

SB075_L.005

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB23-075 be amended as follows:

1 Amend printed bill, page 2, line 3, after "(4.5)(c);" insert "**add**
2 (4.5)(a.5);".

3 Page 2, line 4, strike "The" and substitute "EXCEPT AS OTHERWISE
4 PROVIDED IN THIS SECTION, the".

5 Page 2, after line 14 insert:

6 "(a.5) **Good cause exception.** DISCLOSURE OF THE NAME AND
7 IDENTIFYING INFORMATION OF A CHILD VICTIM OR CHILD WITNESS IS
8 PERMITTED ONLY WHEN AUTHORIZED BY A DISTRICT COURT FOR GOOD
9 CAUSE AFTER NOTICE IS PROVIDED TO THE CHILD VICTIM, CHILD WITNESS,
10 CHILD VICTIM'S LEGAL GUARDIAN, OR CHILD WITNESS'S LEGAL GUARDIAN
11 AND A HEARING IS CONDUCTED. ANY PERSON MAY PETITION A DISTRICT
12 COURT FOR THE DISCLOSURE OF THE NAME AND IDENTIFYING
13 INFORMATION OF A CHILD WITNESS OR CHILD VICTIM. FOR PURPOSES OF
14 THIS SUBSECTION (4.5)(a.5), "GOOD CAUSE" MEANS A FINDING THAT THE
15 PERSON SEEKING DISCLOSURE HAS ESTABLISHED THAT THE PUBLIC
16 INTEREST IN ACCESSING THE NAME AND IDENTIFYING INFORMATION OF A
17 CHILD VICTIM OR CHILD WITNESS SUBSTANTIALLY OUTWEIGHS THE HARM
18 TO THE PRIVACY INTEREST OF THE CHILD VICTIM, CHILD WITNESS, CHILD
19 VICTIM'S LEGAL GUARDIAN, OR CHILD WITNESS'S LEGAL GUARDIAN."

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