

SENATE BILL 2570

By Crowe

AN ACT to amend Tennessee Code Annotated, Title 62,
relative to funeral directors and embalmers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-5-404(a), is amended by deleting the subsection and substituting:

(a) With the exception of a funeral director licensed in this state, an individual shall not offer or sell pre-need funeral contracts without first registering with the commissioner as a pre-need sales agent. An individual shall not sell, solicit, or negotiate prearrangement insurance policies without first registering with the commissioner as a pre-need sales agent and obtaining an insurance producer license pursuant to the Tennessee Insurance Producer Licensing Act of 2002, compiled in title 56, chapter 6, part 1.

SECTION 2. Tennessee Code Annotated, Section 62-5-601(c), is amended by deleting the subsection and substituting:

(c)

(1) Each licensee holding a Tennessee license shall submit with the license renewal application satisfactory proof of completion of a minimum of ten (10) hours of continuing education coursework approved by the board. Compliance with the continuing education coursework is mandatory for renewal of a license. Of the ten (10) hours of continuing education coursework, five (5) hours must be attended in-person.

(2) As used in this subsection (c):

(A) "Attended in-person" means the continuing education coursework is completed by the licensee in the physical presence of the provider of the coursework or is completed by the licensee through an interactive virtual program that requires participants to confirm their presence during the program; and

(B) "Interactive" means the provider of the coursework provides a continuous two-way transfer of information between the licensee and the provider's point of origin.

SECTION 3. Tennessee Code Annotated, Section 62-5-101, is amended by adding the following as a new subdivision:

"Unlicensed assistant":

(A) Means an individual who assists in the operation of a funeral establishment, under the direction and supervision of a funeral director and embalmer, and who is not a licensed funeral director or embalmer pursuant to § 62-5-303; and

(B) Does not mean an individual who previously held a funeral director and embalmer license in this state that was revoked, suspended, or voluntarily surrendered with outstanding complaints.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.