

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 871
House Committee Substitute Favorable 5/18/99

Short Title: Decedents' Estates/Funeral Expenses.

(Public)

Sponsors:

Referred to:

April 13, 1999

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF
3 DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED
4 EXPENSES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 28A-19-8 reads as rewritten:

7 "**§ 28A-19-8. Funeral expenses of decedent.**

8 (a) Any person authorized under G.S. 130A-420 to dispose of a decedent's body
9 may bind a decedent's estate for funeral expenses and related charges, including interest
10 and finance charges, in accordance with this section, including the execution and delivery
11 on behalf of the estate of any agreements, promissory notes, and other instruments
12 relating to the estate. Whether or not a personal representative of the estate has been
13 appointed at the time the expenses are incurred, funeral ~~Funeral~~ expenses of a decedent
14 decedent, together with interest or finance charges if financed by the funeral
15 establishment or a third-party creditor, shall be considered as an obligation of the estate
16 of the decedent and the decedent's estate shall be primarily liable ~~therefor.~~ for those
17 expenses to the funeral establishment that provided the funeral service, to any third-party
18 creditor that finances the payment of those expenses, or to any other person described in
19 this section who has paid such expenses.

- 1 (b) The provisions of this section shall not affect the application of ~~G.S. 28A-19-6.~~
2 G.S. 28A-19-6 or G.S. 130A-420."
3 Section 2. This act becomes effective October 1, 1999.