

**Hall of the House of Representatives**  
95th General Assembly - Regular Session, 2025  
**Amendment Form**

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**Subtitle of House Bill 1463**

TO PROHIBIT DISCLOSURE OF NEUROPSYCHOLOGICAL OR PSYCHOLOGICAL TEST  
MATERIALS OR TEST DATA.

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**Amendment No. 1 to House Bill 1463**

Amend House Bill 1463 as originally introduced:

Page 2, delete line 10, and substitute the following:

"(b)(1) Except as provided under subdivision (b)(2) and subsection (c) of this section,"

AND

Page 2, line 11, delete "and neuropsychological or"

AND

Page 2, line 12, delete "psychological test data"

AND

Page 2, delete line 14, and substitute the following:

"any administrative, judicial, or legislative proceeding.

(2) A neuropsychologist or psychologist is not prohibited from offering a third party his or her testimony, expert testimony, written reports, or written communications, or any combination, based on his or her review of the neuropsychological or psychological test materials."

AND



Page 2, line 23, delete "and neuropsychological or"

AND

Page 2, line 24, delete "psychological test data"

AND

Page 2, line 29, delete "attorney, insurance representative, video recording device, and audio" and substitute "attorney, and insurance representative."

AND

Page 2, delete line 30

AND

Page 3, line 5, delete "process; or" and substitute "process;"

AND

Page 3, delete line 8, and substitute the following:

"and interpretation to facilitate the supervision of a trainee;

(E) The individual or the circumstances present a legitimate safety concern and the third-party observer is a security guard or law enforcement officer; or

(F)(i) The individual and the neuropsychologist or psychologist consent to an unmanned, unobtrusive camera, video recording device, or audio recording device that does not interfere with the neuropsychological evaluation or psychological evaluation.

(ii) A recording made under subdivision (d)(3)(F)(i) of this section may be provided to a neuropsychologist or psychologist or under a protective order.

(4)(A) The Attorney General's office shall retain its investigatory and subpoena powers under § 5-28-107, § 5-55-104, § 5-55-114, §

20-77-901 et seq., and § 25-16-705.

(B) The Arkansas State Medical Board shall retain its investigatory and subpoena powers under § 17-95-304.

(C) The Arkansas Psychology Board shall retain its investigatory powers under § 17-97-311.

(D) The Attorney General's office, the Arkansas State Medical Board, and the Arkansas Psychology Board shall be able to access and use any records obtained that would otherwise be subject to subsection (b) of this section in any legal, administrative, or judicial proceeding."

The Amendment was read \_\_\_\_\_  
By: Representative Hudson  
JMB/JMB - 02-21-2025 01:44:18  
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Chief Clerk