

House Amendment 1337

Amendment Text

PAG LIN

1 1 Amend [Senate File 406](#), as passed by the Senate, as
1 2 follows:
1 3 #1. Page 4, by inserting after line 19, the
1 4 following:
1 5 "Sec. __. Section [523A.5](#), subsection 2, Code 1999,
1 6 is amended by adding the following new paragraph:
1 7 NEW PARAGRAPH. e. "Prepaid contract" means a
1 8 written contract or other agreement executed by a
1 9 seller in which the seller promises to deliver
1 10 merchandise or services upon the future death of a
1 11 person named or implied in the agreement.
1 12 Sec. __. Section [523A.6](#), Code 1999, is amended to
1 13 read as follows:
1 14 523A.6 COMPLIANCE WITH OTHER LAWS.
1 15 The seller of a prepaid contract for the purchase
1 16 of funeral services or funeral merchandise shall
1 17 comply with chapter 555A

~~with respect to all contracts~~

1 18

~~that are subject to regulation under this chapter~~

~~A~~
1 19

~~failure~~

~~person failing to comply with chapter 555A is~~
1 20 subject to the remedies and penalties provided in that
1 21 chapter."
1 22 #2. Page 6, by inserting after line 26, the
1 23 following:
1 24 "Sec. __. Section [523I.6](#), Code 1999, is amended by
1 25 adding the following new subsection:
1 26 NEW SUBSECTION. 4. A cemetery shall provide
1 27 services necessary for the installation or burial of
1 28 vaults or other similar merchandise sold by the
1 29 cemetery. This subsection shall not require the
1 30 cemetery to provide for opening or closing interment
1 31 or entombment space, unless an agreement executed by
1 32 the cemetery expressly provides otherwise."
1 33 #3. Title page, line 3, by inserting after the
1 34 word "opportunities," the following: "funeral
1 35 merchandise, funeral services, cemeteries".
1 36
1 37

1 38 _____
1 39 COMMITTEE ON [COMMERCE AND](#)
1 40 REGULATION
1 41 METCALF of Polk, Chairperson
1 42 [SF 406.301](#) 78
1 43 da/cf