

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 1056  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “certification procedures” and substitute “participation requirements”; in the same line, after “Program;” insert “requiring an applicant to provide a certain release and waiver of future claims against the State;”; in line 7, after “application;” insert “establishing penalties for a violation of certain provisions of this Act;”; and in the same line, strike “certification” and substitute “participation”.

AMENDMENT NO. 2

On page 4, in line 12, after “(I)” insert “CERTIFIED”; in line 21, after “A” insert “KNOWING AND VOLUNTARY”; and in line 35, strike “AND”.

AMENDMENT NO. 3

On page 5, in line 2, after “APPLICATION” insert “; AND”

(10) A VOLUNTARY RELEASE AND WAIVER OF ALL FUTURE CLAIMS AGAINST THE STATE FOR ANY CLAIM THAT MAY ARISE FROM PARTICIPATION IN THE PROGRAM EXCEPT FOR A CLAIM BASED ON GROSS NEGLIGENCE”;

in line 3, after “APPLICATION” insert “AND RELEASE”; in line 4, strike “CERTIFY” and substitute “;”

1. REVIEW THE APPLICATION AND RELEASE; AND
2. IF THE APPLICATION AND RELEASE ARE PROPERLY COMPLETED AND ACCURATE, DESIGNATE”;

in line 6, strike “APPLICANTS” and substitute “AN APPLICANT”; in the same line, strike

(Over)

“CERTIFIED” and substitute “A PARTICIPANT”; in line 7, strike “CERTIFICATION” and substitute “PARTICIPATION”; in line 9, strike “A CERTIFICATION” and substitute “FROM PARTICIPATION”; in line 16, strike “CERTIFICATION” and substitute “PARTICIPATION”; in the same line, after “RENEWAL” insert “OF PARTICIPATION IN THE PROGRAM”; in line 17, strike “LOSE CERTIFICATION” and substitute “NO LONGER BE ALLOWED TO PARTICIPATE”; strike beginning with “THE” in line 18 down through “SECTION” in line 19 and substitute “A PERSON MAY NOT KNOWINGLY MAKE A FALSE ATTESTATION OR KNOWINGLY PROVIDE FALSE INFORMATION IN AN APPLICATION IN VIOLATION OF SUBSECTION (A) OF THIS SECTION”; strike beginning with “ON” in line 20 down through “\$500” in line 21 and substitute “A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$500 OR BOTH”; and in line 34, strike “CERTIFICATION” and substitute “PARTICIPATION”.

AMENDMENT NO. 4

On page 3, in line 13, strike “CERTIFIED” and substitute “DESIGNATED”.

On page 6, in line 5, strike “THE CERTIFICATION” and substitute “PARTICIPATION”; in lines 7 and 12, in each instance, strike “CERTIFICATION TO” and substitute “PARTICIPATION IN”; in line 12, after “PROGRAM” insert “TO THE”; in line 31, after “(C)” insert “(1)”; and in line 34, after “PROGRAM.” insert:

“(2)”.

AMENDMENT NO. 5

On page 7, in line 28, strike “CERTIFICATION” and substitute “PARTICIPATION”; strike beginning with “, AT” in line 29 down through “APPLICATION,” in line 30; strike beginning with “RELATED” in line 31 down through the second “OR” in line 32 and substitute “OR ADMINISTRATIVE ORDER;”; and strike beginning with “RELATED” in line 33 down through “VISITATION” in line 34 and substitute “OR ADMINISTRATIVE ACTION; OR

(3) IS A WITNESS OR A PARTY IN A CIVIL OR CRIMINAL PROCEEDING”.