

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1217 be amended to read as follows:

- 1 Delete everything after the enacting clause and insert the
- 2 following:
- 3 SECTION 1. IC 27-4-1-18 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 18. This article does
- 5 not create a cause of action other than an action by:
- 6 (1) the commissioner to enforce ~~his~~ **the commissioner's** order;
- 7 **or**
- 8 (2) a person, as defined in section 1 of this chapter, to appeal an
- 9 order of the commissioner; **or**
- 10 **(3) a person under IC 34-24-3-1.5.**
- 11 SECTION 2. IC 34-24-3-1.5 IS ADDED TO THE INDIANA
- 12 CODE AS A NEW SECTION READ AS FOLLOWS [EFFECTIVE
- 13 JULY 1, 1999]: **Sec. 1.5. If a person suffers a pecuniary loss as a**
- 14 **result of the commission of an act described in IC 27-4-1-4.5(1),**
- 15 **IC 27-4-1-4.5(4), or IC 27-4-1-4.5(6), the person may bring a civil**
- 16 **action against the person who caused the loss for the following:**
- 17 **(1) The actual damages of the person suffering the loss.**

- 1 **(2) The costs of the action.**
- 2 **(3) A reasonable attorney's fee.**
(Reference is to HB 1217 as printed February 25, 1999.)

Representative Stilwell