

Section 359(a)
Annotated Code of Maryland
(1971 Replacement Volume and 1979 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 43 - Health

359.

(a) EXCEPT AS PROVIDED FOR FUNERAL DIRECTORS LICENSED UNDER § 362 OF THIS SUBTITLE, [Any] ANY person who practices as or holds himself out for practicing the occupation of funeral director and embalmer in this State without having secured a license for such practice and without holding a current license is guilty of a misdemeanor and upon conviction thereof is subject to a fine of not more than \$100 or imprisonment for not more than one year, or both such fine and imprisonment, in the discretion of the court. Nothing in this subsection applies to a registered apprentice of a licensed funeral director and embalmer during the period of his apprenticeship. Nothing in this subsection applies to any school of anatomy, medicine or dentistry. Nothing in this subsection shall be deemed to apply or interfere with any officer or employee of the United States or the District of Columbia in the discharge of his official duties. NOTHING IN THIS SUBTITLE APPLIES TO THE BUSINESS OF OPERATING A CEMETERY OR CREMATORY.

362.

(A) (1) IN THIS SECTION, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) FUNERAL DIRECTOR'S LICENSE MEANS A LICENSE ISSUED BY THE BOARD UNDER THIS SECTION TO PRACTICE FUNERAL DIRECTION.

(3) (I) PRACTICE FUNERAL DIRECTION MEANS:

1. TO OPERATE A FUNERAL ESTABLISHMENT; OR

2. FOR COMPENSATION, TO ARRANGE FOR OR MAKE FINAL DISPOSITION OF A DEAD HUMAN BODY.

(II) PRACTICE FUNERAL DIRECTION DOES NOT INCLUDE, FOR COMPENSATION, PREPARING A DEAD HUMAN BODY FOR DISPOSITION, INCLUDING DISINFECTING OR PRESERVING A DEAD HUMAN BODY OR ANY OF ITS PARTS BY ARTERIAL OR CAVITY INJECTION.

(B) THE BOARD SHALL ISSUE A FUNERAL DIRECTOR'S LICENSE TO AN APPLICANT WHO:
