

R 339.18930 Relicensure.

Rule 30. (1) A person who has a lapsed or expired license and who seeks relicensure at a time that is more than 3 years from the date of lapse or expiration shall meet current educational requirements for relicensure and pass the current written examination on the law and rules of Michigan.

(2) A person who is seeking relicensure and who has previously passed a national examination equivalent to the examination required in Rule 339.18929(1)(a) does not have to repeat the national examination.

History: 2001 AACCS.



R 339.18931 Establishment requirements.

Rule 31. (1) Each licensed establishment shall have a room which is suitable for conducting funerals and which meets the requirements of the applicable local building code for holding 50 or more persons, an area for the display of a casket and flowers, and a lectern area.

(2) Each licensed establishment shall have an embalming room. The embalming room shall not have a direct connection to any living quarters located on the same floor or to the chapel or any other area accessible by the public. For the purposes of this rule, a direct connection has not been made if an area that is not less than 9 square feet in floor area has been provided between the entrance to the embalming room and the entrance to an area accessible by the public.

(3) The embalming room shall be kept in a clean and sanitary condition at all times. Instruments shall be cleaned and sterilized after each use.

(4) An embalming room shall have all of the following:

(a) A linoleum or tile floor.

(b) Walls and ceilings made of or covered by washable and waterproof material.

(c) Hot and cold running water.

(d) A plumbing system as required by the provisions of R 325.11401 through R 325.11407.

(e) A fan that is capable of moving 250 cubic feet of air per minute.

(5) An embalming room shall be equipped with a porcelain or stainless steel embalming table, the instruments necessary to embalm a body, and a means of sterilizing equipment, such as an autoclave, a gas sterilizer, or an instrument solution sterilizer that is large enough to accommodate a normal, adult-sized trocar.

(6) An embalming room shall not be used as a storage area.

History: 1991 AACCS; 2014 AACCS.



R 339.18933 Establishment inspections.

Rule 33. (1) A representative of the department shall be permitted to inspect a funeral establishment to ascertain that the establishment is in compliance with the law and these rules.

(2) A funeral establishment shall be inspected during establishment working hours as follows:

- (a) On a routine basis.
- (b) Any time the establishment undergoes structural changes.
- (c) When there is a change in ownership.
- (d) When an establishment is first opened.

(3) A funeral establishment may be inspected at any time when the inspection is part of the investigation of a complaint.

History: 1991 AACCS.

R 339.18937 Licensed manager required.

Rule 37. (1) Each funeral establishment shall have in its direct employment a mortuary science licensee who is designated as the establishment's manager.

(2) A manager shall be employed on a full-time basis and shall be available at all times for funeral-related purposes.

(3) A manager shall reside within 1 hour's normal commuting time from the funeral establishment.

(4) A mortuary science licensee shall not manage more than 1 funeral establishment.

History: 1991 AACCS.

PART 4. STANDARDS OF CONDUCT

R 339.18941 Advertising.

Rule 41. (1) A mortuary science licensee or funeral establishment shall not use false, misleading, or deceptive advertising. As used in this rule, "false, misleading, or deceptive advertising" includes using any name other than the name under which the funeral establishment is licensed.

(2) A funeral establishment shall not do business in a location which is not licensed as a funeral establishment and shall not advertise a service as available from an unlicensed location.

History: 1991 AACCS; 2014 AACCS.

 **R 339.18943 Posting of licenses.**

Rule 43. The current funeral establishment license and the mortuary science or resident trainee license of each individual affiliated with that establishment shall be conspicuously displayed in the funeral establishment in a place accessible to the public.

History: 1991 AACCS.