

~~(e)~~ (3) no known objection by the next of kin is foreseen by the Chief Medical Examiner or ~~his deputy~~ THE ASSISTANT MEDICAL EXAMINER; and

~~(d)~~ (4) providing the organ for transplant will not interfere with the subsequent course of an investigation or autopsy.

(B) THE CHIEF MEDICAL EXAMINER, THE DEPUTY CHIEF MEDICAL EXAMINER AND THE ASSISTANT CHIEF MEDICAL EXAMINERS WILL NOT BE LIABLE FOR CIVIL ACTION SHOULD THE NEXT OF KIN SUBSEQUENTLY BE LOCATED AND CONTEND THAT HIS AUTHORIZATION WAS REQUIRED, IF THE CHIEF MEDICAL EXAMINER HAS OBTAINED A WRITTEN STATEMENT FROM THE TREATING PHYSICIAN OR THE HOSPITAL WHERE THE PATIENT WAS LOCATED THAT A REASONABLE UNSUCCESSFUL SEARCH WAS CONDUCTED FOR THE NEXT OF KIN PRIOR TO THE REMOVAL OF THE TISSUE FOR TRANSPLANTATION.

SEC. 2. And be it further enacted, That this Act shall take effect July 1, 1972.

Approved May 26, 1972.

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CHAPTER 521

(House Bill 533)

AN ACT to repeal Sections 12 (a), (b), and (c) of Article 96A of the Annotated Code of Maryland (1964 Replacement Volume, as amended), title "Water Resources," subtitle "Appropriation of Waters; Reservoirs and Dams," and to re-enact, with amendments, Sections 12 (a) and (b) thereof, AND RE-ENACT, WITH AMENDMENTS, SECTION 12(A) OF ARTICLE 96A OF THE ANNOTATED CODE OF MARYLAND (1964 REPLACEMENT VOLUME AND 1971 SUPPLEMENT), TITLE "WATER RESOURCES," SUBTITLE "APPROPRIATION OF WATERS; RESERVOIRS AND DAMS," AND TO REPEAL SECTIONS 12(B) AND 12(C) OF THE SAME ARTICLE, CODE, TITLE AND SUBTITLE, AND TO ENACT NEW SECTIONS 12(B) AND 12(C) IN LIEU THEREOF, TO STAND IN THE PLACE OF THE SECTIONS REPEALED, AND TO ADD NEW SECTION 12(D) TO THE SAME ARTICLE, CODE, TITLE AND SUBTITLE, TO FOLLOW IMMEDIATELY AFTER SECTION 12(C) THEREOF, to remove the exclusions relating to certain dams, obstructions, reservoirs, impoundments and drainage systems, and to change the exclusionary classification of "farm ponds" to "small ponds," and to remove certain specifications for the construction of farm ponds and embankments, AND RELATING GENERALLY THERETO.

SECTION 1. Be it enacted by the General Assembly of Maryland, That Sections 12 (a), (b) and (c) of Article 96A of the Annotated Code of Maryland (1964 Replacement Volume, as amended), title "Water Resources," subtitle "Appropriation of Waters; Reservoirs