

IC 14-21-3

Chapter 3. Recording Interests in Property Containing a Burial Ground or Cemetery

IC 14-21-3-1

Recording requirements

Sec. 1. (a) Before a person may record any interest in property on which a burial ground or cemetery is known to be located, the owner of the property must record the deed to the property in the recorder's office of the county where the property is located. The bottom portion of the deed must state in capital letters in bold type that the deed pertains to property on which a burial ground or cemetery is known to be located.

(b) The county auditor shall send a copy of the deed to:

- (1) the department; and
- (2) the local cemetery board, or if no local cemetery board exists, to the county commissioners;

not later than thirty (30) days after the deed is recorded under subsection (a).

As added by P.L.46-2000, SEC.11.

IC 14-21-3-2

Effect on other recording requirements

Sec. 2. The recording that this chapter requires is in addition to any recording that may be required by IC 23-14-34-1.

As added by P.L.46-2000, SEC.11.

IC 14-21-3-3

Violations

Sec. 3. A person who violates section 1 of this chapter commits a Class C infraction.

As added by P.L.46-2000, SEC.11. Amended by P.L.195-2014, SEC.15.

IC 14-21-3-4

Confidentiality of information

Sec. 4. Nothing in this chapter may be construed to authorize violation of the confidentiality of information requirements of 16 U.S.C. 470(w) and 16 U.S.C. 470(h)(h).

As added by P.L.46-2000, SEC.11.

IC 14-21-3-5

Exceptions

Sec. 5. This chapter does not apply to the following:

- (1) A public utility (as defined in IC 8-1-2-1(a)).
- (2) A corporation organized under IC 8-1-13.
- (3) A municipally owned utility (as defined in IC 8-1-2-1(h)).
- (4) Property that has been subject to bonding or other financial assurances released by the appropriate governmental agency after compliance with applicable state laws.

As added by P.L.46-2000, SEC.11.