

HOUSE COMMITTEE OF REFERENCE AMENDMENT  
Committee on Judiciary.

HB23-1192 be amended as follows:

1 Amend printed bill, page 3, line 11, strike "SUBSTANTIALLY" and  
2 substitute "SUBSTANTIVELY".

3 Page 3, strike lines 19 through 22 and substitute:

4 ~~"(4) For purposes of~~ AS USED IN this section, "recklessly" means:

5 (a) A reckless disregard for the truth or falsity of a statement or  
6 advertisement;

7 (b) THE FAILURE TO EXERCISE REASONABLE CARE TO ENSURE THAT  
8 A STATEMENT, AN ADVERTISEMENT, OR CONDUCT IS TRUTHFUL AND  
9 ACCURATE; OR

10 (c) THE FAILURE TO EXERCISE REASONABLE CARE TO AVOID A  
11 SUBSTANTIAL AND UNJUSTIFIABLE RISK OF CONSUMER HARM.".

12 Page 12, line 12, strike "(I)".

13 Page 12, strike lines 18 through 21.

14 Page 17, lines 4 and 5, strike "EXCEPT AS PROVIDED IN SUBSECTION (5) OF  
15 THIS SECTION, ANY" and substitute "ANY".

16 Page 18, strike lines 7 through 9 and substitute:

17 ~~"(5) EXCEPT AS EXPRESSLY PROVIDED IN SUBSECTIONS (1) AND (2)~~  
18 ~~OF THIS SECTION, NO OTHER LIMITATION TERMINATES THE PERIOD WITHIN~~  
19 ~~WHICH THE ATTORNEY GENERAL MAY FILE AN ACTION FOR A VIOLATION OF~~  
20 ~~THIS ARTICLE 4."~~

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