

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 561 be amended to read as follows:

- 1 Page 46, line 10, after "offender" insert "**unless the offender's**
2 **status as a sex or violent offender is solely due to the offender's**
3 **conviction for sexual misconduct with a minor (IC 35-42-4-9) and**
4 **the offender proves that the defense described in IC 35-42-4-9(e)**
5 **applies to the offender".**
6 Page 46, line 25, after "is" insert "
7 **(A)".**
8 Page 46, line 25, after "offender;" insert "**or**
9 **(B) the person is a sex or violent offender, but the offender's**
10 **status as a sex or violent offender is solely due to the**
11 **offender's conviction for sexual misconduct with a minor**
12 **(IC 35-42-4-9) and the offender proved that the defense**
13 **described in IC 35-42-4-9(e) applies to the offender;".**
(Reference is to SB 561 as printed February 18, 2011.)

Senator STEELE