

MAINE STATE LEGISLATURE

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1 (After Deadline)
2 SECOND REGULAR SESSION
3

4 ONE HUNDRED AND TENTH LEGISLATURE
5

6 **Legislative Document**

No. 2004

7
8 H. P. 2028 House of Representatives, February 18, 1982

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Speaker laid before the House and on Motion of Mrs. Nelson of Portland, referred to the Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

9 EDWIN H. PERT, Clerk

Presented by Representative Foster of Ellsworth.

Cosponsors: Representative O'Rourke of Camden, Representative Macomber of South Portland and Senator Gill of Cumberland.

10
11 STATE OF MAINE
12

13 IN THE YEAR OF OUR LORD
14 NINETEEN HUNDRED AND EIGHTY-TWO
15

16 **AN ACT to Permit Physicians' Assistants**
17 **to Take Blood Samples in Cases Involving**
18 **Operating Under the Influence.**
19

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

21 29 MRSA §1312, sub-§6, 2nd ¶, as amended by PL 1981, c.
22 475, §6, is further amended to read:

23 Only a duly licensed physician, licensed physician's assis-
24 tant or P.A., registered nurse or a person certified by the
25 Department of Human Services under certification standards
26 to be set by that department, acting at the request of a law
27 enforcement officer, may draw a specimen of blood for the
28 purpose of determining the blood-alcohol level of a person
29 who has not revoked his implied consent and who has selected
30 a blood test. This limitation shall not apply to the taking
31 of breath specimens.

1 STATEMENT OF FACT

2 Under the drunk driving law, only physicians, regis-
3 tered nurses and certain other certified personnel may take
4 blood tests. This bill would add physicians' assistants,
5 P.A.'s to the list of persons who may take blood samples.
6 Physicians' assistants are licensed professional medical
7 personnel who are required to complete an A.M.A. approved
8 physicians' assistants' program.

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