

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1149 be amended to read as follows:

- 1 Page 2, line 25, delete "an establishment may allow".
 - 2 Page 2, line 25, after "smoking" insert "**may be allowed**".
 - 3 Page 3, delete lines 21 through 36, begin a new line block indented
 - 4 and insert:
 - 5 **"(6) A premises owned or leased by and regularly used for the**
 - 6 **activities of a business that meets all of the following:**
 - 7 **(A) The business is exempt from federal income taxation**
 - 8 **under 26 U.S.C. 501(c).**
 - 9 **(B) The business:**
 - 10 **(i) meets the requirements to be considered a club under**
 - 11 **IC 7.1-3-20-1; or**
 - 12 **(ii) is a fraternal club (as defined in IC 7.1-3-20-7).**
 - 13 **(C) The business provides food or alcoholic beverages only**
 - 14 **to its bona fide members and their guests.**
 - 15 **(D) The business, during a meeting of the business's**
 - 16 **members, voted within the previous two (2) years to allow**
 - 17 **smoking on the premises."**
 - 18 Page 4, line 34, delete "subsection (a):" and insert "**subsection**
 - 19 **(a)(1) through (a)(5) and (a)(7) through (a)(9):"**.
- (Reference is to EHB 1149 as printed February 24, 2012.)

Senator ALTING