

REPORT SUMMARIZING THE LICENSING ACTIVITIES
OF THE
NORTH CAROLINA BOARD OF FUNERAL SERVICE

Section 93B-2 of the General Statutes requires an annual financial report and a report of licensing activities be filed with the Secretary of State, the Attorney General and the Joint Legislative Administrative Procedure Oversight Committee. This report covers the Board's calendar/fiscal period of January 1, 2010 to December 31, 2010.

SECTION 1: BOARD MEMBERS, OFFICERS AND ADDRESSES

The North Carolina Board of Funeral Service is located at 1033 Wade Avenue, Suite 108, Raleigh, NC 27605. Current officers and members of the Board are:

George S. Parrott (December 31, 2011)
(President)
1808-2 Bickett Blvd.
Raleigh, NC 27608

Lawrence Jackson, III (December 31, 2012)
P.O. Box 331
Laurinburg, NC 28353

Tryphina Wiseman (December 31, 2011)
(Vice-President)
431 Cumberland Street
Fayetteville, NC 28301

Rudy N. Lea (December 31, 2011)
P.O. Box 14404
Raleigh, NC 27620

Elizabeth S. Webber (December 31, 2011)
Secretary
104 Cherokee Circle
Chapel Hill, NC 27514

Kenneth D. Stainback (December 31, 2013)
PO Drawer 267
Graham, NC 27253

Jack D. Briggs (December 31, 2011)
P.O. Box 218
Denton, NC 27239

J. T. Willoughby, III (December 31, 2013)
P.O. Box 516
Tarboro, NC 27886

Harris B. High (December 31, 2013)
P.O. Box 1560
Indian Trail, NC 28079

Bold face indicates public members
Members terms end as indicated in parentheses

SECTION 2: APPLICANTS FOR LICENSING EXAMINATION

In 2010 eighty-two (82) individuals applied for a licensing examination, none were refused examination and all 82 applicants took examinations.

SECTION 3: INITIAL LICENSES ISSUED

Forty-nine (49) initial licenses were issued to those who passed the examinations and completed all other statutory requirements for licensure.

SECTION 4: APPLICANTS FOR LICENSURE THROUGH RECIPROCITY OR COMITY

Forty-one (41) of the individuals made application for licensure through reciprocity or comity and thirteen (13) were issued licenses.

SECTION 5: COMPLAINTS AND DISCIPLINARY ACTIONS

The Board received one hundred eleven (111) complaints in 2010. As allowed under the provisions of 90-210.25(e), 90-210.69(c), and 90-210.134, the Board may impose a variety of sanctions when it finds violations of Articles 13A, 13D and 13F of the General Statutes. In addition to revocation and suspension, other allowable actions include probation, civil penalties or a combination of these. All cases in which the Board imposed terms of probation included stayed license revocations. Eleven (11) licensed individuals were placed on probation for terms ranging from 1 to 5 years. In separate matters, the Board took disciplinary actions against three (3) establishments and the managers of the respective locations for allowing unlicensed individuals to conduct funeral directing activities. Additional actions are summarized in section 6 of this report

SECTION 6: LICENSEES SUSPENDED, REVOKED OR TERMINATED

As a result of disciplinary actions, the Board revoked or accepted voluntary surrender of licenses of three (3) individuals. One individual's license was suspended for sixty (60) days, and one for ninety (90) days.

Twenty-four (24) individual licenses were terminated due to the death of the licensee.

SECTION 7: REQUESTS FOR STATUTORY CHANGES

The Board did not request statutory changes in 2010 or 2011.

SECTION 8: RULEMAKING

A summary of amendments and new rules Approved by the NC Rules Review Commission in 2010 is included with this report. The Board does not anticipate changes to existing rules or adoption of new rules other than may be required under regulatory reform legislation in the remainder of 2011.

SECTION 9: RECEIPTS AND DISBURSEMENTS

The Board operates on a calendar fiscal year. The included audited financial report for 2010 will provide the information on receipts and disbursements required under § 93B-2 (b).

The foregoing report summarizes the licensing activities of the North Carolina Board of Funeral Service for the year 2010. Additional information is available upon request.

Respectfully submitted,

George Parrott
President
North Carolina Board of Funeral Service

Paul Harris
Executive Director

SUMMARY OF AMENDMENTS TO RULES AND NEW RULES IN 2010

Summary of changes to 04 NCAC 04

Repealed 04 .0101, .0102, .0103, .0303, .0304, .0305, .0601, .0602,.0603, .0604, .0605, .0606, .0607, and .0608

Summary of changes to 21 NCAC 34A

34A .0203 - Created a new rule setting forth procedures in the event the Board fails to file the annual report as required under the provisions of G.S. 93B-2 no later than October 31.

Summary of changes to 21 NCAC 34B

34B .0311 – Created a new rule setting forth procedures for licensing of active military personnel pursuant to the requirements of G.S. 93B-15(b).

Summary of changes to 21 NCAC 34D

34D .0203 – Created a new rule setting forth the requirements for surety bonds and procedures and criteria for petitions by licensees to discontinue the surety bond after one (1) year of bond coverage.