

MAINE STATE LEGISLATURE

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L.D. 433

Date: 6/4/15

(Filing No. S-187)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE

SENATE

127TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 162, L.D. 433, Bill, "An Act To Clarify the Liability of Funeral Practitioners"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 22 MRSA §2843-A, sub-§8, as amended by PL 2011, c. 387, §2, is further amended to read:

8. Immunity. A party, including but not limited to a funeral director or practitioner of funeral service, who, in good faith, acts upon the instructions of the party having custody and control is not liable for having carried out those instructions, may not be held civilly or criminally liable and is not subject to disciplinary action for acting in accordance with those instructions.'

SUMMARY

This amendment reallocates the bill's proposed immunity provision to the general existing immunity provision for the chapter of law governing deaths and burials to provide clarity that a funeral director or practitioner of funeral service is entitled to the immunity provided under that chapter.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 05/27/15 *MRC*

127th MAINE LEGISLATURE

LD 433

LR 1204(02)

An Act To Clarify the Liability of Funeral Practitioners

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-187)
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

Minor savings - General Fund
Minor revenue decrease - General Fund

Correctional and Judicial Impact Statements

Decreases the number of civil suits.
May decrease General Fund filing fee revenue by minor amounts.