

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Criminal, Civil and Public Policy, to which was referred House Bill No. 1044, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 13, delete "subsection (c)," and insert "**subsection (d)**,".
- 2 Page 2, line 11, delete "The" and insert "**If the person who**
- 3 **committed the**".
- 4 Page 2, line 11, delete ":".
- 5 Page 2, line 12, delete "(1) a Class A misdemeanor if the person
- 6 trafficking is".
- 7 Page 2, run in lines 11 through 12.
- 8 Page 2, line 14, delete "(A)", begin a new line block indented and
- 9 insert:
- 10 "(1)".
- 11 Page 2, line 15, delete "(B)", begin a new line block indented and
- 12 insert:
- 13 "(2)".
- 14 Page 2, line 16, block left beginning with "and".
- 15 Page 2, line 17, delete "; or" and insert ", **the court shall impose a**
- 16 **mandatory five thousand dollar (\$5,000) fine under IC 35-50-3-2,**
- 17 **in addition to any term of imprisonment imposed under**
- 18 **IC 35-50-3-2.**".
- 19 Page 2, line 18, delete "(2)", begin a new paragraph and insert:
- 20 "**(d) The offense under subsection (b) is**".

1 Page 2, line 19, delete "(A)", begin a new line block indented and
2 insert:

3 **"(1)"**.

4 Page 2, line 20, delete "(B)", begin a new line block indented and
5 insert:

6 **"(2)"**.

(Reference is to HB 1044 as reprinted February 5, 2004.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Long, Chairperson