

Kansas Administrative Regulations

State Board of Mortuary Arts

Article 3.—Preparation and Transportation of Bodies, Burial in Mausoleums and Funeral Establishments

63-3-20. Reporting of prefinanced funeral agreements.

(a) Each funeral director in charge of a funeral establishment or branch establishment licensed in the state of Kansas shall report to the state board of mortuary arts, on forms provided by the board, the following information concerning prefinanced funeral agreements entered into pursuant to K.S.A. 16-301 through K.S.A. 16-309 and amendments thereto:

(1) The numbers that identify the accounts, in the records of the funeral establishment or branch establishment, of each purchaser of merchandise and services pursuant to these agreements;

(2) either the name of each bank, trust company, savings and loan association, or credit union into which each purchaser's funds were deposited and the number of each named account or the name of the insurance company in which the funeral establishment or branch establishment has been designated as the beneficiary or designated assignee;

(3) the amounts of each purchase pursuant to these agreements or policies;

(4) the date of each purchase;

(5) all prefinanced funeral agreements funded by an insurance policy or held in trust;

(6) the total number of all insurance-funded agreements and the total dollar amount of all these agreements;

(7) the total number of all trust-funded agreements and the total dollar amount of all these agreements; and

(8) the total number of all prefinanced agreements and the total dollar amount of all these agreements.

(b) The reports shall accompany each funeral establishment's or branch establishment's biennial application for renewal of its funeral establishment or branch

establishment license, as required by K.A.R. 63-3-19, and any notification from the secretary of the board made according to K.A.R. 63-2-7(b). Each report shall include all prefinanced funeral agreements entered into by the funeral establishment or branch establishment for which any merchandise or service has not yet been rendered.

(c) Each funeral director in charge of a funeral establishment or branch establishment may be required by the board to report the name and address of any purchaser and the corresponding account number described in subsection (a) above. The funeral director in charge of a funeral establishment or branch establishment shall report the additional information in writing within 10 days of receipt of the board's written request.

(d) Failure of any funeral director in charge of a funeral establishment or branch establishment to comply with this regulation shall be grounds for refusal or revocation of its funeral establishment, branch establishment, or funeral director license.

(Authorized by and implementing K.S.A. 74-1707; effective May 1, 1984; amended May 1, 1986; amended Jan. 6, 1992; amended March 16, 1992; amended Jan. 12, 2001.)

***** Authenticated Kansas Administrative Regulation *****