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Pennsylvania Cemetery, Cremation
and Funeral Association

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INDEPENDENT REGULATORY
REVIEW COMMISSION

TO: Members, House Professional Licensure Committee

FROM: Sam Saxton, Legislative Chairman
PA Cemetery, Cremation and Funeral Association

RE: Proposed Pre-Need Regulation 16A-4815

DATE: September 25, 2007

On Wednesday, September 26, 2007 the House Professional Licensure Committee is scheduled to consider a package of regulations, which includes a regulation on pre-need funeral services, the aforementioned Regulation 16A-4815.

The Pennsylvania Cemetery, Cremation and Funeral Association **strongly opposes** this regulation, written by the State Board of Funeral Directors, which we believe encroaches on the authority of the PA General Assembly to pass legislation and ignores a *Commonwealth Court* decision on the issue of the nature of pre-need contracts. We have attached a copy of the comments our counsel filed with the Funeral Board on behalf of PCCFA, and ask you to review them prior to Wednesday's meeting. When you read PCCFA counsel's comments you will understand the self-serving nature of these regulations, which are written to benefit funeral directors who oppose pre-need sales.

This regulation is anti-consumer, anti-competitive and would have the effect of abolishing pre-need funeral contracts in favor of sales which take place after death, resulting in the consumer paying more for funeral services.

We urge a vote to disapprove the regulations in question.

Should you have any questions or desire additional information about this regulation please contact PCCFA's Government Relations consultant, Morgan Plant, at 717.386.1012 (cell) or 717.245.0902 (land line).

Thank you for your consideration of this request.

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