



Minnesota
Department
of Health

PROTECTING, MAINTAINING & IMPROVING THE HEALTH OF ALL MINNESOTANS

August 22, 2016

Dennis H. Jandt



Subject: Determination affecting your right to practice Mortuary Science in Minnesota.

Dear Mr. Jandt:

Based on the facts and law in this matter as described in the enclosed Staff Determination, the Minnesota Department of Health ("MDH") has determined that you violated Minnesota Statutes, section 149A.09, subdivisions 1 (4) and (11), by attempting to engage in sexual conduct with an individual under the age of 16. Therefore, MDH is revoking your right to practice Mortuary Science in Minnesota. Minnesota Statutes, section 149A.09, subdivision 1 authorizes this revocation.

Pursuant to Minnesota Statutes, Section 149A.09, subdivision 2, this decision will be final and effective 20 calendar days from the date it is received by you. During the 20-day period, you have the right to challenge this decision in a contested-case hearing, as provided under Minnesota Statutes, section 14.57. Requests for a hearing should be made in writing and include specific grounds for challenging MDH's decision. If you wish to request a hearing, please deliver a written hearing request, within 20 calendar days of your receipt of this letter. Please direct correspondence and any appeals to:

Anne Kukowski, Manager of the Mortuary Science Section
Minnesota Department of Health, P.O. Box 64882
Saint Paul, MN 55164-0882

If you have any questions regarding this matter, please contact Anne Kukowski at (651) 201-3727.

Sincerely,

Susan Winkelmann, Assistant Division Director
Health Regulation Division

Enclosure

Cc: Anne Kukowski, Manager of the Mortuary Science Section



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PROTECTING, MAINTAINING AND IMPROVING THE HEALTH OF ALL MINNESOTANS

**Mortuary Science Section
Minnesota Department of Health**

**A Determination in the Matter of Dennis H. Jandt
Mortician**

Dennis H. Jandt



I. Authority

1. Minnesota Statutes, Section 149A.09, subdivision 1 (4) authorizes the Minnesota Department of Health to revoke a license issued pursuant to Minnesota Statutes, Chapter 149A, Mortuary Science, for conviction of a crime.
2. Minnesota Statutes, Section 149A.09, subdivision 1 (11) authorizes the Minnesota Department of Health to revoke a license issued pursuant to Minnesota Statutes, Chapter 149A, Mortuary Science, when a person subject to regulation under Chapter 149A engages in conduct that is unprofessional or renders the person unfit to practice mortuary science or operate a funeral establishment.

II. Findings of Fact

1. Dennis H. Jandt (hereinafter "Licensee") is a Minnesota licensed mortician (M-2405), formerly employed by Jandt Funeral home in Caledonia, MN and other branch locations located in the state of Wisconsin.
2. On June 15, 2016, Licensee was convicted in Winona County Courthouse (Case Number 85-CR-14-1329) of a felony, for attempting to hire a 13 to 15 year old to engage in sexual penetration or sexual contact.
3. Minnesota Statutes, Section 609.02, subdivision 2 defines a felony as "crime for which a sentence of imprisonment for more than one year may be imposed."

4. Minnesota Statutes, Section 609.324, subdivision 1 (b) (2) allows imposition of a sentence of imprisonment up to ten years or payment of a penalty of not more than \$20,000 against an individual "who hires or offers or agrees to hire an individual under the age of 16 years but at least 13 years to engage in sexual penetration or sexual contact."

III. Violation Reference

Minnesota Statutes, Section 149A.09, subdivisions 1 (4) and (11) state:

The regulatory agency may deny, refuse to renew, revoke, or suspend any license or permit applied for or issued pursuant to this chapter when the person subject to regulation under this chapter:

(4) is convicted of a crime, including a finding or verdict of guilt, an admission of guilt, or a no contest plea in any court in Minnesota or any other jurisdiction in the United States. "Conviction," as used in this subdivision, includes a conviction for an offense which, if committed in this state, would be deemed a felony or gross misdemeanor without regard to its designation elsewhere, or a criminal proceeding where a finding or verdict of guilty is made or returned, but the adjudication of guilt is either withheld or not entered;

(11) engages in any conduct that, in the determination of the regulatory agency, is unprofessional as prescribed in section 149A.70, subdivision 7, or renders the person unfit to practice mortuary science or to operate a funeral establishment or crematory.

IV. Conclusions

Licensee violated Minnesota Statutes, Section 149A.09, subdivision 1 (4) when he was convicted of a felony. The felony was attempting to hire a minor age 13-15 years old for sexual penetration or sexual conduct. This is unprofessional conduct, which violates Minnesota Statutes, Section 149A.09, subdivision 1 (11).

V. Determination

Licensee's right to practice mortuary science in Minnesota is revoked. Revocation is effective 20 days after receiving this Order, unless Licensee requests a hearing prior to that date.