

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 495

H. P. 385

House of Representatives, January 29, 1969

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hewes of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Funds and Personal Property of Deceased Patients and Inmates of State Institutions.

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

R. S., T. 34, § 9, amended. The first paragraph of section 9 of Title 34 of the Revised Statutes, as enacted by section 1 of chapter 324 of the public laws of 1967, is amended to read as follows:

If any patient or inmate of any institution under the control of the department shall die, leaving on deposit in his personal account at such institution an amount not exceeding \$500, ~~or leaving in the custody of the head thereof any personal property~~ and no executor of his will or administrator of his estate shall be appointed, the head of the institution may pay the balance of his account to the surviving spouse ~~and if none or to his next of kin and if none in accordance with Title 18, section 1001, to the funeral director having any bill outstanding for the burial of the decedent and if none, or if any balance remains after payment thereof, to any or other preferred creditor or creditors who may appear to be entitled thereto, and shall deliver said personal property in his custody to the surviving spouse and if none, to his or next of kin in accordance with Title 18, section 1001, who may appear to be entitled thereto.~~ Such payment or delivery shall not be made until ~~6 months~~ 60 days have elapsed following the date of death of the patient or inmate. For any payment or delivery so made the head of the institution ~~or his designee acting under this section~~ shall not be held liable to the decedent's executor or administrator thereafter appointed, or to his heirs, successors or assigns.