An Act

ENROLLED HOUSE
BILL NO. 2288

By: Wright (John) of the House

and

Aldridge of the Senate

An Act relating to sunset; amending 59 O.S. 2001, Section 396, as last amended by Section 1, Chapter 28, O.S.L. 2004 (59 O.S. Supp. 2009, Section 396), which relates to the Oklahoma Funeral Board; re-creating the Board; and modifying termination date.

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

SECTION 1. AMENDATORY 59 O.S. 2001, Section 396, as last amended by Section 1, Chapter 28, O.S.L. 2004 (59 O.S. Supp. 2009, Section 396), is amended to read as follows:

Section 396. There is hereby re-created, to continue until July 1, ~~2010~~ 2014, 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 Directors shall be a reference to the Oklahoma Funeral Board. The Board shall consist of seven (7) persons, who shall be appointed by the Governor. The term of membership of each member of the Board shall be five (5) years from the expiration of the term of the member succeeded. Any member having served as a member of the Board shall be eligible for reappointment. Provided that, a member of the Board shall serve no more than two consecutive terms and any unexpired term that a member is appointed to shall not apply to this limit. The Governor shall appoint the necessary members to the Board upon vacancies and immediately prior to the expiration of the various terms. Upon request of the Governor, appointments of a licensed embalmer and funeral director member of the Board shall be made from a list of five qualified persons submitted by the Oklahoma Funeral Directors Association. An appointment to fill a vacancy

shall be for the unexpired term. A member of the Board shall serve until a successor is appointed and qualified. No person shall be a member of the Board, unless, at the time of appointment, the person is of good moral character and a resident of this state. Five of the members shall have been actively engaged in the practice of embalming and funeral directing in this state for not less than seven (7) consecutive years immediately prior to the appointment of the person, shall have an active license as provided by the Funeral Services Licensing Act, shall keep the license effective, and remain a resident of this state during the entire time the person serves on the Board. Two of the members of the Board shall be chosen from the general public, one of whom shall, if possible, be a person licensed and actively engaged in the health care field, and shall not be licensed funeral directors or embalmers or have any interest, directly or indirectly, in any funeral establishment or any business dealing in funeral services, supplies or equipment. These two members shall be appointed to serve for five-year terms.

Passed the House of Representatives the 15th day of February, 2010.

Presiding Officer of the House of Representatives

Passed the Senate the 30th day of March, 2010.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 31st

day of March, **20** 10,

at 4:35 **o'clock** P **M.**

By:

Approved by the Governor of the State of Oklahoma the 2nd **day of**

April, **20** 10, **at** 5:15 **o'clock** P **M.**

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this

5th **day of** April, **20** 10,

at 10:45 **o'clock** A **M.**

By: