

SB 1091 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

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Meeting Dates: 3/25, 4/2

WHAT THE MEASURE DOES:

The measure excludes transportation protection agreements from laws governing funeral merchandise, funeral services, and prearrangement sales, and defines transportation protection agreements to include agreements for transportation of human remains and preparation for such transportation. Takes effect on the 91st day following adjournment sine die.

FISCAL: May have fiscal impact, but no statement yet issued.

REVENUE: No revenue impact.

ISSUES DISCUSSED:

- Pre-payment contracts
- Difference from sales at funeral homes
- Similar legislation adopted in Tennessee and Minnesota

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

A person making arrangements for the disposition of human remains, such as by burial or cremation, may also need to arrange for travel of the human remains from one location or another. For example, a loved one may die in one place and need to be buried or cremated in another place, requiring arrangements for the remains to be transported. In exchange for a fee or paid membership, a person can contract in advance with a business that will make these arrangements when and if the need arises. These agreements are often called a travel protection plan or a transportation protection plan. The physical transportation itself must abide by the laws of any jurisdiction where the transportation happens. In Oregon, the transportation of human remains falls under the definition of funeral services.