

PUBLIC CHAPTER NO. 1018**HOUSE BILL NO. 3480****By Representative Matlock**

Substituted for: Senate Bill No. 2847

By Senators Southerland, Ford, Overbey, Finney, Faulk, Ketron

AN ACT to amend Tennessee Code Annotated, Section 62-5-311, relative to funeral directors.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-5-311, is amended by deleting the section in its entirety and by substituting instead the following:

(a) A nonresident of this state who holds a valid license as a funeral director or embalmer issued by another state or provincial authority may apply for a license as a funeral director or embalmer in this state by submitting written application to the board on the prescribed form, accompanied by:

(1) A fee as set by the board per license applied for; and

(2) A certificate showing that the applicant was duly examined by the other state or provincial authority at a time when the applicant was not a resident of this state.

(b)

(1) If the nonresident applicant receives a scaled score of seventy-five (75) or better on an examination administered by the board, the board may, upon receipt of the fee and certificate required by subsection (a), issue to the applicant the appropriate license.

(2) Except as provided in subdivision (b)(3), the examination administered by the board shall only be administered by the board if the board determines that the applicant meets or exceeds each of the minimum qualifications required for funeral directors as described in § 62-5-305(b)(1)-(7) or embalmers as described in § 62-5-307(b)(1)-(7).

(3) A nonresident applicant failing to meet the minimum qualifications described in subdivision (b)(2), based solely upon a failure to meet § 62-5-305(b)(6) or (7) for funeral directors or § 62-5-307(b)(6) or (7) for embalmers, may meet such qualifications provided that the nonresident applicant has been licensed by another state or provincial authority in good standing for five (5) years and has been employed as a funeral director or embalmer, or both, for such time.

(c) For purposes of this section, the board shall limit the examination administered by the board to questions relating to the laws and rules governing the practice in which the nonresident applicant wishes to engage.

(d) Persons who receive a license as a funeral director or embalmer, or both, pursuant to this section, shall submit with their renewal application evidence of compliance with all the requirements of part 6 of this chapter relative to continuing education. Continuing education requirements may be completed in a state other than Tennessee if the continuing education courses are approved by the board.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 24, 2010


KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 9th day of June 2010


PHIL BREDESEN, GOVERNOR