

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute
2 for Senate Bill No. 523, Page 85, Section 320.091, Line 18, by inserting after said section and line
3 the following:
4

5 "546.265. 1. As used in this section, the following terms mean:

6 (1) "Crime stoppers organization", a private, not-for-profit organization that collects and
7 expends donations for rewards to persons who report to the organization information concerning
8 criminal activity and that forwards such information to appropriate law enforcement agencies;

9 (2) "Privileged communication", information by an anonymous person to a crime stoppers
10 organization for the purpose of reporting alleged criminal activity.

11 2. No person shall be required to disclose, by way of testimony or otherwise, a privileged
12 communication between a person who submits a report of alleged criminal activity to a crime
13 stoppers organization and the person who accepts the report on behalf of a crime stoppers
14 organization or to produce, under subpoena, any records, documentary evidence, opinions, or
15 decisions relating to such privileged communication:

16 (1) In connection with any criminal case or proceeding; or

17 (2) By way of any discovery procedure.

18 3. Any person arrested or charged with a criminal offense may petition the court for an in-
19 camera inspection of the records of a privileged communication concerning such person made to a
20 crime stoppers organization. The petition shall allege facts showing that such records would
21 provide evidence favorable to the defendant and relevant to the issue of guilt or punishment. If the
22 court determines that the person is entitled to all or any part of such records, the court may order
23 production and disclosure as the court deems appropriate."; and

24
25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.

Action Taken _____ Date _____