

2 **SHB 2874** - S COMM AMD
3 By Committee on Ways & Means

4 ADOPTED 3/6/92

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 68.50.160 and 1943 c 247 s 29 are each amended to
8 read as follows:

9 The right to control the disposition of the remains of a deceased
10 person, unless other directions have been given by the decedent, vests
11 in, and the duty of (~~(interment)~~) disposition and the liability for the
12 reasonable cost of (~~(interment)~~) preparation, care, and disposition of
13 such remains devolves upon the following in the order named:

- 14 (1) The surviving spouse.
15 (2) The surviving children of the decedent.
16 (3) The surviving parents of the decedent.

17 The liability for the reasonable cost of (~~(interment)~~) preparation,
18 care, and disposition devolves jointly and severally upon all kin of
19 the decedent hereinbefore mentioned in the same degree of kindred and
20 upon the estate of the decedent."

21 "Sec. 2. RCW 74.08.120 and 1987 c 75 s 39 are each amended to read
22 as follows:

23 The term "funeral" shall mean the mortuary services needed for the
24 proper preparation, (~~((transportation within the local service area~~
25 defined by the department,)) preservation, and care of the remains of
26 a deceased person with needed facilities and appropriate memorial
27 services. "Transportation" shall mean transport of a body from place

1 of death to mortuary and transportation to place of disposition, within
2 the service area defined by the department. ((~~"Burial"~~)) "Disposition"
3 includes necessary costs of a ((~~lot~~)) burial and cemetery plot or
4 cremation and disposition site, and all services related to interment
5 and the ((~~customary~~)) minimal memorial marking of a grave.

6 The department is hereby authorized to assume responsibility for
7 payment for the funeral, transportation, and ((~~burial~~)) disposition of
8 deceased persons dying without assets sufficient to pay for the minimum
9 standard ((~~funeral~~)) services herein provided: PROVIDED, HOWEVER, That
10 the secretary may furnish funeral assistance for deceased recipients if
11 they leave assets to a surviving spouse and/or to minor children and if
12 the assets are resources permitted to be owned by or available to an
13 eligible applicant or recipient under RCW 74.04.005, and the department
14 shall thereby have a lien against said assets as provided in RCW
15 43.20B.120. If the deceased person is survived by a spouse or is a
16 minor child survived by his parent or parents, the department may take
17 into consideration the assets of such surviving spouse, parent, or
18 parents in determining whether or not the department will assume
19 responsibility for the funeral, or disposition costs.

20 The department shall not pay more than cost for a minimum standard
21 service rendered by each vendor. Payments to the funeral director and
22 to the cemetery or crematorium will be made by separate vouchers. The
23 standard of such services and the uniform amounts to be paid shall be
24 determined by the department after giving due consideration to such
25 advice and counsel as it shall obtain from the trade associations of
26 the various vendors and related state departments, agencies, and
27 commissions. Payment made for any funeral, transportation, or burial
28 service by relatives, friends, or any other third party above a
29 donation level established by the department shall be subtracted from
30 the payment made by the department."

1 "NEW SECTION. **Sec. 3.** A new section is added to chapter 74.08 RCW
2 to read as follows:

3 If the deceased person is an adult and is survived by a parent or
4 parents, or children, the department may take into consideration the
5 assets of such parent, parents, or children in determining whether or
6 not the department will assume responsibility for the funeral,
7 transportation, or disposition costs."

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11 On page 1, line 1 of the title, after "person;" strike the
12 remainder of the title and insert "amending RCW 68.50.160 and
13 74.08.120; and adding a new section to chapter 74.08 RCW."