

CHAPTER 63
SB 81 – FINAL VERSION

03/07/13 0327s

2013 SESSION

13-0373
03/01

SENATE BILL **81**

AN ACT authorizing phlebotomists to withdraw blood for alcohol concentration tests.

SPONSORS: Sen. Rausch, Dist 19; Sen. Boutin, Dist 16; Rep. McMahon, Rock 7; Rep. Griffin, Rock 7

COMMITTEE: Judiciary

AMENDED ANALYSIS

This bill authorizes phlebotomists to withdraw blood for alcohol concentration tests.

This bill was requested by the department of safety.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through~~].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Thirteen

AN ACT authorizing phlebotomists to withdraw blood for alcohol concentration tests.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 63:1 Administration of Alcohol Concentration Tests. Amend RSA 265-A:5, I to read as follows:
2 I. Only a duly licensed physician, registered nurse, certified physician's assistant,
3 ***phlebotomist***, or qualified medical technician or medical technologist acting at the request of a law
4 enforcement officer, authorized agent, or peace officer may withdraw blood for the purpose of a test
5 required by RSA 265-A:4. Such licensed physician, registered nurse, ***certified*** physician's assistant,
6 ***phlebotomist***, or qualified medical technician or medical technologist shall not be liable for damages
7 or otherwise to the person from whom blood is withdrawn for any act performed in connection with
8 such withdrawal provided the physician, registered nurse, physician's assistant, ***phlebotomist***, or
9 qualified medical technician or medical technologist acts with ordinary care.

10 63:2 Effective Date. This act shall take effect upon its passage.

11 Approved: June 6, 2013

12 Effective Date: June 6, 2013