

2001 DRAFTING REQUEST

Bill

Received: **01/03/2001**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Mark Meyer (608) 266-5490**

By/Representing: **Tom Hanson**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact: **Tom Hanson**

Alt. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Allowing one licensed funeral director to be in charge of up to 3 funeral establishments

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	kunkemd 01/30/2001	jdye 02/01/2001	pgreensl 02/05/2001	_____	lrb_docadmin 02/05/2001	lrb_docadmin 03/15/2001	

FE Sent For:

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/?	kunkemd	1 2/1 jld	2/5 Pg	0/5 self			

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**Wisconsin
Funeral
Directors
Association**

A FOUNDATION OF SERVICE

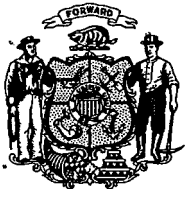
Mark Meyers - 1760

Facsimile

Date: 12/21/00
To: Tom Hanson
Company: Hanson Service Corp
Fax Number: (608) 256-6222
From: Mark Paget
Regarding: Legislation
Number of pages including cover: 2

Comments: As we discussed, let's go ahead and get a bill drafted that will allow a licensed funeral director to operate up to three funeral homes. The current law requires a separate funeral directors license to be "hung" in each funeral home. We know of several small funeral homes that could be forced to close because their volume does not warrant hiring a second funeral director for the branch location.

Call me if you have any questions.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1760/1

MDK:.....

JLD

2001 BILL

1 AN ACT ^{gen}...; relating to: funeral establishment 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 ~~2~~ funeral establishments. Therefore, under the bill, if a licensed funeral director is in charge of no more than ~~2~~ funeral establishments, each funeral establishment qualifies for a permit.

three

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

2 SECTION 1. 445.105 (2) ^x of the statutes is amended to read:

BILL

1 445.105 (2) No permit to operate a funeral establishment shall be issued by the
2 examining board unless ~~each such~~ the funeral establishment has in charge, ~~full time~~
3 ~~therein~~, a licensed funeral director, except that a licensed funeral director may be in
4 charge of no more than 3 funeral establishments.

5 History: 1975 c. 39 s. 732 (2); 1977 c. 29, 418; 1979 c. 175 s. 29; 1979 c. 221 s. 662; Stats. 1979 s. 445.105; 1987 a. 27; 1991 a. 39.

(END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

February 5, 2001

MEMORANDUM

To: Senator M. Meyer

From: Mark D. Kunkel, Legislative Attorney

Re: LRB-1760 Allowing one licensed funeral director to be in charge of up to 3 funeral establishments

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

_____ JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-0131 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.