at 2300  
7 Antioch Road, Clinton, Missouri, to be operated and  
8 maintained by the division of state parks within the  
9 department of natural resources.

10 2. In acquiring this cemetery, which may include both  
11 real and personal property, the department shall make  
12 adequate provisions for the proper care, maintenance, and  
13 safekeeping of the property. The department may contract  
14 for maintenance of the property.

15 3. The attorney general shall approve the form of the  
16 instrument of conveyance.

17 4. Upon acquisition of the property, the department  
18 shall allow for burials to continue in the same manner as  
19 they had been conducted prior to acquisition until all

20 burial plots have been purchased. The department shall  
21 charge no more than one hundred dollars per burial credited  
22 to the Antioch cemetery fund established in this section and  
23 shall not be liable for any additional costs associated with  
24 any burial.

25       5. (1) There is hereby created in the state treasury  
26 the "Antioch Cemetery Fund", which shall consist of gifts,  
27 bequests, and moneys donated or collected under this  
28 section. The state treasurer shall be custodian of the  
29 fund. In accordance with sections 30.170 and 30.180, the  
30 state treasurer may approve disbursements. The fund shall  
31 be a dedicated fund and, upon appropriation, moneys in the  
32 fund shall be used solely for the administration of this  
33 section.

34       (2) Notwithstanding the provisions of section 33.080  
35 to the contrary, any moneys remaining in the fund at the end  
36 of the biennium shall not revert to the credit of the  
37 general revenue fund.

38       (3) The state treasurer shall invest moneys in the  
39 fund in the same manner as other funds are invested. Any  
40 interest and moneys earned on such investments shall be  
41 credited to the fund.

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