



**ARIZONA STATE BOARD OF
FUNERAL DIRECTORS AND EMBALMERS**

Natasha Culbertson Executive Director
funeralboard.az.gov

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Douglas A. Ducey
Governor

Samuel Bueler, Chairman/Industry Member * Amie Gazda, Secretary/Industry Member
Robin Moon Sherman, Industry Member
Joe Hornat, Public Member * Helene Bergeon, Public Member * Lemuel D. Cannon, Public Member

**BOARD MEETING NOTICE AND AGENDA
TUESDAY, DECEMBER 20, 2022 9:00 A.M. THIRD FLOOR CONFERENCE ROOM 300
100 N. 15TH AVE, PHOENIX, AZ 85007**

THIS AGENDA MAY BE AMENDED 24 HOURS PRIOR TO THE SCHEDULED MEETING

Pursuant to A.R.S. § 38-431.02 notice is given to the members of the Arizona State Board of Funeral Directors and Embalmers (the “Board”) and to the general public that the Funeral Board will hold a meeting open to the public, as indicated on the agenda. The Board President reserves the right to change the order of items listed on the Agenda unless a matter is scheduled for a specific time. Board members may be present by telephonic conference call.

Pursuant to A.R.S. § 38-431.03(A)(3) the Board may vote to hold an executive session for legal advice for any matter on the agenda. Pursuant to A.R.S. § 38-431.03(A)(2), the Board may vote to go into executive session for review of any information made confidential by law. The executive session will not be open to the public.

All meetings are recorded and the recordings are posted on the Board’s website within three working days after the meeting in accordance with A.R.S. § 38-431.01(D).

In accordance with Title II of the Americans with Disabilities Act (“ADA”), the Funeral Board does not discriminate on the basis of disability in admission to its public meetings. If a disabled person needs any type of accommodation, please notify the Funeral Board’s Executive Director, Natasha Culbertson, to make their needs known at (602) 542-3095. Requests should be made as early as possible to allow time to arrange the accommodation.

1) CALL TO ORDER

- A. Roll call of Board members and establishment of quorum to conduct public meetings.
- B. Acknowledgement of presence of legal counsel and board staff.

2) STATEMENT OF PURPOSE

- A. A license to practice in the funeral industry in Arizona is a privilege granted by the State through laws and rules.

In 1909, on behalf of the people of Arizona, the legislature created the Arizona State Board of Embalmers. In 1945, under Governor Sidney P. Osborn, the Board's jurisdiction was expanded when the Legislature created the Arizona State Board of Funeral Directors and Embalmers. The Board now regulates the practices of the death care profession by issuing licenses to those who meet the minimum requirements and by holding those licensed professionals to the standards set forth in the Board's laws and rules. By doing these things, the Board assures the public that the practices associated with the funeral industry will be conducted with appropriate skill and respect by persons who meet the educational requirements and/or industry standards to practice in the profession and care for our decedents.

To further ensure the public's access to the Board's business, as of January 1, 2019, all Board meetings are digitally recorded and posted on its website under the "Meetings and Minutes" link.

3) DECLARATION OF CONFLICTS OF INTEREST- A.R.S. § 38-503

4) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING APPROVAL OF BOARD MEETING MINUTES

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

- A. Board Meeting Minutes of November 15, 2022
B. Executive Session Minutes of November 15, 2022

5) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING APPLICATIONS FOR LICENSURE DETERMINED TO BE ADMINISTRATIVELY COMPLETE BY BOARD STAFF

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

A. Funeral Director:

1. Durrell Sinclair Young (UR also EMB)

B. Embalmer:

1. Durrell Sinclair Young (UR also FD)

C. Cremationist:

1. James Patrick Springfield

D. Salesperson:

1. Stephen Keith Durant

E. Multiple Funeral Director:

1. A. Dean McFall

6) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING INVESTIGATION FILES

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

A. 2020-FDE-0038 Funeraria Azahares

1. Continued from November 15, 2022 Board Meeting

B. 2021-FDE-0002 Alex Espinosa Funeral Home

C. 2022-FDE-0013 Palm Valley Funeral Home

D. 2022-FDE-0017 Adair Funeral Home Dodge

7) CONSENT AGENDA: REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING INVESTIGATION FILES RECOMMENDED FOR DISMISSAL

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion. The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

A. 2021-FDE-0011 Ernest Martinez

B. 2022-FDE-0043 Richardson Benson Mortuary

8) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING PETITION FOR REVIEW FILED BY PAUL NEVILLE IN DOCKET 2022-FDE-0001

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

9) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING FAILURE TO PROVIDE REQUESTED RESPONSE TO COMPLAINT

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

A. 2022-FDE-0045 Chroma Connections LLC/CremationOnly.com

10) REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING EASTLAKE MORTUARY’S POTENTIAL FAILURE TO EMPLOY AND DESIGNATE A RESPONSIBLE FUNERAL DIRECTOR

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

11) CALL TO THE PUBLIC

Public input is encouraged. Those wishing to address the Board do not need to request permission in advance; however, the Board may limit those persons speaking during this time to a reasonable number on any public comment matter. In addition, each person wishing to address the Board will be given five (5) minutes to do so. Pursuant to A.R.S. § 38-431.02(H), the Board can only take action on matters listed on the agenda. Action on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or to schedule the matter for further review at a later date.

12) EXECUTIVE REPORT (REVIEW, DISCUSSION)

The Board may vote to go into executive session pursuant to A.R.S. § 32-431.03(A)(2) to discuss confidential information or A.R.S. § 38-431.03(A)(3) to receive legal advice.

A. Committee of Reference Hearing

13) FUTURE AGENDA ITEMS

14) REVIEW OF SCHEDULED BOARD MEETINGS

2023 BOARD MEETING SCHEDULE

JANUARY 17, 2023	FEBRUARY 21, 2023	MARCH 21, 2023	APRIL 18, 2023
MAY 16, 2023	JUNE 20, 2023	JULY 18, 2023	AUGUST 15, 2023
SEPTEMBER 19, 2023	OCTOBER 17, 2023	NOVEMBER 21, 2023	DECEMBER 19, 2023

Subject to appropriate notice, the Board reserves the right to change meeting dates.

15) ADJOURNMENT