



State of Ohio Board of Embalmers and Funeral Directors

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MINUTES

Convening of the Board

The Board of Embalmers and Funeral Directors met in regular session on Tuesday, April 15, 2014, in the 31st Floor Boardroom of the Riffe Center located at 77 South High Street, Columbus, Ohio. Board President Robert Carter called the meeting to order at 1:08 p.m. Other board members in attendance were Mr. Robert Wasko, Ms. Linda Betzer, Mr. Thomas Fleming and Mr. Greg Boyer. Board staff members present were Executive Director Vanessa Niekamp, Inspectors Eric Anderson and Troy Seehase, Office personnel Linda Clark, Danny Finrock, and Jarrod Williams.

Reading and Consideration of the Minutes

President Robert Carter asked for reading and consideration of the March 2014 meeting of the Board Minutes.

On a motion by Mr. Thomas Fleming, and seconded by Mr. Linda Betzer, the Board voted to approve the March 2014 meeting of the Board Minutes. *Ayes: 5, Nays: 0; Motion passed.*

Persons Before the Board

Board President Robert Carter offered greetings and welcomed all in attendance. Mr. Carter called those scheduled to appear before the board, one at a time, and instructed each person to speak clearly and audibly so all may hear.

Ms. Martha A. Henry appeared before the Board seeking opportunity to register for an embalmer's and funeral director's apprenticeship. Ms. Henry petitioned the Board to consider her application despite a past felony conviction. She offered a summary of her personal history with substance abuse and its consequences. After release from incarceration she accredited reformation with support from her church. And successfully refraining substance abuse led to sponsoring others during their rehabilitations.

Ms. Henry is a Cincinnati College of Mortuary Science graduate. She plans to serve apprenticeship with Marlan Gary Funeral Home in Columbus, Ohio.

There was a questions and answers session between the Board and Ms. Henry.

Mr. Robert Wasko questioned Linda Clark about the status of Marlan Gary Funeral Home. Ms. Clark responded that the funeral home is currently active and compliant with the board.

Ms. Linda Betzer questioned Linda Clark about the status of Marlan Gary's credential to be a Master Trainer. Ms. Clark responded that she would need to research and return with an answer.

On a motion by Mr. Robert Wasko, and seconded by Mr. Thomas Fleming, the Board approved to grant registration to serve a dual apprenticeship. *Ayes: 5, Nays: 0; Motion passed.*

Board President Robert Carter announced an additional person before the board. Mr. Bryan O. Steward was in attendance of the meeting and requested permission to speak before the board. Mr. Carter granted his unanticipated appearance before the board as a courtesy. Mr. Steward's appearance was limited to three minutes.

Executive Director Vanessa Niekamp introduced Mr. Bryan O. Steward. Ms. Niekamp addressed Mr. Steward before he spoke and cautioned him about disclosing his client's identity during his appearance. She affirmed that the board will not be liable for loss of anonymity in future discussions about his client. Mr. Steward agreed to waive anonymity of his client.

Mr. Bryan O. Steward appeared before the board. Mr. Steward identified himself as an attorney with Haynes Thompson Steward LLC, Attorneys and Counselors at Law. Mr. Steward's firm represents Smith Mortuary. Mr. Steward stated that Smith Mortuary acknowledges the misappropriation of funds violations and has recently entrusted thirty thousand dollars (\$30,000.00) to his law firm for obligations. He stated that Smith Mortuary however contests the responsibility of the misappropriation of funds and the misrepresentation of the preneed funeral contract annual reports. Mr. Steward cited understanding the board could impose suspension to the funeral home for the violations. He requested the Board offer opportunity to a hearing for Smith Mortuary. Mr. Steward asserted that a hearing would provide further facts and information regarding the events leading to the violations. Mr. Steward thanked the board for his opportunity to speak.

Licensure

Applications Recommended for Licensure

On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to approve the following applications for licensure:

Existing Facility – change of location and/or ownership:

License #	Firm Title	Location	Inspection
FH.003347	Dovin Funeral Home	Lorain	10/31/13
FH.003348	Ducro Funeral Home	Ashtabula	08/01/13
FH.003349	Edgington Funeral Home	Mowrystown	04/23/13
FH.003350	Horvath Hanes FH	Green Springs	10/29/13
FH.003351	Rhoades-Edgington FH	Hillsboro	04/23/13
FH.003352	Schaffer Funeral Home	Defiance	02/25/14
FH.003353	Sujkowski Funeral Home	Rossford	02/28/14
FH.003354	Wonderly Horvath FH	Fremont	10/22/13
CREM.000175	Riverview Crematory	Fremont	10/22/13

New facility/new building – consideration & approval of paperwork:

Type of Facility	Firm Title	Location	County
FH	Joseph Nero Funeral Home	Mentor	Lake
FH	Wappner Funeral Directors	Mansfield	Richland
FH	Williams-Ducro Funeral Home	Pierpont	Ashtabula
CREM	North Central OH Cremation Service	Mansfield	Richland

Name changes:

License #	Current Name	New Name	County
FH.003217	Childs-Williams FH	Childs-Williams-Ducro FH	Pierpont

Initial licenses to be granted:

License #	Name	City	Effective Date
EMB.009577 R FD.009648	Bailey, Jessica L.	Lima	04/15/14
EMB. 009578 A FD.009649	Chapman, Garrett M.	Tiffin	04/15/14
EMB. 009579 A FD.009650	Cook, Aaron G.	Centerville	04/15/14
EMB.009580 A FD.009651	Davis, Meghan N.	Lynchburg	04/15/14
EMB.009581 A FD.009652	Frederick, Rebecca A.	Fremont	04/15/14
EMB.009582 A FD.009653	Hartman, Brian P.	Lorain	04/15/14
EMB.009583 A FD.009654	Sims, Ralph T.	West Chester	04/15/14

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Board meeting notations:

There was a questions and answers session between the board and Ms. Linda Clark on applications recommended for licensure. Ms. Clark referred to Ohio Revised Code 4717.11(B) Change of location or ownership of facility.

No Motion Items, Information Only

Change the manager and/or AIC/UR:

License #	Facility Name	Licensee by Last Name	Type	County
FH.002093	Bican Bros Funeral Home	Sloan, Charles D.	AIC	Cuyahoga
FH.002728	Bollinger-Bican Funeral Home	Sloan, Charles D.	AIC	Cuyahoga
FH.002402	Eagle FH-Barrett Chapel	Hoffman, Craig	Mgr	Fulton
FH.002963	Holan-Bican Funeral Home	Sloan, Charles D.	AIC	Cuyahoga
FH.003341	Walter W. Piper Jr. FD's	Mitchell, Claude T.	Mgr/AI C	Butler

*Previously, the Board approved the issuance of a funeral home license to the following after approval of the application, receipt of the occupancy permit, and the final inspection. The funeral home license no. was issued the date of the final inspection. *Issued date of Board meeting (special case where you are approving the paperwork and the licensed number):*

License #	Funeral Home	Location	Issue date
FH.003345	Kinnick FH McClurkin Memorial	Girard	03/27/14
FH.003346	J E Washington Funeral Services	Canton	04/08/14
CREM.00174	Family Care Cremation Services	Columbiana	04/01/14

The following individuals were issued registration numbers:

Name	Dual/Fd	City	Effective Date
Anderson, Rae Ann	Fd	Canal Winchester	03/17/14
Brammer, Shawn A.	Emb	Ironton	03/13/14
Forney, James A.	Emb	Cleveland	03/14/14
Maclennan, Lindsey A.	Dual	Xenia	03/26/14
Ostheimer, Ashley N.	Dual	Williard	03/06/14

The following individuals certified an apprenticeship:

Name	Dual/Fd	FH Name	City	Effective Date
Anderson, Rae A.	Fd	Day & Manofsky FS	Gahanna	03/17/14
Brammer, Shawn A.	Emb	Phillips Funeral Home	Ironton	03/13/14
Maclennan, Lindsey A.	Dual	Tobias Funeral Home	Beavercreek	03/27/14
Ostheimer, Ashley N.	Dual	Secor Funeral Home	Williard	03/06/14
Watson-Smart, Cory L.	Dual	Watson Funeral Home	Cleveland	03/01/14

Compliance

Report and Recommendation # 1400002

The following motions were made pursuant to the **Report and Recommendation** of Hearing Office Marc E. Myers, issued March 25, 2014, regarding:

Hearing Date: February 20, 2014

Issue: In the Matter of the Licensure of C. Michael Kilburn as a Funeral Director

No objections to the **Report and Recommendation** were submitted for consideration.

On a motion by Ms. Linda Betzer, and seconded by Mr. Robert Wasko, the Board voted to approve the Hearing Officer's **Finding of Facts**.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

On a motion by Ms. Linda Betzer, and seconded by Mr. Robert Wasko, the Board voted to approve the Hearing Officer's **Conclusions of Law**.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to modify the Hearing Officer's **Recommendation**.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer		X		
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 4 to 1 (Betzer).

Wherefore it is ordered:

C. Michael Kilburn pay a Five Hundred Dollar (\$500.00) forfeiture in this matter to this Board within 30 days after the mailing date of this Board's Order or the Funeral Director's license held by C. Michael Kilburn shall be suspended until paid in full.

REASON (If modified or disapproved, specific reasons must be given by the Board):

ORDER OF THE BOARD

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to modify the hearing officer's recommendation by amending the original wording, "...shall be suspended for ten days or until paid in full" to "...shall be suspended until paid in full."

ORC 4717.15 Issuing notice of violation (A) ...If the licensee fails to so pay the full amount of the forfeiture to the executive director within that time, the board shall issue an order suspending or revoking the individual's license, as the board considers appropriate.

There was agreement among the board that a specific designation of ten days suspension was unprecedented and elected to remain consistent with prior board orders.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #'s 140006702, 140006703, 140006704, 140006705, 140006706, 140006707, and 140006708

REGARDING: *SMITH MORTUARY (FH.003280)

*On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to charge *Smith Mortuary (FH.003280):

With seven (7) violations of #1: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. OAC 4717-8-01 Unprofessional Conduct (F): Misappropriation by a funeral director, funeral home or funeral home's employee of any amount of money whether paid by a consumer or acquired by any other means in order to fund his or her funeral service. *Specifically, for misappropriation of preneed in the amount of \$27,662.83 from seven (7) consumers; and placing the funeral services of these individuals in clear jeopardy.*

With seven (7) violations of #2: ORC 4717.31 Who may sell certain preneed funeral contracts (I): Except as provided in division (K) of this section, a seller of a preneed funeral contract that is funded by insurance or otherwise annually shall submit to the board the reports the board requires pursuant to division (J) of this section. OAC 4717-10-01 Preneed funeral contract annual report (A): Unless exempt from compliance under section 4717.38 of the Revised Code or otherwise not required to file an annual report with the board pursuant to division (K) of section 4717.31 of the Revised Code, each year no later than the thirtieth day of March, a seller of preneed funeral contracts who is subject to sections 4717.31 to 4717.38 of the Revised Code shall file an annual report relating to all existing funded preneed contracts as of December thirty-first of the prior calendar year. *Specifically, for failing to include the preneed contracts of seven (7) consumers on any annual reports filed by this funeral home.*

And order: Motion: For Summary Suspension

After reviewing the written allegations prepared by the executive director, the board of embalmers and funeral directors determines that there is clear and convincing evidence that circumstances described in divisions (A)(1) to (10) of section 4717.14 of the Ohio Revised Code apply to the holder of *Smith Mortuary license issued under this chapter and that the licensee's continued practice presents a danger of immediate and serious harm to the public.

*On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to suspend *Smith Mortuary's funeral home license without a prior adjudicatory hearing.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

REGARDING: *ROBERTA L. BRADY-MALLORY-SMITH (DUAL.008894)

*On a motion by Mr. Robert Wasko, and seconded by Mr. Thomas Fleming, the Board voted to charge * Roberta L. Brady Mallory-Smith (DUAL.008894)

With one (1) violation of #1: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. *Specifically, the funeral director displayed a lack of knowledge of the laws regarding the responsibility of an AIC; lack in judgment for failing to report the misappropriation of preneed by the funeral home owners; and exhibited conduct that harms the integrity of the profession by excluding the contracts from annual preneed reports.*

With seven (7) violations of #2: ORC 4717.31 Who may sell certain preneed contracts (I): Except as provided in division (K) of this section, a seller of a preneed funeral contract that is funded by insurance or otherwise annually shall submit to the board the reports the board requires pursuant to division (J) of this section. OAC 4717-10-01 Preneed funeral contract annual report (A): Unless exempt from compliance under section 4717.38 of the Revised Code or otherwise not required to file an annual report with the board pursuant to division (K) of section 4717.31 of the Revised Code, each year no later than the thirtieth day of March, a seller of preneed funeral contracts who is subject to sections 4717.31 to 4717.38 of the Revised Code shall file an annual report relating to all existing funded preneed contracts as of December thirty-first of the prior calendar year. *Specifically, for failing to include the preneed contracts of seven (7) consumers on any annual reports filed by this funeral home.*

And order: Motion: An opportunity for hearing.

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Details:

This funeral home is owned by an unlicensed individual. This funeral home (same owner) has changed location several times. The AIC has been employed by the unlicensed owner at multiple locations and has been the AIC on-and-off over the years/locations.

October 30, 2013- The initial complaint was received by the Board of Embalmers and Funeral Directors.

November 4, 2013 - The standard "Request Response" letter was issued to the funeral home requesting a response within 14 days. A copy of the original complaint was sent with the letter.

December 3, 2013 - Inspector T. Seehase spoke with funeral home staff during an inspection. The funeral home indicated that they would submit a response in a few days. A staff member stated she never received the complaint notice in the mail. Troy let her make a copy of the complaint and asked if she could get back with him later in the week. She said okay but he has not yet heard from her.

December 12, 2013 – Executive Director Niekamp contacted the Funeral Home to inform them the case would be presented to the Board on 12/16/13 at 2:00 pm should a response not be submitted prior to the meeting. Niekamp was told the funeral home had received a copy from Seehase, but had not prepared a response yet.

December 16, 2013 – The Board heard the case and charged the funeral home and the funeral director with a violation of R.C. 4717.14 (A)(4) - The applicant or licensee has committed immoral or unprofessional conduct. 4717-8-01 Unprofessional Conduct (G)-"Failure to comply with any Board request during an inspection or investigation, or finding, or order." An order to pay forfeiture of \$7,500.00 was imposed.

January 21, 2014 – The FD spoke with Executive Director Niekamp, indicating the FD had read the order of the board in the minutes and a request for hearing would be emailed. The order of the board was previously mailed certified to the FH, but after three attempts for delivery the USPS returned the item as unclaimed. Executive Director Niekamp advised the order would be re-mailed, and then reviewed the order with the FD. Executive Director Niekamp again advised no response had been received regarding this investigation and should the FH fail to provide one prior to the February meeting of the board, the board would not have the FH side to consider.

Complaint States - The deceased enter into a preneed contract for \$8,113.01 with this FH Company in April of 2006. The deceased passed away 12/22/2012, and the funeral was held by a different funeral home. This FH (holder of funds) has refused to release the preneed funds to pay the bill. The complainant states the FH will not return calls and had made trips to the FH, but no one will speak with them regarding this issue (they are always told they will need to speak with someone who is not available, or there). After a year of attempting to resolve the issue themselves, they filed the complaint with the board. Provided death certificate to Respondent in March 2013.

Funeral Director Who Provided the Service States – Made numerous calls to the funeral home regarding the preneed contract. Spoke with the AIC on one occasion about this service and was told the unlicensed owner would need to resolve the issue, but never received any further information. Has had several services for other families that have also lead to difficulty in getting

funds transferred from this funeral home.

Respondent States – Made several attempts to contact the funeral director who provided the service with no response back, and only became aware of the issue when contacted by the family in February of 2013. They concluded their response with this statement, “The unnecessary frustration of the family stems from the at-need funeral home not contacting (this funeral home) in December 2012.

Our investigation of the original complain determined:

- June 2013 \$10,000.00 released by insurance company to Respondent.
- July 2013 \$6.57 released by insurance company to Respondent.

February 2014 – Board charged the Funeral Home and Funeral Director with two violations, first R.C. 4717.14(A)(4) for misappropriation of preneed funds in the amount of \$10,006.57 from Lena M. Meeks; and second R.C. 4717.10(A) for failing to include the preneed contract on annual reports filed by the funeral home.

March 11, 2014 – A preneed audit was conducted on the contracts located within two filing cabinets at this facility.

March 20, 2014 – The Board requested further clarification from the funeral home regarding 13 contracts by March 27, 2014.

Conclusion:

In addition to the \$10,006.57 misappropriated from Lena M. Meeks and charged in February 2014, there are an additional seven (7) preneed contracts for living individuals, totaling \$27,662.83 more, that are not properly vested at this time.

The unlicensed owner admits the funds are not accounted for, but blames her mother who was the original owner of the company numerous years ago.

The AIC is aware the funds are not accounted for yet never reported the issue.

The contracts listed below are not included on the annual reports filed by the funeral home by this AIC for the past two years.

Case #	Consumer	Misappropriated Amount	Status
140006701	Meeks, Lena M.	\$ 10,006.57	<i>Previously charged FEB2014</i>
140006702	Madison, Robert	\$ 1,794.50	\$ 27,662.83
140006703	Milton, Robert E.	\$ 5,292.00	
140006704	Monroe, Elizabeth Jean	\$ 6,718.59	
140006705	Nazaree, Scott	\$ 500.00	
140006706	Pollard, Mary	\$ 4,760.39	
140006707	Twymon, Oliver	\$ 2,404.00	
140006708	Wilson, Eric F.	\$ 6,193.35	
Total \$		37,669.40	

Prior issues before the board:

This funeral home business has been previously charged with four (4) prior violations of Unprofessional Conduct, two (2) of the total four (4) violations are associated with failure to respond to this investigation and for the misappropriation of preneed funds from Lena M. Meeks.

This funeral director has been previously charged with two (2) prior violations of Unprofessional Conduct, associated with failure to respond to this investigation and for the misappropriation of preneed funds from Lena M. Meeks.

Currently the funeral home and the funeral director have been ordered an opportunity for hearing regarding the charges in February 2014.

Board meeting notations:

Executive Director Vanessa Niekamp presented details on the compliance issues related to the funeral home and its actual-in-charge (AIC).

Mr. Robert Wasko questioned Director Niekamp who was responsible for reporting the misappropriated contracts. Ms. Niekamp answered that the violations were discovered by Board Inspector Troy Seehase.

Mr. Robert Carter questioned Director Niekamp on the status of contract funding. Ms. Niekamp answered that the contracts were found to be funded, but not properly vested nor included in preneed funeral contract annual reports.

Mr. Thomas Fleming questioned Director Niekamp if the ownership remained consistent during the time period the contracts were procured. Ms. Niekamp answered that many years of ownership has remained in the control of one family- only names have changed.

Mr. Robert Carter questioned the date when the (AIC) became employed by the owner. Director Niekamp responded that board records reported the (AIC) was first a manager of the funeral home in 2009. A change from manager to actual-in-charge of the funeral home was reported in 2011 on an amendment to original funeral home application. That amendment record also indicated the individual added, "Smith" to their name.

Mr. Robert Carter stated concern that the preneed funeral contract annual report was misrepresented for several years by the same actual-in-charge.

Mr. Thomas Fleming questioned Director Niekamp about conclusion if the board ordered the licensee to pay forfeiture only. Director Niekamp responded that the licensee would then have no obligation to atone the misappropriated contracts- only pay the imposed forfeiture.

Mr. Robert Wasko stated conflict with a decision to summarily suspend the funeral home. He recited history of board suspensions has provided differing results for consumers.

There was discussion among the board on how to charge the funeral home and the actual-in-charge.

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Recommendation to Charge #1400098

*On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to charge

*Zaback-Williams-Ducro Funeral Home (FH.002557) and * John Peter Ducro IV (DUAL.008494)

With a violation of: ORC 4717.14 Disciplinary actions (A)(7): The applicant or licensee has refused to promptly submit the custody of a dead human body upon the express order of the person legally entitled to the body. *Specifically, for refusing to release the cremated remains of the deceased, to the complainant, until the outstanding charges were paid.*

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Details:

3/10/2014- Complaint received from the daughter of the deceased alleging the funeral home has been rude and refused to release the cremains of the complainant's mother due to lack of payment for services. The complainant asserted that this was a violation of Ohio law.

3/17/2014- Initial letters were issued acknowledging the complaint and requesting a response from the funeral home.

3/25/2014- The funeral home responded stating the complainant was aware that payment in full was required at the time she contracted for services on 6/24/2010. The bill totaled \$2,075.41 and only \$100.00 has been paid by the complainant (on 9/22/2010). Some additional payments were made by the son of the deceased, an anonymous donor and a church. The funeral home attempted collection in January 2011, at which time the complainant agreed to pay \$25.00 per month, however payments have not been made. In January 2014, a relative called on behalf of the son of the deceased. He was being released from a group home and was inquiring about his mother's remains. At this point, the funeral

home attempted to get the two siblings to agree to have the son assume responsibility for the bill and then share the cremains. The daughter refused to enter into the agreement. The funeral home now contends that there is a dispute over the remains and stated pursuant to ORC 2108.83, they can keep the remains until the siblings come to a legal resolution of the dispute.

Conclusion:

ORC 2108.83 references a dispute regarding right of disposition and is, therefore, not relevant in this situation. The funeral home has created a disagreement between the siblings in an attempt to get the bill paid.

REFERENCE ORC 2108.83 *"In the event of a dispute regarding the right of disposition, a funeral home, funeral director, crematory operator, cemetery operator, cemetery organization, or other person asked to assist with a declarant's or deceased person's funeral, burial, cremation, or other manner of final disposition shall not be liable for damages of any kind for refusing to accept the remains, refusing to inter, cremate, or otherwise dispose of the remains, or refusing to complete funeral or other arrangements pertaining to final disposition until such funeral home, funeral director, crematory operator, cemetery operator, cemetery organization, or other person receives a court order or a written document that is executed by a person that the funeral home, funeral director, crematory operator, cemetery operator, cemetery organization, or other person reasonably believes has the right of disposition and that clearly expresses how the right of disposition is to be exercised."*

The funeral home has refused to promptly submit the custody of the dead human body upon the express order of the person legally entitled to the body.

Most recent cases before the Board for exact same issue/violation provided as reference: [NOT THE SAME FUNERAL HOME, NOR FUNERAL DIRECTOR]

2012-1209022 Board Charged the Funeral Home and the Funeral Director, and ordered an opportunity for a hearing; and later entered into a settlement agreement.

Board meeting notations:

There was discussion among the board on definitions of terms: remains, cremains, and disposition.

Executive Director Vanessa Niekamp reminded the board of past board decisions regarding similar violations. She suggested the board request an interpretation from Legislative Services Commission on ORC 4717.14 (A) (7).

President Robert Carter announced a recess to the meeting at 2:40 p.m.

President Robert Carter announced reconvening of the meeting at 2:55 p.m.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #'s 140010401 and 140010402

*On a motion by Mr. Robert Carter, and seconded by Ms. Linda Betzer, the Board voted to charge

*Coreno Funeral Home (FH.001882) and *Nancy L. Coreno (FD.008220)

With two (2) violations of #1: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. OAC 4717-8-01 Unprofessional conduct (G): Failure to comply with any board request during an inspection or investigation, or finding, or order. Specifically, for failing to provide clarification on discrepancies regarding two (2) preneed contracts and for failing to provide proof of continuing education hours received for the period of January 1, 2011 through December 31, 2012.

And order: Motion: An order to Pay Forfeiture
[licensee may request hearing instead]

Offense Number	Potential Forfeiture	Forfeiture Imposed
3 rd for Case 140010401	4717-12-01(A)(3)(b) \$7,500.00 min -\$10,000.00 max	\$7,500.00
4 th for Case 140010402	4717-12-01(A)(3)(b) \$7,500.00 min -\$10,000.00 max	\$7,500.00
TOTAL FORFEITURE IMPOSED:		\$15,000.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

*On a motion by Mr. Robert Wasko, and seconded by Mr. Thomas Fleming, the Board voted to combine violations #2 and violation #3 to one roll call vote to charge *Coreno Funeral Home (FH.001882) and *Nancy L. Coreno (FD.008220)

With two (2) violations of #2: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. OAC 4717-8-01 Unprofessional Conduct (F): Misappropriation by a funeral director, funeral home or funeral home's employee of any amount of money whether paid by a consumer or acquired by any other means in order to fund his or her funeral service. *Specifically, for misappropriation of preneed in the amount of \$131.08 from two (2) consumers; and cannot explain the discrepancy.*

And order: Motion: An opportunity for hearing

With a violations of #3: ORC 4717.31 Who may sell certain preneed funeral contracts (I): Except as provided in division (K) of this section, a seller of a preneed funeral contract that is funded by insurance or otherwise annually shall submit to the board the reports the board requires pursuant to division (J) of this section. OAC 4717-10-01 Preneed funeral contract annual report (A): Unless exempt from compliance under section 4717.38 of the Revised Code or otherwise not required to file an annual report with the board pursuant to division (K) of section 4717.31 of the Revised Code, each year no later than the thirtieth day of March, a seller of preneed funeral contracts who is subject to sections 4717.31 to 4717.38 of the Revised Code shall file an annual report relating to all existing funded preneed contracts as of December thirty-first of the prior calendar year. *Specifically, for failing to include the preneed contracts of two (2) consumers on any annual reports filed by this funeral home.*

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer		X		
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 4 to 1 (Betzer).

Case #	Consumer	Misappropriated Amount
140010401	Berger, Beatrice	\$ 106.08
140010402	Garcia, Rosa	\$ 25.00
Total \$		131.08

Prior issues before the board:

This funeral home business has two (2) previous charges for Unprofessional Conduct:

1. Not timely forwarding payment for a funeral service performed by another funeral home. A fine in the amount of \$500.00 was imposed.
2. Failure to respond to a non-compliance item discovered during a routine inspection. An opportunity of hearing was ordered and a settlement agreement was signed at a later date.

Board meeting notations:

Ms. Linda Betzer shared opinion that the investigation does not provide adequate evidence to charge with violation of misappropriation of funds.

Mr. Robert Wasko questioned Board Inspector Eric Anderson on status of funeral home's solvency. Mr. Anderson acknowledged hearsay about the funeral home experiencing financial difficulties.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #'s 140010501 through 140010546

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge each of the following *funeral homes:

- 140010501= *Charles Taylor Funeral Service (FH.003174)
- 140010502= *Brown-Robinson Funeral Home (FH.002651)
- 140010503= *Eric J. Williams Funeral Homes (FH.003325)
- 140010504= *Donald A. Faulhaber Funeral Home (FH.000205)
- 140010505= *Brown FC (FH.003142)
- 140010506= *Thomas G. Smith Funeral Home (FH.002632)
- 140010507= *Caliman Funeral Services (FH.002563)
- 140010508= *Routsong Funeral Home (FH.002741)
- 140010509= *Routsong Funeral Home (FH.002742)
- 140010510= *Mosinski Funeral Home, Inc. (FH.001724)
- 140010511= *Adkins-Brant Funeral Home, Inc. (FH.003256)
- 140010512= *Atkinson-Feucht-Hare Funeral Homes (FH.002937)
- 140010513= *Atkinson-Feucht-Hare Funeral Homes (FH.002938)
- 140010514= *Lucas Memorial Chapel (FH.003076)
- 140010515= *Kerr-Pastore Funeral Home (FH.002853)
- 140010516= *Sterling-McCullough Williams Funeral Home (FH.002921)
- 140010517= *Sterling-McCullough Williams Funeral Home (FH.002922)
- 140010518= *Rossi Brothers & Lellio Funeral Home (FH.003244)
- 140010519= *Burr Funeral Home & Cremation Service (FH.001465)
- 140010520= *Tomon & Sons Funeral Home (FH.000303)
- 140010521= *Tomon & Sons Funeral Home (FH.001395)
- 140010522= *Humenik Funeral Chapel (FH.002407)
- 140010523= *Megie Funeral Home (FH.002834)
- 140010524= *Maher-Melbourne Funeral Home (FH.002903)
- 140010525= *McWilliams Funeral Home (FH.002702)
- 140010526= *Smith Rose & Brown Funeral Home (FH.002912)
- 140010527= *Evans Johnson Brown Funeral Home (FH.002234)
- 140010528= *Deans Funeral Home (FH.001771)
- 140010529= *Sibley-Murray-Ferebee Funeral Home (FH.003035)
- 140010530= *Vensil & Chute Funeral Home (FH.000858)
- 140010531= *Vensil & Chute Funeral Home (FH.000859)
- 140010532= *Keller-Ochs-Koch-Mason Funeral Home (FH.003113)
- 140010533= *Swick-Bussa-Chamberlin Funeral Home (FH.002856)

140010534= *Hanneman Funeral Home (FH.002216)
140010535= *Loomis-Hanneman Funeral Home (FH.001162)
140010536= *Deck-Hanneman Funeral Home (FH.002861)
140010537= *Gasiorowski-Hanneman Funeral Home (FH.002980)
140010538= *Anderson McDaniel Funeral Home (FH.003202)
140010539= *Fisher-Anderson-McDaniel Funeral Home (FH.002998)
140010540= *Anderson-McDaniel Funeral Home (FH.002994)
140010541= *Morman-Hinman-Tanner Funeral Home (FH.002661)
140010542= *Morman Funeral Home (FH.002663)
140010543= *Dennis George Funeral Home (FH.002215)
140010544= *Wellington Funeral Home (FH.002600)
140010545= *Renfro Funeral Services (FH.002802)
140010546= *Ciriello & Carr Funeral Home (FH.002862)

With a violation of: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. *Specifically, the licensee was late in filing the an annual preneed report with the board; which is required to be filed no later than the thirtieth (30th) day of March.*

ORC 4717.31 (I) EXCEPT AS PROVIDED IN DIVISION (K) OF THIS SECTION, A SELLER OF A PRENEED FUNERAL CONTRACT THAT IS FUNDED BY INSURANCE OR OTHERWISE ANNUALLY SHALL SUBMIT TO THE BOARD THE REPORTS THE BOARD REQUIRES PURSUANT TO DIVISION (J) OF THIS SECTION. OAC 4717-10-01 (A) UNLESS EXEMPT FROM COMPLIANCE UNDER SECTION 4717.38 OF THE REVISED CODE OR OTHERWISE NOT REQUIRED TO FILE AN ANNUAL REPORT WITH THE BOARD PURSUANT TO DIVISION (K) OF SECTION 4717.31 OF THE REVISED CODE, EACH YEAR NO LATER THAN THE THIRTIETH DAY OF MARCH, A SELLER OF PRENEED FUNERAL CONTRACTS WHO IS SUBJECT TO SECTIONS 4717.31 TO 4717.38 OF THE REVISED CODE SHALL FILE AN ANNUAL REPORT RELATING TO ALL EXISTING FUNDED PRENEED CONTRACTS AS OF DECEMBER THIRTY-FIRST OF THE PRIOR CALENDAR YEAR. THE REPORT SHALL BE SUBMITTED ON A FORM PROVIDED BY THE BOARD AND SHALL INCLUDE, BUT NOT BE LIMITED TO THE FOLLOWING: (1) THE NAME OF THE BENEFICIARY OF EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (2) AN ACCOUNT OR POLICY NUMBER FOR EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (3) THE ACCOUNT BALANCE OF EACH TRUST ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER; (4) ANY ACTIVITY ON EACH TRUST ACCOUNT IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (5) INFORMATION INDICATING WHETHER THE TRUST FUNDS IN EACH TRUST ACCOUNT WERE INVESTED IN ACCORDANCE WITH CHAPTER 1111. OF THE REVISED CODE IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (6) IN THE EVENT THAT THE TRUSTEE OF THE ACCOUNT IS A NATURAL PERSON, EVIDENCE OF THE EXISTENCE AND AMOUNT OF ANY CORPORATE SURETY BOND FOR EACH ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER. (B) AN AFFIDAVIT CERTIFYING ITEMS IN PARAGRAPHS (A)(1) TO (A)(6) OF THIS RULE SIGNED BY THE FUNERAL DIRECTOR ACTUALLY IN CHARGE OF AND ULTIMATELY RESPONSIBLE FOR THE FUNERAL HOME.

And order: Motion: An order to Pay Forfeiture
[licensee may request hearing instead]

Potential forfeiture: 4717-12-01(A)(2)(a) \$500.00 min. - \$5,000.00 max.

Forfeiture imposed: \$500.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #140010507

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge

*Bersticker-Scott Funeral Home (FH.001278)

With a violation of: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. *Specifically, the licensee was late in filing the an annual preneed report with the board; which is required to be filed no later than the thirtieth (30th) day of March.*

ORC 4717.31 (I) EXCEPT AS PROVIDED IN DIVISION (K) OF THIS SECTION, A SELLER OF A PRENEED FUNERAL CONTRACT THAT IS FUNDED BY INSURANCE OR OTHERWISE ANNUALLY SHALL SUBMIT TO THE BOARD THE REPORTS THE BOARD REQUIRES PURSUANT TO DIVISION (J) OF THIS SECTION. OAC 4717-10-01 (A) UNLESS EXEMPT FROM COMPLIANCE UNDER SECTION 4717.38 OF THE REVISED CODE OR OTHERWISE NOT REQUIRED TO FILE AN ANNUAL REPORT WITH THE BOARD PURSUANT TO DIVISION (K) OF SECTION 4717.31 OF THE REVISED CODE, EACH YEAR NO LATER THAN THE THIRTIETH DAY OF MARCH, A SELLER OF PRENEED FUNERAL CONTRACTS WHO IS SUBJECT TO SECTIONS 4717.31 TO 4717.38 OF THE REVISED CODE SHALL FILE AN ANNUAL REPORT RELATING TO ALL EXISTING FUNDED PRENEED CONTRACTS AS OF DECEMBER THIRTY-FIRST OF THE PRIOR CALENDAR YEAR. THE REPORT SHALL BE SUBMITTED ON A FORM PROVIDED BY THE BOARD AND SHALL INCLUDE, BUT NOT BE LIMITED TO THE FOLLOWING: (1) THE NAME OF THE BENEFICIARY OF EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (2) AN ACCOUNT OR POLICY NUMBER FOR EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (3) THE ACCOUNT BALANCE OF EACH TRUST ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER; (4) ANY ACTIVITY ON EACH TRUST ACCOUNT IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (5) INFORMATION INDICATING WHETHER THE TRUST FUNDS IN EACH TRUST ACCOUNT WERE INVESTED IN ACCORDANCE WITH CHAPTER 1111. OF THE REVISED CODE IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (6) IN THE EVENT THAT THE TRUSTEE OF THE ACCOUNT IS A NATURAL PERSON, EVIDENCE OF THE EXISTENCE AND AMOUNT OF ANY CORPORATE SURETY BOND FOR EACH ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER. (B) AN AFFIDAVIT CERTIFYING ITEMS IN PARAGRAPHS (A)(1) TO (A)(6) OF THIS RULE SIGNED BY THE FUNERAL DIRECTOR ACTUALLY IN CHARGE OF AND ULTIMATELY RESPONSIBLE FOR THE FUNERAL HOME.

And order: Motion: An order to Pay Forfeiture
[licensee may request hearing instead]

Case # and FH#	Potential Forfeiture	Forfeiture Imposed
140010547 = *Bersticker-Scott FH (FH.001278)	4717-12-01(A)(2)(b) \$7,500.00 min -\$10,000.00 max Failed to file last year, received an opportunity for hearing and later settled the case.	\$7,500.00

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Board meeting notations:

Executive Director Vanessa Niekamp stated this charge with violation is a second offense for this funeral home. The funeral home was previously charged with violation for failing to submit last year's preneed funeral contract annual report by March 30, 2013, and received an opportunity for a hearing. The charge with violation was later settled.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #'s 140010601 through 140010635

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge each of the following*funeral homes:

- 140010601= *Golubski-Deliberato Funeral Home, Inc. (FH.000215)
- 140010602= *Urbanski Funeral Home Ltd. (FH.001984)
- 140010603= *Campfield-Hickman-Collier Funeral Home (FH.001679)
- 140010604= *R A Franklin, Inc. Memorial Chapel (FH.000994)
- 140010605= *Frank E. Kmiecik Funeral Service (FH.001416)
- 140010606= *Holloway-Williams Funeral Home (FH.002687)
- 140010607= *Jamison, Jamison & Brown Funeral Home (FH.002586)
- 140010608= *Ransom Funeral Home (FH.000360)
- 140010609= *Hall-Jordan & Pretty Memorial Chapel (FH.001822)
- 140010610= *Zelevansky Funeral Homes, Inc. (FH.000321)
- 140010611= *Anthony FH, Reid-McGowan & Santos (FH.002627)
- 140010612= *Groff Funeral Home (FH.001336)
- 140010613= *Piorkowski Funeral Home (FH.002826)
- 140010614= *Jamison, Jamison & Brown Funeral Home (FH.002804)
- 140010615= *Jack Monreal-Coyne Funeral Home (FH.002662)
- 140010616= *Green-Hall & Jordan Memorial Chapel (FH.001762)
- 140010617= *Joseph R. Garr Funeral Services, Inc. (FH.001796)
- 140010618= *Barndt Funeral Home (FH.001892)
- 140010619= *Sommerville Funeral Services (FH.001062)
- 140010620= *Anthony FH, Kucko-Anthony-Kertesz Chapel (FH.002957)
- 140010622= *Garr and Stewart Funeral Home (FH.003009)
- 140010623= *Urbanski Funeral Home Ltd. (FH.003036)
- 140010624= *Gednetz-Ruzek Funeral Home (FH.003220)
- 140010625= *Brown Funeral Home (FH.002813)
- 140010626= *Bailey-Zechar Funeral Home (FH.003105)
- 140010627= *Crouse-Kauber-Sammons Funeral Home (FH.003107)
- 140010628= *Schaefer-Busby-Doyle Funeral Home (FH.003213)
- 140010629= *Thompson, Hall & Jordan Funeral Home (FH.002374)
- 140010630= *Thompson, Hall & Jordan Funeral Home (FH.002375)
- 140010631= *Thompson, Hall & Jordan Funeral Home (FH.002376)
- 140010632= *Thompson, Hall & Jordan Funeral Home (FH.002377)
- 140010633= *Kauber-Sammons Funeral Home (FH.003112)

140010634= *Zechar-Bailey Funeral Home (FH.003131)

140010635= *McNabb Funeral Home, Inc. (FH.002831)

With a violation of: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. *Specifically, the licensee failed to file an annual preneed report.*

ORC 4717.31 (I) EXCEPT AS PROVIDED IN DIVISION (K) OF THIS SECTION, A SELLER OF A PRENEED FUNERAL CONTRACT THAT IS FUNDED BY INSURANCE OR OTHERWISE ANNUALLY SHALL SUBMIT TO THE BOARD THE REPORTS THE BOARD REQUIRES PURSUANT TO DIVISION (J) OF THIS SECTION. OAC 4717-10-01 (A) UNLESS EXEMPT FROM COMPLIANCE UNDER SECTION 4717.38 OF THE REVISED CODE OR OTHERWISE NOT REQUIRED TO FILE AN ANNUAL REPORT WITH THE BOARD PURSUANT TO DIVISION (K) OF SECTION 4717.31 OF THE REVISED CODE, EACH YEAR NO LATER THAN THE THIRTIETH DAY OF MARCH, A SELLER OF PRENEED FUNERAL CONTRACTS WHO IS SUBJECT TO SECTIONS 4717.31 TO 4717.38 OF THE REVISED CODE SHALL FILE AN ANNUAL REPORT RELATING TO ALL EXISTING FUNDED PRENEED CONTRACTS AS OF DECEMBER THIRTY-FIRST OF THE PRIOR CALENDAR YEAR. THE REPORT SHALL BE SUBMITTED ON A FORM PROVIDED BY THE BOARD AND SHALL INCLUDE, BUT NOT BE LIMITED TO THE FOLLOWING: (1) THE NAME OF THE BENEFICIARY OF EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (2) AN ACCOUNT OR POLICY NUMBER FOR EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (3) THE ACCOUNT BALANCE OF EACH TRUST ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER; (4) ANY ACTIVITY ON EACH TRUST ACCOUNT IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (5) INFORMATION INDICATING WHETHER THE TRUST FUNDS IN EACH TRUST ACCOUNT WERE INVESTED IN ACCORDANCE WITH CHAPTER 1111. OF THE REVISED CODE IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (6) IN THE EVENT THAT THE TRUSTEE OF THE ACCOUNT IS A NATURAL PERSON, EVIDENCE OF THE EXISTENCE AND AMOUNT OF ANY CORPORATE SURETY BOND FOR EACH ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER. (B) AN AFFIDAVIT CERTIFYING ITEMS IN PARAGRAPHS (A)(1) TO (A)(6) OF THIS RULE SIGNED BY THE FUNERAL DIRECTOR ACTUALLY IN CHARGE OF AND ULTIMATELY RESPONSIBLE FOR THE FUNERAL HOME.

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

**On motions denoted with an asterisk (*), the names and identifying information were redacted from discussion and proposed notices during deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Recommendation to Charge #140010636

*On a motion by Mr. Robert Wasko, and seconded by Ms. Linda Betzer, the Board voted to charge

*Schneider-Griffin Funeral Home (FH.002506)

With a violation of: ORC 4717.14 Disciplinary actions (A)(4): The applicant or licensee has committed immoral or unprofessional conduct. *Specifically, the licensee failed to file an annual preneed report.*

ORC 4717.31 (I) EXCEPT AS PROVIDED IN DIVISION (K) OF THIS SECTION, A SELLER OF A PRENEED FUNERAL CONTRACT THAT IS FUNDED BY INSURANCE OR OTHERWISE ANNUALLY SHALL SUBMIT TO THE BOARD THE REPORTS THE BOARD REQUIRES PURSUANT TO DIVISION (J) OF THIS SECTION. OAC 4717-10-01 (A) UNLESS EXEMPT FROM COMPLIANCE UNDER SECTION 4717.38 OF THE REVISED CODE OR OTHERWISE NOT REQUIRED TO FILE AN ANNUAL REPORT WITH THE BOARD PURSUANT TO DIVISION (K) OF SECTION 4717.31 OF THE REVISED CODE, EACH YEAR NO LATER THAN THE THIRTIETH DAY OF MARCH, A SELLER OF PRENEED FUNERAL CONTRACTS WHO IS SUBJECT TO SECTIONS 4717.31 TO 4717.38 OF THE REVISED CODE SHALL FILE AN ANNUAL REPORT RELATING TO ALL EXISTING FUNDED PRENEED CONTRACTS AS OF DECEMBER THIRTY-FIRST OF THE PRIOR CALENDAR YEAR. THE REPORT SHALL BE SUBMITTED ON A FORM PROVIDED BY THE BOARD AND SHALL INCLUDE, BUT NOT BE LIMITED TO THE FOLLOWING: (1) THE NAME OF THE BENEFICIARY OF EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (2) AN ACCOUNT OR POLICY NUMBER FOR EACH TRUST ACCOUNT OR INSURANCE POLICY AS OF THE THIRTY-FIRST DAY OF DECEMBER; (3) THE ACCOUNT BALANCE OF EACH TRUST ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER; (4) ANY ACTIVITY ON EACH TRUST ACCOUNT IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (5) INFORMATION INDICATING WHETHER THE TRUST FUNDS IN EACH TRUST ACCOUNT WERE INVESTED IN ACCORDANCE WITH CHAPTER 1111. OF THE REVISED CODE IN THE CALENDAR YEAR IMMEDIATELY PRECEDING THE THIRTY-FIRST DAY OF DECEMBER; (6) IN THE EVENT THAT THE TRUSTEE OF THE ACCOUNT IS A NATURAL PERSON, EVIDENCE OF THE EXISTENCE AND AMOUNT OF ANY CORPORATE SURETY BOND FOR EACH ACCOUNT AS OF THE THIRTY-FIRST DAY OF DECEMBER. (B) AN AFFIDAVIT CERTIFYING ITEMS IN PARAGRAPHS (A)(1) TO (A)(6) OF THIS RULE SIGNED BY THE FUNERAL DIRECTOR ACTUALLY IN CHARGE OF AND ULTIMATELY RESPONSIBLE FOR THE FUNERAL HOME.

And order: Motion: An opportunity for hearing

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Board meeting notations:

Executive Director Vanessa Niekamp stated that this charge with violation is a second offense for this funeral home. The funeral home was previously charged with violation for failing to submit last year's preneed funeral contract annual report by March 30, 2013, and received an opportunity for a hearing. The charge with violation was later settled.

Recommendations for Closure

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to close the following case(s):

ROLL CALL VOTE				
MEMBER	AYE/YES	NAY/NO	PRESENT	ABSTAINED
Robert Wasko	X			
Linda Betzer	X			
Robert Carter	X			
Thomas Fleming	X			
Greg Boyer	X			

The motion passed with a vote of 5 to 0.

Complaint #	Date Received	Alleged Violation	Conclusion
1400085	1/23/2014	Inspector Seehase identified issues with two preneed arrangements during a routine inspection. He reviewed the two randomly selected files and identified questions regarding preneed funds.	The funeral home provided a response to the situation, in writing, on 2/21/2014. T. Seehase followed up on 4/8/2014, and determined that the funds in question are properly vested. No violation identified as remaining.
1400094	2/21/2014	This complaint involved issues about preneed and unprofessional conduct. This couple alleged that they did not receive an explanation about the contract terms of the insurance policies. They did not believe the payments they made reconcile with the policy values.	The FH provided a response indicating that the couple did not understand the terms of the policies even after several explanations. They only wanted to pay the amount of the funerals and not the additional costs associated with the insurance paid over time. T. Seehase spoke with the complainants. He has reviewed all the paperwork that they were provided that explains the terms of their contracts. They also filed a complaint with the Department of Insurance and no issue was identified. No violation identified.

1400095	2/24/2014	Unprofessional Conduct and Rude Funeral Director Behavior related to the delivery of cremains by the funeral home to complainant's house.	No violation could be substantiated.
1400097	3/4/2014	Advertising-This was a complaint by one funeral home against another in a series of back and forth complaints on the issue of advertising by competitors in the same geographical area.	The FH provided a written response, through their legal counsel, that adequately addressed all of the issues. No violation identified.

Current Pending Cases

CASE NUMBER	DATE RECEIVED	ALLEGED VIOLATION	COMMENTS
1400070	11/14/2013	4717.14(A)(4)-Unprofessional Conduct	Failure to respond to the family and delay in the installation of a veteran's marker.
1400079	1/6/2014	Operating a funeral home without a license	Ongoing investigation.
1400091	2/3/2014	Operating a funeral home without a license	Ongoing investigation.
1400099	3/18/2014	FH closed without giving notice as required	The preneed report was returned to the office on 2/6/2014, with a note that the FH was no longer at that address. The owner failed to notify the Board of the closure as required by law.

1400100	3/26/2014	Preneed, Unprofessional Conduct	Guardian cannot get information from the FH after several attempts.
1400101	3/27/2014	Preneed-Insurance Policy	The son authorized cremation for his mother and paid the FH \$1,400.00. At issue is a \$1,700.00 policy through Homesteader's Life. The FH kept the funds and he believes he was named as beneficiary.
1400102	4/2/2014	Providing services without a FH license, failure to respond to CE audit and suspended when they did not pay settlement forfeiture amount	Providing services without an active funeral home license. The funeral home failed to respond to the annual preneed audit and was issued forfeiture. The funeral home was suspended on March 24th 2014 for failing to comply with the signed settlement agreement (paying the forfeiture by March 10th 2014). They recently tried to create a death certificate but were having trouble because they are deactivated from entering death certificates and have been entering death certificates info using a "work around".
1400103	3/28/2014	Error in death certificate	Complainant made many allegations about possible illegal activities beyond the jurisdiction of the Board.

Charged Case Status Update

CASE NUMBER	DATE CHARGED	RESPONDENT	STATUS
1201053001-1201053053	9/3/2013	McClurkin FH	AAG - Hearing Pending
1400067	12/16/2013	Smith Mortuary	AAG - Hearing Pending scheduling.
1400063	10/7/2013	Timothy Werner	AAG - Hearing via Writing
1400057	9/24/2013	Grunn FH, Eric Lusain-apprentice, and Robert Grunn FD/AIC	AAG - Settlement Pending

140009604	2/24/2014	Michael Henderson	AAG - Request for Contempt on Injunction
140009601	2/24/2014	Walter W. Piper Funeral Directors	AAG - Hearing to be Scheduled
140009602	2/24/2014	Walter W. Piper	AAG - Hearing to be Scheduled
140009603	2/24/2014	James D. Catchen	AAG - Hearing to be Scheduled
1400038	8/19/2013	Kevin M. Coyne FS- FH003078	Fine Pending
1400033	8/19/2013	Czup FH-FH002850	Fine Pending
1400031	8/19/2013	Bersticker-Scott FH- FH001278	Settlement Pending Board Signature
1400044	8/19/2013	Schwartz,Spence,Boyer and Cool Home for Funerals-FH002644	Settlement Pending Board Signature
1400089	1/17/2014	Jack Monreal-Coyne FH	Charge order prepared 3/19/2014.
1400077	12/31/2013	Selby FH	Board charge order prepared 3/19/2014.
1400086	1/17/2014	Charles Taylor FS, Charles Taylor Jr.	Charge order prepared 3/19/2014.

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to recess the meeting. Ayes: 5, Nays: 0; Motion passed.

The April 2014 meeting of the Board recessed at 4:00 p.m.



State of Ohio Board of Embalmers and Funeral Directors

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Reconvening of the Board

The Board of Embalmers and Funeral Directors reconvened in regular session on Wednesday, April 16, 2014, in the 31st Floor Boardroom of the Riffe Center located at 77 South High Street, Columbus, Ohio. Board President Robert Carter called the meeting to order 9:06 a.m. Other board members in attendance were Mr. Robert Wasko, Ms. Linda Betzer, Mr. Thomas Fleming, and Mr. Greg Boyer. Board staff members present were Executive Director Vanessa Niekamp, Inspector Eric Anderson, Office personnel Danny Finrock, and Jarrod Williams.

Continuing Education

Mr. Greg Boyer presented the applications for continuing education programs. Mr. Boyer stated the continuing education committee also included Mr. Robert Wasko, Mr. Eric Anderson, and Mr. Danny Finrock.

Mr. Boyer shared concerned there were two applications with questionable program subject. He suggested more discussion among the board to determine if these programs of activity satisfy ORC 4717-9-01 Continuing Education requirements (F) Approved program of activity (1) A program of activity shall be qualified for approval as an approved program of activity if the board determines that: (a) It constitutes an organized program of learning (including a workshop or symposium) which contributes directly to the professional competency of the licensee or it conforms to the master training requirements of this chapter; and (b) It pertains to common subjects or other subject matters which integrally relate to the practice of embalming and funeral directing; and (c) It permits attendance by all funeral directors and embalmers in the state of Ohio.

There was discussion among the board on the two questionable programs. After debate, the board decided to consider each of these programs separately for vote.

On a motion by Mr. Robert Wasko, and seconded by Mr. Greg Boyer, the Board voted to approve the following continuing education program application: *Ayes: 4, Nays: 1 (Betzer); Motion passed.*

ARLINGTON MEMORIAL GARDENS	6/17/2014	2	Cincinnati, Ohio	Alkaline Hydrolysis for Human Disposition	Arlington Memorial Gardens	513-521-7003
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On a motion by Mr. Thomas Fleming, and seconded by Ms. Linda Betzer, the Board voted to deny approval of the following continuing education program application: *Ayes: 5, Nays: 0; Motion passed.*

TRI-COUNTY FUNERAL DIRECTORS ASSOC	5/21/2014	2	Philadelphia, Ohio	Update on In Home Medical Alarms	Robert L Smith	330-852-2141
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Continuing Education Programs April 16, 2014:

On a motion by Mr. Thomas Fleming, and seconded by Ms. Linda Betzer, the Board approved the following applications for continuing education: Ayes: 5, Nays: 0; Motion passed.

Sponsor Name	Program Date	Hours	Location	Course Name	Contact	Phone
AFRICAN AMERICAN FUNERAL PROS OF CENTRAL OHIO	5/31/2014	3	Whitehall, Ohio	Caring for the Alzheimer Patient	Arlene J Lawrence	(614) 258-9549
AMERICAN SOCIETY OF EMBALMERS	6/20/2014	7	Rosemont, IL	10th Annual Meeting	Melissa Johnson Williams	800-728-9185
AURORA CASKET COMPANY	4/28/2014	1	Covington, Ky	How Will You Be Remembered?	Aurora Casket Company	812-926-5662
AURORA CASKET COMPANY	7/16/2014	6	Aurora, Indiana	The Learning Space	Aurora Casket Company	812-926-5662
BALIN AND ASSOCIATES	5/5/2014	6	Independence, Ohio	The Anatomy of Prejudice	Marcella Balin	937-766-2645
BALIN AND ASSOCIATES	5/7/2014	6	Beavercreek, Ohio	The Anatomy of Prejudice	Marcella Balin	937-766-2645
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/19/2014	1	Mt. Sterling, Ohio	Exhibitor's Preview	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/19/2014	1	Mt. Sterling, Ohio	Executive Board Meeting	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/20/2014	2	Mt. Sterling, Ohio	Caring for the Funeral Directors as Caregivers	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/20/2014	1	Mt. Sterling, Ohio	Cincinnati College of Mortuary Science - Meet the President	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/20/2014	1	Mt. Sterling, Ohio	Smartphones and the Funeral Industry	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/20/2014	1	Mt. Sterling, Ohio	State of Ohio Board of Funeral Directors and Embalmers	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/20/2014	1	Mt. Sterling, Ohio	State of Ohio Victims of Crime Rights	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/21/2014	1	Mt. Sterling, Ohio	Fall Board Meeting	Arlene J. Lawrence	614-258-9549
BUCKEYE STATE FUNERAL DIRECTORS & EMBALMERS	6/21/2014	2	Mt. Sterling, Ohio	Things Every Funeral Home Must Know	Arlene J. Lawrence	614-258-9549

CENTRAL OHIO FUNERAL DIRECTORS ASSOCIATION	4/22/2014	2	Worthington, Ohio	Leaving a Legacy of Love	Anne Kuntz	614-496-2077
CUYAHOGA FUNERAL DIRECTORS ASSOCIATION	4/28/2014	3	Cleveland, Ohio	Preneed for the Next Generation	Tina Girod	440-728-0003
EMBALMERS ASSOCIATION OF CLEVELAND	6/5/2014	3	Bedford Heights, Ohio	Liabilities & Problems in Operation of a Cemetery & Crematory	Steven R. Shopp	440-842-0875
FIRELANDS FUNERAL DIRECTORS ASSOCIATION	4/17/2014	2	Nonwalk, Ohio	Camp Fearless	David F Koch	419-526-1070
FUNERAL DIRECTORS ASSOCIATION OF NW OHIO INC	5/19/2014	2	Toledo, Ohio	"Coroners Update - 2014" and Technology: The Effect on Education and the Funera	Carter Neff	419-243-6281
GREATER LORAIN FUNERAL DIRECTORS ASSOCIATION	4/29/2014	2	South Amherst, Ohio	Lorain County Mass Fatality Team	Charles Duke	440-926-2048
GREATER MONTGOMERY COUNTY FUNERAL DIRECTORS ASSOC	5/7/2014	1	Kettering, Ohio	Merchandising Funeral Stationery	Gary L. Heller	937-275-7434
GREATER MONTGOMERY COUNTY FUNERAL DIRECTORS ASSOC	5/7/2014	1	Kettering, Ohio	"Making it Personal"	Gary L. Heller	937-275-7434
HOSPICE OF THE WESTERN RESERVE	5/6/2014	3	Cleveland, Ohio	When a Child Dies..	Julie McBee	216-383-3733
HOSPICE OF THE WESTERN RESERVE	5/3/2014	3	Cleveland, Ohio	Providing Bereavement Support in a Group Setting: From Theory to Practice	Julie McBee	216-383-3733
MOTHERS AGAINST DRUNK DRIVING	4/28/2014	4	Sharonville, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	4/29/2014	4	Lima, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	4/30/2014	4	Centerville, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	5/1/2014	4	North Canton, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	5/2/2014	4	Walbridge, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	5/28/2014	4	Chillicothe, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233
MOTHERS AGAINST DRUNK DRIVING	6/4/2014	4	Columbus, Ohio	Death Notification: Delivering the News with Compassion	Tilde Bricker	614-885-6233

NATIONAL FUNERAL DIRECTORS ASSOCIATION 2014	4/27/2014	2	Atlanta, Ga	The Basics of HR	Kathleen Walczak	800-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION 2014	6/5/2014	1	Online	Cremation Liability Protection for Funeral Homes	Kathleen Walczak	800-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION 2014	6/19/2014	1	Online	Focus on Preneed: Spend Downs, Contracts, and Consumer Protection	Kathleen Walczak	800-228-6332
NATIONAL FUNERAL DIRECTORS ASSOCIATION 2014	10/11/2014	8	Nashville, Ohio	Certified Preplanning Consultant (CPC)	Kathleen Walczak	800-228-6332
OHIO EMBALMERS ASSOCIATION	5/7/2014	6	Cleveland, Ohio	OEA/EAC Spring Seminar	David G Hicks	513-673-7448
OHIO FUNERAL DIRECTORS ASSOCIATION	5/14/2014	2	Columbus, Ohio	Upping Your Game - What to do when the competition levels the playing Field	Diana O'Neal	614-486-5339
OHIO FUNERAL DIRECTORS ASSOCIATION	5/14/2014	1	Columbus, Ohio	Credit Hour for Viewing Exhibits	Diana O'Neal	614-486-5339
UNITY FINANCIAL LIFE INSURANCE COMPANY	4/23/2014	4	Cincinnati, Ohio	How to Operate a More Profitable Funeral Home in the New American Economy	Christopher Kuhnen	513-247-5036

Operations Committee Report

Executive Director Vanessa Niekamp presented the Operations Committee Report from the meeting held Tuesday, April 15, 2014. Topics of discussion included the following:

1. Courtesy cards issued from Ohio Board of Embalmers and Funeral Directors. In attendance during this discussion was Mr. T. Scott Gilligan, OFDA General Counsel. In recent weeks, the board office has been contacted by the Kentucky Board of Embalmers & Funeral Directors with concerns about requirements to obtain a permit. There was dialogue on the current rules governing the courtesy card. All agreed the current legislative language needs revision.
2. Regulations on sales of funeral homes. Mr. Gilligan was also in attendance during this discussion. The board is concerned about identity of ownership; a purchaser is allowed to operate thirty days under the former license while a new license is pending approval. The current law may cause unexpected confusion to consumers upon approval of new license. All agreed the current legislative language needs revision.
3. Director Niekamp stated the board office received notice of a rate increase to tenants leasing office space in the Riffe Center.

Board meeting notations: There was discussion among the board on the option of relocation versus acceptance of the rate increase. Board members suggested Director Niekamp survey other locations and offer assessment at a later date.

4. Master's Training Seminar, May 13, 2014 during the 134th OFDA Annual Convention & Exhibition at Hilton Easton in Columbus, Ohio. Mr. Thomas Fleming, Board Secretary- Treasurer, will present the training seminar.
5. Buckeye State Funeral Directors & Embalmers Association 2014 Summer Convention. Board members Mr. Greg Boyer, Mr. Robert Carter, and Mr. Thomas Fleming will attend as representatives of the State of Ohio Board of Embalmers and Funeral Directors. Mr. Robert Carter, Board President, will deliver a speech.
6. Internship candidates. Director Niekamp expects to hire an intern no later than July 1, 2014.
7. Electronic Death Record System language. The Board of Embalmers and Funeral Directors would like to engage Ohio Funeral Directors Association and Ohio Department of Health: Office of Vital Statistics in discussion for revisions to EDRS entry options regarding the transfer of a body to another state located on the death certificate.

Executive Director's Report

Items of Interest

We are currently working with the Treasurer of State's Office (TOS) to gain the ability to directly deposit checks received in the office to the bank, without having to walk them over to the TOS. This would allow us to do same day deposits. We have ordered a check scanner from an MBE vendor, and will be able to start the direct deposits as soon as we receive it.

On Wednesday, April 9, 2014, I traveled to Hamilton, Ohio to meet with Butler County Prosecutor Dan Philips regarding the continued unlicensed activity of Michael M. Henderson in connection with the Walter W. Piper Funeral Directors facility. I provided Prosecutor Philips our entire case file and will continue to cooperate with their investigation as requested.

Our Inspectors attended a state mandated training on Human Trafficking this past Friday, April 11, 2014.

Budget/Fiscal Overview

This is the current overview of the SFY14 budget as of April 10, 2014:

SFY14	Budget	Expense	Encumbrance	Available Budget
510	\$45,000.00	\$21,730.67	\$19,677.35	\$3,591.98
520	\$183,601.95	\$99,689.19	\$59,468.23	\$24,444.53
530	\$13,813.96	\$4,610.86	\$1,784.06	\$7,419.04
595	\$1,000.00	\$530.00	\$0.00	\$470.00
500 - QTR1	\$135,735.07	\$135,735.07	\$0.00	\$0.00
500 - QTR2	\$107,398.05	\$107,398.05	\$0.00	\$0.00
500 - QTR3	\$131,450.97	\$131,450.97	\$0.00	\$0.00
500 - QTR4	\$119,000.00	\$0.00	\$0.00	\$119,000.00
Budget	\$737,000.00	\$501,144.81	\$80,929.64	\$154,925.55

Our disbursements from March 11, 2014, through April 10, 2014, are as follows:

Voucher ID	Vendor Name	Accounting Date	Payment Amount
00002138	DEPOSITION SPECIALISTS INC	03/11/2014	\$453.15
00002139	ETHICS COMMISSION	03/12/2014	\$480.00
00002140	DEPARTMENT OF ADMINISTRATIVE SERVICES	03/12/2014	\$311.51
00002141	DEPARTMENT OF ADMINISTRATIVE SERVICES	03/12/2014	\$199.07
00002142	DEPARTMENT OF ADMINISTRATIVE SERVICES	03/12/2014	\$728.00
00002143	DEPARTMENT OF ADMINISTRATIVE SERVICES	03/14/2014	\$7,074.81
00002144	DEPARTMENT OF ADMINISTRATIVE SERVICES	03/14/2014	\$1,428.10
00002145	STAPLES ADVANTAGE	03/19/2014	\$492.36
00002146	GREENE INC	03/17/2014	\$46.90
00002147	BARBARA A STAFFORD	03/17/2014	\$435.00
00002148	CINCINNATI BELL ANY DISTANCE INC	03/19/2014	\$74.37
00002149	RECIO SUPPLY CO	03/19/2014	\$1,954.24
00002150	VERIZON WIRELESS	03/24/2014	\$304.41
00002151	RECIO SUPPLY CO	03/26/2014	\$199.70
00002152	BARBARA A STAFFORD	04/02/2014	\$330.00
00002153	MT BUSINESS TECHNOLOGIES INC	04/02/2014	\$104.50
00002154	DEPARTMENT OF ADMINISTRATIVE SERVICES	04/02/2014	\$311.02
00002155	DEPARTMENT OF ADMINISTRATIVE SERVICES	04/02/2014	\$199.07
00002156	DEPARTMENT OF ADMINISTRATIVE SERVICES	04/02/2014	\$728.00
Summary			\$15,854.21

Upcoming Events

Apprentice Interviews will be conducted by Robert Carter and Linda Betzer this month.

134th OFDA Annual Conference and Exhibition will be held at the Hilton at Easton, in Columbus, Ohio, from May 14th through the 16th, 2014. Please make sure you get your travel arrangement to Jarrod so we can enter your travel authorizations prior to the conference or it will be difficult for you to get reimbursed for your expenses and time.

OFDA will be holding a Masters Training the day before the Conference on May 13th and Thomas Fleming will present on behalf of the board.

Our next meeting will be in Columbus, Ohio, on Monday, May 19th and Tuesday, May 20th. We will be in the board room on the 31st floor of the Riffe Center. Apprentice Interviews for May will be conducted by Linda Betzer and Robert Wasko.

The Buckeye State Funeral Directors and Embalmers Association has invited us as an exhibitor at their 77th Annual Convention to be held on Thursday, June 19th and Friday, June 20th, 2014, at the Deer Creek State Lodge and Resort, in Mt. Sterling, Ohio. This will be the Thursday and Friday before our June board meeting. The board will pay for two overnight stays, Thursday and Friday nights. Greg Boyer and Thomas Fleming have volunteered to attend. Board President, Robert Carter will also be attending and making a presentation at the event.

Reminder that we have purchased a new software package called BoardDocs, which will allow us to fully utilize the iPads and go paperless for meetings. We will receive training from BoardDocs in May. I have included the training schedule below. We will then use BoardDocs for the first time in June. May will be the last meeting we produce binders. You can learn all about BoardDocs at the following website: www.boarddocs.com.

Monday, May 19th

1:00 p.m. to 4:00 p.m. Regular session of the board, no training by BoardDocs

Tuesday, May 20th

9:00 a.m. to 10:00 a.m. Regular session of the board, no training by BoardDocs

10:00 a.m. to 11:00 a.m. Board member training session

Includes: Robert Carter (voting member)
Robert Wasko (voting member)
Linda Betzer (voting member)
Greg Boyer (voting member)
Thomas Fleming (voting member)
Vanessa Niekamp
Eric Anderson
Troy Seehase
Linda Clark
Jarrod Williams
Danny Finfrock
Carla Dowling-Fitzpatrick

11:30 a.m. to 4:00 p.m. Document publisher training

Includes: Vanessa Niekamp
Jarrod Williams

Wednesday, May 21st

9:00 a.m. to 1:30 p.m. Document publisher training continues

Includes: Vanessa Niekamp
Jarrod Williams

1:30 p.m. to 2:30 p.m. Administration training session

Includes: Vanessa Niekamp
Eric Anderson
Troy Seehase
Linda Clark
Jarrod Williams
Danny Finfrock

New Online Process for Renewing Licenses



By Vanessa Niekamp, Executive Director, Ohio Board of Embalmers and Funeral Directors



It will soon be time to renew your license and this year it will be completed online!

A written notice (image) will be mailed to each licensee by the last day in August informing them their license will expire on December 31, 2014. The notice will be printed on neon green paper so they stand out, and will include their UserID, Password, and License Number. Licensees will be asked to log on to the Board of

Embalmers and Funeral Directors website at <http://funeral.ohio.gov> and select the link titled "RENEWAL" to renew online. It is important that you make sure the Board has a current mailing address for you, so you get your renewal notice.

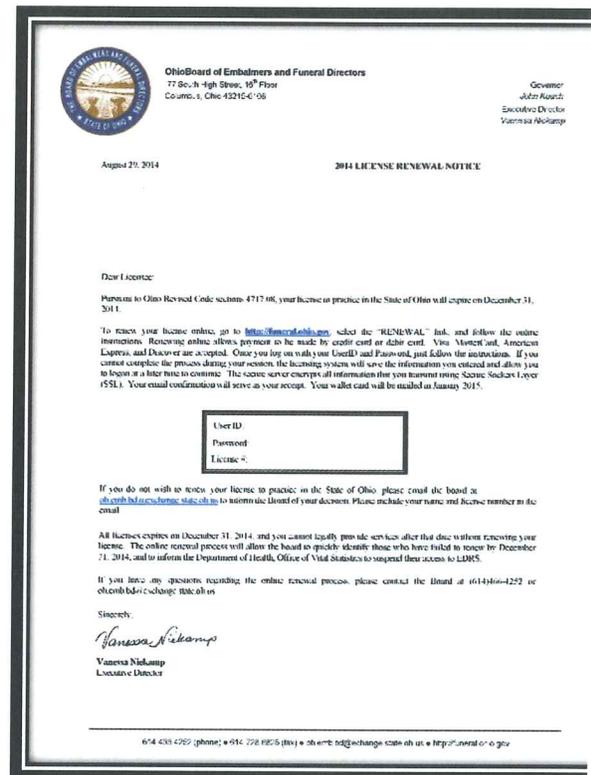
Renewing online allows payment to be made by credit card or debit card. Visa, MasterCard, American Express, and Discover are accepted. Once you log on with your UserID and Password, just follow the instructions. If you cannot complete the process during your session, the licensing system will save the information you entered and allow you to logon at a later time to continue. The secure server encrypts all information that you transmit using Secure Sockets Layer (SSL). Your email confirmation will serve as your receipt. Your wallet card will be mailed in January 2015.

If you do not wish to renew your license to practice in the State of Ohio, you will need to inform the Board of your decision in writing. Please do not forget to include your name and license number in the correspondence.

All licenses expires on December 31, 2014, and you cannot legally provide services after that date without renewing your license.

The online renewal process will allow the board to quickly identify those who have failed to renew by December 31, 2014, and to inform the Department of Health, Office of Vital Statistics to suspend their access to EDRS.

If you have any questions regarding the online renewal process, please contact the Board at (614)466-4252 or oh.emb.bd@exchange.state.oh.us.



Board meeting notations:

Ms. Linda Betzer questioned Inspector Eric Anderson on when the trial case regarding Robert McDermott and the McDermott Memorial Home of Trumbull County is scheduled to begin. Mr. Anderson answered that the case is scheduled for June 1, 2014.

Mr. Robert Carter questioned Executive Director Vanessa Niekamp if the letter titled, "New Online Process for Renewing Licenses" will be mailed to licensees. Director Niekamp answered that the letter was written for publication; to be presented in Ohio Funeral Directors Association literature to offer a broad announcement of the change. Publicizing the notice outside of individual mailers is an attempt to keep the topic of renewal from easily being discarded.

The board office plans to encourage the new online process repeatedly in advance of and during the four month time frame licensees are provided to renew their licensure(s).

On a motion by Ms. Linda Betzer, and seconded by Mr. Greg Boyer, the Board voted to adjourn the meeting: *Ayes: 5, Nays: 0; Motion passed.*

The April 2014 Meeting of the Board adjourned at 9:45 a.m.