



Legislative Background Brief

for the
Economic Affairs Interim Committee

October 2011

Board of Funeral Service

Prepared by Pat Murdo, Legislative Research Analyst

Board = 6 members appointed by the Governor with the consent of the Senate. Three must be licensed morticians. One is a public member not engaged in mortuary science or funeral directing. One is a licensed crematory operator or technician or mortician engaged in a crematory operation. One must be a representative of a cemetery company governed by Title 37, chapter 19, part 8. Terms are staggered, for 5 years.

<p>Licensed Morticians Ronald Brothers, Hamilton (7/1/2012) R.J. Brown, Lewistown (7/1/2014) William Cronin, Havre (7/1/2013)</p> <p>Crematory Operator Thomas Meeks, Great Falls (7/1/2015)</p>	<p>Cemetery Representative Bart Thompson, Helena (7/1/2012)</p> <p>Public Member John Tarr, Helena (7/1/2012)</p>
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Number of Active Licensees and Licensing Fees (active renewal in parentheses)

	FY 2010 Licensees	Licensees September 2011	Fees
Morticians	189	162, of which 23 out of state	\$250 (\$200)
Crematory Operators	73	78, of which 1 out of state	\$200 (\$100)
Crematory Technicians	37	37, of which 1 is out of state	\$200 (\$100)
Mortuaries	79	73	\$200 (\$300)
Branch Facilities	14	15, of which 1 is out of state	\$250 (\$50)
Privately Owned Cemeteries	9	10	\$1,250 (\$1000/5 yrs)
Crematoria	31	32	\$250 (\$300)

Revenues FY2008-FY2010 and Budgets for FY 2009-2013

	Revenues		Expenditures	
	Licensing	Other	Personal Services	Operating
FY 2009	\$89,985		\$91,979	
FY 2010			\$41,971	\$51,742
FY 2011			Budgeted Expenditures	
FY 2012	not available	not available	\$93,423	
FY 2013	not available	not available	\$93,470	

Expenditures, FY 2010 Total: \$93,713	Direct	Indirect	
		Admin	Div. IT/Bureau
Personal Services, incl. per diem	\$34,322	\$4,700	\$2,949
Operating Expenses			
Consulting, Printing, IT, Other	\$17,521		\$1,145
Supplies, incl. Computer	\$1,606		\$761
Postage, mailing, IT network, voice services	\$806		\$1,186
Travel for Board Members	\$4,868		--
Rent and other expenses*	\$2,248		\$5,878
Legal and hearings	\$15,723		--

*Includes computer and office equipment repair of \$80, dues, education & training, and fee collection expense of \$2,168 for direct expenses and rent of \$1,764, DLI OIT expense of \$1,172, and indirect agency of \$2,942 for indirect expenses.

Number of Complaints

FY 09 7

FY 10 13

Disciplinary Action (may be from other years)

FY 09 2 dismissed, 1 other sanction
18 investigations

Scope of Practice

Morticians - Supervise funerals, make preneed or at-need contractual arrangements for funerals, prepare dead bodies for burial other than by embalming, maintain a mortuary for preparation, disposition, or care of dead human bodies, and embalm, which includes obtaining burial or removal permits as well as disinfecting and preserving or attempting to preserve dead human bodies by the use of chemical substances, fluids, or gases intended for those purposes.

Intern - A person who meets the educational and testing requirements and engages in the practice of mortuary science under the supervision of a licensed mortician.

2011 Legislation Impacting Board or Profession

- HB 94, sponsored by Rep. Arntzen at the request of the Department of Labor and Industry, generally revises reciprocity and other board functions. (Became law)

Summary of Responses from Survey as made through September 16, 2011:

Zero Responses from Board of Funeral Service licensees -