

1 AN ACT
2 RELATING TO BURIAL EXPENSES IN WORKERS COMPENSATION; AMENDING SECTION
3 72-102, IDAHO CODE, TO STRIKE THE DEFINITION OF BURIAL EXPENSES;
4 AMENDING SECTION 72-436, IDAHO CODE TO CONSOLIDATE THE DEFINITION
5 OF BURIAL EXPENSES.
6

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 72-102, Idaho Code, be, and the same is
9 hereby amended to read as follows:

10 72-102. DEFINITIONS. [EFFECTIVE UNTIL JULY 1, 2021] Words
11 and terms used in the worker's compensation law, unless the context
12 otherwise requires, are defined in the subsections which follow:

13 (1) "Alien" means a person who is not a citizen, a national or
14 a resident of the United States or Canada. Any person not a citizen
15 or national of the United States who relinquishes or is about to
16 relinquish his residence in the United States shall be regarded as an
17 alien.

18 (2) "Balance billing" means charging, billing, or otherwise
19 attempting to collect directly from an injured employee payment for
20 medical services in excess of amounts allowable in compensable claims
21 as provided by rules promulgated by the commission pursuant to
22 section 72-508, Idaho Code.

23 (3) "Beneficiary" means any person who is entitled to income
24 benefits or medical and related benefits under this law.

25 ~~(4) "Burial expenses" means a sum, not to exceed six thousand~~
26 ~~dollars (\$6,000) for funeral and burial or cremation, together with~~
27 ~~the actual expenses of transportation of the employee's body to his~~
28 ~~place of residence within the United States or Canada.~~

29 SECTION 2. That Section 72-436, Idaho Code, be, and the same is
30 hereby amended to read as follows:

31 72-436. BURIAL EXPENSES. If death results from the injury within
32 four (4) years, the employer shall pay to the person entitled to
33 compensation, or if there is none then to the personal representative
34 of the deceased employee, ~~the actual amount of burial expenses as~~
35 ~~defined in section 72-102(4), Idaho Code.~~ a sum, not to exceed six
36 thousand dollars (\$6,000) for funeral and burial or cremation, together
37 with the actual expenses of transportation of the employee's body to
38 his place of residence within the United States or Canada.