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225.15 UNAUTHORIZED PRACTICE OF [EMBALMING] [FUNERAL DIRECTING]  
[FUNERAL SERVICE] [OPERATING A FUNERAL ESTABLISHMENT]—  
PRACTICING WITHOUT A LICENSE (INCLUDING WHILE REPRESENTING  
ONESELF AS BEING LICENSED). MISDEMEANOR.

The defendant has been charged with the unauthorized [practice of embalming] [practice of funeral directing] [practice of funeral services] [operation of a funeral establishment].

For you to find the defendant guilty of this offense, the State must prove three things beyond a reasonable doubt:

First, that the defendant was not duly [licensed] (and) [registered] to [practice embalming] [practice funeral directing] [practice funeral services] [operate a funeral establishment] in this State;<sup>1</sup>

Second, that the defendant [practiced embalming] [practiced funeral directing] [practiced funeral services] [operated a funeral establishment] in this State;

*NOTE WELL: Include the following paragraph only if defendant is being charged with holding himself/herself out as a licensed professional.*

And Third, that the defendant falsely represented that the defendant was [licensed] (and) [registered] in this State.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was not duly [licensed] (and) [registered] to [practice embalming] [practice funeral directing] [practice funeral services] [operate a funeral establishment] in this State, that the defendant [practiced embalming] [practiced funeral directing] [practiced

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GENERAL CRIMINAL VOLUME

JUNE 2019

N.C. Gen. Stat. § 90-210.25(f)(1)

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funeral services] [operated a funeral establishment] in this State, and that the  
defendant falsely represented that the defendant was [licensed] (and)  
[registered] in this State, it would be your duty to return a verdict of guilty. If  
you do not so find or have a reasonable doubt as to one or more of these  
things, then it would be your duty to return a verdict of not guilty.

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1 See N.C. Gen. Stat. 90-210.25 for licensing requirements.