



Journal of the Senate

State of Indiana

119th General Assembly

Second Regular Session

First Meeting Day

Tuesday Afternoon

November 17, 2015

The members of the Senate of the One Hundred and Nineteenth General Assembly of the State of Indiana assembled in the Senate Chambers in the State House in the City of Indianapolis on Tuesday, the seventeenth day of November, 2015, A.D., at 1:30 p.m., being the day fixed by law for the convening of the Second Regular Session of the General Assembly, viz:

"...the second regular session of each term of the General Assembly shall convene on the third Tuesday after the first Monday of November of each odd-numbered year for the purpose of establishing the first day of the second regular session."

The Senate convened at 1:53 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Senator Rodric D. Bray.

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

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

Alting	Leising
Arnold	Long
Banks	Merritt
Bassler	Messmer
Becker	Miller, Patricia
Boots	Miller, Pete
Bray	Mishler
Breaux	Mrvan
Broden	Niemeyer <input checked="" type="checkbox"/>
Brown	Perfect
Buck	Raatz
Charbonneau	Randolph
Crider	Rogers
Delph	Schneider
Eckerty	Smith
Ford	Steele
Glick	Stoops
Grooms	Tallian
Head	Taylor
Hershman	Tomes
Holdman	Walker
Houchin	Waltz
Kenley	Yoder
Kruse	Young, M.
Lanane	Zakas

Roll Call 1: present 49; excused 1. [Note: A indicates those who were excused.] The Chair announced a quorum present.

SENATE MOTION

Madam President: I move that Senators Perfect, Glick, Taylor, and Tallian be appointed as a committee of four members of the Senate to notify the House of Representatives that the Senate has met, has formed a quorum, and is now prepared to proceed with legislative business and to receive any communications which the House of Representatives may transmit. Senator Perfect shall serve as Chair of the Committee.

LONG

Motion prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Committee appointed to notify the House of Representatives that the Senate has met, has formed a quorum and is organized and ready for the transaction of legislative business respectfully reports that it has so informed the House of Representatives.

PERFECT, Chair
GLICK
TAYLOR
TALLIAN

Report adopted.

SENATE MOTION

Madam President: I move that Senators Steele, Charbonneau, Broden, and Rogers be appointed as a committee of four members of the Senate to act with a like committee of the House of Representatives to wait upon the Governor and to notify him of the convening of both Houses of the General Assembly and to inform him that they are ready for the transaction of legislative business and to learn from him when it will suit his convenience to submit whatever communication he may have to offer to the General Assembly. Senator Steele shall serve as Chair of the Committee.

LONG

Motion prevailed.

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 to notify him of the convening of both Houses of the General Assembly, to inform him that they are ready to transact legislative business, and to learn from him when it will suit his

convenience to submit whatever communication he may have to offer to the General Assembly has performed the duties assigned to it. The committee begs leave to report that it has learned that the Governor will communicate with the General Assembly on a date and at a time to be fixed at a later date.

STEELE, Chair
CHARBONNEAU
BRODEN
ROGERS

Report adopted.

REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: I hereby report that in a letter dated May 7, 2015, Jim Banks notified me of his return from deployment to Afghanistan and pursuant to IC 5-9-4 informed me that the need for his temporary leave from the Senate had ended. Upon receipt of this letter, pursuant to IC 5-9-4-10, I notified Senator Amanda Banks of the reinstatement of Senator Jim Banks as Senator for Senate District 17 effective May 8, 2015. State Chairman Jeff Cardwell was also notified of the reinstatement of Senator Jim Banks.

LONG

Report adopted.

SENATE MOTION

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

SR 2 Senator Long

A Senate Resolution authorizing the Postmaster of the Indiana Senate to receive all mail belonging to the Senate.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Resolution 2

Senate Resolution 2, introduced by Senator Long:

A SENATE RESOLUTION authorizing the Postmaster of the Indiana Senate to receive from the Postmaster of the City of Indianapolis all mail belonging to the Senate.

Whereas, The Postmaster of the Indiana Senate is hereby authorized to receive from the Postmaster of the City of Indianapolis all mail which may belong to the Indiana Senate and to the several members and employees thereof and which may be directed to the general delivery or care of the Senate: Therefore,

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

SECTION 1. That the Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the Postmaster

of the City of Indianapolis.

The resolution was read in full and adopted by voice vote.

PRESIDENT PRO TEMPORE REPORT OF AMENDED COMMITTEE AND SUBCOMMITTEE APPOINTMENTS

MADAM PRESIDENT:

President Pro Tempore David Long hereby announces and reports the following amended committee, subcommittee and chairperson appointments, pursuant to Rule 32(b) of the Standing Rules and Orders of the Senate of the 119th General Assembly.

Agriculture

Sen. Jean Leising (Chair)	Sen. Frank Mrvan (RMM)
Sen. Susan Glick (RM)	Sen. James Arnold
Sen. Michael Crider	
Sen. Mark Messmer	
Sen. Chip Perfect	
Sen. Brent Steele	
Sen. James Tomes	

Civil Law

Sen. Joe Zakas (Chair)	Sen. Greg Taylor (RMM)
Sen. Greg Walker (RM)	Sen. Lonnie Randolph
Sen. Ron Alting	Sen. Timothy Lanane
Sen. James Buck	
Sen. Randall Head	
Sen. Pete Miller	
Sen. R. Michael Young	

Education

Sen. Dennis Kruse (Chair)	Sen. Earline Rogers (RMM)
Sen. Carlin Yoder (RM)	Sen. Frank Mrvan
Sen. James Banks	Sen. Mark Stoops
Sen. Eric Bassler	
Sen. Jean Leising	
Sen. Pete Miller	
Sen. Jeff Raatz	
Sen. Scott Schneider	

Elections

Sen. Greg Walker (Chair)	Sen. Greg Taylor (RMM)
Sen. Joe Zakas (RM)	Sen. Lonnie Randolph
Sen. Ron Alting	Sen. Timothy Lanane
Sen. James Buck	
Sen. Randall Head	
Sen. Pete Miller	
Sen. R. Michael Young	

Homeland Security & Transportation

Sen. Carlin Yoder (Chair)	Sen. James Arnold (RMM)
Sen. Michael Crider (RM)	Sen. Earline Rogers
Sen. James Banks	Sen. Mark Stoops
Sen. Douglas Eckerty	
Sen. Jon Ford	
Sen. Ronald Grooms	
Sen. James Merritt	

Natural Resources

Sen. Susan Glick (Chair)	Sen. Frank Mrvan (RMM)
Sen. Jean Leising (RM)	Sen. James Arnold
Sen. Michael Crider	
Sen. Mark Messmer	
Sen. Chip Perfect	
Sen. Brent Steele	
Sen. James Tomes	

Pensions & Labor

Sen. Phillip Boots (Chair)	Sen. Karen Tallian (RMM)
Sen. Brent Waltz (RM)	Sen. James Arnold
Sen. James Banks	Sen. Earline Rogers
Sen. Eric Bassler	
Sen. Dennis Kruse	
Sen. Chip Perfect	
Sen. James Smith	
Sen. Greg Walker	

Veterans Affairs & The Military

Sen. James Banks (Chair)	Sen. James Arnold (RMM)
Sen. Carlin Yoder (RM)	Sen. Earline Rogers
Sen. Michael Crider	Sen. Mark Stoops
Sen. Douglas Eckerty	
Sen. Jon Ford	
Sen. Ronald Grooms	
Sen. James Merritt	

RESOLUTIONS ON FIRST READING**House Concurrent Resolution 1**

House Concurrent Resolution 1, sponsored by Senator Long:

A CONCURRENT RESOLUTION to allow the House of Representatives and the Senate of the 119th General Assembly to adjourn and recess separately throughout the Second Regular Session for periods in excess of three consecutive days as the need, in the judgment of the Speaker of the House of Representatives and the President Pro Tempore of the Senate, respectively, may arise.

Whereas, The Indiana House of Representatives and the Senate met for the purpose of organization of each House to conduct the public business of the people of the State of Indiana;

Whereas, The House of Representatives and the Senate operate on their own respective schedules, having been separated from each other under IC 2-2.1-1-3(a)(2);

Whereas, During the consideration of legislative business, each House may, in the respective judgment of the Speaker of the House of Representatives and the President Pro Tempore of the Senate, deem it necessary to adjourn and recess for periods in excess of three (3) consecutive days and to operate on a schedule different from the other House;

Whereas, Article 4, Section 10 of the Constitution of the State of Indiana states that neither House shall, without the consent of the other, adjourn for more than three (3) consecutive days;

Whereas, Each House desires to consent to any adjournment or recess by the other House that might last more than three (3) days during the Second Regular Session of the 119th Indiana General Assembly; and

Whereas, The House of Representatives and the Senate intend to recess after November 17, 2015, to conduct legislative business: Therefore,

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

SECTION 1. That each House of the 119th Indiana General Assembly hereby consents to any adjournment or recess of the other House during the Second Regular Session of the 119th Indiana General Assembly for a period in excess of three (3) days, if such recess or adjournment is approved, in the case of the House of Representatives, by the Speaker of the House of Representatives or, in the case of the Senate, by the President Pro Tempore of the Senate.

The resolution was read in full and placed upon its passage. The question was, Shall the resolution pass? Roll Call 2: yeas 49, nays 0. The resolution was declared passed. The Chair instructed the Secretary to inform the House of the passage of the resolution.

Senate Resolution 3

Senate Resolution 3, introduced by Senators Long, Kruse, and Mishler:

A SENATE RESOLUTION honoring Gloria Schroeder upon her retirement and thanking her for 30 years of exceptional service to the Indiana State Senate.

Whereas, Gloria began her career with the Indiana State Senate during the 1985 legislative session, where she continued to work each legislative session until 1992, when she transitioned to a full-time legislative assistant, serving the Senate until her retirement in 2015;

Whereas, Over her thirty legislative sessions, Gloria was a dedicated staff member of the Indiana State Senate, serving eleven Majority Caucus members throughout her time;

Whereas, Gloria's caseload has included Senator Virginia Blankenbaker, Senator Robert Jessup, Senator Sue Landske, Senator Bob Meeks, Senator Ralph Potesta, Senator Marvin Riegsecker, Senator John Sinks, Senator Richard Worman, Senator Tom Wyss, and most recently, Senator Dennis Kruse and Senator Ryan Mishler;

Whereas, Gloria and her husband Ron Schroeder have a son, Brian Schroeder, who is husband to Amy and father to Gloria and Ron's granddaughter, Isabelle; and

Whereas, Gloria is a cherished and vital part of the Senate family who will be greatly missed by all: Therefore,

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

SECTION 1. That the Indiana Senate honors Gloria Schroeder on the occasion of her retirement, thanks her for her outstanding service, and wishes her all the best in the years to come.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Gloria Schroeder and her family.

The resolution was read in full and adopted by voice vote.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has adopted the following motion:

"I move that a committee of four members of this House be appointed by the Speaker to notify the Senate that the House of Representatives has met, has formed a quorum, and is now prepared to proceed with legislative business and to receive any communications which the Senate may transmit."

The Speaker has appointed Representatives Friend, Lehe, D. Harris, DeLaney.

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 adopted the following motion:

"I move that a committee of four members of this House be appointed by the Speaker to act with a like committee of the Senate, to wait upon the Governor and to notify him of the organization of both Houses of the General Assembly and to inform him that they are ready for the transaction of legislative business."

The Speaker has appointed Representatives Steuerwald, Cherry, Austin, C. Brown.

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 House Concurrent Resolution 1, and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senators Alting, Arnold, Banks, Bassler, Becker, Boots, Bray, Breaux, Broden, Brown, Buck, Charbonneau, Crider, Delph, Eckerty, Ford, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Lanane, Leising, Merritt, Messmer, Patricia Miller, Pete Miller, Mrvan, Niemeyer, Perfect, Raatz, Randolph, Rogers, Schneider, Smith, Steele, Stoops, Tallian, Taylor, Tomes, Walker, Waltz, Yoder, M. Young, and Zakas be added as coauthors of Senate Resolution 3.

LONG

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., January 5, 2016.

LONG

Motion prevailed.

The Senate adjourned at 2:27 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate