

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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'V. Income. Has not sufficient income or other resources to provide a reasonable subsistence compatible with decency and health. ~~The first \$50 per month of earned income shall be disregarded;~~ The department shall disregard earned income in the amounts stated in the Social Security Act or any amendments thereto;'

Effective September 16, 1961

## Chapter 79

### AN ACT Relating to Disposition of Eyes After Death.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 25, §140-A, additional. Chapter 25 of the Revised Statutes is amended by adding a new section 140-A, to read as follows:

#### 'Disposition of Eyes After Death.

Sec. 140-A. Right to dispose of eyes after death. A person has the right to direct the manner in which his eyes or any part thereof shall be disposed of after his death.

I. Manner of making disposition. A person may, if he is of legal age and sound mind, by written instrument, prescribe for the disposition to be made, after death, of his eyes or any part thereof, provided such person shall receive no remuneration or other thing of value for such disposition and provided further that same is for the purpose of advancing medical science or for the replacement or rehabilitation of diseased eyes, worn out or injured parts, of the eyes of living human beings.

II. Donee provisions. Any such donation, authorization or consent made under this section shall be by written instrument signed by the person making or giving the same and shall be witnessed by 2 persons of legal age. Each instrument may designate the donee, but such designation shall not be necessary to its validity. A donee may be an individual, hospital, institution, an agency engaged in sight restoration or a bank maintained for the storage, preservation and use of human eyes or parts thereof. If no specific donee is named in such instrument, then the hospital in which the donor dies shall be considered to be the donee and if such donor does not die in a hospital, then the attending physician shall be considered to be the donee; and such hospital or physician shall have full authority to take and remove said eyes or parts thereof which such donor has designated and to make the same available to any person or institution in need thereof. Where a donee is named in such instrument, any hospital or physician acquiring possession or custody of the body shall have the authority to remove from the body the eyes or parts thereof which the donor has designated and to deliver the same to the named donee; provided that no such licensed physician or hospital shall receive any remuneration or other thing of value whatsoever, except the established fees, for such services rendered, for any eyes, or parts thereof, donated under this section, but such claim for services in removing the eyes or parts thereof shall not be a claim against the estate of deceased, and the hospital, donee or physician shall not be liable civilly or criminally for removing said eyes or parts thereof.

from the body, providing the donor has, prior to death, executed a valid written agreement as provided herein. No appointment of administrator, executor or court order shall be necessary before the removal of said eyes or parts thereof. No particular form or words shall be necessary or required for such donation or authorization provided that the instrument conveys the clear intention of the purpose of the person making the same. Any such disposition of his own eyes or parts thereof may be revoked by the donor at any time prior to his death by the execution of a written instrument in the same manner as the original grant.'

Effective September 16, 1961

## Chapter 80

### AN ACT Relating to Rate of Premiums for Group Life Insurance.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 60, § 165-A, amended. Section 165-A of chapter 60 of the Revised Statutes, as enacted by chapter 65 of the public laws of 1957, is amended to read as follows:

'Sec. 165-A. Rate of premiums. No domestic or foreign life insurance company shall be permitted to do business in this State if it hereafter delivers or issues for delivery, within this State, any policy of group life insurance on which the premium shall be less than the net premium based on the Commissioners ~~1944 Standard Ordinary~~ 1960 Group Mortality Table with interest at 3% per annum, plus a loading computed in accordance with a formula which shall be determined by the commissioner. Anything in this chapter to the contrary notwithstanding, any group life insurance policy issued or delivered in this State may provide for readjustment of the rate of premium based on the experience thereunder, at the end of the first year or of any subsequent year of insurance thereunder, and such readjustment may be made retroactive only for such policy year.'

Effective September 16, 1961

## Chapter 81

### AN ACT Repealing the Windham Game Preserve.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 37, § 149, amended. That part of section 149 of chapter 37 of the Revised Statutes, as revised, which relates to Windham Game Preserve, is repealed.

Effective September 16, 1961