

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WITHDRAWN	Noes _____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

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1812 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 1-1-4-5 IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2007]: Sec. 5. The following definitions apply
- 5 to the construction of all Indiana statutes, unless the construction is
- 6 plainly repugnant to the intent of the general assembly or of the context
- 7 of the statute:
- 8 (1) "Adult", "of full age", and "person in his majority" mean a
- 9 person at least eighteen (18) years of age.
- 10 (2) "Attorney" includes a counselor or other person authorized to
- 11 appear and represent a party in an action or special proceeding.
- 12 (3) "Autism" means a neurological condition as described in the
- 13 most recent edition of the Diagnostic and Statistical Manual of
- 14 Mental Disorders of the American Psychiatric Association.
- 15 (4) "Bond" does not necessarily imply a seal.
- 16 (5) "Clerk" means the clerk of the court or a person authorized to
- 17 perform the clerk's duties.
- 18 **(6) "Green building" means a building:**
- 19 **(A) that has been designed to reduce both direct and**
- 20 **indirect environmental consequences associated with**
- 21 **construction, occupancy, operation, maintenance, and**
- 22 **eventual decommissioning; and**
- 23 **(B) whose design is evaluated for cost, quality of life, future**
- 24 **flexibility, ease of maintenance, energy and resource**

- 1                   **efficiency, and overall environmental impact.**  
2                   ~~(6)~~ **(7)** "Health record", "hospital record", or "medical record"  
3                   means written or printed information possessed by a provider (as  
4                   defined in IC 16-18-2-295) concerning any diagnosis, treatment,  
5                   or prognosis of the patient, unless otherwise defined. Except as  
6                   otherwise provided, the terms include mental health records and  
7                   drug and alcohol abuse records.  
8                   ~~(7)~~ **(8)** "Highway" includes county bridges and state and county  
9                   roads, unless otherwise expressly provided.  
10                  ~~(8)~~ **(9)** "Infant" or "minor" means a person less than eighteen (18)  
11                  years of age.  
12                  ~~(9)~~ **(10)** "Inhabitant" may be construed to mean a resident in any  
13                  place.  
14                  ~~(10)~~ **(11)** "Judgment" means all final orders, decrees, and  
15                  determinations in an action and all orders upon which executions  
16                  may issue.  
17                  ~~(11)~~ **(12)** "Land", "real estate", and "real property" include lands,  
18                  tenements, and hereditaments.  
19                  ~~(12)~~ **(13)** "Mentally incompetent" means of unsound mind.  
20                  ~~(13)~~ **(14)** "Money demands on contract", when used in reference  
21                  to an action, means an action arising out of contract when the  
22                  relief demanded is a recovery of money.  
23                  ~~(14)~~ **(15)** "Month" means a calendar month, unless otherwise  
24                  expressed.  
25                  ~~(15)~~ **(16)** "Noncode statute" means a statute that is not codified as  
26                  part of the Indiana Code.  
27                  ~~(16)~~ **(17)** "Oath" includes "affirmation", and "to swear" includes  
28                  to affirm.  
29                  ~~(17)~~ **(18)** "Person" extends to bodies politic and corporate.  
30                  ~~(18)~~ **(19)** "Personal property" includes goods, chattels, evidences  
31                  of debt, and things in action.  
32                  ~~(19)~~ **(20)** "Population" has the meaning set forth in IC 1-1-3.5-3.  
33                  ~~(20)~~ **(21)** "Preceding" and "following", referring to sections in  
34                  statutes, mean the sections next preceding or next following that  
35                  in which the words occur, unless some other section is designated.  
36                  ~~(21)~~ **(22)** "Property" includes personal and real property.  
37                  ~~(22)~~ **(23)** "Sheriff" means the sheriff of the county or another  
38                  person authorized to perform sheriff's duties.  
39                  ~~(23)~~ **(24)** "State", applied to any one **(1)** of the United States,  
40                  includes the District of Columbia and the commonwealths,  
41                  possessions, states in free association with the United States, and  
42                  the territories. "United States" includes the District of Columbia  
43                  and the commonwealths, possessions, states in free association  
44                  with the United States, and the territories.  
45                  ~~(24)~~ **(25)** "Under legal disabilities" includes persons less than  
46                  eighteen (18) years of age, mentally incompetent, or out of the

- 1 United States.
- 2 ~~(25)~~ **(26)** "Verified", when applied to pleadings, means supported
- 3 by oath or affirmation in writing.
- 4 ~~(26)~~ **(27)** "Will" includes a testament and codicil.
- 5 ~~(27)~~ **(28)** "Without relief" in any judgment, contract, execution,
- 6 or other instrument of writing or record, means without the
- 7 benefit of valuation laws.
- 8 ~~(28)~~ **(29)** "Written" and "in writing" include printing,
- 9 lithographing, or other mode of representing words and letters. If
- 10 the written signature of a person is required, the terms mean the
- 11 proper handwriting of the person or the person's mark.
- 12 ~~(29)~~ **(30)** "Year" means a calendar year, unless otherwise
- 13 expressed.
- 14 ~~(30)~~ **(31)** The definitions in IC 35-41-1 apply to all statutes
- 15 relating to penal offenses."
- 16 Page 1, line 12, delete "silver rating under the United States" and
- 17 insert "**minimum standards of any recognized green building rating**
- 18 **system.**".
- 19 Page 1, delete lines 13 through 15.
- 20 Page 2, delete line 1.
- 21 Page 2, line 5, after "the" insert "**minimum**".
- 22 Page 2, line 6, delete "the United States Green Building Council's"
- 23 and insert "**any recognized green building rating system.**".
- 24 Page 2, delete lines 7 through 9.
- 25 Page 2, line 20, delete "silver rating under the United States" and
- 26 insert "**minimum standards of any recognized green building rating**
- 27 **system.**".
- 28 Page 2, delete lines 21 through 24.
- 29 Page 2, line 28, after "the" insert "**minimum**".
- 30 Page 2, line 29, delete "the United States Green Building Council's"
- 31 and insert "**any recognized green building rating system.**".
- 32 Page 2, delete lines 30 through 32.
- 33 Page 3, line 21, delete "As used in this section, "LEED silver
- 34 rating"".
- 35 Page 3, delete lines 22 through 25.
- 36 Page 3, line 26, delete "(b)".
- 37 Page 3, run in lines 21 through 26.
- 38 Page 3, line 28, delete "(c)" and insert "**(b)**".
- 39 Page 3, line 30, delete "the LEED silver rating (or an" and insert "**at**
- 40 **least the minimum standards of any recognized green building**
- 41 **rating system.**".
- 42 Page 3, delete lines 31 through 32.
- 43 Page 3, line 33, delete "(d)" and insert "**(c)**".
- 44 Page 3, line 42, delete "(e)" and insert "**(d)**".
- 45 Page 4, line 1, delete "(d)," and insert "**(c)**".
- 46 Page 4, line 10, delete "(f)" and insert "**(e)**".

- 1 Page 4, line 15, delete "(g)" and insert "(f)".
- 2 Page 4, line 26, delete "(g)" and insert "(f)".
- 3 Page 4, line 30, delete "LEED silver rating (or an equivalent rating,
- 4 such as" and insert "**standards of any recognized green building**
- 5 **rating system**".
- 6 Page 4, delete line 31.
- 7 Page 4, line 32, delete "Globes rating system)".
- 8 Page 4, line 38, delete "(h)" and insert "(g)".
- 9 Page 5, line 3, delete "(i)" and insert "(h)".
- 10 Page 5, line 19, delete "silver rating under the United States" and
- 11 insert "**minimum standards of any recognized green building rating**
- 12 **system**".
- 13 Page 5, delete lines 20 through 23.
- 14 Page 5, line 27, after "the" insert "**minimum**".
- 15 Page 5, line 28, delete "the United States Green Building Council's"
- 16 and insert "**any recognized green building rating system**".
- 17 Page 5, delete lines 29 through 31.
- 18 Page 5, line 39, after "surpass the" insert "**minimum**".
- 19 Page 5, line 39, delete "the leadership in energy and" and insert
- 20 "**any recognized green building rating system**".
- 21 Page 5, delete lines 40 through 41.
- 22 Delete page 6.
- 23 Renumber all SECTIONS consecutively.  
(Reference is to HB 1812 as printed February 16, 2007.)

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Representative Wolkins