

MINUTES

**UTAH
FUNERAL SERVICE LICENSING
BOARD MEETING**

August 17, 2011

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

CONVENED: 9:07 a.m.

ADJOURNED: 11:30 a.m.

Bureau Manager:

Clyde Ormond

Board Secretary:

Yvonne King

Board Members Present:

Reginal V. Ecker, Chairperson
Mary Bearnson

Board Members Absent

Brent Russon
P. Mark Brown
Ned Nordgren
Mitchell Blackburn
Louie Hamner

DOPL Staff Present:

Connie Call, Compliance
Kent Barnes, Compliance Manager

Guests:

Sherrie Loewen, SLCC
Frank Bayler, SLCC
Chad Duke, SLCC
Loredana Haeger, SLCC
Rob Larkin, UFDA/Larkin Mortuary
Joyce Mitchell, FCA of Utah
Tom Beard, FSA
Sherrell Berrett, Applicant
Sid Haycock, Aspen Funeral Services
Phil Perkes, Probationer

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approve May 18, 2011 Board Meeting Minutes

Due to the fact that there was no quorum, the minutes will be approved and signed at the next scheduled Board meeting November 16, 2011.

APPOINTMENTS

Salt Lake Community College

Loredana Haeger, Frank Bayler, Chad Duke and Sherrie Loewen representing Salt Lake Community College (SLCC), appeared before the Board for their scheduled appointment with regards to the Mortuary Science Program which they are proposing to have in operation by January 2012. SLCC is considering getting full licensure as a Funeral Home so that they may maintain the cadaver lab, stay in compliance with local building codes, and the State of Utah. They also noted that SLCC can become accredited within two years of candidacy and the accreditation could become retro-active of the date of candidacy. SLCC was also looking into a contingency process with other accreditation programs in the event that one program falls through.

It was noted by Mr. Ecker that if SLCC stays in contact with the accreditation program they should not have any problems with their accreditation. Ms. Haeger from SLCC stated that once they hire the Program Director, this would then kick in the candidacy process. It was noted that the college would mainly be working with the indigent for training. The school is planning to launch their program in January 2012.

Mr. Ormond stated he did not foresee any problems and stated that they would not need to meet with the Board at their next meeting.

Examination Rule Discussion

Mr. Ormond addressed the issues concerning the different waiting periods the Board wanted to adopt for examinees concerning Preneed Sales Agents at the last Board meeting. The different waiting times may be confusing for the testing facility and seem unfair to the examinees.

Mr. Larkin submitted an email from an examinee concerning the accuracy of the Preneed Sales Agent exam and suggested the exam questions be reviewed.

Mr. Barnes gave a brief report on pass rate statistics. Mr. Ecker stated that this would be revisited at the

next Board meeting.

Tom Beard

Mr. Beard submitted a proposal concerning Statute 58-9-701 2c; (Be sequentially numbered by contract form) be eliminated due to the fact that we are moving into an electronic format.

Mr. Ormond stated that that Statute was probably written in 1991 before computers were a large part of our process.

Mr. Beard stated that records would be much easier to find with the electronic process. Mr. Beard asked the Board if there was anything else he would need to do before he proceeds with legislature.

Mr. Ecker suggested that Mr. Beard obtain the support of the Associations. Mr. Larkin stated he would report back to the Funeral Association.

Sherrell Berrett

Mr. Berrett appeared before the Board for his scheduled appointment. Mr. Berrett was applying for a Pre-need Sales Agent license. Mr. Ormond reviewed the application with the Board.

Mr. Barrett had two issues one with the State of Idaho back in 1987 and Stipulation and Consent Order with the Utah Division of Securities in March of 2010.

Mr. Ormond stated he would further review the application and make a decision in a few days.

Sid Haycock

Mr. Haycock appeared before the Board for his scheduled appointment. Mr. Haycock made application for a Pre-need Sales Agent license but did not fulfill the requirement of obtaining a high school diploma. Mr. Haycock was requesting an exemption to the GED or high school diploma requirement.

Mr. Ormond stated he will need to get a legal opinion on that issue. Mr. Ormond stated that he would get back with Mr. Haycock the last week in August.

Mr. Ecker suggested Mr. Haycock look into what it would take to get the GED while he waits for the legal opinion.

Compliance

Ms. Call stated that Mr. Perks turned in his drug

screens and all employer reports were current.

Ms. Call did note however that there was a discrepancy in his psychological evaluation. This will be addressed at the next scheduled Board meeting November 16, 2011.

Phillip Perks

Mr. Perks appeared before the Board for his scheduled appointment. Mr. Perks stated that he was still attending the twelve step program and was a sponsor. Mr. Perks also stated that he attends AA every night. Mr. Perks sobriety date was November 11, 2007.

The Board Considered Mr. Perks compliant with his Memorandum.

Rob Larkin

Mr. Larkin submitted an outline of Pre-need interpretations for the Board to review.

CORRESPONDENCE:

Graystone Associates Inc. (CEU)
The Conference (Jurisdiction Regulations)
Funeral Home & Cemetery (Newsletters)
Funeral Consumers Alliance
Selected Independent Funeral Home (CEU)
Funeral CE

Reviewed, with no further action taken.
Reviewed, with no further action taken

NEXT MEETING:

November 16, 2011

ADJOURN:

11:30

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.

November 16, 2011

(ss) Reginal V. Ecker

Date Approved

Chairperson, Utah Funeral Service Licensing Board

November 16, 2011

(ss) Clyde Ormond

Date Approved

Bureau Manager, Division of Occupational & Professional Licensing