

Georgia State Board of Funeral Service
Minutes
July 11, 2006

The Georgia State Board of Funeral Service held its regular scheduled meeting on July 11, 2006 at 237 Coliseum Drive, Macon, Georgia. Draper Watson, Chairman, called the meeting to order at 10:02 a.m.

A quorum was established with members present being: Draper Watson, Chairman, Lauren McDonald, Board Member, Terry Daviston, Board Member, Nancy Kennedy, Board Member, David Roach, Board Member, Linda Ware, Board Member, and Thelon Hamby, Cognizant Member.

Others present were as follows: Steve Lindsey, Executive Director, Jo Ann Lyde, Application Specialist, John Massey, Inspector, Howard Fields, Inspector, and Reagan Dean, Assistant Attorney General.

Approval of Minutes:

Mr. Hamby made a motion to approve the minutes of the June 13, 2006 meeting. Mr. McDonald seconded the motion. Motion carried

Executive Session:

Mr. Hamby moved to enter into Executive Session to deliberate on applications, complaints, investigations, and Attorney General Report. Mrs. Ware seconded the motion. Motion carried by Mr. McDonald, Mr. Watson, Mr. Daviston, Mr. Roach, and Ms. Kennedy.

Applications:

Jo Ann Lyde, Application Specialist presented applications to the Board.

Complaints:

Mr. Thelon Hamby, Cognizant Member, presented complaints to the Board.

Inspector Report:

Mr. John Massey and Mr. Howard Fields, inspectors, presented the Inspector's Report to the Board.

Open Session:

Mr. Watson declared Open Session.

Mr. Hamby made a motion to approve Michael Fowler as supervising embalmer for Cordarial Holloway. Mr. Fowler is a trade embalmer and must appear before the Board. Ms. Ware seconded the motion. Motion carried.

Mr. Candy Powell requested to appear before the Board due to a fine; Mr. Thomas Cuffie represented Powell Funeral Home. Mr. Roach moved to rescind the fine and issue a warning. Ms. Ware seconded the motion. Motion carried.

Mr. Ronnie Miley appeared before the Board today. He is the FDFCC of Nance & Sons Funeral Home. Mr. Thomas Cuffie represented Nance & Sons Funeral Home. Mr. Roach made a motion to rescind the fine and issue a warning. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Christopher Scott Banks as the Funeral Director in Full and Continuous Charge of Tom M. Wages Funeral Service, Inc. 3705 Highway 78 West Snellville, Georgia 3009. Mr. McDonald seconded the motion. Motion carried.

Mr. Daviston made a motion to approve the change of location of Raleigh Rucker Funeral Home. Old address was 341 Candler Road S. E., Atlanta, GA to the new address: 2199 Candler Road, Decatur, Georgia 30032. Ms. Ware seconded the motion. Motion carried.

Janit Mabe appeared before the Board today to appeal denial of her funeral director and embalmer's application. Mr. Hamby made a motion to uphold the decision of the Board to deny Ms. Mabe's application and advised applicant to serve an apprenticeship. Mr. Roach seconded the motion. Motion carried.

Ryan Shipley cancelled his appointment with the Board.

Mr. Hamby made a motion to approve the change of name of L. B. Smith Funeral Home, Inc. 602 Alston Street, Richland, Georgia 31825 to Smith Funeral Home, LLC. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Darrell Thomas Owenby as the Funeral Director in Full and Continuous Charge of Carmichael Funeral Home 1130 Whitlock Ave., Marietta, GA 30064. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Willie M. Adams, II as Funeral Director in Full and Continuous Charge of Duane A. Jackson Mortuary, Inc., 602 Newnan Road, Carrolton, GA 30117. Ms. Kennedy seconded the motion. Motion carried.

Mr. Hamby made a motion to approve the name change of Southern Heritage Funeral Home, 427 N. Main Street Swainsboro, GA 30401, to the new name; Fairhaven Funeral Home. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve the change of Name of Roswell Funeral Home 950 Mansell Road Roswell, GA 30076 to the new name: American Crematory. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made the motion to approve Rainer D. Evans as the Funeral Director in Full and Continuous Charge of Mackey-Wilson-Jennings Funeral Home 507 East Depot Street Lagrange, GA 30241. Ms. Ware seconded the motion. Motion carried.

Robert Sloan appeared before the Board today to appeal the denial of his funeral director and embalmer's application. Mr. Hamby advised to obtain requirements in Florida at time of licensure to determine if he was licensed when the law in Florida was substantially equal to Georgia. Otherwise, he will need to serve an apprenticeship. Mr. Hamby moved to table the decision on his appeal pending receipt of the information requested of Mr. Sloan. Ms. Ware seconded. Motion carried.

Adrian B. Rife appeared before the Board to appeal the denial of funeral director and embalmer's license by reciprocity from Florida. Mr. Hamby made a motion to uphold the decision of the Board to deny. Ms. Ware seconded the motion. Motion carried. Mr. Hamby advised to serve an apprenticeship.

Audrey Brown cancelled her appointment with the Board.

Mr. Hamby made a motion to approve Kenneth Weston as the Funeral Director in Full and Continuous Charge of Weston's Funeral Home 215 6th Street S. W., Cairo, GA 39828. Ms. Ware seconded the motion. Motion carried.

Inspector Reports:

FUN060161

Mr. Hamby made a motion to forward to the Attorney General's Office for consent order with \$500.00 fine on FDFCC for aiding and abetting in unlicensed practice; and \$500.00 fine for not returning assigned benefits. He further moved to issue C& D to unlicensed person in complaint. Mr. Daviston seconded. Motion carried.

FUN060162

Mr. Hamby made a motion to close this case with a letter of concern to FDFCC to comply with FTC guidelines and have contract signed. Ms. Ware seconded. Motion carried.

FUN060170

Mr. Hamby made a motion to send this case to the Attorney General's Office for Consent Order with Fine of \$500.00 for not returning assigned benefits and \$500.00 fine on the FDFCC for aiding and abetting in unlicensed practice and cease and desist issued by inspector to the unlicensed person in compliance. Ms. Ware seconded. Motion carried.

FUN060171:

Mr. Roach made a motion to close this case with a letter of concern to FDFCC of crematory and funeral home that company policy does not meet the requirements of the law. Mr. Hamby seconded the motion. Motion carried.

FUN060165

Mr. Hamby made a motion to close this case with no action. Mr. Daviston seconded the motion. Motion carried.

FUN060167

Mr. Hamby made a motion to close this case with no action. Mr. Daviston seconded the motion. Motion carried.

Complaints:

FUN070001:

Mr. Roach made a motion to forward this case to the Securities Division of Secretary of State's Office. Ms. Kennedy seconded the motion. Motion carried.

Applications:

Mr. Hamby moved to approve all applications issued and presented. Mr. McDonald seconded the motion. Motion carried. All issued license are listed as follows:

Apprentice

| <u>Name</u> | <u>License Number</u> |
|----------------------------|------------------------------|
| Gerod Antonio Singleton | FSA004663 |
| Naomi Lein Fann | FSA004464 |
| Jannelly Antuaned Martinez | FSA004665 |
| Robert Steven McLendon | FSA004666 |
| Clayton Matthew Bryant | FSA004667 |
| James Kutron Gatlin | FSA004668 |
| Karen Marie Bond | FSA004669 |

Mr. Hamby made a motion to approve reinstatement of Randall T. Stuart's funeral director and embalmer's application. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Jody Lee Underwood's change in apprenticeship site to include supervisor's application. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve the reinstatement of Paul Drew Perry's funeral director and embalmer application. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to table Thelma Ruth Lane's application for reinstatement of funeral director's license only and ask for Attorney General Advice on whether a grandfathered funeral director license can be reinstated without the current requirement of having been licensed as an embalmer. Ms. Ware seconded the motion. Motion carried.

Mr. Roach made a motion to approve Larry Parnell Smith's application for reinstatement of funeral and embalmer license pending proof of ten hours of continuing education. Ms. Kennedy seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Michael Pilling's application for change in apprenticeship to include supervisors. Ms. Ware seconded the motion. Motion carried.

Mr. Hamby made a motion to approve Tracy Henson Jarman's application to change site and supervisors. Ms. Ware seconded the motion. Motion carried.

Continuing Education:

Mr. Roach discussed Academy of Professional Funeral Service Practitioners as a screening service for continuing education providers. Mr. Hamby presented a draft of a proposed rule amendment for continuing education approval for board members' review for discussion at the August meeting.

Mr. Daviston made a motion to approve the following Continuing Education Courses. Mr. Roach seconded the motion. Motion carried.

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| The York Group | Table with written request for further information | |
| ICFA | Table | |
| Chris Marsh | Approve pending receipt of proof of payment and application | |
| Donor Services Offered at different times | The Referral Process First call to After care Funeral Directors Facility Tour and in-service Funeral Director Consent workshop Tissue Donation and Funeral Service | 4 hours 6 hours 2 hours 4 hours |
| Wilbert Burial Vault Company | Burial Vault 101 Plant Tour | 2 hours 1 hour |
| National Funeral Directors & Morticians Association | New Member Orientation Funeral Industry Town Hall Session Cyberspace: What's in It for Us Safety in the Work Place Breaking the DaVinci Code | 1 ½ hours Not approved 1 ½ hours 1 ½ hours Not approved |

New Business:

Chairman appointed Lauren McDonald to pursue legislative amendment for reciprocity.

Correspondence for Donald Trimble Mortuary, Inc. received as information.

Correspondence from Cremation Society of the South received as information.

Request from Jacobs Funeral Home- Mr. Hamby made a motion to approve the second 90-day grace period for Jacobs Funeral home 2640 Highway 84 West Blackshear, Georgia 31516. Ms, Ware seconded the motion. Motion carried.

Preparation of a list of states with which the Board will reciprocate licensure will be discussed at the August meeting.

Mr. Daviston moved to deny request from Amy Outland to accept renewal of her lapsed licenses for funeral director and embalmer. Mr. Daviston further moved to send written explanation that she must send in appropriate application with fees to reinstate. Ms. Ware seconded the motion. Motion carried.

Pope Dickson and Son – Death certificate log received and was accepted as information.

Mr. Roach denied 90-day grace period for Vance-Brooks due to non-availability of grace periods. Second grace period expired March 2005. He further moved to issue a Cease & Desist Order to the funeral home, and request ownership to come to August meeting to discuss non-compliance with requirement of FDFCC. Mr. McDonald seconded the motion. Motion carried. Mr. Hamby abstained.

Old Business:

Mr. Hamby made a motion to accept consent order, fine, and close case on Speer and Speer Funeral Home. Mr. Roach seconded the motion. Motion carried.

Adjournment:

There being no other business the meeting was adjourned at 4:30 p.m.

These minutes were approved on August 8, 2006