

MAINE STATE LEGISLATURE

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L.D. 1717

Date: 2-16-18

(Filing No. H-596)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1197, L.D. 1717, Bill, "An Act To Clarify the Authority of the Chief Medical Examiner To Properly Dispose of Abandoned Human Remains"

Amend the bill in section 1 in §3028-A by striking out all of the last 2 paragraphs (page 1, lines 10 to 18 in L.D.) and inserting the following:

'The Chief Medical Examiner may assume responsibility for the disposal of identified human remains of a deceased resident of this State that are the subject of a medical examiner case if no one takes custody and control of the human remains for a period of 30 days after the Chief Medical Examiner has both completed an autopsy or necessary examination of the human remains and made reasonable inquiry under section 3028-D, subsection 1. Such abandoned remains may be interred or cremated. The Chief Medical Examiner shall file or cause to be filed a certificate of abandonment in the municipality where the human remains were recovered that indicates the means of disposal.

In the absence of a responsible party, payment of expenses incurred by the Chief Medical Examiner pursuant to this section must be made pursuant to section 3028-D, subsection 2 as if the remains were unidentified. The Chief Medical Examiner may seek to recover costs from the estate or municipality of residence of the deceased.'

SUMMARY

The Department of the Attorney General, Office of Chief Medical Examiner currently has authority to make appropriate disposition of unidentified human remains and identified human remains without a connection to the State. This amendment clarifies that the bill provides similar authorization to the Office of Chief Medical Examiner to make appropriate disposition of identified but abandoned human remains with a connection to the State and that the State is the payor of last resort.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



128th MAINE LEGISLATURE

LD 1717

LR 2760(02)

An Act To Clarify the Authority of the Chief Medical Examiner To Properly Dispose of Abandoned Human Remains

Fiscal Note for Bill as Amended by Committee Amendment *A^m (H-596)*

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Minor future revenue increase - Other Special Revenue Funds

Fiscal Detail and Notes

The Department of the Attorney General will incur additional minor costs to adopt policy and procedure changes to adopt the changes in this bill. The department may also experience a minor increase in future Other Special Revenue Funds as a result of the fee for forensic preservation in certain circumstances.