



2020 South Dakota Legislature

House Bill 1116

Introduced by: **Representative Qualm**

1 **An Act to revise provisions regarding the use of perpetual care trust funds to**
 2 **maintain cemeteries.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1.** That § 9-32-20.1 be AMENDED:

5 **9-32-20.1. Perpetual care trust fund--Uses.**

6 Any municipality may expend a portion of the perpetual care trust fund to maintain
 7 the cemetery. However, only amounts in excess of fifty thousand dollars may be expended
 8 and used for cemetery purposes only. For expenditures in excess of five thousand dollars,
 9 notice of hearing shall be published twice, with the second notice not less than ten days
 10 in advance of the hearing.

11 For any municipality with fewer than five thousand in population, only amounts in
 12 excess of twenty-five thousand dollars may be expended and used solely for cemetery
 13 purposes. For expenditures in excess of two thousand five hundred dollars, notice of
 14 hearing shall be published twice, with the second notice not less than ten days in advance
 15 of the hearing.