

MINUTES

Tuesday - October 14-15, 2003

The regular meeting of the Board of Embalmers and Funeral Directors was held in the Riffe Center located in Columbus. President John J Hadley called the meeting to order at 1:00 P.M. Other Board members present were: Virginia S. Cheney, Ross C. DeJohn, Pernel Jones, Sr., Robert L. Shank, David B. Tobias, and Kurtis A. Tunnell. Also, present were: Anthony D. Siciliano, Assistant Attorney General, Kate Oklok, Assistant Attorney General, Charles H. Wisby, Inspector, and Ann Cunningham, Executive Director. Werner Kohles and Ray Lanier, members of the Funeral Consumer Alliance of Central Ohio were observers. Inspector Frank Savage was not present for the meeting.

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On a motion by Mr. DeJohn, seconded by Mr. Jones, the minutes of the September 17-18, 2003 meeting were approved as amended. Ayes: 6. Nays: 0. Motion approved.

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On a motion by Mr. DeJohn, seconded by Mr. Shank, the minutes of the September 26, 2003 special meeting were approved as amended. Ayes: 6. Nays: 0. Motion approved.

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Announcements

Ms. Cunningham informed the Board of a matter concerning continuing education. Licensees are accustomed to receiving notice of their accumulated credits along with the annual renewal. The new biennial renewal cycle eliminates the one notice prior to the end of the compliance period. The Board stressed that the individual licensee is responsible proof of attendance, but will consider options, and perhaps a separate notice.

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Tri-County Funeral Directors(Columbiana) changed their program for the November 6, meeting, and the Board will not be sending a representative.

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Mr. Siciliano and Mr. Hadley spoke at the newly formatted Apprentice Seminar offered by the Ohio Funeral Directors Association on October 9, 2003. Mr. Hadley will be paid per diem and reimbursed for travel expenses.

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Unfinished Business

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On a motion by Mr. Shank, seconded by Mr. Jones, the Board voted to take from the table, the letter of request from Jeffrey J. May and grant his request for the reinstatement of his embalmer and funeral director licenses. Secretary to instruct Mr. May of the fees and examination requirements. Ayes: 7. Nays: 0. Motion approved.



New Business

There were no applications for crematory facility license.



On a motion by Mr. Shank, seconded by Mrs. Cheney, the Board approved the following application for crematory facility license pending receipt of the occupancy permit and final inspection by the Board. Ayes: 7. Nays: 0. Motion approved.

<u>Firm Title</u>	<u>Address</u>	<u>County</u>
Northwest Ohio Cremation Service	Bryan	Williams



There were no applications for crematory facility license after approval of the application, receipt of the occupancy permit, and the final inspection



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

<u>Firm Title</u>	<u>Address</u>	<u>County</u>	<u>Inspection</u>
Baker-Hazel & Snider FH	Dayton	Montgomery	03/22/02

There were no applications for funeral home license pending receipt of the occupancy permit, and the final inspection



There were no applications for funeral home license after approval of the application, receipt of the occupancy permit, and the final inspection.



The following funeral homes submitted an amendment to change the manager during the month of September 2003.

<u>I.D.#</u>	<u>Firm Title</u>	<u>Manager</u>	<u>County</u>
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43-00-2432	Morman FH	Vernon Brown	Huron
43-00-1853	Neville FH	Ray C. Neville	Lucas
43-00-2475	Cambarare FH Inc	Joseph D. Cambarare	Cuyahoga
43-00-1509	Trostel, Chapman & Christmas	Larry C. Fraley	Clark
43-00-2431	Evans & Groff FH	Allison M. Will	Huron
43-00-2543	Terebinski FH	Kevin F. Jennings	Montgomery



The following funeral homes submitted amendments to change the funeral director actually in charge of and ultimately responsible for the funeral home for the month of September 2003.

<u>I.D.#</u>	<u>Firm Title</u>	<u>AIC/UR</u>	<u>County</u>
43-00-2432	Morman FH	Leon J. Groff	Huron
43-00-0413	Southwick-Good FC	Barbara Good Fortkamp	Franklin
43-00-1853	Neville FH	Ray C. Neville	Lucas
43-00-2475	Cambarare FH Inc	Joseph D. Cambarare	Cuyahoga
43-00-2543	Terebinski FH	Kevin F. Jennings	Montgomery



On a motion by Mr. DeJohn, seconded by Mr. Tobias, the following individuals having met the licensure requirements for embalmer and/or funeral director, are issued licenses.

Yes: 7. Nays: 0. Motion approved.

<u>Applicant</u>	<u>Embalmer License #</u>	<u>Funeral director license #</u>
Michael Black	9058 A	8968
John Stroup	9064 A	8969



The following individuals qualified and were issued registration numbers during the month of September 2003:

<u>First Name</u>	<u>Last Name</u>	<u>Embalmer Registration #</u>	<u>Funeral Director Registration #</u>	<u>Date Registered</u>
Lawrence	Schildmeyer		F-0029 04	09/03/03
William	Den Herder	E-0022 03	F-0030 04	09/29/03
Timothy	McNulty	E-0023 04	F-0031 04	09/29/03
Peter	Morrison		F-0032 04	09/29/03
Kimberly	Ogle	E-0024 04		09/29/03



The following individuals certified apprenticeships during the month of September 2003.

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<u>Apprentice</u>	<u>Apprenticeship</u>	<u>Funeral Home</u>
Lindsey Cannon	Emb/FD	Burr Funeral Home 116 Second Street Chardon Ohio 44024
William DenHerder	FD	DenHerder Funeral Home 1000 West Wayne Street Paulding Ohio 45879
Kimberly Ogle	Emb	Smith & Ogle Funeral Home 101 West Church Street Oxford Ohio 45056

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The Board was informed that the Board office received and processed the following reports during the month of September 2003:

Embalming Case Reports	78
Embalming Master Reports	13
Embalmer Interviews	3
Funeral Director Progress Reports	200
Funeral Director Master Reports	32
Funeral Director Interviews	14

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The Board reviewed various news articles relative to funeral service.

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The Board received a copy of a memorandum from the International Conference of Funeral Service Examining Boards, Inc. announcing the National Board Examination Conversion to Computer Based Testing and the current rates for examinations including the State Board Arts and Science. The 2004 100th Annual Conference Convention will be held at the St. Louis Marriott in St. Louis, Missouri April 23-25, 2004. Hopefully the Board will be able to send a representative after forgoing last year's convention.

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Mr. Hadley volunteered to monitor the examinations on October 28-29, 2003.

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Correspondence

1. A letter from Thomas R. Cook concerning firm title. The Board approved the change from "Gasiorowski Memorial" to "Gasiorowski & Cook Memorial" Secretary to instruct Mr. Cook that all signs and advertisements must reflect the new title. The Board's records will be amended.

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2. A letter from William H. Whetstone informing the Board that he is replacing James E. Cole as manager of the Selby-Cole Funeral Home in Vienna. Secretary to forward an amendment for completion by Mr. Whetstone.
3. A letter from Thomas E. Rhoads concerning part-time employment during his funeral director apprenticeship. On a motion by Mr. Shank, seconded by Mr. Tobias, the Board approved Mr. Rhoads' request to work no more than twenty (20) hours a week as a minister. Ayes: 7. Nays: 0. Motion approved.
4. A letter from Melvin C. Payne, Chairman of Carriage Services, concerning firm title. The Board approved the change from "Neidhard-Hensley Funeral Home" to "Neidhard Gillen Funeral Home." Secretary to instruct Mr. Payne that all signs and advertisements must reflect the new title. The Board's records will be amended.
5. A letter from Phillip A. Edwards concerning part-time employment during his funeral director apprenticeship. On a motion by Mr. Shank, seconded by Mr. DeJohn, the Board approved Mr. Edwards' request to work no more than twenty (20) hours a week outside of his apprenticeship. Ayes: 7. Nays: 0. Motion approved.



Persons before the Board

Jean Pastore, a full-time teacher, appeared before the Board asking for an exemption from the requirement that all apprentices serve full-time and with permission, work part-time. The Board explained the laws and rules involved, and offered suggestions to Mrs. Pastore.



Inspectors' Reports

Inspector Wisby reported that he drove 2,403 miles in the counties of Butler, Clark, Darke, Lucas, Miami, Montgomery, and Preble. He inspected 2 crematory facilities, and 27 funeral homes, and found two violations. He conducted two investigations and monitored one apprentice.

Inspector Wisby read Inspector Savage's report that he drove 1,515 miles in the counties of Ashtabula, Lake, Lorain, and Stark. He inspected two crematory facilities, 18 funeral

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homes, and found no violations, conducted three investigations, and monitored no apprentices. In addition, Mr. Savage and Mr. DeJohn were speakers at the Pittsburgh Institute of Mortuary Science Law Seminar in August.

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On a motion by Mr. DeJohn, seconded by Mr. Tobias, 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; Shank, Aye; Tobias, Aye, Tunnell, Aye.

Mr. Tunnell left the meeting at 2:50 P.M.

President Hadley declared the Board out of executive session at 3:22 P.M.

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On a motion by Mr. DeJohn, seconded by Mr. Tobias, the Board gave the Assistant Attorney General permission to negotiate with the Tate Funeral Home and its owners the Toledo Liberty Corporation. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Shank, Abstain; Tobias, Aye, Tunnell, Aye.

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On a motion by Mr. DeJohn, seconded by Mr. Shank, the Board voted to close four (4) investigatory files. Roll call vote: Cheney, Aye; DeJohn, Aye; Hadley, Aye; Jones, Aye; Shank, Aye; Tobias, Aye.

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On a motion by Mr. DeJohn, seconded by Mr. Jones, the Board voted to charge the owner of the Linda R. Simpson Funeral Home with (1) violation of Section 4717.06(A)(2) of the Revised code, failure to notify the Board within thirty (30) days that the person serving as manager and funeral director actually in charge of and ultimately responsible for the funeral home had terminated their employment; (2) for violation of Section 4717.13(A)(5) of the Revised Code, operating a funeral home without a license to operate the funeral home issued by the Board under Chapter 4717, and (3) for violation of Rule 4717-1-16(B)(2)(c) of the Administrative Code for failure to provide an

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amendment to the funeral home license within ten (10) days after the person serving as manager, and funeral director actually in charge of ultimately responsible for the funeral home terminated their employment. Roll call vote: Cheney, Aye; DeJohn, Aye, Hadley, Aye; Jones, Aye; Shank, Aye; Tobias, Aye.

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Fiscal

The Board reviewed the revenue and voucher journals for September, the percentage of expenditures chart as of September and a comparison of revenue and disbursements for September.

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The Board recessed at 3:45 P.M.

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Wednesday - October 15, 2003

The Board reconvened at 8:05 A.M. at in the Board office. President John J. Hadley presided. Present were: Virginia S. Cheney, Ross C. DeJohn, Pernel Jones, Sr., Robert L. Shank, David B. Tobias, Kurtis A. Tunnell, Anthony D. Siciliano, Assistant Attorney General, Inspector Charles H. Wisby, and Executive Director, Ann Cunningham. Marie Lorz, a member of the Funeral Consumer Alliance of Central Ohio, was an observer. Also present was Barbara Hadley.

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The Board members received a copy of Section 3705.01 of the Revised Code - Ohio Health Department- Division of Vital Statistics which defines final disposition.

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Mr. Siciliano counseled the Board in the matter of Affordable Cremation Services offered by Bradford-Connelly & Glickler Funeral Home. There was a vigorous discussion of the erosion of the funeral home firm title, and Board members offered a variety of opinions, pro and con. Finally, the Board instructed the Secretary to inform Mr. Glickler that he may offer the Affordable Cremation Services provided the funeral home is clearly identified as the licensed entity, and that the funeral home is offering the services.

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The Board was informed that legislation being prepared to mandate that funeral homes report each death to the county veterans services organization.

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Continuing Education

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

Prior Approval

Date	Sponsor	Title	Hours
021210	AURORA	Marketing Today & Tomorrow - Solution Merchandising, Digital & Cremation Aurora IN Dave Lane 513-979-5263 See letter dated October 6, 2003	06
030207	LIFEAPPR	Group discussion & Lecture, The Loss Line Process, The Death Lab, Arrangemnet Coimunication Skills Miami FL Kevin Bates Blanket Approval thru 06-30-04	17
030905	LIFEAPPR	Group Discussion & Lecture, The Loss Line Process, The Death Lab, Funeral Arrangement Communication Skills St Louis MO Kevin Bates 800-877-8905 Blanket Approval thru 06-30-04	17
030910	YORK	The Future of Funeral Cemetery & Memorial Product Merchandising Jamie M Maack Blanket Approval thurh 06-30-04	09
030916	BATES	Product Knowledge-Meaningful Memories-Honoring Family Choices-Options's Plant Tour-Options Presentation-Forethought Presentation Batesville IN Donald J Baechle, Jr. 1-800-622-8373 Blanket approval thru 06-30-04	10
030919	AURORA	Marketing Today and Tomorrow Aurora IN Dave Lane 513-979-5263 Blanket Approval thru 06-30-04	02
030919	BATES	Product Knowledge-Meaningful Memories Batesville IN Donald J Baechle Jr 1800-622-8373 Blanket Approval thru 06-30-04	06
030923	BATES	Meaningful Memories-Product Knowledge Batesville IN Donald J Baechle, Jr 800-622-8373 Blanket Approval thru 06-30-04	04
030930	OFDA	Current Funeral Industry Issues at Both the State & National Level Cuyahoga Falls OH Diana O'Neal 614-486-5339 Blanket Approval thru 06-30-04	01
030930	OFDA-1	Conflict Resolution Cuyahoga Falls OH Diana O'Neal 614-486-5339 Blanket Approval thru 06-30-04	02
030930	CLARK	Protecting Memories Education Program Columbus OH Doug Beck Blanket Approval thru 06-30-04	02
031001	OFDA	Current Funeral Industry Issues at Both the State & National Level	01

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		Ashland OH Diana O'Neal 614-486-5339	
031001	OFDA-1	Conflict Resolution Ashland OH Diana O'Neal 614-486-5358 Blanket Approval thru 06-30-04	02
031001	CLARK	Protecting Memories Education Program Columbus OH Doug Beck Blanket Approval thru 06-30-04	02
031002	OFDA	Current funeral Industry Issues at Both the State & National Level Bowling Green OH Diana O'Neal 614-486-5339 Blanket Approval thru 06-30-04	01
031002	OFDA-1	Conflict Resolution Bowling Green OH Diana O'Neal 614-486-5337	02
031004	AURORA	Marketing Today & Tomorrow - Solution Merchandising Aurora IN Dave Lane 513-979-5263 Blanket Approval thru 06-30-04	02
031007	OFDA	Current Funeral Industry Issues at Both the State & National Level Mt Sterling OH Diana O'Neal 614-486-5339	01
031007	OFDA-1	Conflict Resolution Mt Sterling OH Diana O'Neal 614-486-5339	02
031009	OFDA	Current Funeral Industry Issues at Both the State & National Level West Chester OH Diana O'Neal 614-486-5339	01
031009	OFDA-1	Conflict Resolution Wester Chester OH Diana O'Neal 614-486-5339	02
031009	CENTRAL	Healthy Relationships in the Workplace Miamisburg OH Joel Getts Blanket Approval thru 06-30-04	04
031013	TRI-CO	Understanding Funeral Needs & Rituals of Migrant Workers Wilmington OH Roger Littleton 800-507-3382	02
031015	OFDA #11	Tissue Donation & Recovery Process Hillsboro OH Kevin L Brown 937-393-2124	02
031016	FIRELAND	Dealing with Today's Social Security Milan OH David E Koch 419-626-1070	02
031017	DODDS	Memorial Overview Xenia OH Eric Fogarty 937-372-4408	02
031022	OFDA #3	Coroners Chat Lima OH Jon Neeper 419-229-2300	02
031027	CUYFDA	Organ Donation Rocky River OH Tina Girod 216-481-3118	03
031028	OFDA #17	The New Ohio Death Certificate Training, Who What When Where & Why Huron OH	02

M I N U T E S

		Robert G Cool, Jr 440-244-5288	
031028	CONRAD	Practical Applications for OSHA Standards for the Funeral Industry Perrysburg OH Paul H Conrad 419-868-7270	04
031029	FORTIS	Post Service Follow-up Akron OH Mark robbins 651-731-0615	02
031029	CUYFDA	Organ Donation Rocky River OH Tina Girod 216-481-3118	03
031109	OGR	Professional Standards: Up Where We Belong Atlanta GA Jenny Gabbert 800-637-8030	08
031111	ROYMAN OR	Aftercare Services: Helping the Bereaved Toledo OH Daniel Zawadzki 440-239-4300	01
031112	OFDA #7	OFDA #7 Educational Meeting Bowling Green OH Rindy Crates 419-365-5262	03
031112	TRI-CO	Profession Funeral Vehicles New Philadelphia OH Robert L Smith 330-852-2141	01
031113	TCS	The Changing Industry Northwood OH Steve Turner 419-662-9000	05
031113	TOMON	Giving Thanks When Coping with the Loss of a Loved One Parma OH Jennifer Mosely 440-356-6944	02
031117	FDANWO	Bioterrorism and the Role of the Coroner and Funeral Director and Cremation Update Toledo OH Carter Neff 419-243-6281	02
031118	OGR	Roundtable - Invitational Tulare South Dakota Jenny Gabbert 800-637-8030	03
031120	CHAMBER	Super Thursday III Lima OH Jon Neeper 419-229-2300	10
031120	OFDA #16	Keeping Your Funeral Home OSHA Compliant Bolivar OH Randall J Sanders 330-484-2525	02
031125	GLCFDA	Aurora Plant/Marketing Tody & Tomorrow Elyria OH Launey J Dovin 440-245-5118 Aurora Blanket Approval thru 06-30-04	03
031125	OFDA #14	OFDA & NFDA activity/Workers Comp benefit programs Columbus OH Duane Shaul 614-224-6105	02
040310	GMCFDA	Mortuary Affairs in the Military Kettering OH Brian R James 937-252-3122	01

On a motion by Mr. Shank, seconded by Mr. Tunnell, the Board denied the following continuing education program because it was not open to all licensees. Ayes: 7. Nays: 0.

Blanket Approval:

Sponsor	Title	Hours
SAFEX	Annual OSHA Refresher Training	03

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	Barb Garrison 614-890-0800	
BIO-MED	Bloodborne Pathogens and Universal Precautions Douglas Parks 304-464-1224	01

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

Individual Approval

Date	Licensee	Title	Hours
020701	41-00-6772	October 23-25, 2003 Ministry of Consolation Training Conference Wickliffe OH Rosemary Guerriero	12
020701	41-00-7015	October 15-17, 2003 Interregional African Amer Evan Conference Louisville KY Rosary H Martin	08
020701	42-00-6591	October 15-17, 2003 Interegional African Amer Evan Conference Louisville KY Hardin M Martin Sr.	08
020701	42-00-6953	September 22, 2003 2003 District Mtg MFDA - OSHA Training Duluth MN Paul E DeWeese	03
020701	42-00-6953	September 22, 2003 Privacy & Security Project-Envcleator Training & Certificates Duluth MN Paul DeWeese	07
020701	42-00-7151	August 14, 2003 Keeping up with the Vigilante Consumer- What's New in the Nethelands - CANA Convention Chicago IL Larry A Hall	02
020701	42-00-8055 This program was approved for at least 3 other licensees	October 2003 Financial Statements Cincinnati OH Robert E Wallace	05
020701	42-00-8157	November 5-6, 2003 Preneed Forum Atlanta GA William Hoekstra	07
020701	42-00-8173 This program was approved for another licensee.	November 19-20, 2003 Leadership Academy Winter Session Aurora OH Charles M Brunner	14

On a motion by Mr. Tunnell, seconded by Mrs. Cheney, the Board approved the following exemptions and/or waivers. Ayes: 7. Nays: 0. Motion approved.

APPLICATION FOR WAIVERS OR EXEMPTION 2002-2004

Waiver	Exemption	Licensee Name	Granted/Denied
	X	Maria Belmonte	Granted



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Inspector Wisby reported the transfer of cremated remains from the former Sherrill-Harden Funeral Home to the local funeral directors association in the Toledo area. The unclaimed cremated remains will receive proper and dignified burials with services led by the local clergy.



On a motion by Mr. Jones, seconded by Mrs. Cheney, the Board meeting adjourned at 8:52 A.M. Ayes: 7. Nays: 0.