

Introduced: 3/8/63
Referred: Health, Welfare
and Education and Commerce

1 IN THE HOUSE

BY MR. LEONARD

2 HOUSE BILL NO. 189

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the regulation of
7 embalming and funeral directing, and pro-
8 viding a penalty for violation; and pro-
9 viding for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 08.44.010 is repealed and re-enacted to read:

12 Sec. 08.44.010. REGULATIONS OF EMBALMERS AND FUNERAL
13 DIRECTORS. The commissioner of health and welfare shall pro-
14 vide regulations for the protection of the public health,
15 establishing the minimum qualifications of persons who may
16 practice and the standards for the practice of (1) embalming,
17 including the preparation of human bodies for shipment, and
18 (2) funeral directing.

19 * Sec. 2. AS 08.44 is amended by adding new sections to read:

20 Sec. 08.44.020. LICENSING. (a) Regulations issued
21 under sec. 10 of this chapter shall provide for the issuance
22 of a license by the commissioner of health and welfare to a
23 person qualified to practice embalming. However, if no
24 licensed embalmer is within a reasonable distance of a commu-
25 nity, the commissioner of health and welfare may issue a
26 permit for the practice of embalming, including the prepara-
27 tion of human bodies for shipment, to a person in the commu-
28 nity.

29 (b) Regulations issued under sec. 10 of this chapter

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1 shall provide for the issuance of a license by the commis-
2 sioner of health and welfare to a person qualified to prac-
3 tice funeral directing. However, if no licensed funeral
4 director is within a reasonable distance of any community,
5 the commissioner of health and welfare may issue a permit for
6 the practice of funeral directing to a person in the
7 community.

8 Sec. 08.44.030. PENALTIES. (a) A person who violates
9 a regulation issued under sec. 10 of this chapter is guilty
10 of a misdemeanor.

11 (b) A person who engages in the practice of embalming
12 or funeral directing, or who holds himself out as an
13 embalmer or funeral director, without having first secured a
14 license or permit as provided in sec. 20 of this chapter is
15 guilty of a misdemeanor.

16 Sec. 08.44.040. EXCLUSIONS. This chapter does not
17 apply to the state, its instrumentalities and political sub-
18 divisions or any of their employees who perform embalming
19 and funeral directing in the course of their employment.

20 Sec. 08.44.050. DEFINITIONS. As used in this chapter

21 (1) "embalmer" means a person engaged in the pro-
22 fession or business of disinfecting, preserving or preparing
23 for disposal or transportation dead human bodies;

24 (2) "funeral director" means a person engaged in
25 the profession or business of conducting funerals and super-
26 vising or directing the burial and disposal of dead human
27 bodies.

28 * Sec. 3. This Act takes effect on September 1, 1963.
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