

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

**MR. SPEAKER:**

I move that Engrossed Senate Bill 195 be amended to read as follows:

- 1 Page 1, delete lines 1 through 16.
- 2 Page 2, delete lines 1 through 38.
- 3 Page 2, line 40, reset in roman "This section".
- 4 Page 2, reset in roman lines 40 through 42.
- 5 Page 3, reset in roman lines 1 through 2.
- 6 Page 3, line 2, after "age." insert "**However, this subdivision does**
- 7 **not apply to part of a licensed premises that is a restroom or other**
- 8 **common area that is accessible to persons who are less than**
- 9 **eighteen (18) years of age.**".
- 10 Page 3, reset in roman lines 3 through 7.
- 11 Page 3, line 15, reset in roman "(b)".
- 12 Page 3, line 17, reset in roman "(c)".
- 13 Page 3, line 17, delete "(b) A Except upon riverboats licensed and
- 14 operated under".
- 15 Page 3, line 18, delete IC 4-33, a" and insert in roman "A".
- 16 Page 3, line 22, reset in roman "(d)".
- 17 Page 3, line 22, delete "(c)".
- 18 Page 3, line 22, after "who" insert "**knowingly or intentionally**".
- 19 Page 3, line 22, strike "Class C".
- 20 Page 3, line 23, strike "infraction." and insert "**Class A**
- 21 **misdemeanor.**".
- 22 Page 3, line 24, delete "(d)" and insert "(e)".
- 23 Page 3, delete lines 27 through 28, begin a new paragraph and
- 24 insert:

1           "SECTION 2. [EFFECTIVE JULY 1, 1998] (a) As used in this  
2 SECTION, "settlement" refers to the Universal Tobacco  
3 Settlement that was agreed to in June 1997 by tobacco industry  
4 representatives and the attorneys general of several states.

5           (b) As used in this SECTION, "tobacco product" has the  
6 meaning set forth in IC 16-46-12-2, as added by this act.

7           (c) If the attorney general determines that the implementation  
8 of the settlement by the United States Congress requires Indiana  
9 to prohibit the sale or distribution of tobacco products through  
10 vending machines in order to be eligible to receive financial  
11 benefits of the settlement, the attorney general shall file an  
12 affidavit with the governor that:

13           (1) informs the governor of the attorney general's  
14 determination; and

15           (2) specifies the earliest date required by the United States  
16 Congress for Indiana to receive financial benefits under the  
17 settlement.

18           **The sale or distribution of tobacco products in Indiana through**  
19 **vending machines is prohibited as of the date specified in the**  
20 **attorney general's affidavit under subdivision (2).**

21           **(d) This SECTION expires July 1, 1999."**

22           Renumber all SECTIONS consecutively.

(Reference is to ESB 195 as printed February 13, 1998.)

---

Representative Hasler