## **HOUSE BILL 259**

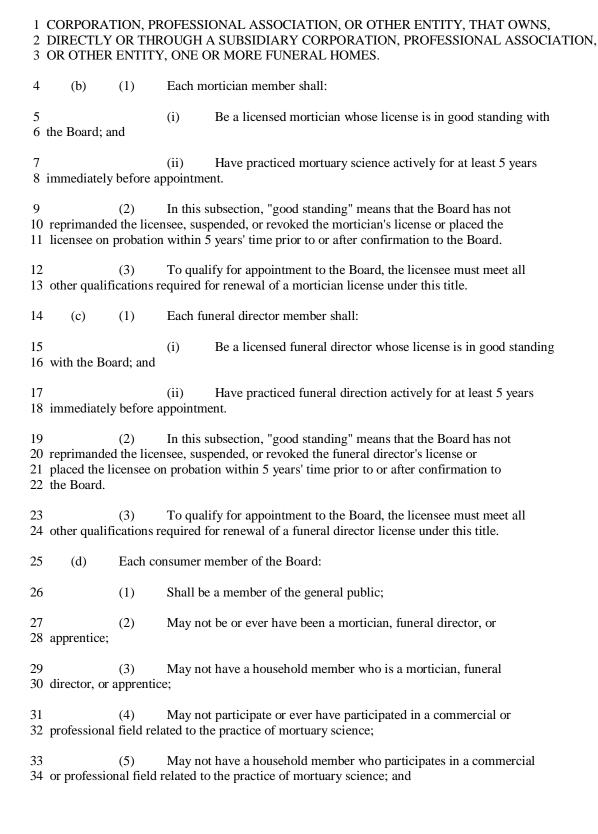
**Unofficial Copy** SB 182/99 - EEA 2000 Regular Session 0lr1773 CF 0lr1679

By: **Delegate Hammen** 

Introduced and read first time: January 27, 2000 Assigned to: Environmental Matters

solghed to: Zhi i commentati i kattero					
		A BILL ENTITLED			
1	AN ACT co	ncerning			
2				Morticians - State Board of Morticians - Membership	
3 4 5 6 7	or more professi subsidia	FOR the purpose of prohibiting the State Board of Morticians from consisting of two or more members who are employed by or affiliated with the same corporation, professional association, or other entity, that owns, directly or through a subsidiary, one or more funeral homes; and generally relating to the membership of the State Board of Morticians.			
8 9 10 11	O Section 7-202 Annotated Code of Maryland				
13 14	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:				
15				Article - Health Occupations	
16	5 7-202.				
17	(a)	(1)	The Boa	ard consists of 12 members.	
18	;	(2)	Of the 1	2 Board members:	
19	)		(i)	8 shall be licensed morticians or licensed funeral directors; and	
20	)		(ii)	4 shall be consumer members.	
21		(3)	All Boar	rd members shall be residents of the State.	
22 23	(4) The Governor shall appoint each member with the advice of the Secretary, and with the advice and consent of the Senate.				
24	-	(5)	THE BO	OARD MAY NOT CONSIST OF TWO OR MORE MEMBERS WHO	

25 ARE EMPLOYED BY OR AFFILIATED WITH, DIRECTLY OR INDIRECTLY, THE SAME



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- 1 May not have had within 2 years before appointment a substantial (6)2 financial interest in a person regulated by the Board. While a member of the Board, a consumer member may not have a 4 substantial financial interest in a person regulated by the Board. Before taking office, each member of the Board shall take the oath 6 required by Article I, § 9 of the State Constitution. The term of an appointed member is 4 years, except that the initial 7 (g) 8 term of 1 of the consumer members is 3 years. The terms of appointed members are staggered as required by the (2)10 terms provided for members of the Board on July 1, 1981. At the end of a term, an appointed member continues to serve until a 12 successor is appointed and qualifies. 13 A member who is appointed after a term has begun serves only for 14 the rest of the term and until a successor is appointed and qualifies. To the extent practicable, the Governor shall fill any vacancy on the 15 16 Board occurring during the term of an appointed member within 60 days of the date of the vacancy. 18 (6)A member may not serve more than 2 consecutive full terms. 19 (h) (1) The Governor may remove an appointed member: [for] FOR incompetence or misconduct; OR 20 (I) 21 WHO, BECAUSE OF EVENTS THAT OCCUR AFTER THE MEMBER'S 22 APPOINTMENT OR REAPPOINTMENT TO THE BOARD, CAUSES THE BOARD TO BE IN 23 VIOLATION OF THE PROHIBITION SET FORTH IN SUBSECTION (A)(5) OF THIS SECTION. 24 Upon the recommendation of the Secretary, the Governor may (2) 25 remove an appointed member whom the Secretary finds to have been absent from 2 26 successive Board meetings without adequate reason. SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 27
- 28 October 1, 2000.