

	OTTERED BY SERVITOR GIVININ
1	
2	
3	
4	
5	Replace line 93 on page 4 with the following:
6	(5) LAW ENFORCEMENT RECORDING. A recording, as
7	defined in Section 36-21-210(6), that shows a specific
8	event described in the complaint, the image or voice of
9	the plaintiff, or the image or voice of another
10	individual if the plaintiff has sued on behalf of that
11	individual as either the parent of that individual in an
12	action brought under Section 6-5-391 or as the personal
13	representative of that individual's estate in an action
14	brought under Section 6-5-391 or Section 6-5-410.
15	(6) RECKLESSLY WITHOUT LAW ENFORCEMENT JUSTIFICATION
16	A
17	

18

19

Replace line 114 on page 5 with the following:

(7) TACTICAL MEDIC. A firefighter paramedic or

20

21

Replace line 123 on page 6 with the following:

22 (8) WRITTEN POLICY. A written rule, regulation,

23

24

Replace line 155 on page 7 with the following:

6YPLE11-1: 4/28/2025: CMH 1ST JUDICIARY AMENDMENT TO HB202 OFFERED BY SENATOR GIVHAN



25	is available to a law enforcement officer subject to
26	the
27	
28	Replace line 158 on page 7 with the following:
29	6-5-338.4. A law enforcement officer, as defined in
30	Section 6-5-338.1, shall be considered an officer, agent,
31	or
32	
33	Replace line 182 on page 8 with the following:
34	pursuant to paragraph $(f)(2)c$. or paragraph $(f)(2)d$.
35	and the Alabama Rules of Civil
36	
37	Replace lines 192 through 209 on page 9 with the
38	following:
39	of any kind.
40	(2) The automatic stay of discovery does not apply in
41	any of the following circumstances:
42	a. The party seeking disclosure or discovery
43	establishes that the motion to dismiss is frivolous.
44	b. The party seeking disclosure or discovery
45	establishes that an exception to the stay is necessary to
46	prevent a failure or delay of justice within the meaning
47	of Alabama Rule of Civil Procedure 27(a)(3).

51

52

53

54

55

56

57

58

59

60

61

62

63

64

65

66

67

68

69

70

71



- c. The plaintiff seeks production of a written policy governing the law enforcement officer's conduct at the time of a specific event described in the complaint.
 - d. The plaintiff seeks production of a law enforcement recording created at the time of a specific event described in the complaint and the plaintiff is someone to whom a custodial law enforcement agency may disclose the recording under Section 36-21-212(c).
 - (3) Nothing in this section shall be construed to do any of the following:
 - a. Alter or amend any privilege, discovery protection, or other ground for nondisclosure under Section 12-21-3.1, the Alabama Rules of Civil Procedure, or any other source of law.
 - b. Alter or amend any provision of law regarding disclosure of any writing, record, recording, or other document or communication in the possession of a public entity.
 - c. Preclude the entry of any protective order pursuant to the Alabama Rules of Civil Procedure, including a protective order prohibiting public disclosure of a written policy or a law enforcement recording.
 - (4) Unless otherwise ordered by the court, during the

72



73	Replace line 222 on page 10 with the following:
74	defined in Section 6-5-338.1.
75	
76	Replace line 246 on page 11 with the following:
77	under Sections 6-5-338.2 and 6-5-338.3 apply to any
78	cause of action that accrued on or
79	
80	Replace line 249 on page 11 with the following:
81	officers under Sections 6-5-338.2 and 6-5-338.3 are
82	in addition to, and supplemental
83	
84	Replace lines 253 through 255 on page 11 with the
85	following:
86	any other source of law.
87	(c) Section 6-5-338.2 extends immunity only to a
88	
89	Replace lines 272 through 273 on page 12 with the
90	following:
91	employer, and every member of an unincorporated
92	association employer
93	
94	Replace lines 292 through 294 on page 13 with the
95	following:

6YPLE11-1: 4/28/2025: CMH
1ST JUDICIARY AMENDMENT TO HB202
OFFERED BY SENATOR GIVHAN



96	conduct is deemed conduct performed within a law
97	enforcement officer's discretionary authority as defined
98	<u>in Section 6-5-338.1</u> ."
99	
100	Replace lines 330 through 331 on page 14 with the
101	following:
102	is acting in compliance with the law such conduct is
103	deemed conduct performed within a law enforcement
104	officer's discretionary authority as defined