

HB 2413 -- BLOOD WITHDRAWALS

SPONSOR: Schroer

This bill states that a hospital and certain medical personnel are not required to withdraw blood at the request of a law enforcement officer if:

(1) The person to be tested does not consent and a warrant has not been obtained;

(2) Withdrawing blood would expose the hospital or medical personnel to criminal or civil liability; or

(3) Withdrawing blood could subject the hospital or medical personnel to an adverse action by a governmental or accrediting body.

The bill specifies that any person who fails to withdraw blood at the request of a law enforcement officer cannot be arrested for or charged with an offense for failure to comply and the hospital or medical personnel cannot be held civilly liable for complying with these requirements.