

North Carolina Board of Funeral Service

1033 Wade Avenue, Suite 108, Raleigh, NC 27605

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www.ncbfs.org

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The next meeting of the Board will be held at 11 a.m. Thursday, October 23, 2008 President's Board Room of the Tony Rand Student Center, 2201 Hull Road on the campus of Fayetteville Technical Community College, Fayetteville. The Board has also scheduled a hearing for 9 a.m. Wednesday October 29, 2008 at the Board offices, 1033 Wade Avenue, Suite 108, Raleigh, NC 27605.

[CLICK HERE FOR CONTINUING EDUCATION PROGRAMS](#)

BOARD ACTIONS-

Actions and results of the September 10th meeting:

- A. Convened a public hearing on proposed rule changes. No comments were offered by attendees.
- B. Approved the examination committee recommendation Castle Worldwide to administer the computer based laws and rules examination and also approved changes to questions on the examination.
- C. Approved the following recommendations by Finance and Personnel committee:
 - Transfer of all reserve funds held with Wachovia Securities to the State Treasurers account.
 - Amend the policy on pro ration of Board per diem
 - Increase to contract services budget, if needed, of \$ 4250.00
- D. Approved the traineeship committee recommendation to discontinue the use of the trainee video until such time as a new one can be produced.
- E. Approved Orders of Liquidation for Marks Mutual Burial Association in Rockingham and Brooks & White Mutual Burial Association in Roxboro.

RULE MAKING-

The Board has initiated rule making by submitting proposed changes to Title 21, Chapter 34 of NC Administrative Code. The Notice of Text may be [viewed here](#) and the proposed changes may be viewed by following the links: [21 NCAC 34A](#), [21 NCAC 34B](#), [21 NCAC 34C](#), and [21 NCAC 34D](#). Written comments may be submitted by mail to the Board address 1033 Wade Avenue, Suite 108, Raleigh, NC 27605; by fax to (919)-733-8271 or by email to wpharris@ncbfs.org. The deadline for written comments is October 14, 2008.

CONTINUING EDUCATION CLINIC

The Board will hold a Continuing Education clinic on Wednesday, November 19 at the Cumberland Hall Auditorium on the campus of Fayetteville Technical Community College. The program will be for 5 hours of CE credit and will focus on organ/tissue recovery and embalming procedures used for restoration of bodies following organ and/or tissue recovery. In addition a portion of the program will provide procedures for treating viscera. More details will follow in the next email newsletter.

CREMATORY AUTHORITY ELECTIONS ARE UNDER WAY

Ballots for the Crematory Authority election were mailed November 29 and must be returned to the Board offices or postmarked no later than November 3, 2008. Ballots will be canvassed at 11 a.m. on Wednesday November 12, 2008 at the Board offices. The term of one member expires December 31, 2008 and the following persons, in alphabetical order, were nominated for the election: Jason L. Benton, Cecil M. Burton, Joseph Andrew Thompson, James D. Weatherspoon, Phillip Douglas Young. Pursuant to 21 NCAC 34C .0101 only crematory operators licensed as of the date ballots were prescribed may vote.

DISASTER PLANNING AND S-MORT

Tom Taaffe is the S-MORT coordinator for North Carolina. He has notified the staff that he is receiving contact from licensees interested in participating. Those licensees interested in participation may contact Mr. Taaffe via email- Tom.Taaffe@ncmail.net

DISCIPLINARY MATTERS

CASE FILE NUMBER: M07-017.

LICENSEES: Payton Funeral Home (FEP #454), Dunn; Payton Funeral Chapel (FC #14), Lillington; Chester Payton, Jr. (FSL #825).

SUMMARY: The Board inspector found the funeral establishment did not meet building code requirements and was not in compliance with the pricing requirements of the Funeral Rule.

BOARD ACTION: The parties wish to enter into a consent order surrendering its funeral establishment, funeral chapel, and preneed licenses but may have its licenses reinstated upon complying with the building code. Mr. Payton was placed on probation for one (1) year and was required to complete a continuing education course in the Funeral Rule.

EFFECTIVE DATE: September 10, 2008.

CASE FILE NUMBER: M08-005.

LICENSEES: Knotts Funeral Home (FEP #674), Chapel Hill; W.H. Knotts (FSL #1142); Gloria Murchison (FDL #3850).

SUMMARY: The Board's inspector found that several violations of the Funeral Rule, including failure to use a compliant General Price List and failure to complete its Statement of Goods and Services with the required level of detail. The inspector also found that its advertising that could be considered misleading because it did not clearly distinguish that the location was unlicensed for preneed. The inspector also found Funeral Establishment was not using body tags that met the statutory standard.

BOARD ACTION: The Board adopted a consent order placing its funeral establishment permit on probation for 6 months, requiring continuing education in the Funeral Rule for the owner and former manager, and paying a \$500.00 civil penalty.

EFFECTIVE DATE: September 10, 2008.