

LCB File No. R021-04

**PROPOSED REGULATION OF THE
NEVADA STATE FUNERAL BOARD**

February 4, 2004

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §§1-8, NRS 642.060, 642.063, 642.065

Section 1. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.005 Definitions. As used in this chapter and in chapter 642 of the NRS, unless the context otherwise requires, the words and terms defined in NAC 642.010 to 642.035, inclusive, have the meanings ascribed to them in those sections.

Section 2. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.010 “Inventory of funeral caskets” defined. “Inventory of funeral caskets” as used in NRS 642.016 includes, in lieu of full size caskets, a display of partial caskets or cross-sections of caskets, and does not include photographs.

Section 3. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.015 “Full-time employees” defined. “Full-time employees” as used in NRS 642.180 means an employee who works at least 32 hours per week.

Section 4. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.020 “Business of a funeral director” scope of practice defined. “Business of a funeral director” as used in NRS 642.340 includes the transportation of bodies within Nevada and other states, provided the bodies are embalmed or are in a sealed container approved by the board.

Section 5. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.025 “Transportation” scope of practice defined. “Transportation” as used in NRS 642.355 includes the transportation of bodies within Nevada and other states provided the bodies are embalmed or are in a sealed container approved by the board.

Section 6. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.030 “False or misleading advertising” defined. “False or misleading advertising” as used in NRS 642.490 includes:

1. Any advertising for a funeral establishment prior to the approval by the board of the establishment license including, without limitation, signs, telephone books, newspapers, messages conveyed by telephone, television, email and other electronic or photographic means.

Section 7. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.035 “Misrepresentation or fraud in the operation of a funeral establishment or the practice of a funeral director or persons licensed to conduct direct cremations or immediate burials” defined. “Misrepresentation or fraud in the operation of a funeral establishment or the practice of a funeral director or persons licensed to conduct direct cremations or immediate burials” as used in NRS 642.480 includes:

1. Any advertising for a funeral establishment prior to the approval by the board of the establishment license including, without limitation, signs, telephone books, newspapers, messages conveyed by telephone, television, email and other electronic or photographic means.

Section 8. Chapter 642 of the NAC is hereby amended by adding a new section to read as follows:

NAC 642.150 Fingerprinting and investigation of applicants. Each applicant for examination or for a license, certificate or permit must:

- 1. Submit his fingerprints to a law enforcement agency designated by the board, obtain the report from the agency and submit the report to the board;*
- 2. Pay all associated costs; and*
- 3. Agree to a background investigation.*