

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

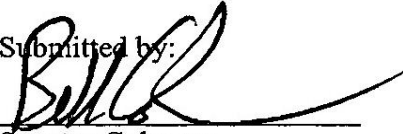
No. 1

☐ COMMITTEE AMENDMENT

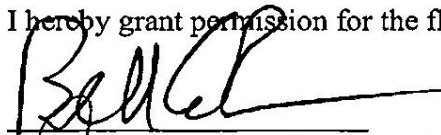
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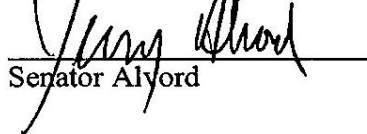
I move to amend House Bill No. 2286, by substituting the attached floor substitute (2062 #) for the title, enacting clause and entire body of the measure.

Submitted by:


Senator Coleman

I hereby grant permission for the floor substitute to be adopted.


Senator Coleman, Chair (required)

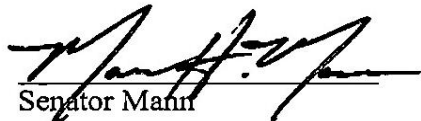

Senator Alvord

Senator Brooks

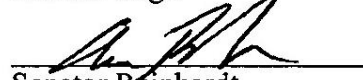
Senator Grellner


Senator Guthrie

Senator Paxton, President Pro Tempore


Senator Mann

Senator Pugh


Senator Reinhardt

Senator Standridge


Senator Weaver

Senator Daniels, Majority Floor Leader


Note: Business and Insurance committee majority requires six (6) members' signatures.

Coleman-CAD-FA-HB2286

4/29/2025 1:36 PM

(Floor Amendments Only)

Date and Time Filed: 4.29.25

1:48 pm 

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

FLOOR SUBSTITUTE
FOR ENGROSSED

HOUSE BILL NO. 2286

By: Hilbert of the House

and

Coleman of the Senate

FLOOR SUBSTITUTE

An Act relating to professions and occupations;
amending 59 O.S. 2021, Section 396, as amended by
Section 1, Chapter 32, O.S.L. 2023 (59 O.S. Supp.
2024, Section 396), which relates to Oklahoma Funeral
Board appointment; modifying sunset date; creating
the assistant funeral director license; establishing
license application requirements; creating license
procedures; amending 59 O.S. 2021, Section 396.4,
which relates to term and qualifications of directors
and fees; establishing certain fees; updating
statutory language; providing for codification;
providing an effective date; and declaring an
emergency.

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

SECTION 1. AMENDATORY 59 O.S. 2021, Section 396, as
amended by Section 1, Chapter 32, O.S.L. 2023 (59 O.S. Supp. 2024,
Section 396), is amended to read as follows:

Section 396. There is hereby re-created, to continue until ~~July~~
~~1, 2024~~ July 1, 2029, in accordance with the provisions of the
Oklahoma Sunset Law, the Oklahoma Funeral Board. Any reference in
the statutes to the Oklahoma State Board of Embalmers and Funeral

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

1 serves on the Board. Two of the members of the Board shall be
2 chosen from the general public, one of whom shall, if possible, be a
3 person licensed and actively engaged in the health care field, and
4 shall not be licensed funeral directors or embalmers or have any
5 interest, directly or indirectly, in any funeral establishment or
6 any business dealing in funeral services, supplies, or equipment.
7 These two members shall be appointed to serve for five-year terms.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 396.3b of Title 59, unless there
10 is created a duplication in numbering, reads as follows:

11 A. As used in this section, "assistant funeral director" means
12 a person who assists a funeral director duly licensed in this state
13 in one or more of the principal functions of funeral directing and
14 is actively engaged in such work. An assistant funeral director
15 shall be an employee of the funeral director in charge under whom
16 the employee is registered, and shall be a person to whom the
17 funeral director in charge delegates the responsibility of
18 conducting funeral services, making funeral arrangements, and making
19 interments.

20 B. The Oklahoma Funeral Board may license assistant funeral
21 directors to each Oklahoma-licensed funeral director in charge. The
22 funeral director in charge shall have only one assistant funeral
23 director. Licensure as an assistant funeral director shall be
24 separate and distinct from registration as an apprentice funeral

1 director or embalmer. The Board may issue an assistant funeral
2 director license upon successful completion of the Oklahoma State
3 Law Examination for Funeral Directors, the manner and form of which
4 shall be determined by the Board, and upon payment of the
5 application fee which shall include the license fee for the current
6 year or portion thereof. Such application and registration and
7 renewal fee shall be in the amount fixed by the Board in accordance
8 with the provisions of Section 396.4 of Title 59 of the Oklahoma
9 Statutes. Before issuing a license to an applicant for an assistant
10 funeral director's license, the Board shall require satisfactory
11 proof that the applicant is capable and trustworthy to act as such
12 and that the applicant is a person of good moral character, has a
13 good standing in the community, and is qualified to engage in the
14 business. In determining the moral character of any such applicant,
15 the Board shall take into consideration any felony conviction of
16 such person; provided, however, any such conviction shall not
17 automatically operate as a bar to licensure. Each person applying
18 for an assistant funeral director's license shall make application
19 and be recommended in writing on forms provided by the Board. The
20 application shall show that the applicant is at least eighteen (18)
21 years of age and shall have at least sixty (60) semester hours of
22 study earned, measured in quarter or clock hours, from a regionally
23 accredited college or university before such license can be issued
24 to the applicant. Upon issuing a license to an assistant funeral

1 director, the Board shall cause the licensee to be registered under
2 the supervision of the Oklahoma-licensed funeral director by whom
3 such licensee is employed and under whom such licensee is
4 registered. The funeral director under whom the assistant funeral
5 director has been registered shall immediately notify the Board when
6 the licensee has left the employment of the director. Upon
7 reemployment of the licensee by any other funeral director in
8 charge, such licensee shall be reinstated by the Board. The work of
9 an assistant funeral director shall at all times be under the
10 supervision and control of the Oklahoma-licensed funeral director
11 under whom the licensee is registered. Licenses of assistant
12 funeral directors may be suspended or revoked, or the Board may
13 refuse to issue or renew a license, for any of the reasons and in
14 the manner stated in this section for funeral directors' licenses.

15 C. The expiration date of each license shall be December 31.
16 Subject to the provisions of this section, each license shall be
17 renewable on an annual basis upon the filing of a renewal
18 application prior to the expiration date of the license and upon
19 payment of the renewal fee.

20 D. The assistant funeral director shall complete continuing
21 education in accordance with the provisions of Section 396.5b of
22 Title 59 of the Oklahoma Statutes.

23 SECTION 3. AMENDATORY 59 O.S. 2021, Section 396.4, is
24 amended to read as follows:

Section 396.4. A. 1. The Oklahoma Funeral Board shall set fees pursuant to rule for all licenses, registrations, examinations, and renewals required by the Funeral Services Licensing Act.

2. Until the Oklahoma Funeral Board sets fees pursuant to rule, the following shall be the fees charged for the licenses, registrations, and examinations required by the Funeral Services Licensing Act:

Funeral Director License or Renewal	\$75.00
<u>Assistant Funeral Director License or Renewal</u>	<u>\$150.00</u>
Embalmer License or Renewal	\$75.00
Registration for Funeral Director/Embalmer Apprentice	\$150.00
Extension of Funeral Director/Embalmer Apprentice	\$150.00
Embalmer Examination	\$100.00
Funeral Director Examination	\$100.00
State Law Examination	\$100.00
Funeral Establishment License or Renewal	\$250.00
Commercial Embalming Establishment License or Renewal	\$250.00
Reciprocal License for Funeral Director or Embalmer	\$150.00
Change of Funeral Director in Charge	\$150.00
Crematory License or Renewal	\$250.00

B. The Oklahoma Funeral Board shall assess Three Dollars (\$3.00) for each disposition performed by the licensed funeral establishment or commercial embalming establishment. The disposition fee shall be payable upon renewal of the license as

1 provided in subsection E of this section and shall be calculated
2 from November 1 of the preceding calendar year to October 31 of the
3 current calendar year for each licensee. For purposes of this
4 subsection, "disposition" means each time the licensed establishment
5 files an original death certificate pursuant to Section 1-317 of
6 Title 63 of the Oklahoma Statutes.

7 C. Fees for funeral director, embalmer, and state law
8 examinations shall be paid prior to the scheduled examination. An
9 examination fee shall not be refundable.

10 D. The Oklahoma Funeral Board is authorized to determine and
11 fix special administrative service fees. Each such fee shall not be
12 in excess of Two Hundred Dollars (\$200.00).

13 E. If any renewal fee required by this section is not paid on
14 or before December 31 of each year, the amount of the fee shall be
15 doubled and if the fee is not paid on or before April 30 of the
16 subsequent year, the licensee shall be in default and the license
17 shall terminate automatically.

18 F. All examinations of the Oklahoma Funeral Board shall be
19 exempt from the Oklahoma Open Records Act in order to maintain the
20 integrity of the examination process. Copies of completed
21 examinations shall only be released upon receipt of a court order
22 from a court of competent jurisdiction.

23 SECTION 4. This act shall become effective July 1, 2025.
24

SECTION 5. It being immediately necessary for the preservation
of the public peace, health or safety, an emergency is hereby
declared to exist, by reason whereof this act shall take effect and
be in full force from and after its passage and approval.

60-1-2062 CAD 4/29/2025 1:59:18 PM