

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

Date: (Filing No. H-)

CRIMINAL JUSTICE AND PUBLIC SAFETY

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1200, L.D. 1676, Bill, “An Act To Enhance the Ability of the State To Prosecute the Crime of Operating Under the Influence”

Amend the bill by striking out all of section 3.

Amend the bill by striking out all of section 8 and inserting the following:

'Sec. 8. 29-A MRSA §2528, as amended by PL 2013, c. 459, §12, is further amended to read:

§2528. Liability

A physician, ~~physician's assistant~~; physician assistant; registered nurse; other health care provider; other person whose occupational license or training allows that person to draw blood, including but not limited to an emergency medical services person or law enforcement officer; ~~hospital or other health care provider~~; emergency medical service; or law enforcement agency in the exercise of due care is not liable for an act done or omitted in collecting or withdrawing specimens of blood at the request of a law enforcement officer pursuant to this chapter.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment makes the language on liability of persons who draw blood at the request of a law enforcement officer consistent with the language in the committee amendment to S.P. 76, L.D. 264, "An Act Regarding the Taking of a Blood Sample from an Operator of a Motor Vehicle Involved in a Fatal Accident."

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT