

SENATE BILL No. 109

AN ACT concerning certain municipalities; relating to the transfer of certain property acquired for cemetery purposes; amending K.S.A. 19-3101 and 19-3103 and repealing the existing sections; also repealing K.S.A. 19-3102.

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

Section 1. K.S.A. 19-3101 is hereby amended to read as follows: 19-3101. *(a) The governing body of any city of the third class having a population of not less than 1,500 nor more than 2,200 located in a county having a population of not less than 3,000 nor more than 4,500 is hereby authorized and empowered to may donate and convey to the county in which such property is located any lands or property which it has acquired for cemetery purposes or which is now being used as a cemetery by such city. Such donation and conveyance shall be made by the passage of an ordinance by the governing body of such city. The board of county commissioners of any such county may accept such donation and conveyance by the adoption of a resolution by the board of county commissioners providing for such acceptance.*

*(b) The township board of any township may donate and convey to the county in which such property is located any lands or property which the township has acquired for cemetery purposes or which is now being used as a cemetery by such township. Such donation and conveyance shall be made by the adoption of a resolution by the township board. The board of county commissioners of any such county may accept such donation and conveyance by the adoption of a resolution by the board of county commissioners providing for such acceptance.*

Sec. 2. K.S.A. 19-3103 is hereby amended to read as follows: 19-3103. *Upon acceptance of such property by the board of county commissioners, all cemeteries and cemetery property donated and conveyed to the county under the provisions of K.S.A. 19-3101 and 19-3102 upon the acceptance of the same by the board of county commissioners, and amendments thereto, shall become the property of the county and shall be used for cemetery purposes. If at the time of the conveyance of any such cemetery lands or property to the county, any city or township shall have on hand any tax moneys which were levied for the purpose of paying for the maintenance and care of the cemetery so donated and conveyed, the governing body of such city or township shall pay the same into the county treasury for the benefit of the county to be general fund and shall be used for the same purposes as the tax levy authorized by K.S.A. 19-3105, and amendments thereto.*

Sec. 3. K.S.A. 19-3101, 19-3102 and 19-3103 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the SENATE, and passed that body

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SENATE concurred in  
HOUSE amendments \_\_\_\_\_

\_\_\_\_\_  
*President of the Senate.*

\_\_\_\_\_  
*Secretary of the Senate.*

Passed the HOUSE  
as amended \_\_\_\_\_

\_\_\_\_\_  
*Speaker of the House.*

\_\_\_\_\_  
*Chief Clerk of the House.*

APPROVED \_\_\_\_\_

\_\_\_\_\_  
*Governor.*