1 AN ACT

2 relating to the state providing grave markers for certain members

3 of the state military forces.

4   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5   SECTION 1. Subchapter A, Chapter 431, Government Code, is

6 amended by adding Section 431.0175 to read as follows:

7   Sec. 431.0175. GRAVE MARKERS FOR STATE MILITARY PERSONNEL.

8 (a) On the request of a person listed in Subsection (b), the

9 adjutant general shall provide a grave marker for a decedent who

10 served in the state military forces.

11   (b) The following persons may request a grave marker from

12 the adjutant general:

13   (1) the decedent's spouse;

14   (2) the decedent's adult children, if there is no

15 spouse;

16   (3) the decedent's parents, if there is no spouse or

17 adult child;

18   (4) the decedent's brothers or sisters, if there is no

19 spouse, adult child, or parent; or

20   (5) the executor or administrator of the decedent's

21 estate, if there is no spouse, adult child, parent, or brother or

22 sister.

23   (c) A person is not eligible for a grave marker under this

24 section if the person is eligible for a grave marker under federal

1 law.

2   (d) The adjutant general shall model the grave markers after

3 the grave markers provided by the federal government.

4   (e) The adjutant general shall adopt rules to implement this

5 section.

6   SECTION 2. Section 431.0175, Government Code, as added by

7 this Act, applies only to a member of the state military forces who

8 dies on or after September 1, 2005.

9   SECTION 3. This Act takes effect September 1, 2005.

_____   _____
    President of the Senate   Speaker of the House

        I certify that H.B. No. 1318 was passed by the House on May 10, 2005, by a non-record vote.

                                           _____

                                               Chief Clerk of the House

        I certify that H.B. No. 1318 was passed by the Senate on May 23, 2005, by the following vote: Yeas 31, Nays 0.

                                           _____

                                               Secretary of the Senate

APPROVED: _____
                     Date

           _____
                  Governor