

1 A bill to be entitled
 2 An act relating to cemetery lands; amending s. 497.270,
 3 F.S.; revising provisions relating to the sale or
 4 disposition of cemetery lands to provide restrictions with
 5 respect to takings by eminent domain and the imposition of
 6 certain conditions for obtaining specified regulatory
 7 approval; providing an effective date.

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 9 Be It Enacted by the Legislature of the State of Florida:

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 11 Section 1. Subsections (6) and (7) are added to section
 12 497.270, Florida Statutes, to read:

13 497.270 Minimum acreage; sale or disposition of cemetery
 14 lands.--

15 (6) Except for road system, transportation corridor, or
 16 rights-of-way purposes, property dedicated for cemetery purposes
 17 and licensed under this part may not be taken by eminent domain
 18 if the area of property to be taken is 1 contiguous acre or
 19 greater in size, unless the taking entity determines in a public
 20 hearing that there are no reasonable alternatives except to use
 21 cemetery property for the project.

22 (7) A governmental entity may not require the transfer of
 23 property dedicated for cemetery purposes and licensed pursuant
 24 to part II as a condition of obtaining regulatory approval under
 25 this chapter.

26 Section 2. This act shall take effect July 1, 2008.