

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,
SUBSECTION 4.

J.S. McCarthy Co., Inc.
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PUBLIC LAWS
OF THE
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enforcement and interpretation of this subsection, except that there shall be no antlerless deer permit system unless otherwise specified in this paragraph; and

(6) Subparagraph (3) shall be repealed 30 days after the submission by the department to the committee of the rules necessary for a permit system.

Effective September 19, 1985.

CHAPTER 231

H.P. 422 - L.D. 602

AN ACT to Amend Permit Procedures Relative to Final Disposition of Dead Human Bodies.

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

Sec. 1. 22 MRSA §2843, first ¶, as repealed and replaced by PL 1977, c. 232, §3, is amended to read:

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 or where the establishment of a funeral director having custody of the dead human body is located. 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, provided that the requirements of Title 32, section 1405, are met in appropriate cases. 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.

A municipal clerk may issue a permit for final

disposition by cremation, burial at sea, use by medical science or removal from the State only upon receipt of a certificate of release by a duly appointed medical examiner as specified in Title 32, section 1405.

Sec. 2. 22 MRSA §2843, as amended by PL 1977, c. 232, §3, is further amended by adding after the first ¶ a new paragraph to read:

A municipal clerk may issue a burial-transit permit to a funeral director who presents a report of death and states that he has been unable to obtain a medical certification of the cause of death. The funeral director shall name the attending physician or medical examiner who will certify to the cause of death and present assurances that he or she has agreed to do so. The funeral director shall exercise due diligence to secure the medical certification and file the death certificate as soon as possible.

Sec. 3. 22 MRSA §2843, sub-§3 is amended to read:

3. Permit for burial. The person in charge of each burying ground or crematory in this State shall endorse each such permit with which he is presented, and return it to the clerk of the municipality in which such burying ground or crematory is located within 7 days after the date of ~~burial~~ disposition. If there is no person in charge of the burying ground, an official of the municipality in which the burying ground is located shall endorse each such permit, and present it to the clerk of the municipality. The funeral director or authorized person shall present a copy of each permit, after endorsement, to the clerk of the municipality where death occurred and to the clerk who issued the permit.

Sec. 4. 22 MRSA §2844 is amended to read:

§2844. Subregistrars

The town or city clerk may appoint ~~2~~ one or more suitable and proper persons in ~~each town or city~~ the municipality as subregistrars, who shall be authorized to issue burial permits and permits for transportation of dead human bodies based upon a death certificate, in the same manner as is required of the town or city clerk. The ~~said~~ death certificate upon which the permit is issued shall be forwarded to the town clerk within 6 days after receiving the same, and all permits by whomsoever issued shall be returned to the town clerk as required by section 2843. The appointment of subregistrars shall be made with

reference to locality, so as to best suit the convenience of the inhabitants of the town, and such appointment shall be in writing and recorded in the office of the town or city clerk. The subregistrars in any town shall hold office at the pleasure of the town clerk.

Effective September 19, 1985.

CHAPTER 232

H.P. 681 - L.D. 967

AN ACT to Redefine the Southern Boundary to
Enlarge the Moose Hunting District.

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

12 MRSA §7463-A, sub-§1, as enacted by PL 1981, c. 118, §2, is amended to read:

1. Moose hunting district. A moose hunting district is established in that area of the State north of the Canadian Pacific Railroad mainline running from Vanceboro, through Brownville to the Canadian border Route 16 from the New Hampshire border to the intersection of Route 6 at Milo, then easterly along Route 6 to Route 2 in West Enfield, then south along Route 2 to Route 178, then south on Route 178 to Route 9, then east along Route 9 to Stoney Brook in Baileyville, Washington County, then following north-easterly along the main channel of Stoney Brook to The St. Croix River, except for those areas of the State closed to hunting described in chapter 713, subchapter I.

Effective September 19, 1985.

CHAPTER 233

H.P. 978 - L.D. 1410

AN ACT to Place the State Board of Licensure
of Administrators of Medical Care
Facilities other than Hospitals Within
the Department of Business,
Occupational and Professional
Regulation.