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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/20/2012	.	
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The Committee on Judiciary (Richter) recommended the following:

**Senate Amendment**

Delete lines 101 - 117

and insert:

(3) EXPERT TESTIMONY.-

(a) Except as provided in paragraph (b), a physician may not provide expert testimony in a criminal child abuse case unless the physician is a physician licensed under chapter 458 or chapter 459 or has obtained certification as an expert witness pursuant to s. 458.3175 or s. 459.0066.

(b) A physician may provide expert testimony in a criminal child abuse case regarding mental injury if the physician is a physician licensed under chapter 458 or chapter 459, is board



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14 certified in psychiatry, or has obtained certification as an  
15 expert witness pursuant to s. 458.3175 or s. 459.0066.

16 (c) Notwithstanding s. 766.102, a physician who obtains an  
17 expert witness certificate under s. 458.3145 or s. 459.0066 and  
18 who otherwise meets the requirements of this subsection may  
19 provide expert testimony in a criminal child abuse case.

20 (d) A psychologist may not give expert testimony in a  
21 criminal child abuse case regarding mental injury unless the  
22 psychologist is licensed under chapter 490.

23 (e) The expert testimony requirements of this subsection  
24 apply only to criminal child abuse cases and not to family court  
25 or dependency court cases.