

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 634 be amended to read as follows:

- 1 Page 1, line 3, delete "(a) This section applies to an operator" and
 - 2 insert "**If a violation of 327 IAC 15-5 occurs, the department shall**
 - 3 **determine which person is responsible for committing the violation.**
 - 4 **In making this determination, the department shall, if appropriate,**
 - 5 **consider:**
 - 6 (1) **public records of ownership;**
 - 7 (2) **building permits issued by local units of government; or**
 - 8 (3) **other relevant information.**
 - 9 **The department's determination to proceed against a person**
 - 10 **responsible for committing a violation must be based on the**
 - 11 **specific facts and circumstances related to a particular violation."**
 - 12 Page 1, delete lines 4 through 12.
- (Reference is to ESB 634 as printed March 23, 1999.)

Representative Moses