

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1002 be amended to read as follows:

- 1 Page 3, delete lines 27 through 30.
- 2 Page 3, line 31, delete "violated this chapter." and insert in bold:
- 3 **"(b) If a court finds by a preponderance of the evidence that**
- 4 **this chapter has been knowingly or intentionally violated, the court**
- 5 **shall determine the individual or individuals responsible for the**
- 6 **violation and:**
- 7 **(1) if it is the first knowing or intentional violation by**
- 8 **an individual, order that individual to attend a training**
- 9 **session on the Open Door Law and Access to Public**
- 10 **Records Act approved by the state's Public Access**
- 11 **Counselor;**
- 12 **(2) if it is not the first knowing or intentional violation**
- 13 **by an individual, assess a civil penalty in an amount not**
- 14 **to exceed one thousand dollars (\$1,000).**
- 15 **(c)"**
- 16 Page 3, line 32, delete "the employee or officer" and insert
- 17 **"individual"**.
- 18 Page 3, line 37, delete "(c)" and insert **"(d)"**.
- 19 Page 5, delete lines 31 through 34.
- 20 Page 5, line 35, delete "violated this chapter." and insert in bold:
- 21 **"(b) If a court finds by a preponderance of the evidence that**
- 22 **this chapter has been knowingly or intentionally violated, the court**
- 23 **shall determine the individual or individuals responsible for the**
- 24 **violation and:**
- 25 **(1) if it is the first knowing or intentional violation by**
- 26 **an individual, order that individual to attend a training**
- 27 **session on the Open Door Law and Access to Public**

1 **Records Act approved by the state's Public Access**
2 **Counselor;**
3 **(2) if it is not the first knowing or intentional violation**
4 **by an individual, assess a civil penalty in an amount not**
5 **to exceed one thousand dollars (\$1,000).**

6 **(c)"**

7 Page 5, line 36, delete "employee or officer" and insert
8 **"individual"**.

9 Page 5, line 41, delete "(c)" and insert "**(d)**".

(Reference is to HB1002 as printed January 29, 1999.)

Representative KRUZAN