

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3361

By: McCall

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5  
6 AS INTRODUCED

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

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

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

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

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

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

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

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6 58-2-10162 LRB 12/14/21

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