

# MAINE STATE LEGISLATURE

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*M*  
*2/15/06*

L.D. 1036

2 DATE: *2-15-06*

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4  
6 HEALTH AND HUMAN SERVICES

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12 STATE OF MAINE  
14 SENATE  
16 122ND LEGISLATURE  
SECOND REGULAR SESSION

18 COMMITTEE AMENDMENT "*A*" to S.P. 353, L.D. 1036, Bill, "An  
20 Act To Amend the Laws Governing the Burial or Cremation of  
Certain Persons"

22 Amend the bill in section 1 by striking out all of  
24 subsection 2 (page 1, lines 6 to 26 in L.D.) and inserting in its  
place the following:

26  
28 '2. Burial or cremation. In the event of the death of an  
eligible person, the funeral director shall notify the overseer  
prior to burial or cremation or by the end of the next 3 business  
30 day days following the funeral director's receipt of the body,  
whichever is earlier. Notwithstanding section 4305, subsection 3,  
32 paragraph C, a decision on any application for assistance with  
burial expenses need not be rendered until the overseer has  
34 verified that no relative or other resource is available to pay  
for the direct burial or cremation costs, but the decision must  
36 be rendered within ~~10~~ 8 days after receiving an application. The  
father, mother, grandfather, grandmother, children, grandchildren  
38 or siblings, by consanguinity, living within or owning real or  
tangible property within the State, are responsible for the  
40 burial or cremation costs of the eligible person in proportion to  
their respective abilities. When no legally liable relative  
42 possesses a financial capacity to pay either in lump sum or on an  
installment basis for the direct costs of a burial or cremation,  
44 the contribution of a municipality under this subsection is  
limited to a reasonable calculation of the funeral director's  
46 direct costs, less any and all contributions from any other  
source.'

**COMMITTEE AMENDMENT**

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### SUMMARY

4           This amendment changes to 3 business days the time period  
6 in which a funeral director must notify the overseer of a  
8 municipality of the death of an eligible person, changes the  
10 bill's proposed 2-day time period for the overseer to decide on  
an application for burial or cremation costs to 8 days and  
removes the proposed changes to the relatives responsible for  
paying for burial or cremation.