

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WITHDRAWN	Noes _____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

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

MR. SPEAKER:

I move that Engrossed Senate Bill 405 be amended to read as follows:

- 1 Page 11, between lines 2 and 3, begin a new paragraph and insert:  
2 "SECTION 17. IC 4-33-4.5-1.5 IS ADDED TO THE INDIANA  
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
4 [EFFECTIVE UPON PASSAGE]: **Sec. 1.5. Notwithstanding**  
5 **IC 35-41-1-17, a gaming agent may not exercise a power that is not**  
6 **authorized by this article."**
- 7 Page 38, between lines 26 and 27, begin a new paragraph and insert:  
8 "SECTION 41. IC 35-41-1-17, AS AMENDED BY P.L.77-2009,  
9 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
10 UPON PASSAGE]: Sec. 17. (a) "Law enforcement officer" means:  
11 (1) a police officer (including a correctional police officer),  
12 sheriff, constable, marshal, prosecuting attorney, special  
13 prosecuting attorney, special deputy prosecuting attorney, the  
14 securities commissioner, or the inspector general;  
15 (2) a deputy of any of those persons;  
16 (3) an investigator for a prosecuting attorney or for the inspector  
17 general;  
18 (4) a conservation officer;  
19 (5) an enforcement officer of the alcohol and tobacco  
20 commission; **or**  
21 (6) an enforcement officer of the securities division of the office  
22 of the secretary of state; **or**  
23 **(7) a gaming agent employed under IC 4-33-4.5 or a gaming**  
24 **control officer employed under IC 4-33-20.**

- 1 (b) "Federal enforcement officer" means any of the following:  
2 (1) A Federal Bureau of Investigation special agent.  
3 (2) A United States Marshals Service marshal or deputy.  
4 (3) A United States Secret Service special agent.  
5 (4) A United States Fish and Wildlife Service special agent.  
6 (5) A United States Drug Enforcement Agency agent.  
7 (6) A Bureau of Alcohol, Tobacco, Firearms and Explosives  
8 agent.  
9 (7) A United States Forest Service law enforcement officer.  
10 (8) A United States Department of Defense police officer or  
11 criminal investigator.  
12 (9) A United States Customs Service agent.  
13 (10) A United States Postal Service investigator.  
14 (11) A National Park Service law enforcement commissioned  
15 ranger.  
16 (12) United States Department of Agriculture, Office of Inspector  
17 General special agent.  
18 (13) A United States Citizenship and Immigration Services  
19 special agent.  
20 (14) An individual who is:  
21 (A) an employee of a federal agency; and  
22 (B) authorized to make arrests and carry a firearm in the  
23 performance of the individual's official duties."  
24 Renumber all SECTIONS consecutively.  
(Reference is to ESB 405 as printed February 19, 2010.)

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Representative Eberhart