

SENATE MOTION

MR. PRESIDENT:

I move that Senate Bill 136 be amended to read as follows:

- 1 Page 26, between lines 22 and 23, begin a new paragraph and insert:
2 "SECTION 46. IC 3-14-1-17 IS ADDED TO THE INDIANA CODE
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2003]: **Sec. 17. (a) As used in this section, "officeholder" refers**
5 **to a person who holds an elected office.**
6 **(b) Except as provided in subsection (c), a person who**
7 **knowingly or intentionally authorizes, finances, sponsors, or**
8 **participates in the preparation, distribution, or broadcast of paid**
9 **political advertising or campaign material that falsely represents**
10 **that a candidate in any election is or has been an officeholder**
11 **commits a Class B misdemeanor. However, the offense is a Class**
12 **A misdemeanor if the person has a prior unrelated conviction**
13 **under this section.**
14 **(c) Subsection (b) does not apply to a person whose sole act is,**
15 **in the normal course of business, participating in the preparation,**
16 **the printing, distribution, or broadcast of the advertising or**
17 **material containing the false representation."**
18 Renumber all SECTIONS consecutively.
 (Reference is to SB 136 as printed January 29, 2003.)

Senator DROZDA