

Georgia State Board of Funeral Service

Board Meeting

November 8, 2011

A Public Hearing was held at 10:00 a.m. on Tuesday, November 8, 2011 at 237 Coliseum Drive, Macon, Georgia for the purpose of allowing the owner of Ferguson Brothers Funeral Home located in Rochelle, GA, to appeal an inspection violation against the establishment.

Lauren McDonald moved, Bryant Hightower seconded, and the Board voted to waive the fine for casket pricing violations and assess the fine for failure to have a non-porous sanitary sink cover.

The regular meeting of the Georgia State Board of Funeral Service was called the meeting to order by Chairman Terry Daviston immediately following the public hearing.

A quorum was established with members present being: Terry Daviston, Chairman; Draper Watson, Vice Chair; Nancy Kennedy, David Roach, Thelon Hamby, Lauren McDonald and Bryant Hightower.

Others present were as follows: Steve Lindsey, Executive Director; Reagan Dean, Assistant Attorney General and Melanie Brown, Board Support Specialist.

Executive Session:

Thelon Hamby moved to enter into Executive Session to deliberate on applications, complaints, and investigations, as authorized by O.C.G.A. § 43-1-2 (k) and 43-1-19 (h). Lauren McDonald seconded the motion. The motion was carried by Terry Daviston, Chairman; Vice Chair, Draper Watson; Bryant Hightower, Nancy Kennedy, David Roach, Lauren McDonald and Thelon Hamby. The Board concluded Executive Session in order to vote on the matters discussed and to continue with the public session.

Approval of Minutes:

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve the minutes of the October 11, 2011 meeting.

Applications:

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to ratify the following licenses issued since the October 11, 2011 meeting:

1.	EMB004748	Nolen, Judith Miller	Embalmer	Jackson	GA
2.	EMB004749	Peacock, Vic Elie	Embalmer	Alma	GA
3.	EMB004750	Duff, Charles Ryan	Embalmer	Atlanta	GA
4.	FD005157	Nolen, Judith Miller	Funeral Director	Jackson	GA
5.	FD005158	Peacock, Vic Elie	Funeral Director	Alma	GA
6.	FD005159	Duff, Charles Ryan	Funeral Director	Atlanta	GA

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7.	FEST001802	Southview Mortuary Inc	Funeral Establishment	Moultrie	GA
8.	FEST001803	Southside Mortuary Inc	Funeral Establishment	Commerce	GA
9.	FSA005312	Johnson, Daryl Antoine	Funeral Service Apprentice	Atlanta	GA
10.	FSA005313	McMillian, Alonzo Latron	Funeral Service Apprentice	Dublin	GA
11.	FSA005314	Johnson, O'Neita W	Funeral Service Apprentice	Vidalia	GA
12.	FSA005315	Banik, Patrick Michael	Funeral Service Apprentice	Atlanta	GA
13.	FSA005316	Walker, Jeremy Shelton	Funeral Service Apprentice	Cleveland	GA
14.	FSA005317	Mockalis, Patrick Joseph	Funeral Service Apprentice	Conyers	GA
15.	FSA005318	Stout, Krystal T	Funeral Service Apprentice	Buford	GA
16.	FSA005319	Jordan, Tremaine Lee	Funeral Service Apprentice	Snellville	GA
17.	FSA005320	Montgomery, Leon Harris, III	Funeral Service Apprentice	Atlanta	GA
18.	FSA005321	Thompson, Jered Cain	Funeral Service Apprentice	Albany	GA

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve the following requests for appointment as Funeral Director in Full & Continuous Charge:

- 1726652 Peachtree Cremation Lawrenceville, GA
FDFCC: Bryan Eric Rickert

- 1731716 East Georgia Crematory Swainsboro, GA
FDFCC: Susan Ross Roberts Waters

- 1729632 Tri Cities Funeral Home, Inc. Lithonia, GA
FDFCC: Shameka Sharell Reynolds

- 1733052 Carter Funeral Home Hinesville, GA
FDFCC: Sanford L. Carter, Jr.

- 173054 Carter Funeral Home Bryan Chapel, Inc. Richmond Hill, GA
FDFCC: Jo B Chapman

Thelon Hamby moved, David Roach seconded, and the Board voted to approve the following applicant for licensure:

- 1726759 Swann, Carl Edward, Jr Funeral Service Decatur, GA
Apprentice

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Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve the following applicant for licensure:

- 1728163 Waldrip, Dustin Embalmer Cordele, GA

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve the following applicant for licensure:

- 1731285 SouthEast Death Care & Funeral Savannah, GA
Cremation Services Establishment

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve the following applicant for licensure:

- 1733732 Pineridge Cremation Service, LLC Crematory Americus, GA

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve the following applicant for licensure:

- 1732340 Raposa, Heidi Embalmer & Metter, GA
1732341 Funeral Director by
Endorsement/Reciprocity

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to deny the following applicant for licensure:

- 1730542 Sims, Wilhelmina S Embalmer San Antonio, TX
1730544 Funeral Director by
Endorsement/Reciprocity

Thelon Hamby moved, David Roach seconded, and the Board voted to approve the following applicant for licensure:

- 1726971 Vincent R Drummer Funeral Home, Inc. Soperton, GA

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve the following applicant's change of name request:

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- 1732701 Watkins Watkins Watkins, LLC dba Carrollton, GA
 Willie A. Watkins Funeral Home

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee. David Roach recused himself from discussion and abstained from the vote:

- 1731051 M W D

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee. David Roach recused himself from discussion and abstained from the vote:

- 1731056 M W D

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, David Roach seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1731257 S F H & C S

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

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- 1731716 E G C

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1731813 M F H A

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$750.00 fine for the FDFCC and a \$750.00 fine for the establishment.

Thelon Hamby moved, David Roach seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1732106 K F H

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$2,000.00 fine for the FDFCC, a \$2,000.00 fine for the establishment and any further violations against the establishment will lead to the Funeral Director in Full and Continuous Charge being denied the privilege to act as FDFCC of an establishment.

Thelon Hamby moved, Bryant Hightower seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1730016 T F H

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

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- 1732515 S F H and C
1732490

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the funeral establishment, 24 months probation for the crematory, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC, a \$1,000.00 fine for the Crematory, and a \$1,000.00 fine for the funeral establishment.

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1732516 S F H

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, David Roach seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1729919 W & J F H

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, David Roach seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee:

- 1734068 O F C

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$750.00 fine for the FDFCC and a \$750.00 fine for the establishment.

Bryant Hightower moved, Lauren McDonald seconded, and the Board voted to approve an application for reinstatement of licensure by consent agreement for the following licensee. Thelon Hamby recused himself from discussion and abstained from the vote:

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- 1734165 M M P F H

The consent order provides for reinstatement of licensure, a public reprimand, 24 months probation for the establishment, 24 months probation for the Funeral Director in Full and Continuous Charge of the establishment when the license lapsed, a \$1,000.00 fine for the FDFCC and a \$1,000.00 fine for the establishment.

Thelon Hamby moved, David Roach seconded, and the Board voted to table the following applicant for reinstatement of licensure pending receipt of further information from the applicant:

- 1273250 B M
1273251

Thelon Hamby moved, David Roach seconded, and the Board voted to notify the following establishment that their appointment to appear before the Board for a change of FDFCC should be rescheduled or a request for a second grace period should be submitted to the board office:

- 1732362 Sunset Funeral Home

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to send an inspector to the following establishment to issue a cease and desist order for failure to appear before the Board to reinstate the facility's license:

- 1732838 H M C

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to send an inspector to the following establishment to issue a cease and desist order for failure to appear before the Board to reinstate the facility's license:

- 1732835 H M

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to send an inspector to the following establishment to issue a cease and desist order for failure to appear before the Board to reinstate the facility's license:

- 1732840 H M

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Thelon Hamby moved, David Roach seconded, and the Board voted to send an inspector to the following establishment to issue a cease and desist order for failure to appear before the Board to reinstate the facility's license:

- 1731638 B S F H

Thelon Hamby moved, David Roach seconded, and the Board voted to send an inspector to the following establishment to issue a cease and desist order for failure to appear before the Board to reinstate the facility's license:

- 1731061 W F S

Thelon Hamby moved, Nancy Kennedy seconded, and the Board voted to accept the report of pending cases presented by the Attorney General.

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to accept a voluntary surrender of licensure from the following:

- Phyllis Marie Bleckley Richland, GA

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to accept a signed consent agreement from the following licensee:

- Thomas C. Poteet, Jr. Embalmer Augusta, GA
Funeral Director

The consent order provides for a public reprimand, 24 months probation, a \$500.00 fine and removal of Funeral Director in Full and Continuous Charge status.

Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to accept a signed consent agreement from the following funeral establishment:

- Thomas C. Poteet, Jr. & Son Funeral Establishment Augusta, GA
Funeral Directors

The consent order provides for a public reprimand, 24 months probation and a \$12,000.00 fine.

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Thelon Hamby moved, Lauren McDonald seconded, and the Board voted to accept payment arrangements on the following case:

- FUN120024 Accept \$600.00 payment, to be paid within
10 business days for past due fines on
failed inspection

After some discussion regarding the use of the term “Society” with reference to a burial society or cremation society, the Board voted to table the issue for further review.

Terry Daviston moved, Thelon Hamby seconded, and the Board voted to approve the following continuing education courses:

Program Provider/Sponsor	Course Title	HRS Requested	HRS Approved
FuneralCE Sue Moore P.O. Box 850127 Richardson, TX 75085 866-332-8423	Basic Embalming Practices	5	2
Georgia Funeral Service Practitioners Association, Inc. Hope Iglehart P.O. Box 1069 Athens, GA 30603 706-548-5671	Executing the Strategic Plan for Funeral Professionals	2	4
	The Importance of Strategic Planning for the Professional	2	16
	Your Role in Leading GFSPA as an Officer , Update of Constitution and By-laws and Procedural Manual	2	1
HLB Bereavement Consulting & Training Svcs. Helen L. Bratton 3839 Boulder Creek Road Martinez, GA 30907 706-860-0954 h.l.b@comcast.net hlbratton@dhr.state.ga.us	Volunteering to Assist in a Temporary Morgue at the Site of a Disaster with Multiple Fatalities	3	19
	Volunteering in Family Assistance Center During and After a Disaster	2.5	7.5

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	with Fatalities		
	Identifying Other Local Funeral Home Resources If Sharing Facilities Should Become Necessary Due to Fire, Wind or Water Damage.	3	10
	Preparing for Power Outages, No Water and Other Disruptions that May Occur (during arrangement meetings, embalming, violation and/or services) at Your Facility.	3	10
	Preparing for Emergency and Disaster Needs in the Funeral Home and/or Church: Emergency Evacuations of Families, Visitors and Remains.	2	2
	Becoming Acquainted with Local Emergency Management Personnel and Their Responsibilities and Authorities. Learn How to Volunteer and the Responsibilities When Responding to a Community emergency/Disaster	3	3
	Understanding Chemical Disasters and Decontaminating the Remains	3	3
APEX Continuing Education Solutions Remo Portelli P.O. Box 29151 Austin, TX 78755 1-800-769-8996 512-372-8875 fax	Funeral Service Ethics	2	2
	Telephone Inquiry Manual	2	2
	Working with Difficult People	3	3
	Sexual Harassment in the Workplace	4	4
	FTC Funeral Rule	4	4
	OSHA Essentials	4	4

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The Board received correspondence from the following licensee:

- Fox and Weeks Funeral Directors

The correspondence questioned whether Title 43, Chapter 18 of the Georgia Code permitted funeral homes with a crematory on site to have a stand alone satellite office for meeting with families in the state of Georgia. The Board's response is that crematories are licensed for specific locations, and satellite offices are not permissible under the law without the satellite office meeting all of the requirements for a crematory and without obtaining another license, making reference to O.C.G.A. § 43-18-72.

Thelon Hamby moved, David Roach seconded, and the Board voted to deny the following request to waive the affidavits for assisting in funeral directing and embalming, and allow application for a funeral director and embalmer license without having met the requirement of submitting the affidavits mentioned above:

- Sonya Young Atlanta, GA

The next meeting of the Board will be December 13, 2011, at 10:00 a.m. at the Professional Licensing Boards office in Macon, GA.

There being no further business, the meeting was adjourned at 4:24 p.m.

Minutes approved at the December 13, 2011 meeting.