

ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State

John Thurston

500 Woodlane, Suite 026

Little Rock, Arkansas 72201-1094

(501) 682-5070

www.sos.arkansas.gov



For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency State Board of Embalmers, Funeral Directors, Cemeteries, and Burial Services

Department Arkansas Department of Commerce

Contact Amanda Gibson, Associate Counsel E-mail amanda.gibson@arkansas.gov Phone 501-371-2820

Statutory Authority for Promulgating Rules Ark. Code Ann. §17-1-109, 23-61-1103(a)(5) and 25-15-204 and Act 746 of 2021

Rule Title: State Board of Embalmers, Funeral Directors, Cemeteries, and Burial Services Proposed Rule 3, "Licensure of Certain Individuals"

Intended Effective Date

(Check One)

Date

☐ Emergency (ACA 25-15-204)

Legal Notice Published

10/24, 10/25, 10/26, 2021

☒ 10 Days After Filing (ACA 25-15-204)

Final Date for Public Comment

11-23-2021

☐ Other _____
(Must be more than 10 days after filing date.)

Reviewed by Legislative Council

4/20/2022

Adopted by State Agency

4/22/2022

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Clara D. Mezza

clara.mezza@arkansas.gov

4/22/2022

Contact Person

E-mail Address

Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Signature

501-683-3497

clara.mezza@arkansas.gov

Phone Number

E-mail Address

Insurance Administrative Coordinator

Title

4/22/2022

Date

RULE 3

LICENSURE OF CERTAIN INDIVIDUALS

Table of Contents

| | |
|------------|----------------|
| Section 1. | Authority |
| Section 2. | Purpose |
| Section 3. | Definitions |
| Section 4. | Requirements |
| Section 5. | Effective Date |

Section 1. Authority

This Rule is promulgated pursuant to Section Two (2) of Act 746 of 2021 of the Arkansas General Assembly, codified at Ark. Code Ann. § 17-1-109; authority is also found in Ark. Code Ann. § 23-61-1103(a)(5), Ark. Code Ann. § 25-15-204, and other applicable laws or rules.

Section 2. Purpose

The purpose of this Rule is to provide for licensure of individuals who hold a Federal Form I-766 United States Citizenship and Immigration Services- issued Employment Authorization Document.

Section 3. Definitions

A. "Licensure" means

- A. A certificate of registration issued to an Apprentice Embalmer;
- B. A certificate of registration issued to an Apprentice Funeral Director;
- C. A license issued to an Embalmer;
- D. A license issued to a Funeral Director; and
- E. A license issued to a Crematory Retort Operator.

Section 4. Requirements

The Board of Embalmers, Funeral Directors, Cemeteries, and Burial Services shall grant a license to an applicant who fulfills the Arkansas requirements for licensure and is a person who holds a Federal Form I-766 United States Citizenship and Immigration Services- issued Employment Authorization Document, known popularly as a "work permit."

Section 5. Effective Date

This Rule is effective after review and approval by the Arkansas Legislative Council, ten (10) days after filing of the approved Rule with the Arkansas Secretary of State.