

House Bill 1132

By: Representatives Kelley of the 16<sup>th</sup> and Bentley of the 139<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 4 of Article 1 of Chapter 18 of Title 43 of the Official Code of Georgia  
2 Annotated, relating to the operation of funeral establishments and crematories, so as to  
3 require the State Board of Funeral Service to provide written notice upon the expiration of  
4 a license for the operation of a funeral establishment or crematory; to provide for related  
5 matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 4 of Article 1 of Chapter 18 of Title 43 of the Official Code of Georgia Annotated,  
9 relating to the operation of funeral establishments and crematories, is amended by revising  
10 Code Section 43-18-73, relating to the renewal of licenses for the operation of funeral  
11 establishments and crematories and changes in ownership, as follows:

12 "43-18-73.

13 (a) Licenses for the operation of funeral establishments and of crematories shall expire  
14 biennially unless the owner or proprietor of a licensed funeral establishment or crematory  
15 applies to the board to renew the license prior to its expiration. The application shall show  
16 the name of the funeral establishment or crematory; the names and addresses of all owners  
17 or, if the owner is a corporation, the names and addresses of all officers and directors of the  
18 corporation; and the names of all licensed embalmers and funeral directors who own or are  
19 employed by such funeral establishment or crematory or are otherwise connected  
20 therewith, together with the date of issue and the number of the license of each registered  
21 embalmer and funeral director as required. If the renewal fee prescribed by the board has  
22 been paid and the funeral establishment or crematory meets the other requirements of this  
23 article, the board shall issue a license; otherwise, it shall be unlawful for any funeral  
24 establishment or crematory to operate in this state. Nothing in this Code section shall be  
25 construed to require a crematory to employ an embalmer in order to be licensed.

26 (b) The board shall provide written notice to each owner, officer, and director, as  
27 applicable, of a licensed funeral establishment or crematory whose license has expired.  
28 Such notice shall be sent by first-class mail within 30 days of the expiration of the license  
29 to the last address of each such owner, officer, and director provided to the board.  
30 ~~(b)~~(c) Whenever there is a change in ownership of a funeral establishment or crematory,  
31 the board shall be notified within 15 days prior to the proposed change upon a form  
32 provided by the board."

33 **SECTION 2.**

34 All laws and parts of laws in conflict with this Act are repealed.