

JOHNSON COUNTY COMMISSIONERS COURT

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SEP 23 2013

County Clerk Johnson County  
By MA Deputy

RICK BAILEY  
Commissioner Pct. #1

ROGER HARMON  
County Judge

JERRY D. STRINGER  
Commissioner Pct. #3

KENNY HOWELL  
Commissioner Pct. #2

Alison Hitchcock  
Assistant to Commissioner's Court

DON BEESON  
Commissioner Pct. #4

THE STATE OF TEXAS

§  
§  
§

ORDER #2013-30

COUNTY OF JOHNSON

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**RULES TO PROVIDE FOR THE DISPOSITION OF THE BODY OF A  
DECEASED PAUPER PURSUANT TO SECTION 694.002 OF THE HEALTH  
AND SAFETY CODE**

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The Johnson County Commissioners Court met on September 23, 2013 in regular session for the purpose of adopting rules to provide for the disposition of the body of a deceased pauper pursuant to section 694.002 the Health and Safety Code.


A motion was made by Commissioner Jerry Stringer and seconded by Commissioner Rick Bailey to adopt rules to provide for the disposition of the body of a deceased pauper pursuant to section 694.002 of the Health and Safety Code as set forth on Exhibit A attached hereto and incorporated as if set forth verbatim.


**NOW THEREFORE BE IT RESOLVED AND ORDERED:**

**The Commissioners Court of Johnson County, Texas does hereby adopt rules to provide for the disposition of the body of a deceased pauper pursuant to section 694.002 the Health and Safety Code as set forth on Exhibit A attached hereto and incorporated as if set forth verbatim.**

WITNESS OUR HAND THIS THE 23<sup>rd</sup> DAY OF SEPTEMBER, 2013.

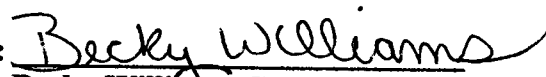
  
Roger Harmon, Johnson County Judge

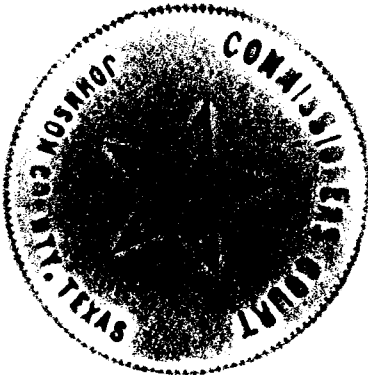
  
Rick Bailey, Comm. Pct. #1

  
Kenny Howell, Comm. Pct. #2

  
Jerry D. Stringer, Comm. Pct. #3

  
Don Beeson, Comm. Pct. #4

ATTEST:   
Becky Williams, County Clerk



## **EXHIBIT A**

### **RULES OF JOHNSON COUNTY, TEXAS FOR THE DISPOSITION OF THE BODY A DECEASED PAUPER PURSUANT TO SECTION 694.002 OF THE HEALTH AND SAFETY CODE**

1. The disposition of the body of a deceased pauper shall be by cremation with the ashes of the deceased pauper to be given to the persons in the priority listed below in number 2 and subject to the exceptions as provided for below in number 4.
2. The following persons, in the priority listed have the right to provide information, including the religious affiliation of the deceased pauper, to Johnson County regarding the disposition of the body of a deceased pauper:
  - a. the person designated in a written instrument signed by the decedent;
  - b. the decedent's surviving spouse;
  - c. any one of the decedent's surviving adult children;
  - d. either one of the decedent's surviving parents;
  - e. any one of the decedent's surviving adult siblings; or
  - f. any adult person in the next degree of kinship in the order named by law to inherit the estate of the decedent.
3. Any information, including the religious affiliation of the deceased pauper, shall be submitted in writing to the County Judge of Johnson County located in the Johnson County Courthouse, 2 North Main Street, Cleburne, Texas 76033.
4. In the event that there is an objection to cremation by a person in the priority listed above in number 2, the Commissioners Court shall consider that person's objection to the cremation, although the final decision as to the disposition of the body of the deceased pauper is a matter for the commissioners court to determine.
5. The County Judge shall provide a written statement of the costs of cremation and the costs of burial to the person objecting to the cremation.
6. The commissioners court will authorize disposition of the body of the deceased pauper by burial if the person objecting to the cremation, another relative of the deceased pauper, or any other interested party submits a donation to Johnson County for all costs associated with the burial of the deceased pauper that exceeds the cost of a cremation and provides the County Judge with a receipt showing payment. Said payment must be made to the Johnson County Treasurer located in the Johnson County Courthouse, 2 North Main Street, Cleburne, Texas 76033.
7. In order to expedite the disposition of the body of a deceased pauper, the commissioners court authorizes the County Judge of Johnson County to administer the Rules Of Johnson County, Texas For The Disposition Of The Body Of A Deceased Pauper; however, the County Judge may have the commissioners court consider any matter related to the disposition of the body of a deceased pauper he deems appropriate.
8. If a donation is received by the County Treasurer for the purposes of paying expenses for the burial of a deceased pauper, the commissioners court will consider said donation pursuant to section 81.032 of the Local Government Code, at a subsequent commissioners court meeting.
9. The disposition of the body of an unidentified pauper will be by burial as Section 716.101 of the Health and Safety Code prohibits a crematory establishment from accepting for cremation unidentified human remains.