

**Georgia State Board of Cemeterians**  
**Board Meeting Minutes – June 20, 2017 - 10:00 A.M.**  
Professional Licensing Boards Division of the Secretary of State  
237 Coliseum Drive, Macon, Georgia 31217

**Members Present:**

- William (Micky) Couey
- Emory Lamar
- Tim Smith (via teleconference)
- Dan Greene (via teleconference)

**Member Absent:**

- Clift Dempsey, Chair
- Richard Parker
- Mike Lawrence

**Others Present:**

- La Trena Tyler-Jones, Executive Director
- Sandy Barboza, Board Support Specialist
- Carla Murray, Licensing Analyst
- Forrest Pearce, Assistant Attorney General (via teleconference)

**Note: Visitors are excused during Executive Session unless scheduled for a personal appearance.**

**OPEN SESSION:**

Tim Smith, Acting Chair, noted a quorum was present, called the meeting to order at 10:06 a.m., and declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

**Agenda:**

The Board reviewed the Agenda for the June 20, 2017 meeting. Micky Couey moved, Emory Lamar seconded, and the Board voted to approve the agenda.

**Minutes:**

Emory Lamar moved, Micky Couey seconded, and the Board voted to approve the April 18, 2017 Open Session minutes and Executive Session minutes.

Emory Lamar moved, Micky Couey seconded, and the Board voted to approve the May 18, 2017 Open Session minutes and Executive Session minutes.

**Licenses Issued Report:**

The Board reviewed the following Report of Licenses Issued 04-17-2017 thru 06-15-2017 (Total – 25):

License #	Licensee	License #	Licensee
PA003777	Kevin Lee Miles	PA003790	Kelly Warfield Smith
PA003778	Khendal Amanda Capers	PA003791	Brenda Ann Carswell
PA003779	Gregory S Magee	PA003792	Trina K Kort
PA003780	Dennis Okolo	PA003793	Susan Elizabeth Carmichael
PA003781	Alec Harris Collier	PA003794	Stacy Bailey
PA003782	Bethany Brooke Meade	PA003795	Breanna Danu Dubbs
PA003783	Valerie Pauline Strubell	PA003796	Laura Lea Knight
PA003784	Emma Lee Corbitt	PA003797	Amanda Lee Briscoe
PA003785	Clark Curtis Farmer	PA003798	Denise Cunningham Major
PA003786	Clifton Earl Atwood	PA003799	Monica Moreno-Watson
PA003787	Eunice Boyce	PA003800	Jimmy Lee Kinney
PA003788	Raymond Maurice Van Tiftin, II	PC000702	Roselawn Memory Gardens, Inc.
PA003789	Mary Beth Edwards		

Dan Greene moved, Emory Lamar seconded, and the Board voted ratify the licenses issued between meetings in accordance with Board rules and policies.

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**EXECUTIVE SESSION:**

Micky Couey moved, Emory Lamar seconded and the Georgia State Board of Cemeterians voted to enter into Executive Session on Tuesday, June 20, 2017 at 10:10 a.m. in accordance with O.C.G.A. §§ 43-1-19(h), and 43-38 to review and discuss applications.

At the conclusion of the Executive Session, the Acting Chair declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq., at 10:33 a.m. No votes were taken during Executive Session.

**OPEN SESSION:**

**Public Hearing:**

A public hearing was held at 10:33 a.m. for the purpose of allowing public comment on proposed Rule 590-3-1-.11. No public or written comments were received by the Board during the hearing. Acting Chair Smith declared the hearing closed.

**Adoption of Proposed Rule:**

The Chair entertained a motion to adopt Rule 590-3-1-.11. Emory Lamar moved, Dan Greene seconded, and it was affirmatively voted by the Board that the formulation and adoption of the proposed rule does not impose excessive regulatory costs on any licensee or entity, and any cost to comply with the proposed rule could not be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-8B-7(4).

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**CHAPTER 590-3-1 RULES OF GENERAL APPLICABILITY**

**RULE 590-3-1-.11 MILITARY SPOUSES AND TRANSITIONING SERVICE MEMBERS**

- (1) As used in this rule, the following terms shall mean:
  - a) “Board” means the State Board of Cemeterians.
  - b) “License” means any license issued by the State Board of Cemeterians.
  - c) “Military” means the United States armed forces, including the National Guard.
  - d) “Military spouse” means a spouse of a service member or transitioning service member.
  - e) “Service member” means an active or reserve member of the armed forces, including the National Guard.
  - f) “Transitioning service member” means a member of the military on active duty status or on separation leave who is within 24 months of retirement or 12 months of separation.

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- (2) Effective July 1, 2017, military spouses and transitioning service members may qualify for expedited processing of the license application by showing that the applicant is a military spouse or transitioning service member and that the applicant has paid the fee and meets the requirements for a license under the law and rules for the type of license for which the applicant has applied.

Authority: O.C.G.A. § 43-8B-7(4)

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**EXECUTIVE SESSION (resumed):**

Micky Couey moved, Emory Lamar seconded and the Georgia State Board of Cemeterians voted to enter into Executive Session on Tuesday, June 20, 2017 at 10:37 a.m. in accordance with O.C.G.A. §§ 43-1-19(h), and 43-38 to review and discuss complaint cases, and to hear the Attorney General's report.

Micky Couey moved, Emory Lamar seconded, and the Georgia State Board of Cemeterians voted to enter back into Open Session, and Tim Smith, Acting Chair, declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. at 10:53 a.m. No votes were taken in Executive Session.

**OPEN SESSION:**

Emory Lamar moved, Dan Greene seconded, and the Board voted to ratify the following recommendations made during Executive Session:

**Applications:**

Application #2666016 – J.G.W. – Clift Dempsey to contact applicant to arrange a cognizant interview.

Application #2678878 – R.J. – Denied based on criminal history of a felony.

Application #2676733 – J.C.C. – Tabled for further information – criminal charges pending.

**Complaints:**

ENCE-0112 – Inspectors to contact Tim Smith or Clift Dempsey regarding language in the deed. Owner must amend the deed to sell the property - tabled.

ENCE-0154 – send a letter of concern regarding maintenance, re-inspect, and then close.

The remaining complaints were tabled to allow the Attorney General to discuss his report before losing the quorum: ENCE-0161, ENCE-0172, ENCE-0173, ENCE-0174, ENCE-0175, and ENCE-0176.

**Attorney General's Report:**

Forrest Pearce discussed the ongoing situation reported under ENCE-0030, 81, 82, 83, and 84. Emory Lamar motioned, Dan Greene seconded and the Board voted to follow the recommendation of the Attorney General to reject the offer from the cemetery's attorney.

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**Other Business:**

Inquiry O.C.G.A. 10-14-6 – Irrevocable Trust Fund: No action by the Board – no jurisdiction. Refer to the Secretary of State.

Inquiry from Schwartz Legal Group: - Board ruling governs, request does not meet the form requirements. Must comply with 590-3-1-.03.

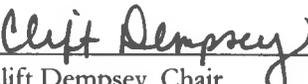
The Georgia State Board Cemeterians will hold their next meeting on August 15, 2017 at 10:00 a.m. via teleconference.

There being no further business, Tim Smith, Acting Chair, declared the meeting adjourned at 11:06 a.m.

Minutes recorded by: Sandy Barboza, Board Support Specialist

Minutes reviewed and edited by: La Trenda Tyler-Jones, Executive Director

Minutes were approved on: 8/15/2017

  
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Clift Dempsey, Chair

  
\_\_\_\_\_  
La Trenda Tyler-Jones, Executive Director

**with express permission by**  
**LaTrenda Tyler-Jones, Executive Director**



STATE OF GEORGIA

COUNTY OF BIBB

AFFIDAVIT SUPPORTING CLOSING OF PUBLIC MEETING

The Georgia Open Meetings Act, O.C.G.A 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specified exemptions relied upon. O.C.G. A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meetings in question.

Comes Richard Parker, the Vice-Chairman identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia State Board of Cemeterians.
2. I am over the age of 18 and in other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and subject to penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On **June 20, 2017** this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of members present voted to close the meeting or a portion hereof of the following indicated reason(s). I hereby certify that that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for closure of this meeting was: O.C.G.A. 43-1-2(k).
5. The subjects discussed and the underlying facts supporting the closing of this meeting are as follows:

Applications and other personal information submitted by the applicants; information, Favorable or unfavorable, submitted by a reference source concerning an applicant; and Deliberations of the Board with respect to an application, an examination, a complaint, an Investigation, or a disciplinary proceeding.

FURTHER THE AFFIANT SAYETH NOT.

*Tim Smith*

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PRESIDING OFFICER

**with express permission by  
LaTrenda Tyler-Jones, Executive Director**

Sworn to and subscribed before me this 20<sup>th</sup>  
Day of June, \_\_\_\_\_  
Jenny H. Chapman  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 11/5/17

