

Monday – January 22, 2007

The regular meeting of the Board of Embalmers and Funeral Directors was held in the Riffe Center located in Columbus. Ross C. DeJohn, Sr., President, called the meeting to order at 1:00 P.M. Other Board members present were: John J. Hadley, Pernel Jones, Roger Primm, Robert L. Shank, and Kurtis A. Tunnell. Also, present were: Zachary Dunlap, Assistant Attorney General; Inspector, Frank J. Savage, Inspector, Charles H. Wisby, Inspector; Jennifer Baugess, Administrative Assistant; Linda Clark, Certification/License Examiner; Lena Wright, Administrative Assistant, and Ann Cunningham, Executive Director. Observing the meeting were Gregg Zamborsky, John Zamborsky, Leon Zawicki, Douglas E. Wilson, Tom Routsong.

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On a motion by Mr. Shank, seconded by Mr. Hadley, the Board approved, as amended, the minutes of the meeting held on December 18-19, 2006. Ayes: 6. Nay: 0. Motion approved.

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Director's Report

Ms. Cunningham reported that the Board office mailed renewal applications on October 10, 2006, and on January 2, 2007, the Board office mailed the first batch of renewal licenses of 2007-2008. Ms. Wright will have more details in her Fiscal Report

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Mr. DeJohn and Mr. Savage participated in the Pittsburgh Institute of Mortuary Science Law Seminar on January 3, 2007. Mr. DeJohn received per diem and reimbursement for allowable travel expenses. Mr. DeJohn reported that they had an excellent discussion with 31 students present at the seminar.

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The first payroll under the Ohio Administrative Knowledge System [OAKS] occurred on January 5, 2007. The Board staff enters the information that is checked by a third party before accepted by OAKS. Ms. Cunningham reported that it is a challenge to navigate the data system.

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The five amended rules and one new rule become effective of January 9, 2007, and Ms. Cunningham mailed copies of laws and rules to Board Members.

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Ms. Cunningham reported that the Joint Boards Group changed its name to "Boards and Commissions Management Group," to better reflect the members and focus of the group. Aaron Pickrell, Chief Operating Officer for Governor Strickland, met with the group on January 17, 2007.

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OFDA District #16 [Stark, Tuscarawas and Carroll counties] requested a Board Member and Inspector Savage to speak with the organization on February 15, 2007. The Board selected Mr. Primm to accompany Inspector Savage.

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Ms. Cunningham reminded the Board that she and Mr. Hadley are on the program for the Ohio Embalmers' Association meeting on February 28, 2007 in Wilmington, Ohio.

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Mr. Hadley will monitor the Board's Ohio Laws examination scheduled for January 31, 2007.

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The Board staff is preparing the Annual Preneed Report Form for calendar year 2006. Funeral homes are required to complete the form and attach a copy of all preneed accounts that are funded according to Section 1111.19 of the Revised Code.



Mrs. Baugess, Mr. Wisby and Ms. Cunningham will attend the FARB Forum in San Antonio, February 2, 2007 through February 4, 2007.



Ms. Cunningham reiterated that the Association of Executives of Funeral Service Boards will meet April 20, 2007, in Nashville, and the International Conference of Funeral Service Examining Boards will open its annual convention on April 21, 2007, in Nashville. Mr. DeJohn, Mr. Hadley, Mrs. Baugess and Ms. Cunningham represent the Board at these events.



Board Members received a copy of the Fiscal 2007 Report on Boards and Commissions prepared by the Legislative Service Commission.



Board Members received a copy of Executive Order 2007-01S, Governor Strickland's new Ethics Requirements. In addition, Ms. Cunningham reported that the Governor's Office requested position descriptions for unclassified exempt employees.



Ms. Cunningham informed that Board the Ohio Funeral Directors Association would use a certificate of completion similar to National Funeral Directors Association, for the OFDA annual convention.

The Board selected Mr. Shank to represent the Board at the Ohio Funeral Directors Association Legislative Reception on March 13, 2007.



Licensure

There were no applications for crematory facility license offered for the Board's consideration.



On a motion by Mr. Hadley, seconded by Mr. Shank the Board approved the following application for crematory facility license pending receipt of the occupancy permit and final inspection by the Board. Ayes: 6. Nays: 0. Motion approved.

<u>Facility</u>	<u>Location</u>	<u>County</u>
SRS Services	Hopewell	Muskingum



There were no licenses issued to a crematory facility license after approval of the application, receipt of the occupancy permit, and the final inspection.



There were no applications for embalming facility license offered for the Board's consideration.



There were no applications for embalming facility license pending receipt of the occupancy permit and final inspection by the Board.



There were no applications for embalming facility license to ratify after receipt of the occupancy permit and final inspection by the Board.

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There were no applications for funeral home with an effective date of December 18, 2006.

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On a motion by Mr. Shank, seconded by Mr. Tunnell, the Board approved the following applications for funeral home license. Ayes: 6 Nays: 0. Motion approved.

<u>Firm Title</u>	<u>Location</u>	<u>County</u>	<u>Inspection</u>
L.E. Black, Phillips & Holden	Youngstown	Mahoning	11/09/05
Bundy-Law FH	Cambridge	Guernsey	06/27/06
Ripepi FH Inc.	Parma	Cuyahoga	10/29/06
Joseph Rossi & Sons FH Inc.	Niles	Trumbull	12/14/06
Wischmeier-Buesch FH	Cleveland	Cuyahoga	12/15/06

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There were no funeral homes licenses to be ratified after approval of the application, receipt of the occupancy permit, and the final inspection.

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Mrs. Clark presented her report on registrations, apprenticeships, and initial licenses to the Board Members.

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Licensure Issue 1 – The Board reviewed a request from Mary E. Hoekstra concerning part-time employment during her funeral director’s apprenticeship. On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board approved Ms. Hoekstra’s request to work no more than twenty hours per week as a dental hygienist outside her apprenticeship. Ayes: 6. Nays: 0. Motion approved.

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Licensure Issue 2 – The Board reviewed a request from James A. Miner concerning full-time employment during his apprenticeship. On a motion by Mr. Shank, seconded by Mr. Hadley, the Board denied Mr. Milner’s request to work full-time outside his apprenticeship. Ayes: 6. Nays: 0. Motion approved..

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Licensure Issue 3 – The Board reviewed a letter from Kelli Wallingford, her embalmer and funeral director apprenticeships. On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board granted Ms. Wallingford permission to serve her funeral director apprenticeship under Fares J. Radel at the Fares J. Radel Funeral Home, and to serve her embalmer apprenticeship with Jeff Staver at Treadway-Pollitt Funeral Home. Ayes: 6. Nays: 0. Motion approved.

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Licensure Issue 4 – The Board reviewed a letter from Matthew L. Pfeiffer concerning his application for registration after he completes mortuary science college. On a motion by Mr. Jones, seconded by Mr. Shank, the Board tabled consideration of Mr. Pfeiffer’s letter at this time.



On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board voted to issue embalmer and/or funeral director licenses to the following qualified applicants. Ayes: 6. Nays: 0. Motion approved.

<u>Embalmer lic no.</u>	<u>Funl Dir lic no</u>	<u>Name</u>	<u>City</u>
9220	9198	Paul Wavak	Chicago
9221	9199	John W. Douthitt	Cincinnati
9222	9200	Wendy L Hoffman	Akron
9223	9201	Ryan M. Littleton	Sabina
9224	9202	Linda D. White	Cleveland



The following individuals qualified and were issued funeral director registration numbers during the month of December 2006.

<u>Regis No.</u>		<u>Name</u>	<u>City</u>	<u>Effective</u>
Reg-0195	Emb	Amanda E Robarge	Fremont	12/20/06
Reg-0267	Fd	Amanda E Robarge	Fremont	12/20/06
Reg-0279	Fd	Brian A Bellus	Brookfield	12/20/06
Reg-0187	Emb	Brian A Bellus	Brookfield	12/20/06
Reg-0280	Fd	Elizabeth M Dalzell	Cincinnati	12/20/06
Reg-0188	Emb	Elizabeth M Dalzell	Cincinnati	12/20/06
Reg-0282	Fd	Erika N Hopkins	Cleveland	12/20/06
Reg-0190	Emb	Erika N Hopkins	Cleveland	12/20/06
Reg-0281	Fd	Gerald J Foos	Bellevue	12/20/06
Reg-0189	Emb	Gerald J Foos	Bellevue	12/20/06
Reg-0277	Fd	Jeffrey L Reitman	Akron	12/04/06
Reg-0198	Emb	Jessica A Thompson	Dayton	12/20/06
Reg-0290	Fd	Jessica A Thompson	Dayton	12/20/06
Reg-0285	Fd	Julie Maag	Loveland	12/20/06
Reg-0193	Emb	Julie Maag	Loveland	12/20/06
Reg-0199	Emb	Kelli M Wallingford	Aberdeen	12/20/06
Reg-0291	Fd	Kelli M Wallingford	Aberdeen	12/20/06
Reg-0284	Fd	Kelly L Lanckiewicz	Maple Hts	12/20/06
Reg-0192	Emb	Kelly L Lanckiewicz	Maple Hts	12/20/06
Reg-0283	Fd	Kent R Keesee	Galion	12/20/06
Reg-0191	Emb	Kent R Keesee	Galion	12/20/06
Reg-0276	Fd	Mary E Hoekstra	Granville	12/04/06
Reg-0278	Fd	Michael S Lawrence	Solon	12/12/06
Reg-0200	Emb	Pamela D Duncan	Columbus	12/22/06
Reg-0292	Fd	Pamela D Duncan	Columbus	12/22/06
Reg-0196	Emb	Reilly-Joe Short	Archbold	12/20/06
Reg-0288	Fd	Reilly-Joe Short	Archbold	12/20/06

Reg-0194	Emb	Shawn F Reilly	Wickliffe	12/20/06
Reg-0286	Fd	Shawn F Reilly	Wickliffe	12/20/06
Reg-0197	Emb	Stephanie D Singleton	Hamilton	12/20/06
Reg-0289	Fd	Stephanie D Singleton	Hamilton	12/20/06



The following individuals certified an apprenticeship during the month of December 2006.

Cert No.		Name	Funeral Home	Effective
Cert-0195	Emb	Amanda E Robarge	Herman-Kinn-Karlovetz FH	12/28/06
Cert-0287	Fd	Amanda E Robarge	Herman-Kinn-Karlovetz FH	12/28/06
Cert-0187	Emb	Brian A Bellus	Lane Funeral Homes, Madasz	12/20/06
Cert-0279	Fd	Brian A Bellus	Lane Funeral Homes, Madasz	12/20/06
Cert-0281	Fd	Gerald J Foos	Foos & Son Funeral Home	12/26/06
Cert-0189	Emb	Gerald J Foos	Foos & Son Funeral Home	12/26/06
Cert-0110	Emb	Gwendolyn M Fisher	Wonderly-Horvath-Hanes FH	12/04/06
Cert-0166	Fd	Gwendolyn M Fisher	Wonderly-Horvath-Hanes FH	12/04/06
Cert-0290	Fd	Jessica A Thompson	Tobias Funeral Home Inc	12/28/06
Cert-0198	Emb	Jessica A Thompson	Tobias Funeral Home Inc	12/28/06
Cert-0193	Emb	Julie Maag	Tufts-Schildmeyer FH	12/28/06
Cert-0285	Fd	Julie Maag	Tufts-Schildmeyer FH	12/28/06
Cert-0192	Emb	Kelly L Lanckiewicz	Ferfolia Funeral Homes Inc	12/20/06
Cert-0284	Fd	Kelly L Lanckiewicz	Ferfolia Funeral Homes inc	12/20/06
Cert-0283	Fd	Kent R Keesee	Richardson-Davis FH Inc	12/20/06
Cert-0191	Emb	Kent R Keesee	Richardson-Davis FH Inc	12/20/06
Cert-0276	Fd	Mary E Hoekstra	McPeek Funeral Home	12/13/06
Cert-0278	Fd	Michael S Lawrence	Kindrich-McHugh & Steinbauer	12/19/06
Cert-0292	Fd	Pamela Duncan	Williams Funeral Services	12/28/06
Cert-0200	Emb	Pamela Duncan	Williams Funeral Services	12/28/06
Cert-0288	Fd	Reilly-Joe Short	Short Funeral Home	12/20/06
Cert-0196	Emb	Reilly-Joe Short	Short Funeral Home	12/20/06



The Board office received and processed the following reports during the month of December 2006:

<u>Apprentice Reports</u>	<u>Embalmer</u>	<u>Funeral Director</u>
Apprenticeship Reports	199	267
Quarterly Master Reports	31	44
Board Interviews	3	2

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Fiscal

Board Members, with the assistance of Miss Wright, reviewed the revenue journal with a balance as of \$592,705.96 as of the end of December, which includes \$554,550.00 from the lockbox operation that collects the biennial renewal. Also, the Board reviewed the voucher journal with 44 vouchers and encumbrances for December, and a comparison chart of expenditures to date.

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At the time of the Board meeting, the following individuals and facilities have paid and a renewal license card issued on January 2, 2007.

Credential	Description	Count
CREM	Crematory Facility	69
DUAL	Embalmer/Funeral Director	1,453
EFAC	Embalming Facility	2
EMB	Embalmer only	5
FD	Funeral Director only	443
FH	Funeral Home	698
	total	2,670

The following individuals and facilities have paid but not issued a renewal license at the time of the Board meeting.

Credential	Description	Count
CREM	Crematory Facility	19
DUAL	Embalmer/Funeral Director	631
EFAC	Embalming Facility	0
EMB	Embalmer only	2
FD	Funeral Director only	232
FH	Funeral Home	347
	Total	1,231

At the time of the Board meeting, the following individuals and facilities have not paid the biennial renewal. These license holders were sent a certified letter stating that their licenses were suspended, and explained the late penalty fees and renewal process.

Credential	Description	Count
CREM	Crematory Facility	5
DUAL	Embalmer/Funeral Director	206
EFAC	Embalming Facility	1
EMB	Embalmer only	3
FD	Funeral Director only	77
FH	Funeral Home	73
	Total	365



Committee Reports

The Continuing Education Committee met at 10:30 A.M. before for the Board meeting to review continuing education applications for approval.



John Deitloff, President of the Ohio Funeral Directors' Association [OFDA] presented an initial draft of legislation to amend Section 3905.0451 R.C. and Section 1111.19 R.C. and an initial draft of new legislation for proposed Section 1111.20 R.C. the Board Members. Scott Gilligan, attorney for OFDA. Mr. Gilligan explained that the proposal legislation includes: adding insurance-funded preneed to Section 1111.91 R.C., expanding the definition that the written contract include specific information about the seller, purchaser, and beneficiary, disclosure identifying the trustee, fees, expenses or taxes deducted; disclosures regarding: canceling or transferring the insurance policies, how the purchase price is to be paid, default, guaranteed price or non-guaranteed price, purchaser's right to make the contract irrevocable, initial right to cancel with seven days, substitutions, and a cancellation procedure with fees. The proposed new legislation, Section 1111.20 R.C. would establish a recovery fund. Mr. Tunnell expressed the Board's gratitude to OFDA, and stated that the legislation involves more management work for Board, but perhaps another state agency is better equipped to handle preneed management. The Board mentioned other areas of concern including; management costs, and research other state agencies that operate recovery funds. The Board determined to schedule a meeting with OFDA, other state associations, consumers, and involved state agencies in a combined effort to find an efficient and accountable legislation to protect consumers and licensees. OFDA urged that the legislation be introduced by early March.

The Board permitted Greg Zamborsky to address the Board Members. Mr. Zamborsky asked why the Board and OFDA have not addressed the practice of unlicensed person to sell preneed. He referred to the AG Opinion, the misrepresentation of firms, soliciting by agents employed by and/or affiliated with a funeral home.



Inspectors' Reports

From December 10, 2006 through January 20, 2007, Inspector Savage drove 2,081 miles in the counties of Carroll, Cuyahoga, Mahoning, Muskingum, Richland, and Trumbull. In addition, Inspector Savage and Board President, Ross C. DeJohn, participated in the Pittsburgh Institute of Mortuary Science Law Seminar on January 3, 2007.

Crematory facility inspections	6
Embalming Facility inspections	0
Funeral home inspections	81
Violations discovered	0
Investigations activities	6
Apprentices monitored	0
Hearings	0



Inspector Wisby's report covered December 10, 2006 through January 20, 2007, during which he drove 3,251 miles in the counties of Delaware, Fayette, Franklin, Greene, Hamilton, Lucas, Madison, Pickaway, Pike, Scioto, Union, and Wood.

Crematory facility inspections	6
Embalming Facility inspections	0
Funeral home inspections	66
Violations discovered	1
Investigations activities	5
Apprentices monitored	1
Hearings	0

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Compliance

The following funeral homes submitted amendments to change the manger and/or funeral director actually in charge of and ultimately responsible for the funeral home in the month of December.

<u>License #</u>	<u>Funeral home</u>	<u>Licensee</u>	<u>Type</u>	<u>county</u>
FH001884	Johnson-Melick-Moreland	Moreland Robert	Mgr	Knox
FH002766	Kauber-Sammons FH	Bonifield Eric	Mgr	Licking
FH002766	Kauber-Sammons FH	Sammons Todd	AIC	Licking
FH002767	Keller-Ochs-Koch FH	Weerts Eric	AIC	Sandusky
FH002779	Lane Funeral Homes	Nicholas William	Mgr	Trumbull
FH002781	Lane FH, Shafer-Winans	Kane Jarrod	Mgr	Mahoning
FH001864	Lanning-Ross FH	Hoekstra William	Mgr	Perry
FH001099	R K Lindsey FH Inc	Lindsey Timothy	AIC	Tuscarawas
FH000833	The Morris Sons Company	Morris Lora	Mgr	Montgomery
FH000833	The Morris Sons Company	Morris Lora	AIC	Montgomery
FH000451	The Morris Sons Company	Morris Dale	AIC	Greene
FH001974	Warren-Brown FH	Brown Gregory	Mgr	Athens

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Mrs. Baugess presented the following for Board consideration:

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Compliance Mail 1 – The Board received a copy of a publisher’s affidavit, legal notice, from the Repository in Canton. The legal notice was the Board’s order to revoke the embalmer, funeral director and funeral home licenses held by Wendell C. Brogdon.

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Compliance Mail 2 - The Board reviewed a letter from Mabel C. Jones in which she requested permission to lease a facility to serve as a chapel/hall only, because she has difficulty signage and advertising her funeral home from the facility where she leases space. The Board directed to secretary to inform Mrs. Jones that she would be required to apply for a funeral home license.

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Compliance Mail 3 – The Board reviewed a letter from Raymond L. Beebe, an attorney, in which Mr. Beebe confirms the status of the funds held in the Robert O. Tate settlement matter.



Compliance Mail 4 – The Board reviewed a letter from Lisa Johnson that stated the Jamison & Jamsion Funeral located at 437 Hopkins Street in Cincinnati was permanently closed. Secretary to request a clearly enumerated list of all preneed accounts.



Compliance Mail #5 – The Board reviewed a letter from Brian C. Johnston in which Mr. Johnston announced the dissolution of the Johnston Funeral Service. Mr. Johnston had no preneed contracts, and leased space from another funeral home



Compliance Mail #6 – The Board reviewed a letter John R. Moses requesting a change of firm title. The Board accepted the change from: Selby-Cole Funeral Home” to Selby-Cole-Simpson Funeral Home.” Mr. Moses will return the display and renewal licenses. Secretary to remind Mr. Moses that all signage and advertisement must reflect the new firm title.

Compliance Mail #7 – The Board reviewed a letter from Jean E. Chamberlain in which Mrs. Chamberlain requested permission to continue the operation of the Chamberlain-Huckriede Funeral Home after the death of Frank K. Chamberlain. On a motion by Mr. Hadley, seconded by Mr. Shank, the Board approved the operation of the funeral home for twelve months until December 13, 2007. Ayes: 6. Nays: 0. Motion approved.



Compliance Mail #8 – The Board reviewed a letter from Terry Hoening, Hoening Funeral Home, concerning the use of an adjacent building as a chapel. The Board approved Mr. Hoening’s request.

Compliance Mail #9 – The Board reviewed a letter from Idethel K. Evans in which Ms. Evans requested an additional twelve months to continue the operation of the W. A. Gaines Funeral Home. On a motion by Mr. Tunnell, seconded by Mr. Shank, the Board approved Ms. Evans’ request to operate until the end of 2007. Ayes: 6. Nays: 0. Motion approved.

Compliance Mail #10 – The Board reviewed a letter from Roger K. Potts concerning the reinstatement of his funeral director license. The Board approved Mr. Potts requests provided her successfully passes the Ohio Laws examination and remit the renewal and penalty fees.

Compliance Mail 11 – The Board reviewed a letter from Veda Smith-Lindsey in which Ms Smith-Lindsey request permission to operate the J. Martin Smith Mortuary after the death of Jacqueline Martin Smith. On a motion by Mr. Hadley, seconded by Mr. Tunnell, the Board approved Ms. Smith-Lindsey’s request to continue the operation of the funeral home for twelve months until December 23, 2007. Ayes: 6. Nays: 0. Motion approved.



On a motion by Mr. Tunnell, seconded by Mr. Primm, the Board voted to close the following investigatory files: Roll Call Vote: Cheney, Aye; Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

<u>Complaint#</u>	<u>Issue</u>	<u>Situation</u>
0603118	preneed status	Funeral director abandoned funeral home, etc. The funeral director's and funeral home's licenses have been revoked. All of the information has been forwarded to local authorities. Funeral director has still not been located.
0707007	Preneed status	
0612086	preneed status	
0601092	preneed status	
0612084	preneed status	
0602105	preneed status	
0602106	preneed status	
0612081	preneed status	
0603114	preneed status	
0612082	Preneed status	
0612087	preneed status	
0603116	preneed status	
0603112	preneed status	
0603113	preneed status	
0711047	Payment to FH	A Michigan funeral home assisted in part of the funeral services for an Ohio resident. The Michigan funeral home invoiced the Ohio funeral home and the Ohio funeral home has paid the invoice in full.
0606150	Removal of body	The family has an arrangement conference with the funeral home and doesn't commit to anything, but they are to come back later to talk again. In the meantime, the funeral home calls an associate funeral service to pick up the deceased at the hospital. Family never gave the funeral home permission. However, the company, which made the removal, was doing as they were contracted and had no knowledge of the lack of permission.
0709027	Preneed release	The daughter wanted to cancel her mother's preneed and have the money returned. The funeral director contacted the mother and she doesn't want to cancel the contract.
0711040	Cremaains return	The mother dies in 2005 and the daughter is still paying on the account. In September 2006 another family member calls the funeral home and offers to pay the bill and get the cremaains. The daughter doesn't want the cremaains given to this relative. Funeral home releases cremaains to daughter and is allowing her to continue to make payments.
0711032	Unsanitary	A former temporary employee alleges unsanitary conditions in the prep room and improper disposal of deceased personal property. We received a letter from the funeral home indicating this individual would not have been required to perform any duties in that area and that this individual's sister is currently involved in another legal matter with the funeral home. All inspections of this funeral home since 1995 have been

		acceptable.
0711038	Missing items	The husband of the deceased claims that after the funeral services, he didn't receive his original photos, a pair of earrings and mass cards. The funeral home believes they did return these items. The funeral home has replaced the photos by making copies from a video and has sent a monetary mass donation to the church. The consumer is satisfied. Also, the funeral home now requires families to sign an itemized list of items returned.

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Motion by: Mr. Tunnell seconded by: Mr. Hadley, the Board voted to charge Kevin Boso with violation of Section 4717.14 (A) (2) of the Ohio Revised Code, for Unprofessional Conduct; specifically for having been convicted of a felony or of any crime involving moral turpitude; Attempt Unlawful Sexual Conduct – 2923.02A (F4)Importuning – 2907.07(D)(2) (F)(5). Roll call vote: DeJohn, Aye; Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

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On a motion by: Mr. Shank, seconded by: Mr. Tunnell, the Board voted to charge Matthew Schwab and the Secor Funeral Home with violation of Section 4717.14 (A) (4) of the Ohio Revised Code, for Unprofessional Conduct; specifically for ordering the removal of a body from a hospital without proper permission from the family on or about July 28, 2005. Roll call vote: DeJohn, Aye; Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

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On a motion by: Mr. Hadley, seconded by: Mr. Shank, the Board voted to charge Steven Spears and the Jerry Spears Company with violation of Section 4717.14 (A) (4) of the Ohio Revised Code, for Unprofessional Conduct; specifically for signing another persons name to a release form without permission and making the removal of the body without permission, on or about June 5, 2006; and with a violation of Section 4717-1-18(A) of the Ohio Administrative Code for solicitation of a dead human body by making numerous telephone calls to the deceased family inquiring as to whether or not a decision had been reached. Roll call vote: DeJohn, Aye; Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

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On a motion by Mr. Tunnell, seconded by Mr. Jones, the Board went into Executive Session pursuant to Section 121.22(G)(1) R.C. to consider complaints and possible disciplinary action against licensees. Roll call vote: DeJohn, Aye; Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

The President declared the Board out of executive session. There was no action to report.

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The Board meeting recessed at 3:37 P.M.



Tuesday – January 23, 2007

The Board reconvened at 8:00 A.M. in the Board Office on the 16th Floor of the Riffe Center. President Ross C. DeJohn, Sr. presided. Present were: John J. Hadley, Pernel Jones, Roger Primm, Robert L. Shank, Kurt A. Tunnell, Frank J. Savage, Inspector Charles H. Wisby, Administrative Assistant Jennifer Baugess, Executive Director Ann Cunningham. Barbara Hadley observed the Board meeting.



Continuing education

The list of continuing education programs considered by the Board during the January 2007 meeting is attached to the approved minutes filed in the Board’s office and appears in the Continuing Education Section of the Board’s Website.

On a motion by Mr. Shank, seconded by Mr. Primm , the Board approved, and where indicated denied, the Prior Approval continuing education programs, and individual continuing education programs. Ayes: 6. Nays: 0. Motion approved.

On a motion by Mr. Shank, seconded by Mr. Primm, the Board approved, and where indicated denied, the Blanket Approval continuing education programs. Ayes: 6. Nays: 0. Motion approved.

On a motion by Mr. Shank, seconded by Mr. Primm, the Board approved, and where indicated denied, individual continuing education programs. Ayes: 6. Nays: 0. Motion approved.

On a motion by Mr. Shank, seconded by Mr. Hadley, the Board approved the following applications for waiver or exemption of the continuing education requirement. Ayes: 6. Nays: 0. Motion approved.

Applications for Waiver or Exemption Compliance 2002-2004:

<u>Waiver</u>	<u>Exemption</u>	<u>Licensee</u>	<u>Granted/Denied</u>
X		Franklin P. Leasure	Granted

Applications for Waiver or Exemption Compliance 2004-2006:

<u>Waiver</u>	<u>Exemption</u>	<u>Licensee</u>	<u>Granted/Denied</u>
X		Franklin P. Leasure	Granted
	X	Michael F. Molena	Granted
	X	Thomas C. Kelsch	Granted
	X	Jerry E. Ray	Granted
	X	Kerry M. O’Donnell	Granted

Applications for Waiver or Exemption Compliance 2006-2008:

<u>Waiver</u>	<u>Exemption</u>	<u>Licensee</u>	<u>Granted/Denied</u>
X		Franklin P. Leasure	Granted
X		Richard L. Tobias	Granted
X		John P. Keller	Granted

X		Paul D. Jarvis	Granted
X		Eugene Minnifield	Granted

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On a motion by Mr. Hadley, seconded by Mr. Tunnell, the Board approved the following 50-year exemption from the continuing education requirement. Ayes: 6. Nays: 0. Motion approved.

<u>Date received</u>	<u>Licensee</u>	<u>License No.</u>
12/22/06	Jerry Jagers	DUAL 006047

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Continuing Education Mail #1 – The Board reviewed a letter from Megan Coyle Stamos requesting continuing education credit fro the Certified Networker Program offered by Monroe County Community College. Secretary to inform Ms. Stamos that she is required to obtain a certified transcript as proof of attendance, or if a transcript is not available, a letter signed by the person responsible for the program.

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Continuing Education Mail #2 – The Board reviewed a letter from William E. Hoekstra requesting reconsideration of the continuing education program Preneed Final Expense Forum. The Board reiterated its original decision and denied the request for credit because the program topic is insurance.

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Fiscal Mail – The Board reviewed a letter from Robert P. McDermott in which he requested a waiver of the late renewal penalty. On a motion by Mr. Shank, seconded by Mr. Tunnell, the Board voted to deny Mr. McDermott’s request. Ayes: 6. Nays: 0. Motion approved.

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On a motion by Mr. Shank, seconded by Mr. Jones, the Board went into executive session pursuant to Section 121.22 (G) R.C. to conference with the Board’s counsel to consider pending litigation. Roll call vote: DeJohn, Aye, Hadley, Aye; Jones, Aye; Primm, Aye; Shank, Aye; Tunnell, Aye.

The President declared the Board out of executive session. There was no action to report.

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On a motion by Mr. Jones, seconded by Mr. Shank, the Board removed from the table, the letter from Matthew L. Pfeiffer. Ayes: 6. Nays: 0. Motion approved. The Board asked the Secretary to inform Mr. Pfeiffer that the Board could not make an official decision until Mr. Pfeiffer submitted an application for registration, certified college transcript and fees. The Board has no authority to approve an application in advance of the application, but provided Mr. Pfeiffer complied with all of the requirements of Section 4717.05 R.C., the Board would certainly review his conviction. Please note that the Board has approved the registration of individuals with similar situations.

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On a motion by Mr. Jones, seconded by Mr. Primm, the Board meeting adjourned at 9:51 A.M. Ayes: 6. Nays: 0. Motion approved.