

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Criminal Justice  
2 Subcommittee

3 Representative Gossett-Seidman offered the following:

4

5 **Amendment**

6 Remove lines 46-72 and insert:

7 ~~a court proceeding~~ any of the following circumstances:-

8 (a) When a court orders the disclosure of such testimony  
9 pursuant to subsection (1) for use in a criminal case, it may be  
10 disclosed to the prosecuting attorney of the court in which such  
11 criminal case is pending, and by the prosecuting attorney to his  
12 or her assistants, legal associates, and employees, and to the  
13 defendant and the defendant's attorney, and by the latter to his  
14 or her legal associates and employees. However, the grand jury  
15 testimony afforded such persons by the court can only be used in

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16 the defense or prosecution of the criminal case and for no other  
17 purpose.

18 (b) When a court orders the ~~such~~ disclosure of such  
19 testimony ~~is ordered by a court~~ pursuant to subsection (1) for  
20 use in a civil case, it may be disclosed to all parties to the  
21 case and to their attorneys and by the latter to their legal  
22 associates and employees. However, the grand jury testimony  
23 afforded such persons by the court can only be used in the  
24 defense or prosecution of the civil ~~or criminal~~ case and for no  
25 other purpose ~~whatsoever~~.

26 (c) When a court orders the disclosure of such testimony  
27 pursuant to subsection (1) in response to a request by the media  
28 or an interested person, regardless of whether that purpose is  
29 for use in a criminal or civil case, it may be disclosed so long  
30 as the subject of the grand jury inquiry is deceased, the grand  
31 jury inquiry related to criminal or sexual activity between the  
32 subject of the grand jury investigation and a person who was a  
33 minor at the time of the alleged criminal or sexual activity,  
34 the testimony was previously disclosed by a