



Journal of the Senate

State of Indiana

121st General Assembly

Second Regular Session

Twelfth Meeting Day

Tuesday Afternoon

January 28, 2020

The Senate convened at 1:58 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Dr. William Katip, President of Grace College.

The Pledge of Allegiance to the Flag was led by Senator Ryan D. Mishler.

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

| | |
|-------------|---------------------|
| Alting | Koch |
| Bassler | Kruse |
| Becker | Lanane |
| Bohacek | Leising |
| Boots | Melton |
| Bray | Merritt |
| Breaux | Messmer |
| Brown, L. | Mishler |
| Buchanan | Mrvan |
| Buck | Niemeyer |
| Busch | Niezgodski |
| Charbonneau | Perfect |
| Crane | Raatz |
| Crider | Randolph, Lonnie M. |
| Donato | Rogers |
| Doriot | Ruckelshaus |
| Ford, J.D. | Sandlin |
| Ford, Jon | Spartz |
| Freeman | Stoops |
| Garten | Tallian |
| Gaskill | Taylor, G. |
| Glick | Tomes |
| Grooms | Walker |
| Holdman | M. Young |
| Houchin | Zay |

Roll Call 65: 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

House Concurrent Resolution 11

House Concurrent Resolution 11, sponsored by Senators Glick, Tomes, and Niezgodski:

A CONCURRENT RESOLUTION urging the creation of a Medal of Honor Memorial Highway in Indiana.

Whereas, The Medal of Honor is our nation's highest award for valor, presented to veterans of the armed forces of the United States for acting with conspicuous gallantry and intrepidity above and beyond the call of duty at risk of one's life during combat with an enemy of the United States;

Whereas, The Medal of Honor is widely recognized and respected by the military and public alike;

Whereas, Hoosier Medal of Honor recipients have close ties to Indiana;

Whereas, Indiana Medal of Honor recipients served with the United States Army, United States Marine Corps, United States Navy, and United States Air Force in wars from the time of the Civil War to the current War on Terror over a period of more than 156 years;

Whereas, The nonprofit Bend Heroes Foundation and the Oregon Legislature created a law designating all 451 miles of the border to border U.S. Highway 20 in Oregon as the Oregon Medal of Honor Highway, a first in our nation to honor all states' Medal of Honor recipients;

Whereas, The Oregon law suggested a first ever National Medal of Honor Highway would be created if all 11 states east of Oregon and through which U.S. Highway 20 traverses designated border to border Medal of Honor Highways in their states;

Whereas, Indiana has not dedicated a border highway to honor all of Indiana's Medal of Honor recipients;

Whereas, The Indiana General Assembly urges the Indiana Department of Transportation to designate U.S. Highway 20, a 163 mile border to border highway, the Indiana Medal of Honor Highway in honor of Indiana's current and future Medal of Honor recipients and facilitate a 3,365 mile National Medal of Honor Highway across America;

Whereas, U.S. Highway 20 travels through or near such towns and cities as Metz, Berlien, Angola, Brush Prairie, Plato, LaGrange, Shipshewana, Middlebury, Elkhart, Osceola, Mishawaka, South Bend, Ardmore, Lydick, Olive, New Carlisle, Rolling Prairie, Springville, Michigan City, Waterford, Trail Creek, Town of Pines, Chesterton, Porter, Portage, Dunes Harbor, Burns Harbor, Ogden Dunes, Dunes Acres, Lake Station, Gary, East Chicago, Whiting, and Hammond;

Whereas, Veterans in Indiana support the creation of a Medal of Honor Highway and have offered to pay the cost to create and install the Indiana Medal of Honor Highway signs; and

Whereas, The Indiana General Assembly deeply appreciates the service and sacrifice of its Medal of Honor recipients and the positive roles they have played in their communities and throughout the United States for more than 150 years: 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 urges the Indiana Department of Transportation to rename U.S. Highway 20 beginning at the Indiana and Ohio border and ending at the Illinois and Indiana border the "Indiana Medal of Honor Highway" honoring current and future Indiana Medal of Honor recipients.

SECTION 2. That the Indiana Department of Transportation place and maintain suitable markers which include the display of the three versions of the Medal of Honor along U.S. Highway 20 when installing signs in recognition of the Indiana Medal of Honor Highway.

SECTION 3. That the Indiana Department of Transportation may accept moneys and may enter into agreements with veterans and other groups to create, install, and maintain the signs.

SECTION 4. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to the office of State Representative Dennis Zent for distribution.

The resolution was read in full and referred to the Committee on Homeland Security and Transportation.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 6, 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 4, after "applies" delete "after" and insert "as follows:

(1) After".

Page 1, line 4, after "2017," insert "and before January 1, 2021,".

Page 1, between lines 5 and 6, begin a new line block indented and insert:

"(2) For a supplemental fee under subsections (d) and (e), after December 31, 2020, to each electric vehicle and hybrid vehicle that:

(A) is not a motorcycle or motor driven cycle; and

(B) is required to be registered under IC 9-18.1.

(3) For a supplemental fee under subsections (f) and (g), after December 31, 2020, to each electric vehicle and

hybrid vehicle that:

(A) is a motorcycle or motor driven cycle; and

(B) is required to be registered under IC 9-18.1."

Page 1, delete lines 12 through 13.

Page 2, delete lines 3 through 4.

Page 2, line 5, after "(d)" insert "Subject to subsection (f), after December 31, 2020, this subsection does not apply to a motorcycle or motor driven cycle."

Page 2, line 14, after "(e)" insert "Subject to subsection (g), after December 31, 2020, this subsection does not apply to a motorcycle or motor driven cycle."

Page 2, between lines 22 and 23, begin a new paragraph and insert:

"(f) In addition to any other fee required to register an electric vehicle under this chapter, the supplemental fee to register an electric vehicle that is a motorcycle or motor driven cycle is twenty-five dollars (\$25) through December 31, 2022. Before October 1, 2022, and before October 1 of every fifth year thereafter, the bureau shall determine a new fee amount to take effect as of January 1 of the following year by determining the product of:

(1) the fee in effect for the determination year; multiplied by

(2) the factor determined under IC 6-6-1.6-2.

The fee shall be rounded to the nearest dollar.

(g) In addition to any other fee required to register a hybrid vehicle under this chapter, the supplemental fee to register a hybrid vehicle that is a motorcycle or motor driven cycle is twenty-five dollars (\$25) through December 31, 2022. Before October 1, 2022, and before October 1 of every fifth year thereafter, the bureau shall determine a new fee amount to take effect as of January 1 of the following year by determining the product of:

(1) the fee in effect for the determination year; multiplied by

(2) the factor determined under IC 6-6-1.6-2.

The fee shall be rounded to the nearest dollar."

Page 2, line 23, strike "(f)" and insert "(h)".

(Reference is to SB 6 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 54, 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 6, Nays 1.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 62, 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 family law and juvenile law.

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 topic of the supervision and distribution of psychotropic medication to children who are being supervised by the department of child services in an out-of-home placement.

(b) The interim study committee shall include its recommendations in the interim study committee's final report.

(c) This SECTION expires January 1, 2021.

SECTION 2. An emergency is declared for this act.

(Reference is to SB 62 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred Senate Bill 99, 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.

GLICK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 170, 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.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 171, 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 3, line 20, after "Sec.9." insert "(a)".

Page 3, line 21, delete "town for one (1) or more of the

following purposes:" and insert "town:

(1) for the financing, construction, renovation, improvement, equipping, or maintenance of projects; and

(2) to pay debt service on bonds issued under this chapter for projects;

within the South Clarksville Redevelopment Area, as defined in the South Clarksville Redevelopment Plan on February 1, 2016.

(b) The town may issue bonds to:

(1) pay any costs associated with the financing, construction, renovation, improvement, equipping, and maintenance of a project within the South Clarksville Redevelopment Area, as defined in the South Clarksville Redevelopment Plan on February 1, 2016; or

(2) refund bonds issued or other obligations incurred under this chapter so long as any bonds issued or other obligations incurred to refund bonds or retire other obligations do not extend the date that the previous bonds or other obligations will be completely paid as to principal and interest.

(c) Bonds issued or other obligations incurred under this section:

(1) are payable solely from money provided in this chapter;

(2) must be issued in the manner prescribed by IC 36-5-2-11;

(3) may not have a term that is longer than twenty (20) years; and

(4) may, in the discretion of the town, be sold at a negotiated sale at a price to be determined by the town or in accordance with IC 5-1-11 and IC 5-3-1."

Page 3, delete lines 22 through 39.

Page 4, between lines 3 and 4, begin a new paragraph and insert:

"Sec. 11. This chapter expires October 1, 2040."

(Reference is to SB 171 as printed January 15, 2020.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 2.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 183, 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 the fiscal policy interim study committee during the 2020 legislative interim the task of conducting a review of each statute in the Indiana

Code that authorizes a local unit to enact a food and beverage tax, including:

(1) the purposes for which revenue from each food and beverage tax may be used; and

(2) the expiration date of each food and beverage tax, if any.

(b) This SECTION expires December 31, 2020.

SECTION 2. An emergency is declared for this act.

(Reference is to SB 183 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, 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 do pass.

Committee Vote: Yeas 9, Nays 0.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 258, 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.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 259, 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 Tax and Fiscal Policy, to which was referred Senate Bill 262, 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 "2020" and insert "2021".

Page 1, line 3, delete "shall" and insert "may".

Page 1, line 4, delete "to supervise, direct, coordinate, and

administer the" and insert "and other necessary staff to perform duties as directed that relate to a film and media production incentive program."

Page 1, delete lines 5 through 17.

Page 2, delete lines 1 through 7.

Page 2, line 10, delete "2020]:" and insert "2021]:".

Page 2, line 11, delete "Expenditure" and insert "Incentive Program".

Page 2, delete line 12.

Page 2, between lines 18 and 19, begin a new paragraph and insert:

"Sec. 3. As used in this chapter, "program" refers to an Indiana film and media production incentive program established under section 8 of this chapter."

Page 2, line 19, delete "3." and insert "4."

Page 2, line 23, delete "4." and insert "5."

Page 2, line 33, delete "5." and insert "6."

Page 3, line 28, delete "6." and insert "7."

Page 5, line 15, delete "7. (a) Beginning January" and insert **"8. (a) The corporation may establish an Indiana film and media production incentive program. Beginning July"**.

Page 5, line 19, delete "5(a)(1) through section 5(a)(6)" and insert **"6(a)(1) through section 6(a)(6)"**.

Page 5, line 22, delete "5(a)(7)" and insert **"6(a)(7)"**.

Page 5, line 24, delete "a rebate" and insert **"an incentive under the program"**.

Page 5, line 30, delete "5(a)(1)" and insert **"6(a)(1)"**.

Page 5, delete lines 33 through 39.

Page 5, line 41, delete "7" and insert **"8"**.

Page 6, line 1, delete "a rebate" and insert **"an incentive under the program"**.

Page 6, line 4, after "any" insert **"necessary staff employed by the corporation under IC 5-33-5-14."**

Page 6, delete lines 5 through 6.

Page 6, line 8, delete "a" and insert **"an incentive under the program"**.

Page 6, line 9, delete "rebate".

Page 6, delete lines 23 through 38.

Page 6, line 39, delete "(2)" and insert **"(1)"**.

Page 6, line 40, delete "the rebate:" and insert **"an incentive under the program:"**.

Page 7, line 3, delete "rebate" and insert **"an incentive under the program"**.

Page 7, line 8, delete "rebate" and insert **"an incentive under the program"**.

Page 7, line 13, delete "5(a)(1)" and insert **"6(a)(1)"**.

Page 7, line 15, delete "(3)" and insert **"(2)"**.

Page 8, line 5, delete "(4)" and insert **"(3)"**.

Page 8, line 24, delete "individuals" and insert **"necessary staff employed by the corporation under IC 5-33-5-14."**

Page 8, delete lines 25 through 26.

Page 8, line 27, delete "(a) A rebate:" and insert **"Incentives under the program are subject to appropriations to the program by the general assembly. If funds have not been appropriated for the program by the general assembly, the corporation shall refund an applicant's application fees and final administrative review fees."**

Page 8, delete lines 28 through 36.

Page 8, line 39, delete "a rebate" and insert **"an incentive under the program"**.

Page 9, line 3, delete "amount of the rebate" and insert **"incentive under the program"**.

Page 9, line 7, delete "a rebate" and insert **"an incentive"**.

Page 9, line 8, delete "A rebate" and insert **"An incentive under the program"**.

Page 9, line 13, delete "a rebate" and insert **"an incentive under the program"**.

Page 9, line 15, delete "a rebate" and insert **"an incentive under the program"**.

Page 9, line 21, delete "a rebate" and insert **"an incentive under the program"**.

Page 9, line 32, delete "a rebate" and insert **"an incentive"**.

Page 9, line 33, delete "a rebate" and insert **"an incentive under the program"**.

Page 9, line 35, delete "rebate" and insert **"incentive under the program"**.

Page 9, delete lines 37 through 39.

Page 9, line 40, delete "15." and insert **"14."**

Page 9, after line 40, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE UPON PASSAGE] (a) Before October 1, 2020, and subject to subsection (b), the Indiana destination development corporation, in coordination with the office of management and budget, shall prepare a detailed report concerning film and media production incentives and provide the report to the interim study committee on fiscal policy established by IC 2-5-1.3-4. The report must be in an electronic format under IC 5-14-6.

(b) The report required under subsection (a) must include at least the following information:

(1) Information concerning film and media production incentives offered in all other states.

(2) Information concerning the effectiveness of film and media production incentives offered in all other states.

(3) A recommendation on the type of incentive Indiana should offer in order to be competitive with other states, including:

(A) the amount of incentive that should be offered;

(B) the types of productions, including film and media, that should be incentivized;

(C) the types of production expenditures that should be considered qualified for purposes of an incentive;

(D) the minimum amount of expenditures that should be required in order to be eligible for an incentive; and

(E) the maximum amount of incentives that should be offered per state fiscal year.

(c) This SECTION expires July 1, 2023.

SECTION 4. An emergency is declared for this act."

Re-number all SECTIONS consecutively.

(Reference is to SB 262 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal 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 be amended as follows:

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

"SECTION 1. IC 36-7-32-8, AS AMENDED BY P.L.158-2019, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8. (a) As used in this chapter, "income tax base period amount" means the following:

(1) Except as provided in subdivision (2), the aggregate amount of the following taxes paid by employees employed in the territory comprising a certified technology park with respect to wages and salary earned for work in the certified technology park for the state fiscal year that precedes the date on which the certified technology park was designated under section 11 of this chapter:

(A) The adjusted gross income tax.

(B) The local income tax (IC 6-3.6).

(2) In the case of a certified technology park for which the amount limit under section 22(c) or 22(d) of this chapter has been exceeded, and subject to subsection (b), the aggregate amount of adjusted gross income taxes and local income taxes (IC 6-3.6) paid by employees employed in the territory comprising a certified technology park with respect to wages and salary earned for work in the certified technology park for

(A) the state fiscal year in which the total deposits in the incremental tax financing fund for the certified technology park first exceeded the amount limit under section 22(c) or 22(d) of this chapter; or

(B) the state fiscal year beginning July 1, 2019, and ending June 30, 2020; in the case of a certified technology park for which the amount limit under section 22(c) or 22(d) of this chapter was exceeded before July 1, 2020:

a particular state fiscal year that:

(A) after negotiation between the redevelopment commission and the Indiana economic development corporation, is recommended by the Indiana economic development corporation; and

(B) is subject to review by the budget committee under section 22(f)(1)(B) of this chapter.

However, the state fiscal year recommended under this subdivision may not be a state fiscal year that is before the state fiscal year that precedes the date on which the certified technology park was designated under section 11 of this chapter.

(b) In determining and reviewing the state fiscal year under subsection (a)(2), the Indiana economic development corporation and budget committee shall consider:

(1) the operating business model of the certified technology park;

(2) the financial and legal sponsors and support of the

certified technology park;

(3) the performance of the certified technology park; and

(4) any ongoing financial requirements of the certified technology park necessary to meet the statutory requirements of a certified technology park.

SECTION 2. IC 36-7-32-8.5, AS AMENDED BY P.L.158-2019, SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8.5. As used in this chapter, "income tax incremental amount" means the following:

(1) Except as provided in subdivision (2), the remainder of:

(A) the total amount of state adjusted gross income taxes and local income taxes paid by employees employed in the territory comprising the certified technology park with respect to wages and salary earned for work in the territory comprising the certified technology park for a particular state fiscal year; minus

(B) the sum of the:

(i) income tax base period amount as defined in section ~~8(1)~~ **8(a)(1)** of this chapter; and

(ii) tax credits awarded by the Indiana economic development corporation under IC 6-3.1-13 to businesses operating in a certified technology park as the result of wages earned for work in the certified technology park for the state fiscal year;

as determined by the department of state revenue.

(2) In the case of a certified technology park for which the amount limit under section 22(c) or 22(d) of this chapter has been exceeded, the remainder of:

(A) the total amount of state adjusted gross income taxes and local income taxes paid by employees employed in the territory comprising the certified technology park with respect to wages and salary earned for work in the territory comprising the certified technology park for a particular state fiscal year; minus

(B) the sum of the:

(i) income tax base period amount as defined in section ~~8(2)~~ **8(a)(2)** of this chapter; and

(ii) tax credits awarded by the Indiana economic development corporation under IC 6-3.1-13 to businesses operating in a certified technology park as the result of wages earned for work in the certified technology park for the state fiscal year;

as determined by the department of state revenue."

Page 3, line 25, after "commission" insert "**and, if the redevelopment commission has designated a third party manager or operator of the certified technology park, the third party manager or operator,**".

Page 3, line 32, after "section" insert "**11(e) and**".

Page 4, line 2, delete "October 1" and insert "**March 30**".

Page 4, line 17, after "section" insert "**11(e) and**".

Re-number all SECTIONS consecutively.

(Reference is to SB 264 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 268, 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 8 through 42, begin a new paragraph and insert:

"SECTION 2. IC 8-23-32 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]:

Chapter 32. Automated Traffic Control System Pilot Program to Monitor Worksite Speed Limits

Sec. 1. (a) This chapter does not apply to a road or bridge maintained by or under a contract with the Indiana finance authority.

(b) This chapter applies only to a part of a road or bridge on the interstate system (as defined by IC 8-23-1-25) or a U.S. route.

Sec. 2. As used in this chapter, "automated traffic control system" means a photographic device, radar device, laser device, or other electrical or mechanical device or devices designed to:

(1) record the speed of a motor vehicle; and

(2) obtain a clear photograph or other recorded image of the rear of the motor vehicle and the license plate affixed to the motor vehicle at the time the recorded speed of the motor vehicle exceeds a speed limit established under IC 9-21-5-11.

Sec. 3. As used in this chapter, "motor vehicle rental company" means a person that routinely engages in the business of renting motor vehicles for periods of not more than thirty (30) days.

Sec. 4. As used in this chapter, "owner" means a person in whose name a motor vehicle is registered under any of the following:

(1) IC 9-18.1.

(2) The law of another state.

(3) The law of a foreign country.

(4) The International Registration Plan.

Sec. 5. As used in this chapter, "worksite" means any part of a road or bridge on the interstate system (as defined by IC 8-23-1-25) or a U.S. route on which the department has established a speed limit under IC 9-21-5-11.

Sec. 6. (a) The department may establish an automated traffic control system pilot program in a worksite. However, the department may operate an automated traffic control system installed under this subsection only when workers are present in the worksite.

(b) The department may enter into an agreement with a third party vendor to assist in the administration of this chapter.

(c) The burden of proving that workers were present at the time an automated traffic control system recorded the speed of the motor vehicle exceeding a speed limit established under IC 9-21-5-11 is on the department in an administrative review under IC 4-21.5.

(d) The department may purchase and operate no more

than four (4) automated traffic control systems under this chapter.

(e) No more than four (4) worksites may be monitored in any single calendar year.

Sec. 7. If the department establishes an automated traffic control system under section 6 of this chapter, the department shall do the following:

(1) Conduct a public information campaign to inform drivers about the use of an automated traffic control system to detect speeds in excess of a worksite speed limit before implementing the automated traffic control system.

(2) Post signs indicating that worksite speed limits are monitored through an automated traffic control system before the entrance to any worksite in which an automated traffic control system is in use.

(3) Limit the operation of an automated traffic control system to areas where workers are present and highway construction or maintenance is occurring.

Sec. 8. (a) An automated traffic control system may not be used to take a photograph or recorded image of the front of a motor vehicle.

(b) A front view photograph or recorded image obtained through the use of an automated traffic control system may not be used as evidence in any hearing under IC 4-21.5.

Sec. 9. (a) A photograph or recorded image obtained through the use of an automated traffic control system may not be used as evidence in any action other than the action to collect a worksite speed limit civil penalty for which the photograph or recorded image was obtained.

(b) A photograph or recorded image obtained through the use of an automated traffic control system may be used internally to administer the automated traffic control system. However, unless authorized by court order, a photograph or recorded image obtained through the use of an automated traffic control system may not be disclosed to anyone other than:

(1) the owner of the motor vehicle at the time the recorded speed of the motor vehicle exceeded a speed limit established under IC 9-21-5-11;

(2) the individual alleged to have been operating the motor vehicle at the time the worksite speed limit was exceeded as described in subdivision (1);

(3) an attorney representing an individual described in subdivision (1) or (2);

(4) a law enforcement officer;

(5) the department;

(6) a person administering the automated traffic control system; and

(7) the court in a proceeding for judicial review under IC 4-21.5.

Sec. 10. (a) Except as provided in section 13 of this chapter, the owner of a motor vehicle identified through an automated traffic control system is liable for the civil penalty described in section 11 of this chapter for exceeding a speed limit established under IC 9-21-5-11.

(b) There is a rebuttable presumption that the owner of a motor vehicle that is the subject of a photograph or recorded

image was operating the motor vehicle when the photograph or recorded image was obtained through an automated traffic control system. The presumption does not apply to the owner of a motor vehicle that is the subject of a photograph or recorded image if the owner of the motor vehicle is a motor vehicle rental company.

(c) The owner of a motor vehicle, including a motor vehicle rental company, may submit the information described in section 13 of this chapter to rebut the presumption created by subsection (b).

(d) It is a defense under this section if any of the following apply:

(1) The person receiving a notice under section 12 of this chapter was not the owner of the motor vehicle and was not driving the vehicle at the time that the worksite speed limit was exceeded.

(2) The vehicle was reported stolen prior to the time that the worksite speed limit was exceeded and was not recovered prior to that time.

(3) The automated traffic control system was not properly tested for accuracy, certification, or calibration.

(4) No workers were present in the worksite at the time that the worksite speed limit was exceeded.

Sec. 11. (a) This section does not apply to a person who has been charged with an infraction for a violation of IC 9-21-5-11.

(b) The department shall assess a civil penalty on a person who exceeds the speed limit prescribed by IC 9-21-5-11 if the automated traffic control system indicates that the operator of a motor vehicle has exceeded the worksite speed limit by at least eleven (11) miles per hour.

(c) A person who exceeds a worksite speed limit established under IC 9-21-5-11 that is detected under this chapter is subject to the following civil penalties:

(1) A written warning for the first time that the person exceeds a worksite speed limit detected under this chapter.

(2) A civil penalty of seventy-five dollars (\$75) for the second time that the person exceeds a worksite speed limit detected under this chapter.

(3) A civil penalty of one hundred fifty dollars (\$150) for the third and each subsequent time that the person exceeds a worksite speed limit detected under this chapter.

(d) A civil penalty collected under this section shall be deposited in the state general fund.

(e) A person assessed a civil penalty under this section is not liable for an infraction for a violation of IC 9-21-5-11.

Sec. 12. A person identified as the owner of the motor vehicle at the time an automated traffic control system indicated that the speed of the motor vehicle exceeded a speed limit established under IC 9-21-5-11 is entitled to notice of the violation by first class mail postmarked not later than fourteen (14) days after the date of the alleged violation. The notice must include the following information:

(1) The name and address of the owner of the motor vehicle.

- (2) The license plate number of the motor vehicle.
- (3) A statement informing the person that an automated traffic control system indicated that the motor vehicle exceeded a speed limit established under IC 9-21-5-11.
- (4) The location of where the worksite speed limit was exceeded.
- (5) The date and time when the worksite speed limit was exceeded.
- (6) A copy of, and information on how to view through electronic means, the photograph or recorded image of the moment when the worksite speed limit was exceeded.
- (7) The amount of the civil penalty.
- (8) The date by which the civil penalty must be paid if the owner of the motor vehicle does not desire to request an administrative review under IC 4-21.5. The civil penalty must be paid not later than thirty (30) days after the date the notice of assessment is issued if a defense does not apply, or not later than forty-five (45) days after the issuance date of the notice of assessment if a defense requires the notice of assessment to be sent to another person.
- (9) A statement that the photograph or recorded image of the moment when the worksite speed limit was exceeded is prima facie evidence that a worksite speed limit was exceeded.
- (10) The procedure under which the notice of assessment may be reviewed under IC 4-21.5, and the procedure and conditions under which the responsibility for payment of the civil penalty may be transferred to another individual who was operating the motor vehicle at the time the worksite speed limit was exceeded.
- (11) Written verification that the automated traffic control system was operating correctly at the time the worksite speed limit was exceeded and the date of the most recent inspection that confirms that the automated traffic control system was operating properly.

Sec. 13. (a) The owner of a motor vehicle operated by another individual at the time that an automated traffic control system records the speed of the motor vehicle in excess of a speed limit established under IC 9-21-5-11 is not liable for the civil penalty and is not required to pay the civil penalty imposed if the owner does the following:

- (1) Responds to the notice of assessment not more than thirty (30) days after receiving the notice of assessment and submits to the department a request for administrative review and an affidavit of nonliability stating that an individual other than the owner of the motor vehicle had custody and control of the motor vehicle at the time that an automated traffic control system recorded the speed of the motor vehicle in excess of a speed limit established under IC 9-21-5-11.
- (2) Provides the following information to the department about the individual having custody and control of the motor vehicle at the time that an automated traffic control system recorded the speed of the motor vehicle in excess of a speed limit established

under IC 9-21-5-11:

- (A) The name and address of the individual.
- (B) The individual's driver's license number.
- (b) If the department finds by a preponderance of the evidence that an individual other than the owner of the motor vehicle was operating the motor vehicle at the time that an automated traffic control system records the speed of the motor vehicle in excess of a speed limit established under IC 9-21-5-11, the department shall issue a notice of assessment to the person found to be operating the motor vehicle when an automated traffic control system recorded the speed of the motor vehicle in excess of a speed limit established under IC 9-21-5-11.

Sec. 14. (a) A person requesting an administrative review must respond to the notice of assessment not more than thirty (30) days after receiving the notice of assessment.

(b) If the person seeks an administrative review of the assessment within the time period described in subsection (a) or section 13 of this chapter, the department shall set a hearing not later than thirty (30) days after the department receives the request.

(c) Except as otherwise provided in this chapter, an administrative review hearing shall be conducted in accordance with IC 4-21.5.

(d) At the hearing, the department has the burden of establishing by a preponderance of the evidence that the person exceeded the speed limit prescribed by IC 9-21-5-11 as recorded by an automated traffic control system.

(e) If the department finds that the person exceeded the speed limit prescribed by IC 9-21-5-11 as recorded by an automated traffic control system, the person is liable for the civil penalty. If the department finds that the person did not exceed the speed limit prescribed by IC 9-21-5-11 as recorded by an automated traffic control system, the person is not liable for the civil penalty.

(f) A person may seek review of an order issued under this section as described in IC 4-21.5-5.

Sec. 15. (a) Before November 1 of each year, the department must submit a report to the interim study committee on roads and transportation established by IC 2-5-1.3-4 that includes the following:

- (1) The number of motor vehicle accidents and related serious injuries and deaths that occurred in each worksite where an automated traffic control system was operated.
- (2) Data related to the speed of motor vehicles traveling through a worksite where an automated traffic control system was operated.
- (3) The number of violations issued in a worksite where an automated traffic control system was operated.
- (4) The amount of fines imposed for violations occurring in a worksite where an automated traffic control system was operated.
- (b) Before July 1, 2025, the department must submit a report to the interim study committee on roads and transportation established by IC 2-5-1.3-4 that provides a summary of the impact of the use of automated traffic control systems in worksites.

(c) A report under this section must be submitted in an electronic format under IC 5-14-6."

Delete pages 3 through 7.

Page 8, delete lines 1 through 11.

Page 8, between lines 18 and 19, begin a new line block indented and insert:

"**(1) IC 8-23-32;**"

Page 8, line 19, strike "(1)" and insert "**(2)**".

Page 8, line 20, strike "(2)" and insert "**(3)**".

Page 9, line 11, delete "IC 9-21-3.7," and insert "**IC 8-23-32,**".

Page 9, line 17, delete "IC 9-21-3.7." and insert "**IC 8-23-32.**".

Page 9, line 35, delete "IC 9-21-3.7." and insert "**IC 8-23-32.**".

Page 10, line 1, delete "IC 9-21-3.7." and insert "**IC 8-23-32.**".

Page 10, between lines 15 and 16, begin a new paragraph and insert:

"(g) In the case of a worksite speed limit enforced through an automated traffic control system, a civil penalty shall be assessed under IC 8-23-32."

Page 11, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 7. IC 33-37-4-1, AS AMENDED BY P.L.24-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 1. (a) For each action that results in a felony conviction under IC 35-50-2 or a misdemeanor conviction under IC 35-50-3, the clerk shall collect from the defendant a criminal costs fee of one hundred twenty dollars (\$120).

(b) In addition to the criminal costs fee collected under this section, the clerk shall collect from the defendant the following fees if they are required under IC 33-37-5:

(1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or IC 33-37-5-4).

(2) A marijuana eradication program fee (IC 33-37-5-7).

(3) An alcohol and drug services program fee (IC 33-37-5-8(b)).

(4) A law enforcement continuing education program fee (IC 33-37-5-8(c)).

(5) A drug abuse, prosecution, interdiction, and correction fee (IC 33-37-5-9).

(6) An alcohol and drug countermeasures fee (IC 33-37-5-10).

(7) A child abuse prevention fee (IC 33-37-5-12).

(8) A domestic violence prevention and treatment fee (IC 33-37-5-13).

(9) A highway worksite ~~zone~~ fee (IC 33-37-5-14).

(10) A deferred prosecution fee (IC 33-37-5-17).

(11) A document storage fee (IC 33-37-5-20).

(12) An automated record keeping fee (IC 33-37-5-21).

(13) A late payment fee (IC 33-37-5-22).

(14) A sexual assault victims assistance fee (IC 33-37-5-23).

(15) A public defense administration fee (IC 33-37-5-21.2).

(16) A judicial insurance adjustment fee (IC 33-37-5-25).

(17) A judicial salaries fee (IC 33-37-5-26).

(18) A court administration fee (IC 33-37-5-27).

(19) A DNA sample processing fee (IC 33-37-5-26.2).

(c) Instead of the criminal costs fee prescribed by this section, except for the automated record keeping fee (IC 33-37-5-21), the clerk shall collect a pretrial diversion program fee if an agreement between the prosecuting attorney and the accused person entered into under IC 33-39-1-8 requires payment of those fees by the accused person. The pretrial diversion program fee is:

(1) an initial user's fee of fifty dollars (\$50) for a misdemeanor offense;

(2) an initial user's fee of seventy-five dollars (\$75) for a felony offense;

(3) a monthly user's fee of twenty dollars (\$20) for each month that the person remains in the pretrial diversion program; and

(4) any additional program fee or cost that is:

(A) reasonably related to the person's rehabilitation; and

(B) approved by the court.

A monthly user fee may not be collected beyond the maximum length of the possible sentence.

(d) The clerk shall transfer to the county auditor or city or town fiscal officer the following fees, not later than thirty (30) days after the fees are collected:

(1) The pretrial diversion fee.

(2) The marijuana eradication program fee.

(3) The alcohol and drug services program fee.

(4) The law enforcement continuing education program fee.

The auditor or fiscal officer shall deposit fees transferred under this subsection in the appropriate user fee fund established under IC 33-37-8.

(e) Unless otherwise directed by a court, if a clerk collects only part of a criminal costs fee from a defendant under this section, the clerk shall distribute the partial payment of the criminal costs fee as follows:

(1) The clerk shall apply the partial payment to general court costs.

(2) If there is money remaining after the partial payment is applied to general court costs under subdivision (1), the clerk shall distribute the remainder of the partial payment for deposit in the appropriate county user fee fund.

(3) If there is money remaining after distribution under subdivision (2), the clerk shall distribute the remainder of the partial payment for deposit in the state user fee fund.

(4) If there is money remaining after distribution under subdivision (3), the clerk shall distribute the remainder of the partial payment to any other applicable user fee fund.

(5) If there is money remaining after distribution under subdivision (4), the clerk shall apply the remainder of the partial payment to any outstanding fines owed by the defendant.

SECTION 8. IC 33-37-4-2, AS AMENDED BY P.L.85-2017, SECTION 109, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2. (a) Except as provided in subsections (d) and (e), for each action that results in a judgment:

(1) for a violation constituting an infraction; or

(2) for a violation of an ordinance of a municipal corporation (as defined in IC 36-1-2-10); the clerk shall collect from the defendant an infraction or ordinance violation costs fee of seventy dollars (\$70).

(b) In addition to the infraction or ordinance violation costs fee collected under this section, the clerk shall collect from the defendant the following fees, if they are required under IC 33-37-5:

- (1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or IC 33-37-5-4).
- (2) An alcohol and drug services program fee (IC 33-37-5-8(b)).
- (3) A law enforcement continuing education program fee (IC 33-37-5-8(c)).
- (4) An alcohol and drug countermeasures fee (IC 33-37-5-10).
- (5) A highway worksite ~~zone~~ fee (IC 33-37-5-14).
- (6) A deferred prosecution fee (IC 33-37-5-17).
- (7) A jury fee (IC 33-37-5-19).
- (8) A document storage fee (IC 33-37-5-20).
- (9) An automated record keeping fee (IC 33-37-5-21).
- (10) A late payment fee (IC 33-37-5-22).
- (11) A public defense administration fee (IC 33-37-5-21.2).
- (12) A judicial insurance adjustment fee (IC 33-37-5-25).
- (13) A judicial salaries fee (IC 33-37-5-26).
- (14) A court administration fee (IC 33-37-5-27).
- (15) A DNA sample processing fee (IC 33-37-5-26.2).

(c) The clerk shall transfer to the county auditor or fiscal officer of the municipal corporation the following fees, not later than thirty (30) days after the fees are collected:

- (1) The alcohol and drug services program fee (IC 33-37-5-8(b)).
- (2) The law enforcement continuing education program fee (IC 33-37-5-8(c)).
- (3) The deferral program fee (subsection (e)).

The auditor or fiscal officer shall deposit the fees in the user fee fund established under IC 33-37-8.

(d) The defendant is not liable for any ordinance violation costs fee in an action if all the following apply:

- (1) The defendant was charged with an ordinance violation subject to IC 33-36.
- (2) The defendant denied the violation under IC 33-36-3.
- (3) Proceedings in court against the defendant were initiated under IC 34-28-5 (or IC 34-4-32 before its repeal).
- (4) The defendant was tried and the court entered judgment for the defendant for the violation.

(e) Instead of the infraction or ordinance violation costs fee prescribed by subsection (a), except for the automated record keeping fee (IC 33-37-5-21), the clerk shall collect a deferral program fee if an agreement between a prosecuting attorney or an attorney for a municipal corporation and the person charged with a violation entered into under IC 34-28-5-1 (or IC 34-4-32-1 before its repeal) requires payment of those fees by the person charged with the violation. The deferral program fee is:

- (1) an initial user's fee not to exceed fifty-two dollars (\$52); and
- (2) a monthly user's fee not to exceed ten dollars (\$10) for

each month the person remains in the deferral program.

(f) The fees prescribed by this section are costs for purposes of IC 34-28-5-5 and may be collected from a defendant against whom judgment is entered. Any penalty assessed is in addition to costs."

Page 11, after line 32, begin a new paragraph and insert:

"SECTION 10. IC 33-37-7-2, AS AMENDED BY P.L.30-2019, SECTION 20, AND AS AMENDED BY P.L.144-2019, SECTION 18, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2020 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 2. (a) The clerk of a circuit court shall distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under IC 34-28-5-1 and for deposit in the state general fund seventy percent (70%) of the amount of fees collected under the following:

- (1) IC 33-37-4-1(a) (criminal costs fees).
- (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- (3) IC 33-37-4-3(a) (juvenile costs fees).
- (4) IC 33-37-4-4(a) (civil costs fees).
- (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- (6) IC 33-37-4-7(a) (probate costs fees).
- (7) IC 33-37-5-17 (deferred prosecution fees).

(b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the state user fee fund established in IC 33-37-9-2 the following:

- (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-37-4-1(b)(5).
- (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- (3) One hundred percent (100%) of the child abuse prevention fees collected under IC 33-37-4-1(b)(7).
- (4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected under IC 33-37-4-1(b)(8).
- (5) One hundred percent (100%) of the highway worksite ~~zone~~ fees collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
- (6) ~~One hundred percent (100%)~~ Seventy-five percent (75%) of the safe schools fee collected under IC 33-37-5-18.
- (7) One hundred percent (100%) of the automated record keeping fee collected under IC 33-37-5-21 not distributed under subsection (a).

(c) The clerk of a circuit court shall distribute monthly to the county auditor the following:

- (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees collected

under IC 33-37-4-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(d) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent (100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees distributed by a clerk under this subsection as follows:

(1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.

(2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county auditor shall deposit all the fees in the county general fund.

(e) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the sexual assault victims assistance fund established by ~~IC 5-2-6-23(f)~~ IC 5-2-6-23(d) one hundred percent (100%) of the sexual assault victims assistance fees collected under IC 33-37-5-23.

(f) The clerk of a circuit court shall distribute monthly to the county auditor the following:

(1) One hundred percent (100%) of the support and maintenance fees for cases designated as non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS) or the successor statewide automated support enforcement system collected under IC 33-37-5-6.

(2) The percentage share of the support and maintenance fees for cases designated as Title IV-D child support cases in ISETS or the successor statewide automated support enforcement system collected under IC 33-37-5-6 that is reimbursable to the county at the federal financial participation rate.

The county clerk shall distribute monthly to the department of child services the percentage share of the support and maintenance fees for cases designated as Title IV-D child support cases in ISETS, or the successor statewide automated support enforcement system, collected under IC 33-37-5-6 that is not reimbursable to the county at the applicable federal financial participation rate.

(g) The clerk of a circuit court shall distribute monthly to the county auditor the following:

(1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2) for deposit in the county general fund.

(2) One hundred percent (100%) of the small claims garnishee service fee under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.

(3) *Twenty-five percent (25%) of the safe schools fee collected under IC 33-37-5-18 for deposit in the county general fund.*

(h) This subsection does not apply to court administration fees collected in small claims actions filed in a court described in IC 33-34. The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the following:

(1) The public defense administration fee collected under IC 33-37-5-21.2.

(2) The judicial salaries fees collected under IC 33-37-5-26.

(3) The DNA sample processing fees collected under IC 33-37-5-26.2.

(4) The court administration fees collected under IC 33-37-5-27.

(i) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.

(j) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall be distributed as follows:

(1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.

(2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

(k) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or IC 33-37-5-28(b)(4) shall be distributed as follows:

(1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.

(2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

(l) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the home ownership education account established by IC 5-20-1-27 one hundred percent (100%) of the following:

(1) The mortgage foreclosure counseling and education fees collected under IC 33-37-5-33 (before its expiration on July 1, 2017).

(2) Any civil penalties imposed and collected by a court for a violation of a court order in a foreclosure action under IC 32-30-10.5.

(m) The clerk of a circuit court shall distribute semiannually to the auditor of state one hundred percent (100%) of the pro bono legal services fees collected before July 1, 2022, under IC 33-37-5-31. The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor entity) as the entity designated to organize and administer the interest on lawyers trust accounts (IOLTA)

program under Rule 1.15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana Bar Foundation shall:

- (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and
- (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish approved pro bono legal services programs.

The handling and expenditure of the pro bono legal services fees received under this section by the Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The amounts necessary to make the transfers required by this subsection are appropriated from the state general fund.

SECTION 11. IC 33-37-7-8, AS AMENDED BY P.L.144-2019, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 8. (a) The clerk of a city or town court shall distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under IC 34-28-5-1 and for deposit in the state general fund fifty-five percent (55%) of the amount of fees collected under the following:

- (1) IC 33-37-4-1(a) (criminal costs fees).
- (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- (3) IC 33-37-4-4(a) (civil costs fees).
- (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- (5) IC 33-37-5-17 (deferred prosecution fees).

(b) The city or town fiscal officer shall distribute monthly to the county auditor as the county share twenty percent (20%) of the amount of fees collected under the following:

- (1) IC 33-37-4-1(a) (criminal costs fees).
- (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- (3) IC 33-37-4-4(a) (civil costs fees).
- (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- (5) IC 33-37-5-17 (deferred prosecution fees).

(c) The city or town fiscal officer shall retain twenty-five percent (25%) as the city or town share of the fees collected under the following:

- (1) IC 33-37-4-1(a) (criminal costs fees).
- (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- (3) IC 33-37-4-4(a) (civil costs fees).
- (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- (5) IC 33-37-5-17 (deferred prosecution fees).

(d) The clerk of a city or town court shall distribute semiannually to the auditor of state for deposit in the state user fee fund established in IC 33-37-9 the following:

- (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees collected

under IC 33-37-4-1(b)(5).

(2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

(3) One hundred percent (100%) of the highway worksite ~~zone~~ fees collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).

(4) Seventy-five percent (75%) of the safe schools fee collected under IC 33-37-5-18.

(5) One hundred percent (100%) of the automated record keeping fee collected under IC 33-37-5-21 not distributed under subsection (a).

(e) The clerk of a city or town court shall distribute monthly to the county auditor the following:

(1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-37-4-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(f) The clerk of a city or town court shall distribute monthly to the city or town fiscal officer (as defined in IC 36-1-2-7) one hundred percent (100%) of the following:

- (1) The late payment fees collected under IC 33-37-5-22.
- (2) The small claims service fee collected under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2).
- (3) The small claims garnishee service fee collected under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3).
- (4) Twenty-five percent (25%) of the safe schools fee collected under IC 33-37-5-18.

The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit fees distributed by a clerk under this subsection in the city or town general fund.

(g) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the following:

- (1) The public defense administration fee collected under IC 33-37-5-21.2.
- (2) The DNA sample processing fees collected under IC 33-37-5-26.2.
- (3) The court administration fees collected under IC 33-37-5-27.

(h) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.

(i) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the state general fund seventy-five percent (75%) of the judicial salaries fee collected under IC 33-37-5-26. The city or town fiscal officer shall retain twenty-five percent (25%) of the judicial salaries fee collected under IC 33-37-5-26. The funds retained by the city or town shall be prioritized to fund city or town court operations.

(j) The clerk of a city or town court shall distribute semiannually to the auditor of state one hundred percent (100%) of the pro bono legal services fees collected before July 1, 2022, under IC 33-37-5-31. The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor entity) as the entity designated to organize and administer the interest on lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana Bar Foundation shall:

- (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and
- (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish approved pro bono legal services programs.

The handling and expenditure of the pro bono legal services fees received under this section by the Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The amounts necessary to make the transfers required by this subsection are appropriated from the state general fund."

Renumber all SECTIONS consecutively.

(Reference is to SB 268 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred Senate Bill 288, 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 30.

Page 3, between lines 30 and 31, begin a new paragraph and insert:

"SECTION 1. IC 14-22-11-20 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 20. (a) The department shall place an identifying symbol of the individual's intention to make an anatomical gift on the face of the resident license to hunt, fish, or trap that is issued to the individual.**

(b) The department shall adopt rules under IC 4-22-2 for issuing licenses with an identifying symbol indicating the donation of an anatomical gift, that may include the process of purchasing a license in person at a license agent or an online transaction."

Page 6, line 41, delete "14-22-12.2;" and insert "**14-22-12-1;**".

Page 7, line 21, strike "or".

Page 7, line 22, after ";" insert "**or**".

Page 7, between lines 22 and 23, begin a new line block

indented and insert:

"(3) the donor's resident hunting, fishing, or trapping license;".

Page 7, between lines 26 and 27, begin a new paragraph and insert:

"(f) Neither the state nor any organ recovery health care provider (as defined by IC 34-18-2-14) is civilly liable as a result of an individual making an unrevoked anatomical gift under this chapter."

Page 8, line 14, delete "34-30-2-56.4" and insert "34-30-2-123.2".

Page 8, line 16, delete "56.4. IC 14-22-12.2-7" and insert "**123.2. IC 29-2-16.1-4(f)**".

Renumber all SECTIONS consecutively.

(Reference is to SB 288 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

GLICK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 289, 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 38, strike "a criminal history check" and insert "**an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases"**.

Page 2, line 40, after "completed" insert "**and a child abuse and neglect registry check (under 34 U.S.C. 20990) from a state in which each person described in subsection (d)(2) or (d)(3) has resided in the preceding five (5) years must be requested"**.

Page 3, delete lines 3 through 9, begin a new paragraph and insert:

"(i) An individual may be employed as a person described in subsection (d)(2) or (d)(3) before an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases of the individual are completed as required under subsection (h)(1) if:

(1) the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases have been initiated; and

(2) the individual's employment before the completion of the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases is limited to employment training during which the individual is never alone with a child."

Page 4, line 34, strike "a criminal history check" and insert "**an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases"**.

Page 4, line 36, after "completed" insert "**and a child and neglect registry check (under 34 U.S.C. 20990) from a state in which each person described in subsection (d)(2) or (d)(3) has resided in the preceding five (5) years must be requested**".

Page 4, delete lines 41 through 42, begin a new paragraph and insert:

"(i) An individual may be employed as a person described in subsection (d)(2) or (d)(3) before an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases of the individual are completed as required under subsection (h)(1) if:

(1) the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases have been initiated; and

(2) the individual's employment before the completion of the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases is limited to employment training during which the individual is never alone with a child."

Page 5, delete lines 1 through 5.

Page 6, line 31, strike "criminal history check" and insert "**an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases**".

Page 6, line 33, after "completed" insert "**and a child and neglect registry check (under 34 U.S.C. 20990) from a state in which each person described in subsection (d)(2) or (d)(3) has resided in the preceding five (5) years must be requested**".

Page 6, delete lines 38 through 42, begin a new paragraph and insert:

"(i) An individual may be employed as a person described in subsection (d)(2) or (d)(3) before an in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and a fingerprint based check of national crime information data bases of the individual are completed as required under subsection (h)(1) if:

(1) the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases have been initiated; and

(2) the individual's employment before the completion of the in-state child abuse and neglect registry check (under 34 U.S.C. 20990) and fingerprint based check of national crime information data bases is limited to employment training during which the individual is never alone with a child."

Page 7, delete lines 1 through 2.

(Reference is to SB 289 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 292, 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, delete lines 1 through 2.

Page 5, line 6, delete "Senior Homestead Assessed Value Deduction" and insert "**County Option Circuit Breaker Tax Credit**".

Page 5, delete lines 10 through 42, begin a new paragraph and insert:

"Sec. 2. As used in this chapter, "qualified individual" means an individual who:

(1) qualified for a standard deduction granted under IC 6-1.1-12-37 for the individual's homestead property in the immediately preceding calendar year (or was married at the time of death to a deceased spouse who qualified for a standard deduction granted under IC 6-1.1-12-37 for the individual's homestead property in the immediately preceding calendar year);

(2) qualifies for a standard deduction granted under IC 6-1.1-12-37 for the same homestead property in the current calendar year;

(3) has lived in the homestead for at least three (3) years on or before December 31 of the calendar year immediately preceding the current calendar year; and

(4) had:

(A) in the case of an individual who filed a single return, adjusted gross income (as defined in Section 62 of the Internal Revenue Code) not exceeding the amount specified in the ordinance adopted by the county under section 3(c)(2) of this chapter; or

(B) in the case of an individual who filed a joint income tax return with the individual's spouse, combined adjusted gross income (as defined in Section 62 of the Internal Revenue Code) not exceeding the amount specified in the ordinance adopted by the county under section 3(c)(2) of this chapter;

for the calendar year preceding by two (2) years the calendar year in which property taxes are first due and payable.

Sec. 3. (a) A county fiscal body may adopt an ordinance to provide a credit against a qualified individual's property tax liability as set forth in this chapter.

(b) An ordinance adopted under this section may designate:

(1) all of the territory of the county; or

(2) one (1) or more specific geographic territories within the county;

as an area in which qualified individuals may apply for the credit.

(c) An ordinance adopted under this section must:

(1) include a boundary description of the geographic area or areas to which the ordinance applies; and

(2) specify the income thresholds for a qualified individual under section 2(4)(A) and 2(4)(B) of this chapter, if any.

(d) If a proposal is presented to the county fiscal body to adopt an ordinance under this section, the county fiscal body shall hear the proposal at a public meeting of the county fiscal body and may then vote to adopt the ordinance at the next meeting of the county fiscal body.

(e) The county fiscal body may rescind an ordinance adopted under this section.

(f) An ordinance adopted under this section is effective January 1 of the year following the year in which the ordinance is adopted.

Sec. 4. If a county fiscal body adopts an ordinance to either provide the credit under this chapter or rescind an ordinance previously adopted, the county fiscal body shall give notice of the adoption of the ordinance to:

- (1) the department of local government finance on the form and in the manner prescribed by the department of local government finance;
- (2) the county auditor; and
- (3) the fiscal officer of each taxing unit within the geographic area or areas to which the ordinance applies;

including a certified copy of the adopted ordinance.

Sec. 5. A qualified individual who desires to claim the credit under this chapter must apply for the credit by filing a certified statement on forms prescribed by the department of local government finance with the county auditor. However, a qualified individual who remains eligible for the credit in the following year is not required to file a statement to apply for the credit in the following year.

Sec. 6. The amount of the credit under this chapter is equal to the greater of zero (0) or the result of:

- (1) the property tax liability first due and payable on the qualified individual's homestead property for the calendar year; minus
- (2) the result of:
 - (A) the property tax liability first due and payable on the qualified individual's homestead property for the immediately preceding year after the application of the credit granted under this section for that year; multiplied by
 - (B) one and two-hundredths (1.02).

However, the credit provided by this chapter shall not apply to any portion of property tax liability imposed on a qualified individual's homestead property that is used for trade or business purposes in connection with the production of income.

Sec. 7. The auditor of each county shall, in a particular year, apply a credit provided under this chapter to each qualified individual who received the credit in the preceding year unless the county auditor determines that the individual is no longer eligible for the credit or the county fiscal body rescinds the ordinance that provided the credit."

Page 6, delete lines 1 through 12.

Page 6, line 13, delete "Sec. 7." and insert "Sec. 8."

Page 6, line 13, delete "deduction" and insert "credit".

Page 6, line 16, delete "deduction" and insert "credit".

Page 6, line 18, delete "deduction" and insert "credit".

Renumber all SECTIONS consecutively.

(Reference is to SB 292 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 2.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 309, 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 9.

Page 2, delete lines 22 through 28, begin a new line block indented and insert:

- "(3) based on the findings reported under subdivision (2), a calculation of actual revenue not collected by the state that the department attributes to the improperly classified workers;
- (4) the amount of the penalties and interest assessed against the employers described in subdivision (1) by the department, and the amount of the penalties and interest assessed that has been collected; and
- (5) the classification criteria used by the department to classify workers."

Page 2, line 29, delete "(a)(5)" and insert "(a)(4)".

Page 2, line 39, delete "year the number of tips received" and insert "year:

- (1) the number of employers that the department of labor determined during the immediately preceding state fiscal year improperly classified at least one (1) worker as an independent contractor;
- (2) the total number of improperly classified workers employed by the employers described in subdivision (1);
- (3) based on the findings reported under subdivision (2), a calculation of actual revenue not collected by the state that the department of labor attributes to the improperly classified workers;
- (4) the amount of the penalties and interest assessed against the employers described in subdivision (1) by the department of labor, and the amount of the penalties and interest assessed that has been collected; and
- (5) the classification criteria used by the department of labor to classify workers."

Page 2, delete line 40.

Page 2, line 41, delete "(a)" and insert "(a)(1) through (a)(4)".

Page 3, delete lines 4 through 29.

Page 3, delete lines 36 through 42, begin a new line block indented and insert:

- "(1) the number of employers that the worker's compensation board determined during the

immediately preceding state fiscal year improperly classified at least one (1) worker as an independent contractor;

(2) the total number of improperly classified workers employed by the employers described in subdivision (1);

(3) based on the findings reported under subdivision (2), a calculation of actual additional costs to the state that the worker's compensation board attributes to the improperly classified workers;

(4) the amount of the penalties and interest assessed against the employers described in subdivision (1) by the worker's compensation board, and the amount of the penalties and interest assessed that has been collected; and

(5) the classification criteria used by the worker's compensation board to classify workers."

Page 4, delete lines 1 through 4.

Page 4, delete lines 10 through 39.

Page 5, delete lines 10 through 16, begin a new line block indented and insert:

"(3) based on the findings reported under subdivision (2), a calculation of actual additional costs to the state that the department attributes to the improperly classified workers;

(4) the amount of the penalties and interest assessed against the employers described in subdivision (1) by the department, and the amount of the penalties and interest assessed that has been collected; and

(5) the classification criteria used by the department to classify workers."

Renumber all SECTIONS consecutively.

(Reference is to SB 309 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 2.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 312, 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 Tax and Fiscal Policy, to which was referred Senate Bill 317, 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.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred Senate Bill 325, 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 30 through 35, begin a new paragraph and insert:

"SECTION 2. IC 14-29-1-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 9. The department may adopt rules under IC 4-22-2 to identify the location of the ordinary high water mark on the land adjoining the waters of Lake Michigan for purposes of administering this chapter.**"

Renumber all SECTIONS consecutively.

(Reference is to SB 325 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

GLICK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 330, 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.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 331, 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 6, strike "an active" and insert "**a current**".

Page 1, line 6, delete "retired" and insert "**former**".

Page 1, line 9, after "is" strike "an".

Page 1, line 10, strike "active" and insert "**a current**".

Page 1, line 10, delete "retired" and insert "**former**".

Page 1, line 13, delete "an active" and insert "**a current**".

Page 1, line 14, strike "an active" and insert "**a current**".

Page 2, line 4, delete "retired" and insert "**former**".

Page 2, delete line 6 and insert "**individual's**:"

(1) National Guard Bureau Form 22 or 22A showing the individual received an honorable or general under honorable conditions discharge; or

(2) National Guard Bureau Form 23D or 23E showing the individual as retired;

as proof of".

Page 2, line 7, delete "retired" and insert "**former**".

(Reference is to SB 331 as introduced.)

and when so amended that said bill do pass.
Committee Vote: Yeas 9, Nays 0.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 342, 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, delete line 1.
- Page 5, line 5, delete "Discrimination" and insert "**Accommodation**".
- Page 5, line 17, delete ", but are not".
- Page 5, line 18, delete "limited to,".
- Page 5, delete line 20.
- Page 5, line 21, delete "(3) Time" and insert "**(2) Unpaid time**".
- Page 5, line 22, delete "(4)" and insert "**(3)**".
- Page 5, line 23, delete "(5)" and insert "**(4)**".
- Page 5, line 24, delete "(6)" and insert "**(5)**".
- Page 5, line 26, delete "(7)" and insert "**(6)**".
- Page 5, line 27, delete "(8)" and insert "**(7)**".
- Page 5, line 28, delete "(9)" and insert "**(8)**".
- Page 5, line 29, delete "(10)" and insert "**(9)**".
- Page 5, line 30, delete "(11)" and insert "**(10)**".
- Page 5, line 31, delete "(12)" and insert "**(11)**".
- Page 5, between lines 31 and 32, begin a new line block indented and insert:

"(12) An accommodation prescribed by a health provider."

Page 5, delete lines 34 through 39, begin a new paragraph and insert:

"Sec. 8. It is the policy of the state of Indiana to require employers to make reasonable accommodations for an employee due to the pregnancy of the employee.

Sec. 9. An employer must:"

- Page 5, line 40, delete "fail to".
- Page 6, line 3, after "(2)" insert "**not**".
- Page 6, line 5, delete "but not limited to".
- Page 6, line 11, after "(3)" insert "**not**".
- Page 6, line 16, after "(4)" insert "**not**".
- Page 6, line 20, after "(5)" insert "**not**".
- Page 6, line 23, delete "fail to".
- Page 6, line 28, after "employment;" insert "**and**".
- Page 6, line 29, delete "and".
- Page 6, delete lines 30 through 32.
- Page 6, line 33, delete "be free from discrimination" and insert "**request reasonable accommodations**".

Page 7, delete lines 3 through 14, begin a new paragraph and insert:

"Sec. 11. If an employee requests a reasonable accommodation from the employer for the employee's pregnancy:

(1) the employer may request that an employee provide proof of pregnancy from the employee's health provider; and

(2) the employee shall provide the employer with the proof of pregnancy requested under subdivision (1).

Sec. 12. (a) Upon receipt of a complaint alleging a violation of this chapter, the commission shall investigate and conduct proceedings in accordance with this chapter.

(b) The commission shall assign an administrative law judge in all pregnancy accommodation complaints and set an initial hearing in front of the administrative law judge not later than fifteen (15) days from receipt of the complaint by the commission for the purpose of determining the appropriateness of temporary relief. The administrative law judge may order appropriate temporary or preliminary relief, including ordering that an employer immediately provide the requested reasonable accommodation, pending final disposition of the complaint.

(c) At the conclusion of the investigation, the commission shall determine if a violation of this chapter exists.

(d) When an employer is found under this section to have failed to accommodate an employee who is pregnant, the commission may order the employer to provide the reasonable accommodation or any other relief provided in IC 22-9-1-6(j).

Sec. 13. (a) Except as provided in subsection (b), IC 4-21.5 governs a hearing under section 12 of this chapter.

(b) A proceeding under section 12 of this chapter may not continue regarding an alleged violation after the filing of a civil action.

(c) IC 22-9-8 governs appeal of a final order issued under section 12 of this chapter."

Page 7, line 15, delete "12." and insert "14."

Renumber all SECTIONS consecutively.

(Reference is to SB 342 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Senate Bill 345, 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.

GROOMS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 350, 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 15.

Delete pages 2 through 33.

Page 34, delete lines 1 through 19, begin a new paragraph and insert:

"SECTION 1. IC 6-3.6-2-8, AS ADDED BY P.L.243-2015, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. "Economic development project" means any project that:

(1) the county, city, or town determines will:

(A) promote significant opportunities for the gainful employment of its citizens;

(B) attract a major new business enterprise to the county, city, or town; ~~or~~

(C) attract people to the county, city, or town; or

~~(D)~~ **(D)** retain or expand a significant business enterprise within the county, city, or town; and

(2) involves an expenditure for:

(A) the acquisition of land;

(B) interests in land;

(C) site improvements;

(D) infrastructure improvements;

(E) buildings;

(F) structures;

(G) rehabilitation, renovation, and enlargement of buildings and structures;

(H) machinery;

(I) equipment;

(J) furnishings;

(K) facilities;

(L) administrative expenses associated with a project described in this section, including contract payments to a nonprofit corporation whose primary corporate purpose is to assist government in planning and implementing economic development projects;

(M) operating expenses of a governmental entity that plans or implements economic development projects; ~~or~~

(N) workforce or other programs to improve residents' quality of life;

(O) costs associated with the development, drafting, planning, or implementation of a preliminary strategic economic development plan described in IC 36-7.7-3-3; or

~~(P)~~ **(P)** substance removal or remedial action in a designated county, city, or town;

or any combination of these.

SECTION 2. IC 36-7-7.7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 7.7. Indianapolis Metropolitan Planning Organization

Sec. 1. The following definitions apply throughout this chapter:

(1) "Eligible political subdivision" means any of the following:

(A) A county.

(B) A municipality.

(C) An airport authority.

(D) A commuter transportation district.

(E) A regional transportation authority.

(F) A port authority.

(2) "MPO" means the Indianapolis metropolitan planning organization established by section 3 of this chapter.

Sec. 2. This chapter applies to the area consisting of the following political subdivisions:

(1) A county having a population of more than seven hundred thousand (700,000).

(2) All eligible political subdivisions in a county having a population of more than seven hundred thousand (700,000).

(3) All counties immediately adjacent to a county having a population of more than seven hundred thousand (700,000).

(4) All eligible political subdivisions in a county immediately adjacent to a county having a population of more than seven hundred thousand (700,000).

Sec. 3. The Indianapolis metropolitan planning organization is established.

Sec. 4. (a) An eligible political subdivision that:

(1) is not a member of the MPO; and

(2) is in a county adjacent to a county that:

(A) is a member of the MPO; or

(B) contains a member of the MPO;

may join the MPO under this chapter.

(b) An eligible political subdivision described in subsection

(a) may join the MPO under this chapter only if:

(1) the governing body of the eligible political subdivision adopts a resolution authorizing the eligible political subdivision to become a member of the MPO; and

(2) the MPO adopts a resolution authorizing the eligible political subdivision to become a member of the MPO.

(c) An eligible political subdivision becomes a member of the MPO upon the passage of a resolution under subsection (b)(2) authorizing the eligible political subdivision to become a member of the MPO.

(d) The MPO shall notify the governor's office promptly in writing when a new member joins the MPO.

Sec. 5. The purpose of the MPO is to institute and maintain a comprehensive planning and programming process for:

(1) transportation;

(2) economic development;

(3) housing;

(4) land use; and

(5) environmental;

policy and to provide a coordinative management process for the counties described in section 2 of this chapter. The MPO shall coordinate its activities with all member units in the counties and shall coordinate and assist the planning programs of member units and the state that relate to its purposes.

Sec. 6. (a) This section applies to any eligible political subdivision authorized to join the MPO under this chapter, except for counties having a population of more than seven hundred thousand (700,000).

(b) An eligible political subdivision described in subsection (a) that joins the MPO shall be a member of the MPO for at least eight (8) years after the date the eligible political subdivision becomes a member of the MPO.

(c) At least twelve (12) months and not later than (18) months before the end of an eligible political subdivision's membership period under subsection (b), the eligible political subdivision described in subsection (a) must adopt an ordinance that:

- (1) commits the eligible political subdivision to an additional eight (8) years as a member of the MPO, beginning at the end of the current membership period; or
- (2) withdraws the eligible political subdivision from membership in the MPO not earlier than the end of the current membership period.

(d) An eligible political subdivision described in subsection (a) may withdraw from the MPO as provided in this section without the approval of the MPO. However, the withdrawal of a county does not affect the membership of eligible political subdivisions within that county that are already a member of the MPO.

(e) The MPO shall notify the governor's office promptly in writing when a member withdraws from the MPO.

Sec. 7. (a) Each eligible political subdivision described in section 2 of this chapter and each eligible political subdivision that joins the MPO under section 4 of this chapter is considered a member of the MPO.

(b) The highest ranking elected official, executive director, or board president of each MPO member shall serve on the MPO policy board.

(c) A member of the MPO policy board described in subsection (b) may appoint a proxy of record to serve in the member's place as a member of the MPO policy board. The proxy of record has the same authority to act and vote on all matters as does the member.

Sec. 8. (a) The MPO may adopt bylaws and rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations. The MPO's record is a public record.

(b) The MPO may adopt bylaws by resolutions that include the following:

- (1) A process for electing a chair and vice chair from the MPO membership.
- (2) Offices.
- (3) Executive board.
- (4) Meetings and notice procedures.
- (5) Proxy members.
- (6) Quorum
- (7) Voting policies.

Sec. 9. The MPO may do any of the following in support of its purpose:

- (1) Transact business and enter into contracts.
- (2) Receive grants or appropriations from federal, state, or local government entities or from individuals or foundations and enter into agreements or contracts regarding the acceptance or use of those grants and appropriations to carry out any of the activities of the

MPO.

(3) Apply for, receive, and disburse gifts, contributions, and grants of funds or in-kind services.

(4) Acquire by grant, purchase, gift, devise, lease, or otherwise and hold, use, sell, improve, maintain, operate, own, manage, lease, or dispose of:

- (A) real and personal property of every kind and nature; and
- (B) any right and interest;

as necessary for the exercise of, or convenient or useful for the carrying out of, the MPO's purposes under this chapter.

(5) Make and enter into all contracts, undertakings, and agreements necessary or incidental to the performance of the MPO's purposes.

(6) Employ and fix the reasonable compensation of any employees and agent the MPO considers necessary.

(7) Contract for special and temporary services and for professional assistance.

(8) Hold, use, administer, and expend money that is appropriated or transferred to the MPO.

(9) Make contracts and leases for facilities and services.

(10) Act as a coordinating agency for programs and activities of other public and private agencies that are related to the MPO's objectives.

(11) Enter into agreements or partnerships to do the following:

- (A) Assist in coordinating activities involving state and local government, business organizations, and nonprofit organizations.
- (B) Assist in the development and implementation of programs by other regional agencies and entities.

(12) Enter into coordinative agreements with:

- (A) any unit of government in Indiana or adjoining state;
- (B) any overlapping multicounty or interstate planning or development agency;
- (C) a state agency;
- (D) a federal agency;
- (E) a private entity; or
- (F) a minority business enterprise (as defined in IC 4-13-16.5);

that are appropriate to the achievement of the MPO's objectives or to address a common issue.

(13) Provide any administrative, management, or technical services to a unit of local government that requests the services. The local unit and the MPO may enter into a contract concerning the MPO's provision of administrative, management, or technical services and the costs of the local unit for the services.

(14) Conduct all necessary studies for the accomplishment of the MPO's purposes.

(15) Publicize the MPO's purposes, objectives, and findings, and distribute reports on those purposes, objectives, and findings.

(16) Provide recommendations to units of local government and to other public and private agencies.

(17) Make loans and issue notes.

(18) Adopt by resolution any regional comprehensive or functional plan, program, or policy as the MPO's official recommendation for the development of the region.

Sec. 10. (a) After review and recommendation by the executive board, the MPO shall appoint an executive director, who serves at the pleasure of the MPO.

(b) The executive director is the chief administrative officer and regular technical advisor of the MPO. Subject to supervision by the MPO and in furtherance of the purposes of the MPO, the executive director:

- (1) shall execute the MPO functions;**
- (2) shall appoint and remove staff of the MPO;**
- (3) shall submit to the MPO annually, or more often if required, a status report on the operation of the MPO;**
- (4) may, with approval of the executive board, execute contracts, leases, or agreements with other persons on behalf of the MPO;**
- (5) shall be given access by all governmental agencies, upon the executive director's written request, to all studies, reports, surveys, records, and other information and material in their possession that are required by the executive director for the accomplishment of the activities and objectives of the MPO;**
- (6) shall propose annually a budget for the operation of the MPO and administer the budget as approved by the MPO;**
- (7) shall keep the records and care for and preserve all papers and documents of the MPO; and**
- (8) shall perform other duties and may exercise other powers that the MPO or the executive board delegates to the executive director."**

Page 34, delete "JANUARY 1, 2020 (RETROACTIVE)]:" and insert "UPON PASSAGE]:"

Page 34, delete lines 23 through 24, begin a new paragraph and insert:

"ARTICLE 7.7 CENTRAL INDIANA REGIONAL DEVELOPMENT AUTHORITY

Chapter 1. Applicability

Sec. 1. This article applies only to eligible political subdivisions described in IC 36-7.7-2-7 that are located in the Indianapolis-Carmel-Anderson Metropolitan Statistical Area as defined by the United States Census Bureau.

Sec. 2. This article expires July 1, 2025."

Page 34, line 25, delete "Chapter 1." and insert "Chapter 2."

Page 34, delete lines 30 through 35.

Page 34, line 36, delete "5." and insert "3."

Page 34, delete lines 38 through 40, begin a new paragraph and insert:

"Sec. 4. "Comprehensive development plan" refers to a comprehensive strategic economic development plan prepared under IC 36-7.7-3-4."

Page 34, line 41, delete "7." and insert "5."

Page 34, line 41, delete "a" and insert "the central Indiana".

Page 34, line 42, delete "IC 36-7.7-2-3." and insert "IC 36-7.7-3-1."

Page 35, delete lines 1 through 3.

Page 35, line 4, delete "8." and insert "6."

Page 35, line 6, delete "9." and insert "7."

Page 35, delete lines 14 through 31, begin a new paragraph and insert:

"Sec. 8. "Strategy committee" refers to the strategy committee composed of members selected according to the terms of the preliminary development plan."

Sec. 9. "Preliminary development plan" means a preliminary strategic economic development plan prepared under IC 36-7.7-3-3."

Page 35, line 32, delete "12." and insert "10."

Page 35, delete lines 34 through 42, begin a new paragraph and insert:

"Chapter 3. Development Authority and Board

Sec. 1. (a) In order to establish a development authority under this article, the fiscal bodies of a combination of any two (2) or more counties or municipalities described in subsection (b) must adopt substantially similar resolutions to adopt a preliminary development plan prepared under section 3 of this chapter for the development authority.

(b) A development authority may be established by any of the following:

- (1) One (1) or more counties and one (1) or more adjacent counties.**
- (2) One (1) or more counties and one (1) or more municipalities in adjacent counties.**
- (3) One (1) or more municipalities and one (1) or more municipalities in adjacent counties.**

(c) If a development authority is established under subsection (a), the development authority shall promptly notify the Indiana economic development corporation of the establishment of the development authority by submitting a copy the preliminary development plan to the Indiana economic development corporation.

(d) When a county establishes a development authority under subsection (a) with another unit, any municipality in the county does not also become a member of the development authority, unless the fiscal body of the municipality also adopts the preliminary development plan prepared under section 3 of this chapter for the development authority.

(e) A county or municipality may become a member of the development authority under this section only if the county or municipality is not a member of a development authority under IC 36-7.6. If a county or municipality is a member of another development authority established under IC 36-7.6, the county or municipality must withdraw its membership in that development authority before the county's or municipality's adoption of a preliminary development plan under subsection (a). A county or municipality may be a member of only one (1) development authority.

Sec. 2. A development authority established under this chapter is a separate body corporate and politic that shall carry out the purposes of this article by:

- (1) acquiring, constructing, equipping, owning, and financing projects and facilities to or for the benefit of eligible political subdivisions under this article; and**
- (2) funding and developing:**

- (A) airport authority projects;
- (B) commuter transportation district and other rail projects and services;
- (C) regional transportation authority projects and services;
- (D) economic development projects;
- (E) intermodal transportation projects;
- (F) regional trail or greenway projects;
- (G) regional transportation infrastructure projects under IC 36-9-43; and
- (H) any project that enhances the region with the goal of attracting people or business;

that are of regional importance.

Sec. 3. Units that wish to establish a development authority under this chapter must prepare and adopt a preliminary strategic economic development plan that includes provisions and general information concerning the following:

- (1) The participating members of the development authority.
- (2) The membership of the strategy committee under section 5 of this chapter.
- (3) Potential projects to be undertaken or financed by the development authority.
- (4) A timeline for submitting the comprehensive development plan under section 4 of this chapter.
- (5) A strategy for attracting (or any projected) investments, grants, matching funds, or local tax revenue.

Sec. 4. (a) A development authority established under this chapter shall prepare a comprehensive strategic economic development plan to serve as a roadmap to diversify and strengthen the regional economy, establish regional goals and objectives, develop and implement a regional action plan of action, and identify investment priorities and funding sources.

(b) The comprehensive development plan must incorporate and comply with the requirements and content for comprehensive economic development strategies under 13 C.F.R. 303.7, be developed with broad based and diverse community participation, and contain the following:

- (1) An analysis of economic and community development problems and opportunities including incorporation of any relevant material or suggestions from other government sponsored or supported plans.
- (2) A background and history of the economic development situation of the region, with a discussion of the economy, including as appropriate, geography, population, labor force, resources, and the environment.
- (3) A discussion of community participation in the planning efforts.
- (4) Identification of particular strengths or assets that can be leveraged for economic benefit and goals and objectives for taking advantage of those strengths and assets to solve the economic development problems of the region.
- (5) A plan of action, including suggested projects, to

achieve the goals and objectives.

(6) Performance measures to be used to evaluate whether and to what extent goals and objective have been or are being met.

(7) Strategies for:

- (A) ensuring access to affordable healthcare;
- (B) ensuring access to affordable childcare;
- (C) establishing workforce pipelines for those exiting recovery and reentry programs;
- (D) recreation and entertainment;
- (E) coordinating with local businesses to ensure the supply of high technology or high demand job apprenticeships;
- (F) leveraging technology to improve delivery of government services;
- (G) eliminating duplicative government services within the region;
- (H) increasing the supply of affordable homes and other housing;
- (I) building connectivity between the business community and local schools;
- (J) incentivizing or attracting out-of-state residents and businesses to relocate to the region; and
- (K) branding and marketing the region as a means to recruit and retain businesses and people.

(8) Data analyses of other workforce and quality of place measures including, without limitation, detailed information for the most recent three (3) year period for which data is available for the following:

- (A) Workforce availability compared to job postings.
- (B) Commercial and industrial electricity prices.
- (C) Local road and infrastructure spending.
- (D) Access to fixed broadband and mobile connectivity meeting Federal Communications Commission standards for businesses and residents.
- (E) Total employment in firms that are zero (0) to five (5) years old.
- (F) Net job creation in firms that are zero (0) to five (5) years old.
- (G) Net job creation in firms that are more than five (5) years old.
- (H) Venture capital invested.
- (I) Summary of the region's health related metrics including the following:
 - (i) Adult smoking rate.
 - (ii) Adult obesity rate.
 - (iii) Drug related deaths.

(9) The proposed projects to be undertaken or financed by the development authority.

(10) The following information for each project included under subdivision (9):

- (A) Timeline and budget.
- (B) The return on investment.
- (C) The projected or expected need for an ongoing subsidy.
- (D) Any projected or expected federal matching funds.

Sec. 5. (a) A development authority established under this

chapter is governed by a strategy committee.

(b) A strategy committee is composed of members according to the terms of the preliminary development plan adopted by the fiscal bodies of development authority members under section 1 of this chapter.

(c) The removal of a member and the filling of a vacancy on the strategy committee shall be made according to the terms of the development authority preliminary development plan.

(d) Each member of a strategy committee, before entering upon the duties of office, must take and subscribe an oath of office under IC 5-4-1, which shall be endorsed upon the certificate of appointment and filed with the records of the investment board.

(e) A member of a strategy committee is not entitled to receive any compensation for performance of the member's duties. However, a member is entitled to a per diem from the development authority for the member's participation in development board meetings. The amount of the per diem is equal to the amount of the per diem provided under IC 4-10-11-2.1(b).

Sec. 6. (a) In January of each year, a strategy committee shall hold an organizational meeting at which the strategy committee shall elect the following officers from the members of the strategy committee:

- (1) A chair.
- (2) A vice chair.
- (3) A secretary-treasurer.

(b) The affirmative vote of at least a majority of the members of the strategy committee is necessary to elect an officer under subsection (a).

(c) An officer elected under subsection (a) serves from the date of the officer's election until the officer's successor is elected and qualified.

Sec. 7. (a) A strategy committee shall meet at least quarterly.

(b) The chair of a strategy committee or any two (2) members of a strategy committee may call a special meeting of the strategy committee.

(c) A majority of the appointed members of a strategy committee constitutes a quorum.

(d) The affirmative votes of at least a majority of the appointed members of a strategy committee are necessary to authorize any action of the strategy committee.

Sec. 8. A strategy committee shall adopt the bylaws and rules that the strategy committee considers necessary for the proper conduct of the strategy committee's duties and the safeguarding of the development authority's funds and property.

Sec. 9. (a) Only one (1) development authority may be established under this article. However, a county or municipality described in subsection (b) may join a development authority established under section 1 of this chapter if the fiscal body of the county or municipality:

- (1) adopts an ordinance authorizing the county or municipality to become a member of the development authority; and
- (2) adopts a substantially similar resolution to adopt the

preliminary development plan of the development authority as set forth under section 1 of this chapter.

A development authority shall notify the Indiana economic development corporation promptly in writing when a new member joins the development authority.

(b) The following counties or municipalities may join a development authority established under section 1 of this chapter:

(1) In the case of a county, a county that is adjacent to a county that:

- (A) is a member of the development authority; or
- (B) contains a member of the development authority.

(2) In the case of a municipality, a municipality that is located in a county that:

- (A) is a member of the development authority;
- (B) is adjacent to a county that is a member of the development authority; or
- (C) is adjacent to a county containing a member of the development authority.

Sec. 10. (a) Subsection to subsection (b), a county or municipality that establishes or joins a development authority under this chapter shall be a member of the development authority for not less than five (5) years or the expiration of this article.

(b) Notwithstanding subsection (a), a county or municipality may withdraw from a development authority:

- (1) after the adoption of a preliminary development plan under section 3 of this chapter; but
- (2) before the adoption a comprehensive development plan under section 4 of this chapter."

Delete pages 36 through 40.

Page 41, delete lines 1 through 24, begin a new paragraph and insert:

"Chapter 4. Compliance and Audit Requirements".

Page 41, line 25, delete "12." and insert "1".

Page 42, line 17, delete "13." and insert "2".

Page 43, delete lines 1 through 4.

Page 43, line 5, delete "Chapter 3." and insert "Chapter 5".

Page 43, line 17, delete "lease,".

Page 43, delete line 19.

Page 43, line 20, delete "(3)" and insert "(2)".

Page 43, line 22, delete "and lease them to or for the benefit of" and insert ".".

Page 43, delete line 23.

Page 43, line 24, delete "(4)" and insert "(3)".

Page 43, line 25, delete "(5)" and insert "(4)".

Page 43, line 26, delete "or lease and" and insert ".".

Page 43, delete lines 27 through 29.

Page 43, line 30, delete "(6)" and insert "(5)".

Page 43, line 31, delete "or lease".

Page 43, line 37, delete "(7)" and insert "(6)".

Page 43, line 37, delete "loans, loan guarantees, and".

Page 44, line 11, delete "(8)" and insert "(7)".

Page 44, line 14, delete "(9)" and insert "(8)".

Page 44, line 19, delete "(10)" and insert "(9)".

Page 44, line 21, delete "(11)" and insert "(10)".

Page 44, line 22, delete "(12)" and insert "(11)".

Page 44, line 23, delete "(13)" and insert "(12)".

Page 44, line 25, delete "(14)" and insert "(13)".
 Page 44, line 30, delete "(15)" and insert "(14)".
 Page 44, line 33, delete "(16)" and insert "(15)".
 Page 44, line 37, delete "(17)" and insert "(16)".
 Page 44, line 38, delete "(18)" and insert "(17)".
 Page 44, line 40, delete "(19)" and insert "(18)".
 Page 45, line 4, delete "(20)" and insert "(19)".
 Page 45, line 7, delete "(21)" and insert "(20)".
 Page 45, delete line 11.
 Page 45, line 12, delete "(23)" and insert "(21)".
 Page 45, delete lines 16 through 38.
 Page 46, delete lines 11 through 25.
 Page 46, line 26, delete "Chapter 4. Financing; Issuance of Bonds; Leases" and insert "**Chapter 6. Regional Strategy Fund**".
 Page 46, line 27, delete "An investment board" and insert "**A strategy committee**".
 Page 46, line 28, delete "investment fund." and insert "**strategy fund.**".
 Page 46, line 29, delete "An investment" and insert "**A regional strategy**".
 Page 46, delete lines 30 through 32.
 Page 46, line 33, delete "(2)" and insert "(1)".
 Page 47, delete lines 4 through 5.
 Page 47, line 6, delete "(4)" and insert "(2)".
 Page 47, line 7, delete "(5)" and insert "(3)".
 Page 47, line 9, delete "(6)" and insert "(4)".
 Page 47, delete lines 12 through 42.
 Delete page 48 through 52.
 Page 53, delete line 1.
 Page 53, line 2, delete "10." and insert "3".
 Page 53, delete lines 7 through 22.
 Page 53, line 23, delete "13." and insert "4".
 Page 53, line 24, after "authority;" insert "**and**".
 Page 53, line 25, delete "and".
 Page 53, delete lines 26 through 30.
 Page 53, delete lines 36 through 42.
 Delete page 54.
 Page 55, delete line 1.
 Renumber all SECTIONS consecutively.
 (Reference is to SB 350 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 Tax and Fiscal Policy, to which was referred Senate Bill 365, 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 3.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, 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 13 through 17, begin a new paragraph and insert:

"(c) The fiscal body of a county may adopt an ordinance to place on the ballot a local public question granting the fiscal body of the county the authority to impose an additional tax rate on the adjusted gross income of local taxpayers in the county of at least one-tenth percent (0.1%), but not more than twenty-five hundredths percent (0.25%), to raise revenue for a county transit project or projects. The fiscal body shall include in the ordinance:

- (1) a description of the county transit project or projects; and**
- (2) an estimate of the tax increase necessary to raise revenue for the county transit project or projects.**

(d) If the fiscal body of a county adopts an ordinance under subsection (c), the county auditor shall certify a copy of the ordinance to the department of local government finance, including the language for the question required by subsection (e). The department shall review the language for compliance with subsection (e). The department of local government finance may approve or reject the language. The department shall send its decision to the county auditor and the fiscal body of the county not more than ten (10) days after the ordinance is submitted to the department. If the language is approved, the county auditor shall certify a copy of the ordinance, including the language for the question and the department's approval, to the county election board of the county.

(e) If the county auditor certifies an ordinance to the county election board under subsection (d), the county election board shall place the following question on the election ballot in accordance with IC 3-10-9:

"Shall _____ County have the ability to impose a local income tax rate, not to exceed a rate of _____ (insert recommended rate included in the ordinance authorizing the local public question), to pay for improving or establishing a county transit project or projects _____ (insert the description of the county transit project or projects set forth in the ordinance authorizing the local public question)?"

(f) The county election board shall place the local public question described in subsection (e) on the ballot at the next general election for which the question may be certified under IC 3-10-9-3 and for which all voters of the county are entitled to vote.

(g) After an election on the local public question, the circuit court clerk of the county shall:

- (1) make a certified copy of the election returns; and**
- (2) not later than five (5) days after the election, file the copy with:**
 - (A) the department of state revenue; and**
 - (B) the fiscal body of the county.**

(h) The local public question is approved by a county if a majority of the county voters voting on the local public question vote "yes". The local public question is defeated by a county if a majority of the county voters voting on the local public question vote "no".

(i) If the voters of the county approve a local public question under this section, the fiscal body of the county may adopt an ordinance to impose a tax on the adjusted gross income of local taxpayers to raise revenue for one (1) or more county transit projects. An ordinance adopted under this subsection must do the following:

(1) Specify the tax rate to be imposed in the county under this section, which must be at least one-tenth percent (0.1%) but not more than twenty-five hundredths percent (0.25%).

(2) Allocate the local income tax revenues attributable to the tax rate imposed under this section by percentage among one (1) or both of the following county transit projects:

(A) The operations within the county of a public transportation corporation, including operations within territory added to the taxing district of the public transportation corporation under IC 36-9-4-13.

(B) The operations within the county of a rural transportation assistance program described in 49 U.S.C. 5311."

Page 2, delete lines 1 through 12.

Page 2, line 13, delete "(d)" and insert "(j)".

Page 2, line 13, delete "(c)" and insert "(i)".

Page 2, line 23, delete "(c)" and insert "(i)".

Page 2, line 24, delete "(e)" and insert "(k)".

(Reference is to SB 369 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 385, 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 2.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill 430, 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 4, begin a new paragraph and insert:

"SECTION 1. IC 14-8-2-91.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 91.7. "Fishing boat", for purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a).**

SECTION 3. IC 14-8-2-179.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 179.5. (a) "Nonresident", for the purposes of IC 14-19-3-5, has the meaning set forth in IC 14-19-3-5(b).**

(b) "Nonresident", for purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a).

SECTION 4. IC 14-8-2-179.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 179.8. "Nonmotorized watercraft", for the purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a).**

SECTION 5. IC 14-8-2-202.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 202.5. "Personal watercraft", for purposes of IC 14-15 and IC 14-33-24, means a watercraft:**

(1) whose primary source of motive power is an inboard motor powering a water jet pump; and

(2) that is designed to be operated by a person who sits, stands, or kneels on the surface of the watercraft rather than sitting or standing inside the watercraft."

Page 1, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 7. IC 14-8-2-208.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 208.5. "Pontoon", for purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a).**

SECTION 8. IC 14-8-2-210.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 210.5. "Power boat", for purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a).**"

Page 1, between lines 15 and 16, begin a new paragraph and insert:

"SECTION 10. IC 14-8-2-242 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 242. (a) "Resident", for purposes of IC 14-22, except as provided in subsection (b), means a person who:**

(1) is domiciled in Indiana for sixty (60) consecutive days immediately preceding the date of the purchase of a license or permit; and

(2) does not claim residency for hunting, fishing, or trapping in any state other than Indiana or any country other than the United States.

(b) "Resident", for purposes of IC 14-22-17, has the meaning set forth in IC 14-22-17-1.

(c) "Resident", for purposes of IC 14-33-24-9, has the meaning set forth in IC 14-33-24-9(a)."

Page 2, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 13. IC 14-8-2-305 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: **Sec. 305.**

"Watercraft", for purposes of IC 14-15, ~~and~~ IC 14-29-8, ~~and~~ **IC 14-33-24**, means any instrumentality or device in or by means of which a person may be transported upon the public water of Indiana. The term includes a motorboat, sailboat, rowboat, skiff, dinghy, or canoe:

- (1) of any length or size; and
- (2) whether or not used to carry passengers for hire."

Page 4, between lines 33 and 34, begin a new paragraph and insert:

"(c) For purposes of this chapter, the term "utility owner" includes an entity that is a commercial licensee of a utility owner described in subsections (a) and (b) in connection with the reservoir located within the boundaries of a reservoir conservancy district."

Page 5, line 17, delete "directors and" and insert "directors,".

Page 5, line 19, delete "district" and insert "**district, and any commercial licensee described in section 5(c) of this chapter**".

Page 5, line 31, after "district" insert "**and any commercial licensee described in section 5(c) of this chapter**".

Page 5, line 32, delete "utility owner's".

Page 5, line 33, after "work" insert "**by the utility owner and any commercial licensee described in section 5(c) of this chapter**".

Page 6, line 3, after "district" insert "**and to any commercial licensee described in section 5(c) of this chapter**".

Page 6, line 11, delete "district" and insert "**district, as described in section 5(a) and 5(b) of this chapter,**".

Page 6, line 13, after "district." insert "**However, a commercial licensee of the utility owner described in section 5(c) of this chapter is not exempt from assessments, taxes, and fees under this subsection.**".

Page 6, line 14, delete "A" and insert "**Subject to IC 14-15, a**".

Page 6, line 22, delete "district." and insert "**district and may not substantially or directly impair the terms and conditions of the commercial license of any commercial licensee described in section 5(c) of this chapter.**".

Page 6, line 23, delete "A" and insert "**The following definitions apply throughout this section:**

- (1) "**Fishing boat**" means a boat that has one (1) or more motors that have a total of not more than thirty (30) horsepower.
- (2) "**Nonmotorized watercraft**" means a watercraft that does not have a motor. The term includes kayaks, canoes, rowboats, paddleboats, and sailboats.
- (3) "**Nonresident**" means a person who does not own or lease real property within the boundaries of the reservoir conservancy district.
- (4) "**Personal watercraft**" has the meaning set forth in IC 14-8-2-202.5.
- (5) "**Pontoon**" means a watercraft that:
 - (A) uses hollow cylinders to create buoyancy; and
 - (B) has one (1) or more motors that have a total of not more than one hundred (100) horsepower.
- (6) "**Power boat**" means a boat has one (1) or more motors that exceed a total of thirty (30) horsepower.
- (7) "**Resident**" means a person who owns or leases real property within the boundaries of the reservoir

conservancy district.

(b) Subject to covenants in existence when the reservoir conservancy district is established, a".

Page 6, line 24, delete "motorized".

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

Page 6, line 28, delete "owner of real property within the".

Page 6, line 29, delete "reservoir conservancy district" and insert "**resident**".

Page 6, line 29, delete "motorized".

Page 6, line 32, delete "person who does not own real".

Page 6, line 33, delete "property within the reservoir conservancy district but" and insert "**nonresident who**".

Page 6, line 34, delete "motorized".

Page 6, delete lines 36 through 42, begin a new paragraph and insert:

"(d) The following apply to fees imposed under subsection (c):

- (1) **The fee allowing a nonresident to use a watercraft for an entire year may not be more than fifty percent (50%) greater than the fee allowing a resident to use a watercraft for an entire year.**
- (2) **The fee allowing a resident to use a watercraft for a single day may not exceed seventeen percent (17%) of the fee allowing a resident to use a watercraft for an entire year.**
- (3) **The fee allowing a nonresident to use a watercraft for a single day may not exceed seventeen percent (17%) of the fee allowing a nonresident to use a watercraft for an entire year.**

(e) Subject to subsection (d), a reservoir conservancy district may establish different recreation fees for the following different types of watercrafts:

- (1) **Power boats.**
- (2) **Pontoon boats.**
- (3) **Fishing boats.**
- (4) **Personal watercraft.**
- (5) **Nonmotorized watercraft."**

Page 7, delete lines 1 through 5.

Page 7, line 6, delete "(d)" and insert "(f)".

Page 7, line 10, delete "motorized".

Page 7, line 14, delete "motorized".

Page 7, line 16, delete "motorized".

Page 9, line 6, delete "(c):" and insert "**(c), the utility owner of the reservoir located within the boundaries of a reservoir conservancy district**".

Page 9, delete lines 7 through 13.

Page 9, line 14, delete "are " and insert "is".

Page 9, run in lines 6 through 14.

Page 9, line 26, delete "of:" and insert "**of the utility owner of the reservoir located within the boundaries of a reservoir conservancy district**".

Page 9, delete lines 27 through 33.

Page 9, line 34, delete "on:" and insert "**on the utility owner of the reservoir located within the boundaries of a reservoir conservancy district**".

Page 9, delete lines 35 through 41.

Page 9, run in lines 34 through 42.

Page 10, after line 4, begin a new paragraph and insert:

"Sec. 5. If a person is an owner, as defined in IC 14-22-10-2(c), of property located in a reservoir conservancy district:

(1) IC 14-22-10-2(d) applies to an individual who goes upon or through the person's property located in the reservoir conservancy district for the purpose of:

(A) entering; or

(B) leaving;

the reservoir located within the boundaries of a reservoir conservancy district; and

(2) under IC 14-22-10-2(e), but subject to IC 14-22-10-2(f) and IC 14-22-10-2(g), the person does not assume responsibility or incur liability for:

(A) an injury to; or

(B) damage to the property of;

an individual caused by an act or failure to act of other persons using the person's property or the reservoir located in the reservoir conservancy district.

Sec. 6. Neither:

(1) a person who:

(A) has a fee interest in;

(B) is a tenant, a lessee, or an occupant of; or

(C) is in control of;

a property located in a reservoir conservancy district; nor

(2) the reservoir conservancy district;

owes a greater duty to an individual using the reservoir for a recreational purpose than they would owe if the conservancy district had not been established."

Re-number all SECTIONS consecutively.

(Reference is to SB 430 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 4.

MESSMER, Chair

Report adopted.

SENATE MOTION

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

- HCR 12 Senator Messmer
Honoring the inductees of the Indiana Military Veterans Hall of Fame.
- HCR 19 Senator Becker
Recognizing the 2019 Castle High School archery team for winning their twelfth state championship and second consecutive national championship.
- SCR 21 Senator Holdman
Encouraging education and the use of Safe Haven Baby Boxes in Indiana.
- SCR 22 Senator Lanane
Congratulating Deborah Stapleton.
- SR 18 Senator J.D. Ford
Honoring Chief Robert Knox.

BRAY

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 12

House Concurrent Resolution 12, sponsored by Senators Messmer and Garten:

A CONCURRENT RESOLUTION honoring the inductees of the Indiana Military Veterans Hall of Fame.

Whereas, The Indiana Military Veterans Hall of Fame (IMVHOF) was founded in 2013;

Whereas, The mission of the IMVHOF is to publicly "emphasize the honor brought to our state and nation by the sacrifice of Indiana military veterans and their families";

Whereas, The first Hoosiers were inducted into the IMVHOF on November 7, 2014;

Whereas, The 2019 inductees are Irvin Alexander, Dennis A. Beals, Donald E. Bolner, Jay A. Collars, Charles H. DeBow, Jr., David W. Eberly, Roland W. Henry, Maurice W. Kendall, Charles W. Lewis, Fred S. Lindsey, Henry C. Marshall, Ivan Moreman, Forrest E. Myers, Frank H. Ono, Conrad A. Sipple, and Gary C. Steinhardt;

Whereas, Nominations came from all over the state and represented military veterans from World War I through the current engagements in the Middle East and elsewhere;

Whereas, Each inductee receives a medallion representing the IMVHOF and its relationship to Indiana;

Whereas, The medallion's front side depicts Indiana and the name of the organization while the back side displays the state flag and the engraved name of the inductee encircled by the names of the five branches of the United States armed forces;

Whereas, Throughout the history of our great nation, hundreds of thousands of men and women have served their country with honor and pride in time of war and peace; and

Whereas, The Indiana Military Veterans Hall of Fame honors these brave Hoosier veterans for their service and shares their stories of sacrifice with the people of our state: 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 inductees into the Indiana Military Veterans Hall of Fame for their great bravery and dedication to duty. Without brave men and women like these, our state and nation could not exist.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Board of Directors of the Indiana Military Veterans Hall of Fame.

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 19

House Concurrent Resolution 19, sponsored by Senator Becker:

A CONCURRENT RESOLUTION recognizing the 2019 Castle High School archery team for winning their twelfth state championship and second consecutive national championship.

Whereas, The 2019 Castle High School archery team won the national championship with a score of 3,480 out of 3,600, ranking the highest of 263 teams from across the nation;

Whereas, Castle junior Ashlie Garrison was recognized as the leading female shooter in the high school division, having shot a 298 out of 300;

Whereas, The Knights continue a proud tradition having won 12 state championships over the past 13 years;

Whereas, The national team includes Ashlie Garrison, Ashton Probus, Lola Phillips, Katherine Tessendorf, Mackenzie Kopp, Kevin Stevens, Kyle Probus, Nick Kaufman, J. T. Mitchell, Hayley Moody, Payton Hanson, Andrew Zeller, Talon Counts, Spencer Greenwell, Maggie Robbins, Rylan Royster, Tyler Johnson, Noah Wells, Bresden Laughton, Max Bockelman, Suprit Sooch, Beau Evrard, Rubina Cheema, and Kayla Nasserizafar.

Whereas, Each archer on the national team earned a \$1,000 scholarship;

Whereas, The Knights went on to place fourth in the 2019 NASP world tournament, located in Nashville, Tennessee;

Whereas, The world tournament team included Ashton Probus, Kyle Probus, Ashlie Garrison, Payton Hanson, Kevin Stevens, Talon Counts, Andrew Zeller, J. T. Mitchell, Mackenzie Kopp, Lola Phillips, Spencer Greenwell, Hayley Moody, Kayla Nasserizafar, Maggie Robbins, Jacob Adams, Rylan Royster, Max Bockelman, Dallas Roberts, Megan Merta, Howie Heerdt, Aaron Poirot, and Taylor Schaffer; and

Whereas, The Castle High School archery team's season was victorious and unforgettable, as they represented themselves, their school, and the state of Indiana in the highest regard: 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 2019 Castle High School archery team for winning their

twelfth state championship and second consecutive national championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to the members of the 2019 Castle High School archery team and to its coaches and staff.

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 Concurrent Resolution 21

Senate Concurrent Resolution 21, introduced by Senators Holdman and L. Brown:

A CONCURRENT RESOLUTION encouraging education and the use of Safe Haven Baby Boxes in Indiana.

Whereas, The Indiana General Assembly adopted legislation in the 2017 and 2018 sessions allowing Safe Haven Baby Boxes to be installed at staffed fire stations and hospitals throughout the state;

Whereas, Since the installation of the first baby boxes in Indiana, five babies have been safely relinquished in the boxes and the children placed in forever homes;

Whereas, Over 5,000 mothers in crisis have been connected to services through the Safe Haven Baby Boxes affiliated hotline;

Whereas, 21 Safe Haven Baby Boxes have been installed in cities and towns across Indiana, with more being added each year; and

Whereas, Safe Haven Baby Boxes, a not-for-profit organization, has produced an educational video to inform women about the availability of Safe Haven Baby Boxes and its crisis hotline: 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 encourages further education of the availability and use of Safe Haven Baby Boxes in Indiana to promote the safe surrender of a newborn baby in accordance with Indiana law.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Monica Kelsey, Founder of Safe Haven Baby Boxes, Inc.

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 Carbaugh and Lehman.

Senate Concurrent Resolution 22

Senate Concurrent Resolution 22, introduced by Senator Lanane:

A CONCURRENT RESOLUTION congratulating Deborah Stapleton on her retirement from the Anderson Museum of Art.

Whereas, Deborah Stapleton studied at Anderson University, earning a degree in sociology and museology with minors in speech and art;

Whereas, After graduation, Deborah took a position with the Montgomery County Historical Society in Dayton, Ohio;

Whereas, Deborah later returned to Anderson and began her 39 year career with the Anderson Museum of Art;

Whereas, Throughout her career, Deborah oversaw several major projects including moving the location of the museum from Eighth Street to its current location in the Carnegie Building alongside the Anderson Public Library;

Whereas, Other accomplishments of Deborah's include programs with local schools like "The Art Lady" where volunteers go into schools to talk about an artist and provide the school with a reproduction of the artist's work for display;

Whereas, Deborah brought many exhibits to Anderson including Jacob Lawrence's Harriet Tubman series and an exhibition on cartoonist Charles Schulz;

Whereas, Deborah also made it a point to work with and showcase Midwestern and local artists; and

Whereas, Deborah has a passion for jewelry making and would like to see profits from her jewelry used to help fund local non-profit organizations: 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 congratulates Deborah Stapleton on her retirement from the Anderson Museum of Art.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Deborah Stapleton.

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 Austin.

Senate Resolution 18

Senate Resolution 18, introduced by Senators J.D. Ford, Boots, and Buchanan:

A SENATE RESOLUTION to honor Chief Robert Knox on his retirement from the Zionsville Police Department.

Whereas, Chief Robert Knox has served on the Zionsville Police Department for over forty years;

Whereas, Chief Knox started his professional life as a pipe fitter before joining the Zionsville Police Department as a reserve officer;

Whereas, Chief Knox worked his way from a reserve officer to Chief of Police and has been Chief of Police for 8 years;

Whereas, During his time as an officer, Chief Knox has initiated community outreach programs such as "Coffee with a Cop", the Teen and Citizens academies, and the "Drug Take Back" program;

Whereas, The Zionsville Police Department has grown since Chief Knox first joined the force. The department has increased its number of officers, updated its technology, and revamped its K-9 unit in response to the growing Zionsville community;

Whereas, Upon his retirement on April 6th, 2020, Chief Knox will have more time to spend with his wife, Karin, and his son, Justin; and

Whereas, Chief Knox has served the Zionsville community well for over 40 years and his service is worthy of recognition: Therefore,

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

SECTION 1. That the Indiana Senate honors Chief Robert Knox on his retirement from the Zionsville Police Department.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Chief Robert Knox.

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

Senate Concurrent Resolution 16

Senate Concurrent Resolution 16, introduced by Senator Breaux:

A CONCURRENT RESOLUTION honoring Beverly Brown upon her retirement from the Indiana Senate.

Whereas, Beverly Brown is a resident of Indianapolis, Indiana;

Whereas, Beverly graduated from Tennessee State University with a bachelor of science in elementary education, received her teacher's license certification from Indiana Wesleyan University, and received her reading endorsement from IUPUI. She also took classes at Indiana State University toward her master's degree in education;

Whereas, Beverly worked 18 years as a public school teacher in both Gary and Indianapolis, Indiana. Currently, she works at the Andrew J. Brown Charter School as a kindergarten interventionist;

Whereas, Beverly also spent 18 years working for Delta Airlines as a marketing representative;

Whereas, Beverly's accomplishments extended from the schoolhouse to the statehouse, where she served as doorkeeper for the Indiana State Senate for six years working closely with Senator Breaux as her Community and Religious Outreach liaison during that time;

Whereas, Beverly is a member of Delta Sigma Theta Sorority, a member of the Indianapolis Symphony Orchestra Association, the former Vice President of the Community Alliance of the Far Eastside, and a member of the Tennessee State University Alumni Association;

Whereas, For 35 years, Beverly served as the first lady of Ebenezer Missionary Baptist Church where her husband, Thomas L. Brown, was the pastor;

Whereas, When not serving in a professional capacity, Beverly acts as the constant, loving caregiver of her 97-year-old father and enjoys spending time with her husband and three children, Thomas Jr., Tanya, and Lisa; and

Whereas, Beverly will be missed by senators, staff, and all who came to know her during her service to the Senate: 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 Senate honors Beverly Brown upon her retirement from the Indiana Senate.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Beverly Brown.

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 V. Smith.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1059, 1090, 1095, 1176, and 1249 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 17 and 18 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 House Concurrent Resolution 11 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Engrossed Senate Bill 109, which is eligible for third reading, be returned to second reading for purposes of amendment.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Engrossed Senate Bill 291, which is eligible for third reading, be returned to second reading for purposes of amendment.

GROOMS

Motion prevailed.

SENATE BILLS ON SECOND READING

Senate Bill 98

Senator Becker called up Senate Bill 98 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 241

Senator L. Brown called up Senate Bill 241 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 241-1)

Madam President: I move that Senate Bill 241 be amended to read as follows:

Page 3, line 39, delete ", a disbursement, and a" and insert "**and a disbursement.**".

Page 3, delete line 40.

Page 4, line 12, after "(1)." insert "**The health plan shall determine whether the pharmacy benefit manager has provided an adequate network as required under subdivision (1).**".

Page 5, delete line 2.

Page 5, line 3, delete "(vi)" and insert "**(v)**".

Page 5, line 5, delete "(vii)" and insert "**(vi)**".

Page 5, line 8, delete "(viii)" and insert "**(vii)**".

Page 5, line 10, delete "(ix)" and insert "**(viii)**".

Page 5, delete lines 12 through 14, begin a new paragraph and insert:

"(c) Financial information and proprietary information submitted by a pharmacy benefit manager to the department is confidential."

Page 10, line 14, after "27." insert "(a) A party that has contracted with a pharmacy benefit manager to provide services may, at least one (1) time in a calendar year, request an audit of compliance with the contract. The audit may include full disclosure of rebate amounts secured on prescription drugs, whether product specific or general rebates, that were provided by a pharmaceutical manufacturer.

(b) A pharmacy benefit manager shall disclose, upon request from a party that has contracted with a pharmacy benefit manager, to the party the actual amounts paid by the pharmacy benefit manager to any pharmacy.

(c) A pharmacy benefit manager shall provide notice to a party contracting with the pharmacy benefit manufacturer of any consideration that the pharmacy benefit manager receives from a pharmacy manufacturer for any name brand dispensing of a prescription when a generic or biologically similar product is available for the prescription.

(d) Any provision of a contract entered into, issued, or renewed after June 30, 2020, that violates this section is unenforceable.

Sec. 28."

(Reference is to SB 241 as printed January 24, 2020.)

L. BROWN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 272

Senator Jon Ford called up Senate Bill 272 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 424

Senator Rogers called up Senate Bill 424 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 424-1)

Madam President: I move that Senate Bill 424 be amended to read as follows:

Page 2, line 11, delete "." and insert "or whether the person who engages in the conduct is an adult."

Page 8, delete lines 7 through 18, begin a new paragraph and insert:

"(b) A person may require a program participant who complies with subsection (a) to provide an address in addition to the designated address as a condition of receiving a service or benefit that would be impossible to provide without knowledge of the program participant's physical location. However, the person must use the designated address for all mail correspondence with the program participant."

(Reference is to SB 424 as printed January 24, 2020.)

ROGERS

Motion prevailed. The bill was ordered engrossed.

Senate Bill 71

Senator Doriot called up Senate Bill 71 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 71-2)

Madam President: I move that Senate Bill 71 be amended to read as follows:

Page 2, between lines 35 and 36, begin a new paragraph and insert:

"(c) A notice under subsection (b)(4) shall include the following information:

(1) A legal survey was performed of an adjoining property under this section.

(2) The plat of the legal survey was filed with the county surveyor for entry into the legal survey record book.

(3) The lines located and established pursuant to this section are binding on all landowners affected, as well as the landowners' respective heirs and assigns, unless an appeal is taken pursuant to section 14 of this chapter.

(4) An appeal under section 14 of this chapter must be made to the circuit court of the county in which the surveyed property is located not later than:

(A) ninety (90) days after the notice of filing, if the landowner appealing the legal survey is a resident of the county; or

(B) one (1) year, if the landowner appealing the legal survey is a not a resident of the county.

(5) If the affected landowner has reason to believe that the landowner has a claim of title under adverse possession, the landowner must:

(A) file a claim in a court with proper jurisdiction; or

(B) record an affidavit under IC 36-2-11-19(a)(4) or a deed reflecting the claim of adverse possession in the office of the recorder of the county in which the property is located;

prior to the end of the applicable time period provided in subdivision (4).

(6) An affected landowner may not bring a claim of title under adverse possession against the state or a political subdivision.

The notice shall also include a legible copy of the plat of the legal survey."

Page 2, line 36, strike "(c)" and insert "(d)".

(Reference is to SB 71 as printed January 24, 2020.)

DORIOT

Motion prevailed. The bill was ordered engrossed.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 64

Senator Ruckelshaus called up Engrossed Senate Bill 64 for third reading:

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

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

Roll Call 66: yeas 40, nays 10. 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 101

Senator Bohacek called up Engrossed Senate Bill 101 for third reading:

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

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

Roll Call 67: yeas 31, nays 18. 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, J. Young, Eberhart, and May.

Engrossed Senate Bill 131

Senator Kruse called up Engrossed Senate Bill 131 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 68: yeas 42, nays 8. 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 and Wesco.

Engrossed Senate Bill 142

Senator Zay called up Engrossed Senate Bill 142 for third reading:

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

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

Roll Call 69: yeas 45, nays 5. 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 Karickhoff, Barrett, and Davisson.

Engrossed Senate Bill 177

Senator Donato called up Engrossed Senate Bill 177 for third reading:

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

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

Roll Call 70: 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 Manning.

Engrossed Senate Bill 181

Senator Sandlin called up Engrossed Senate Bill 181 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 71: 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 Burton, Sherman, and Manning.

Engrossed Senate Bill 185

Senator Alting called up Engrossed Senate Bill 185 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 72: 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 sponsors: Representatives Negele, Lehe, and Klinker.

Engrossed Senate Bill 190

Senator Holdman called up Engrossed Senate Bill 190 for third reading:

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

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

Roll Call 73: yeas 39, nays 11. 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 Thompson.

Engrossed Senate Bill 202

Senator Tallian called up Engrossed Senate Bill 202 for third reading:

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

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

Roll Call 74: yeas 44, 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 Lehman, VanNatter, and Beck.

Engrossed Senate Bill 205

Senator Messmer called up Engrossed Senate Bill 205 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 75: 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 Heaton, Schaibley, and J. Young.

Engrossed Senate Bill 206

Senator Messmer called up Engrossed Senate Bill 206 for third reading:

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

The President of the Senate yielded the gavel to Senator Rodric D. Bray.

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

Roll Call 76: yeas 49, nays 1. 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 Torr.

Engrossed Senate Bill 223

Senator Leising called up Engrossed Senate Bill 223 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 77: yeas 38, 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 sponsor: Representative Behning.

Engrossed Senate Bill 230

Senator Sandlin called up Engrossed Senate Bill 230 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 78: 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 Burton.

Engrossed Senate Bill 255

Senator Charbonneau called up Engrossed Senate Bill 255 for third reading:

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

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

Roll Call 79: 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 Vermilion and Kirchhofer.

Engrossed Senate Bill 256

Senator Koch called up Engrossed Senate Bill 256 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 80: 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 sponsors: Representatives McNamara, Steuerwald, and Torr.

Engrossed Senate Bill 266

Senator Donato called up Engrossed Senate Bill 266 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 81: 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 Jordan.

Engrossed Senate Bill 269

Senator Jon Ford called up Engrossed Senate Bill 269 for third reading:

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

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

Roll Call 82: 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 Lehman and VanNatter.

Engrossed Senate Bill 302

Senator Tallian called up Engrossed Senate Bill 302 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 83: 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, DeLaney, and Beck.

Engrossed Senate Bill 316

Senator Kruse called up Engrossed Senate Bill 316 for third reading:

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

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

Roll Call 84: 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 Zent.

Engrossed Senate Bill 340

Senator Spartz called up Engrossed Senate Bill 340 for third reading:

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

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

Roll Call 85: 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 Wolkins.

Engrossed Senate Bill 355

Senator Becker called up Engrossed Senate Bill 355 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 86: 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 and Bacon.

Engrossed Senate Bill 356

Senator Merritt called up Engrossed Senate Bill 356 for third reading:

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

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

Roll Call 87: yeas 46, nays 4. 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 Shackelford.

Engrossed Senate Bill 358

Senator Merritt called up Engrossed Senate Bill 358 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 88: 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 Manning and Clere.

Engrossed Senate Bill 367

Senator Niemeyer called up Engrossed Senate Bill 367 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 89: 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 Aylesworth.

Engrossed Senate Bill 384

Senator Freeman called up Engrossed Senate Bill 384 for third reading:

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

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

Roll Call 90: 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 Wesco.

Engrossed Senate Bill 402

Senator Buchanan called up Engrossed Senate Bill 402 for third reading:

A BILL FOR AN ACT concerning labor.

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

Roll Call 91: yeas 49, nays 1. 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 Lehe.

Engrossed Senate Bill 411

Senator Koch called up Engrossed Senate Bill 411 for third reading:

A BILL FOR AN ACT concerning utilities.

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

Roll Call 92: 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 Soliday.

Engrossed Senate Bill 443

Senator Zay called up Engrossed Senate Bill 443 for third reading:

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

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

Roll Call 93: yeas 41, nays 9. 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 Heine.

Engrossed Senate Bill 4

Senator Charbonneau called up Engrossed Senate Bill 4 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 94: 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 sponsors: Representatives Schaibley and Kirchhofer.

SENATE MOTION

Madam President: I move that Senators Alting, Bassler, Becker, Bohacek, Boots, Bray, L. Brown, Buchanan, Buck, Busch, Charbonneau, Crane, Crider, Donato, Doriot, J.D. Ford, Jon Ford, Freeman, Garten, Gaskill, Glick, Grooms, Holdman, Houchin, Koch, Kruse, Lanane, Leising, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Rogers, Ruckelshaus, Sandlin, Spartz, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young and Zay be added as coauthors of Senate Concurrent Resolution 16.

BREAUX

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Koch be added as third author of Senate Bill 71.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 98.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Koch and M. Young be added as coauthors of Senate Bill 131.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as coauthor of Senate Bill 142.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as third author and Senator Sandlin be added as coauthor of Senate Bill 146.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator M. Young be added as coauthor of Senate Bill 146.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as second author of Senate Bill 183.

GASKILL

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as coauthor of Senate Bill 190.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator G. Taylor be added as coauthor of Senate Bill 190.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 205.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Tomes and Tallian be added as coauthors of Senate Bill 205.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as coauthor of Senate Bill 206.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tomes be added as coauthor of Senate Bill 255.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crider be added as second author and Senator Tomes be added as third author of Senate Bill 258.

KOCH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Jon Ford be added as second author of Senate Bill 259.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 262.

BUSCH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Houchin, Messmer, Buck, Perfect, Charbonneau, Raatz, and Buchanan be added as coauthors of Senate Bill 264.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 266.

DONATO

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Boots be added as second author of Senate Bill 269.

JON FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Grooms be added as third author of Senate Bill 269.

JON FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 269.

JON FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Messmer be added as second author of Senate Bill 272.

JON FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Grooms be added as third author of Senate Bill 272.

JON FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tomes be added as coauthor of Senate Bill 302.

TALLIAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Glick and G. Taylor be added as coauthors of Senate Bill 307.

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Jon Ford be added as coauthor of Senate Bill 311.

NIEZGODSKI

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Donato and Houchin be added as coauthors of Senate Bill 312.

NIEZGODSKI

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Crane, Donato, and Freeman be added as coauthors of Senate Bill 316.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Gaskill be added as coauthor of Senate Bill 320.

ROGERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Tomes, Crider, and Boots be added as coauthors of Senate Bill 331.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 340.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Raatz be added as coauthor of Senate Bill 340.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as coauthor of Senate Bill 340.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 340.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as second author of Senate Bill 350.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator J.D. Ford be added as coauthor of Senate Bill 350.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator J.D. Ford be added as coauthor of Senate Bill 356.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 358.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Grooms be added as coauthor of Senate Bill 369.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ruckelshaus be added as second author of Senate Bill 402.

BUCHANAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 402.

BUCHANAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as third author of Senate Bill 410.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crane be added as coauthor of Senate Bill 411.

KOCH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crider be added as coauthor of Senate Bill 424.

ROGERS

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, January 30, 2020.

MESSMER

Motion prevailed.

The Senate adjourned at 4:42 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUZANNE CROUCH
President of the Senate