

2009926er

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2 An act relating to cemeteries; amending s. 497.260,  
3 F.S.; exempting from provisions governing cemeteries a  
4 columbarium consisting of 5 acres or less and located  
5 on the main campus of a state university; requiring a  
6 university or university direct-support organization  
7 that establishes the columbarium to ensure that it is  
8 constructed, kept, and maintained in a manner  
9 consistent with s. 497.260(2), F.S., and ch. 497,  
10 F.S.; amending ss. 497.005 and 497.606, F.S.; revising  
11 requirements for the material composition of cremation  
12 containers; providing an effective date.  
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14 Be It Enacted by the Legislature of the State of Florida:  
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16 Section 1. Paragraph (i) is added to subsection (1) of  
17 section 497.260, Florida Statutes, to read:

18 497.260 Cemeteries; exemption; investigation and  
19 mediation.—

20 (1) The provisions of this chapter relating to cemeteries  
21 and all rules adopted pursuant thereto shall apply to all  
22 cemeteries except for:

23 (i) A columbarium consisting of 5 acres or less which is  
24 located on the main campus of a state university as defined in  
25 s. 1000.21(6). The university or university direct-support  
26 organization, as defined in s. 1004.28(1), which establishes the  
27 columbarium shall ensure that the columbarium is constructed and  
28 perpetually kept and maintained in a manner consistent with  
29 subsection (2) and the intent of this chapter.

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30 Section 2. Paragraph (a) of subsection (22) of section  
31 497.005, Florida Statutes, is amended to read:

32 497.005 Definitions.—As used in this chapter:

33 (22) "Cremation container" means the casket or alternative  
34 container in which the human remains are transported to and  
35 placed in the cremation chamber for a cremation. A cremation  
36 container should meet substantially all of the following  
37 standards:

38 (a) Be composed of readily combustible or consumable  
39 materials suitable for cremation.

40 Section 3. Paragraph (h) of subsection (9) of section  
41 497.606, Florida Statutes, is amended to read:

42 497.606 Cinerator facility, licensure required; licensing  
43 procedures and criteria; license renewal; regulation.—

44 (9) REGULATION OF CINERATOR FACILITIES.—

45 (h) Each cinerator facility shall ensure that all  
46 alternative containers, cremation containers, or caskets used  
47 for cremation contain no amount of chlorinated plastics not  
48 authorized by the Department of Environmental Protection, that  
49 they also are composed of readily combustible or consumable  
50 materials suitable for cremation, able to be closed to provide a  
51 complete covering for the human remains, resistant to leakage or  
52 spillage, rigid enough for handling with ease, and able to  
53 provide for the health, safety, and personal integrity of the  
54 public and crematory personnel.

55 Section 4. This act shall take effect July 1, 2009.