

chief medical examiner of the Department of Post-Mortem Examiners. In any summary proceeding or criminal proceeding for which the defendant is charged with driving a motor vehicle while under the influence of intoxicating liquor, the amount of alcohol in the defendant's blood, as shown by a chemical analysis as set forth in **[the preceding]** *this* section, which was conducted with equipment approved by the toxicologist of the office of the chief medical examiner of the Department of Post-Mortem Examiners, and operated by such qualified personnel, shall be admissible in evidence and shall give rise to the following presumptions:

1. If there was at that time in his blood five one-hundredths of one percentum (0.05%) or less, by weight, of alcohol, as determined by an analysis of his blood or breath, or if there was in his urine eight one-hundredths of one percentum (0.08%) or less, by weight, of alcohol, it shall be presumed that the defendant was not under the influence of intoxicating liquor;

2. If there was at that time in his blood more than five one-hundredths of one percentum (0.05%), but less than fifteen one-hundredths of one percentum (0.15%), by weight, of alcohol, as determined by an analysis of his blood or breath, or if there was in his urine more than eight one-hundredths of one percentum **[(0.8%)]** (0.08%), but less than twenty one-hundredths of one percentum (0.20%), by weight, of alcohol, such fact shall not give rise to any presumption that the defendant was or was not under the influence of intoxicating liquor, but such fact may be considered with other competent evidence in determining the guilt or innocence of the defendant;

3. If there was at that time in his blood fifteen one-hundredths of one percentum (0.15%), or more, by weight, of alcohol, as determined by an analysis of his blood or breath, or if there was in his urine twenty one-hundredths of one percentum (0.20%), or more, by weight, of alcohol, it shall be prima facie evidence that the defendant was under the influence of intoxicating liquor.

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

Approved February 26, 1963.

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## CHAPTER 17

(Senate Bill 44)

AN ACT to repeal and re-enact, with amendments, Section 411F of Article 66C of the Annotated Code of Maryland (1962 Supplement) title "Natural Resources", sub-title "Patuxent River Watershed", amending laws concerning the Patuxent River Watershed, in order to correct an error in the Section relating to the acquisition of certain lands for the purposes of the Patuxent River Watershed plan.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 411F of Article 66C of the Annotated Code of Mary-