

**SENATE MOTION**

**MADAM**

**PRESIDENT:**

I **move** that Senate Bill 4 be amended to read as follows:

SOURCE: Page 1, line 3; (04)MO000402.1. --> Page 1, line 3, after "15." insert " (a)  
**This section does not apply to either of the following:**

**(1) A contract for supplies.**

**(2) A contract entered into before July 1, 2004.**

**(b)".**

Page 1, delete lines 5 through 12, begin a new line block indented and insert:

**" (1) The contractor must file with the contracting agency an affidavit affirming under the penalties for perjury that the contractor has in its files an employment eligibility verification form required by the Immigration Reform and Control Act of 1986 (8 U.S.C. 1324a) for each individual that will be employed in the performance of the contract. The contractor must file a new affidavit with the contracting agency any time the contractor assigns an employee who has not previously worked under the contract to work under the contract."**

Page 1, after line 14, begin a new paragraph and insert:

**" (c) The Indiana department of administration shall adopt rules under IC 4-22-2 to implement this section. A state agency may not enter into a contract for services before the department adopts the rules required by this subsection.**

**(d) The attorney general may not approve a contract for services if an affidavit required by subsection (b)(1) is not included as part of the contract documents.**

SOURCE: ; (04)MO000402.2. --> SECTION 2. [EFFECTIVE JUNE 30, 2004] **(a) The definitions in IC 5-22-2 apply throughout this SECTION.**

**(b) Notwithstanding IC 5-22-17-15(c), as added by this act, the Indiana department of administration shall implement**

**IC 5-22-17-15, as added by this act, under interim written guidelines approved by the commissioner of the Indiana department of administration. A state agency**

may not enter into a contract for services until the commissioner approves interim written guidelines under this subsection.

(c) This SECTION expires on the earlier of the following:

(1) The date rules required by IC 5-22-17-15, as added by this act, are adopted under IC 4-22-2.

(2) July 1, 2006."

(Reference is to SB 4 as printed January 14, 2004.)

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Senator DROZDA

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