

MAINE STATE LEGISLATURE

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Date: 3/27/06
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Judiciary

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5 STATE OF MAINE
6 HOUSE OF REPRESENTATIVES
7 122ND LEGISLATURE
8 SECOND REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 1282, L.D. 1842, Bill, "An Act To
10 Amend the Laws Governing Living Wills of Terminally Ill Persons"

11 Amend the bill by striking out the title and substituting the following:

12 'An Act To Allow Certain End-of-life-care Decision-makers To Consent to
13 Organ and Tissue Donation'

14 Amend the bill by striking everything after the enacting clause and inserting in its
15 place the following:

16 'Sec. 1. 22 MRSA §2902, sub-§2, as enacted by PL 1969, c. 193, is amended to
17 read:

18 2. Others. Any of the following persons, in order of priority stated, when persons in
19 prior classes are not available at the time of death, and in the absence of actual notice of
20 contrary indications by the decedent, or actual notice of opposition by a member of the
21 same or a prior class, may give all or any part of the decedent's body for any purposes
22 specified in section 2903:

23 A. The spouse;

24 A-1. An agent designated by a durable health care power of attorney or an advance
25 health-care directive under Title 18-A, Article 5, Part 8;

26 A-2. A registered domestic partner, as defined in Title 22, section 2710;

27 B. An adult son or daughter;

28 C. Either parent;

29 D. An adult brother or sister;

30 E. A guardian of the person of the decedent at the time of his death; or

31 F. Any other person authorized or under obligation to dispose of the body.'



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SUMMARY

This amendment replaces the bill.

This amendment amends the Uniform Anatomical Gift Act to include in the prioritized list of decision-makers both agents appointed under a durable health-care power of attorney or an advance health-care directive and registered domestic partners.