

KENTUCKY BOARD OF EMBALMERS AND FUNERAL DIRECTORS
May 09, 2017

A regular meeting of the Kentucky Board of Embalmers and Funeral Directors was held at the Crowne Plaza in Louisville on Tuesday, May 9, 2017.

MEMBERS PRESENT

Danny L. Percell
Sonny Meyer
Woody Porter
Morris Coffey
John Evans

OTHERS PRESENT

Kathleen Schell, Attorney
Dale Powell, State Inspector
Kanetha Dorsey, Executive Director
Sara Sparks, Clerk

Tuesday, May 9, 2017

Chairman Percell called the meeting to order at 9:01 A.M. in the Luersen Room.

Chairman Percell informed the Board that he and Ms. Dorsey met in Frankfort to discuss some changes that may be made to this Board and others by the Governor's office.

A motion was made by Mr. Porter to approve the April minutes with corrections. Mr. Coffey seconded the motion, it carried 5-0.

DALE POWELL'S REPORT

Mr. Powell submitted his report to the Board. A motion was made by Mr. Meyer to approve the Inspector's report with corrections. Mr. Porter seconded the motion, it carried 5-0.

Hughes Funeral Home: Mr. Powell reported to the Board about an advertisement by Hughes Funeral Home regarding an open house with door prizes. Mr. Coffey made a motion for a cease and desist be issued to the establishment. Mr. Porter seconded the motion and it carried 5-0.

LEGAL UPDATES

Elliott Mortuary: Telephonic prehearing conference was held on April 10, 2017. Another prehearing conference is scheduled for July 10, 2017. Mr. Meyer made a motion to schedule a hearing and it was agreed that the inspector needs to inspect Elliott Mortuary soon. Mr. Coffey seconded the motion and it carried 4-0 w/one extension.

David Owen: Mr. Porter made a motion to issue an Administrative Complaint regarding the Harry Carlisle pre-need funds. Mr. Meyer seconded the motion and it carried 5-0.

COMPLAINTS

Fender Funeral Directors: James Fender requested to meet with the Board to discuss the death certificate complaint and Agreed Order that was issued. Mr. Fender explained to the Board why it took so long to file the death certificate. There was not a doctor signature on the provisional so he could not file immediately. Also, when an investigator from Vital Statistics contacted Mr. Fender regarding the certificate not being filed. Mr. Fender then contacted UK hospital to get the doctor signature to file the completed death certificate. Mr. Fender asked for the Board to reduce his fine. No actions was taken.

Letcher Funeral Home: Mr. Porter made a motion for an Agreed Order be issued. Mr. Meyer seconded the motion and it carried 4-0 with Mr. Evans absent.

Neptune Society: Mr. Coffey made a motion for the inspector to look into the complaint regarding a death certificate. Mr. Evans seconded and it carried 5-0.

Neptune Society: Holly Warco, the district manager, and Treadrick Hayes, the establishment manager, met with the Board to discuss the complaint regarding free lunch and informational seminars. Poul LeMasters, their attorney, appeared by speaker phone for the discussion. The Board informed that if the terms “free lunch” and the “RSVP” is taken off the advertising then it would be fine. Mr. Porter made a motion to send an Agreed Order with a fine. Mr. Coffey seconded the motion and it carried 4-1. Mr. Porter withdrew his original motion, Mr. Coffey seconded the withdrawal. Mr. Porter made a motion to send an Agreed Order and the motion died. Mr. Coffey motioned to send an Agreed Order. Mr. Meyer seconded the motion and it carried 3-2.

Cremation Society of Paducah: Chairman Percell directed that the inspector to go to the establishment to investigate the terms of the lease and other issues raised in the complaint.

A.D. Porter & Son Funeral Home: Mr. Evans made a motion to dismiss the complaint. Mr. Coffey seconded the motion and it carried 4-0 w/Mr. Porter recused.

DISCUSSION

Stith Funeral Homes: The managers, Josh Marcum and Jeff Hayes of Stith Funeral Homes in Hebron, KY were summoned to appear before the Board. The inspector was unable to enter the establishment to inspect. Mr. Porter made a motion for an Agreed Order to be issued. Mr. Coffey seconded the motion and it carried 5-0.

Allison & Rose Funeral Home: Ronald Cook, the manager of Allison & Rose Funeral Home in Taylor Mill, KY were summoned to appear before the Board. When the inspector went to the funeral home for a routine inspection, no one was available to meet with him, Mr. Powell called the next day and left a message with the answering service with no return call. Mr. Cook explained that he is typically at the location every day, but leaves to handle other matters such as removals, items at the Covington location or to care for sick family member. Mr. Porter made a motion for an Agreed Order to be issued. Mr. Coffey seconded the motion and it carried 5-0.

Barnett-Strother Funeral Home, Slaughters-Hanson Chapel: Tom Hemmerle, the manager of Barnett-Strother Funeral Home, Slaughters-Hanson Chapel in Slaughters, KY were summoned to appear before the Board. The inspector was called by the funeral home to do the final inspection for the establishment license. When arriving at the funeral home a sign was out in the yard without a cover and the establishment was not ready for inspection. According to Mr. Powell and Mr. Hemmerle the sign is now covered but the funeral home is still not ready. Mr. Porter made a motion for an Agreed Order. Mr. Coffey seconded the motion and it carried 5-0.

Charles McWhorter: An apprentice from Bowling Funeral Home requested to meet with the Board to discuss his time served while he is in school and being able to apply for his Level 2 status. The Board discussed Apprenticeship to determine if any changes in current policy were appropriate. No actions were taken.

APPRENTICES

Nathaniel Kline: Appeared before the Board with her supervisor, Alan Beard, from Hughart, Beard & Giles Funeral Home in Hopkinsville, KY. He is applying for a Funeral Director and Embalmer apprenticeship. Mr. Porter made a motion for the apprenticeship to be approved, Mr. Coffey seconded the motion, and it carried 5-0.

Michael Harvey: Appeared before the Board with his supervisor, Cassie Morgan, from Booneville Funeral Home in Booneville, KY. He is applying for a Funeral Director apprenticeship. Mr. Coffey made a motion for the apprenticeship to be approved, Mr. Evans seconded the motion, and it carried 5-0.

Deonta Spann: Appeared before the Board with his supervisor, Kenneth Cone and Brian Gugler, from Cone Funeral Home in Bowling Green, KY. He is applying for a Funeral Director and Embalmer apprenticeship. Mr. Coffey made a motion for the apprenticeship to be approved, Mr. Evans seconded the motion, and it carried 5-0.

Natalie Dixon: Appeared before the Board with her supervisor, Kenneth Cone, from Cone Funeral Home in Bowling Green, KY. She is applying for a Funeral Director apprenticeship. Mr. Coffey made a motion for the apprenticeship to be approved, Mr. Evans seconded the motion, and it carried 5-0.

Dennis Little: Appeared before the Board with his supervisor, Chase Wells, from Thacker Memorial in Pikeville, KY. He is applying for a Funeral Director and Embalmer apprenticeship. Mr. Meyer made a motion for the apprenticeship to be approved, Mr. Coffey seconded the motion and it carried 5-0.

Hannah Bingham: Appeared before the Board with her supervisor, Melissa Yeary, from Green Hills Funeral Home in Middlesboro, KY. She is applying for a Funeral Director and Embalmer apprenticeship. Mr. Evans made a motion for the apprenticeship to be approved, Mr. Coffey seconded the motion, and it carried 5-0.

Cody Whitlock: Appeared before the Board with his supervisor, Kevin Kirby, from JC Kirby & Son-Broadway in Bowling Green, KY. He is applying for a Funeral Director and Embalmer apprenticeship. Mr. Coffey made a motion for the apprenticeship to be approved, Mr. Porter seconded the motion, and it carried 5-0.

Madison Caudill: Appeared before the Board with her supervisor, Mary Benton Friend, from Fox & Friend Funeral Home in Stanford, KY. She is applying for a Funeral Director and Embalmer apprenticeship. Mr. Percell made a motion for the apprenticeship to be approved, Mr. Coffey seconded the motion, and it carried 5-0.

Rodney Lynch: Appeared before the Board with his supervisor, Lellan Barlow Jr, from Barlow Funeral Home in Bardstown, KY. He is applying for a Funeral Director apprenticeship. Mr. Coffey made a motion for the apprenticeship to be approved, Mr. Evans seconded the motion, and it carried 4-0 with Mr. Porter absent.

ESTABLISHMENT

Neal & Lambert Family Funeral Home: Jon Lambert came before the Board for a new full service establishment in Calvert City, KY. Mr. Lambert is listed as owner and manager of the location. Mr. Evans made a motion for the establishment license to be issued, Mr. Meyers seconded the motion and it carried 5-0. The license number issued is 1103.

Neurath & Schoppenhorst Funeral Home: William Scott and Aaron Scott came before the Board for a change of ownership for a full-service location in Louisville, KY. William Scott is listed as owner and manager of the location. Mr. Evans made a motion that the change of ownership be approved, Mr. Meyer seconded the motion and it carried 5-0. The license number issued is 1101.

Stith Funeral Homes: Jeffrey Hay came before the Board for a change of ownership for a full-service location in Florence, KY. Mr. Hay is listed as manager of the location. Mr. Porter made a motion that the change of ownership be approved, Mr. Evans seconded the motion and it carried 4-0 with Mr. Coffey absent. The license number issued 1106.

Stith Funeral Homes: Joshua Marcum came before the Board for a change of ownership for a full-service location in Hebron, KY. Mr. Marcum is listed as manager of the location. Mr. Meyer motioned that the change of ownership be approved, Mr. Evans seconded the motion and it carried 4-0 with Mr. Coffey absent. The license number issued is 1107.

C.E. PROGRAMS APPROVED

- FDAK
 - State Convention 1st Session
 - State Convention 2nd Session
 - State Convention 3rd Session
 - Education Exhibits
- KAMS
 - 93rd Annual Convention of the KAMS General Business Session

- Code of Ethics for Funeral Service
- Thriving in Today's Changing Marketplace
- Funeral CE
 - High Risk Direct Disposal: Lessons Learn from the Ebola Outbreak
 - Final Expense Insurance
- NFDA
 - Certified Preplanning Consultant-July 28, 2017
 - Ten (fairly) Easy Steps to OSHA Compliance
 - 5 Keys to Cremation Success
 - RSVP I'll See You at My Living Funeral
 - Should I Buy or Should I Sell?
- Kates-Boylston Publications
 - Cremation Innovations Summit
- Funeral Directors Association of the Falls Cities
 - Service Model Pricing/The Assassination and Funeral of President Abraham Lincoln
- International Order of the Golden Rule
 - Harness the Power of Google & Facebook Reviews and Other Feedback to Better Serve Families
 - Behind the Scenes of the JFK Assassination: Lessons for Today's Funeral Director
 - Trends in the Funeral Merchandising and Selection Room Designs
 - Investing in Key Employees

APPLICANTS WHO WERE APPROVED FOR THE FUNERAL DIRECTORS EXAM ON JUNE 5, 2017:

David Anderson, Central City; Sharon Berry, Campbellsville; Dylan Combs, Hindman; Jordan Conley, Louisville; Fredrick Davis, Louisville; Donald Horton, Pineville; Sarah Hughes, Paducah; Rebecca Johnson, Louisville; Samuel Lange, Florence; Rachel Lewis, Louisville; Jennifer Maloy, Waynesburg; Markea McKendree, Benton; James David Owens, Owensboro; Tammie Price, Williamstown; Tony Russell, Louisville; Gregory Sloas, Flemingsburg; Danny Taylor, Elkhorn City

Reciprocal: Aaron Scott, Indiana

APPLICANTS WHO WERE APPROVED FOR THE EMBALMERS EXAM ON JUNE 5, 2017:

Joshua Hagan, Beattyville; Samuel Lange, Florence; Rachel Lewis, Louisville; Joseph Martin, Bowling Green; Markea McKendree, Benton; Travis Robert, Pikeville

APPROVED MEDICAL EXCEMPTION 2016-2018

Bruce Forsythe, License 3269

Sherrell Nunnelley, License 3216

APPROVED 70 & INACTIVE EXEMPTION

Sandra Gilbert, License 4495

Terry Gilbert, License 4360

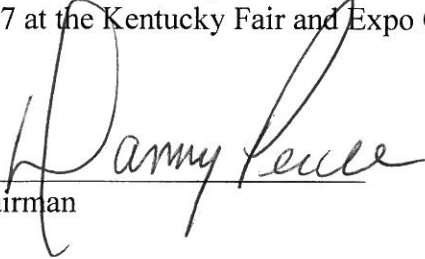
DISCUSSIONS

Ms. Dorsey presented to the Board changes to policy and paperwork regarding apprenticeship and updates to the Laws, Rules, and Regulations. No actions was taken.

Mr. Meyer motioned for the June exam list be approved, Mr. Coffey seconded and it carried 4-0 with Mr. Porter absent.

August Board meeting will be moved to August 8, 2017. June Board meeting will be June 7, 2017.

Chairman Percell adjourned the meeting at 5:10 P.M. The next Board meeting will be June 7, 2017 at the Kentucky Fair and Expo Center.


Chairman


Clerk