

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

funeral director or other authorized person in charge of the disposition of the dead human body or its removal from the State has obtained a permit from the clerk of the municipality where death occurred. The permit shall be sufficient authority for final disposition in any place, including a crematory, where dead human bodies are disposed of in this State. No such permit may be issued to anyone other than a funeral director until the clerk of the municipality receives a medical certificate which has been signed by a physician or medical examiner which indicates that the physician or medical examiner has personally examined the body after death. The authorized person may transport a dead human body only upon receipt of this permit.

Sec. 4. 22 MRSA § 2846 is enacted to read:

§ 2846. Authorized person

For the purposes of this chapter, the "authorized person" responsible for obtaining or filing a permit or certificate shall mean a member of the immediate family of the deceased, a person authorized in writing by a member of the immediate family of the deceased if no member of the immediate family of the deceased is physically or mentally capable of the responsibility, or in the absence of immediate family, a person authorized in writing by the deceased.

Sec. 5. 32 MRSA § 1405, 2nd ¶, as last amended by PL 1971, c. 56, is amended by adding after the first sentence, the following new sentence:

This certificate, a certified copy of the death certificate and a burial transit permit when presented by the authorized person as defined in Title 22, section 2846, shall be sufficient authority for cremation and the person, firm or corporation in charge of cremation shall not refuse to cremate the body solely because these documents are presented by such an authorized person.

Effective October 24, 1977

CHAPTER 233

AN ACT to Provide Accessible Polling Places for the Physically Handicapped and the Elderly.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 21 MRSA § 604, sub-§ 2, 1st ¶, 3rd sentence, as enacted by PL 1975, c. 165, § 2, is amended to read:

An elderly or physically handicapped voter who wishes to vote at the office of the clerk or at an alternative voting place must notify the clerk of the municipality at least ~~10~~ 5 days prior to the date of any election.

Sec. 2. 21 MRSA § 604, sub-§ 2, as last amended by PL 1975, c. 761, § 26, is further amended by adding after the first paragraph a new paragraph to read:

Not later than 10 days prior to the date of any election, the clerk shall issue a public notice designating the location of the alternative accessible voting place. No such notice is required in any municipality in which all or no voting places are accessible to these persons.

Effective October 24, 1977

CHAPTER 234

AN ACT to Amend and Repeal Certain Laws Relating to Public Utilities.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 35 MRSA § 103, 2nd sentence is amended to read:

Chapters 1 to 17 shall not prohibit such free or reduced rates by public utilities as is defined and provided for in the Acts of Congress entitled, "An Act to Regulate Commerce" and Acts amendatory thereof, nor free or reduced transportation to the officers of leased lines or to police officers or firemen in uniform or of municipal fire apparatus, call men of fire departments wearing badges, while going to or returning from fires, chiefs, captains, sergeants, lieutenants and inspectors of police departments, in plain clothes and wearing badges editors and regular reporters of newspapers; nor shall it be construed to prohibit any public utility from granting service at free or reduced rates for charitable or benevolent purposes, or for national or civilian defense purposes, nor to prohibit any public utility from supplying water and service free or at reduced or special rates to any person, firm or corporation for fire protection purposes through or by means of any apparatus or appliances furnished, installed or maintained by such person, firm or corporation, provided the same be approved by the commission; nor shall it be unlawful for any public utility to make special rates to its employees or in case of emergency service, nor shall the furnishing by any public utility of any product or service at the rates and upon terms and conditions provided for in any contract in existence January 1, 1913 be construed as constituting a discrimination or undue or unreasonable preference or advantage within the meaning specified.

Sec. 2. 35 MRSA §§ 252, 253, and 254 are repealed.

Sec. 3. 35 MRSA § 822, 2nd sentence is repealed.

Sec. 4. 35 MRSA § 902, 2nd sentence is amended to read:

Such ticket shall be good for such passage for ~~6 years~~ 1 year from the day it was first issued.