

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1002 be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new paragraph
- 2 and insert:
- 3 "SECTION 1. IC 5-14-1.5-6.2 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 1999]: A public official, as defined in IC 5-
- 6 14-1.5-6.1(a), who votes against or states a public objection to
- 7 convening a meeting held in accordance with IC 5-14-1.5-6.1(b)
- 8 shall incur no liability if:
- 9 (1) the vote or objection occurs prior to the convening of the
- 10 meeting; and
- 11 (2) the court or the public access counselor subsequently
- 12 finds that the meeting was held in violation of IC 5-14-1.5-
- 13 6.1(b)."
- 14 Renumber all SECTIONS consecutively.
- 15 Page 3, line 28, delete "subsection (d)" and insert "subsections (e)
- 16 and (f)".
- 17 Page 4, line 8, delete "(d)" and insert "(e)".
- 18 Page 4, between lines 11 and 12, begin a new paragraph and
- 19 insert:
- 20 "(f) No civil penalty may be assessed against any employee or
- 21 officer of a public agency who voted against or publicly stated an
- 22 objection to a violation of section 7 of this chapter, prior to the
- 23 commission of the violation."
- 24 Page 5, line 10, strike "denied".

- 1 Page 6, line 6, delete "(d)" and insert "(e)".
- 2 Page 6, line 28, delete "(d)" and insert "(e)".
(Reference is to HB 1002 as reprinted February 3, 1999.)

Representative KRUZAN