

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 573

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Boutin” and substitute “Delegates Boutin, Kach, McDonough, Hubbard, Kullen, Pendergrass, and Boteler”; and in line 2, strike “Family Security Trust Fund” and substitute “Authority to Conduct Audits”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 3 through 14, inclusive, and substitute:

“FOR the purpose of authorizing the State Board of Morticians to conduct certain audits of certain licensees; authorizing the Board to issue subpoenas and administer oaths in connection with certain audits; and generally relating to the authority of the State Board of Morticians to conduct audits.”;

in line 17, strike “7-405(i)” and substitute “7-205 and 7-319(d)”; and strike in their entirety lines 20 through 24, inclusive.

On page 2, after line 1, insert:

“7-205.

(A) In addition to the powers and duties set forth elsewhere in this title, the Board has the following powers and duties:

- (1) To adopt bylaws, rules, and regulations to carry out the provisions of this title;
- (2) To adopt a seal;

(Over)

- (3) To establish procedures for licensing apprentices;
- (4) To keep a list of all individuals currently licensed by the Board;
- (5) To investigate any alleged violation of this title;
- (6) To enforce this title;
- (7) To adopt rules and regulations regarding false and misleading advertising and misrepresentation;
- (8) To inspect licensed funeral establishments;
- (9) On receipt of a written and signed complaint, including a referral from the Commissioner of Labor and Industry, conduct an unannounced inspection of the funeral establishment to determine compliance at that funeral establishment with the Centers for Disease Control's guidelines on universal precautions;
- (10) To establish standards for the practice of mortuary science; and
- (11) To establish standards for sanitation and waste disposal in connection with the practice of mortuary science.

(B) THE BOARD MAY CONDUCT AN AUDIT OF A LICENSEE THAT:

- (I) RECEIVES PRE-NEED FUNDS;
- (II) PLACES PRE-NEED FUNDS IN A TRUST; OR
- (III) ENTERS INTO A PRE-NEED CONTRACT.

7-319.

(d) Over the signature of an officer or the administrator of the Board, the Board may issue subpoenas and administer oaths in connection with any AUDIT OR investigation under this title and any hearings or proceedings before it.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 2 on page 2 through

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line 26 on page 3, inclusive.