

OPEN MEETING MINUTES
Missouri State Board of Embalmers
and Funeral Directors
Conference Call

September 8, 2008 – 5:00 p.m.
Division of Professional Registration
3605 Missouri Blvd.
Jefferson City, Missouri

The meeting of the Missouri State Board of Embalmers and Funeral Directors was called to order via conference call by James Reinhard, Chairman, at 5:00 p.m. on Monday, September 8, 2008, at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Board Members Present

James Reinhard, Chairman
Martin Vernon, Vice-President
Gary Fraker, Secretary
Daniel (Todd) Mahn, Member
John McCulloch, Member
Joy Gerstein, Public Member

Staff Present

Becky Dunn, Executive Director
Tabatha Lenzini, Licensure Technician
Kimberly Grinston, Board's Legal Counsel – via conference call

Public Present

David Broeker, Director of Division of Professional Registration
Connie Clarkston, Director of Budget & Legislation
Chris Moody, Lobbyist representing SCI
Darlene Russell, CFL Preneed
Brad Speaks, Consumers Funeral Assurance and Speaks
Don Otto, MFDEA/MFT

Public attending via conference call included the following

John Moore
Michael Meierhoffer
Josh Slocum, Funeral Consumers Alliance
Sharon Euler, Assistant Attorney General
Bill Stalter
William Stuart
Rodney Gray, Hendren and Andrae
Gideon Richardson
Robert Brown
Representative Timothy Meadows

The board met to discuss the final draft of the 436 document that had been prepared by the 436 Working Group, as well as record any additional comments or changes that needed to

be submitted prior to the Division providing the 436 Working Document to the Joint Committee on Preneed Funeral Contracts at the September 9, 2008 Hearing at the Capitol.

Josh Slocum, Funeral Consumers Alliance, expressed his concern with regard to the board's position of 100% trusting and up to 20% expenses through contracting.

A motion was made by Todd Mahn, and seconded by Gary Fraker to recommend 100% trusting requirements, no administrative expenses and no trustee fees, to the Joint Committee. Motion carried with James Reinhard, Gary Fraker, Todd Mahn, and Joy Gerstein voting in favor with John McCulloch and Martin Vernon voting in opposition.

The board discussed Portability, and maintained the position as was previously taken with 100% portability plus 1% minimal paid in interest cap.

A motion was made by Gary Fraker and seconded by Todd Mahn to recommend 100% Cancellation requirement, no matter when the contract is cancelled. Motion carried with James Reinhard, Martin Vernon, Gary Fraker, Todd Mahn, and Joy Gerstein voting in favor with John McCulloch voting in opposition.

Don Otto, on behalf of Missouri Funeral Directors and Embalmers Association and Missouri Funeral Trust, as well as Brad Speaks, on behalf of Consumers Funeral Assurance, expressed opposition to this change in position. John Moore expressed his support of the board's position.

Representative Timothy Meadows expressed his support of the board's position on the 100% trusting with no administrative fees and again expressed his appreciation to the Department, Division, Board, and 436 Working Group for their time and dedication on this project.

Adjournment

A motion was made by Gary Fraker and seconded by Todd Mahn to adjourn. Motion carried with Martin Vernon, Gary Fraker, Todd Mahn, John McCulloch, and Joy Gerstein voting in favor with no votes in opposition. The meeting adjourned at 6:30 pm on Monday, September 8, 2008.

Executive Director: Billy Dean

Approved by the Board on: December 24, 2008