

Floor Amendment to HB 243-FN

1 Amend RSA 169-C:31 as inserted by section 1 of the bill by replacing it with the following:

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3 169-C:31 Immunity From Liability.

4 ***I.*** Anyone participating in good faith in the making of a report pursuant to this chapter or  
5 who provides information or assistance, including medical evaluations or consultations, in  
6 connection with a report, investigation, or legal intervention pursuant to a good faith report of child  
7 abuse or neglect, is immune from any liability, civil or criminal, that might otherwise be incurred or  
8 imposed. Any such participant has the same immunity with respect to participation in any  
9 investigation by the department or judicial proceeding resulting from such report.

10 ***II.*** ***Nothing in this section shall be construed as discouraging or criminalizing***  
11 ***professional mandatory reporters, including school employees and officials, from reporting***  
12 ***suspected abuse or neglect of a child, even if the reporter has no proof of abuse or neglect***  
13 ***or has reason to question the veracity of a child's report of abuse or neglect. Good faith***  
14 ***reporting shall not be subject to criminal or civil liability.***

15 ***III.*** ***Nothing in this section shall provide civil or criminal immunity for a***  
16 ***professional mandatory reporter who knowingly fails to make a report of suspected abuse***  
17 ***or neglect under RSA 169-C:29 or for a person who knowingly files a false report of abuse or***  
18 ***neglect with malice or the intent to harm under RSA 169-C:31-a.***