

SB0781/188871/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 781
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Lee” and substitute “Senators Lee, Zirkin, Hough, Muse, Ready, Smith, Cassilly, Norman, Brochin, Ramirez, and Kelley”; in lines 5 and 7, in each instance, strike “a search warrant” and substitute “an emergency order”; in line 8, after “requirements;” insert “requiring the Court of Appeals to adopt certain rules;”; and in line 15, after “term;” insert “altering a certain definition;”.

AMENDMENT NO. 2

On page 2, in line 23, strike “and”; and in line 26, after “duty” insert “; AND”

(IV) AN INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED TO PROVIDE HEALTH CARE UNDER THE HEALTH OCCUPATIONS ARTICLE WHO IS EXPOSED TO HIV OR HEPATITIS C WHILE WORKING UNDER THE DIRECTION OF A LAW ENFORCEMENT AGENCY OR WHILE PERFORMING A SEXUAL ASSAULT MEDICAL EVIDENCE COLLECTION EXAMINATION”.

AMENDMENT NO. 3

On page 3 in line 24, and on page 4 in lines 9, 11, and 19, in each instance, strike “BUCCAL” and substitute “ORAL”.

AMENDMENT NO. 4

On page 3, in lines 24 and 29, in each instance, strike “A SEARCH WARRANT” and substitute “AN EMERGENCY ORDER”; and in line 29, after “SHALL” insert “BE”.

(Over)

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On page 4, in line 1, strike “BE”; in line 2, strike “24” and substitute “72”; strike beginning with “MEET” in line 4 down through “AND” in line 5 and substitute “IN WRITING, SIGNED AND SWORN TO BY THE APPLICANT, AND ACCOMPANIED BY AN AFFIDAVIT THAT SETS FORTH THE BASIS TO BELIEVE THAT THE PERSON FROM WHOM AN ORAL SWAB IS REQUESTED HAS CAUSED A PROHIBITED EXPOSURE TO A VICTIM;”; in line 6, strike “BE”; in the same line, after “SEALED” insert “; AND

(IV) SUBJECT TO RULES DEVELOPED BY THE COURT OF APPEALS”;

in line 7, strike “A SEARCH WARRANT” and substitute “AN EMERGENCY ORDER”; after line 8, insert:

“(4) THE COURT OF APPEALS SHALL ADOPT RULES TO CARRY OUT THE REQUIREMENTS OF THIS SUBSECTION.”;

in line 10, strike “A SEARCH WARRANT” and substitute “AN EMERGENCY ORDER”; and in line 27, after “OF” insert “SUBSECTIONS (C) THROUGH (G) OF”.