

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 208

H.P. 160

House of Representatives, January 24, 1995

An Act to Simplify the Procedure for Making Anatomical Gifts under the Motor Vehicle Laws.

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative LIBBY of Kennebunk.

Cosponsored by Representatives: BARTH of Bethel, BOUFFARD of Lewiston, CARLETON of Wells, CLARK of Millinocket, DONNELLY of Presque Isle, GUERRETTE of Pittston, JACQUES of Waterville, NICKERSON of Turner, POULIOT of Lewiston, TAYLOR of Cumberland, TRUE of Fryeburg. Senators: HALL of Piscataquis, HANLEY of Oxford, PENDEXTER of Cumberland, STEVENS of Androscoggin.

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

4 **Sec. 1. 22 MRSA §2906, sub-§2**, as amended by PL 1991, c. 823,
§1 and affected by §7, is further amended to read:

6 **2. Revocation.** ~~Except as provided in subsection 4, any~~ Any
8 document of gift that has not been delivered to the donee may be
10 revoked by the donor in the manner set out in subsection 1 or by
destruction, cancellation or mutilation of the document and all
executed copies of the document.

12 **Sec. 2. 22 MRSA §2906, sub-§4**, as enacted by PL 1991, c. 823,
14 §2 and affected by §7, is repealed.

16 **Sec. 3. 29-A MRSA §1401, sub-§5** is enacted to read:

18 **5. Statement on anatomical gifts.** The Secretary of State
shall include on each license to operate a motor vehicle or a
20 motorcycle a statement regarding the licensee's willingness to
make an anatomical gift under Title 22, chapter 710. The
22 statement must read: The decal affixed hereto indicates the
licensee is willing to make an anatomical gift upon his/her death
and has discussed this willingness with his/her next of kin.

24 **Sec. 4. 29-A MRSA §1402**, as enacted by PL 1993, c. 683, Pt.
26 A, §2 and affected by Pt. B, §5, is repealed.

28 **Sec. 5. 29-A MRSA §1402-A** is enacted to read:

30 **§1402-A. Organ donor decal**

32 The Secretary of State shall make available without
34 additional fee an organ donor decal to a licensed driver 16 years
of age or older. The licensee may express a willingness to make
36 an anatomical gift by affixing an organ donor decal to the
license next to the statement described in section 1401,
38 subsection 5.

40 **STATEMENT OF FACT**

42 This bill directs the Secretary of State to make available
44 organ donor decals to be affixed to a driver's license to
46 indicate a willingness to make an anatomical gift. Currently, a
licensee can make a declaration of an anatomical gift and be
48 issued a donor card and pouch to carry with a driver's license.