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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF FUNERAL DIRECTORS

TIME: 10:29 A.M.

Held at
PENNSYLVANIA DEPARTMENT OF STATE
2601 North Third Street
One Penn Center, Board Room C
Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

August 3, 2022

1 State Board of Funeral Directors
2 August 3, 2022

3
4
5 BOARD MEMBERS:

6
7 William G. Harris, Chairman, Professional Member
8 Arion Claggett, Acting Commissioner, Bureau of
9 Professional and Occupational Affairs
10 Milian E. Rodriguez, Vice Chairperson, Professional
11 Member
12 Carmella M. Imburgia, Secretary, Professional
13 Member - Absent
14 Kenneth C. DuPree, Professional Member - Absent
15 Thomas G. Kukuchka, CFSP, Professional Member - Absent
16 Francis McCusker, Public Member
17 Jennifer Jane Kirk, Esquire, Senior Deputy Attorney
18 General, Antitrust Section, Consumer Protection
19 Representative
20

21
22 BUREAU PERSONNEL:

23
24 Dean F. Picarella, Esquire, Senior Board Counsel
25 Shawn J. Jayman, Esquire, Board Counsel
26 Carolyn DeLaurentis, Deputy Chief Counsel, Prosecution
27 Division
28 Glenn P. Masser, Esquire, Board Prosecutor
29 Kristel Hennessy Hemler, Board Administrator
30 Danie Bendesky, Director of Intergovernmental Affairs,
31 Department of State
32

33
34 ALSO PRESENT:

35
36 Ernie Heffner, President, Heffner Funeral Chapel
37 & Crematory, Inc.
38 Jason Benion, Esquire, Shareholder and Chair of the
39 Death Care Group, Saxton & Stump, LLC
40 Harry C. Neel, President/CEO, CCFE, Jefferson Memorial
41 Cemetery, Funeral Home, and Crematory
42 Peter Johnson, Director of Operations, Jefferson
43 Memorial Cemetery, Funeral Home, and Crematory
44 James Erikson, CAE, Assistant Executive Director and
45 Chief Operations Officer, Pennsylvania Funeral
46 Directors Association
47
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1 ***

2 State Board of Funeral Directors

3 August 3, 2022

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
6 9:00 a.m. the Board entered into Executive Session
7 with Shawn J. Jayman, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations.
9 The Board entered into public session at 10:29 a.m.]

10 ***

11 The regularly scheduled meeting of the State
12 Board of Funeral Directors was held on Wednesday,
13 August 3, 2022. William G. Harris, Chairman,
14 Professional Member, Professional Member, called the
15 meeting to order at 10:29 a.m.

16 ***

17 Roll Call

18 [William G. Harris, Chairman, Professional Member
19 requested a roll call of Board members.]

20 ***

21 [Shawn J. Jayman, Esquire, Board Counsel, noted the
22 meeting was being recorded, and those who continued to
23 participate were giving their consent to be recorded.]

24 ***

25 Approval of minutes of the June 23, 2022 meeting

1 CHAIRMAN HARRIS:

2 If everybody has had a chance to read
3 the minutes from the last meeting, I
4 would like to ask for a motion to
5 approve those minutes?

6 MS. RODRIGUEZ:

7 I make a motion to approve the minutes.

8 CHAIRMAN HARRIS:

9 Could we get a second?

10 MS. KIRK:

11 Second.

12 CHAIRMAN HARRIS:

13 Roll call vote.

14

15 William Harris, aye; Milian Rodriguez,
16 aye; Francis McCusker, aye; Jennifer
17 Kirk, aye; Arion Claggett, aye.

18 [The motion carried unanimously.]

19

20 [Shawn J. Jayman, Esquire, Board Counsel, noted the
21 Board met in Executive Session with Board counsel to
22 have attorney-client consultations and for the purpose
23 of conducting quasi-judicial deliberations.]

24

25 Report of Prosecutorial Division

1 [Glenn P. Masser, Esquire, Board Prosecutor, presented
2 the Consent Agreement for Case No. 21-48-016521.]

3 ***

4 MR. JAYMAN:

5 Will the Board entertain a motion to
6 approve the Consent Agreement at Case
7 No. 21-48-016521?

8 MS. RODRIGUEZ:

9 I make a motion.

10 CHAIRMAN HARRIS:

11 Do we have a second?

12 MS. KIRK:

13 I second.

14 CHAIRMAN HARRIS:

15 We have a motion and a second. Roll
16 call.

17
18 William Harris, aye; Milian Rodriguez,
19 aye; Francis McCusker, aye; Jennifer
20 Kirk, aye; Arion Claggett, aye.

21 [The motion carried unanimously. The Respondent's
22 name is Stephen M. Brady Funeral Home, Inc.]

23 ***

24 Regulatory Issues

25 [Shawn J. Jayman, Esquire, Board Counsel, noted prior

1 Board discussion concerning Act 41, which went into
2 effect on August 29, 2019, to give an option for
3 boards to consider applicants licensed in other
4 jurisdictions and to help reduce unnecessary barriers
5 for new residents, veterans, military spouses, and
6 other individuals who wish to work in Pennsylvania.

7 Mr. Jayman informed Board members of some minor
8 changes but nothing substantively since the last time
9 the Board reviewed the proposed regulation.]

10 MR. JAYMAN:

11 Would the Board entertain a motion to
12 approve the proposed language of the Act
13 41 Regulations? Again, this is just the
14 proposed stage.

15 MS. RODRIGUEZ:

16 I make a motion.

17 CHAIRMAN HARRIS:

18 Do we have a second?

19 MS. KIRK:

20 I second.

21 CHAIRMAN HARRIS:

22 Roll call vote, please.

23

24 William Harris, aye; Milian Rodriguez,
25 aye; Francis McCusker, aye; Jennifer

1 Kirk, aye; Arion Claggett, aye.

2 [The motion carried unanimously.]

3 ***

4 Report of Acting Commissioner

5 [Arion R. Claggett, Acting Commissioner, Bureau of
6 Professional and Occupational Affairs, notified
7 everyone of in-person Board member training on October
8 24, 2022, from 8 a.m. to 4 p.m. in Harrisburg. He
9 mentioned that some of the topics include the role of
10 Board counsel, prosecution, and some other areas. He
11 noted the training is mandatory for public members but
12 also encouraged professional members to attend. He
13 advised everyone to look for an email invite.]

14 ***

15 Report of Board Chair - No Report

16 ***

17 Report of Board Administrator - No Report

18 ***

19 Continuing Education Report - No Report

20 ***

21 Requests for Review - Ratifications

22 MS. HENNESSY HEMLER:

23 These are ratifications for requests
24 that have been granted. Mary Ruth
25 Schwartz has been granted an additional

1 30-day extension on her Temporary
2 Funeral Supervisor License due to the
3 fact they needed additional time for
4 business.

5 Marissa Joy Faller was granted an
6 additional employment request. They
7 have been approved, and these are just
8 ratifying to be voted on.

9 MR. JAYMAN:

10 For the first one, would the Board
11 entertain a motion to approve the
12 Temporary Supervisor License for Mary
13 Ruth Schwartz for an additional 30 days?

14 MS. RODRIGUEZ:

15 I make a motion.

16 CHAIRMAN HARRIS:

17 Do we have a second?

18 MS. KIRK:

19 I second.

20 CHAIRMAN HARRIS:

21 Roll call.

22
23 William Harris, aye; Milian Rodriguez,
24 aye; Francis McCusker, aye; Jennifer
25 Kirk, aye; Arion Claggett, aye.

1 [The motion carried unanimously.]

2 ***

3 MR. JAYMAN:

4 At number 6 under ratifications, will
5 the Board entertain a motion to approve
6 the Additional Employment Request for
7 Marissa Joy Faller?

8 MS. RODRIGUEZ:

9 I make a motion.

10 CHAIRMAN HARRIS:

11 Is there a second?

12 MS. KIRK:

13 Second.

14 CHAIRMAN HARRIS:

15 Roll call.

16
17 William Harris, aye; Milian Rodriguez,
18 aye; Francis McCusker, aye; Jennifer
19 Kirk, aye; Arion Claggett, aye.

20 [The motion carried unanimously.]

21 ***

22 Public Comment

23 [Kristel Hennessy Hemler, Board Administrator,
24 provided an introduction of attendees.

25 Chairman Harris thanked everybody for attending

1 the Board meeting.]

2 ***

3 Adjournment

4 CHAIRMAN HARRIS:

5 If there is nothing for the good of the
6 order this morning, I would ask if we
7 could have a motion to adjourn.

8 MS. RODRIGUEZ:

9 I make a motion.

10 MS. KIRK:

11 I second.

12 CHAIRMAN HARRIS:

13 We are adjourned. Thank you.

14 ***

15 [There being no further business, the State Board of
16 Funeral Directors Meeting adjourned at 10:48 a.m.]

17 ***

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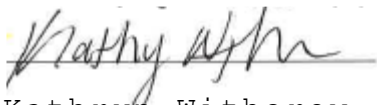
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Funeral Directors meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Funeral Directors meeting.



Kathryn Witherow,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF FUNERAL DIRECTORS
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TIME	AGENDA
9:00	Executive Session
10:29	Return to Open Session
10:29	Official Call to Order
10:30	Roll Call
10:32	Approval of Minutes
10:33	Report of Prosecutorial Division
10:37	Regulatory Issues
10:40	Report of Acting Commissioner
10:41	Requests for Review
10:44	Public Comment
10:48	Adjournment