

Tuesday - January 16, 2002

The regular meeting of the Board of Embalmers and Funeral Directors was held at the Riffe Center located in Columbus. President Ross C. DeJohn called the meeting to order at 1:00 P.M.. Other Board members present were: Virginia S. Cheney, John J. Hadley, Pernel Jones, Sr., David B. Tobias, Kurtis A. Tunnell, Ronald G. Van Atta. Also present were: Mollie Martin, Assistant Attorney General, Frank J. Savage, Inspector, Charles H. Wisby, Inspector, and Ann Cunningham, Executive Director.

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On a motion by Mr. Van Atta, seconded by Mr. Tobias, the minutes of the December 18-19, 2001 meeting were approved. Ayes: 6. Nays: 0. Motion approved.

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Announcements

The Executive Director reported that Bank One's lockbox processing of renewal applications was very successful, and that the Board office reviewed and printed a majority of renewal licenses in December for the first time in many years.

The Board members were reminded to submit their annual Ohio Ethics Commission Financial Disclosure statement before April 15, 2002 as required by the Revised Code.

The Board members were informed that there would be a review of the Central Service Agency that process payroll and vouchers for the Board and Commissions. The main position, Management Analyst Supervisor 2, was posted and the deadline for submitting an application is February 15, 2002. The Boards and Commissions hope the Department of Administrative Services/Office of Finance expedites the process.

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Unfinished Business

The Board members were given a report and cost comparison for the SRS-e, licensing system to be purchased by the Boards. There was a brief discussion of the draft including the possible billing process based on number of licensees. Printing costs are separate from development and production costs.

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The Board received figures requested by the Ohio Funeral Directors Association based on a two-year compliance period so that the Association could produce a cost analysis as the Association considers becoming the third-party provider.

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On a motion by Mr. Tunnell, seconded by Mr. Van Atta, the Board approved participating in the service contract to hire Bruce Sinmaz as computer specialist to handle a variety of computer related tasks for the Board. Ayes: 6. Nays: 0. Motion approved.

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New Business

On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board approved the following applications for funeral home license. Ayes: 7. Nays: 0. Motion approved.

Ducro Funeral Service, North Kingsville

Gasiorowski Memorial, Inc., Toledo

Meyer Funeral Home, Cincinnati

Zaback-Czup Funeral Home, Ashtabula

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On a motion by Mr. Tunnell, seconded by Mrs. Cheney, the Board approved the following application for funeral home license contingent upon a successful inspection. Ayes: 7. Nays: 0. Motion approved.

Tracy Brammer Funeral Home, Inc., Ironton

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There were no funeral homes that submitted an amendment to change the manager during the month of December 2001.

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There were no funeral homes that submitted an amendment to change the funeral director actually in charge of and ultimately responsible for the funeral home during the month of December 2001.

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There were no funeral homes that closed because of cessation of business, a new owner, or new location during the month of December 2001.

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On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board issued embalmer and funeral directors licenses to the following individuals. Ayes: 7. Nays: 0. Motion approved.

Name	embalmer license no.	funeral director license no.
Allison Marie Will	8956 A	

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There were no individuals issued registration numbers during the month of December 2001.

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There were no individuals certifying apprenticeships during the month of December 2001.

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The Board was informed that the Board office received and processed the following reports during the month of December 2001.

Embalming case reports	115
Embalming master reports	19
Embalmer interviews	2
Funeral Director progress reports	217
Funeral Director master reports	36
Funeral Director interviews	5

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The Board reviewed various news articles related to the funeral profession.

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Board members Hadley and DeJohn will monitor examinations on February 12-13, 2002 along with Inspectors Savage and Wisby.

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The Executive Director informed the Board members of the Model State Emergency Health Powers Act currently being drafted by the Ohio Department of Health and the Governor's office. The Act would give the Department of Health authority to deal with health emergencies including bioterrorist attacks including temporary power over funeral homes.

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The Board received copies of HB#465 concerning deceptive trade practices and damages for persons working without a required license.

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Correspondence

1. A letter from Gilbert Alford requesting permission to reinstate his lapsed embalmer license. The Board approved the request , and the Secretary is to inform Mr. Alford of the procedure under Section 4717.08(C) of the Revised Code. Mr. Alford is required to remit renewal and penalty fees and pass the embalmer Ohio laws examination.
2. A letter from Mike Cline requesting permission to reinstate his lapsed embalmer and funeral director licenses. The Board approved the request , and the Secretary is to inform Mr. Cline of the procedure under Section 4717.08(C) of the Revised Code. Mr. Cline is required to remit renewal and penalty fees and pass the embalmer and funeral director Ohio laws examinations.
3. A letter from Gordon R. Diller informing the Board of the closing of Chiles and Sons - Laman Funeral Home (Haas-Diller Chapel) in Pandora. Secretary to acknowledge receipt of the closure , and the return of the display and renewal licenses along with a list of preneed accounts.
4. A letter from John L. Carey concerning firm title. The Board approved his request to change the firm title from "John L. Carey Funeral Home" to "Carey Funeral Home." Secretary will amend Board records, and instruct Mr. Carey that all advertisement and signage must reflect the new firm title.
5. A letter from Charles R. Blessing withdrawing his application for funeral home license for the proposed funeral home located at 87 Washington Street in Chagrin Falls. Secretary to acknowledge and mark the application as withdrawn.
6. A letter from Laura Nobbe for the Schneider Funeral Home requesting a list of Hawthorne-Bowles preneed contracts. Secretary instructed to inform Ms. Nobbe that the Board is unable to provide such a list.
7. A letter from Thomas F. Leonhard concerning the sale of Gasiorowski Memorial. Secretary to acknowledge receipt of the display and renewal licenses and the clearly enumerated list of preneed accounts.

8. A letter from Marjorie L. Stewart, CLA for Service Corporation International, notifying the Board of the sale of Dean Funeral Home in North Kingsville. Secretary to acknowledge receipt of display and renewal licenses and the clearly enumerated account of preneed.
9. A letter from Marjorie L. Stewart, CLA for Service Corporation International, notifying the Board of the sale of Zaback Funeral Home in Ashtabula. Secretary to acknowledge receipt of display and renewal licenses and the clearly enumerated account of preneed.
10. A letter from Pamela Williams-Briggs, Convention Chairperson for the Buckeye State Funeral Directors & Embalmers Association, requesting a Board member to speak at the annual convention at Atwood Lake Lodge 7 Resort in Dellroy, Ohio. On a motion by Mr. Tunnell, seconded by Mr. Hadley, the Board voted to send Pernel Jones to the Association on June 13, 2002. Ayes: 7. Nays: 0. Motion approved.
11. A letter from Jordan S. Urbanski informing the Board that the Urbanski Funeral Home has changed from a sole-proprietorship to a limited liability company on January 1, 2002. There was no change in the majority ownership. Secretary to acknowledge receipt.

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Person Before the Board

Lance Ray, reciprocal applicant from Kansas, appeared before the Board to discuss his application. On a motion by Mr. Hadley, seconded by Mr. Tunnell, the Board voted to approve Mr. Ray's application for embalmer and funeral director licenses, and the Secretary is to schedule Mr. Ray for the February examinations. Ayes: 7. Nays: 0. Motion approved.

Richard W. Ray, reciprocal applicant from Kentucky, reappeared before the Board to discuss his application for reciprocity. The Board denied Mr. Ray's request because he did not fulfill the educational requirement of a bachelor's degree. Mr. Ray was originally considered for reciprocity in 1992 but failed to complete the requirements before the revision of Chapter 4717 of the Revised Code.

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Inspectors' Reports

Inspector Savage reported that he drove 1,675 miles in the counties of Cuyahoga, Lorain, Medina, Richland, Stark, Tuscarawas, and Wayne. He made 41 inspections, 8 investigations, found no violations, and monitored no apprentice.

Inspector Wisby reported that he drove 2,548 miles in the counties of Allen, Auglaize, Brown, Franklin, Green, Hamilton, Montgomery, Pickaway, and Scioto. He made 59 inspections, 10 investigations, found ten violations, and monitored five apprentices.

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Executive Session

On a motion by Mr. Jones, seconded by Mr. Hadley, the Board went into executive session pursuant to Section 121.22(G)(1) of the Revised Code, to consider complaints and possible disciplinary action against licensees, and Section 121.22(G)(3) of the Revised Code to conference with the Board's counsel to consider pending litigation. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye; Van Atta, Aye

On a motion by Mr. Jones, seconded by Mr. Van Atta, the Board came out of executive session. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye; Van Atta, Aye.

Persons Before the Board

C. Josef McLin appeared before the Board to request reinstatement of his embalmer and funeral director licenses. Mr. McLin explained that his licenses lapsed in 1993 for failure to renew, and he requested reinstatement in 1994. His request was denied because of his conviction and incarceration for a felony. Since that time, Mr. Mclin has completed five years of probation and successfully completed rehabilitation.

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Persons Before the Board

David and Michael Schoedinger appeared before the Board to clarify issues relating to apprentices meeting with families to complete preneed contracts and/or arrangements. The Schoedingers explained the apprenticeship program at their funeral homes. On a

motion by Mr. Hadley, seconded by Mr. Tobias, the Board voted to table discussion for legal review. Ayes: 6. Nays: 0. Motion approved.

Executive Session

On a motion by Mr. Tobias, seconded by Mr. Jones, the Board went into executive session pursuant to Section 121.22(G)(1) of the Revised Code, to consider complaints and possible disciplinary action against licensees, and Section 121.22(G)(3) of the Revised Code to conference with the Board's counsel to consider pending litigation. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye, Tunnell, Aye; Van Atta, Aye.

Mr. Van Atta left the meeting at 4:15 P.M.

On a motion by Mr. Hadley, seconded by Mr. Jones, the Board came out of executive session. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye, Tunnell, Aye.

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On a motion by Mr. Hadley, seconded by Mr. Jones, the Board voted to approve Mr. McLin's request for reinstatement provided he remits the required fees commencing August 1998, and successfully passes the required examinations. Ayes: 6. Nays: 0. Motion approved.

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On a motion by Mr. Hadley, seconded by Mr. Tobias, the Board voted to close one investigatory file. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye.

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On a motion by Mr. Hadley, seconded by Mr. Jones, the Board voted to approve the settlement agreement negotiated by Mollie Martin, Assistant Attorney General, with Frank B. Rosenacker, attorney for John Prehm, in the matter of the apprentice's violation of Section 4717.05 (C) and (D) of the Revised Code, which require either twelve months of instruction in a prescribed course in mortuary science approved by the Board, or in lieu of that training in mortuary science, a two-year apprenticeship under a licensed funeral

director in this state assisting that person in directing at least fifty funerals.. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye.

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The following motions were made pursuant to the report and recommendation of hearing officer, Marc E. Myers, on the hearing held March 23, 2001 concerning the Board's decision denying the reinstatement of funeral director's and embalmer's licenses previously held by Charles D. Slone. The Board considered Objections to the hearing officer's report and recommendation submitted by Susan L. Gragel, attorney for Charles D. Slone.

Motion by Mr. Hadley, seconded by Tunnell, to approve the hearing officer's findings of fact. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye.

Motion by Mr. Hadley, seconded by Mr. Tunnell, to approve the hearing officer's conclusions of law. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye.

Motion by Mr. Hadley, seconded by Tunnell, to approve the hearing officer's recommendation that the Board should deny Charles D. Slone's request for reinstatement of his embalmer's and funeral director's licenses pursuant to Section 4717.14(A)(4) of the Revised Code. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Tobias, Aye; Tunnell, Aye.

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#### Fiscal

The Board decided to send Mr. Hadley and the Executive Director to the annual convention of the International Conference of Funeral Service Examining Board in Dallas, April 5-6-7-8, 2002.

The Board reviewed the December Monthly Transaction Register, the voucher journal for December, and the revenue journal for December.

The Board reviewed a notice from Robert L. Cruse, State Payroll Administrator, that effective January 1, 2002, the monthly reimbursement of the Medical Part-B premium furnished to persons over age 65 by the Social Security Administration will be changed from \$50.00 to \$54.00. This reimbursement to employees is by authority of Section 124.812 of the Revised Code.

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The Board recessed at 5:08 P.M.

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Wednesday - January 16, 2002

The Board reconvened at 8:03 A.M. at in the Board office. Present were: Virginia S. Cheney, Ross C. DeJohn, John J. Hadley, Pernel Jones, Sr., David B. Tobias, Kurtis A. Tunnell, Ronald G. Van Atta, Frank J. Savage, Charles H. Wisby, and Ann Cunningham, and guest, Barbara Hadley.

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Continuing Education

With the assistance of Alpheratta Small, the Board reviewed applications for continuing education.

On a motion by Mr. Hadley, seconded by Mr. Tunnell, the Board approved, and where indicated denied, the following continuing education programs. Ayes: 7. Nays: 0.

Motion approved.

**PRIOR APPROVAL GROUP:**

DATE	SPONSOR	TITLE	Hours/denied
011214	Bates	"Product Knowledge" - "Meaningful Memories" - Batesville, IN - Approved as blanket order 7-18-01	04
020103	ACC	"Marketing Today & Tomorrow - Digital" - Columbus - Approved as blanket order 3-21-01	02
020109	CCMS	"5th Quarter Practicum Program" - Cincinnati - Approved as blanket order 7-18-01	02
020109	Bates	"Product Knowledge" - "Meaningful Memories" - Batesville, IN - Approved as blanket order 3-21-01	05
020110	Bates	"Product Knowledge" - "Meaningful Memories" - Batesville, IN - Approved as	05

		blanket order 3-21-01	
020117	Fire	"Veteran Services" - Norwalk	02
020117	OVIFD	"Board Review" - Marietta - Approved as blanket order 2-21-01	02
020128	CuyFD	"Veterans Affairs" - Broadview Hts	03
020131	SumFD	"Introduction To Personal & Professional Leadership" - "Assisting Families With Tragic Death In The House" - Akron	03
020213	GMont	"Bio-Terrorism Strategic Planning" - Kettering	01
020218	FDNOW	"Bereavement Services Available In Northwest Ohio" - "Recent Changes In The Floral Industry" - Toledo	02
020218	SIIFH	February 18-19-21, 2002 - : "The Family And The Family Business" - "Early Bird Discussion" - "Managing Change In The Family Business" - "Early Bird Discussion" - "Under Forty Breakout Sessions" - Puerto Rico	08
020218	DAY	"Advanced Directives" - "Entrepreneurship & Business Development" - Toledo	02
020221	Dist-#3	"Crematory Operator Forum" - Sidney	02
020221	Dist-#16	"Veteran's Issues" - Canton	02
020221	Dist-#11	"Evolution In Action" - Wilmington	02
020228	BelmontFD	"Batesville Casket Co New Casket Showing" - St Clairsville	02
020320	DAY	"Entrepreneurship & Business Development" - Toledo	01
020405	Schoedinger	"Central Ohio Conference On Grief, 2002" - Fawcett Center	05
020410	HOPE	"Clinic Course Of Grief In Children & Adolescents" - "Normal VS Abnormal Reactions" - "Interventions In Working With Grieving Children" - Broadview Hts	06

**Blanket:**

Sponsor	Title	Hours/denied
NFDA	<b>HOME READINGS</b>	
	"Controlling Accounts Receivable	03
	"Embalming The Obese Case"	03
	"Ethics In Real Real World: Guidelines For Ethical Decision-making In Funeral Service"	03
	"Funeral Home Remodeling Or New construction For Funeral Home Owners & Managers"	03
	"New-Minimum Wage & Overtime Pay Requirements For The Funeral Industry"	03
	"Time For Your Annual Check-up"	03
	"Understanding A Child's Grief"	03
	"Understanding The Practice Of the FTC Funeral Rule"	03
FSEF	<b>HOME READINGS</b>	09
	"Beyond Grief"	09
	"Children & Grief: Big Issues For Little Hearts"	09
	"Creating Meaningful Funeral Ceremonies"	09
	"Death Etiquette For The 90's: What To Do"	09
	"Death And Grief: A Guide For Clergy"	09
	"Different Losses/Different Issues: What To Expect"	09
	"Ethnic Variations In Dying, Death & Grief"	09
	"New-Funeral Directing & Funeral Service Management"	09
	"New-Funeral Home Customer Service A-Z"	09
	"Grief In the Workplace: 40 Hours Plus Overtime"	09
	"Interpersonal Skills Training: For Funeral Home"	09
	"No Time For Good-byes"	09
	"The Funeral: An Endangered Tradition"	09

"Using Grief To Grow: A Primer"	09
"What Will We Do? Preparing A School Community to Cope With Crisis"	09
"When All The Friends Have Gone"	09
"Winning Ways"	09
<b>AUDIOCASSETTES</b>	
"Advanced Funeral Planning: Becoming The Resource Leader"	04
"Are There Twinkies In Heaven? Talking With Children About Death"	04
"EPA Compliance For Funeral Homes"	04
"FTC Funeral Rule Overview: Ten Compliance Issues"	04
"First Aid For Burnout & Compassion Fatigue"	04
"Funeral Directors: The First Step On The Bereavement Journey"	04
"Glutaraldehyde: OSHA Regulation & Health Hazards"	04
"Identification Through DNA Profiling & DNA Storage"	04
"The Impact Of Current Trends On Independent Funeral Homes"	04
"Marketing Strategies: Developing The Winning Edge"	04
"OSHA Regulations & The EPA: 1999 Update"	04
"Owning Cremation Equipment: Is Now the Time?"	04
"Risk Management & Insurance For The Funeral Home"	04
"So You Want To Get Back In?: Buying Your Family Business Back"	04
"Successful Treatment Of Edematous Conditions"	04
"Strategic Planning: Ensuring The Success Of Your Funeral Business"	04
"Understanding & Relating To Different Personality Styles"	04
"What's A Grief Management Specialist & Does the Funeral Home Need One?"	04
"Worker's Compensation: Cost Reduction & Liability"	04
<b>NEW-AUDIOCASSETTES</b>	
"Advanced Aftercare: What Comes Next?"	04
"Bio/Chemical Hazards: The New Battle Ground"	04
"Caring Communications: How Do You Communicate Caring?"	04
"Consumers & Funerals: An In-depth Look, Part II"	04
"Darkness & Dawn: Using Story Telling In Grief Work"	04
"Developing A Grief Center Through Community Collaboration"	04
"Developing & Using Effective Assertiveness Skills In The Funeral Industry"	04
"First Aid For Burnout & Compassion Fatigue"	04
"FTC Funeral Rule: An Overview Of the GPL & Other Requirements"	04
"Funeral Business Appraisals: Do It Yourself & Do It Well"	04
"Handling The Price Inquiry Call To Benefit You & The Consumer"	04
"Heart To Heart Embalming: An Alternative Method"	04
"How Much Does A Funeral Cost?"	04
"Ins & Outs Of Buying Or Selling A Funeral Home"	04
"OSHA Update: The New Requirements"	04
"Organ & Tissue Donation: Cooperation, Procurement & Embalming"	04
<b>VIDEOTAPES/STUDY GUIDES</b>	
"Avoiding Sexual Harassment Suits"	04
"Embalming Difficult"	09
"FTC Compliance: The General Price List"	04
"Marketing For Cremation"	04
"New-OSHA Access To Employee Exposure & Medical	04

Records & Bloodborne Pathogens Standards"	
"New-OSHA Hazard Communication & Formaldehyde Standards"	04
"The Art Of Facial Reconstruction"	
"Your Professional Image"	04

**Individual:**

DATE	LICENSEE NAME	TITLE	Hours/denied
000701	Donald Bloom 42-00-7531	April 23-24-25, 2001 - "Bioterrorism & Public Health" - "Morbidity & Mortality From Hurricane Floyd" - Dallas TX	06
000701	Paul E DeWeese 42-00-6953	"Funeral Service Concerns At A Time Of War" - Minneapolis, MN	03
000701	Jeffery M Perkins 42-00-8638	April 19-20, 2001 - "Aurora Casket Co - Plant Tour" - "Digital Marketing Develops" - "Meierjohan - Wengler - Plant Tour" - "Serving The Cremation Family" - Aurora, IN - Cincinnati OH	07
000701	Timothy R Schmidt 42-00-7164	April 21-22-23, 2001 - "Mass Fatality Incident Response"(Train-The-Trainer Course Part I & II) - "Mass Fatalities" -"NTSB Cooperative Efforts"	18
000701	Donald L Spencer 42-00-7379	"Types Of Insurance Funeral Homes Needs" - Indianapolis, IN	08

On a motion by Mr. Hadley, seconded by Mr. Tunnell, the Board approved the following exemption and waivers. Ayes: 7. Nays: 0. Motion approved.

Waiver	Exemption	Licensee Name	Granted/Denied
X		Charles F Johnson	Granted
X		Walter E Krause Jr.	Granted
	X	Mark A Morgan	Granted

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On a motion by Mr. Van Atta, seconded by Mrs. Cheney, the Board meeting adjourned at 8:25 A.M. Ayes: 5. Nays: 0. Motion approved.

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Ross C. DeJohn - president

Attest: \_\_\_\_\_  
John J. Hadley - secretary-treasurer