

VETOES

(4) FAILURE TO GIVE TIMELY AND PROPER NOTICE CONSTITUTES A WAIVER OF THE ALLEGED FATHER'S RIGHT TO THE PRESENCE AND TESTIMONY OF THE TECHNICIAN.

[(f)] (H) If any individual fails to submit to a blood test ordered by the court, that refusal, properly introduced in evidence:

- (1) shall be disclosed to the court and jury; and
- (2) may be commented on by the court or by counsel.

[(g)] (I) (1) Unless indigent, the party who requests a blood test or who secures the appearance in court of the laboratory technician who made the test is responsible for the cost of the test and the costs associated with the court appearance. However, if the requesting party prevails in the proceeding, the court shall assess the cost of the blood test or the costs associated with the court appearance against the other parties to the proceeding.

(2) If any party chargeable with the cost of the blood test or the costs associated with court appearance is indigent, the cost of the blood test or the costs associated with the court appearance shall be borne by the county where the proceeding is pending, except to the extent that the court orders any other party to the proceeding to pay all or part of the cost.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1987.

June 2, 1987

The Honorable R. Clayton Mitchell, Jr.
Speaker of the House of Delegates
State House
Annapolis, Maryland 21404

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 1425.

This bill grants immunity from civil liability beyond any applicable insurance limits to a licensed physician and other persons who volunteer to perform services for a charitable organization (except hospitals) without compensation.