

HB23-1306

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend reengrossed bill, page 4, after line 13 insert:

2 "(5) NOTWITHSTANDING ANY PROVISION OF ARTICLE 10 OF TITLE
3 24 TO THE CONTRARY, THE STATE MAY, BUT IS NOT REQUIRED TO,
4 INDEMNIFY OR HOLD HARMLESS A STATE ELECTED OFFICIAL FOR ANY
5 JUDGMENT, SETTLEMENT, OR ATTORNEY'S FEES OR COSTS FROM, AND MAY,
6 BUT IS NOT REQUIRED TO, DEFEND A STATE ELECTED OFFICIAL AGAINST,
7 ANY CLAIM ARISING FROM A STATE ELECTED OFFICIAL PERMANENTLY OR
8 TEMPORARILY RESTRICTING OR BANNING AN INDIVIDUAL FROM USING THE
9 STATE ELECTED OFFICIAL'S PRIVATE SOCIAL MEDIA, AS SET FORTH IN THE
10 STATE'S POLICIES AND PROCEDURES, WHETHER THE CLAIM IS BASED ON
11 STATE, LOCAL, OR FEDERAL LAW."

12 Page 6, after line 25 insert:

13 "(5) NOTWITHSTANDING ANY PROVISION OF ARTICLE 10 OF TITLE
14 24 TO THE CONTRARY, A LOCAL GOVERNMENT MAY, BUT IS NOT REQUIRED
15 TO, INDEMNIFY OR HOLD HARMLESS A LOCAL ELECTED OFFICIAL FOR ANY
16 JUDGMENT, SETTLEMENT, OR ATTORNEY'S FEES OR COSTS FROM, AND MAY,
17 BUT IS NOT REQUIRED TO, DEFEND A LOCAL ELECTED OFFICIAL AGAINST,
18 ANY CLAIM ARISING FROM A LOCAL ELECTED OFFICIAL PERMANENTLY OR
19 TEMPORARILY RESTRICTING OR BANNING AN INDIVIDUAL FROM USING THE
20 LOCAL ELECTED OFFICIAL'S PRIVATE SOCIAL MEDIA, AS SET FORTH IN THE
21 LOCAL GOVERNMENT'S POLICIES AND PROCEDURES, WHETHER THE CLAIM
22 IS BASED ON STATE, LOCAL, OR FEDERAL LAW."

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