

[8-6B-25.

(a) In this section, "electrologist rehabilitation committee" means a committee that:

- (1) Is defined in subsection (b) of this section; and
- (2) Performs any of the functions listed in subsection (d) of this section.

(b) For purposes of this section, an electrologist rehabilitation committee is a committee that:

- (1) Is recognized by the Board; and
- (2) Includes but is not limited to electrologists.

(c) An electrologist rehabilitation committee recognized by the Board may function:

- (1) Solely for the committee; or
- (2) Jointly with a rehabilitation committee representing another committee, the Board, or another board or boards.

(d) For purposes of this section, an electrologist rehabilitation committee evaluates and provides assistance to an electrologist in need of treatment and rehabilitation for alcoholism, drug abuse, chemical dependency, or other physical, emotional, or mental condition.

(e) (1) Except as otherwise provided in this subsection, the proceedings, records, and files of the electrologist rehabilitation committee are not discoverable and are not admissible in evidence in any civil action arising out of matters that are being or have been reviewed and evaluated by the electrologist rehabilitation committee.

(2) Paragraph (1) of this subsection does not apply to a record or document that is considered by the electrologist rehabilitation committee and that otherwise would be subject to discovery or introduction into evidence in a civil action.

(3) For purposes of this subsection, civil action does not include a proceeding before the Board or judicial review of a proceeding before the Board.

(f) A person who acts in good faith and within the scope of jurisdiction of an electrologist rehabilitation committee is not civilly liable for any action as a member of the electrologist rehabilitation committee or for giving information to, participating in, or contributing to the function of the electrologist rehabilitation committee.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

May 26, 2006

The Honorable Thomas V. Mike Miller, Jr.