

CHAPTER 149

EMBALMERS

149.01 LICENSE; EMBALMING AND FUNERAL DIRECTING; APPRENTICES.

HISTORY. 1905 c. 101 s. 1; G.S. 1913 s. 5049; G.S. 1923 s. 5817; 1927 c. 305; M.S. 1927 s. 5817; 1937 c. 417 s. 1.

The board of health may require that a branch funeral establishment must have in charge for whole or part time, a licensed funeral director. OAG June 30, 1937.

Where the embalmer maintains several places of business, agents at such places who do nothing but accept telephone calls and admit guests, are not required to have licenses. OAG Aug. 2, 1937. (950).

A cooperative burial association may conduct a funeral without the presence of its licensed director, such director being ill. 1938 OAG 250, Jan. 5, 1938 (950).

Persons in charge of the undertaking parlor for the purpose of greeting and admitting relatives and friends, are not required to be licensed. 1938 OAG 251, Jan. 5, 1938 (950).

149.02 STATE BOARD OF HEALTH TO EXAMINE APPLICANTS.

HISTORY. 1905 c. 101 s. 2; G.S. 1913 s. 5050; G.S. 1923 s. 5818; 1927 c. 305; M.S. 1927 s. 5818; 1937 c. 417 s. 2.

The granting or refusing of a license is a formal proceeding. The board must act as such and cannot delegate its duties. OAG Sept. 9, 1929.

Reciprocal and retaliatory legislation. 21 MLR 371.

149.03 APPLICANTS; QUALIFICATIONS; AFFIDAVITS; APPRENTICES; ASSISTANTS.

HISTORY. 1905 c. 101 s. 3; G.S. 1913 s. 5051; G.S. 1923 s. 5819; 1927 s. 305; M.S. 1927 s. 5819; 1937 c. 417 s. 3.

Funeral directors from other states may not conduct funerals in this state without obtaining a license. There is no provision for reciprocity. OAG June 30, 1937.

Conditions regarding examination. OAG June 30, 1937 (225n).

149.04 RENEWAL FEE.

HISTORY. 1905 c. 101 s. 4; G.S. 1913 s. 5052; G.S. 1923 s. 5820; 1927 c. 305; M.S. 1927 s. 5820; 1937 c. 417 s. 4.

Procedure outlined as to refundment of license fees. (1) Prior to deposit with state treasurer; (2) after deposit with state treasurer. OAG Jan. 15, 1944 (454e).

149.05 LICENSE; GROUNDS FOR DENIAL, SUSPENSION, REVOCATION; CERTIORARI; RULES AND REGULATIONS.

HISTORY. 1905 c. 101 s. 5; G.S. 1913 s. 5053; G.S. 1923 s. 5821; M.S. 1927 s. 5821; 1937 c. 417 s. 5; 1943 c. 482 s. 1.

One who applies for a license need not be the owner of the establishment, and it is not necessary that he be on full time therein. OAG June 30, 1937 (225n).

149.06 VIOLATIONS; PENALTIES; EXCEPTIONS.

HISTORY. 1905 c. 101 s. 6; G.S. 1913 s. 5054; G.S. 1923 s. 5822; M.S. 1927 s. 5822; 1937 c. 417 s. 6.