



Adopted

Rejected

COMMITTEE REPORT

YES: 8
NO: 3

MR. SPEAKER:

*Your Committee on Judiciary, to which was referred House Bill 1504, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, delete lines 27 through 40.
- 2 Page 5, delete lines 35 through 42.
- 3 Delete pages 6 through 9.
- 4 Page 10, delete lines 1 through 32.
- 5 Page 10, line 36, delete "unfair, abusive, or deceptive act,".
- 6 Page 10, line 37, delete "omission, or practice, including an".
- 7 Page 10, line 38, after "act" delete ",,".
- 8 Page 10, line 39, delete "unfair, abusive, or".
- 9 Page 10, line 40, delete "omission, or practice".
- 10 Page 10, line 41, delete "unfair, abusive,".
- 11 Page 10, line 42, before "deceptive" delete "or".
- 12 Page 10, line 42, after "act" delete ",,".

- 1 Page 10, line 42, delete "omission, or practice".
- 2 Page 11, line 18, after "damages for" reset in roman "a".
- 3 Page 11, line 18, delete "an".
- 4 Page 11, line 19, delete "unfair, abusive, or".
- 5 Page 11, line 19, delete "omission, or practice".
- 6 Page 11, line 22, delete "unfair, abusive, or".
- 7 Page 11, line 22, after "act" delete ",".
- 8 Page 11, line 22, delete "omission, or practice,".
- 9 Page 11, line 38, reset in roman "a".
- 10 Page 11, line 38, delete "an unfair, abusive, or".
- 11 Page 11, line 38, after "act" delete ",".
- 12 Page 11, line 38, delete "omission, or".
- 13 Page 11, line 39, delete "practice".
- 14 Page 11, line 42, reset in roman "a".
- 15 Page 11, line 42, delete "an unfair,".
- 16 Page 12, line 1, delete "abusive, or".
- 17 Page 12, line 1, delete "omission, or practice,".
- 18 Page 12, line 1, reset in roman "a".
- 19 Page 12, line 1, delete "an".
- 20 Page 12, line 2, delete "unfair, abusive, or".
- 21 Page 12, line 2, after "act" delete ",".
- 22 Page 12, line 2, delete "omission, or practice".
- 23 Page 12, delete line 5.
- 24 Page 12, line 42, delete "unfair,".
- 25 Page 13, line 1, delete "abusive, or".
- 26 Page 13, line 1, after "acts" delete ",".
- 27 Page 13, line 1, delete "omissions, or practices".
- 28 Page 13, line 37, delete "an unfair, abusive, or".
- 29 Page 13, delete line 38.
- 30 Page 13, line 39, delete "(1)".
- 31 Page 13, line 39, after "act" delete ";" and insert ",".
- 32 Page 13, line 39, reset in roman "including".
- 33 Page 13, line 39, delete "or".
- 34 Page 13, line 40, delete "(2)".
- 35 Page 13, line 40, delete ";" and insert ",".
- 36 Page 13, run in lines 37 through 41.
- 37 Page 15, delete lines 6 through 42, begin a new paragraph and
- 38 insert:

1 "SECTION 6. IC 24-5-0.5-5 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) No action may be
 3 brought under this chapter, except under section 4(c) of this chapter,
 4 unless (1) the deceptive act is incurable or (2) the consumer bringing
 5 the action shall have given notice in writing to the supplier within the
 6 sooner of (i) six (6) months after the initial discovery of the deceptive
 7 act, (ii) one (1) year following such consumer transaction, or (iii) any
 8 time limitation, not less than thirty (30) days, of any period of warranty
 9 applicable to the transaction, which notice shall state fully the nature
 10 of the alleged deceptive act and the actual damage suffered therefrom,
 11 and unless such deceptive act shall have become an uncured deceptive
 12 act.

13 (b) No action may be brought under this chapter except as expressly
 14 authorized in section 4(a), 4(b), or 4(c) of this chapter. Any action
 15 brought under **section 4(a) or 4(b) of this chapter** may not be brought
 16 more than two (2) years after the occurrence of the deceptive act. **An**
 17 **action brought under section 4(c) of this chapter may not be**
 18 **brought more than five (5) years after the occurrence of the**
 19 **deceptive act."**

20 Delete page 16.

21 Renumber all SECTIONS consecutively.

(Reference is to HB 1504 as introduced.)

and when so amended that said bill do pass.

Representative Torr