

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL NO. 240

(First Reading File Bill)

On page 3, strike in their entirety lines 11 through 19, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That if this Act, or any portion of the amendment to 3(b)(2)(ii) of Section 1 of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, made by this Act, is held by a court of competent jurisdiction to be unconstitutional, then such 3(b)(2)(ii) of Section 1 shall be deemed to be repealed in its entirety. If 3(b)(2) of Section 1 of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, shall thereafter be held by a court of competent jurisdiction to be unconstitutional, then this Act shall be deemed repealed, and 3(b)(2)(ii) of Section 1 of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, be restored as if no such amendments had been made. Neither any holding of unconstitutionality nor the repeal of 3(b)(2)(ii) of Section 1 of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, shall affect, impair, or invalidate any other portion of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, or the application of such Act to any other person or circumstance, and such remaining portions of Chapter 169 of the Acts of the General Assembly of 1999, as amended by Chapter 141 of the Acts of the General Assembly of 2001, shall at all times continue in full force and effect.”.