

MINUTES
MISSISSIPPI STATE BOARD OF FUNERAL SERVICE
BOARD MEETING
JULY 25, 2019

CALL TO ORDER

The meeting was called to order @ 9:04 am by Mr. Jeffrey O'Keefe, Board Chairman, at the Board's office, located at 3010 Lakeland Cove Ste W, Flowood, Mississippi.

MEMBERS PRESENT

Jeffrey O'Keefe
Kimberly Bedford
Luzern Dillon
David Ray
Keith Dean
Samuel Reed
Max Wells

MEMBERS ABSENT

None

OTHERS PRESENT

Della Smith, Executive Director
Gloria Green, Board Attorney
Don Blackwell, Inspector/Investigator
Larry Duncan, Inspector/Investigator
Other interested parties

OATH OF OFFICE

ELECTIONS

Mr. Jeffrey O'Keefe requested nominations for Chairman, Vice-Chairman, and Secretary/Treasurer.

Ms. Kim Bedford made a motion for Jeffrey O'Keefe as Chairman. Mr. David Ray seconded the motion and it passed unanimously.

Mr. Jeffrey O'Keefe made the motion for Mr. David Ray as Vice Chairman. Mr. Samuel Reed seconded the motion and it passed unanimously.

Ms. Kim Bedford made a motion for Luzern Dillon as Secretary/Treasurer. Mr. David Ray seconded the motion and it passed unanimously.

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MINUTES APPROVAL

Mr. David Ray made the motion to accept the Minutes from the April 1, 2019 meeting. Ms. Kim Bedford seconded the motion and it passed unanimously.

OATH OF OFFICE

All new Board member's received the Oath of Office.

ELECTIONS

Mr. Jeffrey O'keefe requested nominations for the offices of Chairman, Vice-Chairman, and Secretary/Treasurer. The following nominations were received and nominations were closed.

Chairman Jeffrey O'keefe

Vice-Chairman David Ray

Secretary/Treasurer Luzern Dillon

Ms. Kim Bedford made the motion to elect Jeffrey O'keefe as Chairman. Mr. David Ray seconded and the vote passed unanimously.

Mr. Jeffrey O'Keefe made the motion to elect David Ray as Vice Chairman. Mr. Luzern Dillon seconded and the vote passed unanimously.

Ms. Kim Bedford made the motion to elect Luzern Dillon as Secretary/Treasurer. Mr. David Ray seconded and the vote passed unanimously.

FINE DISPUTE

Henderson & Sons Funeral Home FE-0316, Cedric Burnett FS-1053, Licensee in Charge agreed to an informal hearing, no one was sworn in. Mr. Cedric Burnett did have representation.

Mr. David Ray made the motion to go into closed determination for the purpose of deciding if the Board should go into Executive Session. Mr. Keith Dean seconded and the vote passed unanimously.

Mr. David Ray made the motion to go into Executive Session for the purpose of considering to affirm the fine dispute that could result in an appeal of the Board's decision. Mr. Luzern Dillon seconded and the vote passed unanimously.

The original fine amount was \$1300 for the following violations:

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- 1.(a) Proper license for establishment was not displayed
- 1.(b) Proper license for employee was not displayed
3. Prep room was not in a clean, sanitary, and acceptable condition
4. Prep room was not being used only for the preparation of dead human bodies
5. Written embalming report was not readily available

The Board made the following decision:

To remove the fines for items 3 and 4. The fines for items 1a, 1b, and 5 would stand leaving a remaining fine of \$500.

Mr. Luzern Dillon made the motion to come out of Executive Session. Mr. Keith Dean seconded and the vote passed unanimously. Mr. Jeffrey O'Keefe announced the Board's decision.

LICENSING

Mr. Maxwell Wells made the motion to approve all licenses issued. Mr. David Ray seconded and the vote passed unanimously.

APPLICATION REVIEW

Joseph Bonner-Bey application for reciprocity. Mr. Keith Dean made the motion to table Mr. Bonner-Bey's application pending additional information. Mr. Samuel Reid seconded and the vote passed unanimously.

BOARD STAFF REPORT

Board staff presented a report for FY 2019 financials, licenses issued, and open complaints.

OLD BUSINESS

Funeral Director Exam - Board staff provided an update.

NEW BUSINESS

The Board reviewed and considered the budget for FY 2021. Mr. Luzern Dillon made the motion to include a five percent pay increase for the Executive Director. Mr. Keith Dean seconded and the vote passed unanimously.

Mr. David Ray made the motion to approve the FY 2021 budget. Mr. Keith Dean seconded and the vote passed unanimously.

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The Board discussed that Disinterment is covered by 41-61-67 and is not under the Board's jurisdiction.

The Board discussed the current Establishment Forms and the need for the percentage of ownership and not just the officers. Board staff will review the Statute and rules to see if there are any restrictions and update the form.

73-11-69 and 73-11-71 The Board discussed one of the requirements. Rule development is in progress.

COMPLAINTS

1072102805 Mr. Luzern Dillon made the motion to go into closed determination for the purpose of determining if the Board should go into Executive Session. Ms. Kim Bedford seconded and the vote passed unanimously.

Mr. Luzern Dillon made the motion to go into Executive Session for the purpose of considering the case to determine if there was a violation of the Board Statutes that could result in an appeal of the Board's decision. Ms. Kim Bedford seconded and the vote passed unanimously.

The Board made the following decision:

A refund in the amount of \$666.84 and pay a fine of \$300.00.

Mr. Luzern Dillon made the motion to come out of Executive Session. Mr. Keith Dean seconded and the vote passed unanimously. Mr. Jeffrey O'Keefe announced the Board's decision.

663182540 Recommendation to dismiss, not under the Board's jurisdiction. Mr. Samuel Reed made the motion to dismiss the complaint. Mr. Luzern Dillon seconded and the vote passed unanimously.

693984595 Recommendation to dismiss, no violation. Mr. Luzern Dillon made the motion to dismiss. Ms. Kim Bedford seconded and the vote passed unanimously.

941692186 Recommendation to dismiss, no violation. Mr. David Ray made the motion to dismiss. Mr. Keith Dean seconded and the vote passed unanimously.

876633575 Recommendation to dismiss, complainant requested to close. Mr. Keith Dean made the motion to dismiss. Mr. Luzern Dillon seconded and the vote passed unanimously.

28334670 Recommendation to dismiss, no violation. Mr. Maxwell Wells made the motion to dismiss. Mr. Keith Dean seconded and the vote passed unanimously.

1072102807 Recommendation to dismiss, no violation. Mr. David Ray made the motion to dismiss. Ms. Kim Bedford seconded and the vote passed unanimously.

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1072102811 Recommendation to dismiss, no violation. Mr. Samuel Reed made the motion to dismiss. Ms. Kim Bedford seconded and the vote passed unanimously.

361968204 Recommendation to dismiss, no violation. Mr. David Ray made the motion to dismiss. Mr. Maxwell Wells seconded and the vote passed unanimously.

1072102810 Recommendation to dismiss, no violation. Mr. Keith Dean made the motion to dismiss. Ms. Kim Bedford seconded and the vote passed unanimously.

1072102782 Recommendation to dismiss, not under the Board's jurisdiction. Mr. Samuel Reed made the motion to dismiss. Mr. Luzern Dillon seconded and the vote passed unanimously.

1072102781 Recommendation to dismiss, no violation. Mr. Luzern Dillon made the motion to dismiss. Mr. Samuel Reed seconded and the vote passed unanimously.

742431768 Recommendation to dismiss, no violation. Mr. Luzern Dillon made the motion to dismiss. Mr. Keith Dean seconded and the vote passed unanimously.

1072102817 Recommendation to dismiss, no violation. Mr. Luzern Dillon made the motion to dismiss. Ms. Kim Bedford seconded and the vote passed unanimously.

ADJOURNMENT

Mr. Luzern Dillon made the motion to adjourn.

Mr. Keith Dean seconded the motion.

The motion carried unanimously.

The meeting was adjourned at 12:31 p.m.

Approval Signature: _____

A handwritten signature in black ink, appearing to read "Luzern Dillon", is written over a horizontal line. The signature is fluid and cursive.