

HOUSE AMENDMENTS TO HOUSE BILL 2317

By COMMITTEE ON BUSINESS AND LABOR

February 23

1 On page 1 of the printed bill, delete lines 5 through 30 and delete page 2 and insert:

2 **“SECTION 1.** ORS 692.300 is amended to read:

3 “692.300. (1) There is created the State Mortuary and Cemetery Board to carry out the purposes
4 and enforce the provisions of this chapter. The board consists of 11 members appointed by the
5 Governor and subject to confirmation by the Senate in the manner provided in ORS 171.562 and
6 171.565. All members of the board must be residents of this state. Of the members of the board:

7 “(a) [*Two members*] **One member** must be [*licensed funeral service practitioners. One of the*
8 *members under this paragraph must be a funeral service practitioner who does not offer embalming.*]
9 **a funeral service practitioner.**

10 **“(b) One member must be a representative of an immediate disposition company.**

11 **“(c) One member must be a representative of a licensed funeral establishment.**

12 “[*b*] *One member must be a licensed embalmer.*]

13 “[*c*] **(d)** Three members must be representatives of cemeteries, one representing **a for-profit**
14 [*cemeteries*] **cemetery, one representing a nonprofit cemetery and** one representing a [*city or*
15 *county owned or operated cemetery and one representing a special district owned or operated*
16 *cemetery.*] **cemetery owned or operated by a city, county or special district.**

17 “[*d*] **(e)** One member must be a representative of a crematorium[.] **or other facility for final**
18 **disposition of human remains under ORS 692.275 that is not a cemetery.**

19 “[*e*] **(f)** Four members must be representatives of the public, one of whom must be a member
20 of a recognized senior citizen organization.

21 “[*2*]**(a)** *Board members required to be licensed funeral service practitioners or licensed embalmers*
22 *may be selected by the Governor from a list of three to five nominees for each vacancy, submitted by:*

23 “[*A*] *Any professional organization representing funeral service practitioners, if the vacancy on the*
24 *board is for a funeral service practitioner position; or]*

25 “[*B*] *Any professional organization representing embalmers, if the vacancy on the board is for an*
26 *embalmer position.*]

27 **“(2)(a) For each vacancy on the board under subsection (1)(a) to (e) of this section, the**
28 **Governor may select a board member from a list of three to five nominees submitted by**
29 **professional organizations that represent individuals licensed, certified or registered by the**
30 **board or facilities regulated by the board.**

31 “(b) In selecting the members of the board, the Governor shall strive to balance the represen-
32 tation on the board according to:

33 “(A) Geographic areas of this state; and

34 “(B) [*Ethnic group*] **Ethnicity.**

35 “(3)(a) The term of office of the members of the board shall be [*three*] **four** years [*ending on*

1 *December 31*], but a member serves at the pleasure of the Governor. The terms must be staggered
2 so that no more than four terms end each year. **Except as provided in paragraph (c) of this**
3 **subsection**, a member is eligible for no more than two consecutive terms. If there is a vacancy for
4 any cause, the Governor shall make an appointment to become immediately effective [*for the unex-*
5 *pired term*] **to fill the vacancy. The four-year term of a board member appointed to a vacant**
6 **position begins on the date of appointment.**

7 “(b) A board member shall be removed immediately from the board if, during the member’s term,
8 the member:

9 “(A) Is not a resident of this state;

10 “(B) Has been absent from three consecutive board meetings, unless at least one absence is ex-
11 cused;

12 “(C) Is not a licensed funeral service practitioner or a retired funeral service practitioner whose
13 license was in good standing at the time of retirement, if the board member was appointed to serve
14 on the board as a funeral service practitioner; or

15 “(D) Is not [*a licensed embalmer or a retired embalmer whose license was in good standing at the*
16 *time of retirement, if the board member was appointed to serve on the board as an embalmer*] **an au-**
17 **thorized representative of a cemetery, crematorium, funeral establishment or immediate**
18 **disposition company, or other facility that is regulated by and in good standing with the**
19 **board if the board member was appointed to serve on the board as a representative of the**
20 **facility.**

21 “(c) **A member who is a representative of the public may serve more than two consec-**
22 **utive terms if no other member of the public applies to fill an open position.**

23 “**SECTION 2. The amendments to ORS 692.300 by section 1 of this 2017 Act apply to in-**
24 **dividuals serving as members of the State Mortuary and Cemetery Board on the effective**
25 **date of this 2017 Act.”.**