

North Carolina Board of Funeral Service

1033 Wade Avenue, Suite 108, Raleigh, NC 27605

(919)-733-9380 or 1-800-862-0636

www.ncbfs.org

E-NEWS February 2013 Volume 9, Issue 2

Next meeting of the Board is 9 a.m. Wednesday, March 13, 2013 at the Board offices, 1033 Wade Avenue, Suite 108, Raleigh, NC 27605. The agenda will be posted by March 8 and can be viewed by [following this link](#).

[CLICK HERE FOR CONTINUING EDUCATION PROGRAMS](#)

IMPORTANT ANNOUNCEMENTS-

2013 Individual license and Establishment permit renewals not received are subject to late fees as of February 1.

REMINDER: The new NCBFS-PN5, Certificate of Performance for a Preneed Funeral Contract is now required effective January 1, 2013:

<http://www.ncbfs.org/1cop.pdf> .

There is a new version of NCBFS ISG&S, the Inflation-Proof Preneed Statement of Goods & Services Selected on the Board website. This new form simply adds more lines in the "Additional Services" and "Additional Merchandise" sections. You can begin using the form now; if you are using printed forms currently, continue to use them until you run out.

LEGISLATIVE MATTERS-

House DRH70006-LH-8 was referred to Judiciary Subcommittee on January 31, 2013. The bill passed the House and was referred to the Senate on February 14. If signed into law, the bill would make it a Class 1 misdemeanor (first offense) or a Class I felony (second offense) to engage in disorderly conduct two hours prior to or two hours after a funeral within 500 feet of the ceremonial site or location.

The Board of Funeral Service has considered a number of proposals regarding changes to the Funeral Service and Cremation Laws for submission to the North Carolina General Assembly in the 2013-2014 legislative session. The proposed changes can be reviewed on the Board website at this link:

<http://www.ncbfs.org/currentevents.html>

Written comments may be submitted to the Board via e-mail, fax or regular mail until 4:30 PM on Thursday, February 28, 2013.

Comments may be mailed to the Board office, 1033 Wade Ave., Suite 108, Raleigh NC 20605; faxed to 919-733-8271, or e-mailed to pmburke@ncbfs.org .

TRAINEE CORNER

We continue to receive late trainee reports. Remember, both the trainee and the manager share responsibility for the timely submission of reports.

CONTINUING EDUCATION

It's February. Have you taken any CE yet in 2013? Check the Board website for upcoming courses. Do your hours early this year!

SYMPATHIES ARE EXTENDED TO THE FAMILIES OF:

Alene Flick Luther, grandmother of Board member M. Kelly Byrd (Gordon Funeral Home, Monroe) who died on January 15, 2013.

Esther Palmer McClamb, co-owner of Albright Funeral Home, Apex, who died on February 5, 2013.

Have you looked at your Law Book lately? Rules and Laws are also posted on the Board website: <http://www.ncbfs.org/rules.html>

DISCIPLINARY MATTERS:

CASE FILE NUMBER: M12-031.

LICENSEES: Jones & Little Funeral Services (FE #298); Alice Little (FDL #3599).

SUMMARY: During a recent inspection, the Board inspector found that funeral establishment had minor violations of the Funeral Rule and facility requirements.

BOARD ACTION: The Board adopted a consent order assessing a \$250.00 civil penalty and requiring continuing education in the Funeral Rule.

EFFECTIVE DATE: January 9, 2013.

CASE FILE NUMBER: M12-034.

TRAINEE: Carlos Riddick.

SUMMARY: Mr. Riddick failed to file trainee work reports on time.

BOARD ACTION: The Board entered a consent order accepting the termination of Mr. Riddick's traineeship. Mr. Riddick may reapply for a new traineeship on April 1, 2013.

EFFECTIVE DATE: January 9, 2013.

CASE FILE NUMBER: M12-026.

LICENSEES: W.E. Flanagan Memorial Funeral Home (FE #261; PNE #939); Esther Hammond (FSL #2340).

SUMMARY: The parties did not take the preneed continuing education course required by a prior consent order.

BOARD ACTION: The Board suspended the preneed sales licenses of the parties until the preneed class is taken. If the class is not completed in one year, all preneed licenses are revoked.

EFFECTIVE DATE: December 12, 2012.

CASE FILE NUMBER: M12-035.

TRAINEE: Catherine Godwin.

SUMMARY: Ms. Godwin failed to submit trainee work reports in a timely manner.

BOARD ACTION: The Board revoked her traineeship certificate.

EFFECTIVE DATE: January 9, 2013.

CASE FILE NUMBER: M12-019.

LICENSEES: Hargett-Bryant Funeral Home (FE #223); Hargett Mutual Burial Association.

SUMMARY: During a recent audit, the Board examiner found a large cash shortage resulting from a tax levy and misappropriated funds by the Secretary-Treasurer.

BOARD ACTION: The Board placed the funeral home and burial association on probation for five (5) years. Once the money is repaid to the burial association, it will be dissolved. The Secretary-Treasurer was also removed from office in the burial association.

EFFECTIVE DATE: February 13, 2013.

CASE FILE NUMBER: M13-002.

LICENSEES: Graham Funeral Home (FE #383); Dorothy Graham (FDL #1932).

SUMMARY: During a recent inspection, a Board inspector found Graham Funeral Home did not have its price lists in compliance with the Funeral Rule.

BOARD ACTION: The Board accepted a \$250.00 penalty and required continuing education in the Funeral Rule.

EFFECTIVE DATE: February 13, 2013.

CASE FILE NUMBER: M13-003.

LICENSEES: John Kiewlicz (FSL #2969).

SUMMARY: Mr. Kiewlicz was convicted of a traffic violation in New York that is a felony under New York law.

BOARD ACTION: The Board placed Mr. Kiewlicz on probation for one (1) year.

EFFECTIVE DATE: February 13, 2013.

Presidents' Day
