

**STATE BOARD OF FUNERAL AND CEMETERY SERVICE BOARD MEETING
THURSDAY DECEMBER 4, 2014
INDIANA GOVERNMENT CENTER SOUTH
CONFERENCE CENTER, ROOM A
402 W WASHINGTON STREET
INDIANAPOLIS, IN 46204**

CALL TO ORDER

The meeting was called to order at 11:10 a.m. by Theodore Mau, pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

BOARD MEMBERS PRESENT:

Theodore Mau, Chairman
Samuel Frain, Vice Chairman
Donald Alford
Robert Loose
Thomas Sproles
Christopher Cooke
Roland Cutter
Tasha Smith, State Department of Health

STATE OFFICIALS PRESENT:

Tracy Hicks, Board Director
Rae Harman, Assistant Board Director
Kevin McDowell, Deputy Attorney General
Donald Hannah, Deputy Attorney General

ADOPTION OF THE AGENDA

The agenda was adopted as amended.

Sproles/Cooke
8/0/0
Motion carried.

ADOPTION OF THE MINUTES OF OCTOBER 2, 2014, MEETING OF THE BOARD

A motion was made and seconded to approve the minutes of the October 2, 2014 meeting.

Frain/Loose
8/0/0
Motion carried.

OFFICE OF THE ATTORNEY GENERAL REPORT

Written complaint statistic report provided.

CONSIDERATION OF REQUEST TO REDUCE CIVIL PENALTY IN THE MATTER OF HOWARD JAMES RAINEY, SBFCS 14-06

A motion was made and seconded to request his presence at the next meeting to discuss his request, request that he provide up to date information as required in his final order along with evidence he is unable to pay the fine.

Frain/Alford

6/0/2
Motion Carried.

ADMINISTRATIVE HEARING IN THE MATTER OF RUSSELL A. KRAFT, FD29300105, SBFCS 14-08

A motion was made and seconded to issue a Notice of Proposed Default.

Frain/Cutter
6/0/2
Motion carried.

ADMINISTRATIVE HEARING IN THE MATTER OF KRAFT FUNERAL AND CREMATORY, INC., FH10000005 & CA20500007, SBFCS 14-09

A motion was made and seconded to issue a Notice of Proposed Default.

Frain/Cutter
8/0/0
Motion carried.

ADMINISTRATIVE HEARING IN THE MATTER OF CHARLES DEWAYNE ROX, FD20900039, SBFCS 14-13

A motion was made and seconded to issue a Notice of Proposed Default.

Sproles/Cutter
6/0/2
Motion carried.

ADMINISTRATIVE HEARING IN THE MATTER OF GRINSTEINER FUNERAL HOME – ALPHA FUNERAL SERVICE, FH10600023, SBFCS 14-12

A motion was made and seconded to issue a Notice of Proposed Default.

Sproles/Cutter
6/0/2
Motion carried.

ADMINISTRATIVE HEARING IN THE MATTER OF CLARK-O'NEAL FUNERAL HOME, FH10400018, SBFCS 14-17

A motion was made and seconded to summarily suspend the license for ninety (90) days. Mr. Alford abstained from the proceedings.

Cutter/Frain
7/0/1
Motion carried.

DISCUSSION OF INDIANA DEPARTMENT OF HEALTH PLANNING PRENEED COURSE

Three funeral board members will be eligible to attend a planning meeting conducted by the Indiana Department of Health for their retirees.

CONSIDERATION OF PAYMENT OF INTERNATIONAL CONFERENCE OF FUNERAL SERVICE EXAMINING BOARDS 2015 MEMBERSHIP DUES FROM THE EDUCATION FUND; \$250.00

A motion was made and seconded to approve payment of the 2015 dues from the Education Fund.

Frain/Cutter
6/0/2
Motion carried.

DESIGNATION OF NEW SELLER PURSUANT TO IC 30-2-13-15(E) IN THE MATTER OF OTHELLO HARVEY

A motion was made and seconded to appoint Ellis Funeral Home, FH83002152 as the successor seller.

Sproles/Alford
8/0/0
Motion carried.

REVIEW OF PRENEED CONSUMER PROTECTION FUND BALANCE

A motion was made and seconded to not collect payment for preneed contracts sold in the calendar year 2015 due to the fact that the preneed consumer protection fund balance is more than two million five hundred thousand dollars.

Frain/Alford
8/0/0
Motion Carried.

REVIEW OF CONSUMER PROTECTION FUND FOR CEMETERY MAINTENANCE

A motion was made and seconded to not collect consumer protection fund for cemetery maintenance payments for the calendar year 2015 due to the fact that the fund balance is more than two hundred fifty thousand dollars.

Cooke/Cutter
4/0/4
Motion Carried.

VERIFIED COMPLAINT REQUESTING RESTITUTION FROM THE PRENEED CONSUMER PROTECTION FUND

A. Dorese LaDean Young for Chester Young

Re: Northeast Indiana Cremation Society, CR30000006 (Closed)

A motion was made and seconded to table the matter to determine if Midwest Funeral Home and Cremation Society is owned the \$1300.

Frain/Cutter
8/0/0
Motion carried.

B. Elva Phillips for Sarah A. Martin

Re: Marvin L. Boatright Funeral Service, FH10500002 (Closed)

A motion was made and seconded to approve the request in the amount of \$6672.70.

Frain/Cutter
8/0/0
Motion carried.

REVIEW OF CONTINUING EDUCATION SPONSORS AND COURSES

A motion was made and seconded to approve the following sponsors/courses.

Frain/Cutter
6/0/2
Motion carried.

NEW COURSES FROM PREVIOUSLY APPROVED SPONSORS

Alexander Funeral Home, CE10800617

- Disaster in Indiana, December 2, 2014, 2 ceu
- G-386 Mass Fatality Incident Response, Ongoing, 24 CEUs

Aurora Casket Company, CE10800648

- The Art of Cremation Phone Inquires, November 19, 2014, 3 ceu
- Marketing Today: Tomorrow, Ongoing, 4 ceu
- Plant Tour, Ongoing, 2 ceu
- Marketing to Today's Consumer, Ongoing, 5 ceu

Batesville Casket Company, CE10800652

- A Better Way to Assist Today's Value Driven Consumer, Ongoing, 2 ceu
- Googled...The Internet: My Friend and Occasional Enemy, Ongoing, 2 ceu
- Research to Results, Ongoing, 2 ceu
- Plant Tour and Product Knowledge, Ongoing, 2 ceu
- Bridging the Profitability Gap with Cremation, Ongoing, 2 ceu
- Communicating with Families, Ongoing, 3 ceu
- Creating Value for Families Through Meaningful Funeral Experiences, Ongoing, 3 ceu
- Using E-Business to Create a Meaningful Funeral Experience, Ongoing, 2 ceu
- The Zero Turn Lawnmower and Your Funeral Home Website, Ongoing, 2 ceu
- Sharpening the Saw of Personal and Organizational Effectiveness, Ongoing, 3 ceu
- Acting on Cremation Challenges Together, Ongoing, 2 ceu
- Getting to Know the Cremation Consumer, Ongoing, 2 ceu
- A Better Way to Assist Today's Value Driven Consumer, Ongoing, 2 ceu

Cremation Association of North America, CE21200016

- Crematory Operations Certification Prog, February 3, March 13 & 19, April 16, May 1, June, July 29, August, September, October, 2015, 9 ceu

Dodge Institute for Advanced Mortuary Science, CE10800694

- Embalming ~The Challenges & Rewards, February 8-10, 2015, 6 ceu

Homesteaders Life Company, CE10800737

- Insurance Ethics Considerations, July 7, October 6 & 27, 2015, 6 ceu
- Insurance 101, July 8, October 7 & 28, 2015, 6 ceu

Ivy Tech Community College, CE10800758

- Aqua Green Disposition, November 19, 2014, 3 ceu
- Treating the Crime Victim, November 12, 2014, 3 ceu
- Disaster Preparedness the FD Roles, December 3, 2014, 3 ceu
- Funeral Directing Practicum, Fall 2014, 3 ceu
- Funeral Directing Practicum, Spring 2014, 3 ceu
- Funeral Data Manager Software, December 10, 2014, 3 ceu

National Funeral Directors & Morticians, CE10800785

- 2014 Annual Administrative & Finance and Board of Directors Meeting, October 25-28, 2014, 8 ceu

The International Conference of Funeral Service Examining Boards, CE20900918

- Annual Conference, February 25-26, 2015, 13 ceu, (20 ceu with board member training)

Vermillion County Funeral Directors Association, CE10800843

- The Indiana Cemetery Act, December 15, 2014, 1 ceu
- O.S.H.A. Requirements for Funeral Homes, December 15, 2014, 1 ceu
- The Indiana Practice Act, December 15, 2014, 1 ceu

Wabash Valley Funeral Directors Association, CE21400020

- Tricks of the Trade, December 11, 2014, 1 ceu
- Contemporary Mortuary Cosmetics, December 11, 2014, 2 ceu

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 2:00 p.m.