



Ohio Board of Embalmers and Funeral Directors  
77 South High Street, 16<sup>th</sup> Floor  
Columbus, Ohio 43215-6108  
www.funeral.ohio.gov

Governor  
John Kasich  
Executive Director  
Tim Derickson

November 3, 2016

OHIO ATTORNEY  
GENERAL'S OFFICE

NOV - 7 2016

OPINIONS

Mr. Mike DeWine  
Ohio Attorney General 30 E Broad Street  
Columbus, Ohio 43215

Dear Mr. DeWine:

The Ohio Board of Embalmers and Funeral Directors has dealt with a legal issue for some time that your assistance and legal opinion would be very helpful determining the intent of the law governing our industry as written in the ORC.

The questions below clearly reflect our need of understanding of how our licensees and licensed facilities are identified by our State regulatory board and by customers in their communities.

1. If the funeral director actually-in-charge of a funeral home ceases to operate the funeral home, does RC 4717.11 (B) require the funeral home to obtain a new license that includes the name of the new funeral director actually-in-charge?
2. If the funeral director actually-in-charge of a funeral home ceases to operate the funeral home, and the funeral home is required to obtain a new license including the name of the new funeral director actually-in-charge, can the funeral home use the name on its previous license in its advertising, or must it use the name on its new license in its advertising?
3. If the name on the license of a funeral home was the name on the license prior to the effective date of RC 4717.11 (B), and the funeral home changes its funeral director actually-in-charge, is the funeral home required to obtain a new license that includes the name of the new funeral director actually-in-charge?

Thank you for helping us serve Ohio families.

Sincerely,

A handwritten signature in blue ink that reads "Jon W. Rettig, Sr.".

Jon W. Rettig, Sr.  
Board President