



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-0401/P2  
MPG:ahe

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1     **AN ACT to amend** 157.70 (2) (a) of the statutes; **relating to:** cataloging land  
2             contiguous to a burial site.

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***Analysis by the Legislative Reference Bureau***

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Study Committee on the Preservation of Burial Sites. It increases the minimum width of sufficient contiguous land that must be included surrounding a burial site and provides a new exception to the minimum width requirement.

For burial sites that are not located in a platted cemetery, current law requires the director of the historical society to include sufficient contiguous land necessary to protect a burial site from disturbance when recording a burial site in a catalog. Under current law, "sufficient contiguous land" means land that is within at least five feet from any part of a burial site. As a matter of practice, the director typically seeks to include an area of contiguous land that is within 15 feet from the burial site when recording a site in the catalog.

The bill amends the definition of "sufficient contiguous land" to increase the minimum width of such land to 10 feet. However, the bill provides an exception to the minimum width requirement in situations in which the director of the historical society

