

SB0077/523624/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 77

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “or” and substitute a comma; in the same line, after “holder” insert “, or registration holder”; in line 5, after “sanctions” insert “except under certain circumstances”.

AMENDMENT NO. 2

On page 1, in line 16, strike “**IF**” and substitute “**(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, IF**”; in lines 16 and 18, in each instance, strike “**OR**” and substitute a comma; and in line 22, after “**AT**” insert “**AND PARTICIPATE IN**”.

On page 1 in lines 17, 18, and 19 and on page 2 in line 1, in each instance, after “**CERTIFICATE HOLDER**” insert “**, OR REGISTRATION HOLDER**”.

On page 2, in line 1, strike the first “**OR**” and substitute a comma; and after line 2, insert:

“(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, IF A LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER CHOOSES TO HAVE COUNSEL PRESENT AT AND PARTICIPATING IN AN INTERVIEW OF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER, DURING THE INTERVIEW, COUNSEL MAY:

(1) ASK THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER QUESTIONS;

(Over)

(2) ASK THAT A QUESTION BE CLARIFIED;

(3) PROVIDE ADVICE TO THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER; AND

(4) PROVIDE INFORMATION RELEVANT TO THE INVESTIGATION ON BEHALF OF THE LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER.

(C) THE BOARD OR AN AGENT OF THE BOARD MAY EXCLUDE COUNSEL FOR A LICENSEE, CERTIFICATE HOLDER, OR REGISTRATION HOLDER FROM AN INVESTIGATION OR INTERVIEW UNDER THIS SECTION IF THE BOARD OR AGENT HAS EVIDENCE THAT COUNSEL IS SUBSTANTIALLY INTERFERING WITH THE INVESTIGATION OR INTERVIEW.”.