

HB0821/452511/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 821
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “patient” insert “or former patient”; and strike beginning with the first “the” in line 7 down through “purposes” in line 8 and substitute “the disclosure is necessary to establish a claim on behalf of the psychiatrist or licensed psychologist in a civil proceeding against the patient or former patient; providing for the application of this Act”.

AMENDMENT NO. 2

On page 3, in line 7, after “THREATENED” insert “OR COMMITTED ANOTHER CRIMINAL ACT AGAINST”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 9 through 11, inclusive, and substitute:

“(8) THE DISCLOSURE IS NECESSARY TO ESTABLISH A CLAIM ON BEHALF OF THE PSYCHIATRIST OR LICENSED PSYCHOLOGIST IN A CIVIL PROCEEDING AGAINST THE PATIENT OR FORMER PATIENT.”

AMENDMENT NO. 4

On page 3, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any communication relating to diagnosis or treatment of a patient, a medical record of the diagnosis or treatment, or any information that by its nature would show the existence of the medical record of the diagnosis or treatment occurring or made before the effective date of this Act.”;

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and in line 12, strike “2.” and substitute “3.”.