

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 HOUSE BILL 3361

 By: McCall

7 AS INTRODUCED

8 An Act relating to professions and occupations;
9 amending 59 O.S. 2021, Section 396, which relates to
10 the Oklahoma Funeral Board; providing for quorum; and
11 providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 59 O.S. 2021, Section 396, is
14 amended to read as follows:

15 Section 396. There is hereby re-created, to continue until July
16 1, 2023, in accordance with the provisions of the Oklahoma Sunset
17 Law, the Oklahoma Funeral Board. Any reference in the statutes to
18 the Oklahoma State Board of Embalmers and Funeral Directors shall be
19 a reference to the Oklahoma Funeral Board. The Board shall consist
20 of seven (7) persons, who shall be appointed by the Governor. A
21 majority of the members of the Board shall constitute a quorum at
22 any meeting, and a majority of the required quorum shall be
23 sufficient for the Board to take action by vote. The term of
24 membership of each member of the Board shall be five (5) years from

1 the expiration of the term of the member succeeded. Any member
2 having served as a member of the Board shall be eligible for
3 reappointment. Provided that, a member of the Board shall serve no
4 more than two consecutive terms and any unexpired term that a member
5 is appointed to shall not apply to this limit. The Governor shall
6 appoint the necessary members to the Board upon vacancies and
7 immediately prior to the expiration of the various terms. Upon
8 request of the Governor, appointments of a licensed embalmer and
9 funeral director member of the Board shall be made from a list of
10 five qualified persons submitted by the Oklahoma Funeral Directors
11 Association. An appointment to fill a vacancy shall be for the
12 unexpired term. A member of the Board shall serve until a successor
13 is appointed and qualified. No person shall be a member of the
14 Board, unless, at the time of appointment, the person is of good
15 moral character and a resident of this state. Five of the members
16 shall have been actively engaged in the practice of embalming and
17 funeral directing in this state for not less than seven (7)
18 consecutive years immediately prior to the appointment of the
19 person, shall have an active license as provided by the Funeral
20 Services Licensing Act, shall keep the license effective, and remain
21 a resident of this state during the entire time the person serves on
22 the Board. Two of the members of the Board shall be chosen from the
23 general public, one of whom shall, if possible, be a person licensed
24 and actively engaged in the health care field, and shall not be

1 licensed funeral directors or embalmers or have any interest,
2 directly or indirectly, in any funeral establishment or any business
3 dealing in funeral services, supplies or equipment. These two
4 members shall be appointed to serve for five-year terms.

5 SECTION 2. This act shall become effective November 1, 2022.

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7 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/08/2022 - DO PASS.
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