

(3) "QUALIFIED PERSON" MEANS A PERSON WHO HAS RECEIVED TRAINING IN THE USE OF THE EQUIPMENT IN A TRAINING PROGRAM APPROVED BY THE TOXICOLOGIST OF THE OFFICE OF THE CHIEF MEDICAL EXAMINER OF THE DEPARTMENT OF POSTMORTEM EXAMINERS AND WHO IS EITHER A POLICE OFFICER, A POLICE EMPLOYEE, OR AN EMPLOYEE OF THE OFFICE OF THE CHIEF MEDICAL EXAMINER.

(b) The chemical test of breath shall be administered by a qualified person with equipment approved by the toxicologist of the office of the chief medical examiner of the Department of Postmortem Examiners at the direction of a police officer [making the charge that the person was driving while intoxicated or while his driving ability was impaired by the consumption of alcohol].

(c) [The chemical test of blood may be administered only by a physician or qualified medical person, acting at the request of a police officer or a physician.] THE BLOOD SHALL BE OBTAINED BY A QUALIFIED MEDICAL PERSON USING EQUIPMENT APPROVED BY THE TOXICOLOGIST OF THE OFFICE OF THE CHIEF MEDICAL EXAMINER OF THE DEPARTMENT OF POSTMORTEM EXAMINERS ACTING AT THE REQUEST OF A POLICE OFFICER. THE CHEMICAL TEST OF BLOOD SHALL BE CONDUCTED BY A QUALIFIED PERSON USING EQUIPMENT APPROVED BY THE TOXICOLOGIST OF THE OFFICE OF THE CHIEF MEDICAL EXAMINER OF THE DEPARTMENT OF POSTMORTEM EXAMINERS IN A LABORATORY APPROVED BY THE TOXICOLOGIST OF THE OFFICE OF THE CHIEF MEDICAL EXAMINER OF THE DEPARTMENT OF POSTMORTEM EXAMINERS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved April 8, 1980.

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CHAPTER 42

(Senate Bill 88)

AN ACT concerning

Decedents' Estates - Duties of Special Administrator

FOR the purpose of providing that a special administrator of an estate shall assume certain duties and powers of a personal representative.

BY repealing and reenacting, with amendments,

Article - Estates and Trusts  
Section 6-403  
Annotated Code of Maryland  
(1974 Volume and 1979 Supplement)