

By: Senator(s) Doxey

To: Judiciary, Division A

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2476

1 AN ACT TO CREATE A RIGHT OF ACCESS TO VISIT A CEMETERY OR
2 PRIVATE BURIAL GROUNDS FOR WHICH NO PUBLIC INGRESS OR EGRESS IS
3 AVAILABLE; TO LIMIT THE LIABILITY OF LANDOWNERS REQUIRED TO CEDE
4 ACCESS; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** (1) Any person who wishes to visit a cemetery or
7 private burial grounds for which no public ingress or egress is
8 available shall have the right to reasonable ingress and egress
9 for the purpose of visiting the cemetery or private burial grounds
10 for family or genealogical research purposes only. This right of
11 access extends only to visitation during reasonable hours. The
12 owner shall be given a written notice by the person seeking entry
13 at least two (2) days before the desired entry.

14 (2) The owner or owners of the lands surrounding the
15 cemetery or private burial grounds may designate the routes of
16 reasonable ingress and egress.

17 (3) Any person exercising the right to visit a cemetery or
18 private burial grounds shall be considered a licensee as opposed
19 to an invitee for purposes of determining liability of the
20 landowner.

21 **SECTION 2.** This act shall take effect and be in force from
22 and after July 1, 2007.