

(2) On performance of that part of the preneed burial contract identified to a particular individual:

(i) the seller shall certify to the trustee:

- 1. delivery of the preneed goods or performance of the preneed services; and
- 2. the amount of the specific funds applicable to that part of the preneed burial contract; and

(ii) the trustee shall then pay to the seller those specific funds and accrued interest.

5-709.

(a) (1) ~~EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,~~ A buyer may cancel a preneed burial contract as to preneed goods not delivered or preneed services not performed **ONLY** if the buyer:

(i) permanently moves more than 75 miles from the cemetery specified in the preneed burial contract; and

(ii) gives to the seller written notice, under oath, of the move and includes the buyer's new permanent address.

(2) In that event:

(i) the seller shall certify to the trustee:

- 1. the cancellation of the preneed burial contract;
- 2. the amount of the remaining specific funds applicable to the preneed burial contract; and
- 3. the name and address of the buyer; and

(ii) the trustee shall then pay to the buyer the remaining specific funds and accrued interest.

(B)(1) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, BY WRITTEN NOTICE, A BUYER MAY CANCEL THE PURCHASE OF A CASKET OR CASKET VAULT UNDER A PRENEED BURIAL CONTRACT AT ANY TIME PRIOR TO THE TIME THE BUYER NEEDS THE CASKET OR CASKET VAULT FOR BURIAL.

(2) IN THAT EVENT:

(I) THE SELLER SHALL CERTIFY TO THE TRUSTEE:

- 1. THE CANCELLATION OF THE PURCHASE OF THE CASKET OR CASKET VAULT UNDER THE PRENEED BURIAL CONTRACT;
- 2. THE AMOUNT OF THE SPECIFIC FUNDS APPLICABLE TO THE CASKET OR CASKET VAULT UNDER THE PRENEED BURIAL CONTRACT; AND