

**HOUSE BILL No. 2597**

By Committee on Local Government

2-1

1 AN ACT concerning counties; designating Sedgwick county as an urban  
2 area; ***{concerning nonprofit cemetery corporations in certain urban***  
3 ***area counties;}*** amending K.S.A. ***{17-1312f and}*** 19-2654 and  
4 repealing the existing ~~section~~ ***{sections}***.  
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 19-2654 is hereby amended to read as follows: 19-  
8 2654. (a) The area comprising ~~the county of~~ Johnson county is hereby  
9 designated as an urban area as permitted by section 17 of article 2 of the  
10 constitution of the state of Kansas.

11 (b) *The area comprising Sedgwick county is hereby designated as an*  
12 *urban area as permitted by section 17 of article 2 of the constitution of the*  
13 *state of Kansas.*

14 ***{Sec. 2. K.S.A. 17-1312f is hereby amended to read as follows: 17-***  
15 ***1312f. The provisions of K.S.A. 17-1308, 17-1311, 17-1312, and 17-***  
16 ***1312a to through 17-1312e, inclusive, and amendments thereto, shall***  
17 ***apply to and be controlling upon every individual, firm, partnership or***  
18 ***other organization hereafter selling or conveying land for cemetery***  
19 ***purposes, and for this purpose the term "corporation," except where the***  
20 ***context clearly indicates a different meaning, shall mean and include***  
21 ***such individuals, firms, partnerships or organizations. The provisions of***  
22 ***this act shall not apply to: (a) Any municipality, corporation or quasi-***  
23 ***corporation within the state of Kansas which that is empowered to issue***  
24 ***bonds in payment of which taxes may be levied; or***

25 ***(b) any nonprofit organization formed primarily for religious***  
26 ***purposes and constituting an established church and which that sells or***  
27 ***conveys cemetery lots solely to the members of its own church or to***  
28 ***persons related by consanguinity, either lineal or collateral, by adoption,***  
29 ***or by marriage to any such member; or***

30 ***(c) any cemetery existing on March 1, 1968, located in a county***  
31 ***designated as urban, and owned and operated on said date by a nonprofit***  
32 ***organization owned and operated by a nonprofit corporation located in a***  
33 ***county designated as an urban area on or before March 1, 1968; or***

34 ***(d) any cemetery having a permanent maintenance fund of less***

1 ~~than ten thousand dollars (\$10,000) which~~ *\$10,000 that was organized*  
2 *prior to January 1, 1900, and* ~~which~~ *that has been maintained and*  
3 *operated continuously since such date.*

4 Sec. ~~2.~~ {3.} K.S.A. {17-1312f and} 19-2654 ~~is~~ {are} hereby repealed.

5 Sec. ~~3.~~ {4.} This act shall take effect and be in force from and after its  
6 publication in the ~~statute book~~ *Kansas register*.