

2001 ASSEMBLY BILL 376

May 8, 2001 – Introduced by Representatives STARZYK, M. LEHMAN, HUNDERTMARK, GUNDRUM, J. LEHMAN, PLALE, LIPPERT, KEDZIE, KRAWCZYK, SUDER, LOEFFELHOLZ, TOWNSEND, POWERS, RILEY, GUNDERSON and KREUSER, cosponsored by Senators WIRCH, PLACHE, BRESKE, SCHULTZ, S. FITZGERALD, DARLING and BURKE. Referred to Committee on Small Business and Consumer Affairs.

1 **AN ACT to amend** 445.105 (2) of the statutes; **relating to:** funeral establishment
2 permits.

Analysis by the Legislative Reference Bureau

Under current law, a person is prohibited from operating a funeral establishment unless the funeral directors examining board (board) has issued a permit for the funeral establishment. With certain exceptions, a “funeral establishment” is defined as any building or part of a building that is used for the care and preparation for burial or transportation of dead human bodies, or for holding or conducting funeral services. Current law prohibits the board from issuing a permit unless a funeral director licensed by the board is in full-time charge of the funeral establishment.

Under this bill, the board may issue a permit for a funeral establishment if a licensed funeral director is in charge of the funeral establishment. However, under the bill, the licensed funeral director does not have to be in full-time charge of the funeral establishment. In addition, the bill prohibits a licensed funeral director from being in charge of more than three funeral establishments. Therefore, under the bill, if a licensed funeral director is in charge of no more than three funeral establishments, each funeral establishment qualifies for a permit.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

