

## **Senate Bill 471 Threatens the Constitutional Rights of all Hoosiers**

**Don't let the Indiana General Assembly silence you:  
Tell your State Senator and Representative to oppose SB471!**

### **Senate Bill 471: Offenses Involving Critical Infrastructure**

SB471 will impose high criminal punishment for offenses involving "critical infrastructure facilities," which it defines as places such as **power plants, pipelines, refineries, and dams**, among many others. This legislation **elevates the misdemeanor of trespass to a FELONY offense**, punishable with up to 2½ years in prison and a \$10,000 fine. If property damage occurs, the offense is punishable by up to six years and a \$10,000 fine.

The bill goes even further to make entire groups of people collectively liable for the actions of one individual. Any organization that simply verbalizes support for an individual, an organization, or an action, can be found guilty of an offense under this legislation, and could be fined up to \$100,000. SB471 is riddled with ambiguity and will have an enormous chilling effect on the Constitutional Rights of Hoosiers.



***SB471 is unconstitutional legislation that will almost certainly lead to litigation that will cost Hoosier taxpayers a lot of money if passed by the Indiana General Assembly.***

### **Senate Bill 471 is a Solution in Search of a Problem**

SB471 is unnecessary and redundant – it creates harsher penalties for conduct already covered by existing law. Indiana has strong laws against trespass and property damage at "key facilities" like the ones defined as "critical" in SB471. **There is no need to create a new law for something that's already on the books.**

## Senate Bill 471 Violates Free Speech

Freedom of Speech and Freedom of Association are sacred American traditions that are protected under the First Amendment of the U.S. Constitution.

The language in SB471 concerning collective liability is overly broad and **infringes on our Constitutional Freedom of Speech**. For example, if an organization promotes an event (like a rally) at a place deemed “critical infrastructure,” and **one** individual at that event trespasses, **the organization that promoted the event can be prosecuted whether or not anybody from that organization was actually present at the event.**

## Senate Bill 471 Threatens Freedom of Association

The vague prohibition against “conspiracy” in the bill **infringes upon our Constitutional Right of Association**. If an organization helps to plan a peaceful sit-in with protestors, and one individual at the sit-in does something deemed an “offense” under SB471, the entire organization could be charged with conspiracy to commit a felony.

## The Intent of SB471 is to Frighten Hoosiers into Silence

The House Sponsor of this bill, **Rep. Ed Soliday**, admitted publicly that the aim of the bill is to have something that “causes people to be frightened enough to change their behavior.” This is a direct assault on the **Right of Hoosiers to Peaceably Assemble**. We cannot allow Indiana State Legislators to trample our Constitution and scare us into submission.



## Take Action!

Your State Senator and State Representative need to hear from you!

Urge them to **REJECT Senate Bill 471** because it is a misguided, unnecessary, and unconstitutional piece of legislation.

To look up and/or  
e-mail your legislators, visit:  
<http://iga.in.gov/legislative/find-legislators/>

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