

SENATE MOTION

MR. PRESIDENT:

I move that Engrossed House Bill 1125 be amended to read as follows:

- 1 Page 1, line 13, delete "~~IC 30-4-5~~;" and insert "~~IC 30-4-5~~";.
 - 2 Page 2, line 2, delete "~~IC 30-4-5~~" and insert "~~IC 30-4-5~~".
 - 3 Page 3, line 23, after "(5)" insert ",".
 - 4 Page 3, line 24, before "as" insert "(".
 - 5 Page 3, line 24, after "Code" insert ")".
 - 6 Page 3, line 37, after "(Cy Pres Doctrine)" insert "(a)".
 - 7 Page 3, run in lines 37 through 38.
 - 8 Page 4, between lines 3 and 4, begin a new paragraph and insert:
 - 9 "**(b) A living heir of the settlor or a living beneficiary named in**
 - 10 **the original trust agreement may present evidence to the court of:**
 - 11 **(1) the heir's or beneficiary's opinion of the settlor's intent;**
 - 12 **and**
 - 13 **(2) the heir's or beneficiary's wishes;**
 - 14 **regarding the property given in trust."**
 - 15 Page 4, line 40, after "30-4-5-13(a)." insert "**This subsection**
 - 16 **applies to a charitable trust with assets of at least five hundred**
 - 17 **thousand dollars (\$500,000)."**
- (Reference is to EHB 1125 as printed February 11, 2000.)

Senator KENLEY