

MINUTES

**UTAH
FUNERAL SERVICE LICENSING
BOARD MEETING**

November 18, 2009

**Room 474 - 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:03 a.m.

ADJOURNED: 10:28 a.m.

Bureau Manager:

Clyde Ormond

Board Secretary:

Jacky Adams

Board Members Present:

Reginal V. Ecker, Chairperson
Mitchell Blackburn
Mary W. Bearnson
Ned Nordgren
Brent Russon

Board Members Absent:

Joseph W. Thalman
Mark Walker

DOPL Staff Present:

Guests:

Joyce Mitchell – Funeral Consumers Alliance
Jeff Zealley

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approve August 19, 2009 Board Meeting Minutes

Ms. Bearnson seconded by Mr. Nordgren made a motion to approve the August 19, 2009 Board Meeting Minutes. The motion carried unanimously.

Open & Public Meetings PowerPoint Presentations

Mr. Ormond conducted the “Open & Public Meetings” PowerPoint presentation.

DISCUSSION ITEMS:

Emeritus Licensure Status

Mr. Ormond explained that at the August 19, 2009 Board Meeting Mr. Walker had questioned if this profession could place their licenses on an “Emeritus”

status. This would allow the licensee to retain a professional title without being required to meet the renewal of licensure requirements.

Mr. Ormond explained that 58-1-305 allows licensees to place their licenses on an "Inactive" status; however "an inactive licensee has no right or privilege to engage in the practice of the licensed occupation or profession". He then further explained that "Emeritus" licenses are treated in the same manner, except that "Emeritus" status must be established by Statute.

After a brief discussion Mr. Ormond recommended for this issue to be forwarded to the Utah Funeral Directors Association, who may propose the changes to 58-9, at the next legislative session.

Mr. Ormond then reminded the Board that if legislation is passed, specific approval requirements should be established, including ensuring that grandfathering is allowed. A copy of 58-26a-307 the CPA (Certified Public Accountancy) emeritus status requirements were given to the Board for review.

Pre-Need Licensure Procedure

Mr. Ormond explained that the Division had received a document with a Pre-need Sales Agent application, which was a checklist for the applicant to follow regarding the licensure process. The document included all of the examination question answers. The Board was reminded that the examination was intended to ensure that the license has a basic understanding of the Laws and Rules for this profession.

A detailed discussion ensued regarding what action should be taken to resolve this issue.

The Board recommended for:

- 1) The State to alter the examination for each licensee and administer the test.
- 2) The examination to be given by PSI, the Division's testing vendor for administration.

A closed book, fifty question, Laws and Rules examination will be established for the Funeral Service Directors, Funeral Interns and Pre-need Sales Agents. It was then added that R156-9 will need to be amended to allow for the new examinations, and to

reduce the passing score from 100% to 75%.

It was determined that Mr. Ormond will discuss this issue with Mr. Mark Steinagel, Division Director, and request for a representative of PSI to attend the next meeting on February 17, 2010 to discuss the examination writing procedure.

CORRESPONDENCE:

Funeral Consumers Alliance – Federal
Legislation Expands Consumers Protection

Reviewed, no further action taken.

Salt Lake Tribune – Butters: Leave no trace
with a green burial

Reviewed, no further action taken.

Wall Street Journal – Where Real Estate Is Still
Hot

Reviewed, no further action taken.

The Conference – 106th Annual Convention –
Anaheim CA

Reviewed, no further action taken.

Funeral Consumers Alliance – Summer/Fall
2009

Reviewed, no further action taken.

Sidney Morning Hearld – Sharing graves
mooted as cemeteries full up

Reviewed, no further action taken.

ADJOURN:

10:28 a.m.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

February 18, 2010

(ss) Mitchell S Blackburn

Date Approved

Chairperson, Utah Funeral Service Licensing Board

February 18, 2010

(ss) Clyde Ormond

Date Approved

Bureau Manager, Division of Occupational &
Professional Licensing