

PROPOSED AMENDMENT

SB 261 # 1

DIGEST

Misdemeanor. Specifies that a second or subsequent violation of littering in a cave is a Class C misdemeanor. Removes a definition relating to foreclosure mischief and places the substance of the definition in the crime itself.

- 1 Page 5, delete lines 21 through 25.
- 2 Page 6, delete lines 24 through 41.
- 3 Page 6, line 42, delete "(4)" and insert "(3)".
- 4 Page 7, line 3, delete "(5)" and insert "(4)".
- 5 Page 7, line 19, delete "(6)" and insert "(5)".
- 6 Page 7, line 33, delete "(7)" and insert "(6)".
- 7 Page 7, delete line 42, begin a new line block indented and insert:
- 8 **"(2) knowingly or intentionally damages, permanently**
- 9 **removes, or defaces:**
- 10 **(A) fixtures (as defined in IC 26-1-2.1-309) of real property**
- 11 **in foreclosure;**
- 12 **(B) a component or subsystem of the heating, ventilation,**
- 13 **or air conditioning system of real property in foreclosure;**
- 14 **(C) wiring of real property in foreclosure;**
- 15 **(D) pipes, fittings, or another part of the plumbing system**
- 16 **of real property in foreclosure;**
- 17 **(E) the structure, including the roof and foundation, of real**
- 18 **property in foreclosure;**
- 19 **(F) the windows of real property in foreclosure;**
- 20 **(G) the floors, ceilings, walls, or doors of real property in**
- 21 **foreclosure;**
- 22 **(H) the landscaping of real property in foreclosure; or**
- 23 **(I) an unattached structure, carport, patio, fence, or**
- 24 **swimming pool located on real property in foreclosure;"**
- 25 Page 8, delete line 1.
- 26 Page 15, line 42, delete "infraction." and insert "misdemeanor."

(Reference is to SB 261 as introduced.)