



# Journal of the Senate

State of Indiana

120th General Assembly

Second Regular Session

Fifteenth Meeting Day

Thursday Afternoon

February 1, 2018

The Senate convened at 1:49 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Pastor Wally Morris of Charity Baptist Church.

The Pledge of Allegiance to the Flag was led by Senator Andy Zay.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Leising
Bassler	Long
Becker	Melton
Bohacek	Merritt
Boots	Messmer
Bray	Mishler
Breaux	Mrvan
Brown, L.	Niemeyer
Buck	Niezgodski
Charbonneau	Perfect
Crane	Raatz
Crider	Randolph, Lonnie M. <input checked="" type="checkbox"/>
Delph	Ruckelshaus
Doriot	Sandlin
Eckerty	Smith, J.
Ford	Spartz
Freeman	Stoops
Glick	Tallian
Grooms	Taylor, G.
Head	Tomes
Holdman	Walker
Houchin	Young, M.
Koch	Zakas
Kruse	Zay
Lanane	

Roll Call 116: present 48; excused 1. [Note: A  indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

## INTRODUCTION OF BILLS

The following bills and resolutions were read a first time by title and referred to the respective committees:

**HB 1001** — Mishler (Appropriations)

A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

**HB 1003** — Bray (Tax and Fiscal Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

**HB 1004** — Alting (Public Policy)

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

**HB 1007** — Head, Charbonneau (Health and Provider Services)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

**HB 1015** — Bray, Tallian, Glick (Civil Law)

A BILL FOR AN ACT to amend the Indiana Code concerning commercial law.

**HB 1017** — Charbonneau, Head (Health and Provider Services)

A BILL FOR AN ACT to amend the Indiana Code concerning health.

**HB 1021** — Bray, Ruckelshaus (Civil Law)

A BILL FOR AN ACT to amend the Indiana Code concerning commercial law.

**HB 1023** — Messmer (Local Government)

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1024** — Kruse (Education and Career Development)

A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1027** — Perfect (Appropriations)

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1030** — Messmer, Crider, Perfect (Commerce and Technology)

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

**HB 1031** — Head (Civil Law)

A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.

**HB 1033** — Koch (Corrections and Criminal Law)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1034** — Glick (Corrections and Criminal Law)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1035** — Messmer, Tallian (Local Government)

A BILL FOR AN ACT to amend the Indiana Code concerning property.

**HB 1036** — Boots, Buck (Pensions and Labor)

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

- HB 1039** — Boots (Tax and Fiscal Policy)  
A BILL FOR AN ACT concerning taxation.
- HB 1047** — Freeman (Veterans Affairs and The Military)  
A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.
- HB 1050** — Messmer (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning utilities.
- HB 1051** — Alting (Public Policy)  
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.
- HB 1057** — Young M, Bray, Boots (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- HB 1058** — Charbonneau (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- HB 1059** — Becker, Charbonneau (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- HB 1060** — Ruckelshaus, Holdman, Taylor G (Civil Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.
- HB 1063** — Crider (Homeland Security and Transportation)  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- HB 1073** — Charbonneau, Melton, Randolph Lonnie M (Family and Children Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- HB 1074** — Raatz (Education and Career Development)  
A BILL FOR AN ACT to amend the Indiana Code concerning higher education.
- HB 1080** — Merritt, Taylor G (Homeland Security and Transportation)  
A BILL FOR AN ACT to repeal a provision of the Indiana Code concerning transportation.
- HB 1090** — Perfect (Insurance and Financial Institutions)  
A BILL FOR AN ACT to amend the Indiana Code concerning property.
- HB 1091** — Delph (Family and Children Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- HB 1095** — Crider (Homeland Security and Transportation)  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- HB 1096** — Doriot (Environmental Affairs)  
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- HB 1098** — Glick, Perfect (Agriculture)  
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.
- HB 1100** — Young M, Bray (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning gaming.
- HB 1104** — Bassler, Holdman (Appropriations)  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- HB 1109** — Boots (Pensions and Labor)  
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.
- HB 1116** — Leising, Charbonneau (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- HB 1119** — Crider (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- HB 1120** — Charbonneau, Head (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- HB 1125** — Houchin, Koch (Local Government)  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- HB 1130** — Messmer (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- HB 1135** — Holdman, Perfect (Insurance and Financial Institutions)  
A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.
- HB 1140** — Head (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- HB 1141** — Boots (Tax and Fiscal Policy)  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- HB 1143** — Brown L (Insurance and Financial Institutions)  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- HB 1167** — Mishler, Bassler (Appropriations)  
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- HB 1173** — Bohacek (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- HB 1174** — Ford, Sandlin, Niezgodski (Civil Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

- HB 1175** — Becker, Breaux (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- HB 1180** — Holdman, Charbonneau, Taylor G (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- HB 1191** — Crider, Becker (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- HB 1193** — Freeman, Sandlin (Homeland Security and Transportation)  
A BILL FOR AN ACT concerning public safety.
- HB 1203** — Becker, Breaux, Mishler, Crider (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- HB 1214** — Head, Doriot (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.
- HB 1220** — Charbonneau (Family and Children Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- HB 1227** — Glick (Natural Resources)  
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture.
- HB 1228** — Head (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- HB 1233** — Bassler (Environmental Affairs)  
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- HB 1242** — Grooms (Appropriations)  
A BILL FOR AN ACT to amend the Indiana Code concerning higher education.
- HB 1244** — Zakas (Homeland Security and Transportation)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- HB 1250** — Koch (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- HB 1262** — Holdman (Tax and Fiscal Policy)  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- HB 1267** — Charbonneau, Merritt (Utilities)  
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- HB 1287** — Charbonneau (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning health.

- HB 1303** — Bray, Lanane (Judiciary)  
A BILL FOR AN ACT to amend the Indiana Code concerning probate.
- HB 1309** — Buck (Local Government)  
A BILL FOR AN ACT to amend the Indiana Code concerning state and local government.
- HB 1314** — Zay, Raatz (Education and Career Development)  
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- HB 1341** — Crider (Homeland Security and Transportation)  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- HB 1359** — Young M, Houchin, Freeman (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- HB 1384** — Messmer (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- HB 1397** — Perfect (Insurance and Financial Institutions)  
A BILL FOR AN ACT to amend the Indiana Code concerning financial institutions.

## RESOLUTIONS ON FIRST READING

### Senate Resolution 16

Senate Resolution 16, introduced by Senator Melton:

A SENATE RESOLUTION urging legislative council to assign to the appropriate study committee the issue of the economic revitalization of Buffington Harbor in Gary, Indiana and its impact on existing industries and the surrounding community.

*Whereas, Buffington Harbor, the location of two riverboat casinos off the shore of Gary, Indiana is one of the last available Great Lakes deep water ports;*

*Whereas, The real estate contiguous with Buffington Harbor contains three Class 1 railroad lines and is within one-half mile of Gary International Airport; and*

*Whereas, The harbor in its current configuration is underutilized and the relocation of current casino operations to a location elsewhere in the city of Gary would positively impact development in the harbor, the city of Gary and surrounding communities: Therefore,*

*Be it resolved by the Senate of the  
General Assembly of the State of Indiana:*

SECTION 1. That the Indiana Senate urges the legislative council to assign to the appropriate study committee the issue of the economic revitalization of Buffington Harbor in Gary, Indiana and its impact on existing industries and the surrounding community.

The resolution was read in full and referred to the Committee on Tax and Fiscal Policy.

## REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: Pursuant to Senate Rule 68(b), I hereby report that House Bill 1174, currently assigned to the Committee on Civil Law, be reassigned to the Committee on Commerce and Technology.

LONG

Report adopted.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 12, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 5.

Page 6, delete lines 1 through 20.

Page 6, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 1. IC 35-38-1-33 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 33. (a) As used in this section, "offender" means an individual convicted of a sex offense.**

**(b) As used in this section, "sex offense" has the meaning set forth in IC 11-8-8-5.2.**

**(c) An offender may petition for waiver of the residency restriction described in IC 35-42-4-11.5(e). The court may waive the residency restriction if the court, at a hearing at which the offender is present and of which the prosecuting attorney has been notified, determines that:**

**(1) the offender has successfully completed a sex offender treatment program; and**

**(2) good cause exists to allow the offender to reside within one (1) mile of the residence of the victim of the offender's sex offense.**

**However, the court may not grant a waiver under this subsection if the offender is a sexually violent predator under IC 35-38-1-7.5 or if the offender is an offender against children under IC 35-42-4-11.**

**(d) If the court grants a waiver under this section, the court shall determine the duration of the waiver. The offender may petition the court for an extension of the waiver not later than sixty (60) days before its expiration. However, if the court denies an offender's petition for waiver under this section, then the offender is subject to prosecution for the offense described in IC 35-42-4-11.5(e).**

**(e) If the court grants a waiver under this section, the court shall state in writing the reasons for granting the waiver. The court's written statement of its reasons shall be incorporated into the record.**

**(f) The address of the victim of the offender's sex offense is confidential even if the court grants a waiver under this section."**

Page 6, line 23, after "(a)" insert **"The victim of the sex offender's sex offense may not be prosecuted under this section if the victim's liability is based on aiding, inducing, or causing the offender to commit the offense described in subsection (e).**

**(b) This section does not apply to a sex offender who has obtained a waiver of residency under IC 35-38-2-2.5 or IC 35-38-1-33.**

**(c)".**

Page 6, line 25, delete "(b)" and insert **"(d)".**

Page 6, line 27, delete "(c)" and insert **"(e)".**

Page 6, line 27, delete "who knowingly or intentionally establishes a" and insert **"who:**

**(1) establishes a new residence within a one (1) mile radius of the residence of the victim of the offender's sex offense;**

**(2) intends to reside at the residence; and**

**(3) at the time the sex offender established the residence, knew or reasonably should have known that the residence was located within a one (1) mile radius of the residence of the victim of the offender's sex offense;".**

Page 6, delete lines 28 through 31.

Renumber all SECTIONS consecutively.

(Reference is to SB 12 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

M. YOUNG, Chair

Report adopted.

### COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 33, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Replace the effective date in SECTION 1 with "[EFFECTIVE UPON PASSAGE]".

Page 2, line 12, delete "and".

Page 2, between lines 12 and 13, begin a new line double block indented and insert:

**"(B) has the permission of the house of worship to possess the firearm on the school property; and".**

Page 2, line 13, delete "(B)" and insert **"(C)".**

Page 2, after line 35, begin a new paragraph and insert:

**"SECTION 2. An emergency is declared for this act."**

(Reference is to SB 33 as introduced.)

and when so amended that said bill do pass.  
Committee Vote: Yeas 5, Nays 2.

BRAY, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 43, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

KRUSE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred Senate Bill 46, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 7.1-3-19-17, AS AMENDED BY P.L.214-2016, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 17. (a) This section applies to a permit issued under IC 7.1-3-20-16(d), IC 7.1-3-20-16(g), IC 7.1-3-20-16(k), IC 7.1-3-20-16(l), ~~or~~ IC 7.1-3-20-16.8, **IC 7.1-3-20-16.9, IC 7.1-3-20-28, or IC 7.1-3-20-29**, if a municipal legislative body has adopted an ordinance requiring a formal written commitment as a condition of eligibility for a permit, as described in subsection (b).

(b) As a condition of eligibility for a permit, the applicant must enter into a formal written commitment with the municipal legislative body regarding the character or type of business that will be conducted on the permit premises. The municipal legislative body must adopt an ordinance approving the formal written commitment. A formal written commitment is binding on the permit holder and on any lessee or proprietor of the permit premises. When an application for renewal of a permit is filed, the applicant shall forward a copy of the application to the municipal legislative body. The municipal legislative body shall receive notice of any filings, hearings, or other proceedings on the application for renewal from the applicant.

(c) A formal written commitment may be modified by the municipal legislative body with the agreement of the permit holder.

(d) Except as provided in subsection (f), the amount of time that a formal written commitment is valid may not be limited or restricted.

(e) A formal written commitment is terminated at the time a permit is revoked or not renewed.

(f) If the character or type of business violates the formal

written commitments, the municipality may adopt a recommendation to the local board and the commission to:

(1) deny the permit holder's application to renew the permit; or

(2) revoke the permit holder's permit.

(g) The commission shall consider evidence at the hearing on the issue of whether the business violated the formal written commitments. If the commission determines there is sufficient evidence that the commitments have been violated by the permittee, the commission may:

(1) deny the application to renew the permit; or

(2) revoke the permit;

as applicable."

Page 2, between lines 25 and 26, begin a new paragraph and insert:

**"(d) An application for a permit under this section must include the following documentation, which is required at the time the permit application is filed with the commission:**

**(1) A detailed map showing:**

**(A) definite boundaries of the entire public-private partnership redevelopment project; and**

**(B) the location of the proposed permit premises within the project.**

**(2) A copy of the local ordinance or resolution of the local governing body authorizing the public-private partnership redevelopment project.**

**(3) Detailed information concerning the expenditures of state and city funds on the public-private partnership redevelopment project."**

Page 3, between lines 31 and 32, begin a new paragraph and insert:

**"(e) An application for a permit under this section must include the following documentation, which is required at the time the permit application is filed with the commission:**

**(1) A detailed map showing:**

**(A) definite boundaries of the entire:**

**(i) economic development area;**

**(ii) area needing redevelopment; or**

**(iii) redevelopment district in the municipality's redevelopment district or economic revitalization area; and**

**(B) the location of the proposed permit premises within the project.**

**(2) A copy of the local ordinance or resolution of the local governing body authorizing the economic development area, area needing redevelopment, or redevelopment district in the municipality's redevelopment district or economic revitalization area.**

**(3) Detailed information concerning the expenditures of state and city funds on the economic development area, area needing redevelopment, or redevelopment district in the municipality's redevelopment district or economic revitalization area."**

Page 3, line 38, delete "twenty (20)" and insert "**ten (10)**".

Page 3, line 39, delete "two-way or".

Page 4, line 2, delete "twenty (20)" and insert "**ten (10)**".

Page 4, line 3, delete "two-way or".

Page 4, line 14, delete "twenty (20)" and insert "**ten (10)**".

Page 4, line 16, delete "forty (40)" and insert "**twenty (20)**".

Page 4, line 19, delete "forty (40)" and insert "**twenty (20)**".

Page 4, line 20, delete "twenty (20)" and insert "**ten (10)**".

Page 4, between lines 40 and 41, begin a new paragraph and insert:

**"(f) An application for a permit under this section must include the following documentation, which is required at the time the permit application is filed with the commission:**

**(1) A detailed map showing:**

**(A) definite boundaries of the entire:**

**(i) Eastside Economic Development Area; or**

**(ii) State Road 135 Economic Development Area;**

**as applicable; and**

**(B) the location of the proposed permit premises within the relevant economic development area.**

**(2) A copy of the local ordinance or resolution of the local governing body authorizing the relevant economic development area.**

**(3) Detailed information concerning the expenditures of state and city funds on the relevant economic development area."**

Page 6, between lines 27 and 28, begin a new paragraph and insert:

"SECTION 6. IC 7.1-3-21-11, AS AMENDED BY P.L.196-2015, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) As used in this section, "wall" means a wall of a building. The term does not include a boundary wall.

(b) Except as provided in subsections (c) and (g), the commission may not issue a permit for a premises if a wall of the premises is situated within two hundred (200) feet from a wall of a school or church, if no permit has been issued for the premises under the provisions of Acts 1933, Chapter 80. **However, the commission may issue a permit for a premises if the wall of the premises and the wall of a church are separated by at least eighty-five (85) feet, including a two (2) lane road having a width of at least thirty (30) feet.**

(c) This section does not apply to the premises of a:

(1) grocery store, drug store, restaurant, hotel, catering hall, or location for which the use of a supplemental catering permit has been approved if:

(A) a wall of the premises is situated within two hundred (200) feet from a wall of a church or school;

(B) the commission receives a written statement from the authorized representative of the church or school stating expressly that the church or school does not object to the issuance of the permit for the premises; and

(C) the commission determines that the church or school does not object to the issuance of the permit for the premises; or

(2) church or school that applies for a temporary beer or wine permit.

(d) The commission shall base its determination under subsection (c)(1)(C) solely on the written statement of the authorized representative of the church or school.

(e) If the commission does not receive the written statement of the authorized representative of the church or school, the premises of the grocery store, drug store, restaurant, hotel, catering hall, or location for which the use of a supplemental catering permit has been approved may not obtain the waiver allowed under this section.

(f) If the commission determines that the church or school does not object, this section and IC 7.1-3-21-10 do not apply to the permit premises of the grocery store, drug store, restaurant, hotel, or catering hall on a subsequent renewal or transfer of ownership.

(g) If the commission:

(1) receives a written statement from the authorized representative of a church or school as described in subsection (c)(1)(B); and

(2) determines the church or school does not object as described in subsection (c)(1)(C);

the commission may not consider subsequent objections from the church or school to the issuance of the same permit type at the same premises location.

SECTION 7. IC 7.1-3-28 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 28. College Stadiums**

**Sec. 1. As used in this chapter, "stadium" means an intercollegiate stadium that has a permanent seating capacity of at least seventy thousand (70,000) people.**

**Sec. 2. (a) A stadium may:**

**(1) submit a floor plan of proposed storage locations to the commission for approval; and**

**(2) indicate the primary concessionaire operating at the stadium;**

**if a stadium intends to allow alcoholic beverages to be stored at the stadium for use by a retailer permittee or supplemental caterer operating at the stadium.**

**(b) The stadium may change the primary concessionaire operating at the stadium with notification to the commission.**

**Sec. 3. A retailer permittee or a holder of a supplemental caterer's permit that operates at a stadium may purchase alcoholic beverages from a wholesaler or a brewery described in IC 7.1-3-2-7(5) and the wholesaler or brewery described in IC 7.1-3-2-7(5) may deliver the alcoholic beverages to the stadium to be stored in an area that has been approved by the commission. The alcoholic beverages may be stored temporarily or permanently to be served later by a retailer permittee or a holder of a supplemental caterer's permit.**

**Sec. 4. This chapter does not restrict or limit the use of a supplemental caterer's permit at a stadium."**

Page 7, line 41, after "A" insert "**food hall (as described in IC 7.1-3-20-30(d)) in a**".

Page 8, after line 10, begin a new paragraph and insert:

"SECTION 9. **An emergency is declared for this act.**"  
 Renumber all SECTIONS consecutively.  
 (Reference is to SB 46 as printed January 26, 2018.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 7, Nays 0.

ALTING, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 50, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Page 1, line 4, delete "Pell Grant" and insert "**College and Career Funding**".

Page 1, line 10, delete "Pell" and insert "**college and career funding**".

Page 1, line 11, delete "grant".

Page 1, delete lines 14 through 17, begin a new paragraph and insert:

**"Sec. 4. The college and career funding review committee is established to do the following:**

**(1) Study the requirements for awards, grants, or scholarships under the Pell grant program, the twenty-first century scholars program established under IC 21-12-6, the higher education award program, the freedom of choice award program, the federal Carl D. Perkins Vocational and Applied Technology Act, the federal Workforce Innovation and Opportunity Act, the federal Supplemental Educational Opportunity Grant program, state workforce development and training programs, and other federal or state college and career funding programs.**

**(2) Review the postsecondary courses of study for which funding described in subdivision (1) may be awarded.**

**(3) Determine whether the courses of study for which funding described in subdivision (1) may be awarded include programs that award diplomas, technical certificates, industry recognized certifications, credentials, or degrees other than a baccalaureate degree, or an apprenticeship program.**

**(4) Study the review, analysis, and evaluation by the legislative services agency of the twenty-first century scholars program established under IC 21-12-6 and the Frank O'Bannon grants.**

**(5) Submit, not later than November 1, 2018, to the governor and the legislative council a report concerning the results of the study. The report to the legislative council must be in an electronic format under IC 5-14-6."**

Page 2, delete lines 1 through 9.

Page 2, line 19, delete "high" and insert "**higher**".

Page 2, line 20, delete "commissioner" and insert "**chair**".

Page 2, line 20, delete "commission" and insert "**board**".

Page 2, delete lines 27 through 28, begin a new line block indented and insert:

**"(10) The secretary of career connections and talent."**

Page 3, delete lines 10 through 42, begin a new paragraph and insert:

"SECTION 2. IC 4-3-22.5 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

#### **Chapter 22.5. Secretary of Workforce Training**

**Sec. 1. As used in this chapter, "secretary" means the secretary of workforce training.**

**Sec. 2. (a) The governor shall appoint a secretary of workforce training.**

**(b) The secretary shall report directly to the governor.**

**Sec. 3. The secretary shall serve as the chair of the board for technical education.**

SECTION 3. IC 5-28-7-6, AS AMENDED BY P.L.237-2017, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) The corporation may award grants from the skills enhancement fund to school corporations and charter schools to support cooperative arrangements with businesses for training students.

(b) A school corporation or a charter school must apply to the corporation for a grant under this section in the manner prescribed by the corporation.

**(c) The corporation may award grants from the skills enhancement fund to the department of workforce development to carry out the career coaching program under IC 22-4.1-25.**

(~~e~~) **(d)** The corporation may consult with Indiana works councils to develop the application and eligibility requirements for grants awarded under this section.

SECTION 4. IC 6-3.1-13-4.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4.5. As used in this chapter, "high demand, unfilled job" means a job that meets the following requirements, as determined by the corporation, in consultation with the department of workforce development:**

**(1) The job requires specific skills or training that is in high demand in the labor market in Indiana using both short term and long term job growth projection data.**

**(2) Vacancies for the job typically remain unfilled for at least one hundred eighty (180) days due to a lack of qualified job candidates.**

**(3) The inability to fill the job vacancy impedes economic expansion in Indiana as determined by the corporation.**

SECTION 5. IC 6-3.1-13-13, AS AMENDED BY P.L.167-2014, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 13. (a) The corporation may make credit awards under this chapter for any

of the following:

- (1) To foster job creation in Indiana.
- (2) To foster job retention in Indiana.
- (3) For taxable years beginning after December 31, 2014, and before January 1, 2019, to foster employment in Indiana of students who participate in a course of study that includes a cooperative arrangement between an educational institution and an employer for the training of students in high wage, high demand jobs that require an industry certification.
- (4) For taxable years beginning after December 31, 2018, and before January 1, 2022, to encourage workers to relocate to Indiana to fill new high demand, unfilled jobs as described in section 15.8 of this chapter.**
- (5) For taxable years beginning after December 31, 2018, and before January 1, 2022, to encourage workers to relocate to Indiana to fill existing high demand, unfilled jobs as described in section 15.9 of this chapter.**

(b) The credit shall be claimed for the taxable years specified in the taxpayer's tax credit agreement.

SECTION 6. IC 6-3.1-13-14, AS AMENDED BY P.L.145-2016, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 14. (a) A person that proposes a project to create new jobs in Indiana may apply, as provided in section 15 of this chapter, to the corporation to enter into an agreement for a tax credit under this chapter.

(b) A person that proposes to retain existing jobs in Indiana may apply, as provided in section 15.5 of this chapter, to the corporation to enter into an agreement for a tax credit under this chapter.

(c) This subsection applies to taxable years beginning after December 31, 2014, and before January 1, 2019. A person that proposes to employ in Indiana students who have participated in a course of study that includes a cooperative arrangement between an educational institution and an employer for the training of students in high wage, high demand jobs that require an industry certification may apply, as provided in section 15.7 of this chapter, to the corporation to enter into an agreement for a tax credit under this chapter.

**(d) This subsection applies to taxable years beginning after December 31, 2018, and before January 1, 2022. An employer that proposes to hire individuals who relocate to Indiana to become employed in a high demand, unfilled job may apply, as provided in section 15.8 of this chapter, to the corporation to enter into an agreement for a tax credit under this chapter for the individuals who relocate to Indiana.**

**(e) This subsection applies to taxable years beginning after December 31, 2018, and before January 1, 2022. An employer that proposes to hire individuals who relocate to Indiana to become employed in an existing high demand, unfilled job may apply, as provided in section 15.9 of this chapter, to the corporation to enter into an agreement for a tax credit under this chapter for the individuals who relocate to Indiana.**

(f) The corporation shall prescribe the form of the application.

SECTION 7. IC 6-3.1-13-15.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 15.8. (a) If an employer has entered into an agreement under this chapter, the corporation may enter into an additional agreement with the employer to also provide tax credits to individuals who relocate to Indiana to become employed by the employer in a new high demand, unfilled job, if the corporation determines that the jobs are not likely to be filled by current Indiana residents.**

**(b) An individual may be awarded a tax credit as provided under this section as provided in the agreement only if the individual meets all of the following requirements:**

**(1) The individual relocates to Indiana from outside the state to accept a new high demand, unfilled job (determined as of the taxpayer's initial hiring date with the Indiana employer).**

**(2) The individual is employed during the taxable year with the same employer that initially hired the taxpayer under subdivision (1).**

**(3) The taxpayer has continuously maintained residency in Indiana following the taxpayer's relocation from outside the state under subdivision (1).**

**(c) Except as provided in subsection (d), a taxpayer may claim a credit under this chapter:**

**(1) for the taxable year in which the taxpayer relocates to Indiana from outside the state to accept employment with an Indiana employer in a new high demand, unfilled job; and**

**(2) for the next succeeding taxable year following the taxable year described in subdivision (1).**

**(d) An agreement under this section may provide that if a taxpayer relocates to Indiana and becomes employed in a new high demand, unfilled job after June 30 of a taxable year, the taxpayer may claim the credit:**

**(1) for the taxable year following the taxable year in which the taxpayer relocates to Indiana from outside the state to accept employment with the Indiana employer in a new high demand, unfilled job; and**

**(2) for the next succeeding taxable year following the taxable year described in subdivision (1).**

**(e) Notwithstanding section 18 of this chapter, a taxpayer may not claim a credit under this chapter for more than two (2) taxable years.**

**(f) The amount of the credit shall be specified by the corporation in the agreement under this section. However, the amount of the credit may not exceed one hundred percent (100%) of the taxpayer's adjusted gross income tax liability for the taxable year. A taxpayer is not entitled to any carryover, carryback, or refund of any unused credit.**

**(g) A taxpayer claiming a credit as provided in this section must claim the credit on the taxpayer's state tax return in the manner prescribed by the department of state revenue.**

**(h) A tax credit awarded under this section may not be claimed for a taxable year beginning before January 1, 2019,**



or beginning after December 31, 2021.

SECTION 8. IC 6-3.1-13-15.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 15.9. (a)** This section applies to an application proposing to employ an individual who will relocate to Indiana to become employed in an existing high demand, unfilled job that has remained unfilled for at least one hundred eighty (180) days due to a lack of qualified job candidates.

**(b)** The corporation may enter into an agreement with an employer to provide tax credits to individuals who relocate to Indiana to become employed by the employer in an existing high demand, unfilled job, if the corporation determines that:

- (1)** the high demand, unfilled job has been unfilled for at least one hundred eighty (180) days due to a lack of qualified job candidates; and
- (2)** the job is not likely to be filled by current Indiana residents.

**(c)** An individual may be awarded a tax credit under this section as provided in the agreement only if the individual meets all of the following requirements:

- (1)** The individual relocates to Indiana from outside the state to accept an existing high demand, unfilled job (determined as of the taxpayer's initial hiring date with the Indiana employer).
- (2)** The individual is employed during the taxable year with the same employer that initially hired the taxpayer under subdivision (1).
- (3)** The taxpayer has continuously maintained residency in Indiana following the taxpayer's relocation from outside the state under subdivision (1).

**(d)** Except as provided in subsection (e), a taxpayer may claim a credit under this chapter:

- (1)** for the taxable year in which the taxpayer relocates to Indiana from outside the state to accept employment with an Indiana employer in an existing high demand, unfilled job; and
- (2)** for the next succeeding taxable year following the taxable year described in subdivision (1).

**(e)** An agreement under this section may provide that if a taxpayer relocates to Indiana and becomes employed in an existing high demand, unfilled job after June 30 of a taxable year, the taxpayer may claim the credit:

- (1)** for the taxable year following the taxable year in which the taxpayer relocates to Indiana from outside the state to accept employment with the Indiana employer in an existing high demand, unfilled job; and
- (2)** for the next succeeding taxable year following the taxable year described in subdivision (1).

**(f)** Notwithstanding section 18 of this chapter, a taxpayer may not claim a credit under this chapter for more than two (2) taxable years.

**(g)** The amount of the credit shall be specified by the corporation in the agreement under this section. However,

the amount of the credit may not exceed one hundred percent (100%) of the taxpayer's adjusted gross income tax liability for the taxable year. A taxpayer is not entitled to any carryover, carryback, or refund of any unused credit.

**(h)** A taxpayer claiming a credit as provided in this section must claim the credit on the taxpayer's state tax return in the manner prescribed by the department of state revenue.

**(i)** A tax credit awarded under this section may not be claimed for a taxable year beginning before January 1, 2019, or beginning after December 31, 2021.

SECTION 9. IC 6-3.1-13-25, AS AMENDED BY P.L.4-2005, SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 25.** The corporation may adopt rules under IC 4-22-2 necessary to implement this chapter. The rules may provide for recipients of tax credits under this chapter to be charged fees to cover administrative costs of the tax credit program. **However, a taxpayer that receives a credit under section 15.8 or 15.9 of this chapter may not be charged a fee.** Fees collected shall be deposited in the economic development for a growing economy fund."

Delete page 4.

Page 5, delete lines 1 through 34.

Page 12, line 6, delete "commission" and insert "board".

Page 12, line 17, after "year." insert "Before the budget agency may reduce allotments for workforce training programs for a state fiscal year, the state budget committee must first review the proposed reduction in the allotments."

Page 13, delete line 24.

Page 14, delete lines 9 through 42, begin a new paragraph and insert:

"SECTION 11. IC 20-18-2-7, AS ADDED BY P.L.1-2005, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 7.** "High school" means any combination of grades 9, 10, 11, or 12, **or students enrolled in a real world career readiness program under IC 20-20-38.1 who have met the graduation requirements under IC 20-32-4.**

SECTION 12. IC 20-20-38-4, AS AMENDED BY P.L.230-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4.** (a) The state board shall develop and implement a long range state plan for a comprehensive secondary level career and technical education program in Indiana.

**(b)** The plan developed under this section must be updated as changes occur. The state board shall make the plan and any revisions made to the plan available to:

- (1) the governor;
- (2) the general assembly;
- (3) the department of workforce development;
- (4) the commission for higher education;
- (5) the council;
- (6) the board for proprietary education; and
- (7) any other appropriate state or federal agency.

A plan or revised plan submitted under this section to the general assembly must be in an electronic format under IC 5-14-6.

(c) The plan developed under this section must set forth specific goals for secondary level public career and technical education and must include the following:

- (1) The preparation of each graduate for both employment and further education.
- (2) Accessibility of career and technical education to individuals of all ages who desire to explore and learn for economic and personal growth.
- (3) Projected employment opportunities in various career and technical education fields.
- (4) A study of the supply of and the demand for a labor force skilled in particular career and technical education areas.
- (5) A study of technological and economic change affecting Indiana.
- (6) An analysis of the private career and education sector in Indiana.
- (7) Recommendations for improvement in the state career and technical education program, **including the real world career readiness program established under IC 20-20-38.1-6.**
- (8) The educational levels expected of career and technical education programs proposed to meet the projected employment needs.

(d) When making any revisions to the plan, the state board shall consider the workforce needs and training and education needs identified in the occupational demand report prepared by the department of workforce development under IC 22-4.1-4-10.

(e) The state board shall use data from the department of workforce development to develop and implement a plan or make revisions to a plan under this section.

SECTION 13. IC 20-20-38-8, AS AMENDED BY P.L.230-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) The state board shall adopt statewide systems or policies concerning the following as the systems or policies relate to the implementation of career and technical education programs:

- (1) Student records.
- (2) Data processing at the secondary level.
- (3) An evaluation system that must be conducted by the state board at least annually and that evaluates the following as each relates to the career and technical education programs and courses offered at the secondary level, **including disaggregated results for the real world career readiness program established under IC 20-20-38.1-6:**
  - (A) Graduation rates.
  - (B) Student placement rates.
  - (C) Retention rates.
  - (D) Enrollment.
  - (E) Student transfer rates to postsecondary educational institutions.
  - (F) When applicable, student performance on state licensing examinations or other external certification examinations.

(G) Cost data study.

(4) A system of financial audits to be conducted at least biennially at the secondary level.

(b) The state board shall use data from the department of workforce development in adopting statewide systems or policies under subsection (a).

SECTION 14. IC 20-20-38-10, AS AMENDED BY P.L.230-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 10. (a) The state board shall develop a definition for and report biennially to:

- (1) the general assembly; and
- (2) the governor;

on attrition and persistence rates by students enrolled in secondary career and technical education, **including disaggregated rates for students enrolled in a real world career readiness program established under IC 20-20-38.1-6 upon completion of the student's graduation requirements under IC 20-32-4.** A biennial report under this section to the general assembly must be in an electronic format under IC 5-14-6.

(b) The state board shall use data from the department of workforce development in developing a definition and a report under subsection (a).

SECTION 15. IC 20-20-38.1 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

#### **Chapter 38.1. Real World Career Readiness Program**

**Sec. 1. As used in this chapter, "authorized program" refers to a real world career readiness program established or approved by the state board under section 6 of this chapter.**

**Sec. 2. As used in this chapter, "career and technical education" has the meaning set forth in IC 20-20-38-1.**

**Sec. 3. As used in this chapter, "cohort" has the meaning set forth in IC 20-26-13-2.**

**Sec. 4. As used in this chapter, "expected graduation year" has the meaning set forth in IC 20-26-13-4.**

**Sec. 5. As used in this chapter, "real world career readiness student" refers to a student enrolled in a real world career readiness program established or approved by the state board under section 6 of this chapter.**

**Sec. 6. (a) The state board shall establish the real world career readiness program to provide a real world career readiness student with career and technical education credentials necessary to transition from school to the workforce.**

**(b) The state board, in consultation with the department of workforce development, may create an authorized program or approve, in a manner prescribed by the state board, high or moderate value career and technical education programs administered by one (1) or more school corporations or charter schools. The career and technical education programs must combine the theory of a particular career with workforce practice or application. In order to qualify as an authorized program, a career and technical**

education program must:

- (1) include:
  - (A) an apprenticeship program;
  - (B) a cooperative program; or
  - (C) a work based learning program;
- (2) include employment assistance in consultation with the department of workforce development for real world career readiness students; and
- (3) result in the real world career readiness student earning an industry recognized certification, credential, or postsecondary degree upon completion of the authorized program.

(c) Subject to section 7 of this chapter, a real world career readiness student who meets the requirements under section 8 of this chapter may attend an authorized program for a period of not more than one (1) school year after the real world career readiness student's cohort's expected graduation year, provided the real world career readiness student is on track to meet the requirements specified in subsection (b)(3) within one (1) school year after the real world career readiness student's cohort's expected graduation year.

Sec. 7. (a) In order for a real world career readiness student to be eligible to attend an authorized program after the real world career readiness student meets the graduation requirements under IC 20-32-4, the real world career readiness student must maintain a full course load throughout high school and remain on track to graduate with the real world career readiness student's cohort.

(b) A real world career readiness student who meets the requirements under subsection (a) may attend an authorized program after the real world career readiness student meets the graduation requirements under IC 20-32-4 until the earlier of:

- (1) the date the real world career readiness student earns an industry recognized certification, credential, or postsecondary degree upon completion of the authorized program; or
- (2) the end of one (1) school year immediately following the expected graduation date of the real world career readiness student's cohort.

Sec. 8. A student may participate in an authorized program under this chapter if the student does the following:

- (1) Either:
  - (A) participates in the Indiana career explorer program and curriculum or an alternative Internet based system and curriculum approved by the department, in consultation with the department of workforce development, under IC 20-30-5-14, that includes an aptitude assessment and demonstrates an aptitude, in a manner prescribed by the state board, for the applicable field of study offered as part of the authorized program; or
  - (B) meets alternative qualification requirements for the student's applicable field of study established by

the state board in consultation with the department of workforce development.

- (2) Meets any other requirement established by the state board, in consultation with the department of workforce development.

Sec. 9. Not later than July 1, 2019, each school corporation or charter high school, either solely or in a cooperative or consortia with one (1) or more school corporations or charter high schools, must participate in an authorized program beginning with a cohort with an expected graduation year of 2023.

Sec. 10. The state board shall adopt rules under IC 4-22-2 necessary to carry out this chapter."

Delete page 15.

Page 16, between lines 40 and 41, begin a new paragraph and insert:

"SECTION 17. IC 20-43-4-1, AS AMENDED BY P.L.146-2008, SECTION 487, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) An individual is an eligible pupil if the individual is a pupil enrolled in a school corporation and:

- (1) the school corporation has the responsibility to educate the pupil in its public schools without the payment of tuition;
- (2) subject to subdivision (5), the school corporation has the responsibility to pay transfer tuition under IC 20-26-11 because the pupil is:
  - (A) transferred for education to another school corporation; or
  - (B) placed in an out-of-state institution or facility by or with the consent of the department of child services;
- (3) the pupil is enrolled in a school corporation as a transfer student under IC 20-26-11-6 or entitled to be counted for ADM purposes as a resident of the school corporation when attending its schools under any other applicable law or regulation;
- (4) the state is responsible for the payment of transfer tuition to the school corporation for the pupil under IC 20-26-11; ~~or~~
- (5) all of the following apply:
  - (A) The school corporation is a transferee corporation.
  - (B) The pupil does not qualify as a qualified pupil in the transferee corporation under subdivision (3) or (4).
  - (C) The transferee corporation's attendance area includes a state licensed private or public health care facility or child care facility where the pupil was placed:
    - (i) by or with the consent of the department of child services;
    - (ii) by a court order;
    - (iii) by a child placing agency licensed by the department of child services;
    - (iv) by a parent or guardian under IC 20-26-11-8; or
    - (v) by or with the consent of the department under IC 20-35-6-2; or

**(6) the pupil is enrolled in the school corporation as a real world career readiness student under IC 20-20-38.1.**

(b) For purposes of a career and technical education grant, an eligible pupil includes a student enrolled in a charter school."

Page 17, delete lines 12 through 42.

Delete page 18.

Page 19, delete lines 1 through 20, begin a new paragraph and insert:

"SECTION 25. IC 22-4.1-25 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

**Chapter 25. Career Coaching Program**

**Sec. 1. As used in this chapter, "fund" refers to the career coaching program fund established by section 8 of this chapter.**

**Sec. 2. As used in this chapter, "high school" means a high school that is:**

- (1) maintained by a school corporation;**
- (2) a charter school; or**
- (3) an accredited nonpublic school.**

**Sec. 3. As used in this chapter, "postsecondary career and technical education" means any postsecondary training, less than a baccalaureate level vocational, agricultural, occupational, manpower, employment, or technical training or retraining, that:**

- (1) is offered by a state provider; and**
- (2) enhances an individual's employment opportunities or career potential.**

**Sec. 4. As used in this chapter, "program" refers to the career coaching program established under section 6 of this chapter.**

**Sec. 5. As used in this chapter, "state provider" has the meaning set forth in IC 22-4.1-1-5.5.**

**Sec. 6. (a) The secretary of career connections and talent shall with the assistance of the department establish and coordinate a career coaching program to:**

- (1) connect employers to local school corporations and schools to create collaborative partnerships that benefit the community; and**
- (2) provide information and support to high school students and their parents to encourage and assist students in successfully:**
  - (A) enrolling in and completing postsecondary career and technical education; or**
  - (B) obtaining a high demand job after completing high school.**

**(b) The program shall do the following:**

- (1) Work with school counselors to supplement career services that are currently available through the high schools, colleges, employers, and community organizations, including exploration of available and in demand jobs and careers, admissions processes, scholarships and financial aid resources, course selection, tutoring, development of a career plan, and**

**resume and job interview preparation.**

**(2) Develop and conduct group meetings with students, students and parents, and school counselors concerning the topics listed in subdivision (1).**

**(3) Develop and support employer partnerships with high schools, including student career workshops, tours, industry visits, and other experiential learning opportunities.**

**(4) Provide information and support to students on the transition from high school to postsecondary study to work.**

**(5) Provide one-on-one coaching to students in:**

- (A) developing and reviewing a graduation plan; or**
- (B) career counseling.**

**(6) Conduct all activities in compliance with the established guidelines of the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g and 34 CFR Part 99).**

**(c) The secretary of career connections and talent shall with the assistance of the department develop the program in consultation with employers, community based programs, and postsecondary educational institutions. The secretary shall develop application guidelines for the program.**

**(d) The secretary shall align the program to interdisciplinary employability skills standards.**

**Sec. 7. (a) All high schools in Indiana shall participate in the program.**

**(b) A career coach is not an employee of a high school or school corporation.**

**(c) A high school or school corporation may not pay:**

- (1) for the services of a career coach; or**
- (2) to participate in the program.**

**Sec. 8. (a) The career coaching program fund is established to be used by the department to provide grants under this chapter.**

**(b) The fund consists of:**

- (1) appropriations made by the general assembly;**
- (2) gifts and donations to the fund; and**
- (3) grants from the skills enhancement fund under IC 5-28-7-6.**

**(c) The fund shall be administered by the secretary.**

**(d) The expenses of administering the fund shall be paid from money in the fund.**

**(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

**(f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested."**

Page 19, line 24, delete "COMMISSION" and insert "BOARD".

Page 19, between lines 28 and 29, begin a new paragraph and insert:

**"Sec. 2. As used in this chapter, "board" means the board for technical education."**

Page 19, line 29, delete "Sec. 2." and insert "Sec. 3."

Page 19, delete lines 36 through 37.

Page 20, delete lines 1 through 6, begin a new paragraph and insert:

**"Sec. 1. The board for technical education is established."**

Page 20, delete lines 8 through 42, begin a new paragraph and insert:

**"Sec. 1. (a) The board consists of twelve (12) members appointed as follows:**

- (1) One (1) member appointed by the governor who is a member of the business community in Indiana.**
- (2) One (1) member appointed by the governor who is a member of the industrial community in Indiana.**
- (3) One (1) member appointed by the governor who represents businesses in Indiana with fewer than fifty (50) employees.**
- (4) The commissioner of the department of workforce development.**
- (5) The president of the Indiana economic development corporation.**
- (6) One (1) member representing the state educational institution established by IC 21-22-2-1 appointed by the president of that state educational institution.**
- (7) One (1) member representing the state educational institution established by IC 21-25-2-1 appointed by the president of that state educational institution.**
- (8) One (1) member of a trade association who is an apprenticeship coordinator appointed by the governor.**
- (9) The superintendent of public instruction.**
- (10) The commissioner of the commission for higher education.**
- (11) The secretary of career connections and talent.**
- (12) The secretary of workforce training."**

Page 21, line 2, delete "commission" and insert **"board"**.

Page 21, line 3, delete "commission" and insert **"board"**.

Page 21, line 8, delete "commission" and insert **"board"**.

Page 21, delete lines 12 through 15, begin a new paragraph and insert:

**"Sec. 2. (a) The secretary of workforce training is the chair of the board.**

**(b) The board shall elect from its membership:**

**(1) a vice chair; and**

**(2) other necessary officers."**

Page 21, line 16, delete "commission" and insert **"board"**.

Page 21, line 19, delete "commission are required for the commission" and insert **"board are required for the board"**.

Page 21, line 20, delete "commission" and insert **"board"**.

Page 21, line 30, delete "commission" and insert **"board"**.

Page 21, line 38, delete "commission" and insert **"board"**.

Page 22, delete lines 5 through 24.

Page 22, line 25, delete "Chapter 5." and insert **"Chapter 4."**

Page 22, line 27, delete "commission" and insert **"board"**.

Page 23, delete lines 4 through 19.

Page 23, line 20, delete "Sec. 4." and insert **"Sec. 2."**

Page 23, line 20, delete "commission" and insert **"board"**.

Page 23, line 28, delete "Sec. 5. The commission" and insert

**"Sec. 3. The board"**.

Page 23, line 31, delete "Chapter 6." and insert **"Chapter 5."**

Page 23, line 32, delete "commission" and insert **"board"**.

Page 23, line 34, delete "All" and insert **"Except as provided in section 3 of this chapter, all"**.

Page 24, between lines 2 and 3, begin a new paragraph and insert:

**"Sec. 3. (a) The board shall appoint an advisory committee that consists of:**

**(1) six (6) individuals who each must be a student in a secondary or postsecondary career and technical education program; and**

**(2) a member of the board who is appointed to the advisory committee by the chair of the board.**

**(b) The member of the board who is appointed under subsection (a)(2) shall serve as the chair of the advisory committee appointed under this subsection."**

Page 24, line 3, delete "Chapter 7." and insert **"Chapter 6."**

Page 24, line 4, delete "commission" and insert **"board"**.

Page 24, line 5, delete "develop, update, and implement" and insert **"develop and update"**.

Page 24, line 8, delete "commission" and insert **"board"**.

Page 24, line 17, delete "commission" and insert **"board"**.

Page 24, line 27, delete "commission" and insert **"board"**.

Page 24, line 34, delete "Chapter 8." and insert **"Chapter 7."**

Page 24, line 35, delete "commission" and insert **"board"**.

Page 24, line 40, after "technical" insert **"education"**.

Page 24, line 41, delete "commission" and insert **"board"**.

Page 25, line 7, delete "commission" and insert **"board"**.

Page 25, line 8, delete "commission," and insert **"board,"**.

Page 25, line 10, after "technical" insert **"education"**.

Page 25, line 11, delete "commission" and insert **"board"**.

Page 25, line 17, delete "commission may approve or disapprove" and insert **"board shall review"**.

Page 25, line 20, delete "the".

Page 25, line 24, delete "commission" and insert **"board"**.

Page 26, line 7, delete "commission shall" and insert **"board shall"**.

Page 26, line 12, delete "commission," and insert **"board,"**.

Page 26, line 13, delete "commission" and insert **"board"**.

Page 26, delete lines 15 through 42.

Delete pages 27 through 34.

Page 35, delete lines 1 through 35, begin a new paragraph and insert:

**"SECTION 28. [EFFECTIVE JANUARY 1, 2019] (a) IC 6-3.1-36, as added by this act, applies only to taxable years beginning in 2019, 2020, and 2021.**

**(b) This SECTION expires June 30, 2022.**

**SECTION 29. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "scholarship program" refers to the following:**

**(1) The twenty-first century scholars program established under IC 21-12-6.**

**(2) The Frank O'Bannon grants designated as the following:**

(A) The higher education award.

(B) The freedom of choice award.

(b) The legislative services agency shall conduct a systematic and comprehensive review, analysis, and evaluation of the scholarship programs described in subsection (a). The review, analysis, and evaluation must include information about each scholarship program, which may include any of the following:

(1) The basic attributes and policy goals of the scholarship program, including the statutory and programmatic goals of the scholarship program, the parameters of the scholarship program, the original scope and purpose of the scholarship program, and how the scope or purpose has changed over time.

(2) The count of the following:

(A) Applicants for the scholarship program.

(B) Applicants who qualify for the scholarship program.

(C) Qualified applicants who, if applicable, are approved to receive the scholarship program.

(D) Students who receive the scholarship program.

(3) The dollar amount of the scholarship awards that have been provided over time.

(4) The methodology and assumptions used in carrying out the reviews, analyses, and evaluations required under this subsection.

(5) The estimated cost to the state to administer the scholarship program.

(6) An estimate of the extent to which benefits of the scholarship program remained in Indiana or flowed outside Indiana.

(7) An estimate of the educational outcomes of the scholarship program.

(8) An estimate of the economic outcomes of the scholarship program.

(9) Any additional review, analysis, or evaluation that the legislative services agency considers advisable, including comparisons with scholarship programs offered by other states if those comparisons would add value to the review, analysis, and evaluation.

(c) The legislative services agency may request a state or local official or a state agency, a political subdivision, a body corporate and politic, or a county or municipal redevelopment commission to furnish information necessary to complete the review, analysis, and evaluation required by this SECTION. An official or entity presented with a request from the legislative services agency under this subsection shall cooperate with the legislative services agency in providing the requested information. An official or entity may require that the legislative services agency adhere to the provider's rules, if any, that concern the confidential nature of the information.

(d) The legislative services agency shall before October 1, 2018, submit a report of the comprehensive review, analysis, and evaluation of the scholarship programs under this

SECTION to the college and career funding review committee established by IC 2-5-41 and to the legislative council in an electronic format under IC 5-14-6.

(e) This SECTION expires January 1, 2019.

SECTION 30. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "secretary" refers to the secretary of career connections and talent.

(b) The secretary shall schedule, organize, and conduct a summit under this SECTION for one (1) or more days in Indiana before November 1, 2018.

(c) The purpose of the summit shall be to assemble state government officials, Indiana employers, trade groups, and officials from Indiana institutions of higher learning to do the following:

(1) Identify barriers and disincentives to employment and career advancement in Indiana.

(2) Identify multiple training and development pathways for employers and employees.

(3) Develop recommendations regarding the enhancement of employment opportunities.

(d) The secretary shall select the invitees to participate in the summit. The invitees must include representatives from state government agencies that are involved in employment opportunities and placement, including:

(1) the Indiana economic development corporation;

(2) the department of workforce development;

(3) the department of education;

(4) the commission for higher education; and

(5) the office of career connections and talent.

The department of education and the commission for higher education shall assist the secretary and the office of career connections and talent in identifying pathways for employees and in connecting graduates with employment.

(e) In addition, the secretary shall ensure that representatives from the business sector (including minority business enterprises and women's business enterprises), industry, and trade groups attend the summit and participate in identifying employment needs and opportunities in Indiana.

(f) The secretary shall prepare and submit a summary report and recommendations to the governor and to the legislative council in an electronic format under IC 5-14-6 before January 1, 2019.

(g) This SECTION expires July 1, 2019."

Page 35, delete lines 36 through 42.

Page 36, delete lines 1 through 23.

Renumber all SECTIONS consecutively.

(Reference is to SB 50 as printed January 22, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 2.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 67, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 17, delete "This" and insert "**Except as provided in subsection (d), this**".

Page 2, between lines 29 and 30, begin a new paragraph and insert:

**"(d) Subsection (c) does not apply to a county that contains more than one (1) PSAP if the county and all the PSAPs in the county have entered into an interlocal agreement or any other agreement (regardless of whether the agreement is entered into before July 1, 2018, or after June 30, 2018) that provides for a funding distribution that is different from the distribution specified in subsection (c)."**

(Reference is to SB 67 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

MESSMER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 96, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 124, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 21, begin a new paragraph and insert:

"SECTION 1. IC 6-2.5-5-20, AS AMENDED BY P.L.113-2010, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2019]: Sec. 20. (a) Sales of food and food ingredients for human consumption are exempt from the state gross retail tax.

(b) For purposes of this section, the term "food and food ingredients for human consumption" includes the following items if sold without eating utensils provided by the seller:

(1) Food sold by a seller whose proper primary NAICS classification is manufacturing in sector 311, except subsector 3118 (bakeries).

(2) Food sold in an unheated state by weight or volume as a single item.

(3) Bakery items, including bread, rolls, buns, biscuits, bagels, croissants, pastries, donuts, danish, cakes, tortes, pies, tarts, muffins, bars, cookies, and tortillas.

(c) Except as otherwise provided by subsection (b), for purposes of this section, the term "food and food ingredients for human consumption" does not include:

(1) candy;

(2) alcoholic beverages;

(3) soft drinks;

~~(4) food sold through a vending machine;~~

~~(5) (4) food sold in a heated state or heated by the seller;~~

~~(6) (5) two (2) or more food ingredients mixed or combined by the seller for sale as a single item (other than food that is only cut, repackaged, or pasteurized by the seller, and eggs, fish, meat, poultry, and foods containing these raw animal foods requiring cooking by the consumer as recommended by the federal Food and Drug Administration in chapter 3, subpart 3-401.11 of its Food Code so as to prevent food borne illnesses);~~

~~(7) (6) food sold with eating utensils provided by the seller, including plates, knives, forks, spoons, glasses, cups, napkins, or straws (for purposes of this subdivision, a plate does not include a container or packaging used to transport the food);~~

~~(8) (7) tobacco; or~~

~~(9) (8) dietary supplements."~~

Renumber all SECTIONS consecutively.

(Reference is to SB 124 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HOLDMAN, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Utilities, to which was referred Senate Bill 125, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 8-1-26.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

**Chapter 26.5. Registration of Excavation Contractors**

**Sec. 1. The definitions in:**

**(1) IC 8-1-26; and**

**(2) IC 23-0.5-1.5;**

**apply throughout this chapter.**

**Sec. 2. As used in this chapter, "commission" refers to the Indiana utility regulatory commission created by IC 8-1-1-2.**

**Sec. 3. As used in this chapter, "communications service provider" has the meaning set forth in IC 8-1-32.5-4.**

**Sec. 4. As used in this chapter, "contractor" means an entity under contract with:**

- (1) a communications service provider; or
- (2) a utility;

to perform one (1) or more excavations (as defined in IC 8-1-26-6) or demolitions (as defined in IC 8-1-26-5) in Indiana.

Sec. 5. As used in this chapter, "pipeline safety division" means the pipeline safety division established within the commission by IC 8-1-22.5-2.

Sec. 6. As used in this chapter, "utility" means:

- (1) a public utility (as defined in IC 8-1-2-1(a));
- (2) a corporation organized under IC 8-1-13;
- (3) a municipally owned utility (as defined in IC 8-1-2-1(h)); or
- (4) a corporation that is organized under IC 23-17 that is an electric cooperative and that has at least one (1) member that is a corporation organized under IC 8-1-13.

Sec. 7. In an entity filing required or permitted under IC 23-0.5, a filing entity that is a contractor must include a statement, signed by or on behalf of a person authorized to sign the filing, that the filing entity and its employees will comply with IC 8-1-26. An entity filing, including a biennial report filed under IC 23-0.5-2-13, that is submitted to the secretary of state before July 1, 2018, shall be:

- (1) corrected in the manner prescribed by IC 23-0.5-2-5 to include the statement required by this section; and
- (2) delivered to the secretary of state;

before the filing entity to whom the entity filing applies may commence a new excavation or demolition described in IC 8-1-26.

Sec. 8. A contractor that is a filing entity shall provide documentation of the contractor's compliance with section 7 of this chapter to a communications service provider or a utility before entering into a contract described in section 4 of this chapter with the communications service provider or the utility.

Sec. 9. If in the course of an investigation under IC 8-1-26:

- (1) the pipeline safety division makes a finding of a violation of IC 8-1-26 by a contractor; and
- (2) the contractor is a foreign filing entity that has failed to register to do business in Indiana under IC 23-0.5-5;

the commission or the pipeline safety division may refer the name of the contractor to the attorney general to collect a civil penalty of not more than ten thousand dollars (\$10,000) as provided for under IC 23-0.5-5-2(f).

Sec. 10. Upon request of:

- (1) the commission; or
- (2) the pipeline safety division;

a communications service provider or a utility shall provide to the commission or the pipeline safety division, whichever made the request, a list of the communications service provider's or the utility's contractors operating in Indiana. A request under this section may not be made to a communications service provider or a utility more than once per calendar year unless the request is related to an

investigation under IC 8-1-26.

(Reference is to SB 125 as introduced.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 9, Nays 0.

MERRITT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 161, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

MISHLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 177, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 5 through 15, begin a new paragraph and insert:

"SECTION 2. IC 20-19-2-21 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 21. (a) The state board shall establish one (1) Indiana diploma for individuals who successfully complete high school graduation requirements.**

**(b) Each Indiana diploma must include one (1) of the following designations if an individual meets the criteria established by the state board for the designation:**

- (1) General designation.**
- (2) Core 40 designation.**
- (3) Core 40 with academic honors designation.**
- (4) Core 40 with technical honors designation."**

Page 3, delete lines 20 through 42, begin a new paragraph and insert:

"SECTION 4. IC 20-20-8-8, AS AMENDED BY P.L.242-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 8. (a) The report must include the following information:**

- (1) Student enrollment.
- (2) Graduation rate (as defined in IC 20-26-13-6) and the graduation rate excluding students that receive a graduation waiver under IC 20-32-4-4.
- (3) Attendance rate.
- (4) The following test scores, including the number and percentage of students meeting academic standards:
  - (A) All state standardized assessment scores.
  - (B) Scores for assessments under IC 20-32-5-21 (before its expiration on July 1, 2018), if appropriate.



- (C) For a freeway school, scores on a locally adopted assessment program, if appropriate.
- (5) Average class size.
- (6) The school's performance category or designation of school improvement assigned under IC 20-31-8.
- (7) The number and percentage of students in the following groups or programs:
- (A) Alternative education, if offered.
  - (B) Career and technical education.
  - (C) Special education.
  - (D) High ability.
  - (E) Limited English language proficiency.
  - (F) Students receiving free or reduced price lunch under the national school lunch program.
- (8) Advanced placement, including the following:
- (A) For advanced placement tests, the percentage of students:
    - (i) scoring three (3), four (4), and five (5); and
    - (ii) taking the test.
  - (B) For the Scholastic Aptitude Test:
    - (i) the average test scores for all students taking the test;
    - (ii) the average test scores for students completing the **Indiana diploma with Core 40 with academic honors diploma designation** program; and
    - (iii) the percentage of students taking the test.
- (9) Course completion, including the number and percentage of students completing the following programs:
- (A) Academic honors ~~diploma~~: **curriculum**.
  - (B) Core 40 curriculum.
  - (C) Career and technical programs.
- (10) The percentage of graduates considered college and career ready in a manner prescribed by the state board.
- (11) School safety, including:
- (A) the number of students receiving suspension or expulsion for the possession of alcohol, drugs, or weapons;
  - (B) the number of incidents reported under IC 20-33-9; and
  - (C) the number of bullying incidents reported under IC 20-34-6 by category.
- (12) Financial information and various school cost factors required to be provided to the office of management and budget under IC 20-42.5-3-5.
- (13) The number and percentage of each of the following within the school corporation:
- (A) Teachers who are certificated employees (as defined in IC 20-29-2-4).
  - (B) Teachers who teach the subject area for which the teacher is certified and holds a license.
  - (C) Teachers with national board certification.
- (14) The percentage of grade 3 students reading at grade 3 level.
- (15) The number of students expelled, including the percentage of students expelled by race, grade, gender, free

or reduced price lunch status, and eligibility for special education.

(16) Chronic absenteeism, which includes the number of students who have been absent from school for ten percent (10%) or more of a school year for any reason.

(17) Habitual truancy, which includes the number of students who have been absent ten (10) days or more from school within a school year without being excused or without being absent under a parental request that has been filed with the school.

(18) The number of students who have dropped out of school, including the reasons for dropping out, including the percentage of students who have dropped out by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(19) The number of out of school suspensions assigned, including the percentage of students suspended by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(20) The number of in school suspensions assigned, including the percentage of students suspended by race, grade, gender, free or reduced price lunch status, and eligibility for special education.

(21) The number of student work permits revoked.

(22) The number of students receiving an international baccalaureate diploma.

(b) Section 3(a) of this chapter does not apply to the publication of information required under this subsection. This subsection applies to schools, including charter schools, located in a county having a consolidated city, including schools located in excluded cities (as defined in IC 36-3-1-7). A separate report including the information reported under subsection (a) must be disaggregated by race, grade, gender, free or reduced price lunch status, and eligibility for special education and must be made available on the Internet as provided in section 3(b) of this chapter.

SECTION 5. IC 20-24-4-1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2018 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) A charter must meet the following requirements:

(1) Be a written instrument.

(2) Be executed by an authorizer and an organizer.

(3) Confer certain rights, franchises, privileges, and obligations on a charter school.

(4) Confirm the status of a charter school as a public school.

(5) *Subject to subdivision (6)(E)*, be granted for:

(A) not less than three (3) years or more than seven (7) years; and

(B) a fixed number of years agreed to by the authorizer and the organizer.

(6) Provide for the following:

(A) A review by the authorizer of the charter school's performance, including the progress of the charter

school in achieving the academic goals set forth in the charter, at least one (1) time in each five (5) year period while the charter is in effect.

(B) Renewal, if the authorizer and the organizer agree to renew the charter.

(C) The renewal application must include guidance from the authorizer, and the guidance must include the performance criteria that will guide the authorizer's renewal decisions.

(D) The renewal application process must, at a minimum, provide an opportunity for the charter school to:

- (i) present additional evidence, beyond the data contained in the performance report, supporting its case for charter renewal;
- (ii) describe improvements undertaken or planned for the charter school; and
- (iii) detail the charter school's plans for the next charter term.

(E) Not later than ~~October~~ *† in the end of the calendar year* in which the charter school seeks renewal of a charter, the governing board of a charter school seeking renewal shall submit a renewal application to the charter authorizer under the renewal application guidance issued by the authorizer. The authorizer shall make a final ruling on the renewal application not later than ~~March~~ *† April 1* after the filing of the renewal application. *A renewal granted under this clause is not subject to the three (3) year minimum described in subdivision (5).* The ~~March~~ *† April 1* deadline does not apply to any review or appeal of a final ruling. After the final ruling is issued, the charter school may obtain further review by the authorizer of the authorizer's final ruling in accordance with the terms of the charter school's charter and the protocols of the authorizer.

(7) Specify the grounds for the authorizer to:

- (A) revoke the charter before the end of the term for which the charter is granted; or
- (B) not renew a charter.

(8) Set forth the methods by which the charter school will be held accountable for achieving the educational mission and goals of the charter school, including the following:

- (A) Evidence of improvement in:
  - (i) assessment measures, including the ~~ISTEP and end of course assessments~~; *statewide assessment program measures*;
  - (ii) attendance rates;
  - (iii) graduation rates (if appropriate);
  - (iv) increased numbers of ~~Core 40 Indiana~~ **diplomas with a Core 40 designation** and other college and career ready indicators including advanced placement participation and passage, dual credit participation and passage, and International Baccalaureate participation and passage (if appropriate);
  - (v) increased numbers of **Indiana diplomas with**

**Core 40 with** academic honors and technical honors ~~diplomas designations~~ (if appropriate);

- (vi) student academic growth;
- (vii) financial performance and stability; and
- (viii) governing board performance and stewardship, including compliance with applicable laws, rules and regulations, and charter terms.

(B) Evidence of progress toward reaching the educational goals set by the organizer.

(9) Describe the method to be used to monitor the charter school's:

- (A) compliance with applicable law; and
- (B) performance in meeting targeted educational performance.

(10) Specify that the authorizer and the organizer may amend the charter during the term of the charter by mutual consent and describe the process for amending the charter.

(11) Describe specific operating requirements, including all the matters set forth in the application for the charter.

(12) Specify a date when the charter school will:

- (A) begin school operations; and
- (B) have students attending the charter school.

(13) Specify that records of a charter school relating to the school's operation and charter are subject to inspection and copying to the same extent that records of a public school are subject to inspection and copying under IC 5-14-3.

(14) Specify that records provided by the charter school to the department or authorizer that relate to compliance by the organizer with the terms of the charter or applicable state or federal laws are subject to inspection and copying in accordance with IC 5-14-3.

(15) Specify that the charter school is subject to the requirements of IC 5-14-1.5.

(16) This subdivision applies to a charter established or renewed for an adult high school after June 30, 2014. The charter must require:

- (A) that the school will offer flexible scheduling;
- (B) that students will not complete the majority of instruction of the school's curriculum online or through remote instruction;
- (C) that the school will offer dual credit or industry certification course work that aligns with career pathways as recommended by the Indiana career council established by IC 22-4.5-9-3; and
- (D) a plan:

- (i) to support successful program completion and to assist transition of graduates to the workforce or to a postsecondary education upon receiving a diploma from the adult high school; and
- (ii) to review individual student accomplishments and success after a student receives a diploma from the adult high school.

(b) A charter school shall set annual performance targets in conjunction with the charter school's authorizer. The annual performance targets shall be designed to help each school meet

applicable federal, state, and authorizer expectations.

SECTION 6. IC 20-24-9-2, AS AMENDED BY P.L.233-2015, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. An annual report under this chapter must contain the following information:

- (1) Results of statewide standardized tests and end of course assessments.
- (2) Student growth and improvement data for each authorized school.
- (3) Attendance rates for each authorized school.
- (4) Graduation rates (if appropriate), including attainment of ~~Core 40~~ **Indiana diplomas with a Core 40 designation and Indiana diplomas with a Core 40 with academic honors diplomas designation** for each authorized school.
- (5) Student enrollment data for each authorized school, including the following:
  - (A) The number of students enrolled.
  - (B) The number of students expelled.
- (6) Status of the authorizer's charter schools, identifying each of the authorizer's charter schools that are in the following categories:
  - (A) Approved but not yet open.
  - (B) Open and operating.
  - (C) Closed or having a charter that was not renewed, including:
    - (i) the year closed or not renewed; and
    - (ii) the reason for the closure or nonrenewal.
- (7) Names of the authorizer's board members or ultimate decision making body.
- (8) Evidence that the authorizer is in compliance with IC 20-24-2.2-1.5.
- (9) A report summarizing the total amount of administrative fees collected by the authorizer and how the fees were expended, if applicable.
- (10) Total amount of other fees or funds not included in the report under subdivision (9) received by the authorizer from a charter school and how the fees or funds were expended.
- (11) The most recent audits for each authorized school submitted to the authorizer under IC 5-11-1-9.

SECTION 7. IC 20-26-5-37, AS AMENDED BY P.L.242-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 37. (a) A high school operated by a school corporation shall offer the high school's students the opportunity to earn ~~any type of state an Indiana diploma approved by the state board~~ **with any type of designation established under IC 20-19-2-21.**

(b) Notwithstanding IC 20-32-4-1 (before its expiration on July 1, 2018), IC 20-32-4-1.5 (after June 30, 2018), IC 20-32-4-4(5), and IC 20-32-4-5(b)(2)(E), a school corporation shall not require a student with a disability to complete locally required credits that exceed state credit requirements to receive a diploma unless otherwise required as part of the student's individualized education program under IC 20-35.

SECTION 8. IC 20-26-13-5, AS AMENDED BY

P.L.242-2017, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) As used in this chapter, "graduation" means the successful completion by a student of:

- (1) a sufficient number of academic credits, or the equivalent of academic credits; and
- (2) the graduation examination (before July 1, 2018), graduation pathway requirement (after June 30, 2018), or waiver process required under IC 20-32-3 through IC 20-32-5.1;

resulting in the awarding of ~~a high school an Indiana diploma. or an academic honors diploma.~~

(b) The term does not include the granting of a general educational development diploma under IC 20-20-6 (before its repeal) or IC 22-4.1-18.

SECTION 9. IC 20-26-15-8, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) The contract must contain the following provisions:

- (1) A list of the statutes and rules that are suspended from operation in a freeway school corporation or freeway school, as listed in section 5 of this chapter.
- (2) A description of the privileges of a freeway school corporation or freeway school, as listed in section 6 of this chapter.
- (3) A description of the educational benefits listed in section 7 of this chapter that a freeway school corporation or freeway school agrees to:
  - (A) achieve by the end of five (5) complete school years after the contract is signed; and
  - (B) maintain at the end of:
    - (i) the sixth; and
    - (ii) any subsequent; complete school year after the contract is signed.
- (4) A plan and a schedule for the freeway school corporation or freeway school to achieve the educational benefits listed in section 7 of this chapter by the end of five (5) complete school years after the contract is signed. The schedule must show some percentage of improvement by the end of the second, third, and fourth complete school years after the contract is signed.
- (5) A school by school strategy, including curriculum, in which character education is demonstrated to be a priority. The strategy required under this subdivision must include the following subjects as integral parts of each school's character education:
  - (A) Hygiene.
  - (B) Alcohol and drugs.
  - (C) Diseases transmitted sexually or through drug use, including AIDS.
  - (D) Honesty.
  - (E) Respect.
  - (F) Abstinence and restraint.
- (6) A plan under which the freeway school corporation or freeway school will offer courses that will allow a student

to become eligible to receive an **Indiana diploma with a Core 40 with academic honors diploma designation.**

(7) A plan under which the freeway school corporation or freeway school will maintain a safe and disciplined learning environment for students and teachers.

(b) In the contract:

(1) the quantitative measures of benefits may be higher, but not lower, than the minimum educational benefits listed in section 7 of this chapter; and

(2) educational benefits may be included in addition to the minimum educational benefits listed in section 7 of this chapter.

SECTION 10. IC 20-30-2-2.2, AS AMENDED BY P.L.242-2017, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2.2. (a) As used in this section, "eligible student" means a student in grade 11 or 12 who has:

(1) failed the graduation exam (before July 1, 2018) or an exam used to satisfy a graduation pathway requirement (after June 30, 2018) at least twice;

(2) been determined to be chronically absent, by missing ten percent (10%) or more of a school year for any reason;

(3) been determined to be a habitual truant, as identified under IC 20-33-2-11;

(4) been significantly behind in credits for graduation, as identified by an individual's school principal;

(5) previously undergone at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15;

(6) previously undergone an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or

(7) been determined by the individual's principal and the individual's parent or guardian to benefit by participating in the school flex program.

(b) An eligible student who participates in a school flex program must:

(1) attend school for at least three (3) hours of instructional time per school day;

(2) pursue a timely graduation;

(3) provide evidence of college or technical career education enrollment and attendance or proof of employment and labor that is aligned with the student's career academic sequence under rules established by the Indiana bureau of child labor;

(4) not be suspended or expelled while participating in a school flex program;

(5) pursue course and credit requirements for a ~~general~~ **an Indiana diploma with a general designation**; and

(6) maintain a ninety-five percent (95%) attendance rate.

(c) A school may allow an eligible student in grade 11 or 12 to complete an instructional day that consists of three (3) hours of instructional time if the student participates in the school flex program.

SECTION 11. IC 20-30-5-2, AS AMENDED BY P.L.251-2017, SECTION 9, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

(1) not less than one (1) year of school work; and

(2) in the:

(A) historical;

(B) political;

(C) civic;

(D) sociological;

(E) economical; and

(F) philosophical;

aspects of the constitutions of Indiana and the United States.

(b) The state board shall:

(1) prescribe the course described in this section and the course's appropriate outlines; and

(2) adopt the necessary curricular materials for uniform instruction.

(c) Except as provided in IC 20-32-4-13, a high school student may not receive ~~a~~ **an Indiana** diploma unless the student has successfully completed the interdisciplinary course described in this section.

SECTION 12. IC 20-30-5-4, AS AMENDED BY P.L.251-2017, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

(1) the system of government in Indiana and in the United States;

(2) methods of voting;

(3) party structures;

(4) election laws; and

(5) the responsibilities of citizen participation in government and in elections.

(b) Except as provided in IC 20-32-4-13, a student may not receive ~~a high school~~ **an Indiana** diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the state superintendent shall receive and record reports of the violations. The general assembly may examine these reports.

SECTION 13. IC 20-30-10-2.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 2.5. (a) In adopting Core 40 curriculum models under this chapter, the state board shall consider math course requirements other than Algebra II. Any math course requirements adopted for the Core 40 curriculum models must be at a level of difficulty that aligns with postsecondary preparation.**

**(b) The state board may adopt rules under IC 4-22-2 to establish:**

**(1) math course requirements; and**

**(2) science course requirements;**

for the Core 40 curriculum models adopted under this chapter.

SECTION 14. IC 20-30-10-5, AS ADDED BY P.L.46-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. Notwithstanding any other law, a high school may replace high school courses on the high school transcript with dual credit courses (as defined in IC 21-43-1-2.5) or advanced placement courses on the same subject matter with equal or greater rigor to the required high school course and may count such a course as satisfying an **Indiana diploma with a Core 40 with academic honors designation** or another ~~special diploma designation~~ requirement. A dual credit course must be authorized by an eligible institution (as described in IC 21-43-4-3.5) that is a member of a national dual credit accreditation organization, or the eligible institution must make assurances that the final assessment for the course given for dual credit under this section is substantially equivalent to the final assessment given in the college course in that subject.

SECTION 15. IC 20-30-16-3, AS ADDED BY P.L.80-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. As used in this chapter, "eligible student" means a student pursuing:

- (1) ~~any type of an Indiana diploma with any designation~~ available for students to receive in Indiana; or
- (2) an industry certification that appears on the state board's approved industry certification list.

SECTION 16. IC 20-30-16-9, AS ADDED BY P.L.80-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. A school corporation shall:

- (1) count successfully completed course access program courses toward the requirements of ~~a an Indiana diploma~~; and
- (2) include credits earned and grades received for any course access program courses taken under this chapter on a student's transcript.

SECTION 17. IC 20-32-4-4, AS AMENDED BY P.L.242-2017, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. A student who does not achieve a passing score on the graduation examination (before July 1, 2018) or fails to meet a graduation pathway requirement (after June 30, 2018) and who does not meet the requirements of section 1 of this chapter may be eligible to graduate if the student does all the following:

- (1) Takes the graduation examination in each subject area in which the student did not achieve a passing score at least one (1) time every school year after the school year in which the student first takes the graduation examination. This subsection expires July 1, 2018.
- (2) Completes remediation opportunities provided to the student by the student's school.
- (3) Maintains a school attendance rate of at least ninety-five percent (95%) with excused absences not counting against the student's attendance.
- (4) Maintains at least a "C" average or the equivalent in the courses comprising the credits specifically required for

graduation by rule of the state board.

(5) Otherwise satisfies all state and local graduation requirements.

(6) Either:

(A) completes:

- (i) the course and credit requirements for a ~~general an Indiana diploma with a general designation~~, including the career academic sequence;
- (ii) a workforce readiness assessment; and
- (iii) at least one (1) industry certification that appears on the state board's approved industry certification list, which must be updated annually with recommendations from the department of workforce development established by IC 22-4.1-2-1; or

(B) obtains a written recommendation from a teacher of the student in each subject area in which the student has not achieved a passing score on the graduation examination. The written recommendation must be aligned with the governing body's relevant policy and must be concurred in by the principal of the student's school and be supported by documentation that the student has attained the academic standard in the subject area based on:

- (i) tests other than the graduation examination; or
- (ii) classroom work.

SECTION 18. IC 20-32-4-7, AS ADDED BY P.L.105-2005, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. Upon the request of a student's parent, the student may be exempted from the Core 40 curriculum requirement **for an Indiana diploma with a Core 40 designation** set forth in section 1 of this chapter and be required to complete the general curriculum **for an Indiana diploma with a general designation** to be eligible to graduate. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing the general curriculum; or
- (2) completing the Core 40 curriculum.

SECTION 19. IC 20-32-4-8, AS ADDED BY P.L.105-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. This section applies to a student who does not pass at least three (3) courses required under the Core 40 curriculum **for an Indiana diploma with a Core 40 designation**. Except as provided in section 10 of this chapter, the student's parent and the student's counselor (or another staff member who assists students in course selection) shall meet to discuss the student's progress. Following the meeting, the student's parent shall determine whether the student will achieve greater educational benefits by:

- (1) continuing in the Core 40 curriculum; or
- (2) completing the general curriculum.

SECTION 20. IC 20-32-4-11, AS AMENDED BY P.L.118-2016, SECTION 14, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) This section applies to a student who is a student with a disability (as defined in IC 20-35-1-8).

(b) During the annual case review held when the student is in grade 8, the case conference committee (as defined in IC 20-35-9-3) shall, as a part of the annual case review, discuss with the student's parent and the student, if appropriate:

- (1) the types of ~~diplomas~~ **designations** available for students to receive **with an Indiana diploma** in the state of Indiana;
- (2) the course requirements for each type of ~~diploma;~~ **designation;** and
- (3) employment and career options for the student and the type of academic, technical, and vocational preparation necessary to achieve the employment or career.

The student's individualized education program must include the type of ~~diploma~~ **designation** the student will seek and courses that allow the student to progress toward ~~the an Indiana diploma~~ **with the selected designation** in a timely manner.

(c) Beginning in grade 9 and in addition to the annual case review, the student's teacher of record shall communicate at least one (1) time each grading period with the student's parent concerning the student's progress toward ~~the selected an Indiana diploma~~ **with the selected designation**. If the parent requests a meeting with the teacher of record to discuss the student's progress, the teacher must meet with the parent in a timely manner. A meeting under this subsection does not constitute a case conference committee meeting, and a request for a meeting under this subsection does not abrogate a parent's right to call for a meeting of the case conference committee at any time.

SECTION 21. IC 20-36-3-6, AS AMENDED BY P.L.91-2010, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) Each student who enrolls in an advanced course may take the advanced placement examination to receive high school credit for the advanced course.

(b) Any rule adopted by the department concerning an ~~academic honors Indiana diploma with a Core 40 with academic honors designation~~ must provide that a successfully completed mathematics or science advanced course is credited toward fulfilling the requirements of an ~~academic honors Indiana diploma with a Core 40 with academic honors designation~~.

(c) If a student who takes an advanced placement examination receives a satisfactory score on the examination, the student is entitled to receive:

- (1) a certificate of achievement; and
- (2) postsecondary level academic credit at a state educational institution that counts toward meeting the student's degree requirements, if elective credit is part of the student's degree requirement. The state educational institution may require a score higher than 3 on an advanced placement test if the credit is to be used for meeting a course requirement for a particular major at the state educational institution.

SECTION 22. IC 20-36-5-1, AS AMENDED BY P.L.2-2007, SECTION 238, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. A student shall receive credits toward graduation or an **Indiana diploma with a Core 40 with academic honors diploma designation** by demonstrating the student's proficiency in a course or subject area required for graduation, or the **Indiana diploma with a Core 40 with academic honors diploma;** **designation**, whether or not the student has completed course work in the subject area, by any one (1) or more of the following methods:

- (1) Receiving a score that demonstrates proficiency on a standardized assessment of academic or subject area competence that is accepted by accredited postsecondary educational institutions.
- (2) Receiving a high proficiency level score on an end of course assessment for a course without taking the course.
- (3) Successfully completing a similar course at an eligible institution under the postsecondary enrollment program under IC 21-43-4.
- (4) Receiving a score of three (3), four (4), or five (5) on an advanced placement examination for a course or subject area.
- (5) Other methods approved by the state board.

SECTION 23. IC 20-36-5-2, AS ADDED BY P.L.64-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. A student who demonstrates proficiency in one (1) or more courses or subject areas under section 1 of this chapter may not be required to complete a minimum number of semesters to graduate or to receive an **Indiana diploma with a Core 40 with academic honors diploma;** **designation**.

SECTION 24. IC 20-43-1-3, AS AMENDED BY P.L.229-2011, SECTION 200, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. "Honors **diploma designation** award" refers to the amount determined under IC 20-43-10-2.

SECTION 25. IC 20-43-2-3, AS AMENDED BY P.L.213-2015, SECTION 208, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. If the total amount to be distributed:

- (1) as basic tuition support;
- (2) for honors ~~diploma~~ **designation** awards;
- (3) for complexity grants;
- (4) for special education grants;
- (5) for career and technical education grants;
- (6) for choice scholarships; and
- (7) for Mitch Daniels early graduation scholarships;

for a particular state fiscal year exceeds the amounts appropriated by the general assembly for those purposes for the state fiscal year, the total amount to be distributed for those purposes to each recipient during the remaining months of the state fiscal year shall be proportionately reduced so that the total reductions equal the amount of the excess.

SECTION 26. IC 20-43-10-2, AS AMENDED BY P.L.217-2017, SECTION 131, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) A school corporation's honors ~~diploma~~ **designation** award for a state fiscal year is the amount determined using the following formula:

STEP ONE: Determine the number of the school corporation's eligible pupils who:

- (A) successfully completed an **Indiana diploma with a Core 40 with academic honors ~~diploma~~ designation** program; and
- (B) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services; in the school year ending in the previous state fiscal year.

STEP TWO: Determine the result of:

- (A) the number of the school corporation's eligible pupils who:
  - (i) successfully completed ~~a~~ **an Indiana diploma with a Core 40 diploma** with technical honors **designation** program; and
  - (ii) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services;

in the school year ending in the previous state fiscal year; minus

- (B) the number of eligible pupils who would otherwise be double counted under both clause (A) and STEP ONE.

STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE and the number of eligible students determined under STEP TWO.

STEP FOUR: Multiply the STEP THREE amount by one thousand five hundred dollars (\$1,500).

STEP FIVE: Determine the result of:

- (A) the number of the school corporation's eligible pupils who successfully completed an **Indiana diploma with a Core 40 with academic honors ~~diploma~~ designation** program in the school year ending in the previous state fiscal year; minus
- (B) the STEP ONE amount.

STEP SIX: Determine the result of:

- (A) the number of the school corporation's eligible pupils who successfully completed ~~a~~ **an Indiana diploma with a Core 40 diploma** with technical honors **designation** program in the school year ending in the previous state fiscal year; minus
- (B) the number of the school corporation's eligible pupils who are counted under both clause (A) and STEP FIVE (A).

STEP SEVEN: Determine the result of the STEP SIX amount minus the STEP TWO amount.

STEP EIGHT: Determine the result of:

- (A) the STEP FIVE amount; plus
- (B) the STEP SEVEN amount.

STEP NINE: Determine the result of:

- (A) the STEP EIGHT amount; multiplied by

- (B) one thousand one hundred dollars (\$1,100).

STEP TEN: Determine the sum of:

- (A) the STEP FOUR amount; plus
- (B) the STEP NINE amount.

(b) An amount received by a school corporation as an honors ~~diploma~~ **designation** award may be used only for:

- (1) any:
  - (A) staff training;
  - (B) program development;
  - (C) equipment and supply expenditures; or
  - (D) other expenses;

directly related to the school corporation's honors ~~diploma~~ **designation** program; and

- (2) the school corporation's program for high ability students.

(c) A governing body that does not comply with this section for a school year is not eligible to receive an honors ~~diploma~~ **designation** award for the following school year.

SECTION 27. IC 20-43-10-3, AS AMENDED BY P.L.242-2017, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) As used in this section, "achievement test" means a test required by the statewide assessment program.

(b) As used in this section, "graduation rate" means the percentage graduation rate for a high school in a school corporation as determined under IC 20-26-13-10 but adjusted to reflect the pupils who meet the requirements of graduation under subsection (d).

(c) As used in this section, "test" means a test required by the statewide assessment program.

(d) A pupil meets the requirements of graduation for purposes of this section if the pupil successfully completed:

- (1) a sufficient number of academic credits, or the equivalent of academic credits; and
- (2) the graduation examination required under IC 20-32-3 through IC 20-32-5 (before July 1, 2018) or a graduation pathway requirement (after June 30, 2018);

that resulted in the awarding of ~~a high school an Indiana diploma or an academic honors diploma~~ to the pupil for the school year ending in the immediately preceding state fiscal year.

(e) Determinations for a school for a state fiscal year must be made using:

- (1) the count of tests passed compared to the count of tests taken throughout the school;
- (2) the graduation rate in the high school; and
- (3) the count of pupils graduating in the high school.

(f) In determining grants under this section, a school corporation may qualify for the following two (2) grants each year:

- (1) One (1) grant under subsection (h), (i), or (j).
- (2) One (1) grant under subsection (k), (l), or (m).

(g) The sum of the two (2) grant amounts described in subsection (f), as determined for a school corporation under this section, constitutes an annual performance grant that is in addition to state tuition support. After review by the budget

committee, the annual performance grant for a state fiscal year shall be distributed to the school corporation before December 5 of that state fiscal year, unless an extension of the December 5 deadline is approved for that state fiscal year under subsection (o). If the:

(1) total amount to be distributed as performance grants for a particular state fiscal year exceeds the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations shall be proportionately reduced so that the total reduction equals the amount of the excess. The amount of the reduction for a particular school corporation is equal to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the amount of the performance grant that the school corporation would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed as performance grants to all school corporations if a reduction were not made under this section; and

(2) total amount to be distributed as performance grants for a particular state fiscal year is less than the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations for that particular state fiscal year shall be proportionately increased so that the total amount to be distributed equals the amount of the appropriation for that particular state fiscal year.

The performance grant received by a school corporation shall be allocated among and used only to pay cash stipends to all teachers who are rated as effective or as highly effective and employed by the school corporation as of December 1. The lead school corporation or interlocal cooperative administering a cooperative or other special education program or administering a career and technical education program, including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37, or IC 36-1-7, shall award performance stipends to and carry out the other responsibilities of an employing school corporation under this section for the teachers in the special education program or career and technical education program. The amount of the distribution from an annual performance grant to an individual teacher is determined at the discretion of the governing body of the school corporation. The governing body shall differentiate between the amount of the stipend awarded to a teacher rated as a highly effective teacher and a teacher rated as an effective teacher and may differentiate between school buildings. A stipend to an individual teacher in a particular year is not subject to collective bargaining and is in addition to the minimum salary or increases in salary set under IC 20-28-9-1.5. In addition, an amount determined under the policies adopted by the governing body but not exceeding fifty percent (50%) of the amount of a stipend to an individual teacher in a particular state fiscal year beginning after June 30, 2015, becomes a permanent part of and

increases the base salary of the teacher receiving the stipend for school years beginning after the state fiscal year in which the stipend is received. The addition to base salary under this section is not subject to collective bargaining, is payable from funds other than the performance grant, and is in addition to the minimum salary and increases in salary set under IC 20-28-9-1.5. The school corporation shall distribute all stipends from a performance grant to individual teachers within twenty (20) business days of the date the department distributes the performance grant to the school corporation. Any part of the performance grant not distributed as stipends to teachers before February must be returned to the department on the earlier of the date set by the department or June 30 of that state fiscal year.

(h) Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school has more than seventy-two and five-tenths percent (72.5%) but less than ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

(1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) twenty-three dollars and fifty cents (\$23.50).

(i) Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school has at least ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

(1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) forty-seven dollars (\$47).

(j) This subsection does not apply to a school corporation in its first year of operation or to a school corporation that is entitled to a distribution under subsection (h) or (i). Except as provided in subsection (n), a school qualifies for a grant under this subsection if the school's school year over school year percentage growth rate of achievement tests receiving passing scores was at least five percent (5%), comparing the school year ending in the immediately preceding state fiscal year to the school year immediately preceding that school year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who had a passing score on their achievement test in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) forty-seven dollars (\$47).

(k) A school qualifies for a grant under this subsection if the school had a graduation rate of ninety percent (90%) or more for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by

(2) one hundred seventy-six dollars (\$176).



(l) A school qualifies for a grant under this subsection if the school had a graduation rate greater than seventy-five percent (75%) but less than ninety percent (90%) for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

- (1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) eighty-eight dollars (\$88).

(m) This subsection does not apply to a school in its first year of operation or to a school corporation that is entitled to a distribution under subsection (k) or (l). A school qualifies for a grant under this subsection if the school's school year over school year percentage growth in its graduation rate is at least five percent (5%), comparing the graduation rate for the school year ending in the immediately preceding state fiscal year to the graduation rate for the school year immediately preceding that school year. The grant amount for the state fiscal year is:

- (1) the count of the school corporation's pupils who met the requirements for graduation in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) one hundred seventy-six dollars (\$176).

(n) This subsection applies to the state fiscal year beginning July 1, 2015, and ending June 30, 2016. Notwithstanding subsection (h), (i), or (j), the amount of the grant described in subsection (h), (i), or (j) shall be calculated using the higher of:

- (1) the percentage of passing scores on ISTEP program tests for the school for the 2013-2014 school year; or
- (2) the percentage of passing scores on ISTEP program tests for the school for the 2014-2015 school year.

If a grant amount for a school is calculated using the percentage described in subdivision (1), the ISTEP data from the 2013-2014 school year shall be used in the calculation of the grant amount, and the grant amount may not exceed the grant amount that the school received for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, or in the case of a currently eligible school that was ineligible for a grant in the state fiscal year beginning July 1, 2014, and ending June 30, 2015, because the school had not completed the required teacher evaluations, the grant amount that the school would have been entitled to receive for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, if the school had been eligible. The school corporation shall distribute all stipends from a performance grant to individual teachers within twenty (20) business days of the date the department distributes the performance grant to the school corporation.

(o) The department, after review by the budget committee, may waive the December 5 deadline to distribute an annual performance grant to the school corporation under subsection (g) for that state fiscal year and approve an extension of that deadline to a later date within that state fiscal year, if the department determines that a waiver and extension of the deadline is in the public interest.

(p) This section expires June 30, 2019.

SECTION 28. IC 21-12-1.5-1, AS ADDED BY P.L.169-2011,

SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. This chapter applies to an individual who:

- (1) did not graduate from high school with an **Indiana diploma with a Core 40 with academic honors diploma; designation;**
- (2) has received an associate degree;
- (3) after receiving the associate degree, enrolls in a baccalaureate degree program; and
- (4) otherwise qualifies for an award.

SECTION 29. IC 21-12-1.5-4, AS ADDED BY P.L.169-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. An eligible student is eligible for the same maximum award as a similarly situated individual who graduates from high school with an **Indiana diploma with a Core 40 with academic honors diploma; designation.**

SECTION 30. IC 21-12-1.7-1, AS ADDED BY P.L.281-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. For purposes of this chapter, "academic honors student" refers to a student who:

- (1) for the student's first academic year, graduated from high school with an **Indiana diploma with a Core 40 with academic honors diploma designation** or technical honors **diploma; designation;** or
- (2) for a student's most recently concluded academic year that is after the student's first academic year, maintained a cumulative grade point average of at least 3.0 on a 4.0 grading scale or its equivalent as established by the eligible institution.

SECTION 31. IC 21-12-10-3, AS AMENDED BY P.L.165-2016, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. An individual is eligible for a Mitch Daniels early graduation scholarship if the individual:

- (1) is a resident of Indiana, as defined by the commission;
- (2) attended a publicly supported school on a full-time equivalency basis for at least the last two (2) semesters before the individual graduated from high school;
- (3) had legal settlement (as defined in IC 20-18-2-11) in Indiana for at least the last two (2) semesters before the individual graduated from high school;
- (4) received ~~a~~ **an Indiana diploma with a Core 40 high school diploma designation** by the end of grade 11 (including any summer school courses completed before July 1 of a year) after December 31, 2010, from the publicly supported school that the individual last attended for course credits;
- (5) was not enrolled in a publicly supported school for any part of grade 12;
- (6) applies to the commission for a Mitch Daniels early graduation scholarship in the manner specified by the commission; and
- (7) enrolls as a full-time student at an eligible institution not later than the fall semester (or its equivalent, as

determined by the commission) in the academic year immediately following the year in which the student graduates from high school.

SECTION 32. IC 21-12-10-4, AS ADDED BY P.L.229-2011, SECTION 231, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. Graduation from a nonstandard course and curriculum program or a program for high ability students that has been granted a waiver by the Indiana state board of education shall be treated as meeting the minimum requirements set by the state board of education for granting a ~~high school an Indiana~~ diploma.

SECTION 33. IC 21-18.5-4-8.5, AS AMENDED BY P.L.233-2015, SECTION 315, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) This section does not apply to a student who:

- (1) receives a graduation waiver under IC 20-32-4-4; and
- (2) receives a ~~general an Indiana~~ diploma **with a general designation** by satisfying the conditions set forth in IC 20-32-4-4, including, with respect to IC 20-32-4-4(6), the condition set forth in IC 20-32-4-4(6)(B);

if the student has an individualized education program.

(b) Except as provided in subsection (a), this section applies to a student who receives a graduation waiver under IC 20-32-4-4 after June 30, 2014.

(c) Notwithstanding any other law, and except as provided in subsection (e), a student who:

- (1) receives a graduation waiver under IC 20-32-4-4; and
- (2) receives a ~~general an Indiana~~ diploma **with a general designation** by satisfying the conditions set forth in IC 20-32-4-4, including, with respect to IC 20-32-4-4(6), the condition set forth in IC 20-32-4-4(6)(B);

is disqualified from receiving state scholarships, grants, or assistance administered by the commission unless the student passes a college and career readiness exam described in IC 20-32-9-3.

(d) The college and career readiness exam taken by a student under subsection (c) shall be administered by the secondary school that granted the student the graduation waiver. The cost of the exam shall be paid by the department.

(e) A student described in subsection (c) is not disqualified from receiving state scholarships, grants, or assistance administered by the commission for credit bearing degree seeking courses, as mutually defined by the commission and the postsecondary educational institution offering the course.

SECTION 34. IC 21-43-1-2.7, AS ADDED BY P.L.125-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2.7. "Early college" means an academic program consisting of a series of dual credit courses or concurrent enrollment courses, or both, which allow high school students to earn both a ~~high school an Indiana~~ diploma and:

- (1) an associate degree that has been approved by the commission for higher education; or
- (2) up to two (2) years of academic credit toward a baccalaureate degree.

SECTION 35. IC 21-43-1-4, AS AMENDED BY P.L.125-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. As used in this chapter, "high school diploma", for purposes of IC 21-43-8, refers to a ~~high school an Indiana~~ diploma earned under IC 21-43-8."

Delete pages 4 through 27.

Re-number all SECTIONS consecutively.

(Reference is to SB 177 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

KRUSE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 188, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 11 through 16 and insert: "**section 3 of this chapter, which must be used to pay expenses for the attorney general to investigate, litigate, and administer activities relating to multistate consumer protection cases.**".

Page 2, line 5, delete "of funds received by the state under IC 4-12-16-3." and insert ":

**(A) of a civil penalty recovered by the attorney general;**

**(B) recovered in a settlement of an action initiated by the attorney general; or**

**(C) awarded as a judgment in an action initiated by the attorney general."**

Page 2, line 25, delete "JULY 1, 2018]:" and insert "JULY 1, 2017 (RETROACTIVE)]:".

Page 3, line 6, delete "JULY 1, 2018]:" and insert "JULY 1, 2017 (RETROACTIVE)]:".

Page 4, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 5. [EFFECTIVE JULY 1, 2017 (RETROACTIVE)] **(a) The auditor of state shall retroactively apply the provisions in IC 4-12-1-14.7, as amended by this act, and IC 4-12-16-3, as amended by this act, and shall recalculate the amounts that the state auditor would have transferred under IC 4-12-1-14.7 and IC 4-12-16-3, as if IC 4-12-1-14.7 and IC 4-12-16-3, each as amended by this act, were both in effect for the period beginning after June 30, 2017, and ending on the date of the transfer under subsection (b).**

**(b) The auditor of state shall transfer an amount equal to the amount determined by the auditor of state under this SECTION from the consumer fees and settlements fund to the agency settlement fund established by IC 4-12-16-2.**

**(c) The auditor of state shall account for and the state treasurer shall transfer the amounts from funds or accounts**

of the state necessary to carry out the purposes of this SECTION.

(d) The auditor of state shall close the consumer fees and settlements fund on the date that is the day after the transfers required under this SECTION are completed.

(e) This SECTION expires July 1, 2019."

Renumber all SECTIONS consecutively.

(Reference is to SB 188 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 2.

MISHLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 190, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 5, delete "state" and insert "**commissioner of the state**".

Page 2, line 6, after "health" insert "**or the commissioner's designee**".

Page 2, line 8, delete "IC 16-29-7-7;" and insert "**IC 16-29-7-8;**".

Page 2, line 10, delete "IC 16-29-7-8." and insert "**IC 16-29-7-9.**".

Page 2, line 21, after "67.1." insert "**(a)**".

Page 2, line 22, delete "IC 16-28-2.5 and IC 16-29-7," and insert "IC 16-28-2.5,".

Page 2, between lines 23 and 24, begin a new paragraph and insert:

**"(b) "Comprehensive care health facility", for purposes of IC 16-29-7, has the meaning set forth in IC 16-29-7-3."**

Page 2, line 33, delete "IC 16-29-7-3." and insert "**IC 16-29-7-4.**".

Page 2, line 38, delete "IC 16-29-7-4." and insert "**IC 16-29-7-5.**".

Page 4, line 27, delete "15" and insert "**16**".

Page 5, line 37, delete "(a)" and insert "**As used in this chapter, "comprehensive care health facility" means a health facility that provides:**

- (1) nursing care;**
- (2) room;**
- (3) food;**
- (4) laundry;**
- (5) administration of medications;**
- (6) special diets; and**
- (7) treatments;**

**and that may provide rehabilitative and restorative therapies under the order of an attending physician.**

**Sec. 4. (a)"**

Page 5, line 40, delete "state, multiplied by the" and insert "**state that filed a Medicaid cost report, including**

**comprehensive care health facilities in the state that only filed a Medicare cost report, in a reporting year."**

Page 5, delete line 41.

Page 6, line 2, delete "calendar" and insert "**cost report**".

Page 6, between lines 6 and 7, begin a new paragraph and insert:

**"(c) The term does not include comprehensive care beds in a hospital licensed under IC 16-21-2."**

Page 6, line 7, delete "4." and insert "**5.**".

Page 6, line 10, delete "report" and insert "**report, including comprehensive care health facilities that only file a Medicaid cost report,**".

Page 6, line 10, delete "previous calendar year" and insert "**cost report year two (2) years prior**".

Page 6, line 12, delete "5." and insert "**6.**".

Page 6, line 17, delete "6." and insert "**7.**".

Page 6, line 17, delete "state department" and insert "**commissioner or the commissioner's designee**".

Page 6, line 21, delete "state department" and insert "**commissioner or the commissioner's designee**".

Page 6, line 27, delete "7." and insert "**8.**".

Page 6, line 27, delete "state department" and insert "**commissioner or the commissioner's designee**".

Page 6, line 38, delete "6(a)" and insert "**7(a)**".

Page 7, line 9, delete "6(b)" and insert "**7(b)**".

Page 7, between lines 16 and 17, begin a new paragraph and insert:

**"(c) The commissioner or the commissioner's designee shall calculate the state comprehensive care bed need rate and may consult with third party private sector entities with expertise in Medicare and Medicaid cost reports."**

Page 7, line 17, delete "8." and insert "**9. (a)**".

Page 7, line 17, delete "state department" and insert "**commissioner or the commissioner's designee**".

Page 7, line 21, delete "6(b)" and insert "**7(b)**".

Page 7, line 24, delete "7(a)" and insert "**8(a)**".

Page 7, line 29, delete "6(a)" and insert "**7(a)**".

Page 7, between lines 31 and 32, begin a new paragraph and insert:

**"(b) The commissioner or the commissioner's designee shall calculate the county comprehensive care bed need and may consult with third party private sector entities with expertise in Medicare and Medicaid cost reports."**

Page 7, line 32, delete "9." and insert "**10.**".

Page 7, line 40, delete "10." and insert "**11.**".

Page 8, line 18, delete "11." and insert "**12.**".

Page 8, line 22, delete "7" and insert "**8**".

Page 8, line 24, delete "8" and insert "**9**".

Page 8, line 25, after "state" insert "**department**".

Page 10, line 29, delete "12" and insert "**13**".

Page 11, line 3, delete "recommend and the state department shall".

Page 11, line 10, delete "12." and insert "**13.**".

Page 11, line 21, delete "state department" and insert "**commissioner or the commissioner's designee**".

Page 11, line 27, delete "13." and insert "14."  
 Page 11, line 27, delete "state department" and insert "**commissioner or the commissioner's designee**".  
 Page 11, line 31, delete "new".  
 Page 11, line 32, delete "in" and insert "into".  
 Page 11, line 41, delete "11(c)" and insert "12(c)".  
 Page 12, line 1, delete "11(d)" and insert "12(d)".  
 Page 12, line 4, delete "11" and insert "12".  
 Page 12, line 7, delete "11" and insert "12".  
 Page 12, line 13, delete "recommend, and the state department shall approve," and insert "**approve**".  
 Page 12, line 24, delete "14." and insert "15".  
 Page 12, line 41, delete "15." and insert "16".  
 Page 12, line 41, delete "state department" and insert "**commissioner or the commissioner's designee**".  
 Page 13, line 3, delete "state department" and insert "**commissioner or the commissioner's designee**".  
 Page 13, line 11, delete "state department's" and insert "**commissioner's or the commissioner's designee's**".  
 Page 13, line 22, delete "16." and insert "17".  
 Page 13, line 27, delete "17." and insert "18".  
 Page 13, line 29, delete "18." and insert "19".  
 (Reference is to SB 190 as printed January 19, 2018.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 11, Nays 1.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 208, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 10, after "physician" insert "**or podiatrist**".  
 Page 1, line 12, delete "entity." and insert "**entity, the American Board of Foot and Ankle Surgery, the American Board of Podiatric Medicine, the American Board of Lower Extremity Surgery, or any other podiatric specialty organization**".

Page 1, delete lines 14 through 15, begin a new line block indented and insert:

"(1) Any:

(A) continuing medical education requirements by the medical licensing board of Indiana under IC 25-22.5; or

(B) continuing podiatric medical education requirements by the board of podiatric medicine under IC 25-29."

Page 2, line 2, after "IC 25-22.5" insert "**or podiatrist licensed under IC 25-29**".

Page 2, line 3, after "physician's" insert "**or podiatrist's**".

Page 2, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 4. IC 25-29-1-0.7 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2018]: **Sec. 0.7. Nothing in this article shall be construed to require an individual licensed under this article to hold a board certification in a specialty medical area in order to practice podiatry under this article.**"

Page 2, line 14, after "IC 25-22.5" insert "**or a podiatrist licensed under IC 25-29**".

Page 2, line 15, after "physician's" insert "**or podiatrist's**".

Page 2, line 17, after "physician" insert "**or the podiatrist**".

Page 2, line 19, after "physician" insert "**or the podiatrist**".

Page 2, line 22, after "physician" insert "**or the podiatrist**".

Page 2, line 23, after "physician" insert "**or a podiatrist**".

Page 3, line 12, after "IC 25-22.5" insert "**or a podiatrist licensed under IC 25-29**".

Page 3, line 13, after "physician's" insert "**or podiatrist's**".

Page 3, line 15, after "physician" insert "**or a podiatrist**".

Page 3, line 17, after "physician" insert "**or the podiatrist**".

Page 3, line 19, after "physician" insert "**or the podiatrist**".

Page 3, line 21, after "physician" insert "**or a podiatrist**".

Renumber all SECTIONS consecutively.

(Reference is to SB 208 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 3.

CHARBONNEAU, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 235, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred Senate Bill 236, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

ALTING, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 238, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 32, line 38, delete "an" and insert "**one (1)**".

Page 32, line 39, delete "guardianship." and insert "**guardianship for not more than ninety (90) days.**".

Page 46, delete lines 10 through 35.

Page 71, line 17, strike "division" and insert "**office of judicial administration**".

Re-number all SECTIONS consecutively.

(Reference is to SB 238 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

BRAY, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 242, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 14, delete "four (4) days".

Page 1, line 15, strike "before the last business" and insert "**on the twenty-fourth calendar**".

Page 3, line 42, strike "before the close of the".

Page 4, line 1, strike "business day".

Page 4, line 1, delete "four (4) days".

Page 4, line 1, strike "before the last business" and insert "**on the twenty-fourth calendar**".

Page 4, delete lines 14 through 42.

Delete pages 5 through 8.

Page 9, delete lines 1 through 2.

Page 11, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 7. IC 6-2.5-1-19.5, AS ADDED BY P.L.181-2016, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 19.5. "Facilitator" means a person who:

(1) contracts or otherwise enters into an agreement:

(A) with a person who rents or furnishes rooms, lodgings, ~~or~~ accommodations, **or tangible personal property** for consideration; and

(B) to market the rooms, lodgings, ~~or~~ accommodations, **or tangible personal property** through the Internet; and

(2) accepts payment from the consumer for the room, lodging, ~~or~~ accommodation, **or tangible personal property**.

The term does not include a licensee (as defined in IC 25-34.1-1-2(6)) under the real estate broker licensing act (IC 25-34.1) or the owner of the room, lodging, ~~or~~ accommodation, **or tangible personal property**.

SECTION 8. IC 6-2.5-4-4.2, AS ADDED BY P.L.181-2016, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4.2. (a) A person or a facilitator who is a retail merchant making a retail transaction described in section 4 **or 10(a)** of this chapter, **subject to section**

**10(c) of this chapter**, shall give to the consumer of the room, lodging, ~~or~~ accommodation, **or tangible personal property** an itemized statement separately stating all the following:

(1) The part of the gross retail income that is charged by the person for renting or furnishing the room, lodging, ~~or~~ accommodation, **or tangible personal property**.

(2) Any amount collected by the person renting or furnishing the room, lodging, ~~or~~ accommodation, **or tangible personal property** for:

(A) the state gross retail or use tax; ~~and~~

(B) any innkeeper's tax due under IC 6-9;

**(C) any auto rental excise tax due under IC 6-6-9;**

**(D) any Vanderburgh County supplemental auto rental excise tax due under IC 6-6-9.5; and**

**(E) any Marion County supplemental auto rental excise tax due under IC 6-6-9.7;**

**as applicable.**

(3) Any part of the gross retail income that is a fee, commission, or other charge of a facilitator.

(b) A penalty of twenty-five dollars (\$25) is imposed for each transaction described in subsection (a) in which a facilitator fails to separately state the information required to be separately stated by subsection (a).

SECTION 9. IC 6-2.5-4-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 10. (a) A person, other than a public utility, is a retail merchant making a retail transaction when ~~he~~ **the person** rents or leases tangible personal property to another person other than for subrent or sublease.

(b) A person is a retail merchant making a retail transaction when the person sells any tangible personal property which has been rented or leased in the regular course of the person's rental or leasing business.

(c) Notwithstanding subsection (a), a person is not a retail merchant making a retail transaction when the person rents or leases motion picture film, audio tape, or video tape to another person. However, this exclusion only applies if:

(1) the person who pays to rent or lease the film charges admission to those who view the film; or

(2) the person who pays to rent or lease the film or tape broadcasts the film or tape for home viewing or listening.

**(d) Except as provided in subsection (c), a facilitator is a retail merchant making a retail transaction when the facilitator accepts payment for the rental or lease of tangible personal property to another person to which subsection (a) applies, other than for subrent or sublease. Each rental or lease of tangible personal property to another person to which subsection (a) applies, other than for subrent or sublease, is a separate unitary transaction unless the facilitator provides the itemized statement described in section 4.2(a) of this chapter.**

SECTION 10. IC 6-2.5-5-3, AS AMENDED BY P.L.239-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) For purposes of this section:

(1) the:

(A) retreading of tires; and

(B) felling of trees for further use in production or for sale in the ordinary course of business;

shall be treated as the processing of tangible personal property; and

(2) commercial printing shall be treated as the production and manufacture of tangible personal property.

(b) Except as provided in subsection (d), transactions involving manufacturing machinery, tools, and equipment, including material handling equipment purchased for the purpose of transporting materials into activities described in this subsection from an onsite location, are exempt from the state gross retail tax if the person acquiring that property acquires it for direct use in the direct production, manufacture, fabrication, assembly, extraction, mining, processing, refining, or finishing of other tangible personal property.

(c) Except as provided in subsection (d), transactions involving manufacturing machinery, tools, and equipment, including material handling equipment purchased for the purpose of transporting materials into an industrial process from an onsite location, are exempt from the state gross retail tax if the person acquiring that property:

(1) acquires it for the person's direct use in an industrial processing service; and

(2) is an industrial processor.

(d) The exemptions provided in subsections (b) and (c) do not apply to transactions involving distribution equipment or transmission equipment acquired by a public utility engaged in generating electricity.

**(e) The exemption provided in subsection (b) applies to the following equipment purchased and used by a person that manufactures hot mix asphalt at an asphalt plant:**

**(1) Trucks that are used to transport hot mix asphalt from that person's asphalt plant to a job site.**

**(2) Pavers that are used to spread that person's hot mix asphalt."**

Page 14, delete lines 3 through 42.

Delete pages 15 through 23.

Page 24, delete lines 1 through 40.

Page 27, delete lines 38 through 42.

Delete pages 28 through 30.

Page 31, delete lines 1 through 14.

Page 32, delete lines 20 through 42.

Delete page 33.

Page 34, delete lines 1 through 16.

Page 34, delete lines 34 through 42.

Page 35, delete lines 1 through 25, begin a new paragraph and insert:

"SECTION 16. IC 6-6-9-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 1.5. As used in this chapter, "facilitator" has the meaning set forth in IC 6-2.5-1-19.5.**

SECTION 17. IC 6-6-9-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 7. (a) An excise tax, known as the auto rental excise tax, is imposed upon the**

rental of passenger motor vehicles and trucks in Indiana for periods of less than thirty (30) days.

(b) The auto rental excise tax imposed upon the rental of a passenger motor vehicle or truck equals four percent (4%) of the gross retail income received by the retail merchant for the rental.

**(c) A facilitator who accepts payment for the rental of a passenger motor vehicle or truck to which subsection (a) applies is a retail merchant who shall register with the department and collect the tax imposed under subsection (a) as an agent of the state. Each rental or lease of a passenger motor vehicle or truck to which subsection (a) applies is a separate unitary transaction unless the facilitator provides the itemized statement described in IC 6-2.5-4-4.2(a).**

SECTION 18. IC 6-6-9.5-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 2.5. As used in this chapter, "facilitator" has the meaning set forth in IC 6-2.5-1-19.5.**

SECTION 19. IC 6-6-9.5-7, AS ADDED BY P.L.214-2005, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 7. (a) The legislative body of the most populous city in the county may adopt an ordinance to impose an excise tax, known as the county supplemental auto rental excise tax, upon the rental of passenger motor vehicles in the county for periods of less than thirty (30) days. The ordinance must specify that the tax expires December 31, 2036.**

(b) The county supplemental auto rental excise tax that may be imposed upon the rental of a passenger motor vehicle is two percent (2%) of the gross retail income received by the retail merchant for the rental.

(c) If the city legislative body adopts an ordinance under subsection (a), the city legislative body shall immediately send a certified copy of the ordinance to the commissioner of the department.

(d) If the city legislative body adopts an ordinance under subsection (a) before June 1 of a year, the county supplemental auto rental excise tax applies to auto rentals after June 30 of the year in which the ordinance is adopted. If the city legislative body adopts an ordinance under subsection (a) on or after June 1 of a year, the county supplemental auto rental excise tax applies to auto rentals after the last day of the month in which the ordinance is adopted.

**(e) A facilitator who accepts payment for the rental of a passenger motor vehicle to which an ordinance adopted under subsection (a) applies is a retail merchant who shall register with the department and collect the tax imposed under subsection (a) as an agent of the state. Each rental or lease of a passenger motor vehicle to which an ordinance adopted under subsection (a) applies is a separate unitary transaction unless the facilitator provides the itemized statement described in IC 6-2.5-4-4.2(a).**

SECTION 20. IC 6-6-9.7-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 2.5. As used in this chapter, "facilitator" has the meaning set forth in IC 6-2.5-1-19.5.**

SECTION 21. IC 6-6-9.7-7, AS AMENDED BY P.L.205-2013, SECTION 127, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) The city-county council of a county that contains a consolidated city may adopt an ordinance to impose an excise tax, known as the county supplemental auto rental excise tax, upon the rental of passenger motor vehicles and trucks in the county for periods of less than thirty (30) days. The ordinance must specify that the tax expires December 31, 2027.

(b) Except as provided in subsection (c), the county supplemental auto rental excise tax that may be imposed upon the rental of a passenger motor vehicle or truck equals two percent (2%) of the gross retail income received by the retail merchant for the rental.

(c) On or before June 30, 2005, the city-county council may, by ordinance adopted by a majority of the members elected to the city-county council, increase the tax imposed under subsection (a) from two percent (2%) to four percent (4%). The ordinance must specify that:

(1) if on December 31, 2027, there are obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority or any state agency under IC 5-1-17-26, the original two percent (2%) rate imposed under subsection (a) continues to be levied after its original expiration date set forth in subsection (a) and through December 31, 2040; and

(2) the additional rate authorized under this subsection expires on:

(A) January 1, 2041;

(B) January 1, 2010, if on that date there are no obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority or to any state agency under IC 5-1-17-26; or

(C) October 1, 2005, if on that date there are no obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority or to any state agency under a lease or a sublease of an existing capital improvement entered into under IC 5-1-17, unless waived by the budget director.

(d) The amount collected from that portion of county supplemental auto rental excise tax imposed under:

(1) subsection (b) and collected after December 31, 2027; and

(2) under subsection (c);

shall, in the manner provided by section 11 of this chapter, be distributed to the capital improvement board of managers operating in a consolidated city or its designee. So long as there are any current or future obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority created by IC 5-1-17 or any state agency pursuant to a lease or other agreement entered into between the capital improvement board of managers and the Indiana stadium and convention building authority or any state

agency under IC 5-1-17-26, the capital improvement board of managers or its designee shall deposit the revenues received under this subsection in a special fund, which may be used only for the payment of the obligations described in this subsection.

(e) After January 1, 2013, and before March 1, 2013, the city-county council may, by ordinance adopted by a majority of the members elected to the city-county council, increase the tax rate imposed under subsection (a) by not more than two percent (2%). The amount collected from an increase adopted under this subsection shall be deposited in the sports and convention facilities operating fund established by IC 36-7-31-16. An increase in the tax rate under this subsection continues in effect unless the increase is rescinded. However, any increase in the tax rate under this subsection may not continue in effect after February 28, 2023.

(f) If a city-county council adopts an ordinance under subsection (a), (c), or (e), the city-county council shall immediately send a certified copy of the ordinance to the commissioner of the department of state revenue.

(g) If a city-county council adopts an ordinance under subsection (a), (c), or (e) on or before the fifteenth day of a month, the county supplemental auto rental excise tax applies to auto rentals after the last day of the month in which the ordinance is adopted. If the city-county council adopts an ordinance under subsection (a), (c), or (e) after the fifteenth day of a month, the county supplemental auto rental excise tax applies to auto rentals after the last day of the month following the month in which the ordinance is adopted.

**(h) A facilitator who accepts payment for the rental of a passenger motor vehicle or truck to which an ordinance adopted under subsection (a), (c), or (e) applies is a retail merchant who shall register with the department and collect the tax imposed under subsection (a), (c), or (e) as an agent of the state. Each rental of a passenger motor vehicle or truck to which an ordinance adopted under subsection (a), (c), or (e) applies is a separate unitary transaction unless the facilitator provides the itemized statement described in IC 6-2.5-4-4.2(a)."**

Page 36, delete lines 6 through 42.

Delete pages 37 through 42.

Page 43, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 23. IC 6-8.1-16 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2019]:

**Chapter 16. Income Tax Return Preparers; Preparer Tax Identification Numbers**

**Sec. 1. As used in this chapter, "income tax return" means any of the following:**

**(1) An individual income tax return under IC 6-3.**

**(2) A corporate income tax return under IC 6-3.**

**(3) A financial institutions tax return under IC 6-5.5.**

**(4) A utility receipts tax return under IC 6-2.3.**

**(5) A claim for refund of any tax described in subdivisions (1) through (4).**

**Sec. 2. (a)** As used in this chapter, "income tax return preparer" means any of the following:

(1) A person who prepares ten (10) or more income tax returns for compensation in a calendar year.

(2) A person who employs one (1) or more persons to prepare ten (10) or more income tax returns for compensation in a calendar year.

(b) A person is not an income tax return preparer if the person performs only the following acts:

(1) Furnishes typing, reproducing, or other mechanical assistance.

(2) Prepares returns or claims for refunds for:

(A) the employer by whom the person is regularly and continuously employed; or

(B) an affiliate of that employer.

(3) Prepares, as a fiduciary, any returns or claims for refunds for a person.

(4) Prepares claims for refund for a taxpayer in response to:

(A) a notice of deficiency issued to the taxpayer; or

(B) a waiver of restriction after the commencement of an audit of:

(i) the taxpayer; or

(ii) another taxpayer, if a determination in the audit of the other taxpayer directly or indirectly affects the tax liability of the taxpayer whose claim for refund the person is preparing.

**Sec. 3.** As used in this chapter, "PTIN" means the preparer tax identification number that the Internal Revenue Service issues to identify tax return preparers under 26 U.S.C. 6109.

**Sec. 4.** For purposes of this chapter, the preparation of a substantial portion of an income tax return shall be treated as the preparation of that income tax return.

**Sec. 5.** For taxable years beginning after December 31, 2018, an income tax return preparer may not provide tax preparation services for income tax returns unless the income tax return preparer provides a PTIN when the income tax return preparer submits an income tax return to the department and signs the income tax return as a paid preparer.

**Sec. 6.** For taxable years beginning after December 31, 2018, the department shall require each income tax return preparer to include the income tax return preparer's PTIN on any income tax return that the income tax return preparer prepares and files with the department.

**Sec. 7. (a)** Except as provided in subsection (b) and in addition to any other penalties provided by law, the department may impose on any income tax return preparer who violates this chapter by failing to provide the income tax return preparer's PTIN a penalty of fifty dollars (\$50) for each violation, but not to exceed twenty-five thousand dollars (\$25,000) in a calendar year.

(b) The department may not impose a penalty under this section if the income tax return preparer's failure to provide

the income tax return preparer's PTIN is due to reasonable cause and is not due to willful neglect, as determined by the department.

**Sec. 8.** The department may develop and by rule implement a program using PTINs as an oversight mechanism to assess returns to identify high error rates, patterns of suspected fraud, and unsubstantiated basis for tax positions by income tax return preparers.

**Sec. 9. (a)** The department:

(1) may investigate the actions of any income tax return preparer filing income tax returns; and

(2) after a hearing, may bar or suspend an income tax return preparer from filing returns with the department for good cause.

(b) Notwithstanding IC 4-21.5-2-4, the department shall conduct a hearing described in subsection (a)(2) under IC 4-21.5-3, and judicial review of an adverse decision in a hearing described in subsection (a)(2) shall be in accordance with IC 4-21.5-5.

**Sec. 10.** The department may establish formal and regular communication protocols with the Commissioner of the Internal Revenue Service to share and exchange PTIN information for income tax return preparers who are suspected of fraud, who have been disciplined, or who are barred from filing tax returns with the department or the Internal Revenue Service. The department may establish additional communication protocols with other states to exchange similar enforcement or discipline information.

**Sec. 11.** The department may adopt rules for the administration and enforcement of this chapter.

SECTION 24. IC 10-13-3-38.5, AS AMENDED BY P.L.155-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2019]: Sec. 38.5. (a) Under federal P.L.92-544 (86 Stat. 1115), the department may use an individual's fingerprints submitted by the individual for the following purposes:

(1) Determining the individual's suitability for employment with the state, or as an employee of a contractor of the state, in a position:

(A) that has a job description that includes contact with, care of, or supervision over a person less than eighteen (18) years of age;

(B) that has a job description that includes contact with, care of, or supervision over an endangered adult (as defined in IC 12-10-3-2), except the individual is not required to meet the standard for harmed or threatened with harm set forth in IC 12-10-3-2(a)(3);

(C) at a state institution managed by the office of the secretary of family and social services or state department of health;

(D) at the Indiana School for the Deaf established by IC 20-22-2-1;

(E) at the Indiana School for the Blind and Visually Impaired established by IC 20-21-2-1;

(F) at a juvenile detention facility;



(G) with the Indiana gaming commission under IC 4-33-3-16;

(H) with the department of financial institutions under IC 28-11-2-3; or

(I) that has a job description that includes access to or supervision over state financial or personnel data, including state warrants, banking codes, or payroll information pertaining to state employees.

**(2) Determining the individual's suitability for employment with state or local government, or as an employee of a contractor of state or local government, in a position in which the individual's duties include access to confidential tax information obtained from the United States Internal Revenue Service under Section 6103(d) of the Internal Revenue Code or from an authorized secondary source.**

~~(2)~~ **(3)** Identification in a request related to an application for a teacher's license submitted to the department of education established by IC 20-19-3-1.

~~(3)~~ **(4)** Use by the gaming commission established under IC 4-33-3-1 for licensure of a promoter (as defined in IC 4-33-22-6) under IC 4-33-22.

~~(4)~~ **(5)** Use by the Indiana board of pharmacy in determining the individual's suitability for a position or employment with a wholesale drug distributor, as specified in IC 25-26-14-16(b), IC 25-26-14-16.5(b), IC 25-26-14-17.8(c), and IC 25-26-14-20.

~~(5)~~ **(6)** Identification in a request related to an individual applying for or renewing a license or certificate described in IC 25-1-1.1-4 and a conviction described in IC 25-1-1.1-2 or IC 25-1-1.1-3.

An applicant shall submit the fingerprints in an appropriate format or on forms provided for the employment, license, or certificate application. The department shall charge each applicant the fee established under section 28 of this chapter and by federal authorities to defray the costs associated with a search for and classification of the applicant's fingerprints. The department may forward fingerprints submitted by an applicant to the Federal Bureau of Investigation or any other agency for processing. The state personnel department, the Indiana professional licensing agency, or the agency to which the applicant is applying for employment or a license may receive the results of all fingerprint investigations.

(b) An applicant who is an employee of the state may not be charged under subsection (a).

(c) Subsection (a)(1) does not apply to an employee of a contractor of the state if the contract involves the construction or repair of a capital project or other public works project of the state.

**(d) Each current or new state or local government employee whose duties include access to confidential tax information described in subsection (a)(2) must submit to a fingerprint based criminal history background check of both national and state records data bases before being granted access to the confidential tax information. In addition to the**

**initial criminal history background checks, each state or local government employee whose duties include access to confidential tax information described in subsection (a)(2) must submit to such criminal history background checks at least once every ten (10) years thereafter. The appointing authority of such a state or local government employee may pay any fee charged for the cost of fingerprinting or conducting the criminal history background checks for the state or local government employee. The state or local government agency in its capacity as the individual's employer or to which the applicant is applying for employment or a license may receive the results of all fingerprint investigations.**

**(e) Each current or new contractor or subcontractor whose contract or subcontract grants access to confidential tax information described in subsection (a)(2) must submit to a fingerprint based criminal history background check of both national and state records data bases at least once every ten (10) years before being granted access to the confidential tax information.**

**(f) Each contract entered into by the state in which access to confidential tax information described in subsection (a)(2) is granted to a contractor or a subcontractor shall include:**

**(1) terms regarding which party is responsible for payment of any fee charged for the cost of the fingerprinting or the criminal history background checks; and**

**(2) terms regarding the consequences if one (1) or more disqualifying records are discovered through the criminal history background checks.**

~~(f)~~ **(g)** The department:

**(1) may permanently retain an applicant's fingerprints submitted under this section; and**

**(2) shall retain the applicant's fingerprints separately from fingerprints collected under section 24 of this chapter."**

Renumber all SECTIONS consecutively.

(Reference is to SB 242 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HOLDMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 243, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 1 through 2 with "[EFFECTIVE UPON PASSAGE]".

Page 1, between lines 7 and 8, begin a new line single block indented and insert:

**"(3) A hospital designated by the Medicaid program as a long term care hospital.**

**(4) A Medicare certified freestanding rehabilitation hospital."**

Page 2, line 17, delete "a license" and insert "**an initial license**".

Page 2, line 18, delete "is primarily engaged in providing".

Page 2, line 19, delete "inpatient services by demonstrating" and insert "**meets**".

Page 2, delete lines 26 through 29.

Page 2, line 30, delete "(f)" and insert "(e)".

Page 2, line 37, delete "(g)" and insert "(f)".

Page 2, line 37, delete "deny, suspend, or revoke" and insert "**deny**".

Page 2, between lines 39 and 40, begin a new paragraph and insert:

**"(g) This section expires July 1, 2019."**

Page 3, delete lines 4 through 27, begin a new line block indented and insert:

**"(3) A hospital designated by the Medicaid program as a long term care hospital.**

**(4) A Medicare certified freestanding rehabilitation hospital.**

**(b) Except as provided in subsection (c), the state department may only issue a new license under this article to an entity that is applying under this article to be included under an already existing acute care license.**

**(c) If an applicant is seeking a separate acute care license under this article, the applicant must either:**

**(1) be owned and operated by an entity; or**

**(2) be owned and operated by an entity that owns another facility;**

**that already holds an acute care license under this article.**

**(d) This section expires July 1, 2019.**

**SECTION 3. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "commissioner" refers to the state health commissioner under IC 16-19-4.**

**(b) As used in this SECTION, "executive board" refers to the executive board of the state department of health established by IC 16-19-2-1.**

**(c) As used in this SECTION, "state department" refers to the state department of health established by IC 16-19-1-1.**

**(d) The hospital licensure task force is established for the purpose of reviewing state regulations regarding the licensure of acute care hospitals in Indiana. Before July 1, 2018, the task force shall make any recommendations for changes to the licensure statutes or regulations to the executive board.**

**(e) The task force shall consist of four (4) members as follows:**

**(1) The state health commissioner or the commissioner's designee, acting as the chairperson of the task force.**

**(2) One (1) member of the state department with experience in licensure of acute care hospitals, appointed by the commissioner.**

**(3) Two (2) representatives of the Indiana Hospital Association, appointed by the commissioner from a recommendation list submitted to the commissioner by the Indiana Hospital Association.**

**(f) The affirmative votes of at least three (3) task force members is necessary for any action to be taken by the task force, including making any recommendations to the executive board.**

**(g) The executive board shall review any recommendation from the task force and either approve or reject the recommendation without modification.**

**(h) If the executive board approves a recommendation by the task force, the state department may adopt rules under IC 4-22-2 necessary to implement the recommendation.**

**(i) This SECTION expires June 30, 2019.**

**SECTION 4. An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

(Reference is to SB 243 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

CHARBONNEAU, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 247, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 6, delete lines 12 through 42.

Delete page 7.

Page 8, delete lines 1 through 8.

Page 8, line 23, delete "unless:" and insert "unless".

Page 8, delete lines 26 through 31.

Page 8, line 32, delete "decendent's death and".

Page 8, line 33, delete "seven (7)" and insert "**five (5)**".

Page 8, delete lines 35 through 42.

Page 9, delete lines 1 through 14.

Page 9, line 15, reset in roman "(c)".

Page 9, line 15, delete "(e)".

Page 9, line 25, reset in roman "(d)".

Page 9, line 25, delete "(f)".

Page 9, line 25, reset in roman "(e)".

Page 9, line 25, delete "(g)".

Page 9, line 38, reset in roman "(e)".

Page 9, line 38, delete "(g)".

Page 10, line 4, reset in roman "(d)".

Page 10, line 4, delete "(f)".

Page 10, line 11, delete "if:" and insert "if".

Page 10, line 12, delete "(1)".

Page 10, line 13, delete "IC 29-1-10-21; or" and insert "**IC 29-1-10-21**".

Page 10, run in lines 11 through 13.

Page 10, delete lines 14 through 17.

Page 10, line 22, delete "estate:" and insert "**estate**".  
 Page 10, line 23, delete "(1)".  
 Page 10, line 25, delete "administration; or" and insert "**administration**".  
 Page 10, run in lines 22 through 25.  
 Page 10, delete lines 26 through 42.  
 Delete page 11.  
 Page 12, line 17, delete "less" and insert "(less".  
 Page 12, line 17, reset in roman "encumbrances),".  
 Page 12, line 17, after "encumbrances)," insert "**and**".  
 Page 12, line 18, reset in roman "fifty thousand dollars (\$50,000)".  
 Page 12, line 18, delete "seventy-five".  
 Page 12, line 19, delete "thousand dollars (\$75,000)".  
 Page 12, delete lines 33 through 42.  
 Page 13, delete lines 1 through 3.  
 Page 13, line 4, delete "(c)" and insert "(c)".  
 Page 13, line 4, delete "(d)".  
 Page 13, line 13, reset in roman "(d)".  
 Page 13, line 13, delete "(e)".  
 Page 13, line 17, reset in roman "(e)".  
 Page 13, line 17, delete "(f)".  
 Page 13, line 21, reset in roman "(f)".  
 Page 13, line 21, delete "(g)".  
 Page 13, line 26, reset in roman "(g)".  
 Page 13, line 26, delete "(h)".  
 Page 13, delete lines 29 through 42.  
 Delete pages 14 through 16.  
 Page 17, delete lines 1 through 18.  
 Page 17, line 23, delete "by a claimant other than a claimant agency".  
 Page 17, line 24, delete "(as defined in IC 29-1-14.5-1(a)(1))".  
 Page 17, line 27, delete "other than a claimant" and insert "**(other than the United States, the state, or a subdivision of the state)**".  
 Page 17, line 28, delete "agency".  
 Page 17, line 33, delete "a claimant agency" and insert "**the United States, the state, or a subdivision of the state**".  
 Page 18, delete lines 31 through 42.  
 Delete pages 19 through 26.  
 Page 27, delete lines 1 through 28.  
 Page 28, line 36, after "that the" insert "**clerk of the court, the**".  
 Page 28, line 42, delete "claimant agencies and".  
 Page 34, delete lines 12 through 14.  
 Page 34, line 15, delete "(c)" and insert "**(b)**".  
 Page 34, line 18, delete "(d)" and insert "**(c)**".  
 Page 34, line 23, reset in roman "spouse and children;".  
 Page 34, line 24, delete "family claimants;".  
 Page 34, line 27, delete "(e)" and insert "**(d)**".  
 Page 34, line 30, delete "(f)" and insert "**(e)**".  
 Page 34, delete lines 32 through 42.  
 Page 35, delete lines 1 through 32.  
 Page 36, line 26, delete "estate." and insert "**estate, not later than seven (7) months after the deceased transferor's death**".

Page 36, line 30, delete "including," and insert "**including**".  
 Page 36, line 31, delete "except with respect to a family claimant,".  
 Page 36, line 33, delete "Except with respect to a family claimant, a" and insert "**A**".  
 Page 36, line 36, delete "similar to the" and insert "**as the asset would be described under IC 29-1-12-1, regardless of whether the asset is part of the decedent's probate estate**".  
 Page 36, line 37, delete "description provided in IC 29-1-14.5-3,".  
 Page 37, delete lines 5 through 19.  
 Page 37, line 20, delete "(d)" and insert "**(c)**".  
 Page 37, line 21, delete " other than a family claimant or claimant".  
 Page 37, line 22, delete "agency,".  
 Page 37, line 25, delete "(e)" and insert "**(d)**".  
 Page 37, line 27, delete "latest" and insert "**later**".  
 Page 37, delete lines 28 through 30.  
 Page 37, line 31, delete "(2) For a claimant other than a family claimant, thirty (30)" and insert "**(1) Thirty (30)**".  
 Page 37, delete lines 33 through 35.  
 Page 37, line 36, delete "(4)" and insert "**(2)**".  
 Page 37, line 37, delete "(f)" and insert "**(e)**".  
 Page 38, line 3, delete "(g)" and insert "**(f)**".  
 Page 38, line 9, delete "(h)" and insert "**(g)**".  
 Page 38, line 12, delete "(i)" and insert "**(h)**".  
 Page 38, line 33, delete "two (2) years" and insert "**one (1) year**".  
 Renumber all SECTIONS consecutively.  
 (Reference is to SB 247 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 8, Nays 1.

BRAY, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred Senate Bill 264, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.  
 Committee Vote: Yeas 10, Nays 0.

ALTING, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 297, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.  
 Committee Vote: Yeas 12, Nays 0.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 303, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 7, after line 22, begin a new paragraph and insert:

**"(d) Not later than November 1, 2020, the commission shall prepare and submit a report to the legislative council in an electronic format under IC 5-14-6 regarding the establishment and operation of the online system of staff performance evaluation data, including a report of the number of school corporations that elect to use the system."**

(Reference is to SB 303 as printed January 26, 2018.)  
and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

MISHLER, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 347, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. IC 5-1-6-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) The refunding bonds may be sold or exchanged in installments at different times, or an entire issue or series may be sold or exchanged at one (1) time. Any issue or series of refunding bonds may be exchanged in part or sold in part in installments at different times or at one (1) time. The refunding bonds may be sold or exchanged at any time, on, before, or after the maturity of any of the outstanding notes, bonds, or other obligations to be refinanced ~~thereby~~ **by the refunding**.

(b) If the governing body determines to exchange any refunding bonds, ~~such the~~ refunding bonds may be exchanged privately for and in payment and discharge of any of the outstanding notes, bonds, or other obligations of the issuing body issued to finance or to aid in financing the acquisition, the construction, the improving, the refinancing, or the improving and refinancing, of an enterprise. The refunding bonds may be exchanged for a like or greater principal amount of ~~such~~ notes, bonds, or other obligations of the issuing body, except that the principal amount of the refunding bonds may exceed the principal amount of ~~such the~~ outstanding notes, bonds, or other obligations to the extent necessary or advisable, in the discretion of the governing body, to fund interest in arrears or about to become due. The holder or holders of ~~such the~~ outstanding notes, bonds, or other obligations need not pay accrued interest on the refunding bonds to be delivered in exchange ~~therefor~~ **for the refunding bonds** if and to the extent that interest is due or

accrued and unpaid on ~~such the~~ outstanding notes, bonds, or other obligations to be surrendered.

(c) If the governing body determines to sell any refunding bonds, ~~such the~~ refunding bonds shall be sold at not less than par at:

- (1) a public sale; or
- (2) **alternatively, a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of:**
  - (A) a consolidated city;
  - (B) a second class city; or
  - (C) a school corporation located in a city described in clause (A) or (B);

in ~~such the~~ manner and upon ~~such the~~ terms ~~as that~~ the governing body ~~shall deem~~ **determines are** best for the interests of the issuing body.

SECTION 2. IC 5-1-11-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) Except as otherwise provided in this chapter or in the statute authorizing their issuance, all bonds issued by or in the name of counties, townships, cities, towns, school corporations, and special taxing districts, agencies or instrumentalities thereof, or by entities required to sell bonds pursuant to IC 5-1-11, whether the ~~same be bonds are~~ general obligations or issued in anticipation of the collection of special taxes or ~~be are~~ payable out of revenues, ~~shall may~~ be sold:

- (1) at a public sale; or
- (2) **alternatively, at a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of:**
  - (A) a consolidated city;
  - (B) a second class city; or
  - (C) a school corporation located in a city described in clause (A) or (B).

(b) The word "bonds" as used in this chapter means any obligations issued by or in the name of any of the political subdivisions or bodies referred to in subsection (a), except obligations payable in the year in which they are issued, obligations issued in anticipation of the collection of delinquent taxes, and obligations issued in anticipation of the collection of frozen bank deposits.

(c) Notwithstanding any of the provisions of subsection (a) or any of the provisions of section 2 of this chapter, any bonds may be sold to the federal government or any agency thereof, at private sale and without a public offering.

SECTION 3. IC 5-1-11-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) Notice of sale of bonds ~~required to be~~ sold at public sale under section 1 of this chapter shall be published in accordance with the provisions of this chapter and either IC 5-3-1 or subsection (b).

(b) If a political subdivision or body referred to in section 1 of this chapter determines to sell bonds under this subsection, notice of intent to sell such bonds shall be published once each week for two (2) weeks in accordance with IC 5-3-1-4 and in a newspaper of general circulation published in the state capital. The notice must state that any person interested in submitting a bid for the bonds may furnish in writing to the official of the political

subdivision or body responsible for their sale, at the address set forth in the notice, the person's name, address, and telephone number. The person may also furnish a telex number. The notice of intent to sell bonds must state:

- (1) the amount of the bonds to be offered;
- (2) the denominations;
- (3) the dates of maturity;
- (4) the maximum rate or rates of interest;
- (5) the place of sale; and
- (6) the time within which the name, address, and telephone number must be furnished, which must not be less than seven (7) days after the last publication of the notice of intent to sell.

The official of the political subdivision or body responsible for the bond sale shall notify each person so registered of the date and time bids will be received not less than twenty-four (24) hours before the date and time of sale. The notification shall be made by telephone at the number furnished by the person, and also by telex if the person furnishes a telex number. Bids may not be received more than ninety (90) days after the first publication of the notice of intent to sell.

(c) This chapter does not prevent the sale of bonds under the provisions of any statute inconsistent with this chapter so long as the procedures required for the sale in that statute are complied with, but if notice of that sale must be published, the notice shall be published in accordance with IC 5-3-1.

SECTION 4. IC 5-1-11-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) In cases where other statutes authorize the issuance and exchange of new bonds for the purpose of refunding or redeeming outstanding bonds for the payment of which no funds are available, it shall be the duty of the officers charged with issuance and exchange of ~~such~~ the new bonds to cause the ~~same~~ bonds to be offered:

- (1) at a public sale as provided in this chapter; or
- (2) **alternatively, at a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of:**
  - (A) a consolidated city;
  - (B) a second class city; or
  - (C) a school corporation located in a city described in clause (A) or (B).

(b) In cases where it is necessary to provide for the refunding of bonds or interest coupons maturing at various times over a period not exceeding six (6) months, the bodies and officials charged with the duty of issuing and selling ~~such~~ the refunding bonds may, for the purpose of reducing the cost of issuance ~~thereof~~, of the bonds, issue and sell one (1) issue of bonds in an amount sufficient to provide for the refunding of all of the bonds and interest coupons required to be refunded during ~~said~~ the six (6) ~~months~~ month period.

SECTION 5. IC 14-27-6-40, AS AMENDED BY P.L.146-2008, SECTION 425, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 40. The provisions of IC 5-1 and IC 6-1.1-20 relating to the following apply to proceedings under this chapter:

- (1) The filing of a petition requesting the issuance of bonds and giving notice of the petition.
- (2) The giving of notice of determination to issue bonds.
- (3) The giving of notice of hearing on the appropriation of the proceeds of bonds and the right of taxpayers to appeal and be heard on the proposed appropriation.
- (4) The approval of the appropriation by the department of local government finance.
- (5) The right of:
  - (A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or
  - (B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a).
- (6) The sale of bonds at:
  - (A) a public sale for not less than the par value; or
  - (B) **alternatively, a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of a city described in section 1(1) of this chapter.**

SECTION 6. IC 20-48-1-4, AS AMENDED BY P.L.146-2008, SECTION 522, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) Bonds issued by a school corporation **shall be sold:**

- (1) at a public sale; or
- (2) **alternatively, at a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of a school corporation located in:**
  - (A) a consolidated city; or
  - (B) a second class city.

(b) **If the bonds are sold at a public sale, the (b) bonds** must be sold at:

- (1) not less than par value;
- (2) a public sale as provided by IC 5-1-11; and
- (3) any rate or rates of interest determined by the bidding.

(~~b~~) (c) This subsection does not apply to bonds for which a school corporation:

- (1) after June 30, 2008, makes a preliminary determination as described in IC 6-1.1-20-3.1 or IC 6-1.1-20-3.5 or a decision as described in IC 6-1.1-20-5; or
- (2) in the case of bonds not subject to IC 6-1.1-20-3.1, IC 6-1.1-20-3.5, or IC 6-1.1-20-5, adopts a resolution or ordinance authorizing the bonds after June 30, 2008.

If the net interest cost exceeds eight percent (8%) per year, the bonds must not be issued until the issuance is approved by the department of local government finance.

SECTION 7. IC 36-3-5-8, AS AMENDED BY P.L.146-2008, SECTION 703, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) This section applies whenever a special taxing district of the consolidated city has the power to issue bonds, notes, or warrants.

(b) Before any bonds, notes, or warrants of a special taxing district may be issued, the issue must be approved by resolution of the legislative body of the consolidated city.

(c) Any bonds of a special taxing district must be issued in the manner prescribed by statute for that district, and the board of the department having jurisdiction over the district shall:

- (1) hold all required hearings;
- (2) adopt all necessary resolutions; and
- (3) appropriate the proceeds of the bonds;

in that manner. However, the legislative body shall levy each year the special tax required to pay the principal of and interest on the bonds and any bank paying charges.

(d) Notwithstanding any other statute, bonds of a special taxing district may:

- (1) be dated;
- (2) be issued in any denomination;
- (3) except as otherwise provided by IC 5-1-14-10, mature at any time or times not exceeding fifty (50) years after their date; and
- (4) be payable at any bank or banks;

as determined by the board. **If the bonds are sold at a public sale**, the interest rate or rates that the bonds will bear must be determined by bidding, notwithstanding IC 5-1-11-3.

(e) Bonds of a special taxing district are subject to the provisions of IC 5-1 and IC 6-1.1-20 relating to the following:

- (1) The filing of a petition requesting the issuance of bonds and giving notice of the petition.
- (2) The giving of notice of a hearing on the appropriation of the proceeds of bonds.
- (3) The right of taxpayers to appear and be heard on the proposed appropriation.
- (4) The approval of the appropriation by the department of local government finance.
- (5) The right of:
  - (A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or
  - (B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a).
- (6) The sale of bonds at **a public sale or at a negotiated sale after June 30, 2018, and before July 1, 2021.**
- (7) The maximum term or repayment period provided by IC 5-1-14-10.

SECTION 8. IC 36-7-18-31 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 31. (a) Issues of bonds, notes, or warrants of a housing authority must be approved by the fiscal body of the unit after a public hearing, with notice of the time, place, and purpose of the hearing given by publication in accordance with IC 5-3-1. The bonds, notes, or warrants must then be authorized by resolution of the authority.

(b) After the bonds, notes, or warrants have been approved under subsection (a), they may be issued in one (1) or more series, with the:

- (1) dates;
- (2) maturities;
- (3) denominations;
- (4) form, either coupon or registered;
- (5) conversion or registration privileges;

- (6) rank or priority;
- (7) manner of execution;
- (8) medium of payment;
- (9) places of payment; and
- (10) terms of redemption, with or without premium;

provided by the resolution or its trust indenture or mortgage.

(c) The bonds, notes, or warrants shall be sold at a public sale under IC 5-1-11, for not less than par value, after notice published in accordance with IC 5-3-1. However, they may be sold at not less than par value to the federal government:

- (1) at private sale without any public advertisement; or
- (2) **alternatively, at a negotiated sale after July 1, 2018, and before June 30, 2021, in the case of a housing authority of:**
  - (A) **a consolidated city; or**
  - (B) **a second class city.**

(d) If any of the commissioners or officers of the housing authority whose signatures appear on any bonds, notes, or warrants or coupons cease to be commissioners or officers before the delivery, exchange, or substitution of the bonds, notes, or warrants, their signatures remain valid and sufficient for all purposes, as if they had remained in office until the delivery, exchange, or substitution.

(e) Subject to provision for registration and notwithstanding any other law, any bonds, notes, or warrants issued under this chapter are fully negotiable.

(f) In any proceedings involving the validity or enforceability of any bond, note, or warrant of a housing authority or of its security, if the instrument states that it has been issued by the authority to aid in financing a housing project to provide dwelling accommodations for persons of low income, it shall be conclusively presumed to have been issued for that purpose and the project shall be conclusively presumed to have been planned, located, and constructed in accordance with this chapter.

SECTION 9. IC 36-10-3-24, AS AMENDED BY P.L.146-2008, SECTION 793, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 24. (a) In order to raise money to pay for land to be acquired for any of the purposes named in this chapter, to pay for an improvement authorized by this chapter, or both, and in anticipation of the special benefit tax to be levied as provided in this chapter, the board shall cause to be issued, in the name of the unit, the bonds of the district. The bonds may not exceed in amount the total cost of all land to be acquired and all improvements described in the resolution, including all expenses necessarily incurred in connection with the proceedings, together with a sum sufficient to pay the costs of supervision and inspection during the period of construction of a work. The expenses to be covered in the bond issue include all expenses of every kind actually incurred preliminary to acquiring the land and the construction of the work, such as the cost of the necessary record, engineering expenses, publication of notices, preparation of bonds, and other necessary expenses. If more than one (1) resolution or proceeding of the board under section 23 of this chapter is confirmed whereby different parcels of land are to be acquired,

or more than one (1) contract for work is let by the board at approximately the same time, the cost involved under all of the resolutions and proceedings may be included in one (1) issue of bonds.

(b) The bonds may be issued in any denomination not less than one thousand dollars (\$1,000) each, in not less than five (5) nor more than forty (40) annual series. The bonds are payable one (1) series each year, beginning at a date after the receipt of taxes from a levy made for that purpose. The bonds are negotiable. The bonds may bear interest at any rate, payable semiannually. After adopting a resolution ordering bonds, the board shall certify a copy of the resolution to the unit's fiscal officer. The fiscal officer shall prepare the bonds, and the unit's executive shall execute them, attested by the fiscal officer.

(c) The bonds and the interest on them are exempt from taxation as prescribed by IC 6-8-5-1. Bonds issued under this section are subject to the provisions of IC 5-1 and IC 6-1.1-20 relating to:

- (1) the filing of a petition requesting the issuance of bonds;
- (2) the right of:
  - (A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or
  - (B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a);
- (3) the appropriation of the proceeds of the bonds and approval by the department of local government finance; and
- (4) the sale of bonds at:
  - (A) a public sale for not less than their par value; **or**
  - (B) a negotiated sale after June 30, 2018, and before July 1, 2021, in the case of a board of a district in:
    - (i) a consolidated city; **or**
    - (ii) a second class city.

(d) The board may not have bonds of the district issued under this section that are payable by special taxation when the total issue for that purpose, including the bonds already issued or to be issued, exceeds two percent (2%) of the adjusted value of the taxable property in the district as determined under IC 36-1-15. All bonds or obligations issued in violation of this subsection are void. The bonds are not obligations or indebtedness of the unit, but constitute an indebtedness of the district as a special taxing district. The bonds and interest are payable only out of a special tax levied upon all the property of the district as prescribed by this chapter. The bonds must recite the terms upon their face, together with the purposes for which they are issued."

Delete pages 2 through 7.

Page 8, delete lines 1 through 27.

Page 8, delete lines 37 through 42, begin a new paragraph and insert:

"SECTION 11. IC 36-10-8-16, AS AMENDED BY P.L.176-2009, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 16. (a) A capital improvement may be financed in whole or in part by the issuance of general obligation bonds of the county or, if the board was

created under IC 18-7-18 (before its repeal on February 24, 1982), also of the city, if the board determines that the estimated annual net income of the capital improvement, plus the estimated annual tax revenues to be derived from any tax revenues made available for this purpose, will not be sufficient to satisfy and pay the principal of and interest on all bonds issued under this chapter, including the bonds then proposed to be issued.

(b) If the board desires to finance a capital improvement in whole or in part as provided in this section, it shall have prepared a resolution to be adopted by the county executive authorizing the issuance of general obligation bonds, or, if the board was created under IC 18-7-18 (before its repeal on February 24, 1982), by the fiscal body of the city authorizing the issuance of general obligation bonds. The resolution must set forth an itemization of the funds and assets received by the board, together with the board's valuation and certification of the cost. The resolution must state the date or dates on which the principal of the bonds is payable, the maximum interest rate to be paid, and the other terms upon which the bonds shall be issued. The board shall submit the proposed resolution to the proper officers, together with a certificate to the effect that the issuance of bonds in accordance with the resolution will be in compliance with this section. The certificate must also state the estimated annual net income of the capital improvement to be financed by the bonds, the estimated annual tax revenues, and the maximum amount payable in any year as principal and interest on the bonds issued under this chapter, including the bonds proposed to be issued, at the maximum interest rate set forth in the resolution. The bonds issued may mature over a period not exceeding forty (40) years from the date of issue.

(c) Upon receipt of the resolution and certificate, the proper officers may adopt them and take all action necessary to issue the bonds in accordance with the resolution. An action to contest the validity of bonds issued under this section **and sold at a public sale** may not be brought after the fifteenth day following the receipt of bids for the bonds.

(d) The provisions of all general statutes relating to:

- (1) the filing of a petition requesting the issuance of bonds and giving notice;
- (2) the right of:
  - (A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or
  - (B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a);
- (3) the giving of notice of the determination to issue bonds;
- (4) the giving of notice of a hearing on the appropriation of the proceeds of bonds;
- (5) the right of taxpayers to appear and be heard on the proposed appropriation;
- (6) the approval of the appropriation by the department of local government finance; and
- (7) the sale of bonds at a public sale **or at a negotiated sale after June 30, 2018, and before July 1, 2021;** apply to the issuance of bonds under this section.

SECTION 12. IC 36-10-9-15, AS AMENDED BY P.L.182-2009(ss), SECTION 459, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 15. (a) A capital improvement may be financed in whole or in part by the issuance of general obligation bonds of the county.

(b) If the board desires to finance a capital improvement in whole or in part as provided in this section, it shall have prepared a resolution to be adopted by the board of commissioners of the county authorizing the issuance of general obligation bonds. The resolution must state the date or dates on which the principal of the bonds is payable, the maximum interest rate to be paid, and the other terms upon which the bonds shall be issued. The board shall submit the proposed resolution to the city-county legislative body for approval under IC 36-3-6-9, together with a certificate to the effect that the issuance of bonds in accordance with the resolution will be in compliance with this section. The certificate must also state the estimated annual net income of the capital improvement to be financed by the bonds, the estimated annual tax revenues, and the maximum amount payable in any year as principal and interest on the bonds issued under this chapter, including the bonds proposed to be issued, at the maximum interest rate set forth in the resolution. The bonds issued may mature over a period not exceeding forty (40) years from the date of issue.

(c) If the city-county legislative body approves the issuance of bonds under IC 36-3-6-9, the board shall submit the resolution to the executive of the consolidated city, who shall review the resolution. If the executive approves the resolution, the board shall take all action necessary to issue the bonds in accordance with the resolution. An action to contest the validity of bonds issued under this section **and sold at a public sale** may not be brought after the fifteenth day following the receipt of bids for the bonds.

(d) The provisions of all general statutes relating to:

- (1) the filing of a petition requesting the issuance of bonds and giving notice;
- (2) the right of:
  - (A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or
  - (B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a);
- (3) the giving of notice of the determination to issue bonds;
- (4) the giving of notice of a hearing on the appropriation of the proceeds of bonds;
- (5) the right of taxpayers to appear and be heard on the proposed appropriation;
- (6) the approval of the appropriation by the department of local government finance; and
- (7) the sale of bonds at a public sale for not less than par value **or at a negotiated sale after June 30, 2018, and before July 1, 2021;**

are applicable to the issuance of bonds under this section.

SECTION 13. IC 36-10-10-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 20. (a) The

bonds shall be executed by the president of the board, and the corporate seal of the authority shall be affixed and attested by the secretary of the board. The interest coupons attached to the bonds shall be executed by placing the facsimile signature of the treasurer on them. The bonds shall be sold by the board:

- (1) at a public sale ~~and~~ for not less than the par value; **or**
- (2) **alternatively, at a negotiated sale after June 30, 2018, and before July 1, 2021.**

Notice of sale shall be published in accordance with IC 5-3-1.

(b) **If the bonds are sold at a public sale**, the board shall award the bonds to the highest bidder as determined by computing the total interest on the bonds from the date of issue to the dates of maturity and deducting the premium bid, if any, unless the board determines that no acceptable bid has been received. In that case the sale may be continued from day to day, not to exceed thirty (30) days. A bid may not be accepted that is lower than the highest bid received at the time fixed for sale in the bond sale notice.

(c) Any premium received from the sale of the bonds shall be used solely for the payment of principal and interest on the bonds. The board may also issue refunding bonds under IC 5-1-5.

SECTION 14. IC 36-10-11-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 21. (a) The bonds shall be executed by the president of the board, and the corporate seal of the authority shall be affixed and attested by the secretary of the board. The interest coupons attached to the bonds shall be executed by placing the facsimile signature of the treasurer on them. The bonds shall be sold by the board:

- (1) at public sale ~~and~~ for not less than the par value; **or**
- (2) **alternatively, at a negotiated sale after June 30, 2018, and before July 1, 2021.**

Notice of sale shall be published in accordance with IC 5-3-1.

(b) **If the bonds are sold at a public sale**, the board shall award the bonds to the highest bidder as determined by computing the total interest on the bonds from the date of issue to the dates of maturity and deducting the premium bid, if any. If the bonds are not sold on the date fixed for the sale, the sale may be continued from day to day until a satisfactory bid has been received.

(c) Any premium received from the sale of the bonds shall be used solely for the payment of principal and interest on the bonds.

(d) Before the preparation of definitive bonds, temporary bonds may under like restrictions be issued with or without coupons, exchangeable for definitive bonds upon the issuance of the latter. The total amount of bonds issued by the authority under this section, when added to any loan or loans negotiated under section 22 of this chapter, may not exceed three million dollars (\$3,000,000)."

Delete pages 9 through 11.

Page 12, delete lines 1 through 16.

(Reference is to SB 347 as introduced.)

and when so amended that said bill do pass.



Committee Vote: Yeas 10, Nays 0.

HOLDMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 349, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning taxation.

Page 1, delete lines 1 through 17.

Delete pages 2 through 35, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **The legislative council is urged to assign to an appropriate interim study committee the task of studying the following:**

(1) **The issue of which entities are required to collect sales tax on short term rentals.**

(2) **The issue of whether local units can impose a local innkeeper's tax on short term rentals.**

(b) **This SECTION expires January 1, 2019.**

SECTION 2. **An emergency is declared for this act."**

Re-number all SECTIONS consecutively.

(Reference is to SB 349 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

HOLDMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 353, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning taxation.

Delete everything after the enacting clause and insert the following:

SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **The legislative council is urged to assign to an appropriate interim study committee the task of studying issues related to the establishment of a regional development tax credit, including a review of existing tax credits that could be repealed because they are similar to such a regional development tax credit or would duplicate some part of such a regional development tax credit.**

(b) **This SECTION expires January 1, 2019.**

SECTION 2. **An emergency is declared for this act.**

(Reference is to SB 353 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

HOLDMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Utilities, to which was referred Senate Bill 356, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, delete lines 31 through 42, begin a new paragraph and insert:

"SECTION 2. IC 4-4-38 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

**Chapter 38. Broadband Provider Grants for Unserved Areas**

Sec. 1. As used in this chapter, "office" refers to the office of community and rural affairs established by IC 4-4-9.7-4.

Sec. 2. As used in this chapter, "qualified broadband project" means a project for the deployment of communications network infrastructure for the provision of qualified broadband service, regardless of the delivery technology, in unserved areas in Indiana.

Sec. 3. (a) As used in this chapter, "qualified broadband project expenses" means capital expenses directly related to a qualified broadband project, including design, engineering, permitting, and testing expenses.

(b) The term does not include operating or maintenance expenses related to a qualified broadband project.

Sec. 4. As used in this chapter, "qualified broadband provider" means any company, firm, corporation, partnership, or association that, at the time of submission of a grant application under this chapter:

(1) has been providing broadband service to at least one thousand (1,000) residences and businesses in Indiana for at least three (3) consecutive years; and

(2) has demonstrated, to the satisfaction of the office:

(A) financial;

(B) technical; and

(C) operational;

capability in building and operating a broadband network.

Sec. 5. As used in this chapter, "qualified broadband service" means a connection to the Internet that provides capacity for transmission at an average speed of at least ten (10) megabits per second downstream and at least one (1) megabit per second upstream, regardless of the technology or medium used to provide the connection.

Sec. 6. As used in this chapter, "unserved area" means a geographic area of Indiana, identified at the census block level, in which there is not at least one (1) provider of terrestrial broadband service offering a connection to the Internet that provides capacity for transmission at an average speed of at least ten (10) megabits per second downstream and at least one (1) megabit per second upstream.

**Sec. 7. (a) Subject to:**

- (1) subsection (b);
- (2) section 8 of this chapter; and
- (3) IC 4-4-9.7-9(f);

the office shall establish procedures for awarding grants from the rural economic development fund established by IC 4-4-9.7-9 to qualified broadband providers for qualified broadband project expenses incurred in connection with qualified broadband projects.

(b) In awarding grants under this chapter, the office shall give priority to qualified broadband projects proposed for unserved areas in which at least eighty-five percent (85%) of the total population is without access to qualified broadband service:

- (1) as of the date of an application for a grant under this chapter; and
- (2) as determined by the Federal Communications Commission in its annual Broadband Progress Report provided under Section 706 of the Telecommunications Act of 1996 (47 U.S.C. 1302(b)).

(c) Subject to section 11 of this chapter, the office shall publish on the office's Internet web site all grant applications received by the office under this chapter. For each grant application received, the office shall establish a period of at least thirty (30) days from the date the application is published on the office's Internet web site under this subsection, during which time the office will accept comments or objections concerning the application. The office shall consider all comments or objections received under this subsection in making a determination as to whether to award a grant to an applicant under this chapter.

**Sec. 8. (a) In determining whether to award a grant under this chapter in connection with a proposed qualified broadband project, the office shall consider the following:**

- (1) The community's need for, and the likely economic impact of, the proposed qualified broadband project in the unserved area.
- (2) The likelihood that the unserved area will not be served with qualified broadband service without state grant funding.
- (3) Whether funding has been allocated for the unserved area from the federal Connect America Fund or from any other federal funding program.
- (4) Whether the communications network infrastructure proposed in connection with the qualified broadband project is scalable to accommodate higher broadband speeds in the future.
- (5) The technical, managerial, and financial capabilities of the applicant.
- (6) The ability of the applicant to commit to providing at least twenty percent (20%) of the cost to deploy the proposed communications network infrastructure with funds not derived from other grants, loans, or subsidies.
- (7) Any proposed plans to encourage the adoption and use of broadband services within the unserved area.

(8) Any other factors the office considers appropriate to enable the deployment of communications network infrastructure to provide qualified broadband service in unserved areas in Indiana.

(b) The following conditions apply to the awarding of grants under this chapter:

(1) The office shall not award a grant with respect to any geographic area if information made available to the office, through comments or objections received under section 7(c) of this chapter or otherwise, indicates any of the following:

- (A) The area is already being served by at least (1) provider offering qualified broadband service in the area.
- (B) The area is currently being built out for qualified broadband service by a qualified broadband provider, and the construction is scheduled to be completed within one (1) year of the date of an application under this chapter.
- (C) The area is currently planned for qualified broadband service expansion by a qualified broadband provider:
  - (i) without state grant funding; and
  - (ii) with project completion forecast within two (2) years of the date of an application under this chapter.

(2) The office shall not award a grant to any applicant that is receiving:

- (A) a federal grant; or
- (B) another state grant;

to provide qualified broadband service to the same unserved area for which a grant is sought under this chapter.

(3) The office shall not discriminate between different types of technology used to provide qualified broadband service in connection with proposed qualified broadband projects.

(4) The office shall not condition the awarding of a grant on:

- (A) the applicant's management of the applicant's broadband network;
- (B) the applicant's pricing for qualified broadband service; or
- (C) any other factors related to the terms and conditions by which qualified broadband service is provided to consumers.

(5) The office shall seek any assurances that may be necessary or appropriate to ensure that proposed qualified broadband projects will be substantially completed within the time period set forth in a grant application under this chapter.

(6) The office shall condition the release of any grant funds awarded under this chapter on:

- (A) the completion of the proposed communications network infrastructure deployment; and

(B) operational testing to confirm the level of service proposed in the grant application.

Once funds have been released in accordance with this subdivision, all authority and ownership of the communications network infrastructure vests with the qualified broadband provider that built the infrastructure.

Sec. 9. (a) The office shall adopt guidelines to implement this chapter, including guidelines governing:

- (1) the form and content of requests to provide qualified broadband service to an unserved area;
- (2) the form and content of applications for grants under this chapter;
- (3) a competitive bidding process or a process for requests for proposals for qualified broadband projects; and
- (4) a process by which a broadband service provider may challenge the designation of an area as unserved.

(b) In adopting the guidelines described in subsection (a) or in otherwise administering this chapter, the office may collaborate with or seek guidance from:

- (1) the Indiana economic development corporation established by IC 5-28-3-1;
- (2) the broadband ready communities development center established by IC 5-28-28.5-5;
- (3) the Indiana department of transportation established by IC 8-23-2-1; and
- (4) any other agencies of the state or of political subdivisions of the state.

Sec. 10. (a) Not later than August 1 of each year, the office shall submit to the general assembly a report on the office's activities under this chapter during the most recent state fiscal year, including the following:

- (1) The number, amounts, and recipients of grants awarded under this chapter.
- (2) The status of any funded qualified broadband projects.
- (3) Expenses incurred and funds spent by the office in administering this chapter.
- (4) A list of the entities, if any, that the office collaborated with in administering this chapter.
- (5) An accounting of funds in the rural economic development fund established by IC 4-4-9.7-9, including funds awarded as grants under this chapter.
- (6) The number of locations in Indiana to which communications network infrastructure has been deployed with the use of grant funds under this chapter, including address-level information for newly connected locations.
- (7) The overall progress of the deployment of communications network infrastructure for the provision of qualified broadband service in unserved areas in Indiana.

A report to the general assembly under this subsection must be in an electronic format under IC 5-14-6.

(b) Every three (3) years, beginning in 2021, the state board of accounts shall conduct an audit of the awarding of grants under this chapter during the most recent three (3) state fiscal years. A report of an audit conducted under this subsection shall be submitted to the general assembly in an electronic format under IC 5-14-6 not later than December 31 of the calendar year that includes the end of the third state fiscal year covered by the audit.

Sec. 11. The office, and any agency or any political subdivision with which the office cooperates or consults in administering this chapter:

- (1) shall not disclose information designated as confidential or proprietary business information by a grant applicant or recipient; and
- (2) shall execute appropriate nondisclosure agreements to prevent the disclosure of confidential or proprietary business information in connection with grants awarded under this chapter."

Delete pages 3 through 5.

(Reference is to SB 356 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

MERRITT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill 369, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete page 2.

Page 3, delete lines 1 through 12, begin a new paragraph and insert:

"SECTION 1. IC 22-3-3-4.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4.7. (a) This section does not apply to immediate emergency medical care required in a life-threatening situation.**

(b) As used in this section, "formulary" refers to".

Page 3, delete lines 15 through 42, begin a new paragraph and insert:

"(c) Beginning January 1, 2019, reimbursement is not permitted for a claim for payment for a drug that:

- (1) is prescribed for use by an employee who files a notice of injury under this chapter; and
- (2) according to the formulary, is an "N" drug.

(d) If a prescribing physician submits to an employer a request to permit use of an "N" drug described in subsection (c), including the prescribing physician's reason for requesting use of an "N" drug, and the employer approves the request, the prescribing physician may prescribe the "N" drug for use by the injured employee.

(e) If the employer does not approve the prescribing physician's request under subsection (d) to permit use of an "N" drug, the employer shall:

- (1) send the request to a third party that is certified by the Utilization Review Accreditation Commission to make a determination concerning the request; and
- (2) notify the prescribing physician of the third party's determination not more than five (5) business days after receiving the request.

(f) If the third party's determination under subsection (e) is to deny the prescribing physician's request to permit the use of an "N" drug, the prescribing physician shall notify the injured employee who may apply to the worker's compensation board for a final determination concerning the third party's determination under subsection (e).

SECTION 2. IC 22-3-7-17.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 17.6. (a) This section does not apply to immediate emergency medical care required in a life-threatening situation.**

(b) As used in this section, "formulary" refers to the Official Disability Guidelines (ODG) Workers' Compensation Drug Formulary Appendix A published by MCG Health.

(c) Beginning January 1, 2019, reimbursement is not permitted for a claim for payment for a drug that:

- (1) is prescribed for use by an employee who files a notice of occupational disease under this chapter; and
- (2) according to the formulary, is an "N" drug.

(d) If a prescribing physician submits to an employer a request to permit use of an "N" drug described in subsection (c), including the prescribing physician's reason for requesting use of an "N" drug, and the employer approves the request, the prescribing physician may prescribe the "N" drug for use by the disabled employee.

(e) If the employer does not approve the prescribing physician's request under subsection (d) to permit use of an "N" drug, the employer shall:

- (1) send the request to a third party that is certified by the Utilization Review Accreditation Commission to make a determination concerning the request; and
- (2) notify the prescribing physician of the third party's determination not more than five (5) business days after receiving the request.

(f) If the third party's determination under subsection (e) is to deny the prescribing physician's request to permit the use of an "N" drug, the prescribing physician shall notify the disabled employee who may apply to the worker's compensation board for a final determination concerning the third party's determination under subsection (e)."

Delete page 4.

Renumber all SECTIONS consecutively.

(Reference is to SB 369 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BOOTS, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 379, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 10, delete "in connection with the collection of a debt," and insert "by:

(A) the state;

(B) a political subdivision (as defined in IC 36-1-2-13); or

(C) an agent or employee of the state or a political subdivision (as defined in IC 36-1-2-13);

**in connection with the collection of any debt, fee, fine, account, tax, judgment, or other monetary obligation."**

Page 1, delete lines 11 through 17.

(Reference is to SB 379 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

MESSMER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 386, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 5 through 7, begin a new paragraph and insert:

**"Sec. 1. This chapter applies only to a consolidated city."**

Page 1, delete lines 14 through 15, begin a new paragraph and insert:

**"Sec. 3. As used in this chapter, "board of public works" refers to the board of public works of the consolidated city.**

**Sec. 4. As used in this chapter, "commission" refers to the metropolitan development commission acting as the redevelopment commission of the consolidated city under IC 36-7-15.1."**

Page 2, delete lines 1 through 15.

Page 2, line 33, after "this chapter." insert **"The term also includes reimbursement for debt service payments made from the unit's storm water fund as authorized in an ordinance adopted by the fiscal body of the unit under section 19 of this chapter."**

Page 4, between lines 13 and 14, begin a new paragraph and insert:

**"(c) A flood control improvement district may not include any parcel or area of land that is already included in an allocation area under IC 8-22-3.5, IC 36-7-14, IC 36-7-15.1, IC 36-7-30, IC 36-7-30.5, or IC 36-7-32-15."**

Page 6, delete lines 27 through 32, begin a new line block indented and insert:

**"(2) the proceeds of the property taxes imposed for the assessment date with respect to which the allocation and distribution is made that are attributable to taxes imposed after being approved by the voters in a referendum or local public question and not otherwise included in subdivision (1), shall be allocated to and, when collected, paid into the funds of the taxing unit for which a referendum or local public question was conducted."**

Page 6, line 33, delete "section 19" and insert "**section 20**".

Page 7, line 4, after "chapter," insert "**or on bonds described in section 19(a) of this chapter, whichever is applicable,**".

Page 7, line 30, delete "this chapter; or" and insert "**this chapter, or on bonds described in section 19(a) of this chapter, whichever is applicable; or**".

Page 7, line 35, delete "19(a) or section 19(b)" and insert "**20(a) or 20(b)**".

Page 9, line 10, delete "19(a)" and insert "**20(a)**".

Page 10, between lines 28 and 29, begin a new paragraph and insert:

**"Sec. 19. (a) In lieu of issuing bonds under section 17 of this chapter, the fiscal body of the unit that established the commission may adopt an ordinance to authorize money in a flood control improvement fund of a district to be applied to reimburse debt service payments on bonds made from the unit's storm water fund if the following apply:**

**(1) The unit has issued bonds for which revenue from the unit's storm water fund is pledged or assigned.**

**(2) The bonds described in subdivision (1) were issued solely for the purpose of construction, replacement, repair, maintenance, or improvement of flood control works that are located within the district for which the flood control improvement fund was established.**

**(3) All money received from the bonds described in subdivision (1) is applied solely to the payment of costs of providing flood control works located within the district for which the flood control improvement fund was established.**

**(4) The bonds described in subdivision (1) must mature within twenty-five (25) years.**

**(5) Money from the flood control improvement fund must be applied only to reimburse debt service payments made on the bonds described in subdivisions (1) through (4).**

**(b) Before adopting an ordinance under this section, the fiscal body of the unit must hold at least one (1) public hearing at which testimony about the adoption of the ordinance is allowed.**

**(c) No reimbursement payments may be made from the flood control improvement fund under this section after the maturity date of the bonds described in subsection (a).**

**(d) The fiscal body of the unit may not adopt an ordinance to authorize money in the flood control improvement fund of**

**a district to be used for any other purposes not specified in this section."**

Page 10, line 29, delete "Sec. 19." and insert "**Sec. 20.**".

Page 10, line 30, after "this chapter," insert "**or the bonds described in section 19(a) of this chapter, whichever is applicable,**".

Page 10, line 36, delete "the chapter," and insert "**this chapter, or the bonds described in section 19(a) of this chapter,**".

Page 11, line 2, delete "chapter" and insert "**chapter, or the bonds described in section 19(a) of this chapter,**".

Page 11, line 6, delete "this chapter." and insert "**this chapter, or the bonds described in section 19(a) of this chapter, whichever is applicable.**".

Page 11, line 17, delete "this chapter." and insert "**this chapter, or the bonds described in section 19(a) of this chapter, whichever is applicable.**".

Page 11, line 21, delete "Sec. 20." and insert "**Sec. 21.**".

Page 12, line 21, delete "Sec. 21." and insert "**Sec. 22.**".

(Reference is to SB 386 as printed January 26, 2018.)  
and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 1.

HOLDMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 387, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, between lines 8 and 9, begin a new paragraph and insert:

**"SECTION 2. IC 20-28-5-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. (a) At least ninety percent (90%) of the individuals who teach full time in a public school must either:**

**(1) hold any license or permit to teach in a public school in Indiana described in:**

**(A) this chapter; or**

**(B) rules adopted by the state board concerning the licensing of teachers; or**

**(2) be in the process of obtaining a license to teach in a public school in Indiana under the transition to teaching program established by IC 20-28-4-2.**

**(b) An individual described in subsection (a)(2) must complete the transition to teaching program not later than three (3) years after beginning to teach at a public school.**

**(c) An individual who provides to students in a public school a service:**

**(1) that is not teaching; and**

**(2) for which a license is required under Indiana law; must have the appropriate license to provide the service in Indiana."**

Page 4, delete lines 9 through 42.

Page 5, delete lines 1 through 38, begin a new paragraph and insert:

"SECTION 4. IC 20-28-5-12, AS AMENDED BY P.L.106-2016, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 12. (a) Subsection (b) does not apply to an individual who:

- (1) held an Indiana limited, reciprocal, or standard teaching license on June 30, 1985; or
- (2) is granted a license under section 18 of this chapter.

(b) The department may not grant an initial practitioner license to an individual unless the individual has:

(1) demonstrated proficiency in the following areas on a written examination or through other procedures prescribed by the department in the areas of:

- (1) basic reading, writing, and mathematics;
- (2) pedagogy; and
- (3) Knowledge of the areas in which the individual is required to have a license to teach.
- (4) (C) if the individual is seeking to be licensed as an elementary school teacher, comprehensive scientifically based reading instruction skills, including:
  - (A) (i) phonemic awareness;
  - (B) (ii) phonics instruction;
  - (C) (iii) fluency;
  - (D) (iv) vocabulary; and
  - (E) (v) comprehension; and

(2) except as provided under subsection (c), passed the state board approved content area examination in the subject area in which the individual intends to teach.

(c) The department may grant an initial practitioner license to an individual who meets the requirements under subsection (b)(1) and does not meet the requirement under subsection (b)(2) if the individual has:

- (1) achieved a cumulative grade point average of at least 3.0 on a 4.0 scale in teacher preparation program courses in the subject area in which the individual intends to teach, as determined by the accredited postsecondary educational institution;
- (2) successfully completed student teaching;
- (3) taken the content area examination described in subsection (b)(2) at least twice without passing the examination;
- (4) received a score on at least one (1) of the examinations described in subdivision (3) that is not more than ten percent (10%) lower than the minimum passing score, as determined by the state board, for the examination; and
- (5) has been hired by a school corporation as provided under subsection (d).

(d) A school corporation may, for open teaching positions in the school corporation each school year, hire not more than ten percent (10%) of individuals described in subsection (c) who meet the requirements of subsection (c)(1) through (c)(4). A school corporation shall notify the department if the

school corporation hires an individual described in this subsection.

(e) If an individual is granted an initial practitioner license under subsection (c), the individual must do the following:

(1) Obtain, before renewal of the initial practitioner license, at least fifty percent (50%) of:

- (A) the individual's professional development points;
- (B) the individual's professional growth plan points;
- or
- (C) a combination of the individual's points described in clauses (A) and (B);

in the content area specified in the individual's initial practitioner license.

(2) Participate in and successfully complete the Indiana mentor and assessment program.

(f) An individual's license examination score may not be disclosed by the department without the individual's consent unless specifically required by state or federal statute or court order.

(g) The state board shall adopt rules under IC 4-22-2 to do the following:

- (1) Adopt, validate, and implement the examination or other procedures required by subsection (b).
- (2) Establish examination scores indicating proficiency.
- (3) Otherwise carry out the purposes of this section.

(h) Subject to section 18 of this chapter, the state board shall adopt rules under IC 4-22-2 establishing the conditions under which the requirements of this section may be waived for an individual holding a valid teacher's license issued by another state.

SECTION 5. IC 20-28-5-15.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 15.5. An applicant may not obtain a proficient practitioner's license unless the applicant has passed the state board approved content area examination in the subject matter area in which the applicant intends to teach."

Page 6, after line 6, begin a new paragraph and insert:

"SECTION 7. IC 20-28-5-21 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 21. (a) As used in this section, "workplace specialist I license" refers to a license described in 511 IAC 17-3-1.

(b) As used in this section, "workplace specialist II license" refers to a license described in 511 IAC 17-3-2.

(c) To be eligible for a workplace specialist I license or a workplace specialist II license, an applicant must intend to be employed in one (1) or more of the following areas, as approved by the department:

- (1) Science.
- (2) Technology.
- (3) Engineering.
- (4) Math.
- (5) Special education.

(6) Career counseling.

(7) Any other career or technical area.

**(d) The department may not grant a workplace specialist I license or a workplace specialist II license to an applicant for the areas listed in subsection (c)(1) through (c)(6) unless a superintendent or principal of a school at which the applicant intends to teach requests the department to issue the workplace specialist I license or a workplace specialist II license for the applicant.**

**(e) The department shall adopt rules under IC 4-22-2 to implement this section.**

SECTION 8. IC 20-28-9-1.5, AS AMENDED BY P.L.228-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.5. (a) This subsection governs salary increases for a teacher employed by a school corporation. Compensation attributable to additional degrees or graduate credits earned before the effective date of a local compensation plan created under this chapter before July 1, 2015, shall continue for school years beginning after June 30, 2015. Compensation attributable to additional degrees for which a teacher has started course work before July 1, 2011, and completed course work before September 2, 2014, shall also continue for school years beginning after June 30, 2015. For school years beginning after June 30, 2015, a school corporation may provide a supplemental payment to a teacher in excess of the salary specified in the school corporation's compensation plan **if under any of the following circumstances:**

**(1) The teacher:**

**(A)** teaches an advanced placement course; or

**(B)** has earned a master's degree from an accredited postsecondary educational institution in a content area directly related to the subject matter of:

**(+) (i)** a dual credit course; or

**(-) (ii)** another course;

taught by the teacher.

**(2) Beginning after June 30, 2018, the teacher:**

**(A) is a special education teacher; or**

**(B) teaches in the areas of science, technology, engineering, or mathematics.**

In addition, a supplemental payment may be made to an elementary school teacher who earns a master's degree in math or reading and literacy. A supplement provided under this subsection is not subject to collective bargaining, but a discussion of the supplement must be held. Such a supplement is in addition to any increase permitted under subsection (b).

(b) Increases or increments in a local salary range must be based upon a combination of the following factors:

(1) A combination of the following factors taken together may account for not more than thirty-three and one-third percent (33.33%) of the calculation used to determine a teacher's increase or increment:

(A) The number of years of a teacher's experience.

(B) The possession of either:

(i) additional content area degrees beyond the requirements for employment; or

(ii) additional content area degrees and credit hours beyond the requirements for employment, if required under an agreement bargained under IC 20-29.

(2) The results of an evaluation conducted under IC 20-28-11.5.

(3) The assignment of instructional leadership roles, including the responsibility for conducting evaluations under IC 20-28-11.5.

(4) The academic needs of students in the school corporation.

(c) Except as provided in subsection (d), a teacher rated ineffective or improvement necessary under IC 20-28-11.5 may not receive any raise or increment for the following year if the teacher's employment contract is continued. The amount that would otherwise have been allocated for the salary increase of teachers rated ineffective or improvement necessary shall be allocated for compensation of all teachers rated effective and highly effective based on the criteria in subsection (b).

(d) Subsection (c) does not apply to a teacher in the first two (2) full school years that the teacher provides instruction to students in elementary school or high school. If a teacher provides instruction to students in elementary school or high school in another state, any full school year, or its equivalent in the other state, that the teacher provides instruction counts toward the two (2) full school years under this subsection.

(e) A teacher who does not receive a raise or increment under subsection (c) may file a request with the superintendent or superintendent's designee not later than five (5) days after receiving notice that the teacher received a rating of ineffective. The teacher is entitled to a private conference with the superintendent or superintendent's designee.

(f) The Indiana education employment relations board established in IC 20-29-3-1 shall publish a model compensation plan with a model salary range that a school corporation may adopt.

(g) Each school corporation shall submit its local compensation plan to the Indiana education employment relations board. For a school year beginning after June 30, 2015, a local compensation plan must specify the range for teacher salaries. The Indiana education employment relations board shall publish the local compensation plans on the Indiana education employment relations board's Internet web site.

(h) The Indiana education employment relations board shall review a compensation plan for compliance with this section as part of its review under IC 20-29-6-6.1. The Indiana education employment relations board has jurisdiction to determine compliance of a compensation plan submitted under this section.

(i) This chapter may not be construed to require or allow a school corporation to decrease the salary of any teacher below the salary the teacher was earning on or before July 1, 2015, if that decrease would be made solely to conform to the new compensation plan.

(j) After June 30, 2011, all rights, duties, or obligations established under IC 20-28-9-1 before its repeal are considered rights, duties, or obligations under this section."

Renumber all SECTIONS consecutively.  
 (Reference is to SB 387 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 9, Nays 0.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 397, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 7, line 31, reset in roman "Sec. 4."

Page 7, line 41, delete "is equal to:" and insert "**shall be apportioned according to the proportion of:**

**(1) the county's population residing in the primary service area of each center that is certified by the division of mental health and addiction to serve the county; to**

**(2) the total population of the county."**

Page 7, delete line 42.

Page 8, delete lines 1 through 17.

(Reference is to SB 397 as printed January 19, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 398, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning health.

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) As used in this SECTION, "office based opioid treatment program" refers to a program in which opioid agonist medication is dispensed to an individual in the treatment of opiate addiction where the program is operated by a provider that:**

**(1) holds a waiver from the federal Substance Abuse and Mental Health Services Administration and meets the qualifying standards required to treat opioid addicted patients in an office based setting; and**

**(2) has a valid federal Drug Enforcement Administration registration number and identification number that specifically authorizes treatment in an office based setting.**

**(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying whether Indiana should require an office based opioid treatment program operating in Indiana to be licensed or otherwise regulated by the state and the appropriate agency to perform the regulation if determined necessary.**

**(c) This SECTION expires January 1, 2019.**

SECTION 2. **An emergency is declared for this act."**

Delete pages 2 through 13.

(Reference is to SB 398 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 399, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

MESSMER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 402, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 16 through 17.

Delete pages 2 through 4.

Page 5, delete lines 1 through 10.

Page 5, delete lines 36 through 42.

Delete pages 6 through 9.

Renumber all SECTIONS consecutively.

(Reference is to SB 402 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 404, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 4.

Page 5, line 12, reset in roman "Level 5".



Page 5, line 12, delete "Level 4".  
 Page 5, line 15, reset in roman "Level 4".  
 Page 5, line 15, delete "Level 3".  
 Page 5, line 34, reset in roman "Level 4".  
 Page 5, line 34, delete "Level 3".  
 Renumber all SECTIONS consecutively.  
 (Reference is to SB 404 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 9, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 410, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 19, line 41, strike "means:" and insert "**or "APRN" means an individual who holds a license issued by the board to practice advanced practice nursing and has completed a minimum of graduate level education in one (1) of four (4) recognized roles, including:"**".

Page 20, line 4, before "who" insert "**and**".

Page 22, line 20, strike "legend".

Page 22, line 28, strike "legend".

Page 22, line 41, delete "duties;" and insert "**role;**".

Page 23, line 17, delete "duties." and insert "**role.**".

(Reference is to SB 410 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

CHARBONNEAU, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Utilities, to which was referred Senate Bill 411, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

MERRITT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred Senate Bill 416, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "UCCC" refers to the Uniform Consumer Credit Code codified at IC 24-4.5.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying revisions to the Uniform Consumer Credit Code. An interim study committee assigned a study under this SECTION may consider the following:

(1) Eliminating indexing provisions for the adjustment of specified dollar amounts throughout the UCCC.

(2) Codifying dollar amounts subject to indexing under the current statute, including dollar amounts for authorized fees and charges.

(3) Changing the authorized credit service charge for consumer credit sales and the authorized finance charge for consumer loans.

(4) Eliminating supervised loans.

(5) Changing how delinquency charges are assessed.

(6) Other changes to the UCCC recommended by lenders, consumers, the department of financial institutions, and other stakeholders.

(c) This SECTION expires January 1, 2019.

SECTION 2. An emergency is declared for this act.

(Reference is to SB 416 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

PERFECT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 419, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 11, begin a new paragraph and insert:

"SECTION 1. IC 36-1-3-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 12. (a) This section does not prohibit any of the following:**

(1) A requirement for a license, registration, certification, or permit required under an ordinance or rule adopted under IC 36-7.

(2) A requirement for a permit or registration for a particular project for:

(A) the alteration, construction, demolition, or repair of a building; or

(B) other work on real property; required under an ordinance or rule adopted under another provision of this title.

(3) The ability to revoke, suspend, or impose additional conditions on a permit or registration previously given if the person:

(A) holding the permit; or  
(B) registered;

has performed substandard work or has otherwise violated any condition of the permit or registration."

(Reference is to SB 419 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 3.

MESSEMER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 433, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

CHARBONNEAU, Chair

Report adopted.

#### RESOLUTIONS ON FIRST READING

##### Senate Concurrent Resolution 28

Senate Concurrent Resolution 28, introduced by Senator Lanane:

A CONCURRENT RESOLUTION honoring Ball State University on Ball State Day.

*Whereas, Through the generosity and vision of the Ball Brothers, land and buildings of a defunct institution were donated to the State of Indiana to create an institution of higher learning in Muncie;*

*Whereas, This gift allowed the Indiana State Normal School Eastern Division to open in 1918 to serve Indiana's need for more and better teachers;*

*Whereas, To honor the gift of the Ball Brothers, the Indiana General Assembly changed the institution's name to Ball Teachers College in 1922 and to Ball State Teachers College in 1929;*

*Whereas, The Indiana General Assembly recognized and honored the growth in enrollment, facilities, and a variety of educational program offerings with another name change to Ball State University in 1965;*

*Whereas, Ball State University currently serves a record 22,513 students in about 190 undergraduate majors and more than 140 graduate programs, many of which are nationally and internationally ranked;*

*Whereas, There are about 190,000 Ball State University alumni around the world, many of whom reside in Indiana, serving as leaders in their professions and in their communities;*

*Whereas, The Ball State University community is committed to living the Beneficence Pledge: excellence, honesty and integrity, social responsibility, gratitude, and respect for the inherent worth of every member of the community; and*

*Whereas, Ball State University has spent a century helping to propel students to successful careers and meaningful lives and looks forward to continuing to help take the State of Indiana to the next level: Therefore,*

*Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly recognizes Ball State University's proud past and bright future on the occasion of the 100<sup>th</sup> anniversary of its founding and expresses its appreciation of the dedication to the students and the community the university has exhibited through the years.

SECTION 2. That the Secretary of the Senate transmit 15 copies of this resolution to Ball State University President Geoffrey S. Mearns.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives Errington, Wright and Beumer.

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1007, 1023, 1027, 1050, 1057, 1060, 1073, 1080, 1091, 1096, 1104, 1120, 1141, 1143, 1191, 1214, 1220, 1228, 1233, 1250, 1262 and 1267 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolutions 20 and 31 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1110, 1117, 1137, 1155, 1253, 1270, 1277, 1278, 1285, 1311, 1318, 1319, 1323, 1352, 1358, 1398, 1402 and 1419 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 4 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

## RESOLUTIONS ON SECOND READING

## Senate Resolution 3

Senator Ruckelshaus called up Senate Resolution 3 for second reading. The resolution was read a second time and adopted by voice vote.

## Senate Concurrent Resolution 3

Senator Buck called up Senate Concurrent Resolution 3 for second reading. The resolution was read a second time and adopted by standing vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives VanNatter and Lehe.

## SENATE BILLS ON SECOND READING

## Senate Bill 28

Senator Becker called up Senate Bill 28 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

## Senate Bill 36

Senator Long called up Senate Bill 36 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

## Senate Bill 52

Senator M. Young called up Senate Bill 52 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 52-4)

Madam President: I move that Senate Bill 52 be amended to read as follows:

Page 2, line 32, delete "zero" and insert "**low**".

Page 2, line 32, delete "IC 35-48-1-28)" and insert "**IC 35-48-1-17.5)**".

Page 3, line 38, delete "Zero" and insert "**Low**".

Page 4, line 5, delete "zero" and insert "**low**".

Page 4, line 7, delete "a substance containing" and insert "**low THC hemp extract (as defined in IC 35-48-1-17.5)**".

Page 4, line 8, delete "cannabidiol (as defined in IC 35-48-1-26.7)",

Page 4, line 20, delete ""Zero" and insert ""**Low**".

Page 4, line 21, delete "IC 35-48-1-28." and insert "**IC 35-48-1-17.5.**".

Page 4, line 23, delete "zero" and insert "**low**".

Page 4, line 25, delete "zero" and insert "**low**".

Page 4, line 35, delete "no tetrahydrocannabinol." and insert "**not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight.**".

Page 4, line 37, delete "tetrahydrocannabinol," and insert "**more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight,**".

Page 4, line 40, delete "batch to remove the" and insert "**batch.**".

Page 4, delete line 41.

Page 5, line 5, delete "no tetrahydrocannabinol," and insert "**not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight,**".

Page 5, line 6, delete "zero" and insert "**low**".

Page 5, line 10, delete "zero" and insert "**low**".

Page 5, line 25, delete "zero" and insert "**low**".

Page 5, line 31, delete "zero" and insert "**low**".

Page 5, line 33, delete "no" and insert "**not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight.**".

Page 5, delete line 34.

Page 5, line 42, delete "Zero" and insert "**Low**".

Page 6, line 4, delete ""Zero" and insert ""**Low**".

Page 6, line 5, delete "IC 35-48-1-28." and insert "**IC 35-48-1-17.5.**".

Page 6, line 6, delete "zero" and insert "**low**".

Page 6, line 25, delete "IC 35-31.5-2-358" and insert "IC 35-31.5-2-189.9".

Page 6, line 27, delete "Sec. 358. "Zero" and insert "**Sec. 189.9. "Low**".

Page 6, line 29, delete "IC 35-48-1-28." and insert "**IC 35-48-1-17.5.**".

Page 6, line 40, delete "controlled".

Page 6, line 41, delete "no tetrahydrocannabinol;" and insert "**not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight;**".

Page 7, line 1, delete "controlled".

Page 7, line 1, delete "cannabinol." and insert "**more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight.**".

Page 7, line 8, delete "zero" and insert "**low**".

Page 7, line 16, delete "zero" and insert "**low**".

Page 7, line 27, delete "zero" and insert "**low**".

Page 8, line 8, delete "Zero" and insert "**Low**".

Page 8, line 12, delete "zero" and insert "**low**".

Page 8, line 16, delete "zero" and insert "**low**".

Page 8, between lines 16 and 17, begin a new paragraph and insert:

"SECTION 21. IC 35-48-1-17.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 17.5. "Low THC hemp extract" means a substance or compound that:**  
(1) is derived from or contains any part of the plant *Cannabis sativa* L.;

**(2) contains not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight; and (3) contains no other controlled substances."**

Page 8, line 34, delete "zero" and insert "low".

Page 8, delete lines 38 through 42.

Page 9, delete lines 1 through 4.

Renumber all SECTIONS consecutively.

(Reference is to SB 52 as printed January 26, 2018.)

TOMES

Motion prevailed.

SENATE MOTION  
(Amendment 52-2)

Madam President: I move that Senate Bill 52 be amended to read as follows:

Page 10, after line 38, begin a new paragraph and insert:

"SECTION 26. [EFFECTIVE JULY 1, 2018] **(a) The legislative council is urged to assign to the appropriate study committee during the 2018 legislative interim the topic of medical marijuana.**

**(b) This SECTION expires December 31, 2018."**

(Reference is to SB 52 as printed January 26, 2018.)

TALLIAN

Motion failed.

SENATE MOTION  
(Amendment 52-3)

Madam President: I move that Senate Bill 52 be amended to read as follows:

Replace the effective dates in SECTIONS 1 through 25 with "[EFFECTIVE UPON PASSAGE]".

Page 10, after line 38, begin a new paragraph and insert:

"SECTION 26. **An emergency is declared for this act."**

(Reference is to SB 52 as printed January 26, 2018.)

MESSMER

Motion prevailed. The bill was ordered engrossed.

### Senate Bill 68

Senator Crider called up Senate Bill 68 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 131

Senator Bohacek called up Senate Bill 131 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 140

Senator Bohacek called up Senate Bill 140 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 207

Senator Freeman called up Senate Bill 207 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 222

Senator Head called up Senate Bill 222 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 223

Senator Head called up Senate Bill 223 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 223-1)

Madam President: I move that Senate Bill 223 be amended to read as follows:

Page 2, line 11, delete "Beginning" and insert **"To allow for programmatic and policy recommendations to improve workforce performance, address identified workforce shortages, and retain practitioners, beginning"**.

Page 2, delete lines 15 through 27, begin a new line block indented and insert:

**"(1) The practitioner's specialty or field of practice.**

**(2) The following concerning the practitioner's current practice:**

**(A) The location or address.**

**(B) The setting type.**

**(C) The average hours worked weekly.**

**(D) The health care services provided.**

**(3) The practitioner's education background and training.**

**(4) For a practitioner that is a prescriber (as defined in IC 25-1-9.5-4), whether the practitioner delivers health care services through telemedicine (as defined in IC 25-1-9.5-6)."**

(Reference is to SB 223 as printed January 26, 2018.)

HEAD

Motion prevailed.

SENATE MOTION  
(Amendment 223-2)

Madam President: I move that Senate Bill 223 be amended to read as follows:

Page 2, line 12, after "renewing" insert **"online"**.

Page 2, line 32, delete "(d)." and insert **"(d) if the practitioner renews the license online."**

(Reference is to SB 223 as printed January 26, 2018.)

HEAD

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 240**

Senator Leising called up Senate Bill 240 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 240-2)

Madam President: I move that Senate Bill 240 be amended to read as follows:

Page 2, line 3, delete "or".

Page 2, line 4, after "IC 25-23.6;" insert "or".

Page 2, between lines 4 and 5, begin a new line block indented and insert:

**"(4) an advanced practice nurse (as defined in IC 25-23-1-1) licensed under IC 25-23;"**

Page 2, line 7, delete "or (3)" and insert "(3), or (4)".

Page 2, between lines 41 and 42, begin a new paragraph and insert:

**"Sec. 9. (a) Except as provided in subsection (b), an individual who moves from another state may provide documentation from a:**

**(1) physician;**

**(2) psychiatrist;**

**(3) social worker; or**

**(4) other mental health professional;**

**licensed in that state, so long as the individual has an ongoing treatment relationship with the health service provider.**

**(b) This section excludes a health service provider whose sole service to the individual is to provide a verification letter in exchange for a fee."**

Page 2, line 42, delete "Sec. 9." and insert "Sec. 10.".

Page 3, line 6, delete "Sec. 10." and insert "Sec. 11.".

Page 3, line 38, delete "Sec. 11." and insert "Sec. 12.".

Page 3, line 41, delete "Sec. 12." and insert "Sec. 13.".

Page 4, line 14, delete "Sec. 13." and insert "Sec. 14.".

(Reference is to SB 240 as printed January 30, 2018.)

LEISING

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 261**

Senator Bray called up Senate Bill 261 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 261-1)

Madam President: I move that Senate Bill 261 be amended to read as follows:

Page 2, line 14, delete "not later than one hundred eighty (180) business days" and insert "**before January 1, 2019; and**".

Page 2, delete line 15.

Page 3, line 10, delete "not later than one hundred eighty (180) business days" and insert "**before January 1, 2019; and**".

Page 3, delete line 11.

Page 5, line 24, delete "not later than one hundred eighty (180) business days" and insert "**before January 1, 2019; and**".

Page 5, delete line 25.

Page 9, line 5, delete "not later than one hundred eighty (180) business days" and insert "**before January 1, 2019; and**".

Page 9, delete line 6.

(Reference is to SB 261 as printed January 19, 2018.)

BRAY

Motion prevailed.

SENATE MOTION  
(Amendment 261-3)

Madam President: I move that Senate Bill 261 be amended to read as follows:

Page 2, delete lines 8 through 10.

Page 2, line 11, delete "(f)" and insert "(e)".

Page 2, line 23, delete "(g)" and insert "(f)".

Page 3, delete lines 4 through 6.

Page 3, line 7, delete "(c)" and insert "(b)".

Page 3, line 19, delete "(d)" and insert "(c)".

Page 4, line 33, delete "(h), (i), or (j)," and insert "**(h) or (i),**".

Page 5, delete lines 18 through 20.

Page 5, line 21, delete "(i)" and insert "**(h)**".

Page 5, line 33, delete "(j)" and insert "**(i)**".

Page 8, line 10, delete "(l), (m), or (n)" and insert "**(l) or (m)**".

Page 8, delete lines 41 through 42.

Page 9, delete line 1.

Page 9, line 2, delete "(m)" and insert "**(l)**".

Page 9, line 14, delete "(n)" and insert "**(m)**".

(Reference is to SB 261 as printed January 19, 2018.)

STOOPS

Motion failed. The bill was ordered engrossed.

**Senate Bill 262**

Senator Crider called up Senate Bill 262 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 269**

Senator Koch called up Senate Bill 269 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 270**

Senator Koch called up Senate Bill 270 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 292**

Senator M. Young called up Senate Bill 292 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 292-1)

Madam President: I move that Senate Bill 292 be amended to read as follows:

Page 9, line 6, delete "and" and insert "or".  
 Page 9, reset in roman lines 7 through 9.  
 (Reference is to SB 292 as printed January 31, 2018.)

FREEMAN

Motion prevailed. The bill was ordered engrossed.

### Senate Bill 295

Senator Mrvan called up Senate Bill 295 for second reading. The bill was read a second time by title.

SENATE MOTION  
 (Amendment 295-1)

Madam President: I move that Senate Bill 295 be amended to read as follows:

Page 2, line 14, delete "when classes at the school".

Page 2, line 16, after "IC 35-31.5-2-285(1)(D)" insert "**when classes, extracurricular activities, or any other school activities**".

Page 2, line 16, delete "in session:" and insert "**being held**".

Renumber all SECTIONS consecutively.

(Reference is to SB 295 as printed January 31, 2018.)

MRVAN

Motion prevailed. The bill was ordered engrossed.

### Senate Bill 327

Senator Walker called up Senate Bill 327 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 328

Senator Walker called up Senate Bill 328 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 330

Senator Leising called up Senate Bill 330 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 331

Senator Leising called up Senate Bill 331 for second reading. The bill was read a second time by title.

SENATE MOTION  
 (Amendment 331-1)

Madam President: I move that Senate Bill 331 be amended to read as follows:

Page 1, line 13, delete "and:" and insert "; and".

Page 1, line 15, delete "eligible for" and insert "**has**".

Page 2, line 21, delete "eligible for" and insert "**has**".

(Reference is to SB 331 as printed January 30, 2018.)

LEISING

Motion prevailed. The bill was ordered engrossed.

### Senate Bill 341

Senator Holdman called up Senate Bill 341 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 372

Senator Holdman called up Senate Bill 372 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### Senate Bill 381

Senator Messmer called up Senate Bill 381 for second reading. The bill was read a second time by title.

SENATE MOTION  
 (Amendment 381-1)

Madam President: I move that Senate Bill 381 be amended to read as follows:

Page 2, line 22, delete "a child" and insert "**another child who lives in the household**".

Page 2, line 25, delete "a child" and insert "**another child who lives in the household**".

(Reference is to SB 381 as printed January 30, 2018.)

MESSMER

Motion prevailed. The bill was ordered engrossed.

### Senate Bill 428

Senator Zay called up Senate Bill 428 for second reading. The bill was read a second time by title.

SENATE MOTION  
 (Amendment 428-1)

Madam President: I move that Senate Bill 428 be amended to read as follows:

Page 2, line 14, reset in roman "and".

Page 2, line 22, delete "child; and" and insert "child".

Page 2, delete lines 23 through 25.

Page 2, delete lines 41 through 42, begin a new line block indented and insert:

**"(10) Any efforts made to enable the child's school to provide appropriate support to and protect the safety of the child, if, in developing the case plan, the department coordinates with officials in the child's school to enable the school to provide appropriate support to and protect the safety of the child."**

Page 3, delete lines 1 through 24.

Renumber all SECTIONS consecutively.

(Reference is to SB 428 as printed January 30, 2018.)

ZAY

Motion prevailed.

SENATE MOTION  
 (Amendment 428-3)

Madam President: I move that Senate Bill 428 be amended to read as follows:

Page 3, line 29, delete "committed a criminal" and insert "**violated a dispositional order of the court, the department shall provide the information to the court to be made part of the court record in the child in need of services proceeding.**".

Page 3, delete lines 30 through 31.

(Reference is to SB 428 as printed January 30, 2018.)

ZAY

Motion prevailed. The bill was ordered engrossed.

#### Senate Bill 431

Senator L. Brown called up Senate Bill 431 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

#### Senate Bill 436

Senator Boots called up Senate Bill 436 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 436-4)

Madam President: I move that Senate Bill 436 be amended to read as follows:

Page 2, line 14, delete "that" and insert "**or entity that:**

**(1) is not an employee of the railroad entity; and  
(2)".**

(Reference is to SB 436 as printed January 26, 2018.)

TALLIAN

Motion prevailed. The bill was ordered engrossed.

### ENGROSSED SENATE BILLS ON THIRD READING

#### Engrossed Senate Bill 178

Senator Tallian called up Engrossed Senate Bill 178 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 117: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Pelath, Slager and Moseley.

#### Engrossed Senate Bill 203

Senator Freeman called up Engrossed Senate Bill 203 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 118: yeas 42, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Speedy and Bacon.

#### Engrossed Senate Bill 210

Senator L. Brown called up Engrossed Senate Bill 210 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 119: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Schaibley and Carbaugh.

#### Engrossed Senate Bill 217

Senator Houchin called up Engrossed Senate Bill 217 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 120: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Burton, Behning and Macer.

#### Engrossed Senate Bill 268

Senator Buck called up Engrossed Senate Bill 268 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 121: yeas 20, nays 28. The bill was declared defeated.

#### Engrossed Senate Bill 377

Senator Perfect called up Engrossed Senate Bill 377 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning financial institutions.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 122: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Burton.

**Engrossed Senate Bill 383**

Senator Messmer called up Engrossed Senate Bill 383 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 123: yeas 36, nays 12. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Soliday and GiaQuinta.

SENATE MOTION

Madam President: I move that Senators Alting, Bassler, Becker, Bohacek, Boots, Bray, Breaux, L. Brown, Buck, Charbonneau, Crane, Crider, Delph, Doriot, Eckerty, Ford, Freeman, Glick, Grooms, Head, Holdman, Houchin, Koch, Kruse, Leising, Long, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Ruckelshaus, Sandlin, J. Smith, Spartz, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young, Zakas and Zay be added as coauthors of Senate Concurrent Resolution 28.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Charbonneau be added as third author of Senate Bill 28.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Charbonneau, Zakas and Mrvan be added as coauthors of Senate Bill 46.

SANDLIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Spartz be added as coauthor of Senate Bill 50.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as coauthor of Senate Bill 65.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Doriot be added as third author of Senate Bill 67.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author, Senator Walker be added as third author, and Senators Buck, Houchin, Raatz, Stoops and Perfect be added as coauthors of Senate Bill 68.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 96.

DELPH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Messmer be added as second author and Senator Delph be added as third author of Senate Bill 125.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Koch be added as coauthor of Senate Bill 171.

BUCK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 172.

RAATZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Doriot and Melton be added as coauthors of Senate Bill 178.

TALLIAN

Motion prevailed.



## SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 190.

MISHLER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bohacek be added as coauthor of Senate Bill 207.

FREEMAN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Becker be added as coauthor of Senate Bill 208.

L. BROWN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Grooms be added as coauthor of Senate Bill 210.

L. BROWN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Charbonneau be added as coauthor of Senate Bill 217.

HOUCHIN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Eckerty be added as coauthor of Senate Bill 217.

HOUCHIN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senators Stoops and Doriot be added as coauthors of Senate Bill 217.

HOUCHIN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Charbonneau be removed as coauthor of Senate Bill 223.

CHARBONNEAU

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Charbonneau be added as second author of Senate Bill 223.

HEAD

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Ford be added as second author of Senate Bill 235.

ALTING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Koch be added as coauthor of Senate Bill 237.

BRAY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Zakas be added as second author and Senator M. Young be added as third author of Senate Bill 247.

KOCH

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Ruckelshaus be added as second author of Senate Bill 266.

CRIDER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Buck be added as second author and Senator Crider be added as third author of Senate Bill 269.

KOCH

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Freeman be added as second author of Senate Bill 270.

KOCH

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 297.

RAATZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as second author and Senator Ford be added as third author of Senate Bill 327.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 328.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Delph, Leising, Messmer and Tomes be added as coauthors of Senate Bill 356.

HOUCHIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crane be added as coauthor of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Freeman be added as coauthor of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Spartz be added as coauthor of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Melton and Mrvan be added as coauthors of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as coauthor of Senate Bill 393.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Doriot and Merritt be added as coauthors of Senate Bill 399.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 416.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Koch be added as second author of Senate Bill 419.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as third author of Senate Bill 425.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 433.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 434.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 436.

BOOTS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Engrossed Senate Bill 171, which is eligible for third reading, be returned to second reading for purposes of amendment.

BUCK

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bohacek be added as second author of Senate Bill 171.

BUCK

Motion prevailed.

## INTRODUCTION OF BILLS

The following bills and resolutions were read a first time by title and referred to the respective committees:

**HB 1110** — Niezgodski (Insurance and Financial Institutions)  
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

**HB 1117** — Charbonneau (Health and Provider Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning human services.

**HB 1137** — Doriot, Messmer, Tomes (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

**HB 1155** — Bray (Local Government)  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1253** — Walker (Elections)  
A BILL FOR AN ACT to amend the Indiana Code concerning elections.

**HB 1270** — Head, Brown L (Corrections and Criminal Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1277** — Kruse (Civil Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

**HB 1278** — Holdman (Local Government)  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1285** — Koch (Family and Children Services)  
A BILL FOR AN ACT to amend the Indiana Code concerning human services.

**HB 1311** — Merritt (Homeland Security and Transportation)  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

**HB 1318** — Melton (Environmental Affairs)  
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

**HB 1319** — Messmer, Houchin, Raatz (Commerce and Technology)  
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

**HB 1323** — Holdman (Tax and Fiscal Policy)  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1352** — Raatz (Civil Law)  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

**HB 1358** — Crider (Homeland Security and Transportation)  
A BILL FOR AN ACT concerning transportation.

**HB 1398** — Raatz, Kruse, Leising (Education and Career Development)  
A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1402** — Boots (Veterans Affairs and The Military)  
A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.

**HB 1419** — Alting (Public Policy)  
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

## SENATE MOTION

Madam President: I move that Senator Leising be added as coauthor of Senate Bill 387.

ZAY

Motion prevailed.

## SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Monday, February 5, 2018.

LONG

Motion prevailed.

The Senate adjourned at 4:23 p.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUZANNE CROUCH  
President of the Senate