

Original sponsor: Josephson

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 252 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to communications to a psychologist
7 or psychological associate by a client."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 08.86.200(a) is amended to read:

10 (a) A psychologist or psychological associate may not reveal to
11 another person a communication made to the psychologist or psychologi-
12 cal associate by a client about a matter concerning which the client
13 has employed the psychologist or psychological associate in a profes-
14 sional capacity. This section does not apply to

15 (1) a case conference with other psychologists, psychologi-
16 cal associates, or with physicians and surgeons;

17 (2) a [, OR IN THE] case in which the client in writing
18 authorized the psychologist or psychological associate to reveal a
19 communication;

20 (3) a case where an immediate threat of serious physical
21 harm to an identifiable victim is communicated to a psychologist or
22 psychological associate by a client;

23 (4) disclosures of confidential communications required
24 under Rule 504, Alaska Rules of Evidence; or

25 (5) proceedings conducted by the board or the department
26 where the disclosure of confidential communications is necessary to
27 defend against charges that the psychologist or psychological associ-
28 ate has violated provisions of this chapter.

29 * Sec. 2. AS 08.86.200(b) is amended to read:

1 (b) Notwithstanding (a) of this section, a psychologist or
2 psychological associate shall report to the appropriate authority
3 incidents of child abuse or neglect as required by AS 47.17.020,
4 incidents of elder abuse as required by AS 47.24.010, and incidents of
5 abuse of disabled persons disclosed to the psychologist or psychologi-
6 cal associate by a client. In this subsection "disabled person" means
7 a person who has a physical or mental disability or a physical or
8 mental impairment, as defined in AS 18.80.300.
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