

MAINE STATE LEGISLATURE

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L.D. 2004

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-634)
110TH LEGISLATURE
SECOND REGULAR SESSION

6 COMMITTEE AMENDMENT "A" to H.P 2028, L.D. 2004, Bill,
7 "AN ACT to Permit Physicians' Assistants to Take Blood
8 Samples in Cases Involving Operating Under the Influence."

9 Amend the bill by inserting at the beginning of the
10 first line after the enacting clause the following:
11 'Sec. 1'

12 Further amend the bill in the 4th and 5th line after
13 the amending clause (page 1, lines 23 and 24 of L.D.) by
14 striking out the underlined words and punctuation "licensed
15 physician's assistant or P.A.," and inserting in their place
16 the underlined words and punctuation 'registered physician's
17 assistant,'

18 Further amend the bill by inserting at the end before
19 the statement of fact the following:

20 'Sec. 2. 29 MRSA § 1312, sub-§7, as amended by PL
21 1975, c. 293, §4, is further amended to read:

22 7. Liability. No physician, physician's assistant,
23 registered nurse or person certified by the Department of
24 Human Services in the exercise of due care shall be liable
25 in damages or otherwise for any act done or omitted to be
26 done in performing the act of collecting or withdrawing
27 specimens of blood at the request of a law enforcement offi-
28 cer pursuant to this section.'

29

STATEMENT OF FACT

30 This amendment corrects the statement that physicians'
31 assistants are licensed; they are registered with the Board
32 of Registration in Medicine. It also removes the abbrevia-
33 tion "P.A.," which although frequently used for physician's
34 assistant may also be used for "professional association,"
35 "public accountant" or "physicians' association."

1 COMMITTEE AMENDMENT "A" to H.P. 2028, L.D. 2004

2 The new section includes physicians' assistants among
3 those who have immunity from liability while taking blood
4 samples.

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Reported by the Committee on Health & Institutional Services.
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