

By: Hill, Hodge

H.B. No. 3015

A BILL TO BE ENTITLED

1 AN ACT

2 relating to next of kin for purposes of making funeral
3 arrangements.

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

5 SECTION 1. Section 711.002(a), Health and Safety Code, is
6 amended to read as follows:

7 (a) Unless a decedent has left directions in writing for the
8 disposition of the decedent's remains as provided in Subsection
9 (g), the following persons, in the priority listed, have the right
10 to control the disposition, including cremation, of the decedent's
11 remains, shall inter the remains, and are liable for the reasonable
12 cost of interment:

13 (1) the person designated in a written instrument
14 signed by the decedent;

15 (2) the decedent's surviving spouse;

16 (3) any one of the decedent's surviving adult
17 children;

18 (4) ~~[either one of]~~ the decedent's surviving mother
19 and father, other than a person whose parental rights have been
20 terminated ~~[parents]~~;

21 (5) any one of the decedent's surviving adult
22 siblings; or

23 (6) any adult person in the next degree of kinship in
24 the order named by law to inherit the estate of the decedent.

1 SECTION 2. This Act takes effect September 1, 2005.