

of funeral director licenses, a single license now is issued for the combined occupations of funeral director and embalmer. Further clarification of the acts that are included in this practice is left to the General Assembly.

(N) PRE-NEED CONTRACT.

(1) "PRE-NEED CONTRACT" MEANS AN AGREEMENT TO PROVIDE TO A THEN LIVING INDIVIDUAL ON THE DEATH OF THAT INDIVIDUAL:

(I) A SERVICE, INCLUDING EMBALMING OR CREMATION, THAT A MORTICIAN NORMALLY PROVIDES IN THE ORDINARY COURSE OF BUSINESS; OR

(II) MERCHANDISE, INCLUDING A CASKET, VAULT, OR CLOTHING, THAT A MORTICIAN NORMALLY PROVIDES IN THE ORDINARY COURSE OF BUSINESS.

(2) "PRE-NEED CONTRACT" DOES NOT INCLUDE AN AGREEMENT TO PROVIDE TO A THEN LIVING INDIVIDUAL ON THE DEATH OF THAT INDIVIDUAL:

(I) A CEMETERY LOT OR GRAVESITE;

(II) A MAUSOLEUM, MONUMENT, OR LAWN CRYPT;

OR
(III) ANY OTHER MERCHANDISE OR SERVICE THAT IS NOT SOLD IN CONNECTION WITH THE PRACTICE OF MORTUARY SCIENCE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from Art. 43, § 366A(b) -- except for the reference to "vaults" in the second sentence of that subsection.

REVISOR'S NOTE TO SECTION: Present Art. 43, § 340(a) which defines "financial interest" and "household member", is deleted as unnecessary in light of the definitions of "household member" and "substantial financial interest" in § 1-101 of this article.

6-102. SCOPE OF TITLE.

(A) IN GENERAL.

THIS TITLE DOES NOT LIMIT THE RIGHT OF AN INDIVIDUAL TO PRACTICE A HEALTH OCCUPATION THAT THE INDIVIDUAL IS AUTHORIZED TO PRACTICE UNDER THIS ARTICLE.

(B) OPERATION OF A CEMETERY OR CREMATORY.

THIS TITLE DOES NOT APPLY TO THE BUSINESS OF OPERATING A CEMETERY OR ~~CREMATORY~~ CREMATORY, INCLUDING THE SALE OF