

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 9.1-402.1, relating to payments for*
3 *burial expenses under the Line of Duty Act.*

4 [S 441]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 9.1-402.1 as follows:**8 *§ 9.1-402.1. Payments for burial expenses.*

9 *It is the intent of the General Assembly that expeditious payments for burial expenses be made for*
10 *persons whose death is determined to be a direct and proximate result of their performance in the line*
11 *of duty as defined by the Line of Duty Act. The State Comptroller is hereby authorized to release, at the*
12 *request of the family of a person who may be subject to the line of duty death benefits, payments to a*
13 *funeral service provider for burial and transportation costs. These payments would be advanced from*
14 *the death benefit that would be due to the beneficiary of the deceased person if it is determined that the*
15 *person qualifies for line of duty coverage. Expenses advanced under this provision shall not exceed the*
16 *coverage amounts outlined in § 65.2-512. In the event a determination is made that the death is not*
17 *subject to the line of duty benefits, the Virginia Retirement System or other retirement fund to which the*
18 *deceased is a member will deduct from benefit payments otherwise due to be paid to the beneficiaries of*
19 *the deceased payments previously paid by the State Comptroller for burial and related transportation*
20 *expenses and return such funds to the State Comptroller. The State Comptroller shall have the right to*
21 *file a claim with the Virginia Workers' Compensation Commission against any employer to recover*
22 *burial and related transportation expenses advanced under this provision.*

ENROLLED

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