

**Subject** Mortuary science; authorizing unlicensed persons to perform certain duties

**Authors** Huot and others

**Analyst** Elisabeth Klarqvist

**Date** March 1, 2022

## Overview

The commissioner of health licenses individuals to practice mortuary science. With certain exceptions, current law requires an individual to be licensed to take charge of a dead human body or remove it from the place of death; or arrange, direct, or supervise a funeral, memorial service, or graveside service. Current law also permits an unlicensed individual to arrange, direct, or supervise a memorial service as long as the unlicensed individual's employer does not have charge of the dead human body. This bill allows unlicensed individuals operating under the supervision of a licensed mortician or funeral director to take charge of a dead human body or remove it from the place of death; or arrange, direct, or supervise a funeral, graveside service, or memorial service, as long as the unlicensed individual has been trained by the supervisor to perform the activity.

## Summary

Section	Description
---------	-------------

<b>1</b>	<b>Exceptions to licensure.</b>
----------	---------------------------------

Amends § 149A.01, subd. 3. Authorizes an unlicensed person operating under the supervision of a licensed mortician or funeral director to perform the following duties, provided the unlicensed person is trained by the supervisor to do so:

- take charge of a dead human body or remove it from the place of death; and
- arrange, direct, or supervise a funeral, memorial service, or graveside service.

<b>2</b>	<b>License required.</b>
----------	--------------------------

Amends § 149A.20, subd. 1. Authorizes a funeral establishment to provide an unlicensed individual operating under the supervision of a licensed mortician or funeral director to arrange, direct, or supervise a funeral, memorial service, or

Section	Description
	graveside service (under current law an unlicensed individual is permitted to direct or supervise a memorial service only if the unlicensed individual's employer does not have charge of the dead human body).
3	<b>Certificate of removal.</b> Amends § 149A.90, subd. 4. When removing a dead human body from the place of death, requires an unlicensed individual operating under the supervision of a mortician or funeral director to complete a certificate of removal and present the certificate to the person or entity with custody of the body (this requirement currently applies to morticians and funeral directors removing dead human bodies from places of death).



*Minnesota House Research Department provides nonpartisan legislative, legal, and information services to the Minnesota House of Representatives. This document can be made available in alternative formats.*

[www.house.mn/hrd](http://www.house.mn/hrd) | 651-296-6753 | 155 State Office Building | St. Paul, MN 55155