

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
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CHAPTER 231

AN ACT Concerning Gubernatorial Appointments to the Board of Commissioners of the Profession of Pharmacy.

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

32 MRSA § 2851, next to the last ¶, as amended by PL 1975, c. 575, § 35, is further amended to read:

The Maine Pharmaceutical Association may, at its annual meeting each year, nominate ~~6 members of said association~~ registered pharmacists, whose names shall be forthwith certified by the president and secretary of said association to the Governor, and pharmacist members of said board, appointed during any year, shall be selected from the persons whose names are so certified for said year, unless in the opinion of the Governor said persons are manifestly unsuitable or incompetent.

Effective October 24, 1977

CHAPTER 232

AN ACT Concerning the Disposition of Human Remains.

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

Sec. 1. 22 MRSA § 2841, sub-§ 1, 1st sentence, is repealed and the following enacted in its place:

The funeral director or other authorized person in charge of the disposition of the dead fetus or its removal from the State shall be responsible for filing the certificate.

Sec. 2. 22 MRSA § 2842, sub-§ 1, 1st sentence, is repealed and the following enacted in its place:

The funeral director or other authorized person in charge of the disposition of the dead human body or its removal from the State shall be responsible for filing the certificate.

Sec. 3. 22 MRSA § 2843, 1st ¶, is repealed and the following enacted in its place:

Except as authorized by the department, no dead human body shall be buried, cremated or otherwise disposed of or removed from the State until a

funeral director or other authorized person in charge of the disposition of the dead human body or its removal from the State has obtained a permit from the clerk of the municipality where death occurred. The permit shall be sufficient authority for final disposition in any place, including a crematory, where dead human bodies are disposed of in this State. No such permit may be issued to anyone other than a funeral director until the clerk of the municipality receives a medical certificate which has been signed by a physician or medical examiner which indicates that the physician or medical examiner has personally examined the body after death. The authorized person may transport a dead human body only upon receipt of this permit.

Sec. 4. 22 MRSA § 2846 is enacted to read:

§ 2846. Authorized person

For the purposes of this chapter, the "authorized person" responsible for obtaining or filing a permit or certificate shall mean a member of the immediate family of the deceased, a person authorized in writing by a member of the immediate family of the deceased if no member of the immediate family of the deceased is physically or mentally capable of the responsibility, or in the absence of immediate family, a person authorized in writing by the deceased.

Sec. 5. 32 MRSA § 1405, 2nd ¶, as last amended by PL 1971, c. 56, is amended by adding after the first sentence, the following new sentence:

This certificate, a certified copy of the death certificate and a burial transit permit when presented by the authorized person as defined in Title 22, section 2846, shall be sufficient authority for cremation and the person, firm or corporation in charge of cremation shall not refuse to cremate the body solely because these documents are presented by such an authorized person.

Effective October 24, 1977

CHAPTER 233

AN ACT to Provide Accessible Polling Places for the Physically Handicapped and the Elderly.

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

Sec. 1. 21 MRSA § 604, sub-§ 2, 1st ¶, 3rd sentence, as enacted by PL 1975, c. 165, § 2, is amended to read:

An elderly or physically handicapped voter who wishes to vote at the office of the clerk or at an alternative voting place must notify the clerk of the municipality at least ~~to~~ 5 days prior to the date of any election.