

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

72

By: Senator Jewell

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 23-78-112 TO PROVIDE AN OPTION TO ALLOW FOR THE PAYMENT OF CASH IN LIEU OF BENEFITS UNDER A CERTIFICATE ISSUED BY BURIAL ASSOCIATION; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 23-78-112 is hereby amended to read as follows:

" 23-78-112. Certificate for benefits - Issuance.

(a) No burial association shall issue a certificate for benefits for any member in excess of two thousand five hundred dollars (\$2,500), and no certificate shall provide for free service, merchandise, or supplies in addition to the amount of benefits set forth in the certificate.

(b) If other than the contract funeral home performs the funeral service, the benefit shall be paid to that licensed funeral home on the basis of one hundred percent (100%) of the face amount of the certificate, in cash.

(c) The member holding the certificate or any person designated in writing by the member may elect to receive one hundred percent (100%) of the face amount of the certificate in cash in lieu of benefits provided under subsection (a) or (b) of this section. The election must be made in writing and may be made at any time."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are

hereby repealed.