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**ORDINANCE NO. 00- 7**  
**PORTER COUNTY BOARD OF COMMISSIONERS**

**AN ORDINANCE AMENDING ORDINANCE NO. 96-23-AN ORDINANCE  
PRESCRIBING CONDITIONS FOR USE OF INFORMATION OBTAINED ON  
DISK OR TAPE OR ON ANY ELECTRONIC FORMAT  
PURSUANT TO IC 5-14-3-9**

WHEREAS, the Porter County Board of Commissioners adopted the Porter County Municipal Code on Tuesday, December 2, 1997 pursuant to Ordinance No. 97-38; and

WHEREAS, Ordinance No. 96-23 entitled "An Ordinance Prescribing Conditions for use of Information Obtained on Disk or Tape Pursuant to IC 5-14-3-3(d) was codified in said Code at Chapter 2.52; and

WHEREAS, the Porter County Board of Commissioners has deemed it necessary to amend Ordinance No. 96-23 and Chapter 2.52;

BE IT AND IT IS HEREBY ORDAINED THAT Ordinance No. 96-23 is hereby amended as follows:

WHEREAS IC 5-14-3-3(e) grants a political subdivision the power to enact an ordinance prescribing the conditions under which a person who receives information on disk or tape or on any electronic format under IC 5-14-3-3(d) may or may not use the information for commercial purposes; and

WHEREAS, it is in the best interest of the citizens of Porter County that Ordinance No. 96-23 be amended by the Porter County Board of Commissioners prescribing the conditions under which a person who receives information on disk or tape or on any electronic format under IC 5-14-3-3(d) may or may not use that information for commercial purposes.

BE IT AND IT IS FURTHER ORDAINED by the Porter County Board of Commissioners that:

1. A person who receives information on disk or tape or on any electronic format under IC 5-14-3-3(d) may not use the information for commercial purposes; and
2. Specifically, a person who receives information on a disk or tape or on any electronic format under IC 5-14-3-3(d) is prohibited from: (a) selling that information; (b) advertising that information; (c) soliciting the purchase of merchandise, goods, or services with that information; or (d) selling, loaning, giving away or otherwise delivering the information obtained by the request to any other person for these purposes; and
3. Use of information received under IC 5-14-3-3(d) in connection with the preparation or publication of news, for non-profit activities, or for academic research is not prohibited; and
4. A person who uses information in a manner contrary to this ordinance may be

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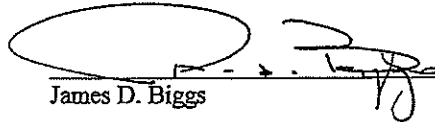
prohibited by the Porter County Board of Commissioners from obtaining a copy of any further data under subsection (d) and may be subject to a fine of up to \$2,500.00.

5. This ordinance does not apply to electronic formatted map data, the release of which is governed by a specific ordinance passed by the fiscal body.

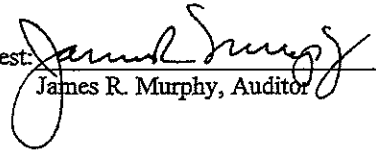
This ordinance passed and adopted this 20 day of JUNE, 2000.

BOARD OF COMMISSIONERS  
PORTER COUNTY, INDIANA

  
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Brian E. Gesse

  
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James D. Biggs

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Larry D. Sheets

Attest:   
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James R. Murphy, Auditor