

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of House Bill No. 1102

"AN ACT TO ESTABLISH LIMITATIONS REGARDING DISCLOSURE OF RECORDS OF
CHILDREN'S ADVOCACY CENTERS."

Amendment No. 1 to House Bill No. 1102.

Amend House Bill No. 1102 as engrossed, H1/27/05 (version: 01-27-2005 08:36):

Page 2, delete lines 10 and 11, and substitute the following:

"court order;

(8) All records may be released to an attorney in any criminal, civil, or administrative proceeding or to a party in a criminal, civil, or administrative proceeding if the party is not represented by an attorney as permitted under criminal, civil, or administrative discovery rules upon a finding that:

(A) Information in the record is necessary for the determination of a criminal, civil, or administrative issue before a court or grand jury; and

(B) The information cannot be obtained from a person or entity described in subdivision (b)(2) of this section; and

(9) Medical records may be released to a person providing"

AND

Page 2, delete lines 17 through 22, and substitute the following:

"Department of Human Services, a court of competent jurisdiction, or the Attorney General may release reports or information obtained under this section.

(c) Nothing in this section shall deny or diminish the right of an attorney for a party or a party to a criminal, civil, or administrative proceeding to receive discovery as provided in this section in order for the attorney or party to:

(1) Prepare for trial;

(2) File appropriate pleadings; or

(3) Present evidence in court."



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Hendren

GRH/GRH - 03-16-2005 13:55

GRH363

Secretary