



March 12, 1999

**ENGROSSED
SENATE BILL No. 450**

DIGEST OF SB450 (Updated February 2, 1999 2:34 pm - DI 84)

Citations Affected: IC 10-5.

Synopsis: Grave markers for veterans. Increases the amount provided by a county from \$30 to not more than \$100 to cover the cost of setting a grave marker provided by the federal government for a person who served as a member of the armed forces of the United States. Requires a person who will set a grave marker to disclose to the person who is having the grave marker set: (1) the price of the least expensive installation procedure for setting the grave marker and what is included in that price; and (2) the prices of any other installation procedures or options that are available.

Effective: January 1, 2000.

Alting, Smith S, Waterman, Clark

(HOUSE SPONSORS — BAILEY, SCHOLER, KLINKER)

January 13, 1999, read first time and referred to Committee on Public Policy.
January 28, 1999, amended, reported favorably — Do Pass.
February 1, 1999, read second time, ordered engrossed. Engrossed.
February 2, 1999, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

March 3, 1999, read first time and referred to Committee on Agriculture, Natural Resources and Rural Development.
March 11, 1999, reported — Do Pass.

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March 12, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

ENGROSSED SENATE BILL No. 450

A BILL FOR AN ACT to amend the Indiana Code concerning state police, civil defense and military affairs.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 10-5-3-1 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JANUARY 1, 2000]: Sec. 1. (a) Whenever any person,
3 male or female, who has heretofore served, or who may hereafter serve,
4 as a member of the armed forces of the United States as a soldier,
5 sailor, or marine in the army, air force, or navy of the United States, or
6 as a member of the women's components thereof, resident of any
7 county of this state, and who, while a member of the armed forces and
8 before discharge therefrom, or, who after receiving an honorable
9 discharge therefrom, or the wife or widow, the husband or widower of
10 any such member of the armed forces of the United States, resident of
11 any county of this state, has died or shall hereafter die, upon claim
12 being filed by an interested person with the board of commissioners of
13 the county of the residence of such deceased person, stating the fact of
14 such service, death, and discharge, if discharged from such service
15 prior to death, and that the body has been buried in a decent and
16 respectable manner, in a cemetery or burial ground, such board of

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1 commissioners shall hear and determine such claim, like other claims,
 2 filed for allowance by them, and if the facts averred are found to be
 3 true, as a tribute of respect due such member of the armed forces, shall
 4 make allowance of such claim in a sum not exceeding one hundred
 5 dollars (\$100) for service rendered and material furnished in care of
 6 such body and where necessary an amount not to exceed twenty-five
 7 dollars (\$25) for a place of burial of such body.

8 (b) Only one (1) claim shall be allowed for any decedent, who
 9 qualifies under this chapter, and the total sum of the claim filed and for
 10 which allowances shall be made whether it be for service rendered and
 11 material furnished or service rendered, material furnished, and place
 12 for burial furnished shall not exceed one hundred dollars (\$100).
 13 ~~Provided, That~~ **However**, should the federal government provide a
 14 marker for the grave of any such person, the board of commissioners
 15 shall make a further allowance of ~~thirty not more than one hundred~~
 16 dollars ~~(\$30.00)~~ **(\$100)** for the setting of such marker. ~~Provided further,~~
 17 ~~That~~ Any sum of money expended by any county under the provisions
 18 of this chapter shall be considered as a gift, and no persons for and on
 19 behalf of the state of Indiana or any of its political subdivisions shall be
 20 authorized to file a claim for a lump sum death benefit, with the federal
 21 social security administration claiming reimbursement for any sum of
 22 money so expended.

23 (c) **Before a person who will set a grave marker provided by the**
 24 **federal government as described in subsection (b) enters into a**
 25 **contract to set the grave marker with a person who receives the**
 26 **grave marker from the federal government, or the person's**
 27 **representative, the person who will set the grave marker must**
 28 **disclose the following information to the person who receives the**
 29 **grave marker, or the person's representative:**

30 (1) **The price of the least expensive installation procedure that**
 31 **the person who will set the grave marker will charge for**
 32 **setting the grave marker and a description of the goods and**
 33 **services included in the procedure.**

34 (2) **The prices of any other installation procedures or options**
 35 **that may be performed or provided by the person who will set**
 36 **the grave marker and a description of the goods and services**
 37 **included in the procedures or options.**



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SENATE MOTION

Mr. President: I move that Senators Smith S and Waterman be added as coauthors of Senate Bill 450.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Public Policy, to which was referred Senate Bill No. 450, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 14, after "thirty" insert "**not more than**".

Page 2, delete lines 22 through 42, begin a new paragraph and insert:

"(c) Before a person who will set a grave marker provided by the federal government as described in subsection (b) enters into a contract to set the grave marker with a person who receives the grave marker from the federal government, or the person's representative, the person who will set the grave marker must disclose the following information to the person who receives the grave marker, or the person's representative:

(1) The price of the least expensive installation procedure that the person who will set the grave marker will charge for setting the grave marker and a description of the goods and services included in the procedure.

(2) The prices of any other installation procedures or options that may be performed or provided by the person who will set the grave marker and a description of the goods and services included in the procedures or options."

Delete page 3.

and when so amended that said bill do pass.

(Reference is to SB 450 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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SENATE MOTION

Mr. President: I move that Senator Clark be added as coauthor of Senate Bill 450.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Senate Bill 450, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

LYTLE, Chair

Committee Vote: yeas 8, nays 0.

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