



# MOUNTAIN LAKES REGIONAL EMS COUNCIL

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## REMAC Advisory 04-11

Jack Shea Law

**Purpose:** To clarify the recently passed “Jack Shea” law that allows Advanced EMT’s to draw blood from DWI suspects.

**Background:** Jack Shea was a 1932 Lake Placid Olympian and hometown hero who was tragically killed by a drunk driver in 2002. The driver, who had his blood drawn by an EMT at the hospital, was never convicted of vehicular manslaughter or DWI due to the fact that there was no direct physician supervision.

**Advisory:** New York State passed legislation that allows Advanced EMT’s to draw blood from a suspected drunk driver at the request of a police officer. If an Advanced EMT is asked to draw blood at the request of a police officer they are doing this as an agent of New York State and as allowed by law and not as part of their agency or Mountain Lakes. The law states that a police officer can request not direct. Drawing blood is optional. Medical care of a patient is separate from this legislative action. There are no Mountain Lakes protocols that will direct an Advanced EMT on how to proceed. No PCR should be generated as no medical care will have been rendered. If an EMT responds to a 911 call then they will provide patient care as directed by both New York State BLS protocols and Mountain Lakes ALS protocols.

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