

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. Department or Agency Alabama Board of Funeral Service

Rule No. 395-X-3-.02

Rule Title: Apprentice Embalmer

 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

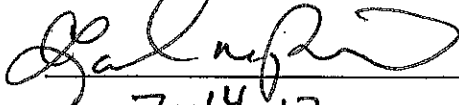
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 412223, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer 
Date 7-14-17

(DATE FILED)
(STAMP)

Alabama Board of Funeral Service

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Funeral Service

RULE NO. & TITLE: 395-X-3-.01 Apprentice Funeral Director
395-X-3-.02 Apprentice Embalmer
395-X-3-.03 Apprentice Supervision

INTENDED ACTION: The Alabama Board of Funeral Service proposes to amend Rule No. 395-X-3-.01, Rule No. 395-X-3-.02, and Rule No. 395-X-3-.03.

SUBSTANCE OF PROPOSED ACTION: The Board proposes to amend language to Rule No. 395-X-3-.01 and Rule No. 395-X-3-.02 to require a Skill Evaluation form and proof of enrollment in a mortuary program or proof of a bachelor degree. The Board proposes to amend language to Rule No. 395-X-3-.03 to add language only allowing the supervision of three apprentice by a supervisor at the same time and requiring the apprentice supervisor license to be in good standing.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or electronic mail comments will be accepted by the Board until:

Time: 4:30 p.m., Tuesday, September 5, 2017

Place: 11 South Union Street Suite 106, Montgomery, AL 36104

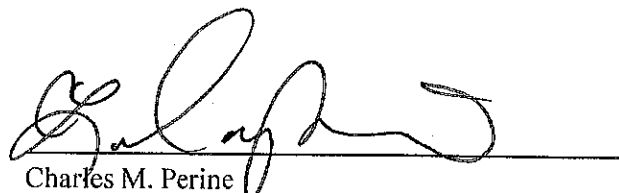
Email: Charles.perine@fsb.alabama.gov

Phone: 334-242-4049

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Tuesday, September 5, 2017

CONTACT PERSON AT AGENCY:

Charles M. Perine
Executive Director
11 South Union Street
Suite 106
Montgomery, AL 36104


Charles M. Perine
Executive Director
Alabama Board of Funeral Service

Alabama Board of Funeral Service
ADMINISTRATIVE CODE

CHAPTER 395-X-3
APPRENTICE

TABLE OF CONTENTS

- 395-X-3-.01 Apprentice Funeral Director
395-X-3-.02 Apprentice Embalmer
395-X-3-.03 Apprentice Supervision

395-X-3-.02 Apprentice Embalmer.

(1) Each apprentice embalmer shall:

- (a) ~~assist~~ Assist in embalming a minimum of twenty (20) human dead bodies each year of his/her apprenticeship, it being the specific intent of the Board that no person shall be approved for embalmer licensure unless he/she has assisted in embalming a minimum forty (40) human dead bodies prior to application for licensure. Each apprentice embalmer shall maintain a ~~record~~ case report of said embalming, containing the name of the deceased, date of embalming, and signature of the supervising embalmer. ~~Said record shall be submitted to the Board with the apprentice annual report and forms shall be supplied to the apprentice by the Board with the original application and each renewal notice thereafter. The case report and annual report shall be~~ submitted to the board with each renewal. The provision of this regulation shall come into effect for each apprentice originally applying on or after October 1, 1985, and shall be in addition to requirements provided in Title 34, Chapter 13, Code of Ala. 1975.
- (b) In addition to the case report and annual report the apprentice shall submit with each renewal a Skills Evaluation form completed by their supervisor and proof of enrollment from an accredited mortuary college or school.

Author: Board of Funeral Service

Statutory Authority: Code of Ala. 1975, §34-13-26.

History: Amended: Filed August 9, 1985. (Rule previously entitled "Apprentice Annual Reports.") **Amended:** Filed July 14, 2017