

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 358

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Remains" insert "and Associated Funerary Objects"; in lines 6 and 15, in each instance, after "remains" insert "or associated funerary objects"; in lines 13 and 14, strike "certain provisions" and substitute "a certain provision"; and in line 14, after "authority;" insert "making stylistic changes; altering certain penalties;".

AMENDMENT NO. 2

On page 3, in line 6, after "REMAINS" insert "OR ASSOCIATED FUNERARY OBJECTS"; strike beginning with "SHALL" in line 9 down through "YEARS" in line 10 and substitute "ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$10,000 OR IMPRISONMENT IN THE PENITENTIARY FOR NOT MORE THAN 5 YEARS OR BOTH"; in line 13, after "REMAINS" insert "OR ASSOCIATED FUNERARY OBJECTS"; in line 22, after "(1)" insert "EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION,"; in line 23, after "TO" insert "PERMANENTLY"; in line 24, after "REMAINS" insert "OR ASSOCIATED FUNERARY OBJECTS"; in lines 24 and 25, strike "TO ALLOW ANOTHER PERMITTED USE IN THE STATE'S ATTORNEY'S JURISDICTION"; strike beginning with "AT" in line 28 down through "WEEKS" in line 29 and substitute "ONE TIME"; and in line 32, after "REMAINS" insert "OR ASSOCIATED FUNERARY OBJECTS".

AMENDMENT NO. 3

On page 4, in line 2, strike "LIBER-FOLIO" and substitute "LIBER AND FOLIO"; after line 5, insert:

"(4) FOR GOOD CAUSE THE STATE'S ATTORNEY MAY AUTHORIZE THE TEMPORARY RELOCATION OF HUMAN REMAINS OR ASSOCIATED FUNERARY OBJECTS FROM A BURIAL SITE NOTWITHSTANDING THE NOTICE REQUIREMENTS OF THIS SUBSECTION. IF THE PERSON REQUESTING THE AUTHORIZATION THEREAFTER

(Over)

INTENDS TO PERMANENTLY RELOCATE THE REMAINS, THE PERSON SHALL PROMPTLY PUBLISH THE NOTICE AS REQUIRED UNDER THIS SUBSECTION.”;

in lines 6, 8, 13, and 16, strike “(4)”, “(5)”, “(6)”, and “(7)”, respectively, and substitute “(5)”, “(6)”, “(7)”, and “(8)”, respectively; in lines 9 and 10, strike “BEGINNING WITH THE DATE OF THE THIRD SUCCESSIVE” and substitute “AFTER THE DATE OF THE”; and in lines 12, 15, and 18, in each instance, after “REMAINS” insert “OR ASSOCIATED FUNERARY OBJECTS”.

AMENDMENT NO. 4

On page 5, after line 12, insert:

“(A) (1) IN THIS SECTION, “ASSOCIATED FUNERARY OBJECT” MEANS AN ITEM OF HUMAN MANUFACTURE OR USE THAT IS INTENTIONALLY PLACED WITH HUMAN REMAINS AT THE TIME OF INTERMENT IN A BURIAL SITE OR PLACED LATER AS PART OF A DEATH RITE OR CEREMONY OF A CULTURE, RELIGION, OR GROUP.

(2) “ASSOCIATED FUNERARY OBJECT” INCLUDES ANY GRAVESTONE, MONUMENT, TOMB, OR OTHER STRUCTURE IN OR DIRECTLY ASSOCIATED WITH A BURIAL SITE.”;

in lines 13, 18, and 22, strike “(a)”, “(b)”, and “(c)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; in line 14, strike “any tomb, monument, gravestone,” and substitute “AN ASSOCIATED FUNERARY OBJECT”; in line 17, strike “\$5,000” and substitute “\$10,000”; in the same line, strike “3” and substitute “5”; in lines 22 and 27, in each instance, strike the bracket; in line 23, strike “monument, gravestone, or other marker” and substitute “ASSOCIATED FUNERARY OBJECT”; and in line 26, strike “, monuments, gravestone, or other marker is” and substitute “OR ASSOCIATED FUNERARY OBJECTS ARE”.