



STATE OF NEVADA
FUNERAL AND CEMETERY SERVICES BOARD

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MINUTES

Wednesday, November 15, 2023, at 9:00 a.m.
Video Conference and Teleconference

<u>Via Zoom Video Conference</u>	<u>Via Teleconference:</u>
Zoom Meetings at https://zoom.us/ Meeting ID: 253 977 5871 // Passcode: 668556	1-669-900-6833 Meeting ID: 253 977 5871 // Passcode: 668556

Physical Location

3740 Lakeside Drive, Suite 201
Reno, Nevada

1. Call to order, roll call, establish quorum.

Chairman Sharp called the meeting to order at 9:00 a.m. Roll call was taken and confirmed that a quorum was present.

Board Members Present

Dr. Randy Sharp, Chairman
Kim Kandaras, Treasurer
Laura Sussman, Secretary
Dr. Raymond Giddens
Dr. Donald Edward Chaney
Celena DiLullo
Jeff Long

Board Staff Present

Stephanie Bryant McGee, Executive Director
Wayne Fazzino, Investigator

Board Counsel Present

Matt Feeley, Deputy Attorney General
Rosalie Bordelove, Chief Deputy Attorney General

2. Public comment

Chairman Sharp opened the floor to public comment. There were no comments.

3. Consent Agenda (For Possible Action)

Chairman Sharp called for approval of items on the consent agenda, as follows:

- A. Discussion, recommendation, and possible action regarding review and approval of minutes of the Board meeting on August 16, 2023. (For possible action)
- B. Discussion, recommendation, and possible action regarding previously issued temporary establishment permit, direct cremation facility permit, crematory license

applications and request for approval of new managing funeral directors. (For possible action.)

- 1) Crematory License for Green Farewells, LLC, CRE117, located at 3065 N. Rancho Drive, Suite 176, Las Vegas, Alexis McCurdy and Martin McCurdy as Managing Partners; Temporary approval effective September 20, 2023.
- 2) Direct Cremation Facility Permit for Green Farewells, LLC, DC102L, located at 3065 N. Rancho Drive, Suite 176, Las Vegas, with Lennette Smith FD893 as Managing Funeral Director; Temporary approval effective September 20, 2023.
- 3) Establishment Permit for Giddens Memorial Chapel, Inc., EST139, located at 2737 N. Lamb Blvd, Las Vegas with Kyle Giddens FD864 as Managing Funeral Director; Temporary approval effective September 20, 2023.
- 4) Managing Funeral Director Request for Nadia Sandoval FD1007 – Eastside Memorial Park Funerals & Cremations EST114. Temporary approval effective August 1, 2023.
- 5) Managing Funeral Director Request for Judy Cannon FD1006 – National Cremation Society DC87L. Temporary approval effective August 20, 2023.

Action: Laura Sussman made the motion, seconded by Randy Sharp, to approve all items on the Consent Agenda. The motion passed unanimously.

4. Discussion, recommendation, and possible action regarding funeral director license application for Gregory Marr. (For possible action.)

Stephanie McGee informed the Board that Mr. Marr withdrew his application and that no further action was needed on this item.

5. Discussion, recommendation, and possible action regarding consent decree for case number FB23-11 regarding Neptune Society – Las Vegas (DC64L) and Cheryl Lynn Jones (FD986), Managing Funeral Director. (For possible action.)

Matt Feeley, Deputy Attorney General, presented the proposed consent decree to the Board. Celena DiLullo recused herself from this matter, as the entity at issue is owned by the same parent company. Ms. McGee noted that the discipline imposed is similar to previous cases.

Action: Laura Sussman made the motion, seconded by Randy Sharp, to approve the proposed consent decree. The motion passed unanimously.

6. Discussion, recommendation, and possible action regarding continuing education approval for Jenna Dumas and Monica Myles of the Nevada Donor Network, “Giving Hope and Life to Others.” Requesting approval for one (1) CEU. (For possible action.)

Stephanie McGee stated that she reviewed the course materials and that the course meets all technical requirements for approval. Monica Myles presented an overview of the course. She stated that the course will be offered as requested by funeral homes or others.

Action: Jeff Long made a motion, seconded by Kim Kandaras, to approve the continuing education course as presented. The motion passed unanimously.

7. Discussion, recommendation, and possible action regarding continuing education approval for Nevada Donor Network, “Tissue Recoveries & Clinical Applications.” Requesting two (2) hours of CEU. (For possible action.)

Stephanie McGee stated that she reviewed the course materials and that the course meets all technical requirements for approval. Monica Myles presented an overview of the course and explained that this is a new course intended to cover a topic commonly requested by the funeral industry. She stated that the course will be offered as requested by funeral homes or others.

Action: Randy Sharp made a motion, seconded by Raymond Giddens, to approve the continuing education course as presented. The motion passed unanimously.

8. Regulation Workshop – Workshop to solicit public comment on proposed amendments Nevada Administrative Code Chapter 451.

The proposed regulation addresses the following general topics:

Adding “dissolving” and “reducing” in addition to the existing language to NAC 451.008 to accommodate for alkaline hydrolysis and natural organic reduction, during which processes a container is dissolved or reduced rather than incinerated.

Adding “vessel” and “removing remains from the vessel” to the existing language to NAC 451.009 to accommodate for alkaline hydrolysis and natural organic reduction, which use the term vessel rather than chamber. Chamber is used in reference to cremation through incineration.

Removing obsolete or duplicative provisions regarding embalming requirements and burial transit permits to reflect current practices.

Adding provision to clarify how long records must be maintained.

Stephanie McGee presented the proposed regulation change. Laura Sussman suggested that the work “casket” be changed to “sound container” or to “casket and/or sound container.” Ms. McGee explained that all comments would be considered. Ultimately, the wording will be adjusted by the Legislative Counsel Bureau. There were no other comments on the regulation.

9. Regulation Workshop – Workshop to solicit public comment on proposed amendments Nevada Administrative Code Chapter 642.

The proposed regulation addresses the following general topics:

Adding provisions for filing a report of signed agreements for funeral services; a due date for filing the report and paying the regulatory fee required by NRS 642.0696; and providing additional information for verification.

Removing obsolete or duplicative provisions regarding practice before the Board, including taking of an oath, consideration of motions, order of presentation, and rehearing.

Stephanie McGee presented the proposed regulation change. Ms. McGee presented statistics regarding the filing of reports and collection of fees over the past 12 months, stating that only 50% file by the 15th, and about 90% by the 25th. Kim Kandaras suggested that the report due date be the end of the month following the reporting month. There were no further comments on the regulations.

10. Discussion, recommendation, and possible action regarding the FY22/FY23 Financial Audit Report prepared by Christiansen Accounting Network (For possible action.)

Connie Christiansen presented the FY22 and FY23 audit report, management letter, and representation letter to the Board.

Action: Celena DiLullo made a motion, seconded by Raymond Giddens, to approve the audit report as presented. The motion passed unanimously.

11. Financial Reports (For Information Only)

Stephanie McGee presented the financial statements for FY23 and year-to-date FY24, including the regulatory fee report.

12. Report from Executive Director, Stephanie Bryant McGee (For information only.)

Stephanie McGee presented some highlights and updates to her written report. She reported that a new director had been appointed to the Department of Business & Industry. Ms. McGee described the upgrade to the State's electronic death registry system and the delays that were occurring. Raymond Giddens asked if the State could provide additional training and resources to the funeral industry. Ms. McGee explained that she was meeting with the vital record team biweekly and would ask for additional resources.

Ms. McGee thanked the Board members for their service and pointed out the importance of the Board's role in regulations in light of the situation in Penrose, Colorado. With that situation in the media and movies like "The Burial," the office receives increased complaints and inquiries.

13. Discussion regarding future agenda items and future meeting dates (For possible action.)

- Wednesday, February 14, at 9 a.m.
- Wednesday, May 15, at 9 a.m.
- Wednesday, August 14, at 9 a.m.
- Wednesday, November 13, at 9 a.m.

Chairman Sharp asked that Board members check their calendars and inform Stephanie McGee if any of the dates do not work.

14. Public comment

Chairman Sharp opened the floor to public comment. There were no comments.

15. Adjournment (For Possible Action)

Action: Donald Chaney made a motion to adjourn the meeting, seconded by Jeff Long. The motion passed unanimously.