

## **Privilege for Patients of Mental Health Treatment Facilities, Law Enforcement Exception**

**HB 2104** amends KSA 65-5603, concerning exceptions to the privilege of patients of mental health treatment facilities that prevents treatment personnel from disclosing the patient's receipt of services or any confidential communications made for the purposes of diagnosis or treatment of the patient's mental, alcoholic, drug dependency, or emotional condition. The bill adds an additional exemption to this privilege for information on whether a person is or has been a patient of any treatment facility within the last six months, allowing disclosure to law enforcement when an officer has reasonable suspicion that a person arrested suffers from mental illness and may benefit from treatment, rather than being placed in a correctional institution, jail, juvenile correctional facility, or juvenile detention facility. The bill also defines some of the key terms used in the exception.