

IC 12-14-6

Chapter 6. Temporary Assistance for Needy Families; Funeral and Cemetery Expenses

IC 12-14-6-0.1

Application of certain amendments to chapter

Sec. 0.1. The amendments made to sections 3 and 4 of this chapter by P.L.118-1997 do not apply to an individual whose death occurs before July 1, 1997.

As added by P.L.220-2011, SEC.260.

IC 12-14-6-1

Funeral director's expense payments

Sec. 1. (a) This section applies upon the death of either of the following:

- (1) A recipient who is receiving assistance as a dependent child.
- (2) A parent of the recipient.

(b) Unless otherwise determined by the director, the division shall pay six hundred dollars (\$600) for the funeral director's expenses of the decedent if the following conditions exist:

- (1) The estate of the deceased is insufficient to pay the funeral director's expenses.
- (2) The person legally responsible for the burial of the deceased is unable to pay the funeral director's expenses.

As added by P.L.2-1992, SEC.8. Amended by P.L.4-1993, SEC.77; P.L.5-1993, SEC.90; P.L.273-1999, SEC.83.

IC 12-14-6-2

Cemetery expenses payment

Sec. 2. Unless otherwise determined by the director, in addition to the amount paid under section 1 of this chapter, not more than four hundred dollars (\$400) shall be paid for the cemetery's expenses for the following:

- (1) To cover provision of burial rights if necessary.
- (2) Opening and closing a burial plot and provision of an outer container.
- (3) Service required by the cemetery authorities.

As added by P.L.2-1992, SEC.8. Amended by P.L.273-1999, SEC.84.

IC 12-14-6-3

Contributions excluded in determining amount paid to funeral director

Sec. 3. An amount not exceeding a combined total of seven hundred fifty dollars (\$750) that is contributed by:

- (1) friends;
- (2) relatives; and
- (3) the resources of the deceased;

may not be considered when determining the amount to be paid to the funeral director for expenses under this chapter. However, the resources of the deceased may not be used if the deceased has

prepaid funeral expenses that were excluded as a resource for Medicaid eligibility under IC 12-15-2.

As added by P.L.2-1992, SEC.8. Amended by P.L.118-1997, SEC.1.

IC 12-14-6-4

Contributions excluded in determining cemetery expenses payment

Sec. 4. An amount not exceeding a combined total of two hundred dollars (\$200) that is contributed by:

- (1) friends;
- (2) relatives; and
- (3) the resources of the deceased;

may not be considered when determining the amount to be paid to the cemetery for expenses under this chapter. However, the resources of the deceased may not be used if the deceased has prepaid funeral expenses that were excluded as a resource for Medicaid eligibility under IC 12-15-2.

As added by P.L.2-1992, SEC.8. Amended by P.L.118-1997, SEC.2.

IC 12-14-6-5

Sworn claims indicating expenses; filing

Sec. 5. The funeral director and the cemetery representative shall file a sworn claim with the division indicating expenses incurred due to the death of a recipient.

As added by P.L.2-1992, SEC.8. Amended by P.L.4-1993, SEC.78; P.L.5-1993, SEC.91; P.L.273-1999, SEC.85.