

House Bill 318

By: Representatives Bentley of the 139th, Brockway of the 102nd, Williams of the 145th, Quick of the 117th, Mitchell of the 88th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 18 of Title 43 of the Official Code of Georgia Annotated, relating to
2 funeral directors and establishments, so as to change certain requirements relating to display
3 rooms within funeral establishments; to provide for related matters; to repeal conflicting
4 laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 18 of Title 43 of the Official Code of Georgia Annotated, relating to funeral
8 directors and establishments, is amended by revising Code Section 43-18-70, relating to
9 practice at a licensed funeral establishment or crematory, facilities, and living quarters, as
10 follows:

11 "43-18-70.

12 (a) No embalmer or funeral director shall engage in the practice of embalming or funeral
13 directing at a funeral establishment or crematory which is not licensed by the board.

14 (b) A funeral establishment must be at a specified street address or location and must have
15 the following minimum facilities and equipment:

16 (1) A room with adequate seating for a minimum of 30 people in which funeral services
17 may be conducted;

18 (2) A preparation room equipped with a nonporous, sanitary floor and walls, and
19 necessary drainage and ventilation and containing necessary instruments and supplies for
20 the preparation and embalming of dead human bodies;

21 (3) A display room containing actual caskets or models, mock-ups, ~~or sections, or~~
22 catalogues of caskets or similar items if all such caskets are available and in stock for
23 purchase at the establishment or can be delivered within ~~24~~ 48 hours. ~~Each funeral~~
24 ~~establishment shall maintain on the premises at each of its locations an adequate stock of~~
25 ~~funeral caskets which shall not be less than eight and which shall meet such other criteria~~

26 ~~as necessary to protect the public~~ A funeral establishment shall not be required to
27 maintain actual caskets on the premises of any of its locations;

28 (4) At least one operable motor hearse which is either owned or leased by the
29 establishment and which has a current Georgia registration; and

30 (5) At least one church truck.

31 (c) The board may adopt and enforce such rules as may be reasonable and proper to define
32 such necessary drainage, ventilation, and sanitary flooring and walls and necessary and
33 suitable instruments, supplies, and merchandise in a funeral establishment.

34 (d) If the funeral director resides in the funeral establishment to be accessible to the
35 community for purposes of satisfying the requirements of funeral director in full and
36 continuous charge, the living quarters in the funeral establishment must include at a
37 minimum furnished sleeping quarters, cooking, refrigerating, and bathing facilities."

38 **SECTION 2.**

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