

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND FIFTH LEGISLATURE

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## Legislative Document

No. 1080

H. P. 807

House of Representatives, February 24, 1971

Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Orestis of Lewiston.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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### AN ACT to Improve the Enforcement of the Marriage Blood Test Requirement.

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

**Sec. 1. R. S., T. 19, § 62, amended.** The 3rd sentence from the end of section 62 of Title 19 of the Revised Statutes is repealed and the following enacted in place thereof:

**Any certificate is void if not used within 60 days of the physical examination required by Title 22, section 1181.**

**Sec. 2. R. S., T. 22, § 1182, amended.** The first sentence of section 1182 of Title 22 of the Revised Statutes, as amended by chapter 8 of the public laws of 1967, is further amended to read as follows:

Because of emergency or other cause shown by affidavit or other proof, any Justice of the Superior Court, judge of probate or Judge of a District Court, if satisfied that the public health and welfare will not be injuriously affected thereby, may make an order, in his discretion, on joint application of both of the parties desiring the marriage license, dispensing with the requirements of section 1181 as to either or both of the parties, including the laboratory statement, or, if the statement or statements provided for by such section have been filed, extending the 30-day period following the examination and test and **extending the 60-day period of validity of any certificate** to not later than a day specified, which shall be not more than 90 days after the examination and test. **Payment of a \$25 application fee shall be made at the time application for waiver is made.**

## STATEMENT OF FACT

The existing requirement of a blood test prior to marriage is virtually a nullity because there is no provision which requires the blood test to be performed within a certain period of the marriage ceremony. This Act is intended to make certain the requirement of a blood test and to make the receiving of a waiver more difficult by imposing a fee.