



AN ACT REVISING LAWS RELATED TO MORTUARY SCIENCE LICENSING; REVISING INTERNSHIP REQUIREMENTS TO OBTAIN A LICENSE REQUIRED FOR THE PRACTICE OF MORTUARY SCIENCE; AMENDING SECTIONS 37-19-302 AND 37-19-304, MCA; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 37-19-302, MCA, is amended to read:

**"37-19-302. License required for practice of mortuary science -- qualifications of applicants. (1)**

The practice of mortuary science is limited to:

- (a) licensed morticians;
- (b) licensed interns; and
- (c) students exempted under 37-19-308.

(2) A person 18 years of age or older wishing to practice mortuary science in this state ~~must~~shall apply to the board on the form and in the manner prescribed by the board.

(3) To qualify for a mortician's license, a person must:

(a) be of good moral character;

(b) have graduated from an accredited college or university with an associate degree in mortuary science;

(c) pass an examination prescribed by the board and pay the application fee set by the board by rule; and

(d) serve a 1-year internship under the supervision of a licensed mortician in a licensed mortuary, ~~after passing the examination provided for in subsection (3)(c).~~

(4) A person who fails the examination required in subsection (3)(c) may retake the examination under conditions prescribed by rule of the board."

**Section 2.** Section 37-19-304, MCA, is amended to read:

**"37-19-304. Issuance of intern's license -- license fee -- issuance of mortician's license on completion of internship.** An applicant currently enrolled in or having already graduated from a program qualifying under 37-19-302(3)(b) ~~who passes the examination provided for in 37-19-302~~ shall, upon payment of a license fee prescribed by the board, be granted an intern mortician's license to practice mortuary science under the supervision of a licensed mortician in a licensed mortuary in Montana ~~and, upon completion of 1 year's internship and payment of the license fee, may apply for and receive a mortician's license.~~"

**Section 3. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

**Section 4. Effective date.** [This act] is effective July 1, 2023.

- END -

I hereby certify that the within bill,  
SB 244, originated in the Senate.

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Secretary of the Senate

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2023.

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2023.

SENATE BILL NO. 244  
INTRODUCED BY M. CUFFE

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