

FILED FEB 18 1990

LOCAL GOVERNMENT

SENATE FILE 2191

BY KIBBIE

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to the management of a city-owned cemetery.
 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2191

1 Section 1. Section 566.15, unnumbered paragraph 1, Code
2 1997, is amended to read as follows:

3 The board of supervisors, mayor and council, or other
4 elected governmental body, as the case may be, has the
5 authority to receive and invest all moneys and property,
6 donated or bequeathed, and that portion of cemetery lot sales
7 and permanent charges made against cemetery lots which have
8 been set aside in a perpetual care fund, in investments for
9 which they have exercised the judgment and care, under the
10 circumstances then prevailing, which persons of prudence,
11 discretion, and intelligence exercise in the management of
12 their affairs. The income from the investment shall be used
13 in caring for the property of the donor in any cemetery, or as
14 shall be provided in the terms of the gift or donations or
15 agreement for sale and purchase of a cemetery lot. For a
16 city-owned cemetery, the perpetual care fund shall have a
17 minimum balance of fifty thousand dollars. When the minimum
18 balance is achieved, a city may use the proceeds from the
19 sales of cemetery lots for the operation and maintenance of
20 the cemetery.

21 EXPLANATION

22 This bill provides that a city shall maintain a \$50,000
23 minimum balance in a perpetual care fund for each city-owned
24 cemetery. When the minimum balance is achieved, a city may
25 use the proceeds from the sales of cemetery lots for the
26 operation and maintenance of the cemetery.

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