

**LOST**

Senators Hill of the 32nd, Crosby of the 13th, Cowser of the 46th, Jackson of the 24th, Ligon, Jr. of the 3rd and Stone of the 23rd offered the following amendment:

1 *Amend HB 711 by revising line 17 as follows:*

2 (b) Except as provided in subsection (c) of this Code section, the ~~The~~ privilege created by  
3 subsection (a) of this Code section or by corresponding

4 *By deleting the quotation mark at the end of line 27 and inserting between lines 27 and 28*  
5 *the following:*

6 (c) With respect to compelling testimony as set forth in paragraphs (2) through (4) of  
7 subsection (b) of this Code section, if the accused has not previously been arrested for a  
8 crime involving the same spouse prior to compelling testimony of the spouse, the court  
9 shall conduct a hearing to determine whether or not such testimony should be compelled  
10 taking into consideration all of the facts and circumstances of the case including, but not  
11 limited to, the use of coercion, intimidation, or threats to force the spouse not to testify."