

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

H.B. 585
Apr 15, 2021
HOUSE PRINCIPAL CLERK

H

D

HOUSE BILL DRH40359-ML-100

Short Title: Fail to Report Crime/Privilege Exemption. (Public)

Sponsors: Representative K. Baker.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A LICENSED MARRIAGE AND FAMILY THERAPIST, OR
3 AN EMPLOYEE OR ASSOCIATE OF A LICENSED MARRIAGE AND FAMILY
4 THERAPIST, WITH PRIVILEGES AGAINST DISCLOSURE UNDER STATE LAW IS
5 NOT REQUIRED TO REPORT CRIMES AGAINST JUVENILES IF THE PRIVILEGE
6 WOULD PREVENT THE PERSON FROM DOING SO.
7 The General Assembly of North Carolina enacts:
8 **SECTION 1.** G.S. 14-318.6(h) reads as rewritten:
9 "(h) Nothing in this section shall be construed as to require a person with a privilege under
10 G.S. 8-53.3, 8-53.7, 8-53.8, or 8-53.12 or with attorney-client privilege to report pursuant to this
11 section if that privilege would prevent them from doing so. Nothing in this section shall be
12 construed as to require a person with a privilege under G.S. 8-53.5 to report pursuant to this
13 section if that privilege would prevent that person from doing so, but the privilege only applies
14 to the primary client and not to any other family members. For purposes of this subsection, the
15 term "primary client" means a person who consults or is interviewed by a licensed marriage and
16 family therapist for the purpose of diagnosis or treatment."
17 **SECTION 2.** This act is effective when it becomes law.

