



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document	No. 433

S.P. 162

In Senate, February 24, 2015

An Act To Clarify the Liability of Funeral Practitioners

Reference to the Committee on Health and Human Services suggested and ordered printed.

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HEATHER J.R. PRIEST Secretary of the Senate

Presented by Senator CUSHING of Penobscot. Cosponsored by Representative BLACK of Wilton and Senators: BAKER of Sagadahoc, HAMPER of Oxford, LANGLEY of Hancock, MASON of Androscoggin, Representatives: DION of Portland, NUTTING of Oakland.

1	Be it enacted	by the Peopl	e of the State	of Maine as follows
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2 Sec. 1. 22 MRSA §2843-A, sub-§10, ¶F is enacted to read:

F. A funeral director or practitioner of funeral service who, in good faith, acts upon
the instructions of a party that misrepresents that party's custody and control may not
be held civilly or criminally liable and is not subject to disciplinary action for acting
in accordance with those instructions.

SUMMARY

8 This bill provides immunity from disciplinary action and civil and criminal liability 9 for a funeral director or a practitioner of funeral service who, with respect to the remains 10 of a deceased person, acts in good faith upon the instructions of an individual who 11 misrepresents that individual's custody and control of that deceased person.