

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 78

Short Title: Clarify Funeral Benefits.

(Public)

Sponsors: Representative Mercer.

Referred to: Judiciary I.

February 18, 1991

A BILL TO BE ENTITLED

AN ACT TO CLARIFY FUNERAL BENEFITS PROVIDED BY ALL BURIAL
ASSOCIATIONS OPERATING IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of G.S. 143B-472.3 reads as rewritten:

"Article 2. The objects and purposes for which this association is formed and the purposes for which it has been organized, and the methods and plan of operation of this association shall be to provide a plan for each member of this association for the payment of one funeral benefit for each member, which ~~benefit~~ shall consist of a funeral benefit in cash or merchandise and service, with no free embalming or free ambulance service included in ~~such benefits~~ this benefit. No other free service or any other thing free shall be held out, promised or furnished, in any case. Such funeral benefit shall be in the amount of one hundred dollars (\$100.00) of cash or merchandise and service, without free embalming or free ambulance service, for persons of the age of 10 years and over, or in the amount of fifty dollars (\$50.00) for persons under the age of 10 years; provided, however, that any member of this association of the age of 10 years or more may purchase a double benefit (for a total benefit of two hundred dollars (\$200.00)), and provided further, however, that any member of this association under the age of 10 years may purchase a double benefit (for a total benefit of one hundred dollars (\$100.00)) or a quadruple benefit (for a total benefit of two hundred dollars (\$200.00)); however, any additional benefit (as set out herein) shall be based on the assessment rate, as provided in Article 6 of this section, at the attained age of applicant at the time the additional benefit takes effect. The purchase of an additional benefit shall not be

1 available to any member who cannot fulfill the requirements as set forth in Article 3 of
2 this section.

3 Provided, further, that mutual burial associations organized and operating pursuant
4 to this Article may offer for sale to its members in good standing, funeral benefits
5 payable only in cash in excess of two hundred dollars (\$200.00), but those sales shall be
6 subject to all applicable insurance laws of this State and shall in no manner be subject to
7 the provisions of this Article or impair whatsoever funds heretofore or hereafter
8 collected and held by that Association pursuant to this Article. All mutual burial
9 association policies heretofore or hereafter sold in this State in an amount of two
10 hundred dollars (\$200.00) or less shall continue to be administered by the Burial
11 Association Administrator and shall be subject to all provisions of this Article."

12 Sec. 2. This act is effective upon ratification.