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H.645

Representative Masland of Thetford moves that the bill be amended as follows:

First: In Sec. 1, by striking out Sec. 1 in its entirety and inserting in lieu thereof a new Sec. 1 to read:

Sec. 1. 21 V.S.A. § 632 is amended to read:

§ 632. COMPENSATION TO DEPENDENTS; ~~DEATH BENEFITS~~
BURIAL AND FUNERAL EXPENSES

If death results from the injury, the employer shall pay to the persons entitled to compensation or, if there is none, then to the personal representative of the deceased employee, the actual burial and funeral expenses ~~in the amount of \$5,500.00~~ not to exceed \$15,000.00 and the actual expenses for out-of-state transportation of the decedent to the place of burial not to exceed ~~\$1,000.00~~ \$5,000.00. The employer shall also pay to or for the benefit of the following persons, for the periods prescribed in section 635 of this title, a weekly compensation equal to the following percentages of the deceased employee's average weekly wages. The weekly compensation payment herein allowed shall not exceed the maximum weekly compensation or be lower than the minimum weekly compensation:

* * *

1 Second: In Sec. 2, by striking out Sec. 2 in its entirety and inserting in lieu
2 thereof a new Sec. 2 to read:

3 Sec. 2. 21 V.S.A. § 639 is amended to read:

4 § 639. DEATH, PAYMENT TO DEPENDENTS

5 In cases of the death of a person from any cause other than the accident
6 during the period of payments for disability or for the permanent injury, the
7 remaining payments for disability then due or for the permanent injury shall be
8 made to the person's dependents according to the provisions of sections 635
9 and 636 of this title, or if there are none, the remaining amount due, but ~~not~~
10 ~~exceeding \$5,500.00 for burial and funeral expenses~~ no more than the actual
11 burial and funeral expenses not to exceed \$15,000.00 and the actual expenses
12 for out-of-state transportation of the decedent to the place of burial not to
13 exceed ~~\$1,000.00~~ \$5,000.00, shall be paid in a lump sum to the proper person.