

BOARD OF FUNERAL, CEMETERY, AND CONSUMER SERVICES
 RULES COMMITTEE
WORKBOOK FOR RULES COMMITTEE MEETING ON AUGUST 6, 2026

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Purpose of August 6, 2026, Rules Committee Meeting:

The Rules Committee last met on June 12, 2026. The purpose of that meeting was to determine on which rules the Board needed to file a Notice of Rule Development as a result of statutory changes made by SB598 – “Funeral, Cemetery, and Consumer Services – 2026” (SB598). The effective date of SB598 was July 1, 2026. The deadline for filing any notices of rule development was July 31, 2026.

Following discussion, the Committee determined that the following 7 rules should be opened for development as a result of the passage of SB598 and in accordance with section 120.54(1)(b), F.S.

- Rule 69K-5.009, F.A.C.- Regulatory Standards for Evaluating Applications by the Board *
- Rule 69K-18.002, F.A.C. - Funeral Director Intern Training Program
- Rule 69K-18.003, F.A.C. - Concurrent Internships
- Rule 69K-22.007, F.A.C. - Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures*
- Rule 69K-25.001, F.A.C. - Licensure by Endorsement; Embalmers
- Rule 69K-25.002, F.A.C. - Licensure by Endorsement; Funeral Directors
- Rule 69K-31.001, F.A.C. - Procedure Required*

THE PRIMARY PURPOSE OF THE RULES COMMITTEE MEETING ON AUGUST 6, 2026, WILL BE TO CONSIDER ANY PROPOSED LANGUAGE FOR THESE SEVEN RULES WHICH IS NECESSITATED BY THE PASSAGE OF SB598.

To assist the Rules Committee in making this decision, this document provides the entire current wording of each of the seven listed rules plus the statutes in chapter 497, F.S., which were impacted by SB598 and are referenced in these rules. For any statute set out in this workbook, the following information is included:

- A brief description of the impact of SB598 on the listed statute
- A copy of the full, currently published statute, incorporating the changes made by SB598. The changes are highlighted in yellow, underlined where language has been added, and crossed through where language has been deleted by SB598.

To expedite discussions during the Rules Committee meeting, it is recommended that the Committee members review each of the listed rules prior to the meeting.

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Rules for Discussion:

69K-5.009 Regulatory Standards for Evaluating Applications by the Board.

69K-5.009 Regulatory Standards for Evaluating Applications by the Board.

When an application for authority to organize and operate a new cemetery company is filed, it is the applicant's responsibility to meet the statutory criteria warranting the grant of authority. If, in the opinion of the Board, any one of the criteria as set forth in section 497.263, F.S., which requires board review and approval has not been met and cannot be remedied by the applicant, the Department cannot approve the application.

The applicant shall submit information addressing the following:

(1) Capital structure.

(a) Capital should be adequate to enable the new cemetery to provide necessary services for cemeteries, including adequate service to the community and adequate care and maintenance of the cemetery.

(b) Capital shall be sufficient to purchase a cemetery site of no less than thirty (30) contiguous acres in fee simple unencumbered; to develop at least two (2) acres for burial spaces including paved road from a public roadway; to purchase or lease adequate equipment for the operation and maintenance of the cemetery; and to build or lease suitable facilities to operate the cemetery.

(c) An applicant shall demonstrate that it has sufficient capital to sustain its operations until its first projected profitable year. Sufficient capital shall mean that the applicant is able to cover its cumulative losses until projected profitability; provided that, in no event may the tangible accounting net worth of the applicant be less than \$50,000. The demonstration of sufficient capital shall be made by submittal of a reasonable business plan covering every year from inception up to and including its first projected year of profitability and providing:

1. Revenue expectations based on the applicant's projected sources of revenue and projected revenue including number of annual sales and average sales on a unit basis and a demographic analysis of the applicant's projected market which supports this revenue projection;

2. An analysis of the cost incurred to achieve the projected revenues including sales costs, product costs, delivery of service costs, financing of capital requirements cost, care and maintenance costs, the cost of perpetual care (including other sources of funds in the event of shortfalls in the perpetual care funds); and,

3. Any information required by the Board and reasonably necessary for the Board to make a determination of the applicant's financial stability.

(2) Proposed executive officers, directors or principals.

(a) Each proposed officer, director, or principal shall submit an executed Historical Sketch, through Form DFS HistS, which is incorporated by reference in rule 69K-1.001, F.A.C., and can be accessed where indicated in subsection 69K-1.001(1), F.A.C., and shall have reputations evidencing honesty and integrity, and employment and business histories demonstrating their responsibility in financial affairs. The fact that a proposed officer, director, or principal has been adjudicated bankrupt or has filed for relief under the Federal Bankruptcy Act shall be considered a material factor in the evaluation of responsibility in financial affairs.

(b) At least one (1) of the proposed directors or principals, who is not also a proposed officer, shall have had substantial direct experience as an executive officer, director or principal of a cemetery or a preneed licensee licensed pursuant to section 497.452, F.S., within 3 years of the date of the application. If in the opinion

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of the Board the aggregate level of experience represented by the proposed board of directors or principals is not substantial, the Board shall require the addition of other outside directors or principals who have adequate experience.

(c) The proposed general manager shall have at least three (3) years of direct cemetery management experience within seven (7) years of the application date as a general manager, director, or regulator of a cemetery, or a similar position having an equivalent level of responsibility for a cemetery. The general manager must have a reputation evidencing honesty and integrity and an employment history demonstrating competent past experience. It is not necessary that the name of the general manager be submitted with the application. However, this individual must be named and have submitted an executed Historical Sketch on Form DFS HistS, which is incorporated by reference in rule 69K-1.001, F.A.C., no later than ninety (90) days prior to the applicant's intended opening date. The applicant may not open for business without the Department's prior approval of the general manager.

(d) Change of a director, chief executive officer, president, principal or general manager or the addition of any new directors, executive officers through the first two (2) years of operation shall also require approval of the Department and the Board.

(e) The Department shall conduct background investigations on the principals, general manager, executive officers, directors, and major shareholders. Any misrepresentation or omission of fact in an application by any person shall be cause for the Department or the Board to deny that person's participation in the application and to the extent such misrepresentation or omission of fact reflect upon their honesty and integrity shall be grounds for denial of the entire application.

Rulemaking Authority 497.103, 497.263 FS. Law Implemented 497.263 FS. History—New 7-22-97, Amended 6-26-02, Formerly 3F-5.009, Amended 12-24-18.

Referenced statute:

497.263 Cemetery companies; license required; licensure requirements and procedures.

IMPACT OF SB598: revises the procedures for applicants seeking a cemetery license

497.263 Cemetery companies; license required; licensure requirements and procedures.—

(1) LICENSE REQUIRED.—No person may operate a cemetery without first obtaining a license under this section, unless specifically exempted from this chapter.

(2) APPLICATION PROCEDURES.—

(a) A person seeking a cemetery license under this section shall apply for such licensure using forms and procedures prescribed by rule.

(b) The applicant shall be a corporation, a partnership, or a limited liability company.

(c) The application shall require the name, principal place of business, date of formation, and federal tax identification number, of the applicant.

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- (d) The application shall require such historical sketches and audited or unaudited financial statements concerning the applicant and each principal of the applicant, as the licensing authority may require by rule.
- (e) The application shall state any and all names under which the cemetery may do business if licensed, if different from the applicant's name.
- (f) The application shall state the exact location of the proposed cemetery.
- (g) The proposed cemetery must contain at least 30 contiguous acres. Such acreage must be contiguous, except that parcels of land divided solely by a public right-of-way or public road may be considered contiguous, provided the parcels are in close geographic proximity and form a unified cemetery property. The application must state the exact number of acres in the proposed cemetery and must identify any public rights-of way or roads dividing the parcels. Parcels located in separate or distant geographic areas, even if along the same roadway or corridor, do not satisfy the contiguity requirement of this paragraph. The application shall state the exact number of acres in the proposed cemetery.
- (h) The applicant must have a net worth of \$50,000, as attested to by a sworn statement signed by all officers of the applicant. Such net worth must be continually maintained as a condition of licensure.
- (i) The application shall be accompanied by such description of the proposed financial structure of the cemetery as the licensing authority may require by rule.
- (j) The application shall be accompanied by a legal description of the cemetery.
- (k) The application shall be accompanied by such maps or surveys of the proposed cemetery, and maps showing the location of the proposed cemetery in the local area, as the licensing authority may require by rule, and the licensing authority may by rule require such maps or surveys of the cemetery to be prepared by a licensed Florida professional surveyor.
- (l) The application shall include such description of the development plans for the proposed cemetery as the licensing authority may require by rule.
- (m) The applicant shall be required to make disclosure of the applicant's criminal records, if any, as required by s. [497.142](#).
- (n) The application shall require the applicant to disclose whether the applicant or any principal of the applicant has ever had a license or the authority to practice a profession or occupation refused, suspended, fined, denied, or otherwise acted against or disciplined by the licensing authority of any jurisdiction. The licensing authority may require by rule additional information to be provided concerning any affirmative answers. A licensing authority's acceptance of a relinquishment of licensure, stipulation, consent order, or other settlement, offered in response to or in anticipation of the filing of charges against the license, shall be construed as action against the license. The licensing authority may require by rule additional information to be provided concerning any affirmative answers.
- (o) The applicant shall submit fingerprints in accordance with s. [497.142](#).

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- (p) The applicant shall demonstrate by clear and convincing evidence that the applicant has the ability, experience, financial stability, and integrity to operate a cemetery, and that its principals are of good character.
 - (q) The application shall be signed in accordance with s. [497.141](#)(12).
 - (r) The application shall be accompanied by a nonrefundable application fee of \$5,000.
 - (s) The licensing authority may establish by rule requirements for the appearance before the licensing authority of the applicant and the applicant's principals, to stand for oral interview by the licensing authority at a public licensing authority meeting, before the application shall be deemed complete.
- (3) ACTION CONCERNING APPLICATIONS.—If the licensing authority finds that the applicant meets the criteria established in subsection (2), the applicant shall be notified that a license will be issued when all of the following conditions are satisfied:
- (a) The establishment of a care and maintenance trust fund containing not less than \$50,000 has been certified by a trust company, a state or national bank holding trust powers, or a savings and loan association holding trust powers as provided in s. [497.458](#), pursuant to a trust agreement approved by the licensing authority. The \$50,000 required for the care and maintenance trust fund shall be over and above the \$50,000 net worth required by subsection (2).
 - (b) The applicant files with the licensing authority an opinion or certification from a Florida attorney in good standing, or a Florida title company, in a form acceptable to the licensing authority, that the applicant holds unencumbered fee simple title to all land identified in the application.
 - (c) The applicant obtains approval of the local zoning authorities regarding the cemetery, and files with the licensing authority evidence satisfactory to the licensing authority of such approval, or if no approval by local zoning authorities is required, such approval of residents adjacent to the proposed cemetery as the licensing authority may require by rule.
 - (d) The licensing authority determines that the applicant has designated as general manager of the cemetery a person of integrity, who has 3 years of cemetery management experience as defined by rule of the licensing authority, and who has the ability to operate a cemetery.
 - (e) Evidence satisfactory to the licensing authority that the applicant has fully developed not less than 2 acres for use as burial space, such development to include a paved road from a public roadway to the developed section.

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(f) Regarding the cemetery land identified in the application, the applicant has recorded, and provides the licensing authority with a written attestation of such recording signed by a licensed Florida attorney, in the public records of real estate in the county in which the cemetery land is located, a notice which contains the following language:

NOTICE

The property described herein shall not be sold, conveyed, leased, mortgaged, or encumbered without the prior written approval of the Department of Financial Services, as provided in Chapter 497, Florida Statutes.

Such notice shall be clearly printed in boldfaced type of not less than 10 points and may be included on the face of the deed of conveyance to the licensee or may be contained in a separate recorded instrument which contains a description of the property.

(4) ISSUANCE OF LICENSE.—There shall be issued a license to operate a cemetery company to any applicant who, within 12 months after notice that a license may be issued, meets the criteria of subsection (3). The licensing authority may, for good cause shown, grant up to two extensions of the 12-month period within which the applicant must meet the criteria of subsection (3).

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-5.009 Regulatory Standards for Evaluating Applications by the Board

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-5.009, F.A.C., for rule development
 - Changes are needed, at least as to any references to “contiguous” in 69K-5.009(1)(b).

8/6/2026 REVIEW NOTES

RULE TITLE: 69K-5.009 Regulatory Standards for Evaluating Applications by the Board

VERBAL PUBLIC COMMENT RECEIVED AT MEETING:

8/6/2026 REVIEW RESULTS

CHECK BELOW
IF “YES”

CHECK BELOW
IF “NO”

WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)

X – ADDENDUM
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COMMITTEE MEMBER COMMENTS/DECISION:

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69K-18.002 Funeral Director Intern Training Program.

69K-18.002 Funeral Director Intern Training Program.

(1) THIS RULE IMPLEMENTS SECTIONS 497.375 AND 497.373(2)(c), F.S.

(2) APPLICATION FOR FUNERAL DIRECTOR INTERN LICENSE.

(a) Persons desiring licensure as a funeral director intern shall apply for such license by completing Form DFS-N1-1722, "Application for Funeral Director Intern License," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17331>, with a nonrefundable fee of \$105. The application form shall be filed with the Division at the address stated on the form. The fee includes an application of \$100 and an unlicensed activity fee of \$5, which shall accompany the form.

(b) A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within 2 years preceding the application for licensure are exempt from the application fee and the initial unlicensed activity fee. The military record must show such member is currently in good standing or such veteran was honorably discharged.

(c) Applicants shall submit with their application for license, proof of satisfying the education requirements of Section 497.375(1)(b), F.S. The applicant shall submit, with the application, proof of satisfying education requirements complying with Section 497.373, F.S.

(d) If the Division determines that the applicant for internship has no reportable criminal history within the meaning of Section 497.142(10)(c), F.S., and has no record of disciplinary action against any professional license, and otherwise meets the criteria for issuance of the internship license pursuant to Section 497.375, F.S., the Division shall so notify the applicant in writing, and upon receipt of such written notification the applicant may commence their internship; provided, all such approvals by the Division shall be reported to the Board at its next regular monthly meeting and shall be subject to ratification by the Board. As to any applicant which the Division determines has a reportable criminal history within the meaning of Section 497.142(10)(c), F.S., or has a record of disciplinary action against any professional license, or fails to meet any criteria for issuance of the internship license pursuant to Section 497.375, F.S., the Division shall present the application to the Board for its decision at the Board's next regular in-person monthly meeting.

(3) ENROLLMENT IN COURSE OF STUDY WHILE INTERNING. This rule section implements Section 497.375(1)(b)2., F.S.

(a) An applicant under Section 497.375(1)(b)2., F.S., must meet each and all of the requirements specified in Sections 497.375(1)(b)2.a, b. and c., F.S.

(b) An applicant under Section 497.375(1)(b)2., F.S., must be enrolled in a course of study referred to at Section 497.375(1)(b)2.b., F.S., as of the date the applicant's application for intern license is received by the Division. The course of study must be approved by the Board pursuant to Section 497.373, F.S.

(c) A course of study in "mortuary science" as referred to at Section 497.375(1)(b)2.b., F.S., shall be a Type 1 course as defined in Rule 69K-100.035, F.A.C. "Courses of Study: Criteria; Procedures for college or university to obtain approval."

(d) A course of study in "funeral service arts" as referred to at Section 497.375(1)(b)2.b., F.S., shall be a Type 2 course as defined in Rule 69K-100.035, F.A.C. "Courses of Study: Criteria; Procedures for college or

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university to obtain approval.”

(e) A funeral director intern licensed under Section 497.375(1)(b)2., F.S., shall during the internship remain continuously enrolled in, and attending as required by the college or university, the course of study indicated in their internship application (hereinafter in this rule section the “course of study”), until the course of study is successfully completed or the internship ends.

1. If during the internship the intern’s enrollment or attendance in the course of study for any reason terminates prior to successful completion of the course of study, the intern shall immediately suspend all activities under their internship license, and shall within 20 business days advise their internship supervisor that their enrollment or attendance in the course of study has terminated prior to successful completion of the course of study.

2. If an intern’s internship supervisor is notified by the intern they supervise, licensed under Section 497.375(1)(b)2., F.S., that the intern has, prior to successful completion of the course of study, ceased or been terminated from current enrollment in the course of study or has ceased attendance in the course of study, the supervisor shall immediately suspend all activities under the internship and within 20 calendar days shall complete and file with the Division Form DFS-N1-2040 “Report of Suspension of Intern’s Conditions of Internship,” effective 10/24, which is incorporated by reference and available on the Department’s website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17336>. If the supervisor receives information from a source the supervisor deems reliable, specifically asserting that the intern they supervise, licensed under Section 497.375(1)(b)2., F.S., has, prior to successful completion of the course of study, ceased or been terminated from current enrollment in the course of study or has ceased attendance in the course of study, the supervisor shall within 20 calendar days require the intern to provide the supervisor written proof from the school that the intern is currently enrolled in and attending the course of study, and if such proof is not received within 20 days of the supervisor’s request the supervisor shall immediately suspend all activities under the internship and within 5 business days shall complete and file with the Division a form DFS-N1-2040 “Report of Suspension of Intern’s Conditions of Internship.”

3. An intern whose internship has been suspended pursuant to this subparagraph may petition the Board to reinstate the internship. The petition shall not be granted unless the intern demonstrates that the termination of enrollment or attendance was due to illness, personal injury, or other substantial hardship beyond the intern’s reasonable control.

(4) IDENTIFICATION OF TRAINING AGENCY AND SUPERVISOR; CHANGES.

(a) Funeral director interns shall train under their funeral director intern license only at a funeral establishment approved as a training agency pursuant to Rule 69K-18.004, F.A.C. “Intern Training Agencies.” The training agency shall appoint the funeral director who shall supervise the intern. Funeral director interns shall be supervised in their funeral director internship activities by a funeral director employed at the training agency, holding a valid funeral director license under Chapter 497, F.S.

(b) Funeral director interns shall identify on their application for intern license the intern training agency where they will be trained, and the name and license number of the licensed funeral director who will supervise them.

(c) A training agency may at any time appoint a different funeral director, employed by the training agency, to supervise an intern. No approval by the Board or the Division is required for a change in supervisor pursuant to this rule subsection.

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(d) An intern's internship supervisor may at any time terminate their supervision of the intern. The supervisor shall notify the intern and the training agency of such termination of supervision, and the training agency shall appoint a replacement supervisor. The exiting supervisor shall file their final training report as required by paragraph (9)(c) of this rule.

(e) To notify the Division of termination of supervision and/or change in supervisor, the intern must file Form DFS-N1-1734, "Notice of Change of Supervisor and/or Location", which is incorporated by reference in paragraph 69K-18.001(2)(c), F.A.C.

(f) An intern shall report a change to a different training agency on the first quarterly training report submitted after such change.

(5) LENGTH OF INTERNSHIP.

(a) One year of full-time funeral director internship training shall be required to satisfy the requirement of Section 497.373(2)(c), F.S. "Full-time" shall be deemed and construed to mean training comprising at least 40 hours each week for at least fifty weeks, to be completed within a contiguous twelve month period.

(b) An intern may on the internship application request an internship start date of up to 21 days after Board approval of the internship application, and such request shall be granted.

(c) Unless renewed by the Board pursuant to this rule, a funeral director internship shall terminate at the end of the 365th day after the internship began.

(d) A funeral director internship may not be extended, but may be renewed subject to the requirements of Sections 497.375(4)(b) and (c), F.S., as those sections are implemented in this rule.

(6) RENEWAL OF FUNERAL DIRECTOR INTERNSHIP TO CONTINUE COURSE OF STUDY.

(a) This rule section implements Section 497.375(4)(b), F.S.

(b) No funeral director internship may be renewed under Section 497.375(4)(b), F.S., unless the internship license was applied for and granted under Section 497.375(1)(b)2., F.S.

(c) An intern whose internship license was applied for and granted under Section 497.375(1)(b)2., F.S., may apply to renew the internship by filing with the Division a completed Form DFS-N1-2036, "Application to Renew Funeral Director Internship to Continue Course of Study," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17333>. The application shall be accompanied by a nonrefundable fee of \$105. The fee includes an application fee of \$100 and an unlicensed activity fee of \$5.

(d) An applicant shall be currently enrolled in and attending the course of study identified in the original application for internship, when the application for renewal is filed.

(e) As a prerequisite to certifying to the licensing authority that an intern has completed at least one-half of the course of study in mortuary science or funeral service arts, the funeral director in charge (FDIC) of a training agency shall require the intern to provide the FDIC with an academic transcript issued by the college or university where the intern is enrolled. The FDIC shall review said transcript to verify that the intern has completed at least one-half of the course of study in mortuary science or funeral service arts.

(f) The application to renew internship must be filed before the initial internship period ends. No renewal shall be granted if the application to renew is not filed before the end of the initial internship period. An application to renew may not be filed earlier than the 10th month of the initial internship period.

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(g) Only one renewal shall be granted to any one intern.

(h) The renewal shall be for an additional one year period to commence immediately upon the end of the initial internship period.

(i) The Division shall approve the application to renew internship if the Division finds the application to be complete, the applicable fee is paid, and the internship is eligible for renewal under Section 497.375, F.S. The Division shall provide the Board at each monthly Board meeting with an informational report of internships renewed pursuant to Section 497.375(4)(b), F.S.

(7) RENEWAL OF FUNERAL DIRECTOR INTERNSHIP DUE TO ILLNESS, INJURY, HARDSHIP, OR AWAITING EXAM RESULTS.

(a) This rule section implements Section 497.375(4)(c), F.S.

(b) An intern seeking to renew the internship pursuant to Section 497.375(4)(c), F.S., shall apply to renew the internship by filing with the Division a completed Form DFS-N1-2037, "Application to Renew Internship Due to Illness, Hardship, or Awaiting Results," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17334>. The application shall be accompanied by a nonrefundable fee of \$105. The fee includes an application fee of \$100 and an unlicensed activity fee of \$5.

(c) The application to renew internship must be filed before the initial internship period ends. No renewal shall be granted if the application to renew is not filed before the end of the initial internship period. An application to renew may not be filed earlier than the 10th month of the initial internship period.

(d) Only one renewal shall be granted to any one intern.

(e) The renewal shall be for an additional one year period to commence immediately upon the end of the initial internship period.

(f) Applications under Section 497.375(4)(c), F.S., shall be presented to and ruled upon by the Board.

(8) SUPERVISION – SHIFT FROM DIRECT TO GENERAL SUPERVISION.

(a) This rule section implements Section 497.375(1)(d), F.S.

(b) No funeral director intern may shift to general supervision pursuant to Section 497.375(1)(d), F.S., unless the intern's internship was applied for and granted pursuant to Section 497.375(1)(b)2.b., F.S.

(c) An intern under Section 497.375(1)(b)2.b., F.S., may apply to take the laws-and-rules examination required under Section 497.373(2)(b), F.S. (hereinafter the "Florida Law & Rules Exam"), by completing and submitting a form DFS-N1-2038, "Application to Take the Florida Law & Rules Exam," which is incorporated by reference in Rule 69K-1.001, F.A.C. The application shall be accompanied by the applicable Florida Law & Rules Exam fee pursuant to Section 497.376, F.S., and Rule 69K-17.001, F.A.C. The application fee of \$100 and an unlicensed activity fee of \$5 shall accompany the form.

(d) An intern under Section 497.375(1)(b)2.b., F.S., desiring to change to general supervision, shall submit a completed Form DFS-N1-2039 "Certification for General Supervision of Intern," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17335>. The certification shall be signed by the funeral director in charge (FDIC) of the training agency where the intern is receiving training, to certify that in the FDIC's

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opinion the intern is competent to complete the internship under general supervision.

(e) The Division shall review the application and shall notify the applicant that the application is approved upon a determination by the Division that the application is complete, the applicant has passed the Florida Law & Rules Exam, and the applicant appears eligible to proceed to general supervision under Section 497.375, F.S. The intern may commence performance of internship duties under general supervision upon notification of approval by the Division. The Division shall provide the Board each month with a report of interns who have been approved to shift to general supervision pursuant to Section 497.375(1)(d), F.S.

(9) TRAINING REPORTS.

(a) An intern's internship supervisor shall prepare and file training reports concerning the intern's performance, on a calendar quarter basis, throughout the internship, including any renewal of the internship, and whether the intern is performing under direct or general supervision. The reports shall be filed with the Division on Form DFS-N1-1747, "Supervisor's Quarterly Report of Apprentice or Intern Training," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17332>.

(b) Training reports shall be due 30 days after the end of the calendar quarter to which they relate. The first quarterly training report shall cover the partial calendar quarter in which the internship began. A subsequent training report shall be due for every subsequent calendar quarter of the internship. A final training report shall be filed within 30 days of the end of the quarter in which the internship was completed or terminated.

(c) Upon a change in supervisor of the intern, the exiting supervisor shall within 30 days complete and file with the Division a training report through the last date of supervision of the intern by the exiting supervisor. The new supervisor shall commence filing training reports concerning the intern.

(d) If during any quarter of the internship the funeral director intern receives instruction from more than one licensed Florida funeral director, each such instructor shall be required to certify the training on a form DFS-N1-1747, "Supervisor's Quarterly Report of Apprentice or Intern Training," which is incorporated by reference in Rule 69K-1.001, F.A.C., giving the dates during which instruction was given and the training activities engaged in by the intern under his or her supervision.

(e) No funeral director license will be issued until all required training reports have been received by the Division.

(10) ONLY ONE INTERNSHIP PER PERSON ALLOWED.

No person shall be granted more than one internship license in their lifetime; provided, this rule provision shall not be deemed to bar renewal of internship licenses as authorized by Section 497.375(4), F.S.

Rulemaking Authority 497.103(5)(b), 497.103(2)(c), (g), 497.375(2), 497.141(2), (4), (12)(g) FS. Law Implemented 497.140, 497.141, 497.147, 497.373, 497.375 FS. History—New 11-11-79, Amended 6-4-80, 8-10-83, Formerly 21J-18.02, Amended 12-11-88, 11-15-92, Formerly 21J-18.002, Amended 1-8-95, 7-14-99, Formerly 61G8-18.002, Amended 8-13-12, 1-5-17, 2-20-19, 1-26-25.

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Referenced statute:

497.375 Funeral directing; licensure of a funeral director intern.

IMPACT OF SB598: deletes an exception to the educational requirements for an applicant seeking licensure to be a funeral director

497.375 Funeral directing; licensure of a funeral director intern.—

(1)(a) Any person desiring to become a funeral director intern must apply to the licensing authority on forms prescribed by rule of the licensing authority, together with a nonrefundable fee set by rule of the licensing authority not to exceed \$200. A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the application fee. To qualify for the application fee exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.

(b)1. Except as provided in subparagraph 2., an applicant must hold the educational credentials required for licensure of a funeral director under s. [497.373](#)(1)(d).

2. An applicant who has not completed the educational credentials required for a funeral director license is eligible for licensure as a funeral director intern if the applicant:

a. Holds an associate degree or higher in any field from a college or university accredited by a regional accrediting agency recognized by the United States Department of Education.

b. Is currently enrolled in and attending a licensing authority-approved course of study in mortuary science or funeral service arts required for licensure of a funeral director under s. [497.373](#)(1)(d)2.

~~c.—Has taken and received a passing grade in a college credit course in mortuary law or funeral service law and has taken and received a passing grade in a college credit course in ethics.~~

(c) An application must include the name and address of the funeral director licensed under s. [497.373](#) or s. [497.374](#)(1) under whose supervision the intern will receive training and the name of the licensed funeral establishment where the training will be conducted.

(d) A funeral director intern may perform only the tasks, functions, and duties relating to funeral directing which are performed under the direct supervision of a licensed funeral director who has an active, valid license under s. [497.373](#) or s. [497.374](#)(1). However, a funeral director intern may perform those tasks, functions, and duties under the general supervision of a licensed funeral director upon graduation from a licensing authority-approved course of study in mortuary science or funeral service arts required under s. [497.373](#)(1)(d)2. And passage of the laws and rules examination required under s. [497.373](#)(2)(b), if the funeral director in charge of the funeral director internship training agency, after 6 months of direct supervision, certifies to the licensing agency that the intern is competent to complete the internship under general supervision.

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- (2) Rules shall be adopted establishing a funeral director internship program and criteria for funeral director intern training agencies and supervisors. Any funeral establishment where funeral directing is conducted may apply to the licensing authority for approval as a funeral director intern training agency.
- (3) A funeral establishment designated as a funeral director intern training agency may not exact a fee from any person obtaining intern training at such funeral establishment.
- (4)(a) A funeral director intern license expires 1 year after issuance and, except as provided in paragraph (b), paragraph (c), or paragraph (d), may not be renewed.
- (b) A funeral director intern who is eligible for licensure under subparagraph (1)(b)2. May renew her or his funeral director intern license for an additional 1-year period if the funeral director in charge of the funeral director intern training agency certifies to the licensing authority that the intern has completed at least one-half of the course of study in mortuary science or funeral service arts.
- (c) The licensing authority may adopt rules that allow a funeral director intern to renew her or his funeral director intern license for an additional 1-year period if the funeral director intern demonstrates her or his failure to complete the internship before expiration of the license due to illness, personal injury, or other substantial hardship beyond her or his reasonable control or demonstrates that she or he has completed the requirements for licensure as a funeral director but is awaiting the results of a licensure examination. However, a funeral director intern who renews her or his license under paragraph (b) is not eligible to renew the license under this paragraph.
- (d) The licensing authority may require payment of a nonrefundable fee for the renewal of any funeral director intern license. The fee shall be set by rule of the licensing authority but may not exceed the fee set pursuant to paragraph (1)(a) for an initial funeral director intern license.
- (e) Upon expiration of a funeral director intern license, any intern that has completed the educational credentials required for a license as a funeral director and has applied for licensure may continue to perform the tasks, functions, and duties related to funeral directing in the manner provided in paragraph (1)(d) until a license is issued or denied, or for a period of 90 days, whichever occurs sooner.

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-18.002 Funeral Director Intern Training Program

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-18.002, F.A.C., for rule development.
- Open Rule 69K-18.003, F.A.C., for rule development.
- Although these are Shared rules which were reviewed in FY25-26 with no changes recommended, the passage of SB598 now requires changes. These rules, plus all rules contained in rule chapter 69K-18, F.A.C., should be added to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

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8/6/2026 REVIEW NOTES		
RULE TITLE: 69K-18.002 Funeral Director Intern Training Program		
VERBAL PUBLIC COMMENT RECEIVED AT MEETING:		
8/6/2026 REVIEW RESULTS	CHECK BELOW IF "YES"	CHECK BELOW IF "NO"
WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)	X – ADDENDUM PAGE 6	
COMMITTEE MEMBER COMMENTS/DECISION:		

69K-18.003 Concurrent Internships

69K-18.003 Concurrent Internships.

(1) This rule implements Section 497.377, F.S.

(2) GENERAL – An applicant for concurrent internship must meet all the separate requirements for the funeral director internship, and the embalmer internship. An applicant for concurrent internship shall complete and file with the Division Form DFS-N1-1732, "Application for Concurrent Intern License," effective 10/24, which is incorporated by reference and available on the Department's website <http://www.myfloridacfo.com/Division/funeralcemetery/> or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-17054>. Unless exempt, the application shall be accompanied by payment of the application fee specified on the form. The application fee is nonrefundable.

(3) LENGTH OF INTERNSHIP.

(a) One year of full-time internship training served concurrently, consisting of both funeral director and embalming activities, shall be required to satisfy the requirement of a concurrent internship under Section 497.377, F.S. "Full-time" shall be deemed and construed to mean training comprising at least 40 hours each week for at least fifty weeks.

(b) A concurrent internship shall not begin prior to approval of the internship application by the board. A concurrent internship shall be deemed to begin on the day after the Board approves the internship application; provided, an intern may on the internship application request an internship start date of up to 21 days after Board approval of the internship application, and such request shall be granted.

(c) The funeral director portion of a concurrent internship shall terminate at the end of the 365th day after the internship began, unless renewed by the Board pursuant to Section 497.375(4), F.S. A funeral director internship may not be extended, but may be renewed subject to the requirements of Sections 497.375(4)(b) and (c), F.S.

(d) The embalmer portion of the concurrent internship may not be renewed pursuant to Section

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497.375(4)(b), F.S. The embalmer portion of a concurrent internship shall terminate 365 days after issuance of the concurrent internship license, unless extended due to personal injury or illness of the intern as specified in Rule 69K-18.001, F.S.

(4) APPLICABILITY OF Section 497.375(1)(b)2, F.S., TO CONCURRENT INTERNSHIPS.

(a) Section 497.375(1)(b)2., F.S., regarding commencing a funeral director internship while enrolled in a course of study, may be utilized by concurrent internship applicants as regards the education requirements for funeral director licensure, but not as regards the education requirements for embalmer licensure. A concurrent internship license application will be denied unless the applicant has, as of the date of application for concurrent internship is received by the Division, completed the educational requirements applicable to embalmer internships pursuant to Sections 497.370(2) and 497.368(1)(d), F.S.

(5) EDUCATION PREREQUISITES FOR CONCURRENT INTERNSHIP. Applicants for a concurrent internship license may satisfy the education requirements of Sections 497.368 and 497.375, F.S., by compliance with subsections (a), (b), or (c), below. See Rule 69K-100.035, F.A.C., for explanation of Types 1, 2, and 3 courses of study.

(a) Award, prior to application for concurrent internship license, of a 2-year or 4-year college degree from a program that was accredited by the American Board of Funeral Science Education (ABFSE) when the degree was awarded.

(b) Award of any 2-year or 4-year college degree, and completion of a Board approved Type 1 (combination funeral directing and embalming) course of study approved by the Board pursuant to Rule 69K-100.035, F.A.C. Both the college degree and the Type 1 course of study must have been awarded and completed prior to application for concurrent internship license.

(c) Award of a 2-year or 4-year college degree in any major; completion of a Board approved Type 3 (embalming only) course of study; and enrollment, as of date of concurrent internship license application, in a Board approved Type 1 (combination funeral directing and embalming) or Type 2 (funeral service arts) course of study. The Type 1 or 2 course of study shall be one approved by the Board pursuant to Rule 69K-100.035, F.A.C. The college degree and the Type 3 course of study must both have been awarded and completed prior to application for concurrent internship license.

(6) NO PERSON SHALL BE ISSUED MORE THAN ONE CONCURRENT INTERNSHIP LICENSE IN THEIR LIFETIME.

(7) To notify the Division of termination of supervision and/or change in supervisor, the intern must file Form DFS-N1-1734, "Notice of Change of Supervisor and/or Location", which is incorporated by reference in paragraph 69K-18.001(2)(c), F.A.C.

Rulemaking Authority 497.103(2)(c), 497.103(5), 497.141(2), (12)(g), 497.370(3), 497.375(2), 497.377 FS. Law Implemented 497.368, 497.370, 497.373, 497.375, 497.377 FS. History—New 11-11-79, Formerly 21J-18.03, 21J-18.003, 61G8-18.003, Amended 7-17-12, 2-20-19, 1-26-25.

Referenced statute:

497.375 Funeral directing; licensure of a funeral director intern.

IMPACT OF SB598: deletes an exception to the educational requirements for an applicant seeking licensure to be a funeral director

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497.375 Funeral directing; licensure of a funeral director intern.—

(1)(a) Any person desiring to become a funeral director intern must apply to the licensing authority on forms prescribed by rule of the licensing authority, together with a nonrefundable fee set by rule of the licensing authority not to exceed \$200. A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the application fee. To qualify for the application fee exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.

(b)1. Except as provided in subparagraph 2., an applicant must hold the educational credentials required for licensure of a funeral director under s. [497.373](#)(1)(d).

2. An applicant who has not completed the educational credentials required for a funeral director license is eligible for licensure as a funeral director intern if the applicant:

a. Holds an associate degree or higher in any field from a college or university accredited by a regional accrediting agency recognized by the United States Department of Education.

b. Is currently enrolled in and attending a licensing authority-approved course of study in mortuary science or funeral service arts required for licensure of a funeral director under s. [497.373](#)(1)(d)2.

~~c. Has taken and received a passing grade in a college credit course in mortuary law or funeral service law and has taken and received a passing grade in a college credit course in ethics.~~

€ An application must include the name and address of the funeral director licensed under s. [497.373](#) or s. [497.374](#)(1) under whose supervision the intern will receive training and the name of the licensed funeral establishment where the training will be conducted.

(d) A funeral director intern may perform only the tasks, functions, and duties relating to funeral directing which are performed under the direct supervision of a licensed funeral director who has an active, valid license under s. [497.373](#) or s. [497.374](#)(1). However, a funeral director intern may perform those tasks, functions, and duties under the general supervision of a licensed funeral director upon graduation from a licensing authority-approved course of study in mortuary science or funeral service arts required under s. [497.373](#)(1)(d)2. And passage of the laws and rules examination required under s. [497.373](#)(2)(b), if the funeral director in charge of the funeral director internship training agency, after 6 months of direct supervision, certifies to the licensing agency that the intern is competent to complete the internship under general supervision.

(2) Rules shall be adopted establishing a funeral director internship program and criteria for funeral director intern training agencies and supervisors. Any funeral establishment where funeral directing is conducted may apply to the licensing authority for approval as a funeral director intern training agency.

(3) A funeral establishment designated as a funeral director intern training agency may not exact a fee from any person obtaining intern training at such funeral establishment.

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(4)(a) A funeral director intern license expires 1 year after issuance and, except as provided in paragraph (b), paragraph (c), or paragraph € , may not be renewed.

(b) A funeral director intern who is eligible for licensure under subparagraph (1)(b)2. May renew her or his funeral director intern license for an additional 1-year period if the funeral director in charge of the funeral director intern training agency certifies to the licensing authority that the intern has completed at least one-half of the course of study in mortuary science or funeral service arts.

(c) The licensing authority may adopt rules that allow a funeral director intern to renew her or his funeral director intern license for an additional 1-year period if the funeral director intern demonstrates her or his failure to complete the internship before expiration of the license due to illness, personal injury, or other substantial hardship beyond her or his reasonable control or demonstrates that she or he has completed the requirements for licensure as a funeral director but is awaiting the results of a licensure examination. However, a funeral director intern who renews her or his license under paragraph (b) is not eligible to renew the license under this paragraph.

(d) The licensing authority may require payment of a nonrefundable fee for the renewal of any funeral director intern license. The fee shall be set by rule of the licensing authority but may not exceed the fee set pursuant to paragraph (1)(a) for an initial funeral director intern license.

(e) Upon expiration of a funeral director intern license, any intern that has completed the educational credentials required for a license as a funeral director and has applied for licensure may continue to perform the tasks, functions, and duties related to funeral directing in the manner provided in paragraph (1)(d) until a license is issued or denied, or for a period of 90 days, whichever occurs sooner.

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-18.003 Concurrent Internships

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-18.002, F.A.C., for rule development.
- Open Rule 69K-18.003, F.A.C., for rule development.
- Although these are Shared rules which were reviewed in FY25-26 with no changes recommended, the passage of SB598 now requires changes. These rules, plus all rules contained in rule chapter 69K-18, F.A.C., should be added to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

8/6/2026 REVIEW NOTES

RULE TITLE: 69K-18.003 Concurrent Internships

VERBAL PUBLIC COMMENT RECEIVED AT MEETING:

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8/6/2026 REVIEW RESULTS	CHECK BELOW IF "YES"	CHECK BELOW IF "NO"
WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)	X – ADDENDUM PAGE 13	
COMMITTEE MEMBER COMMENTS/DECISION:		

69K-22.007 Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures

69K-22.007 Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures.

(1) A cinerator facility operator shall follow its written procedures for the removal of cremated remains and the postcremation processing, shipping, packing, or identification of those remains filed with and approved by the Board, or it may adopt the following standard uniform procedures. In either case, the cinerator facility operator shall notify the Board of its choice on Form DFS-N1-1770, Election of Procedures for Removal of Cremated Remains and Postcremation Processing, which form is incorporated by reference, effective 10/06. Said form shall be mailed to, and can be obtained from, the Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. A cinerator facility shall not be operated unless it has established and follows its specified written procedures approved by the Board.

(2) Removal of Cremated Remains Resulting from the Cremation of a Human Body.

(a) Allow the crematory to cool to a suitable temperature for recovery of the remains after the burners have been shut off (either manually or automatically).

(b) Place a clean metal tray, pan or container in position to receive the cremated remains.

(c) Move the cremation documents from their position near the door or control panel of the crematory to a position in close proximity to or attached to the recovery pan, where it shall remain in place until the cremation process is complete.

(d) Upon completion of the cremation, all cremated remains shall be removed from the cremation chamber and the chamber swept clean.

(e) Remove the metal identification tag from the chamber and place it on or in the recovery tray, pan or container.

(f) Check the removal brushes and tools for bone fragments. If any fragments have adhered to the tools, place them in the recovery pan with the rest of the cremated remains.

(g) Take the recovery pan, its contents and the cremation documents to an appropriate cool down area.

(3) Postcremation Processing.

(a) Remove the metal identification tag from the recovery tray and place it next to the processor along with

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any cremation documents.

(b) Remove all other metal from the cremated remains, using a magnet and/or forceps (for nonmagnetic metal). Separate all bone fragments and cremated remains from the nonhuman materials. Do not discard the metal until it is completely free of cremated remains. Refer to the cremation documents for the appropriate disposition of dental materials, mementos and jewelry, to the extent they can be recognized in the cremated remains.

(c) Place any other nonhuman materials, such as metal, prosthetics and any other materials retrieved from the crematory, in a specified container until they are packaged for nonrecoverable disposal.

(d) The cremated remains must be processed or pulverized until they are granulated particles.

(4) Packaging of Cremated Remains.

(a) Pour the cremated remains into a heavy plastic bag and place in a temporary container or urn.

(b) If the urn or container is too small to accept all the cremated remains, use a larger container or provide a second container. When there is more than one container, the additional container(s) must be securely fastened to the original container, must have identification labels placed on each urn or container, and must be marked as 1 of 2, 2 of 2, and so on.

(c) Secure or affix the metal identification tag to the bag. Verify the identification of the cremated remains one final time, by comparing the metal identification tag number and the name of the decedent to the information on any cremation documents. Close the urn or cremated remains container.

(d) Store the cremated remains in a secure area until such time as they are released. Document in a log at least the name of the deceased, the date the cremated remains were placed into storage, the date they were removed, and by whom.

(e) If the cremated remains are to be shipped, place the urn or container in a shipping box and securely tape all box seams to increase the security and integrity of the container. The outside of the shipping box shall be clearly identified with the name of the deceased person whose processed remains are contained therein. Ship the box via registered mail, return receipt requested, or by any other lawful and traceable shipment method.

(5) Releasing Cremated Remains.

(a) Verify the identity of the cremated remains by comparing the identification label to the cremation documents and the crematory log.

(b) Release the cremated remains to a representative of the funeral or direct disposal establishment. Obtain a signed receipt for the cremated remains and file the receipt with the cremation documents.

(c) If the cremated remains have not been claimed after 120 days, the funeral or direct disposal establishment may dispose of the remains in any manner specified in section 497.607, F.S.

Rulemaking Authority 497.103(1)(n), (5)(a), 497.608 FS. Law Implemented 497.103(1)(n), 497.607, 497.608 FS. History—New 2-5-07.

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Referenced statute:

497.607 Cremation; procedure required.—

(1) At the time of the arrangement for a cremation performed by any person licensed pursuant to this chapter, the legally authorized person contracting for cremation services shall be required to designate her or his intentions with respect to disposition of the cremated remains of the deceased in a signed declaration of intent which shall be provided by and retained by the funeral or direct disposal establishment. A cremation may not be performed until a legally authorized person gives written authorization, which may include the declaration of intent to dispose of the cremated remains, for such cremation. The cremation must be performed within 48 hours after a specified time which has been agreed to in writing by the person authorizing the cremation.

(2) Cremated remains are not property, as defined in s. [731.201](#)(32), and are not subject to partition for purposes of distribution under s. [733.814](#). A division of cremated remains requires the consent of the legally authorized person who approved the cremation or, if the legally authorized person is the decedent, the next legally authorized person pursuant to s. [497.005](#)(43). A dispute regarding the division of cremated remains shall be resolved by a court of competent jurisdiction.

(3)(a) With respect to any person who intends to provide for the cremation of the deceased, if, after 90 a period of 120 days from the time of cremation the cremated remains have not been claimed, the funeral or direct disposal establishment may dispose of the cremated remains. Such disposal includes ~~shall include~~ scattering them at sea or placing them in a licensed cemetery scattering garden or pond or in a church columbarium or otherwise disposing of the remains as provided by rule.

(b) A reasonable effort shall be made before such disposal to determine whether the cremated remains are those of a veteran of the United States Armed Forces, United States Reserve Forces, or National Guard eligible for burial in a national cemetery or a spouse or dependent child of a veteran eligible for burial in a national cemetery.

(c) If the unclaimed cremated remains are those of an eligible veteran or the spouse or dependent child of an eligible veteran, the funeral or direct disposal establishment shall arrange for the interment of the cremated remains in a national cemetery. A funeral or direct disposal establishment may use the assistance of a veterans' service organization for this purpose. A funeral or direct disposal establishment or veterans' service organization acting in good faith is not liable for any damages resulting from the release of required information to determine eligibility for interment.

(d) This subsection does not require a funeral or direct disposal establishment to:

1. Determine whether the cremated remains are those of a veteran if the funeral or direct disposal establishment is informed by a legally authorized person that the decedent was not a veteran.
2. Relinquish possession of the cremated remains to a veterans' service organization if the funeral or direct disposal establishment is informed by a legally authorized person that the decedent did not

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desire any funeral, ceremony, or interment-related services recognizing the decedent's service as a veteran.

(e) For purposes of this subsection, the term:

1. "Reasonable effort" includes contacting the National Cemetery Scheduling Office, the county veterans service office, the regional office of the United States Department of Veterans Affairs, or a veterans' service organization.

2. "Veterans' service organization" means an association, corporation, or other entity that qualifies under s. 501(c)(3) or (19) of the Internal Revenue Code as a tax-exempt organization, that is organized for the benefit of veterans' burial and interment, and that is recognized by the Memorial Affairs Division of the United States Department of Veterans Affairs. The term includes a member or employee of an eligible nonprofit veterans' corporation, association, or entity that specifically assists in facilitating the identification, recovery, and interment of the unclaimed cremated remains of veterans.

(4) Pursuant to the request of a legally authorized person and incidental to final disposition, cremation may be performed on parts of human remains.

(5) In regard to human remains delivered to the control of the anatomical board of this state headquartered at the University of Florida Health Science Center, the provisions of this chapter shall not be construed to prohibit the anatomical board from causing the final disposition of such human remains through cremation or otherwise when performed in facilities owned and operated by such anatomical board or the University of Florida Health Science Center pursuant to and using such processes, equipment, and procedures as said anatomical board determines to be proper and adequate.

6/12/2026 REVIEW NOTES
RULE TITLE: 69K-22.007 Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures
COMMITTEE MEMBER COMMENTS/DECISION: • Open Rule 69K-22.007, F.A.C., for rule development. • Open Rule 69K-31.001, F.A.C., for rule development. ○ Note: this is a Shared rule currently open by the Board with other changes pending. Board counsel is in the process of confirming the best administrative process for otherwise identifying them as rules impacted by SB 598. • Add Rule 69K-22.004, F.A.C., to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

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8/6/2026 REVIEW NOTES		
RULE TITLE: 69K-22.007 Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures		
VERBAL PUBLIC COMMENT RECEIVED AT MEETING:		
8/6/2026 REVIEW RESULTS	CHECK BELOW IF "YES"	CHECK BELOW IF "NO"
WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)	X- ADDENDUM PAGE 15	
COMMITTEE MEMBER COMMENTS/DECISION:		

69K-25.001 Licensure by Endorsement; Embalmers

69K-25.001 Licensure by Endorsement; Embalmers.

(1) The Board specifically finds that no presumption shall arise as to equivalence or stringency of requirements or examinations of other states except as provided by this rule, and that a determination of equivalence or stringency shall be determined in the manner set forth herein.

(2) The Board of Funeral, Cemetery, and Consumer Services determines that persons who have successfully completed a course, embracing at least the subjects specified in Section 497.368(1)(d), (e), F.S., at a school or college approved by the American Board of Funeral Service Education or by this Board and who have passed an embalmer examination administered by a licensing agency of another state or The Conference of Funeral Service Examining Boards with a score of at least 75% on all sections of the examination and who hold a current valid license to practice embalming in the original state of licensure are considered to have met standards substantially equivalent to the requirements of this state.

(3) Applicants for licensure by endorsement for embalmers shall complete and submit the Application For Embalmer License By Endorsement, form number DFS-N1-1707, effective 05/24, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16585> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms. Applicants applying for licensure by endorsement based upon five years of full-time employment must complete and submit the Certification of Employment History, form number DFS-N1-1775, effective 05/24, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16587> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms.

Rulemaking Authority 497.103, 497.369 FS. Law Implemented 497.140, 497.141, 497.142, 497.146, 497.369 FS. History—New 6-4-80, Amended 12-24-81, 8-10-83, 10-16-85, Formerly 21J-25.01, 21J-25.001, Amended 8-8-00, Formerly 61G8-

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25.001, Amended 5-19-24.

Referenced statute:

497.369 Embalmers; licensure as an embalmer by endorsement; licensure of a temporary embalmer.

IMPACT OF SB598: revises the requirements for an applicant seeking licensure by endorsement to be an embalmer

497.369 Embalmers; licensure as an embalmer by endorsement; licensure of a temporary embalmer.—

- (1) The licensing authority shall issue a license by endorsement to practice embalming to an applicant who has remitted an examination fee set by rule of the licensing authority not to exceed \$200 and who the licensing authority certifies:
- (a) Has completed the application form and remitted a nonrefundable application fee set by rule of the licensing authority not to exceed \$200. A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the application fee. To qualify for the application fee exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.
- (b)1. Holds a valid license in good standing to practice embalming in another state of the United States and has engaged in the full-time, licensed practice of embalming in that state for at least 5 years; or
2. Meets the qualifications for licensure in s. [497.368](#), except that the internship requirement shall be deemed to have been satisfied by 1 year's practice as a licensed embalmer in another state, and has, within 10 years before the date of application, successfully completed a state, regional, or national examination in mortuary science which, as determined by rule of the licensing authority, is substantially equivalent to or more stringent than the examination given by the licensing authority.
- (c) Has submitted proof of completion of a licensing authority-approved course on communicable diseases.
- (d) Has made disclosure of the applicant's criminal records, if any, as required by s. [497.142](#). The applicant shall submit fingerprints in accordance with s. [497.142](#). The applicant may not be licensed under this section unless the licensing authority determines the applicant is of good character and has no demonstrated history of lack of trustworthiness or integrity in business or professional matters.
- (2) State, regional, or national examinations and requirements for licensure in another state shall be presumed to be substantially equivalent to or more stringent than the examination and requirements in this state unless found otherwise by rule of the licensing authority.

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(3) The licensing authority shall not issue a license by endorsement or a temporary license to any applicant who is under investigation or prosecution in any jurisdiction for an act which would constitute a violation of this chapter until such time as the investigation or prosecution is complete.

(4) Each applicant for licensure by endorsement shall ~~must~~ pass the examination on local, state, and federal laws and rules relating to the disposition of dead human bodies which is required under s. 497.368 and which shall be given by the licensing authority. Licensure by endorsement under subparagraph (1)(b)1. Does not require any educational or testing requirements other than those required in this subsection.

(5)(a) There may be adopted by the licensing authority rules authorizing an applicant who has met the requirements of paragraphs (1)(b) and (c) and who is awaiting an opportunity to take the examination required by subsection (4) to be licensed as a temporary licensed embalmer. A temporary licensed embalmer may work as an embalmer in a licensed funeral establishment under the general supervision of a licensed embalmer. Such temporary license shall expire 60 days after the date of the next available examination required under subsection (4); however, the temporary license may be renewed one time under the same conditions as initial issuance. The fee for issuance or renewal of an embalmer temporary license shall be set by rule of the licensing authority but may not exceed \$200. The fee required in this subsection shall be nonrefundable and in addition to the fee required in subsection (1).

(b) A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the initial issuance fee. To qualify for the initial issuance fee exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-25.001 Licensure by Endorsement; Embalmers

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-25.001, F.A.C., for rule development.
- As necessary, add all 6 rules contained in rule chapter 69K-16, F.A.C., to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.
- Add Rule 69K-25.001, F.A.C., to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

8/6/2026 REVIEW NOTES

RULE TITLE: 69K-25.001 Licensure by Endorsement; Embalmers

VERBAL PUBLIC COMMENT RECEIVED AT MEETING:

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WORKBOOK FOR RULES COMMITTEE MEETING ON AUGUST 6, 2026

8/6/2026 REVIEW RESULTS	CHECK BELOW IF "YES"	CHECK BELOW IF "NO"
WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)	X – ADDENDUM PAGE 17	
COMMITTEE MEMBER COMMENTS/DECISION:		

69K-25.002 Licensure by Endorsement; Funeral Directors

69K-25.002 Licensure by Endorsement; Funeral Directors.

(1) The Board specifically finds that no presumption shall arise to equivalence or stringency of requirements or examinations of other states except as provided by this rule, and that a determination of equivalence or stringency shall be determined in the manner set forth herein.

(2) The Board of Funeral, Cemetery, and Consumer Services determines that persons who have successfully completed a course in mortuary science prior to 1979 at a school or college approved by the American Board of Funeral Service Education and who have passed a Funeral Director Examination administered by a licensing agency of another state or the examination administered by The Conference of Funeral Service Examining Boards with a score of at least 75% on all sections of the examination and who hold a current valid license to practice funeral directing in the original state of licensure; or

(3) If licensed subsequent to October 1, 1979, those who hold an associate degree in mortuary science from a school or college approved by the American Board of Funeral Service Education or by this Board and have met the examination requirements as stated in subsection (2) are considered to have met standards substantially equivalent to this state.

(4) Applicants for licensure by endorsement for funeral director shall complete the Application For Funeral Director License By Endorsement, form number DFS-N1-1721, effective 05/24, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16586> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms. Applicants applying for licensure by endorsement based upon five years of full-time employment must complete and submit the Certification of Employment History, form number DFS-N1-1775, incorporated by reference in Rule 69K-25.001, F.A.C.

Rulemaking Authority 497.103, 497.374 FS. Law Implemented 497.140, 497.141, 497.142, 497.146, 497.374 FS. History—New 6-4-80, Amended 12-24-81, 8-10-83, 10-16-85, Formerly 21J-25.02, Amended 7-30-86, Formerly 21J-25.002, Amended 8-8-00, Formerly 61G8-25.002, Amended 5-19-24.

Referenced statute:

497.374 Funeral directing; licensure as a funeral director by endorsement; licensure of a temporary funeral director.

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IMPACT OF SB598: revises the requirements for an applicant seeking licensure by endorsement to be a funeral director

497.374 Funeral directing; licensure as a funeral director by endorsement; licensure of a temporary funeral director.—

(1) The licensing authority shall issue a license by endorsement to practice funeral directing to an applicant who has remitted a fee set by rule of the licensing authority not to exceed \$200 and who:

(a) Has completed the application form and remitted a nonrefundable application fee set by rule of the licensing authority not to exceed \$200. A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the nonrefundable application fee. To qualify for the exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.

(b)1. Holds a valid license in good standing to practice funeral directing in another state of the United States and has engaged in the full-time, licensed practice of funeral directing in that state for at least 5 years; or

2. Meets the qualifications for licensure in s. [497.373](#), except that the applicant need not hold an associate degree or higher if the applicant holds a diploma or certificate from an accredited program of mortuary science, and has successfully completed a state, regional, or national examination in mortuary science or funeral service arts which, as determined by rule of the licensing authority, is substantially equivalent to or more stringent than the examination given by the licensing authority.

© Has submitted proof of completion of a licensing authority-approved course on communicable diseases.

(d) Has made disclosure of the applicant's criminal records, if any, as required by s. [497.142](#). The applicant shall submit fingerprints in accordance with s. [497.142](#). The applicant may not be licensed under this section unless the licensing authority determines the applicant is of good character and has no demonstrated history of lack of trustworthiness or integrity in business or professional matters.

(2) The licensing authority shall not issue a license by endorsement or a temporary license to any applicant who is under investigation or prosecution in any jurisdiction for acts which would constitute a violation of this chapter until such time as the investigation or prosecution is complete.

(3) State, regional, or national examinations and requirements for licensure in another state shall be presumed to be substantially equivalent to or more stringent than the examination and requirements in this state unless found otherwise by rule of the licensing authority.

(4) Each applicant for licensure by endorsement ~~shall must~~ pass the examination on local, state, and federal laws and rules relating to the disposition of dead human bodies ~~which is required under~~ s. [497.373](#) and which shall be given by the licensing authority. Licensure by endorsement under

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subparagraph (1)(b)1. Does not require education or testing requirements other than those required in s. 497.373(2)(b).

(5) There may be adopted rules authorizing an applicant who has met the requirements of paragraphs (1)(b) and (c) and who is awaiting an opportunity to take the examination required by subsection (4) to obtain a license as a temporary funeral director. A licensed temporary funeral director may work as a funeral director in a licensed funeral establishment under the general supervision of a funeral director licensed under subsection (1) or s. 497.373. Such license shall expire 60 days after the date of the next available examination required under subsection (4); however, the temporary license may be renewed one time under the same conditions as initial issuance. The fee for initial issuance or renewal of a temporary license under this subsection shall be set by rule of the licensing authority but may not exceed \$200. The fee required in this subsection shall be nonrefundable and in addition to the fee required in subsection (1). A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within the 2 years preceding application for licensure are exempt from the initial issuance fee. To qualify for the initial issuance fee exemption, an applicant must provide a copy of a military identification card, military dependent identification card, military service record, military personnel file, veteran record, discharge paper, or separation document that indicates such member is currently in good standing or such veteran was honorably discharged.

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-25.002 Licensure by Endorsement; Funeral Directors

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-25.002, F.A.C., for rule development.
- Add Rule 69K-25.002, F.A.C., to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

8/6/2026 REVIEW NOTES

RULE TITLE: 69K-25.002 Licensure by Endorsement; Funeral Directors

VERBAL PUBLIC COMMENT RECEIVED AT MEETING:

8/6/2026 REVIEW RESULTS

CHECK BELOW
IF "YES"

CHECK BELOW
IF "NO"

WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)

X – ADDENDUM
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COMMITTEE MEMBER COMMENTS/DECISION:

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69K-31.001 Procedure Required

69K-31.001 Procedure Required.

(1) Cremated remains not claimed after 120 days from the date of cremation may be disposed of in any of the following manners:

- (a) Scattering at sea;
- (b) Placement in a licensed cemetery scatter garden or pond;
- (c) Placement in a cemetery lot, columbarium niche or mausoleum;
- (d) Placement in a church columbarium;
- (e) Placement in a county, municipal, community, fraternal, non-profit, church or veterans cemetery;
- (f) Scattering or placement in other areas where no local prohibition exists, provided the cremated remains are not distinguishable to the public, and the scattering or placement is done in a dignified manner.

(2) Each funeral establishment involved in arrangements for cremation of deceased persons shall retain and make available for inspection by the Department records pertaining to each cremation arranged by the funeral establishment. Cremation records shall be retained for a period of at least 2 years and shall include, but not be limited to the following:

- (a) Signed declaration of intent;
- (b) Date of cremation;
- (c) Disposition of cremated remains; and
- (d) Contract for funeral/cremation arrangements.

Rulemaking Authority 497.103, 497.607 FS. Law Implemented 497.607 FS. History—New 8-8-88, Amended 1-8-89, Formerly 21J-31.001, Amended 6-14-00, Formerly 61G8-31.001.

Referenced statute:

497.607 Cremation; procedure required.

IMPACT OF SB598: revises the timeframe after which a funeral or direct disposal establishment may dispose of cremated remains if the remains have not been claimed

497.607 Cremation; procedure required.—

- (1) At the time of the arrangement for a cremation performed by any person licensed pursuant to this chapter, the legally authorized person contracting for cremation services shall be required to designate her or his intentions with respect to disposition of the cremated remains of the deceased in a signed declaration of intent which shall be provided by and retained by the funeral or direct disposal establishment. A cremation may not be performed until a legally authorized person gives written authorization, which may include the declaration of intent to dispose of the cremated

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remains, for such cremation. The cremation must be performed within 48 hours after a specified time which has been agreed to in writing by the person authorizing the cremation.

(2) Cremated remains are not property, as defined in s. [731.201](#)(32), and are not subject to partition for purposes of distribution under s. [733.814](#). A division of cremated remains requires the consent of the legally authorized person who approved the cremation or, if the legally authorized person is the decedent, the next legally authorized person pursuant to s. [497.005](#)(43). A dispute regarding the division of cremated remains shall be resolved by a court of competent jurisdiction.

(3)(a) With respect to any person who intends to provide for the cremation of the deceased, if, after 90 a period of 120 days from the time of cremation the cremated remains have not been claimed, the funeral or direct disposal establishment may dispose of the cremated remains. Such disposal includes ~~shall include~~ scattering them at sea or placing them in a licensed cemetery scattering garden or pond or in a church columbarium or otherwise disposing of the remains as provided by rule.

(b) A reasonable effort shall be made before such disposal to determine whether the cremated remains are those of a veteran of the United States Armed Forces, United States Reserve Forces, or National Guard eligible for burial in a national cemetery or a spouse or dependent child of a veteran eligible for burial in a national cemetery.

(c) If the unclaimed cremated remains are those of an eligible veteran or the spouse or dependent child of an eligible veteran, the funeral or direct disposal establishment shall arrange for the interment of the cremated remains in a national cemetery. A funeral or direct disposal establishment may use the assistance of a veterans' service organization for this purpose. A funeral or direct disposal establishment or veterans' service organization acting in good faith is not liable for any damages resulting from the release of required information to determine eligibility for interment.

(d) This subsection does not require a funeral or direct disposal establishment to:

1. Determine whether the cremated remains are those of a veteran if the funeral or direct disposal establishment is informed by a legally authorized person that the decedent was not a veteran.
2. Relinquish possession of the cremated remains to a veterans' service organization if the funeral or direct disposal establishment is informed by a legally authorized person that the decedent did not desire any funeral, ceremony, or interment-related services recognizing the decedent's service as a veteran.

(e) For purposes of this subsection, the term:

1. "Reasonable effort" includes contacting the National Cemetery Scheduling Office, the county veterans service office, the regional office of the United States Department of Veterans Affairs, or a veterans' service organization.
2. "Veterans' service organization" means an association, corporation, or other entity that qualifies under s. 501(c)(3) or (19) of the Internal Revenue Code as a tax-exempt organization, that is organized for the benefit of veterans' burial and interment, and that is recognized by the Memorial Affairs Division of the United States Department of Veterans Affairs. The term includes a member or

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employee of an eligible nonprofit veterans' corporation, association, or entity that specifically assists in facilitating the identification, recovery, and interment of the unclaimed cremated remains of veterans.

(4) Pursuant to the request of a legally authorized person and incidental to final disposition, cremation may be performed on parts of human remains.

(5) In regard to human remains delivered to the control of the anatomical board of this state headquartered at the University of Florida Health Science Center, the provisions of this chapter shall not be construed to prohibit the anatomical board from causing the final disposition of such human remains through cremation or otherwise when performed in facilities owned and operated by such anatomical board or the University of Florida Health Science Center pursuant to and using such processes, equipment, and procedures as said anatomical board determines to be proper and adequate.

6/12/2026 REVIEW NOTES

RULE TITLE: 69K-31.001 Procedure Required

COMMITTEE MEMBER COMMENTS/DECISION:

- Open Rule 69K-22.007, F.A.C., for rule development.
- Open Rule 69K-31.001, F.A.C., for rule development.
 - Note: this is a Shared rule currently open by the Board with other changes pending. Board counsel is in the process of confirming the best administrative process for otherwise identifying them as rules impacted by SB 598.
- Add Rule 69K-22.004, F.A.C., to the annual review of rules that will be conducted pursuant to section 497.5435, F.S. in FY26-27.

8/6/2026 REVIEW NOTES

RULE TITLE: 69K-31.001 Procedure Required

VERBAL PUBLIC COMMENT RECEIVED AT MEETING:

8/6/2026 REVIEW RESULTS

CHECK BELOW
IF "YES"

CHECK BELOW
IF "NO"

WERE WRITTEN COMMENTS RECEIVED? (SEE ADDENDUM A)

X – ADDENDUM
PAGE 23

COMMITTEE MEMBER COMMENTS/DECISION:

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RULE IN CHAPTER 69K, F.A.C.	TYPE OF RULE	CROSS-REFERENCE FOR STATUTES AND POTENTIAL RULES IMPACTED BY S8598													CURRENT RULEMAKING STATUS AS RESUT OF 2025-2026 ANNUAL REVIEW
		S 8598 IMPACTED STATUTES - IS THE STATUTE REFERENCED IN THIS RULE? (X IF YES)													
69K-1.001 List of Approved Forms; Incorporation by Reference.	DEPARTMENT	497.164	497.263	497.270	497.369	497.374	497.375	497.376	497.377	497.386	497.459	497.607	497.260	DEPARTMENT TO REVIEW IN FY27-28	
69K-1.002 Fingerprint Requirement and Waiver.	DEPARTMENT		X		X	X								DEPARTMENT OPENED/PENDING CHANGES	
69K-1.005 Licensure Application Procedures.	DEPARTMENT		X		X	X								DEPARTMENT OPENED/PENDING CHANGES	
69K-5.004 Procedures for Licensing a New Cemetery.	SHARED				X	X	X		X					DEPARTMENT OPENED/PENDING CHANGES	
69K-5.007 Conversion Procedures.	DEPARTMENT		X											DEPARTMENT OPENED/PENDING CHANGES	
69K-5.008 Request for Additional Information - Applications.	DEPARTMENT		X											DEPARTMENT OPENED/PENDING CHANGES	
69K-5.009 Regulatory Standards for Evaluating Applications by the Board.	SHARED		X											DEPARTMENT OPENED/PENDING CHANGES	
69K-5.013 Procedure for Report of Identification for an Exempt Cemetery.	DEPARTMENT											X		DEPARTMENT OPENED/PENDING CHANGES	
69K-6.005 Records.	SHARED												X	DEPARTMENT OPENED/PENDING CHANGES	
69K-7.020 Treatment of Trusts Under Chapters 497 and 639, F.S.	BOARD										X			BOARD TO REVIEW IN FY26-27	
69K-8.002 Cancellation of Contracts.	BOARD										X			BOARD TO REVIEW IN FY26-27	
69K-8.003 Cancellation of Preneed Contracts; Reasonable Time Defined.	BOARD										X			BOARD TO REVIEW IN FY26-27	
69K-8.004 Preneed Contracts; Miscellaneous Provisions.	BOARD										X			BOARD TO REVIEW IN FY26-27	
69K-8.008 Defaults on Sold or Discounted Installment Sales Contracts or Promissory Notes.	BOARD										X			BOARD TO REVIEW IN FY26-27	
69K-9.002 Residential Solicitations.	BOARD	X												BOARD TO REVIEW IN FY26-27	
69K-9.003 Solicitation in Healthcare Facilities.	BOARD	X												BOARD TO REVIEW IN FY26-27	
69K-16.0001 State Examination for Funeral Industry Professionals.	BOARD				X	X								BOARD TO REVIEW IN FY27-28	
69K-16.004 Examination for Licensure by Endorsement.	BOARD				X	X								BOARD TO REVIEW IN FY27-28	
69K-16.005 Reexaminations.	BOARD				X	X								BOARD TO REVIEW IN FY27-28	
69K-17.002 Application Fees; Licensure by Endorsement for Embalmers and Funeral Directors.	BOARD				X	X								BOARD TO REVIEW IN FY28-29	
69K-17.003 Fees.	SHARED				X	X	X							DEPARTMENT OPENED/PENDING CHANGES	
69K-17.0034 Continuing Education for License Renewal.	SHARED				X	X		X						BOARD TO REVIEW IN FY28-29	
69K-17.0036 Course Required for Initial Licensure.	SHARED				X	X								BOARD OPENED/PENDING CHANGES	
69K-17.0042 Approval of Continuing Education Courses.	SHARED				X	X								DEPARTMENT OPENED/PENDING CHANGES	
69K-18.002 Funeral Director Intern Training Program.	SHARED					X	X	X						DEPARTMENT TO REVIEW IN FY27-28	
69K-18.003 Concurrent Internships.	SHARED					X	X		X					DEPARTMENT TO REVIEW IN FY27-28	
69K-18.004 Intern Training Agencies.	SHARED						X							DEPARTMENT TO REVIEW IN FY27-28	
69K-21.003 Inspection Criteria (Funeral Establishments).	DEPARTMENT								X					DEPARTMENT OPENED/PENDING CHANGES	
69K-22.004 Operating Procedures.	BOARD											X		BOARD TO REVIEW IN FY28-29	
69K-22.007 Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures.	SHARED											X		DEPARTMENT OPENED/PENDING CHANGES	
69K-24.031 Requirements for Inspection of Refrigeration Services.	SHARED								X					DEPARTMENT OPENED/PENDING CHANGES	
69K-24.034 Operating Procedures for Refrigeration Services.	BOARD								X					BOARD TO REVIEW IN FY28-29	
69K-24.0425 Operating Procedures for Centralized Embalming Facilities.	BOARD								X					BOARD TO REVIEW IN FY28-29	
69K-25.001 Licensure by Endorsement; Embalmers.	BOARD				X									BOARD TO REVIEW IN FY28-29	
69K-25.002 Licensure by Endorsement; Funeral Directors.	BOARD					X								BOARD TO REVIEW IN FY28-29	
69K-25.003 Licensure as Temporary Embalmer or Temporary Funeral Director; Manner of Requesting and Fee; Practice Limitations; Expiration.	SHARED				X	X								DEPARTMENT OPENED/PENDING CHANGES	
69K-27.001 Embalmer Apprentice Program.	SHARED						X							DEPARTMENT OPENED/PENDING CHANGES	
69K-31.001 Procedure Required.	SHARED											X		BOARD OPENED/PENDING CHANGES	
69K-32.002 Approved Courses.	BOARD				X	X								BOARD TO REVIEW IN FY28-29	
69K-33.001 Requirements Regarding Handling and Storing of Human Remains.	BOARD								X					BOARD OPENED/PENDING CHANGES	

Written comments received from Luke Grabowski, Esq. on behalf of IFDF 7.22.2026

NOTE:

THE FOLLOWING RULES CONTAINED IN THIS DOCUMENT ARE NOT INCLUDED ON THE AGENDA FOR THE RULES COMMITTEE MEETING ON AUGUST 6, 2026:

- Rule 69K-9.005 Exclusive Provider Agreements Prohibited (PAGE 4)
- Rule 69K-30.001 Disciplinary Guidelines and Penalties (PAGE 19)

Rule 69K-5.009, F.A.C.

69K-5.009. Regulatory Standards for Evaluating Applications by the Board.

When an application for authority to organize and operate a new cemetery company is filed, it is the applicant's responsibility to meet the statutory criteria warranting the grant of authority. If, in the opinion of the Board, any one of the criteria as set forth in section 497.263, F.S., which requires board review and approval has not been met and cannot be remedied by the applicant, the Department cannot approve the application.

The applicant shall submit information addressing the following:

(1) Capital structure.

(a) Capital should be adequate to enable the new cemetery to provide necessary services for cemeteries, including adequate service to the community and adequate care and maintenance of the cemetery.

(b) Capital shall be sufficient to purchase a cemetery site of no less than thirty (30) contiguous acres in fee simple unencumbered; to develop at least two (2) acres for burial spaces including paved road from a public roadway; to purchase or lease adequate equipment for the operation and maintenance of the cemetery; and to build or lease suitable facilities to operate the cemetery. For purposes of this subsection, a cemetery site that is divided solely by a public right-of-way or public road may be considered contiguous, provided that the divided parcels are in close geographic proximity and form a unified cemetery property. If a cemetery site is divided by a public right-of-way or public road, the applicant must identify the exact number of acres in each parcel and the location of the public right-of-way or public road. Parcels located in separate or distant geography areas, or parcels separated by more than a public right-of-way or public road, even if along the same roadway or corridor, do not satisfy the contiguity requirement of this subsection.

(c) An applicant shall demonstrate that it has sufficient capital to sustain its operations until its first projected profitable year. Sufficient capital shall mean that the applicant is able to cover its cumulative losses until projected profitability; provided that, in no event may the tangible accounting net worth of the applicant be less than \$50,000. The demonstration of sufficient capital shall be made by submittal of a reasonable business plan covering every year from inception up to and including its first projected year of profitability and providing:

1. Revenue expectations based on the applicant's projected sources of revenue and projected revenue including number of annual sales and average sales on a unit basis and a demographic analysis of the applicant's projected market which supports this revenue projection;
2. An analysis of the cost incurred to achieve the projected revenues including sales costs, product costs, delivery of service costs, financing of capital requirements cost, care and maintenance costs, the cost of perpetual care (including other sources of funds in the event of shortfalls in the perpetual care funds); and,

3. Any information required by the Board and reasonably necessary for the Board to make a determination of the applicant's financial stability.

(2) Proposed executive officers, directors or principals.

(a) Each proposed officer, director, or principal shall submit an executed Historical Sketch, through Form DFS HistS, which is incorporated by reference in rule 69K-1.001, F.A.C., and can be accessed where indicated in subsection 69K-1.001(1), F.A.C., and shall have reputations evidencing honesty and integrity, and employment and business histories demonstrating their responsibility in financial affairs. The fact that a proposed officer, director, or principal has been adjudicated bankrupt or has filed for relief under the Federal Bankruptcy Act shall be considered a material factor in the evaluation of responsibility in financial affairs.

(b) At least one (1) of the proposed directors or principals, who is not also a proposed officer, shall have had substantial direct experience as an executive officer, director or principal of a cemetery or a preneed licensee licensed pursuant to section 497.452, F.S., within 3 years of the date of the application. If in the opinion of the Board the aggregate level of experience represented by the proposed board of directors or principals is not substantial, the Board shall require the addition of other outside directors or principals who have adequate experience.

(c) The proposed general manager shall have at least three (3) years of direct cemetery management experience within seven (7) years of the application date as a general manager, director, or regulator of a cemetery, or a similar position having an equivalent level of responsibility for a cemetery. The general manager must have a reputation evidencing honesty and integrity and an employment history demonstrating competent past experience. It is not necessary that the name of the general manager be submitted with the application. However, this individual must be named and have submitted an executed Historical Sketch on Form DFS HistS, which is incorporated by reference in rule 69K-1.001, F.A.C., no later than ninety (90) days prior to the applicant's intended opening date. The applicant may not open for business without the Department's prior approval of the general manager.

(d) Change of a director, chief executive officer, president, principal or general manager or the addition of any new directors, executive officers through the first two (2) years of operation shall also require approval of the Department and the Board.

(e) The Department shall conduct background investigations on the principals, general manager, executive officers, directors, and major shareholders. Any misrepresentation or omission of fact in an application by any person shall be cause for the Department or the Board to deny that person's participation in the application and to the extent such misrepresentation or omission of fact reflect upon their honesty and integrity shall be grounds for denial of the entire application.

Rule 69K-9.005, F.A.C.

69K-9.005. Exclusive Provider Agreements Prohibited.

(1) This Rule implements Section 497.164(6), Florida Statutes.

(2) For purposes of this rule, Affiliated Licensee shall mean any person or entity licensed under Chapter 497, Florida Statutes, sharing common ownership, management, or control with another licensee under Chapter 497, Florida Statutes.

(3) For purposes of this rule, Exclusive Provider Agreement means any written or oral contract, agreement, understanding, business practice, or other arrangement that designates a licensee or Affiliated Licensee as the sole or exclusive provider of funeral, cremation, refrigeration, removal, or other services regulated under Chapter 497, Florida Statutes, for an entity that provides medical, palliative, or other end-of-life care to the general public.

(4) No licensee shall enter into maintain, renew, or enforce any Exclusive Provider Agreement which:

(a) Designates the licensee or an Affiliated Licensee as the exclusive or sole provider of funeral, cremation, refrigeration, removal, or other services regulated under Chapter 497, Florida Statutes, for an entity that provides medical, palliative, or other end-of-life care to the general public.

(b) Requires an entity that provides medical, palliative, or other end-of-life care to the general public to utilize only one provider for any services regulated under Chapter 497, Florida Statutes.

(c) Restricts, limits, or discourages a legally authorized person's ability to select another licensee for the provision of any services regulated under Chapter 497, Florida Statutes.

(d) Provides compensation, rebates, commissions, gifts, gratuities, or anything of value to an entity that provides medical, palliative, or other end-of-life care to the general public in exchange for referrals or preferential treatment to any licensee or Affiliated Licensee.

(e) Allows the licensee or Affiliated Licensee to engage in solicitations of any person who was receiving care or treatment from an entity providing medical, palliative, or other end-of-life care to that person at the time of that person's death, or to their legally authorized person.

(4) Nothing in this rule shall prohibit a licensee from entering into a mutual aid agreement with any entity that provides medical, palliative, or other end-of-life care to the general public for the

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provision of services for disasters, mass casualty events, or periods of critical need within the State in accordance with an executive order from the Governor or federal order declaring a state of emergency.

(5) The Board and Division shall have the right to review, investigate, and request the production of contracts, agreements, financial records, referral records, communications, and other documents necessary to determine compliance with this rule and Section 497.164(6), Florida Statutes.

Rule 69K-18.002, F.A.C.

69K-18.002. Funeral Director Intern Training Program.

(1) THIS RULE IMPLEMENTS SECTIONS 497.375 AND 497.373(2)(c), F.S.

(2) APPLICATION FOR FUNERAL DIRECTOR INTERN LICENSE.

(a) Persons desiring licensure as a funeral director intern shall apply for such license by completing Form DFS-N1-1722, "Application for Funeral Director Intern License," effective ~~10/24~~, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17331>, with a nonrefundable fee of \$105. The application form shall be filed with the Division at the address stated on the form. The fee includes an application of \$100 and an unlicensed activity fee of \$5, which shall accompany the form.

(b) A member of the United States Armed Forces, such member's spouse, and a veteran of the United States Armed Forces who separated from service within 2 years preceding the application for licensure are exempt from the application fee and the initial unlicensed activity fee. The military record must show such member is currently in good standing or such veteran was honorably discharged.

(c) Applicants shall submit with their application for license, proof of satisfying the education requirements of Section 497.375(1)(b), F.S. The applicant shall submit, with the application, proof of satisfying education requirements complying with Section 497.373, F.S.

(d) If the Division determines that the applicant for internship has no reportable criminal history within the meaning of Section 497.142(10)(c), F.S., and has no record of disciplinary action against any professional license, and otherwise meets the criteria for issuance of the internship license pursuant to Section 497.375, F.S., the Division shall so notify the applicant in writing, and upon receipt of such written notification the applicant may commence their internship; provided, all such approvals by the Division shall be reported to the Board at its next regular monthly meeting and shall be subject to ratification by the Board. As to any applicant which the Division determines has a reportable criminal history within the meaning of Section 497.142(10)(c), F.S., or has a record of disciplinary action against any professional license, or fails to meet any criteria for issuance of the internship license pursuant to Section 497.375, F.S., the Division shall present the application to the Board for its decision at the Board's next regular in-person monthly meeting.

(3) ENROLLMENT IN COURSE OF STUDY WHILE INTERNING. This rule section implements Section 497.375(1)(b) 2., F.S.

(a) An applicant under Section 497.375(1)(b) 2., F.S., must meet each and all of the requirements specified in Sections 497.375(1)(b)2.a. and, b., ~~and c.~~, F.S.

(b) An applicant under Section 497.375(1)(b) 2., F.S., must be enrolled in a course of study referred to at Section 497.375(1)(b)2.b., F.S., as of the date the applicant's application for intern license is received by the Division. The course of study must be approved by the Board pursuant to Section 497.373, F.S.

(c) A course of study in "mortuary science" as referred to at Section 497.375(1)(b)2.b., F.S., shall be a Type 1 course as defined in Rule 69K-100.035, F.A.C. "Courses of Study: Criteria; Procedures for college or university to obtain approval."

(d) A course of study in "funeral service arts" as referred to at Section 497.375(1)(b)2.b., F.S., shall be a Type 2 course as defined in Rule 69K-100.035, F.A.C. "Courses of Study: Criteria; Procedures for college or university to obtain approval."

(e) A funeral director intern licensed under Section 497.375(1)(b) 2., F.S., shall during the internship remain continuously enrolled in, and attending as required by the college or university, the course of study indicated in their internship application (hereinafter in this rule section the "course of study"), until the course of study is successfully completed or the internship ends.

1. If during the internship the intern's enrollment or attendance in the course of study for any reason terminates prior to successful completion of the course of study, the intern shall immediately suspend all activities under their internship license, and shall within 20 business days advise their internship supervisor that their enrollment or attendance in the course of study has terminated prior to successful completion of the course of study.

2. If an intern's internship supervisor is notified by the intern they supervise, licensed under Section 497.375(1)(b) 2., F.S., that the intern has, prior to successful completion of the course of study, ceased or been terminated from current enrollment in the course of study or has ceased attendance in the course of study, the supervisor shall immediately suspend all activities under the internship and within 20 calendar days shall complete and file with the Division Form DFS-N1-2040 "Report of Suspension of Intern's Conditions of Internship," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17336>. If the supervisor receives information from a source the supervisor deems reliable, specifically asserting that the intern they supervise, licensed under Section 497.375(1)(b) 2., F.S., has, prior to successful completion of the course of study, ceased or been terminated from current enrollment in the

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course of study or has ceased attendance in the course of study, the supervisor shall within 20 calendar days require the intern to provide the supervisor written proof from the school that the intern is currently enrolled in and attending the course of study, and if such proof is not received within 20 days of the supervisor's request the supervisor shall immediately suspend all activities under the internship and within 5 business days shall complete and file with the Division a form DFS-N1-2040 "Report of Suspension of Intern's Conditions of Internship."

3. An intern whose internship has been suspended pursuant to this subparagraph may petition the Board to reinstate the internship. The petition shall not be granted unless the intern demonstrates that the termination of enrollment or attendance was due to illness, personal injury, or other substantial hardship beyond the intern's reasonable control.

(4) IDENTIFICATION OF TRAINING AGENCY AND SUPERVISOR; CHANGES.

(a) Funeral director interns shall train under their funeral director intern license only at a funeral establishment approved as a training agency pursuant to Rule 69K-18.004, F.A.C. "Intern Training Agencies." The training agency shall appoint the funeral director who shall supervise the intern. Funeral director interns shall be supervised in their funeral director internship activities by a funeral director employed at the training agency, holding a valid funeral director license under Chapter 497, F.S.

(b) Funeral director interns shall identify on their application for intern license the intern training agency where they will be trained, and the name and license number of the licensed funeral director who will supervise them.

(c) A training agency may at any time appoint a different funeral director, employed by the training agency, to supervise an intern. No approval by the Board or the Division is required for a change in supervisor pursuant to this rule subsection.

(d) An intern's internship supervisor may at any time terminate their supervision of the intern. The supervisor shall notify the intern and the training agency of such termination of supervision, and the training agency shall appoint a replacement supervisor. The exiting supervisor shall file their final training report as required by paragraph (9)(c) of this rule.

(e) To notify the Division of termination of supervision and/or change in supervisor, the intern must file Form DFS-N1-1734, "Notice of Change of Supervisor and/or Location", which is incorporated by reference in paragraph 69K-18.001(2)(c), F.A.C.

(f) An intern shall report a change to a different training agency on the first quarterly training report submitted after such change.

(5) LENGTH OF INTERNSHIP.

(a) One year of full-time funeral director internship training shall be required to satisfy the requirement of Section 497.373(2)(c), F.S. "Full-time" shall be deemed and construed to mean training comprising at least 40 hours each week for at least fifty weeks, to be completed within a contiguous twelve month period.

(b) An intern may on the internship application request an internship start date of up to 21 days after Board approval of the internship application, and such request shall be granted.

(c) Unless renewed by the Board pursuant to this rule, a funeral director internship shall terminate at the end of the 365th day after the internship began.

(d) A funeral director internship may not be extended, but may be renewed subject to the requirements of Sections 497.375(4)(b) and (c), F.S., as those sections are implemented in this rule.

(6) RENEWAL OF FUNERAL DIRECTOR INTERNSHIP TO CONTINUE COURSE OF STUDY.

(a) This rule section implements Section 497.375(4)(b), F.S.

(b) No funeral director internship may be renewed under Section 497.375(4)(b), F.S., unless the internship license was applied for and granted under Section 497.375(1)(b) 2., F.S.

(c) An intern whose internship license was applied for and granted under Section 497.375(1)(b) 2., F.S., may apply to renew the internship by filing with the Division a completed Form DFS-N1-2036, "Application to Renew Funeral Director Internship to Continue Course of Study," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17333>. The application shall be accompanied by a nonrefundable fee of \$105. The fee includes an application fee of \$100 and an unlicensed activity fee of \$5.

(d) An applicant shall be currently enrolled in and attending the course of study identified in the original application for internship, when the application for renewal is filed.

(e) As a prerequisite to certifying to the licensing authority that an intern has completed at least one-half of the course of study in mortuary science or funeral service arts, the funeral director in charge (FDIC) of a training agency shall require the intern to provide the FDIC with an academic transcript issued by the college or university where the intern is enrolled.

The FDIC shall review said transcript to verify that the intern has completed at least one-half of the course of study in mortuary science or funeral service arts.

(f) The application to renew internship must be filed before the initial internship period ends. No renewal shall be granted if the application to renew is not filed before the end of the initial internship period. An application to renew may not be filed earlier than the 10th month of the initial internship period.

(g) Only one renewal shall be granted to any one intern.

(h) The renewal shall be for an additional one year period to commence immediately upon the end of the initial internship period.

(i) The Division shall approve the application to renew internship if the Division finds the application to be complete, the applicable fee is paid, and the internship is eligible for renewal under Section 497.375, F.S. The Division shall provide the Board at each monthly Board meeting with an informational report of internships renewed pursuant to Section 497.375(4)(b), F.S.

(7) RENEWAL OF FUNERAL DIRECTOR INTERNSHIP DUE TO ILLNESS, INJURY, HARDSHIP, OR AWAITING EXAM RESULTS.

(a) This rule section implements Section 497.375(4)(c), F.S.

(b) An intern seeking to renew the internship pursuant to Section 497.375(4)(c), F.S., shall apply to renew the internship by filing with the Division a completed Form DFS-N1-2037, "Application to Renew Internship Due to Illness, Hardship, or Awaiting Results," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17334>. The application shall be accompanied by a nonrefundable fee of \$105. The fee includes an application fee of \$100 and an unlicensed activity fee of \$5.

(c) The application to renew internship must be filed before the initial internship period ends. No renewal shall be granted if the application to renew is not filed before the end of the initial internship period. An application to renew may not be filed earlier than the 10th month of the initial internship period.

(d) Only one renewal shall be granted to any one intern.

(e) The renewal shall be for an additional one year period to commence immediately upon the

| end of the initial internship period.

(f) Applications under Section 497.375(4)(c), F.S., shall be presented to and ruled upon by the Board.

(8) SUPERVISION -- SHIFT FROM DIRECT TO GENERAL SUPERVISION.

(a) This rule section implements Section 497.375(1)(d), F.S.

(b) No funeral director intern may shift to general supervision pursuant to Section 497.375(1)(d), F.S., unless the intern's internship was applied for and granted pursuant to Section 497.375(1)(b)2.b., F.S.

(c) An intern under Section 497.375(1)(b)2.b., F.S., may apply to take the laws-and-rules examination required under Section 497.373(2)(b), F.S. (hereinafter the "Florida Law & Rules Exam"), by completing and submitting a form DFS-N1-2038, "Application to Take the Florida Law & Rules Exam," which is incorporated by reference in Rule 69K-1.001, F.A.C. The application shall be accompanied by the applicable Florida Law & Rules Exam fee pursuant to Section 497.376, F.S., and Rule 69K-17.001, F.A.C. The application fee of \$100 and an unlicensed activity fee of \$5 shall accompany the form.

(d) An intern under Section 497.375(1)(b)2.b., F.S., desiring to change to general supervision, shall submit a completed Form DFS-N1-2039 "Certification for General Supervision of Intern," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17335>. The certification shall be signed by the funeral director in charge (FDIC) of the training agency where the intern is receiving training, to certify that in the FDIC's opinion the intern is competent to complete the internship under general supervision.

(e) The Division shall review the application and shall notify the applicant that the application is approved upon a determination by the Division that the application is complete, the applicant has passed the Florida Law & Rules Exam, and the applicant appears eligible to proceed to general supervision under Section 497.375, F.S. The intern may commence performance of internship duties under general supervision upon notification of approval by the Division. The Division shall provide the Board each month with a report of interns who have been approved to shift to general supervision pursuant to Section 497.375(1)(d), F.S.

(9) TRAINING REPORTS.

(a) An intern's internship supervisor shall prepare and file training reports concerning the intern's performance, on a calendar quarter basis, throughout the internship, including any renewal of the internship, and whether the intern is performing under direct or general supervision. The reports shall be filed with the Division on Form DFS-N1-1747, "Supervisor's Quarterly Report of Apprentice or Intern Training," effective 10/24, which is incorporated by reference and available on the Department's website at <http://www.myfloridacfo.com/Division/funeralcemetery/> or <https://www.flrules.org/gateway/reference.asp?No=Ref-17332>.

(b) Training reports shall be due 30 days after the end of the calendar quarter to which they relate. The first quarterly training report shall cover the partial calendar quarter in which the internship began. A subsequent training report shall be due for every subsequent calendar quarter of the internship. A final training report shall be filed within 30 days of the end of the quarter in which the internship was completed or terminated.

(c) Upon a change in supervisor of the intern, the exiting supervisor shall within 30 days complete and file with the Division a training report through the last date of supervision of the intern by the exiting supervisor. The new supervisor shall commence filing training reports concerning the intern.

(d) If during any quarter of the internship the funeral director intern receives instruction from more than one licensed Florida funeral director, each such instructor shall be required to certify the training on a form DFS-N1-1747, "Supervisor's Quarterly Report of Apprentice or Intern Training," which is incorporated by reference in Rule 69K-1.001, F.A.C., giving the dates during which instruction was given and the training activities engaged in by the intern under his or her supervision.

(e) No funeral director license will be issued until all required training reports have been received by the Division.

(10) ONLY ONE INTERNSHIP PER PERSON ALLOWED.

No person shall be granted more than one internship license in their lifetime; provided, this rule provision shall not be deemed to bar renewal of internship licenses as authorized by Section 497.375(4), F.S.

Rule 69K-18.003, F.A.C.

69K-18.003. Concurrent Internships.

(1) This rule implements Section 497.377, F.S.

(2) GENERAL -- ~~An applicant for concurrent internship must meet all the separate requirements for the funeral director internship, and the embalmer internship.~~ An applicant for concurrent internship shall complete and file with the Division Form DFS-N1-1732, "Application for Concurrent Intern License," effective ~~10/24~~, which is incorporated by reference and available on the Department's website <http://www.myfloridacfo.com/Division/funeralcemetery/> or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-17054>. Unless exempt, the application shall be accompanied by payment of the application fee specified on the form. The application fee is nonrefundable.

(3) LENGTH OF INTERNSHIP.

(a) One year of full-time internship training served concurrently, consisting of both funeral director and embalming activities, shall be required to satisfy the requirement of a concurrent internship under Section 497.377, F.S. "Full-time" shall be deemed and construed to mean training comprising at least 40 hours each week for at least fifty weeks.

(b) A concurrent internship shall not begin prior to approval of the internship application by the board. A concurrent internship shall be deemed to begin on the day after the Board approves the internship application; provided, an intern may on the internship application request an internship start date of up to 21 days after Board approval of the internship application, and such request shall be granted.

(c) The funeral director portion of a concurrent internship shall terminate at the end of the 365th day after the internship began, unless renewed by the Board pursuant to Section 497.375(4), F.S. A funeral director internship may not be extended, but may be renewed subject to the requirements of Sections 497.375(4)(b) and (c), F.S.

(d) The embalmer portion of the concurrent internship may not be renewed pursuant to Section 497.375(4)(b), F.S. The embalmer portion of a concurrent internship shall terminate 365 days after issuance of the concurrent internship license, unless extended due to personal injury or illness of the intern as specified in Rule 69K-18.001, F.S.

~~(4) APPLICABILITY OF Section 497.375(1)(b)2, F.S., TO CONCURRENT INTERNSHIPS.~~

~~(a) Section 497.375(1)(b) 2., F.S., regarding commencing a funeral director internship while~~

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~~enrolled in a course of study, may be utilized by concurrent internship applicants as regards the education requirements for funeral director licensure, but not as regards the education requirements for embalmer licensure. A concurrent internship license application will be denied unless the applicant has, as of the date of application for concurrent internship is received by the Division, completed the educational requirements applicable to embalmer internships pursuant to Sections 497.370(2) and 497.368(1)(d), F.S.~~

~~(45)~~ EDUCATION PREREQUISITES FOR CONCURRENT INTERNSHIP. Applicants for a concurrent internship license may satisfy the education requirements of ~~Sections 497.368 Sections 497.370~~ and 497.375, F.S., by compliance with subsections (a) ~~or~~, (b), ~~or (c)~~, below. See Rule 69K-100.035, F.A.C., for explanation of Types 1, 2, and 3 courses of study.

~~(a) Award, prior to application for concurrent internship license, of a 2-year or 4-year college degree or higher in any field from a program that was accredited by the American Board of Funeral Science Education (ABFSE) when the degree was awarded college or university accredited by a regional accrediting agency recognized by the United States Department of Education.~~

~~(b) Award of any 2-year or 4-year college degree, and completion of a Board approved Type 1 (combination funeral directing and embalming) course of study approved by the Board pursuant to Rule 69K-100.035, F.A.C. Both the college degree and the Type 1 course of study must have been awarded and completed prior to application for concurrent internship license.~~

~~(c) Award of a 2-year or 4-year college degree in any major; completion of a Board approved Type 3 (embalming only) course of study; and enrollment, as of date of concurrent internship license application, in a Board approved Type 1 (combination funeral directing and embalming) or Type 2 (funeral service arts) course of study. The Type 1 or 2 course of study shall be one approved by the Board pursuant to Rule 69K-100.035, F.A.C. The college degree and the Type 3 course of study must both have been awarded and completed prior to application for concurrent internship license. Submit evidence demonstrating that the applicant is currently enrolled in and attending a college accredited by the American Board of Funeral Service Education (ABFSE) in a course of study in mortuary science accredited by ABFSE.~~

~~(56)~~ NO PERSON SHALL BE ISSUED MORE THAN ONE CONCURRENT INTERNSHIP¹ LICENSE IN THEIR LIFETIME.

~~(67)~~ To notify the Division of termination of supervision and/or change in supervisor, the intern must file Form DFS-N1-1734, "Notice of Change of Supervisor and/or Location", which is incorporated by reference in paragraph 69K-18.001(2)(c), F.A.C.

Rule 69K-22.007, F.A.C.

69K-22.007. Standard Uniform Procedures for Removal of Cremated Remains and Postcremation Procedures.

(1) A cinerator facility operator shall follow its written procedures for the removal of cremated remains and the postcremation processing, shipping, packing, or identification of those remains filed with and approved by the Board, or it may adopt the following standard uniform procedures. In either case, the cinerator facility operator shall notify the Board of its choice on Form DFS-N1-1770, Election of Procedures for Removal of Cremated Remains and Postcremation Processing, which form is incorporated by reference, effective 10/06. Said form shall be mailed to, and can be obtained from, the Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. A cinerator facility shall not be operated unless it has established and follows its specified written procedures approved by the Board.

(2) Removal of Cremated Remains Resulting from the Cremation of a Human Body.

- (a) Allow the crematory to cool to a suitable temperature for recovery of the remains after the burners have been shut off (either manually or automatically).
- (b) Place a clean metal tray, pan or container in position to receive the cremated remains.
- (c) Move the cremation documents from their position near the door or control panel of the crematory to a position in close proximity to or attached to the recovery pan, where it shall remain in place until the cremation process is complete.
- (d) Upon completion of the cremation, all cremated remains shall be removed from the cremation chamber and the chamber swept clean.
- (e) Remove the metal identification tag from the chamber and place it on or in the recovery tray, pan or container.
- (f) Check the removal brushes and tools for bone fragments. If any fragments have adhered to the tools, place them in the recovery pan with the rest of the cremated remains.
- (g) Take the recovery pan, its contents and the cremation documents to an appropriate cool down area.

(3) Postcremation Processing.

- (a) Remove the metal identification tag from the recovery tray and place it next to the processor along with any cremation documents.
- (b) Remove all other metal from the cremated remains, using a magnet and/or forceps (for nonmagnetic metal). Separate all bone fragments and cremated remains from the nonhuman materials. Do not discard the metal until it is completely free of cremated remains. Refer to the

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cremation documents for the appropriate disposition of dental materials, mementos and jewelry, to the extent they can be recognized in the cremated remains.

(c) Place any other nonhuman materials, such as metal, prosthetics and any other materials retrieved from the crematory, in a specified container until they are packaged for nonrecoverable disposal.

(d) The cremated remains must be processed or pulverized until they are granulated particles.

(4) Packaging of Cremated Remains.

(a) Pour the cremated remains into a heavy plastic bag and place in a temporary container or urn.

(b) If the urn or container is too small to accept all the cremated remains, use a larger container or provide a second container. When there is more than one container, the additional container(s) must be securely fastened to the original container, must have identification labels placed on each urn or container, and must be marked as 1 of 2, 2 of 2, and so on.

(c) Secure or affix the metal identification tag to the bag. Verify the identification of the cremated remains one final time, by comparing the metal identification tag number and the name of the decedent to the information on any cremation documents. Close the urn or cremated remains container.

(d) Store the cremated remains in a secure area until such time as they are released. Document in a log at least the name of the deceased, the date the cremated remains were placed into storage, the date they were removed, and by whom.

(e) If the cremated remains are to be shipped, place the urn or container in a shipping box and securely tape all box seams to increase the security and integrity of the container. The outside of the shipping box shall be clearly identified with the name of the deceased person whose processed remains are contained therein. Ship the box via registered mail, return receipt requested, or by any other lawful and traceable shipment method.

(5) Releasing Cremated Remains.

(a) Verify the identity of the cremated remains by comparing the identification label to the cremation documents and the crematory log.

(b) Release the cremated remains to a representative of the funeral or direct disposal establishment. Obtain a signed receipt for the cremated remains and file the receipt with the cremation documents.

(c) If the cremated remains have not been claimed after ~~120~~90 days, the funeral or direct disposal establishment may dispose of the remains in any manner specified in Section 497.607, F.S.

Rule 69K-25.001, F.A.C.

69K-25.001. Licensure by Endorsement; Embalmers.

~~(1) The Board specifically finds that no presumption shall arise as to equivalence or stringency of requirements or examinations of other states except as provided by this rule, and that a determination of equivalence or stringency shall be determined in the manner set forth herein.~~

~~(12) The Board of Funeral, Cemetery, and Consumer Services may, upon receiving a completed application and payment of the appropriate fee, and without the requirement of passing the National Board Examination issued by The Conference of Funeral Service Examining Boards or any other educational or testing requirements, issue an embalmer license by endorsement to any applicant who holds a valid license in good standing to practice embalming in another state of the United States, and who has engaged in the full-time, licensed practice of embalming in another state for a least 5 years. determines that persons who have successfully completed a course, embracing at least the subjects specified in Section 497.368(1)(d), (e), F.S., at a school or college approved by the American Board of Funeral Service Education or by this Board and who have passed an embalmer examination administered by a licensing agency of another state or The Conference of Funeral Service Examining Boards with a score of at least 75% on all sections of the examination and who hold a current valid license to practice embalming in the original state of licensure are considered to have met standards substantially equivalent to the requirements of this state.~~

~~-(2) Applicants for licensure as an embalmer by endorsement must pass an examination approved by the Board of Funeral, Cemetery and Consumer Services on the local, state, and federal laws and rules relating to the disposition of dead human bodies.~~

(3) Applicants for licensure as an embalmer by endorsement ~~by endorsement for embalmers~~ shall complete and submit the Application For Embalmer License By Endorsement, form number DFS-N1-1707, effective ~~05/24~~, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16585> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms. Applicants applying for licensure by endorsement based upon five years of full-time employment must complete and submit the Certification of Employment History, form number DFS-N1-1775, effective 05/24, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16587> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms.

Rule 69K-25.002, F.A.C.

69K-25.002. Licensure by Endorsement; Funeral Directors.

~~(1) The Board specifically finds that no presumption shall arise to equivalence or stringency of requirements or examinations of other states except as provided by this rule, and that a determination of equivalence or stringency shall be determined in the manner set forth herein.~~

~~(12) The Board of Funeral, Cemetery, and Consumer Services may, upon receiving a completed application and payment of the appropriate fee, and without the requirement of passing the National Board Examination issued by The Conference of Funeral Service Examining Boards or any other educational or testing requirements, issue a funeral director license by endorsement to any applicant who holds a valid license in good standing to practice funeral directing in another state of the United States, and who has engaged in the full-time, licensed practice of funeral directing in another state for a least 5 years. determines that persons who have successfully completed a course in mortuary science prior to 1979 at a school or college approved by the American Board of Funeral Service Education and who have passed a Funeral Director Examination administered by a licensing agency of another state or the examination administered by The Conference of Funeral Service Examining Boards with a score of at least 75% on all sections of the examination and who hold a current valid license to practice funeral directing in the original state of licensure; or~~

~~(2) Applicants for a funeral director license by endorsement must pass an examination approved by the Board of Funeral, Cemetery and Consumer Services on the local, state, and federal laws and rules relating to the disposition of dead human bodies.~~

~~(3) If licensed subsequent to October 1, 1979, those who hold an associate degree in mortuary science from a school or college approved by the American Board of Funeral Service Education or by this Board and have met the examination requirements as stated in subsection (2) are considered to have met standards substantially equivalent to this state.~~

~~(34) Applicants for a funeral director license by endorsement Applicants for licensure by endorsement for funeral director shall complete the Application For Funeral Director License By Endorsement, form number DFS-N1-1721, effective 05/24, which is hereby incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-16586> and at: www.myfloridacfo.com/division/funeralcemetery/licensing#forms. Applicants applying for licensure by endorsement based upon five years of full-time employment must complete and submit the Certification of Employment History, form number DFS-N1-1775, incorporated by reference in Rule 69K-25.001, F.A.C.~~

Rule 69K-30.001, F.A.C.

69K-30.001. Disciplinary Guidelines and Penalties.

(1) The purpose of the disciplinary guidelines is to give notice to licensees and others of the range of penalties which may be imposed for violations of particular provisions of chapter 497, F.S., and rules promulgated thereto. The disciplinary guidelines are based upon a single count violation of each provision listed. Multiple counts of violations of the same provision of chapter 497, F.S., or the rules promulgated thereto, or other unrelated violations contained in the same administrative complaint will be grounds for enhancement of penalties. All penalties at the upper range of the sanctions set forth in the guidelines, i.e., suspension, revocation, etc., may include lesser penalties, i.e., fines, costs, or probation which may be included in the final penalty at the board's discretion. If the board finds that a person is subject to disciplinary action, the board shall issue a final order imposing appropriate penalties within the ranges recommended in these disciplinary guidelines, in the absence of aggravating or mitigating factors.

(2) As an alternative to the provisions of section 497.153, F.S., and pursuant to section 497.155, F.S., the department may provide a licensee with a notice of noncompliance for a minor violation. Minor violations are deemed to be those violations for which there is no substantial threat to the public health, safety, and welfare.

(3) The department shall also have the authority to issue citations for the violations set forth herein if issued within six months after the completion of the inspection or examination or the filing of the complaint which is the basis of the citation. The licensee must confirm that the violation has been corrected or is in the process of being corrected, upon acceptance of the citation. For each violation, there is a range of penalties to be imposed depending upon whether the violation is the first or second violation of the particular provision within the previous six (6) year period. (Multiple occurrences of a specific violation within an examination report will be cited as one violation.)

(4) Definitions. As used in this rule:

(a) "Notice of noncompliance" means an instrument which meets the requirements set forth in section 497.155, F.S., and which is served upon a person for the purpose of notifying the subject of the violation(s).

(b) "Citation" means an instrument which meets the requirements set forth in section 497.155, F.S., and which is served upon a person for the purpose of assessing a penalty in an amount established by this rule.

(c) "Costs" includes costs of investigation and prosecution as set forth in 497.153(5)(b), F.S.

(d) "Reprimand" is a discipline that the board may impose in addition to or in lieu of any other disciplinary penalty. A reprimand is represented by a written document.

(5) Unless otherwise set out herein, a violation of any provision under chapter 497, F.S., or violation of any lawful order of the board or department will be considered a violation of section 497.152(1)(a), F.S., and may result in disciplinary action as follows:

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(a) Penalty Range 1st Offense: Reprimand, fine of \$250 to \$2500 plus costs. In addition, probation for 6 months to 1 year, suspension up to 2 years, permanent revocation of license and/or restitution may be imposed.

(b) Penalty Range Subsequent Offenses: Reprimand, fine of \$1000 to \$5000 plus costs. In addition, probation for up to 2 years, suspension up to 5 years, permanent revocation of license and/or restitution may be imposed.

(6) Based upon consideration of the following aggravating and mitigating factors, the board may impose disciplinary action other than the penalties recommended herein:

(a) The danger to the public;

(b) The length of time since date of violation;

(c) The number of complaints filed against the licensee;

(d) The length of time licensee has practiced;

(e) The actual damage, physical or otherwise, caused by the violation;

(f) The deterrent effect of the penalty imposed;

(g) The effect of the penalty upon the licensee's livelihood;

(h) Any efforts for rehabilitation;

(i) The actual knowledge of the licensee pertaining to the violation;

(j) Attempts by licensee to correct or stop violations or refusal by licensee to correct or stop violations;

(k) Related violations against a license in another state including findings of guilt or innocence, penalties imposed and penalties served; and

(l) Penalties imposed for related offenses under these guidelines.

(7) The board may also impose one or more of the following conditions in a disciplinary Order:

(a) Fines and costs are to be paid by cashier's check or money order payable to the Board of Funeral, Cemetery, and Consumer Services and delivered to the board office at the Department of Financial Services, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399, within 30 days of the effective date of the Order;

(b) Continuing Education, when imposed as a condition of probation, will be a minimum of two (2) hours and a maximum of six (6) hours per violation and shall be in addition to those hours required for license renewal. Unless otherwise indicated in the Order, all Continuing Education must be completed prior to the lifting of probation or suspension;

(c) Licensee may be required to take and pass the Florida Laws and Rules Examination at his/her own expense, prior to the lifting of probation or suspension; and

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(d) Prior to the lifting of probation or suspension, the board may compel the licensee to attend an in-person meeting of the board and demonstrate compliance with the Order and demonstrate by testimony, presentation of letters of recommendation from friends and supervisors within the industry, and other indicia of rehabilitation, that he or she is able to resume practicing with reasonable care and safety and in compliance with the laws of the State of Florida and rules of this board.

(8) Upon motion and for good cause shown, the usual conditions may be altered by the board at the time discipline is imposed to reflect licensee's ability to comply. Changes include, but are not limited to, extension of time for payment of fines and costs, reduction of the interest rate imposed, altering the time for taking Continuing Education or the Florida Laws and Rules Examination, waiving appearance before the board altogether, or permitting appearance pursuant to paragraph (7)(d), by telephone due to incapacity.

(9) TRUST FUND RESTORATION: IN ADDITION TO ANY DISCIPLINE IMPOSED UNDER THESE GUIDELINES, THE BOARD MAY ORDER A LICENSEE TO REMIT THE FULL AMOUNTS REQUIRED BY CHAPTER 497 TO THE APPROPRIATE TRUST FUND AS PER 497.153(6), FLORIDA STATUTES.

(10) The provisions of these guidelines shall not be construed so as to prohibit civil action or criminal prosecution as provided for in section 497.153, 497.158 or 497.159, F.S., and shall not be construed so as to limit the ability of the board to enter into binding stipulations as per section 120.57(4), F.S.

(11) Violations and penalties are listed below. Descriptions of the violations are general in nature and may not identically match the language provided in statute.

Viola tion #	Statute/Rule Violated	Nature of Violation	PENALTIES FOR EACH VIOLATION	
			Penalty Range 1 st Offense	Penalty Range Subsequent Offenses
DISCIPLINE UNDER SECTIONS 497.152(1)(A) AND (B), F.S., SHALL BE LIMITED TO VIOLATIONS NOT OTHERWISE ADDRESSED BY THESE GUIDELINES.				
GENERAL PROVISIONS				
67	497.164	Improper solicitation of	Reprimand, fine of \$1,000-	Reprimand, fine of \$2,500-

goods or
services as
provided in
cited
statute/rules

\$2,500 plus
costs. In
addition,
probation for 6
months to 1 year
with conditions,
suspension up to
1 year, or
permanent
revocation of
license may be
imposed.

\$5,000 plus
costs. In
addition,
probation for up
to 2 years with
conditions,
suspension up to
2 years, or
permanent
revocation of
license may be
imposed.

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-497.164(6)

-Improper
solicitation of
goods or
services;
exclusive
provider
agreements

-Fine of \$5,000
plus costs. In
addition,
probation for 6
months to 1 year
with conditions,
suspension up to
1 year, or
permanent
revocation of
license may be
imposed.

-Fine of \$10,000
plus costs. In
addition,
permanent
revocation of
license may be
imposed.

69K-9.005

Rule 69K-31.001, F.A.C.

69K-31.001. Procedure Required

(1) Cremated remains not claimed after ~~120~~90 days from the date of cremation may be disposed of in any of the following manners:

- (a) Scattering at sea;
- (b) Placement in a licensed cemetery scatter garden or pond;
- (c) Placement in a cemetery lot, columbarium niche or mausoleum;
- (d) Placement in a church columbarium;
- (e) Placement in a county, municipal, community, fraternal, non-profit, church or veterans cemetery;
- (f) Scattering or placement in other areas where no local prohibition exists, provided the cremated remains are not distinguishable to the public, and the scattering or placement is done in a dignified manner.

(2) Each funeral establishment involved in arrangements for cremation of deceased persons shall retain and make available for inspection by the Department records pertaining to each cremation arranged by the funeral establishment. Cremation records shall be retained for a period of at least 2 years and shall include, but not be limited to the following:

- (a) Signed declaration of intent;
- (b) Date of cremation;
- (c) Disposition of cremated remains; and
- (d) Contract for funeral/cremation arrangements.