

HOUSE BILL NO. HB0041

Cremation expenses.

Sponsored by: Representative(s) Zwonitzer, Dv., Bonner, Gingery, Moniz and Roscoe

A BILL

for

1 AN ACT relating to public assistance programs; providing
2 for state assistance for the cremation of decedents
3 receiving specified state aid at the time of death; and
4 providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 42-2-103(c) is amended to read:

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10 **42-2-103. Provision of assistance and services;**
11 **duties of department; burial assistance; state supplemental**
12 **security income program.**

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14 (c) Notwithstanding any other provision of this
15 article, the department shall pay the burial or cremation
16 expenses of any recipient of aid under the personal

1 opportunities with employment responsibilities (POWER)
2 program, supplemental security income or Medicaid at the
3 time of his death and without sufficient means in his own
4 estate or other resources to provide burial or cremation.
5 The amount paid under this subsection shall not exceed one
6 thousand dollars (\$1,000.00) after consideration of funds
7 available to the recipient from all other sources. In
8 determining eligibility under this subsection, the
9 department shall not consider as available funds, an amount
10 up to or equal to one thousand five hundred dollars
11 (\$1,500.00) of the corpus of a Medicaid qualifying trust
12 meeting the requirements of W.S. 42-4-113. No board of
13 county commissioners shall be responsible for any burial or
14 cremation expenses in excess of the amount paid under this
15 subsection. Burial or cremation expenses under this
16 subsection shall not include those expenses relating to
17 cemetery costs.

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19 **Section 2.** This act is effective July 1, 2009.

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(END)