

H.B. 33

WAIVERS OF IMMUNITY - EXCEPTIONS

Representative **Gregory H. Hughes** proposes the following amendments:

1. *Page 4, Lines 104a through 104j*

House Committee Amendments

1-30-2008:

104a ~~H~~→ (d) The exception, described in Subsection (3)(c)(v)(B), allowing a plaintiff to bring
104b or pursue a civil action or proceeding against an employee, does not apply if the employee {~~;~~
104c ~~(i)~~ } failed to disclose evidence described in Subsection (3)(c)(v)(B), because the
104d employee is prohibited by law from disclosing the evidence {~~;~~or
104e ~~(ii)~~ ~~(A)~~ pursuant to the provisions of 45 CFR 164.502(g)(5), refused to disclose
104f evidence described in Subsection (3)(c)(v)(B) to a person who requested the evidence; and
104g ~~(B)~~ after refusing to disclose the evidence under Subsection (3)(d)(ii)(A);
104h complied
104i with or responded to a valid court order or valid subpoena received by the employee to
104j disclose the evidence described in Subsection (3)(c)(v)(B) } . ←~~H~~