

# State Board of Cemeterians

## Board Meeting

### December 6, 2011

The State Board of Cemeterians held its scheduled meeting on Tuesday, December 6, 2011. The Board President called the meeting to order at 12:31 p.m. The meeting was held at the Professional Licensing Boards Office located in Macon, Georgia, and at the Office of Secretary of State located in Atlanta, Georgia.

A quorum was established with members present being: Tim Smith, President; and Clifton Dempsey; attending via video conference from Atlanta and board members present in Macon were William (Micky) Couey, Richard Parker, Emory Lamar, and Dan Greene. Board member Michael Lawrence, Vice President, attended the meeting via teleconference.

**Staff present:** Steve Lindsey, Executive Director, in Macon; Jeff Stump, Assistant Attorney General, via video conference from Atlanta and Kathy Osier, Board Support Specialist, in Macon.

Also in attendance were Laronica Lightfoot with the Attorney General's Office and Mike Helmas with the Georgia Cemetery Association, who were present via video conference from Atlanta.

Richard Parker moved, Clifton Dempsey seconded, and the Board voted to approve the minutes of the October 13, 2011 meeting.

Mr. Parker moved to enter into **EXECUTIVE SESSION** in accordance with O. C. G. A. §50-14-4(b) and §35-3-38 to review background information concerning a merchandise dealer application and two preneed sales agent applications. Mr. Dempsey seconded the motion. The motion was approved by Mr. Parker, Mr. Dempsey, Mr. Smith, Mr. Lawrence, Mr. Couey, Mr. Lamar and Mr. Greene. The Board concluded Executive Session at the end of the discussion and entered back into Open Session.:

Derrick McClendon of McClendon Monuments and his Attorney, Larry Chesin, appeared before the board to appeal the board's decision for denying Mr. McClendon's application for merchandise dealer.

Clifton Dempsey moved, Micky Couey seconded, and the Board voted to approve the following application for registration:

- Derrick McClendon    Merchandise Dealer    Decatur

Richard Parker moved, Micky Couey seconded, and the Board voted to deny the following application for registration:

- 1724353    Chris Carter    Preneed Sales Agent    Ringgold

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Micky Couey moved, Richard Parker seconded, and the Board voted to deny the following application for registration:

- 1734299 Connie Jean Hulsey Preneed Sales Agent Rome

Michael Lawrence moved, Emory Lamar seconded, and the Board voted to take action on the following cases:

- ENCE0007 Close.
- ENCE0006 Advise cemetery to resolve issue by refinishing at no cost to customer. Also, need to follow-up on the conditions of the buildings. Review at next meeting.

Richard Parker moved, Michael Lawrence seconded, and the Board voted to ratify acceptance of the following cease and desist orders, for unlicensed practice as a preneed dealer:

- Good Shepherd Funeral Home, Rome, GA
- Bobby Don Rogers, Rome, GA

Clifton Dempsey moved, Richard Parker seconded, and the Board voted to leave the Consumer Price Index as it currently is and to review it again next year.

Richard Parker asked the Board for clarification regarding whether a church may be exempt from needing a preneed dealer registration. Jeff Stump stated that this was in fact accurate. Churches are exempt from the requirement to register as a preneed dealer.

Clifton Dempsey moved, Richard Parker seconded, and the Board voted to adjourn the meeting.

The next meeting of the Board will be February 21, 2012, at 11:00 a.m. at 237 Coliseum Drive, Macon, GA.

There being no further business, the meeting was adjourned at 2:10 p.m.

Minutes were approved at the February 21, 2012 meeting.