



## Common Sense Initiative

**Mike DeWine**, Governor  
**Jon Husted**, Lt. Governor

**Carrie Kuruc**, Director

### MEMORANDUM

**TO:** David Ingram, Board of Embalmers and Funeral Directors

**FROM:** Ethan Wittkorn, Regulatory Policy Advocate

**DATE:** August 12, 2019

**RE:** **CSI Review – Master and Apprenticeship Program (4717-5-01, 4717-5-02, 4717-5-03, 4717-5-04)**

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On behalf of Lt. Governor Jon Husted, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Board as provided for in ORC 107.54.

#### Analysis

This Board of Embalmers and Funeral Directors (Board) rule package contains four amended rules. The rule package was submitted to the CSI Office on June 27, 2019, and the public comment period was open through July 15, 2019.

The rules in this package contain requirements for embalmers and funeral director's apprenticeship programs, and master embalmer and master funeral director responsibilities and training programs. Changes to the rules include the addition of embalmer and funeral director apprenticeship application, training/program, and exam requirements that were not previously detailed. Changes also describe the master embalmer and master funeral director responsibilities related to apprentices, and prescribe requirements for apprentices that are licensed as an insurance agent. The Board noted that the updates are intended to make the rules more consistent with statutory language, and the apprenticeship programs more in line with business practices, technology, and educational institutions.

77 SOUTH HIGH STREET | 30TH FLOOR | COLUMBUS, OHIO 43215-6117

[CSIPublicComments@governor.ohio.gov](mailto:CSIPublicComments@governor.ohio.gov)

As part of early stakeholder outreach, the Board began working with stakeholders on the draft rules in February of 2019. The Board included Buckeye State Funeral Directors and Embalmers Association, Cincinnati College of Mortuary Science, Ohio Embalmers Association, and Ohio Funeral Directors Association in its outreach. Changes made to the draft rules due to the early stakeholder discussions included updates to embalmer apprentice training requirements, updates to apprentice examination, and training program requirements for master funeral director and master embalmer. The Board received no comments during the CSI public comment period.

The business community impacted by this rule package are those seeking or currently serving an apprenticeship as an embalmer or funeral director and master embalmer and funeral directors. Adverse impacts include an application and fee of \$35, the completion of a bachelor's degree, 12 months of instruction at an accredited mortuary program in an approved program, a criminal records check and fee of at least \$22, and completion of an examination, per ORC Chapter 4717. Additional impacts include a requirement to notify the Board when an apprentice take an approved leave from their apprenticeship.

The Board stated that the public purpose of the proposed rule is to clarify and streamline aspects of the apprenticeship, and to make rule language consistent with recently passed legislation.

### **Recommendations**

Based on the information above, the CSI Office has no recommendations on this rule package.

### **Conclusion**

The CSI Office concludes that the Board of Embalmers and Funeral Directors should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.