



0E22GG-1 : 5/24/2023 : KMS
AMENDMENT TO SB335
1ST FISCAL RESPONSIBILITY AND ECONOMIC DEVELOPMENT AMENDMENT
TO SB335
OFFERED BY SENATOR HATCHER

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Replace line 172 on page 7 with the following:
for court subpoena or for discovery proceedings,
unless the impaired licensee's impairment was the
conduct at issue in a civil or criminal action and the
court determines through an in camera review that the
evidence of the licensee's impairment is substantially
more probative than prejudicial. Such information may
be

Replace line 175 on page 7 with the following:
by the board. Records otherwise available from
original sources may not be construed as immune from
discovery or use in any civil proceeding merely
because the records were presented during a proceeding
of the committee.

Replace line 189 on page 7 with the following:
subpoena or discovery, unless the impaired licensee's
impairment was the conduct at issue in a civil or



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24 criminal action and the court determines through an in
25 camera review that the evidence of the licensee's
26 impairment is substantially more probative than
27 prejudicial.

28
29 Replace line 204 on page 8 with the following:
30 the board.

31 (4) When ordered by a court after an in camera
32 review that the evidence of an impaired licensee's
33 impairment was the conduct at issue in a civil or
34 criminal action and the evidence is substantially more
35 probative than prejudicial.

36
37 Replace line 214 on page 8 with the following:
38 might otherwise be incurred or imposed while acting
39 within the scope of his or her duties as a committee
40 member. Any nonprofit

41
42 Replace line 220 on page 8 with the following:
43 or imposed while acting within the scope of his or her
44 duties as a committee member.