

1 6111-S AAS 2/12/94

2 SSB 6111 - S AMD  
3 By Senator Drew

4 ADOPTED 2/12/94

5 On page 4, line 33, after "otherwise" insert "but does not include  
6 preparation, consideration, or enactment of legislation or the  
7 performance of legislative duties"

8 SSB 6111 - S AMD  
9 By Senator Drew

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11 On page 6, line 1, after "(19)" insert "(a)"

12 On page 6, at the beginning of line 6, strike "(a)" and insert  
13 "(i)"

14 On page 6, at the beginning of line 7, strike "(b)" and insert  
15 "(ii)"

16 On page 6, at the beginning of line 8, strike "(c)" and insert  
17 "(iii)"

18 On page 6, beginning on line 10, strike all material through  
19 "legislation." on line 11 and insert the following:

20 "(b) "Transaction involving the state" does not include the  
21 following: Preparation, consideration, or enactment of legislation,  
22 including appropriation of moneys in a budget, or the performance of  
23 legislative duties by an officer or employee; or a claim, case,  
24 lawsuit, or similar matter if the officer or employee did not  
25 participate in the underlying transaction involving the state that is  
26 the basis for the claim, case, or lawsuit."

1 **SSB 6111** - S AMD  
2 By Senator Drew

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4 On page 6, line 26, after "may" strike "transact business" and  
5 insert "participate in a transaction involving the state"

6 On page 6, line 29, after "owns" strike "an" and insert "a  
7 beneficial"

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9 By Senator Drew

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11 On page 11, line 5, after "employee" strike "or" and insert "in his  
12 or her official capacity or by"

13 On page 11, beginning on line 10, after "with" strike all material  
14 through "only if:" on line 12 and insert "a state agency only if:"

15 **SSB 6111** - S AMD  
16 By Senators Talmadge and Drew

ADOPTED 2/12/94

17  
18 On page 24, after line 16, insert the following:  
19 "(7) If the board makes a determination that there is not  
20 reasonable cause to believe that a violation has been or is being  
21 committed or has made a finding under subsection (6) of this section,  
22 the attorney general shall represent the officer or employee in any  
23 action subsequently commenced based on the alleged facts in the  
24 complaint."

25 **SSB 6111** - S AMD  
26 By Senators Talmadge and Drew

ADOPTED 2/12/94

27  
28 On page 25, after line 15, insert the following:  
29 "Upon commencement of a citizen action under this section, at the

1 request of a state officer or state employee who is a defendant, the  
2 office of the attorney general shall represent the defendant if the  
3 attorney general finds that the defendant's conduct complied with this  
4 chapter and was within the scope of employment."

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6 By Senator Drew

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8 On page 24, beginning on line 34, after "believe that" strike "some  
9 provision of this chapter" and insert "section 118 of this act"