

**Report From Agency**

**STATE OF WISCONSIN  
FUNERAL DIRECTORS EXAMINING BOARD**

---

IN THE MATTER OF RULE-MAKING : REPORT TO THE LEGISLATURE  
PROCEEDINGS BEFORE THE : CLEARINGHOUSE RULE 17-049  
FUNERAL DIRECTORS EXAMINING BOARD :

---

**I. THE PROPOSED RULE:**

The proposed rule, including the analysis and text, is attached.

**II. REFERENCE TO APPLICABLE FORMS:**

N/A

**III. FISCAL ESTIMATE AND EIA:**

The Fiscal Estimate and EIA is attached.

**IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:**

The continuing education requirements for funeral directors has not been updated since 1988. The current rules contain out-of-date provisions which are creating hardships for applicants and are not reflective of the current status of the profession. Similarly, funeral director apprenticeship rules have not been reviewed or updated in 15 years. The Board would like to ensure that the provisions are in compliance with statutes and reflect the requirements of the profession in order to help facilitate the entrance of new funeral directors into the profession.

**V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD'S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:**

The Board held a public hearing on August 1, 2017. The Board did not receive any written or verbal comments.

**VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:**

**Comment:** The Clearinghouse made a comment seeking additional information in the factual data and analytic section of the draft.

**Response:** This section has been updated to provide additional apprenticeship information from surrounding states.

**Comment:** The Clearinghouse made suggestions regarding style, grammar, and formatting.

**Response:** All Clearinghouse comments regarding style, grammar, and formatting have been accepted.

**Comment:** The Clearinghouse made a comment regarding separating out a list of items required to apply and receive a funeral director certificate of apprenticeship.

**Response:** The list of items required for an apprenticeship application was separated within the draft under “apprenticeship application” and “apprenticeship employment reporting”.

**Comment:** The Clearinghouse made a comment suggesting the apprentice report information requiring leaving the employ of a funeral director was redundant.

**Response:** This reference to leaving the employ of a funeral director was deleted.

**Comment:** The Clearinghouse suggested adding introductory research from other states regarding their respective apprenticeship requirements.

**Response:** This research was added.

**Comment:** The Clearinghouse suggested adding a note indicating how an apprenticeship reports could be obtained.

**Response:** Notes detailing how to access apprenticeship reports was added.

**Comment:** The Clearinghouse suggested adding a reference to the apprenticeship renewal fee.

**Response:** A section regarding an apprenticeship renewal fee was added.

**Comment:** The Clearinghouse recommended adding a definition regarding acceptable equivalent high school education.

**Response:** A definition for an equivalent high school education was added.

**Comment:** The Clearinghouse suggested adding language to clarify what type of employment information was being sought.

**Response:** The Board decided to delete the reference to employment information in the draft.

**Comment:** The Clearinghouse recommended clarifying the meaning of an intern and employment of an intern.

**Response:** The Board decided to delete the reference to internships in the draft.

**Comment:** The Clearinghouse recommended removing or consolidating proposed provisions within sections FD 1.067 and FD 1.077.

**Response:** The language was consolidated.

**Comment:** The Clearing house suggested clarifying language regarding apprenticeship reregistration and apprenticeship lapsed registrations.

**Response:** Revised language was added.

**Comment:** The Clearinghouse made a comment regarding consolidating duplicative sections.

**Response:** The referenced sections were consolidated.

All other remaining recommendations suggested in the Clearinghouse Report have been accepted in whole.

**VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS:**

N/A