

58-9-502 Unprofessional conduct.

(1) "Unprofessional conduct" includes:

- (a) the failure of a funeral service director to accurately document, report, and supervise the activities of a funeral service intern;
- (b) knowingly soliciting the sale of any funeral service or funeral merchandise for a person whose death occurred or was imminent prior to the solicitation;
- (c) paying or offering to pay a commission or anything of value to secure deceased human remains for a funeral service or disposition to:
 - (i) medical personnel;
 - (ii) a nursing home;
 - (iii) a nursing home employee;
 - (iv) a hospice;
 - (v) a hospice employee;
 - (vi) clergy;
 - (vii) a government official; or
 - (viii) any other third party; and
- (d) failure to provide the following current information to the division:
 - (i) a licensee's business address;
 - (ii) a licensee's primary residence;
 - (iii) a funeral service establishment's funeral service director; or
 - (iv) a supervising funeral service director's funeral service intern's name.

(2) "Unprofessional conduct" does not include:

- (a) general advertising directed to the public at large; or
- (b) responding to a notification of death from:
 - (i) medical personnel;
 - (ii) a nursing home;
 - (iii) a nursing home employee;
 - (iv) a hospice;
 - (v) a hospice employee;
 - (vi) clergy;
 - (vii) a government official; or
 - (viii) any authorized representative of the family of the deceased person.

Amended by Chapter 144, 2007 General Session