



Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Ninth Meeting Day

Monday Afternoon

January 23, 2017

The Senate convened at 1:31 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Senator Ronald T. Grooms.

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

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

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

Roll Call 10: present 50; excused 0. [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.

RESOLUTIONS ON FIRST READING

Senate Resolution 17

Senate Resolution 17, introduced by Senators Raatz and Kruse:

A SENATE RESOLUTION urging the Department of Education to reinforce support of teachers who choose to teach a diverse curriculum.

Whereas, The Indiana General Assembly understands that an important purpose of science education is to inform students about scientific evidence and to help students develop the critical thinking skills they need in order to become intelligent, productive, and scientifically informed citizens;

Whereas, The Indiana General Assembly further understands the recommendation by the U.S. Congress, as stated in the report language of the 2001 No Child Left Behind Act, namely, "Where topics are taught that may generate controversy (such as biological evolution), that the curriculum should help students to understand the full range of scientific views that exist, why such topics can generate controversy, and how scientific discoveries can profoundly affect society";

Whereas, The Indiana General Assembly further understands that the ACLU and like organizations agree in principle that any genuinely scientific evidence for or against any explanation of life may be taught;

Whereas, The Indiana General Assembly urges in principle the recommendation by U.S. Congress as stated above;

Whereas, The Indiana General Assembly understands that neither recommendations, nor endorsements, nor implications by the courts have the force of law, but to avoid legal or other conflicts, teachers should not be intimidated, fired, or restricted from following the recommendation named herein or students penalized for holding differing positions based on the evidence objectively presented, as long as they meet specified curriculum requirements otherwise;

Whereas, The Indiana General Assembly understands that neither the specified recommendation nor endorsement extends to the promotion of any religious or non-religious doctrine, or to the promotion or discrimination for or against a particular set of religious beliefs or non-beliefs, or the promotion or discrimination for or against religion or non-religion; and

Whereas, The Indiana General Assembly urges the Department of Education to notify all public school system superintendents of the provisions herein that they might disseminate copies to all their employees within their district: Therefore,

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

SECTION 1. That the Indiana Senate urges the Department of Education to reinforce support of teachers who choose to teach

a diverse curriculum.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the Indiana Department of Education.

The resolution was read in full and referred to the Committee on Education and Career Development.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The committee appointed to act with a like committee of the House of Representatives to wait upon the Governor and to escort him to the Chamber of the House of Representatives to deliver his message to the General Assembly begs leave to report that it has performed the duties assigned to it.

HEAD, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The committee appointed to act with a like committee of the House of Representatives to wait upon the Chief Justice and to escort her to the Chamber of the House of Representatives to deliver her message to the General Assembly begs leave to report that it has performed the duties assigned to it.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 19, 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 34, reset in roman "semiannually".

Page 2, line 34, delete "quarterly".

Page 2, line 35, reset in roman "semiannual".

Page 2, line 35, delete "quarterly".

Page 2, line 36, delete "April 1,".

Page 2, line 36, delete ", October 1,".

(Reference is to SB 19 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 30, 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 3, delete "The" insert "(a) Subject to subsection (b), the".

Page 1, line 3, delete "shall, not later than the end of" and insert "shall distribute to each school corporation, for each spring semester and each fall semester, the following information:

(1) The name of each eligible school in which an eligible choice scholarship student who has legal settlement in the school corporation is enrolled.

(2) The number of eligible choice scholarship students described in subdivision (1) who are enrolled in each eligible school for the school year.

(3) The total number of students who have legal settlement in the school corporation and attend a:

(A) public school maintained by another school corporation in Indiana; or

(B) charter school located in Indiana.

(4) The name (or description, if the school does not have a name) of the public or charter school to which a student described in subdivision (3) has transferred.

(5) The number of students described in subdivision (3) who have transferred to each school described in subdivision (4).

(b) The department shall distribute the information described in subsection (a):

(1) for each spring semester, not later than December 31 of the following school year; and

(2) for each fall semester, not later than May 31 of the same school year.

(c) The department may post the information described in subsection (a) on the department's Internet web site.

(d) Any information distributed or posted under this section may not disclose any personally identifiable information regarding a student."

Page 1, delete lines 4 through 11.

(Reference is to SB 30 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 Family and Children Services, to which was referred Senate Bill 49, 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.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 51, 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 11, Nays 1.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 73, 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 11, Nays 1.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 74, 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 1, delete "IC 5-2-6-26" and insert "IC 16-19-3-26.5".

Page 1, line 3, delete "26." and insert "**26.5**".

Page 1, line 3, delete "forensic toxicology" and insert "**coroner drug panel**".

Page 1, line 5, delete "comprehensive drug" and insert "**drugs of abuse**".

Page 1, line 7, delete "institute" and insert "**state department**".

Page 1, line 10, delete "forensic toxicology" and insert "**coroner drug panel**".

Page 2, line 1, delete "of this chapter" and insert "**set forth in subsection (a)**".

Page 2, line 4, delete "As used in this section, "drug overdose"" and insert "**This section applies only to an investigation into the cause of death of a decedent who is at least thirteen (13) years of age.**".

Page 2, delete lines 5 through 9.

Page 2, line 10, delete "a medical" and insert "**any**".

Page 2, line 12, delete "comprehensive panels" and insert "**a drugs of abuse panel**".

Page 2, line 13, delete "controlled substances, controlled substance" and insert "**schedule I and schedule II controlled substances**".

Page 2, line 14, delete "analogs, and alcohol".

Page 2, delete lines 17 through 42, begin a new paragraph and insert:

"(c) The coroner shall forward a copy of the report containing the results of a drugs of abuse panel to the state department of health. If the coroner has any testing for schedule I or schedule II controlled substances performed in addition to the drugs of abuse panel, the coroner shall forward a copy of the report containing the results of the additional tests to the state department of health. Subsection (d) also applies to information in the report of any additional tests.

(d) The state department of health shall maintain the confidentiality of a report received under subsection (c). The state department of health may compile and publish statistical information regarding drug overdose deaths using information from the results of the drugs of abuse panels. The state department of health may publish or make available the information reported under this section to the general public only in summary form and shall maintain the confidentiality of the deceased individual's name and other personally identifiable information.

(e) The state department of health may adopt rules under IC 4-22-2 to implement this section."

Page 3, delete lines 1 through 11.

Page 3, line 27, delete "and the completion of drug overdose death" and insert ".".

Page 3, delete line 28.

Page 3, line 39, delete "investigation, reporting, and" and insert "**investigation and reporting**".

Page 3, line 40, delete "completion of death certificates".

(Reference is to SB 74 as introduced.)

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 9, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 86, 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 20-30-5-7, AS AMENDED BY P.L.86-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 7. Each school corporation shall include in the school corporation's curriculum the following studies:

- (1) Language arts, including:
 - (A) English;
 - (B) grammar;
 - (C) composition;

- (D) speech; ~~and~~
 (E) second languages; ~~and~~
(F) for an elementary school, cursive writing.

- (2) Mathematics.
 (3) Social studies and citizenship, including the:
 (A) constitutions;
 (B) governmental systems; and
 (C) histories;

of Indiana and the United States, including a study of the Holocaust in each high school United States history course.

- (4) Sciences.
 (5) Fine arts, including music and art.
 (6) Health education, physical fitness, safety, and the effects of alcohol, tobacco, drugs, and other substances on the human body.
 (7) Additional studies selected by each governing body, subject to revision by the state board."

Page 2, delete lines 1 through 9.

Page 2, delete lines 15 through 18.

Renumber all SECTIONS consecutively.

(Reference is to SB 86 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 1.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 87, 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 3, after "8." insert "**(a)**".

Page 1, line 4, after "grade" insert "**of A, B, C, D, or F**".

Page 1, line 5, delete "1" and insert "3".

Page 1, line 6, after "card." begin a new paragraph and insert:

"(b) A letter grade required under subsection (a) may include a plus or minus next to the letter grade.

(c)".

Page 1, after line 7, begin a new paragraph and insert:

"(d) This section may not be construed to prohibit a public school or an accredited nonpublic school from including comments, explanations, standards, assessments, and any other information concerning a student on the student's report card."

(Reference is to SB 87 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 3.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 152, 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 4, line 3, after "all" insert "**governmental**".

Page 4, line 9, after "all" insert "**governmental**".

Page 5, line 24, after "all" insert "**governmental**".

(Reference is to SB 152 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture, to which was referred Senate Bill 282, 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.

LEISING, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 346, 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.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 396, 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.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, 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 do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 10, Nays 0.

ECKERTY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill 511, 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.

ECKERTY, Chair

Report adopted.

RESOLUTIONS ON FIRST READING**Senate Concurrent Resolution 4**

Senate Concurrent Resolution 4, introduced by Senator Head:

A CONCURRENT RESOLUTION congratulating Jitka Nelson for being named 2017 Indiana Teacher of the Year.

Whereas, The Indiana Teacher of the Year program, the oldest and most prestigious state honors program focusing public attention on excellence in teaching, was founded in 1957;

Whereas, The Indiana Teacher of the Year is chosen from among the current Indiana District Teachers of the Year, who compete and submit an Indiana Teacher of the Year Portfolio to the Indiana Department of Education's Teacher of the Year Coordinator;

Whereas, Jitka Nelson was named the 2017 Indiana Teacher of the Year by a committee of past recipients of the award;

Whereas, Jitka Nelson, an English language arts, developmental reading and English learner teacher at Logansport Community Schools, has been teaching for 25 years;

Whereas, Jitka Nelson, an immigrant from the Czech Republic, teaches high school students who are learning English as a foreign language, as Jitka Nelson herself did years ago;

Whereas, Jitka Nelson is a graduate of the University of Southern Bohemia with a bachelor's degree in pedagogy and a dual master's degree in Russian as a foreign language and music;

Whereas, In recognition of her outstanding abilities, Jitka Nelson has received numerous awards and recognitions throughout her career, including the Crystal Berry Award for Logansport District Teacher of the Year, 2016; the Woman of Distinction Award from the Alpha Epsilon Chapter of Delta Kappa Gamma Society International, 2015; and the Pillar of the Logansport Community School Corporation Award, 2014; and

Whereas, Indiana's 2016 Teacher of the Year, Jean Russell, describes Jitka Nelson as "a perfect example of the best of the

best of the educators in Indiana": Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That, on behalf of the people of Indiana, the Indiana General Assembly congratulates Jitka Nelson on being selected as Indiana's Teacher of the Year for 2017.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Jitka Nelson and her family, Logansport High School Principal Matt Jones, and State Superintendent of Public Instruction Jennifer McCormick.

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 sponsor: Representative Friend.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1020 and 1039 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that the following resolution be adopted:

SCR 5 Senator Kruse
Celebrating Indiana's "Jobs for American Graduates".

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING**Senate Concurrent Resolution 5**

Senate Concurrent Resolution 5, introduced by Senator Kruse and Raatz:

A CONCURRENT RESOLUTION celebrating Indiana's "Jobs for American Graduates" (JAG) program on the occasion of its 10th Anniversary.

Whereas, JAG is a state-based, national not-for-profit organization dedicated to helping young people succeed academically by overcoming barriers to high school graduation;

Whereas, JAG's mission is to keep young people in school through graduation and provide work-based learning experiences that will lead to career advancement opportunities or enrollment in a post-secondary institution;

Whereas, The JAG Indiana class of 2015 had a 94% graduation rate, and 88% are enrolled in a post-secondary education program, military service, or gainfully employed;

Whereas, Since Governor Mitchell E. Daniels launched JAG Indiana in 2006, the program has successfully supported over 17,000 students through in-school and out-of-school dropout recovery programs;

Whereas, In 2013, Under the leadership of Governor Michael R. Pence, the state doubled its investment in JAG in order to sustain and grow the JAG Indiana program;

Whereas, Due to the dedication of the Indiana General Assembly, Daniels and Pence, students, parents, educators, administrators, schools, and Workforce Development Boards, JAG Indiana has grown to be the largest state affiliate program in the country;

Whereas, As of 2017, JAG operates 112 in-school and out-of-school programs throughout the state;

Whereas, The success of JAG would not be possible without the dedication of the 165 JAG Indiana staff members; and

Whereas, It is fitting that the Indiana General Assembly recognize and commend the success of the Indiana JAG program on the 10th anniversary of its creation: 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 celebrates Indiana's "Jobs for American Graduates" (JAG) program on the occasion of its 10th Anniversary.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Brenda Summers of the Indiana Department of Workforce Development.

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 sponsor: Representative Behning.

SENATE MOTION

Madam President: I move that the following resolution be adopted:

SCR 6 Senator Sandlin

Honoring the late Francis Marion "Frank" Hendley II.
LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 6

Senate Concurrent Resolution 6, introduced by Senator Sandlin:

A CONCURRENT RESOLUTION honoring the life and accomplishments of the late Francis Marion "Frank" Hendley II.

Whereas, Francis Marion Hendley was born on February 24, 1917, in Birmingham, Alabama;

Whereas, Francis Marion Hendley attended Norwood Grammar School and Phillips High School in Birmingham, Alabama, completing the 11th grade in 1933;

Whereas, The Civil War is very much a part of Francis Marion Hendley's family heritage, with three great uncles having served in the Tennessee Cavalry during the war;

Whereas, Francis Marion Hendley volunteered in the United States Coast Guard Reserves on August 18, 1942, and he served his country with valor in the Pacific theater during World War II as a member of the Amphibious Assault Forces assigned to the U.S.S. Hunter Liggett;

Whereas, These sea units were issued a commendation on January 11, 1943, by Admiral Chester Nimitz, Commander-in-Chief of the U.S. Pacific Fleet for "the movement of a large number of troops into and out of the Guadalcanal-Tulagi area...without the loss of a single soldier from enemy action";

Whereas, On May 21, 1944, a commendation designated Mr. Hendley as a member of Admiral William F. Halsey, Jr.'s "Fighting Team," and on November 20, 1944, Major General Roy S. Geiger, U.S. Marine Corps Commanding, issued a commendation to Mr. Hendley's unit Boat Pool 11 for "the outstanding conduct displayed by them in fighting a fire in the fuel dump on Puruate Island...worked to the point of physical exhaustion to limit the loss of supplies in the fire which resulted from bombing by hostile aircraft...merits the high esteem of the entire command";

Whereas, Francis Marion Hendley received a commendation from Oliver O. Kessing, Captain, Commanding Naval Base Torokina, for Operations on November 29, 1943, which stated in part, "The Commander Naval Base expresses his thanks and admiration for the outstanding work of Boat Pool Eleven in evacuating the paratrooper battalion. Every man involved showed the old navy guts and the example of each man is an inspiration to our fighting forces";

Whereas, Francis Marion Hendley operated landing craft invasions from Guadalcanal, America's first amphibious operation since 1898, during the Solomon Islands campaign;

Whereas, Francis Marion Hendley was honorably discharged on October 10, 1945, with the rank of Boatswains Mate 2nd Class, and he was awarded numerous decorations, including the World War II Victory Medal, the Asiatic Pacific Campaign

Medal with Three Battle Stars, the Combat Action Ribbon, the American Campaign Medal, and the American Defense Service Medal;

Whereas, Francis Marion Hendley truly lived up to the Coast Guard motto of "Semper Paratus" ("Always Ready");

Whereas, Francis Marion Hendley married Martha Elizabeth (Edmonson) Hendley on February 10, 1945, while on leave from the Coast Guard, and they had five children: Joyce Clarisse Todd, Patricia Ann Kitching, Reverend George Meredith Hendley, Ginger Lynne Lanier, and Pastor Dan Dixon Hendley;

Whereas, Francis Marion Hendley returned to work at Gordon Foods Company at their office in Louisville, Kentucky, and upon his return he was promoted to District Manager, organizing salesmen in the states of Indiana, Kentucky, and Tennessee, with his headquarters in Beech Grove, Indiana;

Whereas, Francis Marion Hendley was elected the first national president of The Hendley Family Association, Inc., on November 22, 1975, leading the association with honor and distinction during his term of office from 1976 through 1977;

Whereas, Francis Marion Hendley made many contributions to both the business and public communities as a rancher, cattleman, real estate broker and salesman, and as a valiant sailor, public servant, and dedicated family man, and because of these attributes he was appointed as an "Honorary Hoosier - State of Indiana" on April 6, 1982, by Lieutenant Governor John M. Mutz, under the authority of the Indiana Department of Commerce;

Whereas, Francis Marion Hendley passed away on November 15, 1986, and since then he has been honored by the Legislatures of all seven states in which he resided;

Whereas, The late William H. "Bill" Hudnut, III, Mayor of Indianapolis, stated on August 23, 1988: "He [Hendley] was a man of great influence and fortitude, and Indiana has felt his presence far beyond the years that he lived here"; and

Whereas, Francis Marion Hendley was awarded a "Certificate of Recognition" on July 1, 2001, during the term of United States President George W. Bush, signed by Secretary of Defense Donald Rumsfeld, which states: "In recognition of your service during the Cold War (2 September 1945 - 26 December 1991) in promoting peace and stability for this Nation, the people of this Nation are forever grateful": 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 honors and

memorializes the life of Mr. Francis Marion "Frank" Hendley II, and commemorates his legacy.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Mr. William H. Hendley, National President of The Hendley Family Association, Inc.

The resolution was read in full and adopted by standing vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Kirchhofer.

RESOLUTIONS ON SECOND READING

Senate Joint Resolution 7

Senator Hershman called up Senate Joint Resolution 7 for second reading. The resolution was read a second time by title, and there being no amendments was ordered engrossed.

SENATE BILLS ON SECOND READING

Senate Bill 112

Senator Kruse called up Senate Bill 112 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 130

Senator Messmer called up Senate Bill 130 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 159

Senator Niemeyer called up Senate Bill 159 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 159-1)

Madam President: I move that Senate Bill 159 be amended to read as follows:

Page 2, line 11, after "(e)" insert "**After the successful completion of a corrective action plan by an audited entity that was required to file a corrective action plan under subsection (c), the audited entity shall notify the state board of accounts.**".

Page 2, line 12, after "plan" insert ".".

Page 2, line 12, delete "during the next succeeding audit following the date on".

Page 2, line 13, delete "which the corrective action plan is filed under subsection (c).".

Page 3, line 17, after "noncompliant." begin a new line block indented and insert:

"(7) Recommend that the state board of accounts examine the audited entity within the calendar year following the year in which the audited entity was required to file a corrective action plan under subsection (c)."

(Reference is to SB 159 as printed January 19, 2017.)

HERSHMAN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 190

Senator M. Young called up Senate Bill 190 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 314

Senator Becker called up Senate Bill 314 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 314-1)

Madam President: I move that Senate Bill 314 be amended to read as follows:

Page 5, line 7, reset in roman "9(b)(6)".

(Reference is to SB 314 as printed January 19, 2017.)

BECKER

Motion prevailed. The bill was ordered engrossed.

REPORT OF THE SENATE COMMITTEE ON ETHICS

Madam President: Pursuant to Senate Rule 97, the Senate Committee on Ethics met on January 18, 2017, to render an advisory opinion with regard to Senator Crider's request that the Committee consider whether or not he has a conflict of interest pertaining to SB 47 which would require him to be excused from voting on this bill at any stage of the legislative process. The members in attendance were: Chairman L. Brown, Senator Eckerty, Senator Walker, Senator Lanane, Senator Breaux and Senator Lonnie M. Randolph.

The Senate Committee on Ethics has considered the facts presented by Senator Crider and hereby recommends that Senator Crider be excused from participation in all votes pertaining to Senate Bill 47 at any stage in the legislative process because of his potential conflict of interest with regard to the legislation. The vote of the Committee was 6-0.

L. BROWN, Chair

Report adopted.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 29

Senator Koch called up Engrossed Senate Bill 29 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 11: yeas 47, nays 3. 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 Cook.

Engrossed Senate Bill 37

Senator Zakas called up Engrossed Senate Bill 37 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 12: yeas 50, 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 Steuerwald and Ober.

Engrossed Senate Bill 42

Senator Grooms called up Engrossed Senate Bill 42 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 13: yeas 50, 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 Clere, Stemler and Engleman.

Engrossed Senate Bill 46

Senator Boots called up Engrossed Senate Bill 46 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 14: yeas 50, 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 Carbaugh and Burton.

Engrossed Senate Bill 47

Senator Boots called up Engrossed Senate Bill 47 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 15: yeas 49, 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 Carbaugh.

Engrossed Senate Bill 55

Senator Bray called up Engrossed Senate Bill 55 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 16: yeas 43, nays 7. 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 McNamara.

Engrossed Senate Bill 80

Senator Boots called up Engrossed Senate Bill 80 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 17: yeas 50, 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 Carbaugh.

Engrossed Senate Bill 100

Senator Bray called up Engrossed Senate Bill 100 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 18: yeas 50, 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 Mayfield.

SENATE BILLS ON SECOND READING**Senate Bill 2**

Senator Merritt called up Senate Bill 2 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

RESOLUTIONS ON FIRST READING**House Concurrent Resolution 9**

House Concurrent Resolution 9, sponsored by Senator Holdman:

A CONCURRENT RESOLUTION recognizing the accomplishments of Truman Bennet.

Whereas, Marion High School senior Truman Bennet earned a perfect score on the Advanced Placement Calculus AB test;

Whereas, Truman is one of only 18 students in the world to earn a perfect score on this test, putting him in the top 0.006% of test takers in this subject area;

Whereas, An outstanding student, Truman Bennet has a 4.685 grade point average, scored 1480 (790 math, 690 English) on the SAT test, and is a Lilly Endowment Scholarship finalist;

Whereas, Truman Bennet is also a member of the National Honor Society and the Spanish National Honor Society;

Whereas, An outstanding mathematician, Truman Bennet has competed in the Huntington University Math Competition for the past three years of his high school career, finishing first, second, and first;

Whereas, Truman Bennet also competed in the Trine University Math Competition, where he finished in first place, and in the Rose Hulman University Math Competition;

Whereas, Truman Bennet has been a member of the Marion High School Spell Bowl team, Quiz Bowl team, and the Brain Game team throughout his high school years;

Whereas, An active member of the Sunnycrest United Methodist Church, Truman Bennet is a member of the Staff-Parish Relations Committee and has participated in the mission trip to a Navajo Indian tribe for four years; and

Whereas, Outstanding accomplishments such as these deserve special recognition: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly recognizes the truly outstanding accomplishments of Truman Bennet and wishes him continued success in all his future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Truman Bennet and his family.

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 Concurrent Resolution 10

House Concurrent Resolution 10, sponsored by Senator Lanane:

A CONCURRENT RESOLUTION recognizing Ball State University's Immersive Learning Project, "Unmasked: The Stigma of Meth".

Whereas, Through the Immersive Learning Project, Ball State University students may earn credit for working with businesses, nonprofit organizations, and government agencies to target community challenges;

Whereas, Through immersive learning projects, students, faculty members, and community partners work together to blend their interests and educational focus with society's needs;

Whereas, In January 2015, the Ball Brothers Foundation, Delaware County's largest philanthropic nonprofit, contacted the College of Communication, Information, and Media at Ball State to discuss developing a project to slow or eliminate methamphetamine use and addiction in Delaware County;

Whereas, Twenty-four undergraduate students and two graduate students were recruited for this one semester, 15 week project in the fall of 2016 to develop a magazine, produce a documentary, and create an Internet web site that included podcasts, online video stories, and photo essays;

Whereas, The use of multiple media helps ensure that the information will reach as many different audiences as possible;

Whereas, Through this project, students learn the value of in-depth, community journalism and the service it provides to a community in need; and

Whereas, Ball State University's mission is to provide entrepreneurial learning experiences while addressing the needs of the community and society in general: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana,
the Senate concurring:*

SECTION 1. That the Indiana General Assembly recognizes Ball State University's Immersive Learning Project and its value to both the students and the community.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Professors Juli Metzger, lead instructor of Journalism, and Terry Heifetz, lead instructor of Telecommunications; and Kelli Huth and Matt Bailey, of Ball State University's Office of Immersive Learning.

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.

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, Hershman, Holdman, Houchin, Kenley, Koch, Kruse, Lanane, Leising, Long, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Ruckelshaus, Sandlin, J. Smith, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young, Zakas and Zay be added as coauthors of Senate Concurrent Resolution 4.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 2.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as coauthor of Senate Bill 2.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 29.

KOCH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Koch be added as second author and Senators Freeman and G. Taylor be added as coauthors of Senate Bill 39.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 46.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 46.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as third author of Senate Bill 47.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 47.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 47.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as second author of Senate Bill 49.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph

be added as coauthor of Senate Bill 55.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as third author of Senate Bill 80.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 80.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 80.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 112.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 112.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 128.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Sandlin be added as second author and Senator Zay be added as third author of Senate Bill 130.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 130.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 130.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Delph, Niezgodski, Merritt, Crider and Mrvan be added as coauthors of Senate Bill 140.

SANDLIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 159.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 276.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zay be added as second author of Senate Bill 282.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 345.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as coauthor of Senate Bill 493.

BREAUX

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, January 24, 2017.

LONG

Motion prevailed.

The Senate adjourned at 2:33 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUZANNE CROUCH
President of the Senate