

MAINE STATE LEGISLATURE

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L.D. 1314
(Filing No. S- 131)

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STATE OF MAINE
SENATE
112TH LEGISLATURE
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT " A " to S.P. 486, L.D. 1314, Bill, "AN ACT to Facilitate Detection of Drivers Operating Under the Influence of Intoxicating Liquor or Drugs."

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Amend the bill in section 1 in that part designated "§1312-E." in the first line (page 1, line 24 in L.D.) by striking out the underlined word "Mandatory" and inserting in its place the underlined word 'Optional'

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Further amend the bill in section 1 in that part designated "§1312-E." in the first paragraph in the first and 2nd lines (page 1, lines 27 and 28 in L.D.) by striking out the underlined word "mandatory" and inserting in its place the underlined word 'optional'

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Further amend the bill in section 1 in that part designated "§1312-E." in subsection 1, in the first line (page 1, line 30 in L.D.) by striking out the underlined words "mandated to" and inserting in their place the underlined words 'who may'

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Further amend the bill in section 1 in that part designated "§1312-E." in subsection 1 in the next to the last line (page 2, line 7 in L.D.) by striking out the underlined word "shall" and inserting in its place the underlined word 'may'

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Further amend the bill in section 1 in that part designated "§1312-E." by striking out all of subsection 4.

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STATEMENT OF FACT

2 This amendment retains the spirit of the original
3 bill which is to help identify drivers operating un-
4 der the influence of liquor or drugs. This amendment
5 makes the reporting by emergency room personnel op-
6 tional, not mandatory. If the physician or other
7 treating personnel suspects that the accident victim
8 was operating under the influence, he may relay
9 those suspicions to the police, who may then follow
10 the applicable law and request that a blood test be
11 taken. This reporting is currently barred by the re-
12 quirements of maintaining patient confidentiality.

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Reported by Senator Trafton for the Committee on Legal Affairs.
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(5/28/85) (Filing No. S-131)