

1 5318-S2 AMH APPE H5058.1

2 **2SSB 5318** - H AMD TO JUD COMM AMD (H-5024.2/92) 0312 ADOPTED
3 03/05/92

4 By Representative Appelwick

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6 On page 1, after line 10 of the amendment, insert the following:

7 "(2) "Financial institution" means a bank, savings bank, credit
8 union, or savings and loan institution."

9 Renumber the subsections following consecutively.

10 On page 1, line 18 of the amendment, after "agent, or" strike
11 "having actual knowledge" and insert "knowing"

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15 On page 2, line 9 of the amendment, after "(b)" strike "Has actual
16 knowledge" and insert "Knows"

17 On page 2, line 13 of the amendment, after "(c)" strike "Has actual
18 knowledge" and insert "Knows"

19 On page 2, after line 29 of the amendment, insert the following:

20 "(3) An additional proof requirement is imposed when a case
21 involves a financial institution and one or more of its employees. In
22 these situations, the prosecution is required to prove that proceeds of
23 specified unlawful activity were accepted with intent:

1 (a) To conceal or disguised the nature, location, source,
2 ownership, or control of the proceeds, knowing the property is proceeds
3 of specified unlawful activity; or

4 (b) To avoid a transaction reporting requirement under federal law.

5 The proof required by this subsection is in addition to the
6 requirements contained in subsection (1) of this section."

7 Renumber the subsections following consecutively.