

BY: Delegate Arnick

AMENDMENTS TO HOUSE BILL NO. 846, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Environmental Matters Committee Amendments (HB0846/610213/1), in line 13 of Amendment No. 1, after “Act;” insert “requiring the Secretary of Health and Mental Hygiene, in conjunction with health occupations boards and the Attorney General’s Office, to evaluate a certain evidentiary standard, consider certain legal protections, and submit a certain report by a certain date;”.

AMENDMENT NO. 2

On page 14 of the bill, in line 30, in each instance, strike the bracket.

On page 4 of the Environmental Matters Committee Amendments, in line 2 of Amendment No. 8, strike “10.” and substitute “11.”; and after line 8, insert:

“SECTION 10. AND BE IT FURTHER ENACTED, That the Secretary of Health and Mental Hygiene, in conjunction with the health occupations boards in the Department of Health and Mental Hygiene and the Attorney General’s Office, shall evaluate the appropriateness of the clear and convincing standard as the evidentiary standard for discipline by all health occupations boards. The Secretary, in conjunction with the health occupations boards and the Attorney General’s Office, shall consider in the evaluation the legal protections afforded licensed health professionals by the federal Constitution and the holding in the case of Bang D. Nguyen v. State of Washington Department of Health Medical Quality Assurance Commission, 144 WN.2d 516, 29 P.3d 659 (2001). On or before December 1, 2002, the Secretary shall report the findings of the evaluation and any recommendations for statutory changes to the Senate Education, Health, and Environmental Affairs Committee and the House Environmental Matters Committee.”.