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HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 162, L.D. 433, Bill, “An Act To Clarify the Liability of Funeral Practitioners”

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 22 MRSA §2843-A, sub-§8, as amended by PL 2011, c. 387, §2, is further amended to read:

8. Immunity. A party, including but not limited to a funeral director or practitioner of funeral service, who, in good faith, acts upon the instructions of the party having custody and control is not liable for having carried out those instructions, may not be held civilly or criminally liable and is not subject to disciplinary action for acting in accordance with those instructions.'

SUMMARY

This amendment reallocates the bill's proposed immunity provision to the general existing immunity provision for the chapter of law governing deaths and burials to provide clarity that a funeral director or practitioner of funeral service is entitled to the immunity provided under that chapter.

COMMITTEE AMENDMENT