

HOUSE No. 3767

By Mr. Wojtkowski of Pittsfield, petition of the Massachusetts Safety Council and others for legislation to permit medical examiners to submit blood samples of operators in cases of motor vehicle fatalities. Highways and Motor Vehicles.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Seven.

AN ACT ALLOWING SUBMISSION OF BLOOD SAMPLES IN CASES OF MOTOR VEHICLE FATALITIES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section six of chapter 38 of the General Laws is hereby
2 amended by inserting thereto the following:

3 If, after making inquiry pursuant to this section, the medical
4 examiner is of the opinion that death may have resulted from
5 injuries sustained in a motor vehicle accident, and the death
6 occurred within six hours of the accident, and the deceased was
7 sixteen years of age or older, the medical examiner shall submit
8 to the state police laboratory a sample of blood from the de-
9 ceased in an amount sufficient for chemical analysis. The medi-
10 cal examiner shall submit a statement with such sample in-
11 cluding information as to whether the body was that of the
12 driver, passenger or pedestrian, and the name, age and sex of
13 the deceased if available. The medical examiner, acting in
14 compliance with this section, shall not be civilly or criminally
15 liable for such actions.

