

**SB0631/893423/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 631  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “providing that” and substitute “requiring a local director of a local department of social services or the Secretary of Human Services to disclose”; in line 4, strike “are not confidential” and substitute “within a certain period of time if certain conditions are met; requiring the Secretary to notify the State’s Attorney’s office of a request to disclose certain reports and records of child abuse and neglect; requiring the State’s Attorney’s office to be given a certain period of time during which the office is authorized to redact certain portions of the reports and records under certain circumstances; requiring the State’s Attorney’s office, if the office redacts certain information, to notify the local director or the Secretary within a certain period of time after the conclusion of the related investigation or prosecution”; and in the same line, strike “confidentiality” and substitute “disclosure”.

AMENDMENT NO. 2

On page 2, in line 6, strike the brackets; strike beginning with “**EXCEPT**” in line 6 down through “**NOTWITHSTANDING**” in line 7; in line 10, after “if” insert “**THE CHILD**”; and strike in their entirety lines 11 through 33, inclusive, and substitute:

**“(I) WAS IN THE CUSTODY OF A LOCAL OR STATE DEPARTMENT OR AGENCY, OR IN THE CARE OF A FOSTER PARENT;**

**“(II) IS THE SUBJECT OF AN INVESTIGATION, A REPORT, A REFERRAL, OR A COMPLAINT RECEIVED BY A LOCAL OR STATE DEPARTMENT OR AGENCY; AND**

**“(III) SUFFERED A FATALITY OR NEAR FATALITY.**

(2) (I) ON RECEIVING A REQUEST TO DISCLOSE INFORMATION IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE SECRETARY PROMPTLY SHALL NOTIFY THE STATE’S ATTORNEY’S OFFICE OF THE REQUEST.

(II) THE STATE’S ATTORNEY’S OFFICE SHALL BE ALLOWED 30 DAYS FROM RECEIPT OF THE NOTICE REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO REDACT FROM THE RECORD ANY PORTION OF THE RECORD THAT, IF MADE PUBLIC, WOULD SERIOUSLY HINDER THE ABILITY OF THE STATE’S ATTORNEY’S OFFICE TO PROSECUTE A CRIMINAL CASE ARISING FROM THE INCIDENT.”.

On page 3, strike beginning with “local” in line 1 down through “prosecution” in line 4 and substitute “STATE’S ATTORNEY’S OFFICE REDACTS INFORMATION IN ACCORDANCE WITH PARAGRAPH (2)(II) OF THIS SUBSECTION”.