

PROPOSED AMENDMENTS TO HOUSE BILL 1410

Page 2, line 22, after “may” insert “, after exhausting appropriate administrative remedies.”

Page 4, line 12, after “may” insert “, after exhausting appropriate administrative remedies.”

Page 5, line 4, after “may” insert “after exhausting appropriate administrative remedies.”

Renumber accordingly

Replace page 2, lines 12 - 20 with:

(b) Treat religious conduct more restrictively than any comparable secular conduct unless the correctional facility demonstrates that the disparate treatment is necessary to further a compelling penological interest and is the least restrictive means of furthering the compelling penological interest; or

(c) Deny clergy access to an offender in the custody of the correctional facility for the purpose of providing religious services unless the correctional facility demonstrates that the denial is necessary to further a compelling penological interest and is the least restrictive means of furthering that compelling penological interest.

Replace page 3, lines 9-17 with:

(b) Treat religious conduct more restrictively than any comparable secular conduct unless the facility demonstrates that the disparate treatment is necessary to further a compelling penological interest and is the least restrictive means of furthering the compelling penological interest; or

(c) Deny clergy access to an offender in the custody of the facility for the purpose of providing religious services unless the demonstrates that the denial is necessary to further a compelling penological interest and is the least restrictive means of furthering that compelling penological interest.

Replace page 4, line 24 to page 5, line 2 with:

(b) Treat religious conduct more restrictively than any comparable secular conduct unless the department demonstrates that the disparate treatment is necessary to further a compelling governmental interest and is the least restrictive means of furthering the compelling governmental interest; or

(c) Deny clergy access to a patient or for the purpose of providing religious services unless the department demonstrates that the denial is necessary to further a compelling governmental interest and is the least restrictive means of furthering that compelling governmental interest.