

**BEFORE THE STATE BOARD OF EMBALMERS, FUNERAL DIRECTORS,
CEMETERIES, AND BURIAL SERVICES**

**IN THE MATTER OF
Julia Carmella Myers, Applicant for Apprentice
Embalmer, Respondent**

Case No. 19-18

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

A hearing on the above-referenced matter was held before the Arkansas State Board of Embalmers, Funeral Directors, Cemeteries, and Burial Services (the "Board") on July 16, 2019, at the Arkansas Insurance Department, First Floor Hearing Room, 1200 W. 3rd St., Little Rock. The Respondent, Julia Carmella Myers, appeared. Amanda Gibson, Associate Counsel at the Arkansas Insurance Department appeared on behalf of the Board. Finding proper notice was given to the Respondent, the Board, from all the evidence presented, issues the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Respondent is currently employed at Jones Funeral Home in Crossett, AR.
2. On May 13, 2019 Respondent submitted an application for registration as an apprentice embalmer.
3. On September 9, 2016, Respondent pled guilty to violation of Uniform Narcotic Drug Act (first offense).
4. As a result, Respondent was sentenced to 24 months incarceration with 36 months suspended sentence. Respondent was incarcerated for 9 months and is currently on unsupervised parole.

CONCLUSION OF LAW

1. Respondent's actions, as set forth in the Allegations 3 and 4 above, constitute a violation of Ark. Code Ann. § 17-29-301(a)(8)(A) in that Respondent cannot pass the State Police criminal background check required of embalmers because of her felony conviction.

ORDER

Based upon the testimony and evidence presented at the hearing, the Board hereby orders that Respondent Julia Myers' application to register as an Apprentice Embalmer, notwithstanding her felony conviction, is **GRANTED**.

Pursuant to the Arkansas Administrative Procedure Act, Ark. Code Ann. § 25-15-212, the Respondent may petition for judicial review of this decision by filing a petition in the Circuit Court of the county in which she resides or does business, or in the Circuit Court of Pulaski County, within thirty (30) days after service of this Order.

IT IS SO ORDERED THIS 16TH DAY OF JULY, 2019.

**STATE BOARD OF EMBALMERS,
FUNERAL DIRECTORS,
CEMETERIES, AND BURIAL
SERVICES**

By:



Amanda Gibson
Counsel for the Board