

**ARTICLE 25-02**  
**PRACTICE OF FUNERAL SERVICE AND LICENSURE OF FUNERAL PRACTITIONERS**

Chapter  
25-02-02                    Licensure of Funeral Practitioners

**CHAPTER 25-02-02**  
**LICENSURE OF FUNERAL PRACTITIONERS**

Section  
25-02-02-01            Application for License  
25-02-02-02            Qualifications for Licensure  
25-02-02-03            Examination for Licensure  
25-02-02-04            License Renewal, Late Renewal [Repealed]  
25-02-02-04.1        License Renewals  
25-02-02-05            Licensure by Reciprocity  
25-02-02-06            Intern Embalmer  
25-02-02-06.1        Internship Requirements  
25-02-02-07            Prohibited Acts [Repealed]  
25-02-02-08            Exceptions from Licensure [Repealed]

**25-02-02-02. Qualifications for licensure.**

To qualify for a license to practice funeral service, the applicant shall meet all of the following requirements:

1. Be of good moral character.
2. Furnish evidence of successful completion of an accredited four-year high school course of study.
3. One of the following:
  - a. Furnish evidence of satisfactory completion of at least two years of accredited college or university course of study in addition to the education required by subsection 4. For purposes of this subsection, two years means a minimum of sixty semester hours or a minimum of ninety quarter hours; or
  - b. Furnish evidence of licensure in good standing in another state and 5 or more years of active licensed experience in another state.
4. Show evidence of graduation from an accredited college of mortuary science.
5. Have successfully completed all required examinations.
6. Demonstrate completion of an approved internship.
7. Demonstrate to a funeral practitioner proficiency in the art of embalming. Final embalming report to indicate by affidavit signed by a funeral practitioner that the applicant is proficient in embalming.

**History:** Amended effective April 1, 1979; July 1, 1983; March 1, 1985; May 1, 1993; May 1, 1998; January 1, 2015.

**General Authority:** NDCC 43-10-05

**Law Implemented:** NDCC 43-10-11, 43-10-12, 43-10-13

**ARTICLE 25-05  
CREMATORIIUMS**

Chapter  
25-05-01           Licensure of Crematoriums

**CHAPTER 25-05-01  
LICENSURE OF CREMATORIIUMS**

Section  
25-05-01-01       Licensure of Crematoriums  
25-05-01-01.1    Crematory Requirements  
25-05-01-02       Crematorium Establishment  
25-05-01-03       Insurance Requirements [Repealed]  
25-05-01-04       Inspection of Crematoriums  
25-05-01-05       Bond Required [Repealed]  
25-05-01-06       Crematoriums Must Apprise Funeral Directors and Consumer Families of Requirements  
25-05-01-07       Cremation Requirements  
25-05-01-08       Cremation Authorization  
25-05-01-09       Penalty [Repealed]  
25-05-01-09.1    Identification of Body  
25-05-01-10       Prohibitions  
25-05-01-11       Written Release  
25-05-01-12       Unclaimed Cremated Remains  
25-05-01-13       Sale of Funeral Goods

**25-05-01-10. Prohibitions.**

1. Crematoriums are forbidden to cremate fetuses, limbs, and body parts from private or public health agencies or medical schools or medical doctors unless appropriate releases are given to the crematoriums by those agencies. Copies of releases must remain with the cremation authority and the parties contracting for cremations mentioned in this section.
2. Cremation of animals and pets of any type is strictly forbidden in a ~~crematorium~~retort designed utilized for cremation of human remains.
3. Except for the items listed in subsection 1, ~~retort crematoriums~~ are forbidden to perform any multiple cremations of any type of human remains.

**History:** Effective May 1, 1993; amended effective May 1, 1998, \_\_\_\_\_, 2022.

**General Authority:** NDCC 43-10-05, 43-10-25

**Law Implemented:** NDCC 43-10-05