

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND SEVENTH LEGISLATURE

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**Legislative Document**

**No. 109**

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H. P. 102

House of Representatives, January 7, 1975

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

EDWIN H. PERT, Clerk

Presented by Mrs. Boudreau of Portland.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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### AN ACT Providing for the Designation of Anatomical Gifts on Motor Vehicle and Motorcycle Operators' Licenses.

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

**Sec. 1.** 22 MRSA, § 2904, sub-§ 2, as enacted by PL 1969, c. 193, is amended to read:

2. **Other documents.** A gift of ~~all or~~ any part of the body under section 2902, subsection 1, may also be made by document other than a will. A gift of any part of the body under section 2902, subsection 1, may also be made by a statement provided for on all Maine motor vehicle and motorcycle operators' licenses. The gift becomes effective upon the death of the donor if the gift is technically feasible, and if the donee has medical need for the gift. The document, which may be a card designed to be carried on the person, must be signed by the donor, in the presence of 2 witnesses who must sign the document in his presence. If the donor cannot sign, the document may be signed for him at his direction and in his presence, and in the presence of 2 witnesses who must sign the document in his presence. Delivery of the document of gift during the donor's lifetime is not necessary to make the gift valid.

**Sec. 2.** 29 MRSA, § 540, as last amended by PL 1973, c. 625, § 188, is further amended by adding at the end the following new paragraph:

The Secretary of State shall provide, on each license to operate motor vehicles or motorcycles issued, a statement whereby the owner of such license may certify in the presence of 2 witnesses, who must sign the document in his presence, his willingness to make an anatomical gift under Title 22, chapter 710. The gift shall be invalidated upon loss, expiration, cancellation, revocation or suspension of the license and the gift must be renewed upon renewal, reinstatement and duplication of each license.

**Sec. 3. Effective date.** This Act shall become effective January 1, 1976.

#### STATEMENT OF FACT

The purpose of this bill is to facilitate the making of anatomical gifts by making a provision for it on the motor vehicle and motorcycle operators' license.