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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 76, L.D. 264, Bill, “An Act Regarding the Taking of a Blood Sample from an Operator of a Motor Vehicle Involved in a Fatal Accident”

Amend the bill by striking out the title and substituting the following:

'An Act Regarding Liability for Taking a Blood Sample from an Operator of a Motor Vehicle Involved in a Fatal Crash'

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

'Sec. 1. 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 changes the title of the bill and strikes and replaces the bill. The amendment makes grammatical changes to clarify the law providing immunity from liability for an act done or omitted in collecting or withdrawing specimens of blood at the request of a law enforcement officer and extends that immunity to an emergency medical

COMMITTEE AMENDMENT

1 services person, a law enforcement officer, an emergency medical service and a law
2 enforcement agency.