



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-477A

Chris Ferguson, Executive Director
Oklahoma Funeral Board
3700 N. Classen Blvd., Suite 175
Oklahoma City, OK 73118

December 11, 2018

Dear Executive Director Ferguson:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Funeral Board intends to take pursuant to a consent order with respect to complaint 19-11. The licensee admits to being convicted of a felony DUI and failing to disclose the felony on four renewal applications. The Board proposes to impose a \$1,500 fine, a 90-day suspension of the license, and \$500 in costs.

The Funeral Services Licensing Act authorizes the Board to “refuse to issue or renew, or . . .revoke or suspend, any license or registration for . . . [c]onviction of a felony[,]” or “[f]raud or misrepresentation in obtaining a license.” 59 O.S.Supp.2017, § 396.12c(1), (6). The Act further gives the Board the authority to impose administrative fines when a licensee violates the Act. *Id.* § 396.12d(2). The Board may reasonably believe that the proposed action is necessary to deter future violations.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Funeral Board has adequate support for the conclusion that this action advances the State’s policy to protect consumers when purchasing funeral services.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

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