

No. 120

AN ACT

HB 1008

Amending the act of August 9, 1955 (P.L.323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," further regulating contributions made by counties toward funeral expenses of deceased service persons and their widows.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (a) of section 1909 and sections 1910 and 1911, act of August 9, 1955 (P.L.323), known as "The County Code," amended October 9, 1967 (P.L.366), are amended to read:

Section 1909. Funeral Expenses of Deceased Service Persons.—(a) Any county is hereby authorized and directed to contribute the sum of seventy-five dollars (\$75) *and may contribute an additional sum of twenty-five dollars (\$25)* towards the funeral expenses of each deceased service person in the cases enumerated below, where in each case application therefor is made within one year after the date of his or her death. In the case of any deceased service person who died while in the service, application need not be made within one year after the date of his or her death, but may be made at any time thereafter.

* * *

Section 1910. Burial of Widows of Deceased Service Persons.—Upon due application and proof, the county is hereby authorized and directed to contribute the sum of seventy-five dollars (\$75) *and may contribute an additional sum of twenty-five dollars (\$25)* from the county funds towards the funeral expenses of any widow of any male deceased service person, who at the time of her death had a legal residence in the county, whether or not she died in the county and whether or not she was buried in the county. The county shall not contribute any moneys toward the funeral expenses of any widow of a deceased service person who had remarried after the death of such deceased service person, nor unless application for the payment of such moneys shall be made within one year after the date of the death of such widow.

Section 1911. Payment.—(a) It shall be the duty of the county to cause a voucher check to be drawn upon the treasury of their county in the sum of seventy-five dollars (\$75); *or one hundred dollars (\$100) if the additional sum of twenty-five dollars (\$25) is authorized*, for each body buried in accordance with the provisions of this subdivision, to be paid out of the funds of the county, and such checks shall be made payable to the applicant or applicants if the application shows that the funeral expenses have been paid, otherwise to the undertaker performing the services with notice to the applicant.

(b) Application for such contribution shall be made by the personal representative of such deceased service man or deceased service man's widow, if there be such personal representative, and if no such personal representative has qualified then by any next of kin, individual, or veterans' organization, who or which assumes responsibility for the cost of burial of the body. The application shall be sustained by affidavit as to the facts.

(c) The application shall be on forms prescribed by the Department of Military Affairs and shall set forth whether or not the funeral expenses have been paid. The application shall have attached thereto a certified copy of the death certificate and an affidavit by the undertaker, who had charge of the burial of the body, and to the effect that the undertaker did render such service.

APPROVED—The 5th day of November, A. D. 1971.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 120.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

Secretary of the Commonwealth.