

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE ADMINISTRATION OF A NONPROFIT CEMETERY CORPORATION BY PERSONS WHO OWN THE RIGHT TO BURY A DECEASED PERSON WITHIN THE CEMETERY.

Prime Sponsors: Representative McKinley
Senator Grantham

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Summary of Amendments Made to the Bill After the 02/23/12 Legislative Council Staff Revised Fiscal Note Was Prepared

None.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

Concurs **Does Not Concur** **Updated Analysis**

Amendments/Appropriation Status

The bill requires but does not contain an appropriation clause. Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$55,181 General Fund to the Department of Law for FY 2012-13.

Bill Sponsor Amendments

Sponsor amendment **L.005** (attached) narrows the scope of the Attorney General's involvement to cemetery corporations that may not be fulfilling the duties required by the bill as opposed to all of Article 47 of Title 7, C.R.S. The amendment also removes the requirement that the Attorney General enforce the provisions in district court. As indicated on page two of the Legislative Council Staff Memo, dated 02/23/12, regarding the fiscal assessment of amendment **L.004**, the amendment removes the fiscal impact identified in the revised fiscal note dated 02/23/12 (amendment **L.004** was prepared as a House Third Reading amendment; amendment **L.005** replaces **L.004** as a House Appropriations Committee amendment). **Therefore, if L.005 is adopted then J.001 should not be adopted.**

Points to Consider

None.