

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND NINETEEN

H.P. 1086 - L.D. 1484

An Act To Create a System Using the Permit for Disposition of Human Remains To Track the Burial of Cremated Remains in a Public Cemetery

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

Sec. 1. 22 MRSA §2843, sub-§3-A, as amended by PL 2017, c. 363, §1, is further amended to read:

3-A. Authorization for burial of cremated remains in public burying ground. The State Registrar of Vital Statistics shall provide an authorization to be used for the purposes of this subsection. If cremated remains are buried in a public burying ground in ~~this~~ the State, the person in charge of the public burying ground ~~may~~ shall endorse and ~~provide record~~ provide record the date the cremated remains were buried on ~~each permit with which that person is presented an authorization for the remains and return it the authorization~~ each such permit the authorization and return ~~it the authorization~~ the authorization to the State Registrar of Vital Statistics or to the clerk of the municipality in which the public burying ground is located within 7 days after the cremated remains were buried. If there is no person in charge of the public burying ground, an official of the municipality in which the public burying ground is located ~~may~~ shall endorse and ~~provide record~~ provide record the date the cremated remains were buried on ~~each such permit the authorization and present it the authorization~~ each such permit the authorization and present ~~it the authorization~~ the authorization to the State Registrar of Vital Statistics or the clerk of the municipality. ~~The~~ If an authorization is not returned to the State Registrar of Vital Statistics within 7 days after cremated remains were buried, the funeral director or authorized person may present a copy of ~~each permit the authorization~~ each such permit the authorization, if the ~~permit authorization~~ authorization has been endorsed, to the State Registrar of Vital Statistics or the clerk of the municipality where death occurred and to the clerk who issued the ~~permit~~. ~~For the purposes of this subsection, "public burying ground" has the same meaning as in Title 13, section 1101-A, subsection 4 authorization.~~

For purposes of this subsection, unless the context otherwise indicates, the following terms have the following meanings.

A. "Authorization" means the form or electronic process prescribed and furnished by the State Registrar of Vital Statistics for the purpose of recording the consent of an authorized person for the burial or removal of cremated remains in a public burying ground as specified by department rule.

B. "Burial" means all manner of dispersal or deposit in or on the ground or in a structure.

C. "Public burying ground" has the same meaning as in Title 13, section 1101-A, subsection 4.