

State Board of Embalmers and Funeral Directors

August 12, 2011
Division of Professional Registration
3605 MO Blvd
Jefferson City Missouri 65109

OPEN MEETING MINUTES

The meeting of the State Board of Embalmers and Funeral Directors was called to order by D. Todd Mahn at 12:25 p.m. on August 12, 2011.

Roll Call

Board Members Present

D. Todd Mahn, Chairman
James Reinhard, Vice Chair-Via conference call
John McCulloch, Secretary- via conference call
Gary Fraker, Member
Martin Vernon, Member
Archie Camden, Public Member

Staff Present

Sandy Sebastian, Executive Director
Lori Hayes, Inspector
Katie Orbals, Licensure Technician
Lisa Wildhaber, Examiner Supervisor
Randall Jennings, Examiner
Michelle Hankinson, Examiner

Approval of Agenda

A motion was made by Gary Fraker and seconded by Martin Vernon to approve the amended open agenda. Motion carried with D. Todd Mahn, Gary Fraker, Martin Vernon, Archie Camden and James Reinhard voting in favor. John McCulloch was not present for the vote.

Legislative Proposal Discussion

Discussion was held in regards to legislative proposals regarding discipline on other professional licenses being used as grounds for discipline on a license or application regulated by our Board.

A motion was made by James Reinhard and seconded by Archie Camden to allow Board staff to pursue legislation regarding such. Motion carried with D. Todd Mahn, Gary Fraker, Martin Vernon, Archie Camden and James Reinhard voting in favor. John McCulloch was not present for the vote.

Legal Counsel Report

Sharon Euler updated on the Board on pending litigation on the following:

Update on Buescher hearing. A judge has remanded this case be returned to the board for a new hearing. The Board office has not received any documents from the Attorney General's office at this time, but hope to have it by September meeting. The Attorney General's office is working on coming to an agreement with Buescher on the consumer case. At this time the consumers have either gotten their money back or transferred it if desired. No outstanding contracts are known of.

Update on NPS case. The Assistant United States Attorney intervened in civil case, therefore no under-oath statements have been taken at this time.

Ronald Marts/ Marts Memorial Service did not appeal the revocation order, so therefore that case is closed.

Licensure Committee

Martin Vernon and John McCulloch are still working on reviewing and reworking the license types. Combining some if possible was a review requested to be evaluated. They will be meeting with Chairman D. Todd Mahn to get further direction on issue.

Financial Examination Committee

D. Todd Mahn, Chair, appointed James Reinhard and Archie Camden to a new committee to have a more expeditious review of the financial examinations. The committee will work closely with staff on the examination process and will review reports, deferring matters to the full Board when they feel necessary.

NFDA Conference

The Board discussed the agenda for the NFDA conference and nominated James Reinhard and D. Todd Mahn to go to the meeting. This must be requested and approved by the Division prior to attending.

Open Discussion

Members of the public questioned the Board on the financial examination process; specifically if the exam would entail contracts that predated 1983 prior to when contracts were required by law. Sharon Euler indicated that the more information individuals provide to the Board the more thorough exam can be completed.

A motion was made by Archie Camden and seconded by Martin Vernon to go into closed session at 12:55 p.m.

A motion was made by Gary Fraker and seconded by Archie Camden to adjourn the meeting at 2:50 p.m. on August 12, 2011.

Executive Director: Sandy Sebastian

Approved by the Board on: 9/27-29/2011