

and Payment Bonds," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

11.

(d) Every suit instituted under this section shall be brought in the appropriate court in the political subdivision in which the contract was to be performed and executed *or in the political subdivision where the contractor has his principal place of business* and not elsewhere, but no such suit shall be commenced after the term of one year after the date of final acceptance of the work performed under the contract. The obligee named in the bond shall not be liable for the payment of any cost or expenses of any such suit.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1963.

Approved February 26, 1963.

CHAPTER 16

(Senate Bill 43)

AN ACT to repeal and re-enact, with amendments, Section 100 (a) of Article 35 of the Annotated Code of Maryland (1962 Supplement), title "Evidence", sub-title "Chemical Tests for Intoxication", correcting two errors in the evidencial laws concerning chemical tests for intoxication.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 100 (a) of Article 35 of the Annotated Code of Maryland (1962 Supplement), title "Evidence", sub-title "Chemical Tests for Intoxication", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

100.

(a) In any criminal prosecution for a violation of Section 206 of Article 66½ of this Code (1957 Edition, as amended from time to time) or for a violation of any other law of this State concerning a person who is under the influence of intoxicating liquor driving or attempting to drive any vehicle as specified in such other laws, any such person may be given a chemical test of his breath, blood or urine or other bodily substance for the purpose of determining the alcoholic content of his blood: provided, that the specimen of blood, breath or urine must have been taken within two hours after the person being prosecuted was first apprehended by the arresting officer; and that the test is administered by qualified personnel with equipment approved by the toxicologist of the office of the chief medical examiner of the Department of Post-Mortem Examiners at the direction of a police officer having reasonable grounds to believe the person to have been driving while under the influence of intoxicating liquor. Qualified personnel means a physician, or a police officer who has received training in the use of such equipment in a training program approved by the toxicologist of the office of the