

North Carolina Board of Funeral Service

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E-NEWS February 2009 Volume 5, Issue 10

The next meeting of the Board will be held at 9 a.m. Wednesday, February 18, 2009 at the Board offices, 1033 Wade Avenue, Ste. 108, Raleigh, NC 27605. The agenda for the meeting can be viewed by [following this link](#). The Board has also scheduled hearings for 9 a.m. Thursday February 19, 2009 at the Board offices.

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BOARD ACTIONS-

Actions and results of the January 14 meeting:

- A. Judge Michael Morgan administered the Oath of Office for Board members Tryphina Wiseman, George Parrott and Rudy Lea and for Crematory Authority member Cecil Burton. (Board member Jack Briggs took his Oath of Office prior to the hearings on January 15th)
- B. Approved the interest rate of 2% for recovery fund claims filed and approved in 2009. This action will not affect claims related to the former Howell Funeral Home in Gastonia that are filed and approved by March 1m, 2009. Interest on those claims will be paid at a 2.5% rate until March 1, 2009. After that date the interest rate on claims will be paid at the 2% rate set for 2009.
- C. In a separate action approved additional recovery fund claims related to the Howell matter.
- D. Approved the recommendation of the Laws, Rules and Legislation committee for the changes made to the proposed amendments and new rules in response to the NC Rules Review Commission staff requests for technical changes and objections. This included a recommendation to request a return to agency of proposed new rule 21 NCAC 34D .0203 SURETY BONDS.

APPROVAL OF PENDING RULES BY NC RULES REVIEW COMMISSION

During its meeting on January 22, the NC Rules Review Commission approved pending amended rules and new rules submitted by the Board. Rules approved by the Commission in December with an effective date of January 1, 2009 have been posted to the Office of Administrative Hearings website. The rules approved at the January meeting have effective dates of February 1, 2009 and will be posted to the OAHU website soon. Links to the Board's laws and rules can be found at:

<http://www.ncbfs.org/rules.htm>

TRANSPORTATION SECURITY ADMINISTRATION REGULATIONS:

Effective July 1, the TSA will begin enforcing an existing policy that requires all human remains shipments originating in the U.S. or its territories, to be tendered by a "known shipper." This policy requires funeral homes to register as a "known shipper" for each airline they use to ship bodies, and might require both a facility inspection and payment of a fee. Licensees should contact the airlines to obtain more information on this matter.

TSA website: <http://www.tsa.gov/index.shtm>

TSA regulations for traveling with cremated remains:

http://www.tsa.gov/travelers/airtravel/specialneeds/editorial_1296.shtm

DISCIPLINARY ACTIONS

CASE FILE NUMBER: M08-001.

LICENSEES: Colvin Funeral Home of Lumberton (PNE #479); H. M. Colvin Funeral Home, Fayetteville (PNE #520); Maulsby Mutual Burial Association, Fayetteville.

SUMMARY: The two preneed establishments failed to provide information relevant to their 2007 preneed annual report in a timely manner. The mutual burial association was late in paying its annual assessment.

BOARD ACTION: The Board adopted a consent order. The two preneed establishments were assessed a total of \$500.00 in civil penalties. The mutual burial association volunteered to wind up business no later than April 15 or the Board would revoke its license.

EFFECTIVE DATE: January 14, 2009.