



Rep. Anthony DeLuca

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10300HB1367ham001

LRB103 25732 SPS 59068 a

1 AMENDMENT TO HOUSE BILL 1367

2 AMENDMENT NO. _____. Amend House Bill 1367 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Funeral Directors and Embalmers Licensing
5 Code is amended by changing Section 10-35 as follows:

6 (225 ILCS 41/10-35)

7 (Section scheduled to be repealed on January 1, 2028)

8 Sec. 10-35. Renewal; reinstatement; restoration. The
9 expiration date and renewal period for each license issued
10 under this Article shall be set by rule. The holder of a
11 license as a licensed funeral director and embalmer or funeral
12 director and embalmer intern may renew the license during the
13 month preceding the expiration date of the license by paying
14 the required fee. A licensed funeral director and embalmer or
15 licensed funeral director and embalmer trainee whose license
16 has expired may have the license reinstated within 5 years

1 from the date of expiration upon payment of the required
2 reinstatement fee and fulfilling the requirements of the
3 Department's rules. The reinstatement of the license is
4 effective as of the date of the reissuance of the license.

5 Any licensed funeral director and embalmer whose license
6 has been expired for more than 5 years may have the license
7 restored only by fulfilling the requirements set forth in the
8 Department's rules and by paying the required restoration fee.
9 However, any licensed funeral director and embalmer or
10 licensed funeral director and embalmer intern whose license
11 has expired while he or she has been engaged (1) in federal
12 service on active duty with the United States Army, Navy,
13 Marine Corps, Air Force, or Coast Guard, or the State Militia
14 called into the service or training of the United States of
15 America or (2) in training or education under the supervision
16 of the United States preliminary to induction into the
17 military service, may have his or her license restored without
18 paying any lapsed renewal fees or restoration fee or without
19 passing any examination if, within 2 years after termination
20 of the service, training or education other than by
21 dishonorable discharge, he or she furnishes the Department
22 with an affidavit to the effect that he or she has been so
23 engaged and that his or her service, training or education has
24 been so terminated.

25 No license of a funeral director and embalmer intern shall
26 be renewed more than twice.

1 In addition to any other requirement for renewal of a
2 license or reinstatement or restoration of an expired license,
3 as a condition for the renewal, reinstatement, or restoration
4 of a license as a licensed funeral director and embalmer, each
5 licensee shall provide evidence to the Department of
6 completion of at least 24 hours of continuing education during
7 the 24 months preceding the expiration date of the license, or
8 in the case of reinstatement or restoration, within the 24
9 months preceding the application for reinstatement or
10 restoration. The continuing education sponsors shall be
11 approved by the Board. In addition, any qualified continuing
12 education course for funeral directors and embalmers offered
13 by a college, university, the Illinois Funeral Directors
14 Association, Funeral Directors Services Association of Greater
15 Chicago, Cook County Association of Funeral Home Owners, Inc.,
16 Illinois Selected Morticians Associations, Inc., Illinois
17 Cemetery and Funeral Home Association, National Funeral
18 Directors Association, Selected Independent Funeral Homes,
19 National Funeral Directors and Morticians Association, Inc.,
20 International Order of the Golden Rule, or an Illinois school
21 of mortuary science shall be accepted toward satisfaction of
22 the continuing education requirements.

23 The Department shall establish by rule a means for
24 verification of completion of the continuing education
25 required by this Section. This verification may be
26 accomplished through audits of records maintained by

1 licensees, by requiring the filing of continued education
2 certificates with the Department or a qualified organization
3 selected by the Department to maintain the records, or by
4 other means established by the Department.

5 Except as otherwise provided in this paragraph, a person
6 who is licensed as a funeral director and embalmer under this
7 Code and who has engaged in the practice of funeral directing
8 and embalming for at least 40 years shall be exempt from the
9 continuing education requirements of this Section. ~~Licensees~~
10 ~~who have not engaged in the practice of funeral directing and~~
11 ~~embalming for at least 40 years by January 1, 2016 shall not~~
12 ~~receive this exemption after that date.~~ In addition, the
13 Department shall establish by rule an exemption or exception,
14 for a limited period of time, for funeral directors and
15 embalmers who, by reason of advanced age, health or other
16 extreme condition, should reasonably be excused from the
17 continuing education requirement upon the approval of the
18 Secretary. Those persons, identified above, who cannot attend
19 on-site classes, shall have the opportunity to comply by
20 completing home study courses designed for them by sponsors.
21 (Source: P.A. 96-1463, eff. 1-1-11; 97-1130, eff. 8-28-12.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law."