



# Journal of the Senate

State of Indiana

120th General Assembly

Second Regular Session

Twelfth Meeting Day

Thursday Afternoon

January 25, 2018

The Senate convened at 1:35 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Pastor Nathan Sundt of First Baptist Church, Bedford.

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

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

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

Roll Call 65: present 48; excused 1. [Note: A  indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

## RESOLUTIONS ON FIRST READING

### Senate Concurrent Resolution 30

Senate Concurrent Resolution 30, introduced by Senator Walker:

A CONCURRENT RESOLUTION urging the legislative council to assign to the appropriate committee the topic of redistricting issues.

*Whereas, The Indiana General Assembly will establish new state legislative districts and congressional districts in 2021 following the 2020 United States decennial census of Indiana;*

*Whereas, While traditional redistricting criteria have not addressed partisanship, several recent federal cases reviewing redistricting plans enacted in Wisconsin, Maryland, and North Carolina have focused on whether and when it is possible to bring a claim that drawing districts to the advantage of one political party is unconstitutional; and*

*Whereas, The Indiana General Assembly needs to study these recent developments and other relevant information concerning redistricting law, technology, and process in preparation for the 2021 redistricting cycle: 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 legislative council is urged to assign the following topics to the appropriate committee:

- (1) The study of recent federal court decisions discussing the statistical analysis of demographic and political data for the testing or validation of redistricting criteria.
- (2) The study of the impact of noncontiguous precincts on the redistricting process.

The resolution was read in full and referred to the Committee on Elections.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 11, 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 "JULY 1, 2018];" and insert "JULY 1, 2019];".

Page 1, line 12, delete "1, 2018];" and insert "1, 2019];".

Page 1, line 12, delete "January 1, 2019," and insert "**January 1, 2020,**".

(Reference is to SB 11 as printed January 17, 2018.) and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

MISHLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 28, 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 1, delete "under IC 25-23-1-12.5." and insert "**in the fund.**".

Page 3, delete lines 31 through 42.

Delete pages 4 through 7.

(Reference is to SB 28 as introduced.)

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

Committee Vote: Yeas 10, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill 43, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 5-1-5-2.5, AS AMENDED BY P.L.244-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2.5. (a) As used in this section, "eligible school corporation" means a school corporation (as defined in IC 36-1-2-17) that satisfies all the conditions required by this section.

(b) As used in this section, "increment" means the annual difference between:

- (1) the annual debt service payment for the bonds proposed to be retired or refunded; and
- (2) the annual debt service payment for the proposed refunding bonds;

for each year that the bonds that are being retired or refunded would have been outstanding.

(c) In order for a school corporation to be an eligible school corporation under this section, the school corporation must determine that the percentage computed under this subsection for the school corporation is at least twenty percent (20%), regarding the year for which the latest certified levies have been determined. A school corporation shall compute its percentage as follows:

(1) Compute the amount of credits granted under IC 6-1.1-20.6 against the school corporation's combined levy for the school corporation's:

(A) debt service fund, as described in IC 20-46-7-15;  
**and**

(B) operations fund (IC 20-46-8). ~~and~~

~~(C) racial balance fund (IC 20-46-3).~~

(2) Compute the school corporation's levy for the school corporation's

~~(A) operations fund. and~~

~~(B) racial balance fund.~~

(3) Divide the amount computed under subdivision (1) by the amount computed under subdivision (2) and express it as a percentage.

A school corporation that desires to be an eligible school corporation under this section must submit a written request for a certification by the department of local government finance that the computation of the school corporation's percentage computed under this subsection is correct. The department of local government finance shall, not later than ten (10) working days after the date the department receives the school corporation's request, certify the percentage computed under this subsection for the school corporation.

(d) A school corporation that desires to be an eligible school corporation under this section shall conduct a public hearing and provide notice of the purpose of the hearing and the time, date, and place of the hearing, published as required by IC 5-3-1, before the school corporation may adopt a resolution under this section. At the public hearing, the governing body must provide the following information:

(1) The annual debt service payments, applicable debt service tax rate, and total debt service payments for the bonds proposed to be retired or refunded.

(2) The annual debt service payments, applicable debt service fund tax rate, and total debt service payments for the proposed refunding bonds.

(3) The annual increment for each year that the bonds that are being retired or refunded would have been outstanding and any other benefits to be derived from issuing the refunding bonds.

(e) If at least one (1) taxpayer appearing at the public hearing under subsection (d) objects to the proposed resolution and files a written objection with the governing body of the school corporation and the county auditor not more than ten (10) days after the public hearing, a petition requesting the application of a petition and remonstrance process may be filed not more than thirty (30) days after the public hearing by one hundred (100) persons who are either owners of property within the school corporation or registered voters residing within the school corporation. Except as provided in this subsection, the provisions of IC 6-1.1-20-3.1(b) governing the initiation of a petition and remonstrance process for a controlled project (including the provisions governing verification of petitions) apply to a petition under this subsection requesting the application of a petition and remonstrance process. The following apply if a sufficient petition requesting the application of a petition and remonstrance process has been filed as set forth in this subsection:

(1) The petition and remonstrance process prescribed by IC 6-1.1-20-3.2(b) for controlled projects shall be used to determine whether the governing body of the school corporation may adopt a resolution under subsection (g) and issue refunding bonds as provided in subsection (g).

(2) The governing body of the school corporation may not adopt a resolution under subsection (g) and may not issue refunding bonds as provided in subsection (g) unless more individuals sign the petition for the bond refunding under this subsection than the number of individuals signing a

remonstrance against the bond refunding under this subsection.

Except as provided in this subsection, the provisions of IC 6-1.1-20-3.2(b) governing the petition and remonstrance process for a controlled project apply to a petition and remonstrance process under this subsection.

(f) Except as provided in subsection (e), IC 6-1.1-20 does not apply to bonds issued under this section.

(g) A school corporation that desires to be an eligible school corporation under this section must, before January 1, 2019, and notwithstanding any other law, adopt a resolution that sets forth the following:

- (1) The determinations made under subsection (c), including the department of local government finance's certification of the percentage computed under subsection (c).
- (2) A determination providing for the:
  - (A) issuance of bonds to refund not more than fifty percent (50%) of outstanding bonds or leases issued by or on behalf of the school corporation before January 1, 2009; and
  - (B) payment of redemption premiums and the costs of the refunding.
- (3) With respect to the refunding bonds, the following:
  - (A) The maximum principal amount.
  - (B) The maximum interest rate.
  - (C) The annual lease or debt service payment.
  - (D) The final maturity date.
  - (E) The estimated amount of the increment that will occur for each year that the bonds that are being retired or refunded by the issuance of refunding bonds would have been outstanding.
  - (F) A finding that the annual debt service or lease payment on the refunding bonds will not increase the annual debt service or lease payment above the annual debt service or lease payment approved by the school corporation for the original project.

If the governing body adopts a resolution under this section, the governing body must publish notice of the adoption of the resolution as required by IC 5-3-1.

(h) An eligible school corporation may issue refunding bonds as permitted by this section. In addition, an eligible school corporation may extend the repayment period beyond the repayment period for the bonds that are being retired or refunded by the issuance of refunding bonds. However, the repayment period may be extended only once for a particular bond, and the extension may not exceed ten (10) years after the latest maturity date for any of the bonds being retired or refunded by the eligible school corporation under this section.

(i) Property taxes imposed by an eligible school corporation to pay debt service for bonds permitted by this section shall be considered for purposes of calculating the limits to property tax liability under Article 10, Section 1 of the Constitution of the State of Indiana and for calculating a person's credit under IC 6-1.1-20.6-7.5. However, property taxes imposed by an eligible school corporation through December 31, 2019, to pay debt service for bonds permitted by this section may not be

considered in an eligible county, as used in Article 10, Section 1(h) of the Constitution of the State of Indiana, for purposes of calculating the limits to property tax liability under Article 10, Section 1 of the Constitution of the State of Indiana or for calculating a person's credit under IC 6-1.1-20.6-7.5.

SECTION 2. IC 20-40-5 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Racial Balance Fund).

SECTION 3. IC 20-46-3 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Racial Balance Levy).

SECTION 4. [EFFECTIVE JULY 1, 2018] (a) **As used in this SECTION, "racial balance fund" refers to the racial balance fund established by IC 20-40-5-4 (before its repeal by this act).**

(b) **As used in this SECTION, "operations fund" refers to the operations fund established under IC 20-40-18.**

(c) **Any money in a school corporation's racial balance fund on January 1, 2019, must be transferred to the school corporation's operations fund.**

(d) **This SECTION expires July 1, 2019.**

(Reference is to SB 43 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Education.

LONG, Chair

Report adopted.

#### COMMITTEE REPORT

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

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 7.1-3-20-16.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 16.9. (a) A permit that is authorized by this section may be issued without regard to the quota provisions of IC 7.1-3-22.**

(b) **Except as provided in section 16.3 of this chapter, the commission may issue not more than three (3) new three-way permits to sell alcoholic beverages for on-premises consumption to applicants within a public-private partnership redevelopment in the town of Munster.**

(c) **The following apply to permits issued under this section:**

(1) **An applicant for a permit under this section must be a proprietor, as owner or lessee, or both, of a restaurant located within in a municipality's public-private partnership development.**

(2) **The cost of an initial permit is forty thousand dollars (\$40,000).**

(3) **If any of the permits issued under this section are revoked or not renewed, the commission may issue only enough new permits to bring the total number of permits to three (3) active permits.**

(4) **The municipality may adopt an ordinance under IC 7.1-3-19-17 requiring a permit holder to enter into**

a formal written commitment as a condition of eligibility for a permit. As set forth in IC 7.1-3-19-17(b), a formal written commitment is binding on the permit holder and on any lessee or proprietor of the permit premises.

(5) Notwithstanding IC 7.1-3-1-3.5, if business operations cease at the permit premises for more than six (6) months, the permit shall revert to the commission and the permit holder is not entitled to any refund or other compensation.

(6) Except as provided in subdivision (8), the ownership of a permit may not be transferred.

(7) A permit may not be transferred outside the area of the public-private partnership redevelopment for which the permit was issued.

(8) If the area in which the permit premises is located is no longer designated a public-private partnership redevelopment, a permit issued under this section may be renewed, and the ownership of the permit may be transferred, but the permit may not be transferred from the public-private partnership redevelopment.

SECTION 2. IC 7.1-3-20-28 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 28. (a) This section applies only to:

- (1) Bargersville; and
- (2) Martinsville.

(b) A permit that is authorized by this section may be issued without regard to the quota provisions of IC 7.1-3-22.

(c) The commission may issue not more than five (5) three-way retailer's permits to applicants for premises located within an economic development area, an area needing redevelopment, or a redevelopment district as established under IC 36-7-14 in a municipality's:

- (1) redevelopment district; or
- (2) economic revitalization area.

An applicant for a permit under this section must be a proprietor, as owner or lessee, or both, of a restaurant located within the area or district.

(d) The following apply to permits issued under this section:

(1) The cost of an initial permit is forty thousand dollars (\$40,000).

(2) If any of the permits issued under this section are revoked or not renewed, the commission may issue new permits. However, the total number of active permits issued under this section may not exceed ten (10) permits at any time. If any of the permits issued under this section are revoked or not renewed, the commission may issue only enough new permits to bring the total number of permits to ten (10) active permits, with not more than five (5) in each municipality.

(3) The municipality may adopt an ordinance under IC 7.1-3-19-17 requiring a permit holder to enter into a formal written commitment as a condition of eligibility for a permit. As set forth in IC 7.1-3-19-17(b), a formal written commitment is binding on the permit holder and on any lessee or proprietor of the permit

premises.

(4) Notwithstanding IC 7.1-3-1-3.5, if business operations cease at the permit premises for more than six (6) months, the permit shall revert to the commission and the permit holder is not entitled to any refund or other compensation.

(5) Except as provided in subdivision (7), the ownership of a permit may not be transferred.

(6) A permit may not be transferred from the premises for which the permit was issued.

(7) If the area in which the permit premises is located is no longer designated a redevelopment district or an economic revitalization area, a permit issued under this section may be renewed, and the ownership of the permit may be transferred, but the permit may not be transferred from the permit premises.

SECTION 3. IC 7.1-3-20-29 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 29. (a) This section applies only to the city of Greenwood.

(b) A permit that is authorized by this section may be issued without regard to the quota provisions of IC 7.1-3-22.

(c) The commission may issue not more than twenty (20) two-way or three-way retailer's permits to applicants for premises located in the city's Eastside Economic Development Area. An applicant for a permit must be a proprietor, as owner or lessee, or both, of a restaurant located within the economic development area.

(d) The commission may issue not more than twenty (20) two-way or three-way retailer's permits to applicants for premises located in the city's State Road 135 Economic Development Area. An applicant for a permit must be a proprietor, as owner or lessee, or both, of a restaurant located within the economic development area.

(e) The following apply to permits issued under this section:

(1) The cost of an initial permit is forty thousand dollars (\$40,000).

(2) If any of the permits issued under this section are revoked or not renewed, the commission may issue new permits. However, each economic development area may not have more than twenty (20) active permits issued under this section at any time. The total number of active permits issued under this section may not exceed forty (40) permits at any time. If any of the permits issued under this section are revoked or not renewed, the commission may issue only enough new permits to bring the total number of permits to forty (40) active permits, with not more than twenty (20) in each economic development area listed in subsections (c) and (d).

(3) The municipality may adopt an ordinance under IC 7.1-3-19-17 requiring a permit holder to enter into a formal written commitment as a condition of eligibility for a permit. As set forth in IC 7.1-3-19-17(b), a formal written commitment is binding on the permit holder and on any lessee or proprietor of the permit premises.

(4) Notwithstanding IC 7.1-3-1-3.5, if business operations cease at the permit premises for more than six (6) months, the permit shall revert to the commission and the permit holder is not entitled to any refund or other compensation.

(5) Except as provided in subdivision (7), the ownership of a permit may not be transferred.

(6) A permit may not be transferred from the premises for which the permit was issued.

(7) If the area in which the permit premises is located is no longer designated an economic development area, a permit issued under this section may be renewed, and the ownership of the permit may be transferred, but the permit may not be transferred from the permit premises.

SECTION 4. IC 7.1-3-20-30 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 30. (a) This section applies only to a bottling district.

(b) As used in this section, "bottling district" means a retail shopping and food service district that has the following characteristics:

(1) The district consists of an area that:

(A) has been redeveloped, renovated, or environmentally remediated in part with grants from the federal, state, or local government; and

(B) is entirely located within a one and one-half (1 1/2) mile radius of the center of a consolidated city.

(2) The district consists of land and a building or group of buildings that are part of a common development and that:

(A) contains more than ten (10) retail stores;

(B) is developed in a manner such that the district is self-contained upon a single plat;

(C) is located within a locally designated historic district of a consolidated city; and

(D) contains at least one (1) building that:

(i) was formerly a bottling facility; and

(ii) has been approved for present commercial use by the local historic preservation commission of the consolidated city.

(c) The commission may issue a three-way retailer's permit to sell alcoholic beverages for:

(1) on-premises consumption; or

(2) carryout;

to an applicant who is the owner or lessee, or both, of a building within the bottling district that contains retail space.

(d) The commission may also issue a three-way retailer's permit to sell alcoholic beverages for on-premises consumption or for carryout to an applicant that is the owner or developer of a building in the bottling district designated as a "food hall". A food hall is a single licensed permit premises that meets the following requirements:

(1) The food hall contains at least ten (10) different food and beverage vendors. A food and beverage vending space is not subject to section 9(b) of this chapter.

(2) The food hall has a seating capacity of at least one hundred (100) people.

(3) The food hall and the managers operating in the food hall are exempt from IC 7.1-5-7-9 and IC 7.1-5-7-10.

(e) The commission may allow multiple managers that have each filed a manager's questionnaire, as required under IC 7.1-5-9-15, to operate concurrently within the permit premises of the designated food hall. A manager operating under a manager's questionnaire is subject to the following:

(1) The manager shall:

(A) maintain the manager's own retail merchant's certificate; and

(B) be responsible for the payment of the manager's own taxes.

(2) The manager shall conform to all health and safety requirements of local and state agencies.

(3) The manager shall comply with all requirements under IC 7.1-5-9-15.

(4) The manager shall comply with IC 7.1-5-10-20 with regard to the manager's own food and beverage vending space. However, IC 7.1-5-10-20 does not prohibit a manager from establishing sale prices for drinks that are different from the sale prices for comparable drinks that are set by other managers of food and beverage vending spaces in the food hall.

(5) The manager is not required to comply with section 9(b) of this chapter.

(f) A permit authorized by this section may be issued without regard to the proximity provisions of IC 7.1-3-21-11 or the quota provisions of IC 7.1-3-22.

(g) A permit issued under this section may not be transferred to a location outside the bottling district.

SECTION 5. IC 7.1-5-7-11, AS AMENDED BY P.L.270-2017, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) The provisions of sections 9 and 10 of this chapter shall not apply if the public place involved is one (1) of the following:

(1) Civic center.

(2) Convention center.

(3) Sports arena.

(4) Bowling center.

(5) Bona fide club.

(6) Drug store.

(7) Grocery store.

(8) Boat.

(9) Dining car.

(10) Pullman car.

(11) Club car.

(12) Passenger airplane.

(13) Horse racetrack facility holding a recognized meeting permit under IC 4-31-5.

(14) Satellite facility (as defined in IC 4-31-2-20.5).

(15) Catering hall under IC 7.1-3-20-24 that is not open to the public.

(16) That part of a restaurant which is separate from a room in which is located a bar over which alcoholic beverages are sold or dispensed by the drink.

(17) Entertainment complex.

(18) Indoor golf facility.

- (19) A recreational facility such as a golf course, bowling center, or similar facility that has the recreational activity and not the sale of food and beverages as the principal purpose or function of the person's business.
- (20) A licensed premises owned or operated by a postsecondary educational institution described in IC 21-17-6-1.
- (21) An automobile racetrack.
- (22) An indoor theater under IC 7.1-3-20-26.
- (23) A senior residence facility campus (as defined in IC 7.1-3-1-29(c)) at which alcoholic beverages are given or furnished as provided under IC 7.1-3-1-29.
- (24) A hotel other than a part of a hotel that is a room in a restaurant in which a bar is located over which alcoholic beverages are sold or dispensed by the drink.
- (25) The location of an allowable event to which IC 7.1-3-6.1 applies.
- (26) The location of a charity auction to which IC 7.1-3-6.2 applies.
- (27) A farm winery and any additional locations of the farm winery under IC 7.1-3-12, if the minor is in the company of a parent, legal guardian or custodian, or family member who is at least twenty-one (21) years of age.
- (28) An artisan distillery under IC 7.1-3-27, if:
  - (A) the person who holds the artisan distiller's permit also holds a farm winery permit under IC 7.1-3-12; and
  - (B) the minor is in the company of a parent, legal guardian or custodian, or family member who is at least twenty-one (21) years of age.

**(29) A bottling district under IC 7.1-3-20-30.**

(b) For the purpose of this subsection, "food" means meals prepared on the licensed premises. It is lawful for a minor to be on licensed premises in a room in which is located a bar over which alcoholic beverages are sold or dispensed by the drink if all the following conditions are met:

- (1) The minor is eighteen (18) years of age or older.
- (2) The minor is in the company of a parent, guardian, or family member who is twenty-one (21) years of age or older.
- (3) The purpose for being on the licensed premises is the consumption of food and not the consumption of alcoholic beverages.

(Reference is to SB 46 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Public Policy.

LONG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 52, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 11, begin a new paragraph and insert:

"SECTION 1. IC 4-13-18-6, AS ADDED BY P.L.160-2006, SECTION 2, IS AMENDED TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2018]: Sec. 6. (a) A contractor's employee drug testing program must satisfy all of the following:

- (1) Each of the contractor's employees must be subject to a drug test at least one (1) time each year.
- (2) Subject to subdivision (1), the contractor's employees must be tested randomly. At least two percent (2%) of the contractor's employees must be randomly selected each month for testing.
- (3) The program must contain at least a five (5) drug panel that tests for the following:
  - (A) Amphetamines.
  - (B) Cocaine.
  - (C) Opiates (2000 ng/ml).
  - (D) PCP.
  - (E) THC.
- (4) The program must impose progressive discipline on an employee who fails a drug test. The discipline must have at least the following progression:
  - (A) After the first positive test, an employee must be:
    - (i) suspended from work for thirty (30) days;
    - (ii) directed to a program of treatment or rehabilitation; and
    - (iii) subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.
  - (B) After a second positive test, an employee must be:
    - (i) suspended from work for ninety (90) days;
    - (ii) directed to a program of treatment or rehabilitation; and
    - (iii) subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.
  - (C) After a third or subsequent positive test, an employee must be:
    - (i) suspended from work for one (1) year;
    - (ii) directed to a program of treatment or rehabilitation; and
    - (iii) subject to unannounced drug testing for one (1) year, beginning the day the employee returns to work.

The program may require dismissal of the employee after any positive drug test or other discipline more severe than is described in this subdivision.

(b) An employer complies with the requirement of subsection (a) to direct an employee to a program of treatment or rehabilitation if the employer does either of the following:

- (1) Advises the employee of any program of treatment or rehabilitation covered by insurance provided by the employer.
- (2) If the employer does not provide insurance that covers drug treatment or rehabilitation programs, the employer advises the employee of agencies known to the employer that provide drug treatment or rehabilitation programs.

**(c) A positive result on a drug test due solely to an employee's use of zero THC hemp extract (as defined in IC 35-48-1-28) is not considered a positive test for purposes of this section.**

SECTION 2. IC 16-18-2-45.5 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 45.5: "Cannabidiol"; for purposes of ~~IC 16-42-28-6~~, has the meaning set forth in ~~IC 16-42-28-6-1~~.

SECTION 3. IC 16-18-2-48.7 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 48.7: "Caregiver", for purposes of IC 16-42-28.6, has the meaning set forth in IC 16-42-28.6-2.~~

SECTION 4. IC 16-18-2-272, AS AMENDED BY P.L.188-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 272. (a) "Patient", for purposes of IC 16-27-1, has the meaning set forth in IC 16-27-1-6.

(b) "Patient", for purposes of IC 16-28 and IC 16-29, means an individual who has been accepted and assured care by a health facility.

(c) "Patient", for purposes of IC 16-36-1.5, has the meaning set forth in IC 16-36-1.5-3.

(d) "Patient", for purposes of IC 16-39, means an individual who has received health care services from a provider for the examination, treatment, diagnosis, or prevention of a physical or mental condition.

~~(e) "Patient", for purposes of IC 16-42-28.6, has the meaning set forth in IC 16-42-28.6-3.~~

SECTION 5. IC 16-18-2-282, AS AMENDED BY P.L.188-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 282. (a) "Physician", except as provided in subsections (b) **and (c)**, ~~through (d)~~; means a licensed physician (as defined in section 202 of this chapter).

(b) "Physician", for purposes of IC 16-41-12, has the meaning set forth in IC 16-41-12-7.

(c) "Physician", for purposes of IC 16-37-1-3.1 and IC 16-37-3-5, means an individual who:

(1) was the physician last in attendance (as defined in section 282.2 of this chapter); or

(2) is licensed under IC 25-22.5.

~~(d) "Physician", for purposes of IC 16-42-28.6, has the meaning set forth in IC 16-42-28.6-4.~~

~~(e)~~ **(d)** "Physician", for purposes of IC 16-48-1, is subject to IC 16-48-1-2.

SECTION 6. IC 16-18-2-342.6 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 342.6: "Substance containing cannabidiol", for purposes of IC 16-42-28.6, has the meaning set forth in IC 16-42-28.6-5.~~

SECTION 7. IC 16-18-2-354.7 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 354.7: "Treatment resistant epilepsy", for purposes of IC 16-42-28.6, has the meaning set forth in IC 16-42-28.6-6.~~

SECTION 8. IC 16-42-28.6 IS REPEALED [EFFECTIVE JULY 1, 2018]. (Drugs: Use of Cannabidiol for the Treatment of Epilepsy)."

Page 2, line 16, delete "is accredited:" and insert **"that is accredited as a testing laboratory"**.

Page 2, line 17, delete "(i)".

Page 2, run in lines 16 through 17.

Page 2, line 21, delete "(ACCLASS); or" and insert **"(ACCLASS)"**.

Page 2, delete lines 22 through 23.

Page 2, line 27, delete "extract;" and insert **"extract for distribution in Indiana;"**.

Page 2, line 28, delete "an".

Page 2, line 29, delete "laboratory;" and insert **"laboratory in Indiana;"**.

Page 2, line 41, delete "manufacturer shall:" and insert **"manufacturer:"**.

Page 2, line 42, delete "destroy; or" and insert **"may not distribute the batch; and"**.

Page 3, line 1, delete "reprocess;" and insert **"may reprocess the batch to remove the tetrahydrocannabinol."**

Page 3, line 2, delete "the batch."

Page 3, line 4, delete "testing." and insert **"testing in accordance with section 3 of this chapter."**

Page 3, line 6, delete "manufacture" and insert **"manufacturer"**.

Page 4, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 13. IC 35-31.5-2-316.9 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 316.9: "Substance containing cannabidiol", for purposes of IC 35-48, has the meaning set forth in IC 35-48-1-26.7."~~

Page 4, between lines 27 and 28, begin a new paragraph and insert:

"SECTION 14. IC 35-48-1-6.5 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 6.5: "Cannabidiol" has the meaning set forth in IC 16-42-28.6-1."~~

Page 5, line 10, delete "while" and insert **"within the scope of"**.

Page 6, between lines 29 and 30, begin a new paragraph and insert:

"SECTION 21. IC 35-48-1-26.7 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 26.7: "Substance containing cannabidiol" has the meaning set forth in IC 16-42-28.6-5."~~

Page 6, line 34, delete "genus".

Page 6, delete line 35 and insert **"Cannabis sativa L.;"**.

Page 6, line 36, delete "no tetrahydrocannabinol;" and insert **"not more than three-tenths percent (0.3%) total tetrahydrocannabinol (THC) by dry weight;"**.

Page 6, after line 37, begin a new paragraph and insert:

"SECTION 23. IC 35-48-4-8.5, AS AMENDED BY P.L.188-2017, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8.5. (a) A person who keeps for sale, offers for sale, delivers, or finances the delivery of a raw material, an instrument, a device, or other object that is intended to be or that is designed or marketed to be used primarily for:

(1) ingesting, inhaling, or otherwise introducing into the human body marijuana, hash oil, hashish, salvia, a synthetic drug, or a controlled substance;

(2) testing the strength, effectiveness, or purity of marijuana, hash oil, hashish, salvia, a synthetic drug, or a controlled substance;

(3) enhancing the effect of a controlled substance;

(4) manufacturing, compounding, converting, producing, processing, or preparing marijuana, hash oil, hashish, salvia, a synthetic drug, or a controlled substance;

(5) diluting or adulterating marijuana, hash oil, hashish, salvia, a synthetic drug, or a controlled substance by individuals; or

(6) any purpose announced or described by the seller that is in violation of this chapter; commits a Class A infraction for dealing in paraphernalia.

(b) A person who knowingly or intentionally violates subsection (a) commits a Class A misdemeanor. However, the offense is a Level 6 felony if the person has a prior unrelated judgment or conviction under this section.

(c) This section does not apply to the following:

(1) Items marketed for use in the preparation, compounding, packaging, labeling, or other use of marijuana, hash oil, hashish, salvia, a synthetic drug, or a controlled substance as an incident to lawful research, teaching, or chemical analysis and not for sale.

(2) Items marketed for or historically and customarily used in connection with the planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, or inhaling of tobacco or any other lawful substance. ~~excluding the lawful possession of a substance containing cannabidiol under IC 35-48-4-11.~~

(3) A qualified entity (as defined in IC 16-41-7.5-3) that provides a syringe or needle as part of a program under IC 16-41-7.5.

(4) Any entity or person that provides funding to a qualified entity (as defined in IC 16-41-7.5-3) to operate a program described in IC 16-41-7.5.

SECTION 24. IC 35-48-4-11, AS AMENDED BY P.L.188-2017, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) A person who:

(1) knowingly or intentionally possesses (pure or adulterated) marijuana, hash oil, hashish, or salvia;

(2) knowingly or intentionally grows or cultivates marijuana; or

(3) knowing that marijuana is growing on the person's premises, fails to destroy the marijuana plants;

commits possession of marijuana, hash oil, hashish, or salvia, a Class B misdemeanor, except as provided in subsections (b) through (c).

(b) The offense described in subsection (a) is a Class A misdemeanor if the person has a prior conviction for a drug offense.

(c) The offense described in subsection (a) is a Level 6 felony if:

(1) the person has a prior conviction for a drug offense; and

(2) the person possesses:

(A) at least thirty (30) grams of marijuana; or

(B) at least five (5) grams of hash oil, hashish, or salvia.

~~(d) It is a defense to a prosecution under subsection (a)(1) based on the possession of a substance containing cannabidiol that:~~

~~(1) the person is a patient or caregiver registered under IC 16-42-28-6 for the use of a substance containing cannabidiol;~~

~~(2) the person reasonably believed that the substance possessed by the person was a substance containing~~

~~cannabidiol; and~~

~~(2) the substance containing cannabidiol is packaged in a container labeled with the origin, volume, and concentration by weight of total THC, including its precursors and derivatives; and cannabidiol.~~

~~(e) It is a defense to a prosecution under this section based on the possession of a substance containing cannabidiol that:~~

~~(1) the substance containing cannabidiol has been approved by the federal Food and Drug Administration or the federal Drug Enforcement Agency as a prescription drug; and~~

~~(2) the substance was prescribed and dispensed in accordance with the federal approval described in subdivision (1)."~~

Renumber all SECTIONS consecutively.

(Reference is to SB 52 as printed January 11, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

YOUNG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider 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:

Page 1, line 3, delete "(a)".

Page 1, line 6, delete "move" and insert "**retain**".

Page 1, line 7, delete "to" and insert "**in**".

Page 1, line 7, delete "fee for service" and insert "**risk based managed care**".

Page 1, line 8, delete "coverage during the transition." and insert "**coverage**".

Page 1, delete lines 9 through 17.

Page 2, line 13, delete "fee for service" and insert "**risk based managed care**".

Page 2, line 14, delete "program." and insert "**program if the recipient participates in the Medicaid risk based managed care program**".

(Reference is to SB 62 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 65, 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 1.

KRUSE, Chair

Report adopted.



## COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 96, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 10-17-13.5-4, AS ADDED BY P.L.217-2017, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) The department may make grants to qualified entities to be used for the purpose of providing services to veterans, including the following:

- (1) Programs focused on eliminating homelessness, preventing near term homelessness, and providing safe and secure living conditions.
- (2) Assisting veterans in moving from public housing assistance programs to:
  - (A) home ownership; or
  - (B) stable, long term rental status.

A grant under this chapter for the purpose specified in clause (B) may include up to nine (9) months of rental assistance.

- (3) Assisting veterans in finding and using available federal and state resources.
- (4) Providing therapeutic services.
- (5) Providing job training and job search assistance.

(b) The department may make grants to the provider chosen by the state department of health under section 6 of this chapter to be used for the purpose of providing assistance to the provider to provide diagnostic testing and hyperbaric oxygen treatment to veterans receiving treatment under the pilot program established under section 6 of this chapter. However, a grant under this chapter may not be awarded for the purposes specified in this subsection unless the state department of health has adopted the rules required by section 5 6(g) of this chapter. In addition, a grant may not be awarded for the purposes specified in this subsection after the expiration of the pilot program established under section 6 of this chapter.

SECTION 2. IC 10-17-13.5-6, AS ADDED BY P.L.217-2017, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) As used in this section, "hyperbaric oxygen treatment" means treatment for traumatic brain injury or posttraumatic stress disorder that is ordered by a health care provider and delivered in a hyperbaric chamber.

(b) The department shall establish a pilot program for the purpose of providing assistance for the provider that has been approved by the state department of health to provide diagnostic testing and hyperbaric oxygen treatment to veterans receiving treatment under section 4(b) of this chapter.

(c) The state department of health shall issue a request for proposals to select one (1) provider that is eligible to offer the treatment described in section 4(b) of this chapter.

(d) An individual veteran is eligible to begin treatment if the service related event that caused the traumatic brain injury or

posttraumatic stress disorder happened within the past twelve (12) months.

(e) An individual veteran must pay a co-pay equal to ten percent (10%) of the cost of treatment billed to the department or the state department of health.

(f) A grant under the pilot program established under subsection (b) may be provided only to the provider chosen by the state department of health to provide diagnostic testing and hyperbaric oxygen treatment to veterans.

(g) The state department of health, after consulting with the department, shall adopt rules under IC 4-22-2 to implement section 4(b) of this chapter, including standards for the following:

- (1) Determination by the provider that an individual is a veteran eligible for participation in the program.
- (2) Determination by the state department of health that the provider is eligible to participate in the program, including:
  - (A) a requirement that the provider must maintain compliance with applicable fire codes, treatment protocols, and state department of health oversight; and
  - (B) other facility standards determined by the state department of health.
- (3) Treatment plan requirements, including the following:
  - (A) A provider's submission to the state department of health, before providing hyperbaric oxygen treatment to a veteran, of a treatment plan that includes:
    - (i) a health care provider's prescription for hyperbaric oxygen treatment;
    - (ii) verification by the provider that the veteran is eligible for participation in the program and voluntarily accepts treatment through the program;
    - (iii) an estimate of the cost of the veteran's treatment; and
    - (iv) any other information required by the state department of health.
  - (B) A reasonable time frame for:
    - (i) approval or disapproval by the state department of health of a treatment plan described in clause (A); and
    - (ii) notice to the provider of approval or disapproval of the treatment plan.
  - (C) Contingent on sufficient funding available in the fund, approval of each treatment plan that meets the requirements established by the state department of health under this section.
  - (D) The sources of funding for the estimated treatment cost for each veteran whose treatment plan is approved under this section.
- (4) Criteria for approval of payment for treatment that has been verified by the state department of health to have been provided under a treatment plan approved under subdivision (3), including:
  - (A) whether a drug or device used in the treatment plan has been approved for any purpose by the federal Food and Drug Administration;
  - (B) health improvement of the veteran receiving the treatment, as demonstrated through:

- (i) standardized, independent pretreatment and posttreatment neuropsychological testing;
- (ii) nationally accepted survey instruments;
- (iii) neurological imaging; or
- (iv) clinical examination; and

(C) receipt by the state department of health of pretreatment and posttreatment evaluation documentation.

(5) Confidentiality of all individually identifiable patient information of a veteran. However, subject to the requirements of the federal Health Insurance Portability and Accountability Act and any other applicable medical record laws, all data and information from which the identity of an individual veteran cannot be reasonably ascertained must be available to the general assembly, participating institutional review boards, participating health care providers, medical researchers, and other governmental agencies.

(h) This section expires June 30, ~~2019~~ 2020.

(Reference is to SB 96 as introduced.)

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

Committee Vote: Yeas 7, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, 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.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 157, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 9, Nays 2.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred Senate Bill 164, 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 5, line 2, after "(a)" insert "**This section applies to an insurer that, after June 30, 2018, issues, delivers, amends, or**

**renews a policy of motor vehicle insurance (as defined in IC 27-1-22-25) covering a motor vehicle that is registered or principally garaged in Indiana."**

Page 5, delete lines 5 through 31, begin a new line block indented and insert:

**"(1) Require that, as a condition of coverage under a policy of motor vehicle insurance, motor vehicle repairs must be made by a particular contractor or repair shop.**

**(2) Fail to initiate and promptly conclude an investigation of a claim for motor vehicle repairs based on whether the motor vehicle repairs are made by a particular contractor or repair shop.**

**(3) Unilaterally and arbitrarily disregard a repair operation or cost identified by an estimating system the use of which has been agreed to by the insurer and the repair shop for determining the cost of the repair."**

(Reference is to SB 164 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

PERFECT, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, 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 2, delete lines 4 through 18, begin a new paragraph and insert:

**"SECTION 2. IC 36-4-3-3.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3.6. (a) This section applies only to an annexation for which the annexation ordinance is adopted after June 30, 2018.**

**(b) This subsection does not apply to an annexation under section 5 or 5.1 of this chapter. Except as provided in subsection (c), a municipality may not adopt more than two (2) annexation ordinances during a calendar year. A third or subsequent annexation ordinance adopted by a municipality during a calendar year is void.**

**(c) A municipality may not annex territory during a calendar year that has a total gross assessed value that exceeds the amount set forth in this subsection. All annexation ordinances adopted by a municipality during a calendar year are void if, for the assessment date in the calendar year preceding the calendar year in which the annexation ordinance or ordinances are adopted, the total gross assessed value of all taxable property of the territory that is annexed in all of the ordinances adopted during the calendar year is more than fifteen percent (15%) of the total gross assessed value of all taxable property in the annexing municipality (without considering the territory to be annexed in the ordinance or ordinances)."**

Page 6, delete lines 6 through 12, begin a new line double block indented and insert:

**"(B) the annexation ordinance is void under section 3.6 of this chapter."**

Page 7, line 28, reset in roman "This subsection does".

Page 7, reset in roman line 29.

Page 7, line 30, reset in roman "petitioned for under section 5 or 5.1 of this".

Page 7, line 30, delete "chapter." and insert "chapter, **subject to the limitations in section 3.6(c) of this chapter.**".

Page 7, line 40, reset in roman "This subsection".

Page 7, reset in roman line 41.

Page 7, line 42, reset in roman "that is petitioned for under section 5 or 5.1 of this".

Page 7, line 42, delete "chapter." and insert "chapter, **subject to the limitations in section 3.6(c) of this chapter.**".

Page 8, line 14, reset in roman "This subsection".

Page 8, reset in roman line 15.

Page 8, line 16, reset in roman "that is petitioned for under section 5 or 5.1 of this".

Page 8, line 16, delete "chapter." and insert "chapter, **subject to the limitations in section 3.6(c) of this chapter.**".

Renumber all SECTIONS consecutively.

(Reference is to SB 171 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 172, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

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

Page 2, delete lines 38 through 39, begin a new paragraph and insert:

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

Page 2, line 40, delete "10." and insert "9".

Page 2, delete lines 41 through 42.

Page 3, delete line 1.

Page 3, line 2, delete "12." and insert "10".

Page 3, line 9, delete "13." and insert "11".

Page 3, line 12, delete "14." and insert "12".

Page 3, line 20, delete "15." and insert "13".

Page 3, line 22, delete "16." and insert "14".

(Reference is to SB 172 as printed January 19, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

MISHLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 173, 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 the following:

"SECTION 1. IC 5-1-14-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 18. (a) This section applies only to a political subdivision (as defined in IC 5-11-10.5-1) that is subject to audit or examination by the state board of accounts under IC 5-11-1-9 or any of other law.**

**(b) As used in this section, "guarantee" includes any guarantee, pledge, covenant, or agreement made by a political subdivision as security or guarantor in which the political subdivision has incurred or could incur a financial payment obligation in relation to the debt obligation, regardless of whether the political subdivision is the original or primary debtor for the debt obligation.**

**(c) As used in this section, "debt service revenue" means the revenue of a political subdivision that is pledged or assigned to the payment of the political subdivision's debt service obligations.**

**(d) As used in this section, "contingency reserve revenue" means the revenue of a political subdivision that could be required to meet the political subdivision's potential financial payment obligations created by a guarantee.**

**(e) Before July 1, 2018, the state board of accounts, with the assistance of the department of local government finance, shall prescribe a standard form debt capacity analysis report that must be used by a fiscal officer of a political subdivision for the purposes of subsection (f). The form must require a report of at least the following:**

**(1) The total amount of the political subdivision's current outstanding debt obligations.**

**(2) The additional amount of debt obligations that the political subdivision would incur with the issuance or guarantee of the debt obligations that are presented to the fiscal body of the political subdivision under subsection (f).**

**(3) A determination of the percentage of the political subdivision's total debt obligations compared to the amount of the political subdivision's prospective revenue available for debt service using the following formula:**

**STEP ONE: Determine the sum of the amount of the political subdivision's:**

**(A) debt service revenue requirements; plus**

**(B) contingency reserve revenue requirements.**

**STEP TWO: Determine the amount of the political subdivision's prospective revenue available for debt service.**

**STEP THREE: Determine the quotient of the STEP ONE amount divided by the STEP TWO amount expressed as a percentage.**

**(4) Any statutory or constitutional limitations affecting the amount of debt that may be issued, including:**

- (A) the political subdivision's maximum permissible property tax levy under IC 6-1.1-18.5-3;
- (B) any limitations on the political subdivision's property tax revenue that results from credits granted under IC 6-1.1-20.6;
- (C) any debt limits that apply to the political subdivision; and
- (D) any expenditure rate limits under IC 6-3.6 that apply to the political subdivision.

(f) This subsection applies after June 30, 2018. Before the issuance or guarantee by a political subdivision of any type of debt obligation, the fiscal officer of the political subdivision must first prepare a debt capacity analysis report as described in subsection (e) and present the report to the fiscal body of the political subdivision in a public hearing. The notice of the hearing shall be published in accordance with IC 5-3-1. In addition, the political subdivision shall notify each taxing unit within the political subdivision of the hearing, including the date and location of the hearing."

Page 2, line 15, after "company." insert "The disclosure should include:

- (1) a general description of the conduit debt transactions;
- (2) the aggregate amount of all conduit debt obligations outstanding at the end of the audit entity's fiscal year;
- (3) a clear indication of whether the issuer has an obligation for the debt beyond the resources provided by the related leases or loans; and
- (4) an explanation of any obligation to the audited entity that exists in the case of default of the issuance."

Page 3, delete lines 33 through 42, begin a new paragraph and insert:

"(f) Beginning after June 30, 2018, if an entity is subject to examination or audit by the state board of accounts, and the entity has made a pledge, covenant, or agreement as security or guarantor for a private bond issue of a private company, the entity shall disclose such fact in the notes of the entity's financial statements. The disclosure should include:

- (1) a general description of the conduit debt transactions;
- (2) the aggregate amount of all conduit debt obligations outstanding at the end of the audit entity's fiscal year;
- (3) a clear indication of whether the issuer has an obligation for the debt beyond the resources provided by the related leases or loans; and
- (4) an explanation of any obligation to the entity that exists in the case of default of the issuance."

Page 3, after line 42, begin a new paragraph and insert:

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

Renummer all SECTIONS consecutively.

(Reference is to SB 173 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 Local Government, to which was referred Senate Bill 182, 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 5 through 23, begin a new paragraph and insert:

"(d) If a resolution is adopted under this section, the following apply:

(1) The term of office of:

(A) the trustee serving under section 6(a)(1) of this chapter; and

(B) the trustee serving under section 6(a)(4) of this chapter;

expires on the effective date of the withdrawal stated in the resolution, notwithstanding section 6 of this chapter.

(2) The county fiscal body:

(A) shall appoint a trustee to replace the trustee serving under section 6(a)(1) of this chapter; and

(B) becomes the appointing authority of the trustee provided for under section 6(a)(1) of this chapter.

(3) The county executive:

(A) shall appoint a trustee to replace the trustee serving under section 6(a)(4) of this chapter; and

(B) becomes the appointing authority of the trustee provided for under section 6(a)(4) of this chapter.

(4) The rules and bylaws governing the procedure of the trustees before the withdrawal of the municipality remain in effect until amended by the trustees after withdrawal of the municipality."

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

"(f) If the building authority has any bonds or other obligations outstanding, a municipality may not withdraw from the building authority if the withdrawal will impair the ability of the building authority to pay the bonds or other obligations."

(Reference is to SB 182 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill 195, 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 pensions.

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

"SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "1977 fund" refers to the 1977 police officers' and firefighters' pension and disability fund established by IC 36-8-8-4.

(b) The legislative council is urged to assign to the interim study committee on pension management oversight or another appropriate interim study committee the task of studying the following:

(1) An increase in the monthly benefit paid to a surviving spouse of a 1977 fund member who dies other than in the line of duty.

(2) The process by which a 1977 fund member is determined to be entitled to receive a disability benefit, including the advisability of using a single independent review board or panel of medical experts to increase the consistency of disability determinations.

(c) This SECTION expires January 1, 2019.

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

Delete pages 2 through 3.

(Reference is to SB 195 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BOOTS, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 203, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 4, line 32, after "6.5" insert "(a)".

Page 4, between lines 38 and 39, begin a new paragraph and insert:

"(b) The following sections of this chapter do not apply to a pregnant woman who terminates her own pregnancy or kills a fetus that she is carrying:

(1) Section 1 (murder).

(2) Section 3 (voluntary manslaughter).

(3) Section 4 (involuntary manslaughter).

(4) Section 6 (feticide)."

(Reference is to SB 203 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 1.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 205, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 11, Nays 0.

KRUSE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Insurance and Financial Institutions, to which was referred Senate Bill 210, 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 11, delete "This chapter applies to a prior authorization requested".

Page 1, delete line 12 and insert "Except as provided in section 16 of this chapter, this chapter applies beginning January 1, 2020."

Page 1, line 14, delete "entitled to coverage" and insert "covered".

Page 1, line 17, delete "Technology" and insert "Terminology".

Page 2, delete lines 30 through 32 and insert "practice implemented by a health plan under which coverage of a health care service is dependent on the covered individual or health care provider obtaining approval from the health plan before the health care service is rendered. The term includes prospective or utilization review procedures conducted before a health care service is rendered."

Page 3, line 15, delete "thirty (30)" and insert "forty-five (45)".

Page 3, delete lines 25 through 28.

Page 4, delete lines 9 through 16, begin a new paragraph and insert:

"Sec. 12. (a) The following apply to a request delivered under section 10 of this chapter:

(1) If the request is for an urgent care situation:

(A) the health plan shall respond:

(i) not more than forty-eight (48) hours after receiving the request; and

(ii) indicating whether the request is approved, denied, or incomplete; and

(B) the health care provider shall provide the additional information required as specified under subsection (b) not more than seventy-two (72) hours after the health care provider receives the response from the health plan."

Page 4, line 19, delete "five (5)" and insert "seven (7)".

Page 4, line 24, delete "incomplete:" and insert "incomplete,".

Page 4, line 25, delete "(1)".

Page 4, run in lines 24 through 25.

Page 4, line 26, delete "request; and" and insert "request."

Page 4, delete lines 27 through 30.

Page 5, delete lines 7 through 13, begin a new paragraph and insert:

"(b) The prior authorization for a health care service described in subsection (a) is conclusive proof that the covered individual is covered under the health plan."

Page 5, between lines 19 and 20, begin a new paragraph and insert:

"(d) If the health care service is rendered by a participating provider in accordance with:

(1) the prior authorization; and

**(2) all terms and conditions of the participating provider's contract or agreement with the health plan; the health plan shall not retroactively deny the prior authorization described in subsection (a)."**

Page 5, line 21, delete "service:" and insert "service rendered after December 31, 2018:".

Page 5, line 28, after "not" insert "ultimately".

Page 5, line 31, after "Sec. 17." insert "If a:

**(1) health plan requires prior authorization for a health care service; and**

**(2) health care provider renders the health care service without obtaining prior authorization;**

**the health plan shall permit retrospective review for medical necessity of the health care service.**

**Sec. 18."**

Page 5, line 36, delete "Sec. 18." and insert "Sec. 19.".

Page 5, delete lines 39 through 42.

Delete pages 6 through 9.

Renumber all SECTIONS consecutively.

(Reference is to SB 210 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

PERFECT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 217, 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 28, delete "screen, using the dynamic indicators of" and insert "**administer an initial screening for dyslexia, using the dynamic indicators of basic early literacy skills or an equivalent dyslexia screener, to the following:**".

Page 3, delete lines 29 through 30.

Page 3, line 32, delete "department" and insert "state board".

Page 4, line 15, delete "department" and insert "state board".

Page 5, line 11, delete "if the parent" and insert "if the:

**(1) parent of the student objects to the screening; or**

**(2) student is receiving intervention services for dyslexia."**

Page 5, delete line 12.

Page 7, line 5, after "screening" insert "**under IC 20-35.5-2-1"**.

Page 7, line 20, delete "three (3) dyslexia specialists" and insert "**one (1) dyslexia specialist"**.

(Reference is to SB 217 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

KRUSE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 223, has had

the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 3, after "of" insert "**the following boards:**

**(1) The medical licensing board of Indiana.**

**(2) The Indiana state board of nursing.**

**(3) The state board of dentistry.**

**(4) The behavioral health and human services licensing board.**

**(5) The state psychology board.**

**(6) The Indiana board of pharmacy."**

Page 1, delete lines 4 through 16, begin a new paragraph and insert:

**"(b) As used in this section, "license" means:**

**(1) an unlimited license, certificate, or registration;**

**(2) a limited or probationary license, certificate, or registration;**

**(3) a temporary license, certificate, registration, or permit;**

**(4) an intern permit; or**

**(5) a provisional license;**

**issued by the board regulating the profession in question.**

**(c) As used in this section, "practitioner" means an individual who holds a license under any of the following:**

**(1) IC 25-14-1.**

**(2) IC 25-22.5-5.**

**(3) IC 25-23.**

**(4) IC 25-23.6.**

**(5) IC 25-26.**

**(6) IC 25-27.5.**

**(7) IC 25-33."**

Page 2, line 4, delete "Each location" and insert "**As specified by the Indiana professional licensing agency, each location or address"**.

Page 2, line 4, delete "worked." and insert "**currently works."**

Page 2, line 5, delete "scope of practice." and insert "**practice specialty."**

Page 2, delete lines 6 through 8, begin a new line block indented and insert:

**"(3) The average number of hours that the practitioner currently works per week."**

Page 2, line 9, delete "(5)" and insert "(4)".

Page 2, between lines 10 and 11, begin a new line block indented and insert:

**"(5) The practitioner's setting type.**

**(6) The state or country where the practitioner completed training required for the practitioner's license.**

**(7) Whether the practitioner uses telemedicine to provide services."**

Page 2, between lines 26 and 27, begin a new line double block indented and insert:

**"(C) The commission on improving the status of children in Indiana (IC 2-5-36)."**

Page 2, line 27, delete "(C)" and insert "(D)".

(Reference is to SB 223 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 2.

CHARBONNEAU, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 237, 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 5, after "include" insert "**the performance of a national fingerprint based criminal history check and the**".

Page 3, line 5, after "consulting" insert "**of**".

Page 3, line 29, after "least" strike "four (4)" and insert "**five (5)**".

Page 4, line 25, strike "been arrested" and insert "**pending charges**".

Page 6, line 18, strike "shall be either".

Page 6, line 19, strike "qualified or unlimited, and".

Page 6, strike lines 24 through 30.

Page 6, line 31, strike "(A) five dollars (\$5) for a".

Page 6, line 31, delete "five (5)".

Page 6, line 31, strike "year qualified".

Page 6, strike lines 32 through 39.

Page 6, line 40, strike "(A) thirty dollars (\$30) for a".

Page 6, line 40, delete "five (5)".

Page 6, line 40, strike "year unlimited".

Page 6, strike lines 41 through 42.

Page 7, strike lines 1 through 7, begin a new paragraph and insert:

**"(b) The superintendent shall charge:**

**(1) twenty dollars (\$20) for the issuance of a duplicate or replacement five (5) year (or four (4) year, if the license is an unexpired four (4) year license) or lifetime license;**

**(2) seventy-five dollars (\$75) for a lifetime license for a person who does not currently possess a valid Indiana handgun license; or**

**(3) sixty dollars (\$60) for a lifetime license for a person who currently possesses a valid Indiana handgun license."**

Page 7, line 8, strike "subsection (f)." and insert "**subsection (e).**".

Page 7, strike lines 9 through 10.

Page 7, line 11, strike "(d)" and insert "**(c)**".

Page 7, line 14, strike "fees" and insert "**the fee**".

Page 7, line 20, strike "(e)" and insert "**(d)**".

Page 7, line 22, strike "fees" and insert "**the fee**".

Page 7, line 22, strike "qualified".

Page 7, line 22, strike "or a lifetime unlimited".

Page 7, line 23, strike "license".

Page 7, line 27, strike "(f)" and insert "**(e)**".

Page 7, line 29, strike "(g)" and insert "**(f)**".

Page 7, line 29, strike "qualified".

Page 7, line 29, strike "or".

Page 7, line 30, strike "a lifetime unlimited license".

Page 7, line 31, strike "qualified".

Page 7, line 32, strike "or a".

Page 7, line 32, delete "five (5)".

Page 7, line 32, strike "year unlimited license".

Page 7, line 35, strike "(h)" and insert "**(g)**".

Page 7, line 37, delete "(i)" and insert "**(h)**".

Page 7, line 42, delete ""NICS Exempt;" and insert ""**Brady Exempt**";".

Renumber all SECTIONS consecutively.

(Reference is to SB 237 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BRAY, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 265, 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 transportation.

Page 1, delete lines 1 through 17.

Delete pages 2 through 3, begin a new paragraph and insert:

**"SECTION 1. [EFFECTIVE UPON PASSAGE] (a) The legislative council is urged to assign to the interim study committee on roads and transportation the task of studying issues related to improving the safety of rural intersections, including incentives that could be provided for rural landowners to improve visibility and sight distances at rural intersections.**

**(b) This SECTION expires January 1, 2019.**

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

Renumber all SECTIONS consecutively.

(Reference is to SB 265 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

MISHLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 266, 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 9-18.1-3-6, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. The bureau may not register the following vehicles:**

**(1) A vehicle that:**

**(A) is subject under rules adopted under air pollution control laws (as defined in IC 13-11-2-6) to:**

**(i) inspection of vehicle air pollution control equipment; and**

(ii) testing of emission characteristics; and  
(B) has not been:

- (i) inspected; and
- (ii) certified by an inspection station under IC 13-17-5-5.1(b) that the air pollution equipment is not in a tampered condition and the vehicle meets air emission control standards.

(2) A motor vehicle that does not comply with applicable motor vehicle equipment requirements under IC 9-19.

(3) A motor vehicle that does not comply with applicable operational and equipment specifications described in 49 CFR 571.

(4) A private bus **that is designed or used to transport more than fifteen (15) passengers, including the driver**, that does not have an unexpired certificate indicating compliance with an inspection program established under IC 9-19-22-3.

(5) A school bus or special purpose bus that does not have an unexpired certificate of inspection under IC 20-27-7-3.

(6) A farm wagon.

(7) A farm tractor.

(8) A golf cart.

(9) An implement of agriculture designed to be operated primarily in a farm field or on farm premises."

Page 1, line 10, after "horizontal" insert "**and upright**".

Page 3, line 9, delete "(a)," and insert "**(a)**".

Page 4, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 6. IC 9-19-6-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. (a) A front clearance lamp, marker lamp, and reflector mounted on the front or on the side near the front of a vehicle must display or reflect an amber color.

(b) A rear clearance lamp, marker lamp, and reflector mounted on the rear or on the sides near the rear of a vehicle must display or reflect a red color.

(c) A ~~lighting device~~ and reflector mounted on the rear of a vehicle must display or reflect a red color. ~~except as follows:~~

~~(1) The stoplight or other signal device may be red, amber, or yellow.~~

~~(2) The light illuminating the license plate must be white.~~

~~(3) The light emitted by a back-up lamp must be white or amber."~~

Page 4, line 6, strike "or an amber light, or any shade of color".

Page 4, line 7, strike "between red and amber," and insert "**light**".

Page 4, delete lines 32 through 33, begin a new paragraph and insert:

**"(d) A lighting device mounted on the rear of the vehicle may not display any color other than red except as follows:**

**(1) A signal lamp or device must be red or amber or any shade of color between red and amber.**

**(2) The light illuminating the license plate must be white.**

**(3) The light emitted by a back-up lamp must be white or amber."**

Page 12, line 6, delete "IC 9-21-8-52" and insert "**IC 9-21-8-52(b)**".

Page 12, line 9, delete "IC 9-30-5-2" and insert "**IC 9-30-5-2(b)**".

Page 12, line 10, delete "intoxicated)." and insert "**intoxicated in a manner that endangers a person.**".

Renumber all SECTIONS consecutively.

(Reference is to SB 266 as printed January 10, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 1.

MISHLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, 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 3, line 30, after "2018." insert "**This subsection applies only if, for the assessment date in the calendar year preceding the calendar year in which the annexation ordinance is adopted, the total gross assessed value of all taxable property of the territory that is annexed is more than five percent (5%) of the total gross assessed value of all taxable property in the annexing municipality (without considering the territory to be annexed in the ordinance or ordinances).**".

(Reference is to SB 268 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 2.

BUCK, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 297, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 20-30-5-14, AS AMENDED BY P.L.230-2017, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 14. (a) As used in this section, "Indiana career explorer program and ~~curriculum~~ **standards**" refers to the:

(1) Internet based system approved by the department of workforce development; and

(2) ~~curriculum standards~~ established by the department of workforce development **that are aligned to interdisciplinary employability skills standards prescribed in subsection (c);**

that provides students with career and college planning resources.



(b) To:

- (1) educate students on the importance of their future career choices;
- (2) prepare students for the realities inherent in the work environment; and
- (3) instill in students work values that will enable them to succeed in their respective careers;

each school within a school corporation shall include in the school's curriculum for all students in grades 1 through 12 instruction concerning employment matters and work values described in subsection (c).

**(c) Not later than July 1, 2019, each school within a school corporation shall include interdisciplinary employability skills standards established by the department, in conjunction with the department of workforce development, and approved by the state board in the school's curriculum.**

~~(e)~~ **(d)** Each school shall:

- (1) integrate within the curriculum instruction that is; or
- (2) conduct activities or special events periodically that are;

designed to foster overall career awareness and career development as described in subsection (b).

~~(f)~~ **(e)** The department shall develop career awareness and career development models as described in subsection ~~(e)~~ **(f)** to assist schools in complying with this section.

~~(f)~~ **(f)** The models described in this subsection must be developed in accordance with the following:

- (1) For grades 1 through 5, career awareness models to introduce students to work values and basic employment concepts.
- (2) For grades 6 through 8, initial career information models that focus on career choices as they relate to student interest and skills.
- (3) For grades 9 through 10, career exploration models that offer students insight into future employment options.
- (4) For grades 11 through 12, career preparation models that provide job or further education counseling, including the following:
  - (A) Initial job counseling, including the use of job service officers to provide school based assessment, information, and guidance on employment options and the rights of students as employees.
  - (B) Workplace orientation visits.
  - (C) On-the-job experience exercises.

~~(g)~~ **(g)** The department, with assistance from the department of labor and the department of workforce development, shall:

- (1) develop and make available teacher guides; and
- (2) conduct seminars or other teacher education activities;

to assist teachers in providing the instruction described in this section.

~~(h)~~ **(h)** The department shall, with assistance from the department of workforce development, design and implement innovative career preparation demonstration projects for students in at least grade 9.

~~(i)~~ **(i)** Beginning July 1, 2017, the department, in consultation with the department of workforce development, shall implement a pilot program for instruction in and use of the Indiana career explorer program and ~~curriculum standards~~ by all students in

grade 8 attending schools in fifteen (15) schools. The department shall select the following to participate in the pilot program:

- (1) Five (5) urban schools.
- (2) Five (5) rural schools.
- (3) Five (5) suburban schools.

The pilot program expires July 1, 2018, unless the department determines that the pilot program should be continued for an additional year. ~~to improve implementation in the pilot schools selected under this subsection.~~ If the department determines that the pilot program should be extended, **the department, in consultation with the department of workforce development, shall increase the number of schools involved in the pilot program by at least fifteen (15) additional schools in the second year of the pilot program, if possible based on the interest from schools. The pilot program expires July 1, 2019.**

~~(j)~~ **(j)** Beginning July 1 in the year in which the pilot program described in subsection ~~(h)~~ **(i)** expires, each school in a school corporation and each charter school shall include in the school's curriculum ~~a course state developed career standards~~ for all students in grade 8 that ~~includes include~~ instruction in and use of either:

- (1) the Indiana career explorer program and ~~curriculum standards;~~ or
- (2) an alternative Internet based system and ~~curriculum standards~~ that provide students with career and college planning resources that have been approved by the ~~department state board~~ under subsection ~~(j)~~ **(k)**.

~~(k)~~ **(k)** A school corporation or charter school may submit a request to the ~~department state board~~ to approve an alternative Internet based system and ~~curriculum standards~~ that ~~provides~~ **provide** students with career and college planning resources. The ~~department, state board,~~ in consultation with the **department and the** department of workforce development, may approve an alternative system and ~~curriculum standards~~ if the ~~department state board~~ determines that the alternative system:

- (1) has an aptitude assessment tool;
- (2) contains educational course track information;
- (3) has a tool for the preparation and development of the graduation plan prescribed in IC 20-30-4, including a parent sign in component; ~~and~~
- (4) allows access to education and career demand information using data prepared by the department of workforce development; ~~and~~
- (5) is aligned to interdisciplinary employability skills standards prescribed in subsection (c).**

Delete page 2.

Page 3, delete lines 1 through 39.

Page 4, line 3, delete "5" and insert "4".

Page 4, line 5, delete "4" and insert "3".

(Reference is to SB 297 as introduced.)

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

Committee Vote: Yeas 11, Nays 0.

KRUSE, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 303, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 3, line 26, strike "owned by the school corporation".

Page 3, delete lines 31 through 42.

Delete page 4.

Page 5, delete lines 1 through 3.

Page 7, after line 20, begin a new paragraph and insert:

"SECTION 12. IC 21-14-4-2, AS AMENDED BY P.L.217-2015, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) Subject to this section and section 2.5 of this chapter, an eligible applicant is entitled to enter, remain, and receive instruction in a state educational institution upon the same conditions, qualifications, and regulations prescribed for other applicants for admission to or scholars in the state educational institutions, without the payment of any educational costs for one hundred twenty-four (124) semester credit hours in the state educational institution.

(b) The maximum amount that an eligible applicant is exempt from paying for a semester hour is an amount equal to the cost of an undergraduate semester credit hour at the state educational institution in which the eligible applicant enrolls.

(c) This subsection applies only to an individual who qualifies for a benefit under this chapter because of a father or mother (or in the case of section 1(1) of this chapter, a related member) who enlisted or otherwise initially served in the armed forces of the United States after June 30, 2011. This subsection applies to a student who initially enrolls in an eligible institution for a semester (or its equivalent) beginning after June 30, 2012. Subject to subsection (d), any benefits awarded under this chapter may not be renewed, subject to subsections (a) and (b), if the eligible individual fails to maintain at least a cumulative grade point average that the eligible institution determines is satisfactory academic progress, **which may not be less than a cumulative grade point average of 2.0 on a 4.0 grading scale or its equivalent as established by the eligible institution.**

(d) After the first semester or its equivalent at the eligible institution that a person does not achieve the requisite cumulative grade point average specified in subsection (c), the person is considered to be on probation and must achieve the requisite cumulative grade point average by the next semester or its equivalent at the eligible institution in order to continue to receive benefits under this chapter.

(e) Notwithstanding any other provision of this chapter or another law, a change in the criteria for or the amount of a benefit awarded under this chapter enacted in the 2011 session of the general assembly applies only to an individual who qualifies for a benefit under this chapter because of a father or mother (or in the case of section 1(1) of this chapter, a related member) who enlisted or otherwise initially served in the armed forces of the United States after June 30, 2011.

SECTION 13. IC 21-18-6-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 6. (a) The commission, in**

**collaboration with the state board of education (IC 20-19-2), shall establish a uniform online system of staff performance evaluation data that provides the following:**

**(1) Staff performance evaluation data at the standard level in a manner that identifies the areas of performance in which development is needed.**

**(2) Integrated, online professional development support for certificated employees.**

**(3) Any other information considered appropriate by the commission in providing guidance for certificated employee professional development and preparation programs.**

**(b) The system under subsection (a) must be available for use by a school corporation if the school corporation elects to use the system.**

**(c) The information described in subsection (a) may not include any staff performance evaluation data that would identify an individual certificated employee."**

Re-number all SECTIONS consecutively.

(Reference is to SB 303 as introduced.)

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

Committee Vote: Yeas 10, Nays 1.

KRUSE, Chair

Report adopted.

## COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 340, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, between lines 4 and 5, begin a new paragraph and insert:

"SECTION 3. IC 16-18-2-9.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 9.4. "Affiliate", for purposes of IC 16-21-2-11, means any person who directly or indirectly controls, is controlled by, or is under common control of another person."**

Page 3, line 34, delete "July 1, 2018," and insert "**January 1, 2019,**".

Page 3, between lines 40 and 41, begin a new line block indented and insert:

**"(5) Subsection (a)(2)(K)."**

Page 3, line 41, delete "(5)" and insert "**(6)**".

Page 3, line 42, delete "(6)" and insert "**(7)**".

Page 4, line 1, delete "(7)" and insert "**(8)**".

Page 4, line 40, delete "applicant" and insert "**applicant, or an owner or affiliate of the applicant,**".

Page 5, between lines 1 and 2, begin a new line block indented and insert:

**"(3) Disclose whether a principal or clinic staff member was ever employed by a facility owned or operated by the applicant that closed as a result of administrative or legal action."**

Page 5, line 2, delete "(3)" and insert "(4)".

Page 5, line 29, delete "The" and insert "**In accordance with FDA guidelines, the**".

Page 5, line 31, delete "request" and insert "**require**".

Page 5, line 32, delete "a" and insert "**the manufacturer's**".

Page 5, line 34, delete "form" and insert "**form, and the signed physician's agreement form required by the manufacturer,**".

Page 5, line 34, after "file." insert "**The department shall develop a form attesting that the patient was given the manufacturer's instruction materials and signed the patient agreement form before the medication was dispensed to her, in accordance with FDA requirements. The patient shall sign the form and the form shall be retained in the patient's file.**".

Page 6, between lines 29 and 30, begin a new paragraph and insert:

"SECTION 8. IC 16-34-2-1.1, AS AMENDED BY P.L.213-2016, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1.1. (a) An abortion shall not be performed except with the voluntary and informed consent of the pregnant woman upon whom the abortion is to be performed. Except in the case of a medical emergency, consent to an abortion is voluntary and informed only if the following conditions are met:

(1) At least eighteen (18) hours before the abortion and in the private, not group, presence of the pregnant woman, the physician who is to perform the abortion, the referring physician or a physician assistant (as defined in IC 25-27.5-2-10), an advanced practice nurse (as defined in IC 25-23-1-1(b)), or a certified nurse midwife (as defined in IC 34-18-2-6.5) to whom the responsibility has been delegated by the physician who is to perform the abortion or the referring physician has informed the pregnant woman orally and in writing of the following:

(A) The name of the physician performing the abortion, the physician's medical license number, and an emergency telephone number where the physician or the physician's designee may be contacted on a twenty-four (24) hour a day, seven (7) day a week basis.

(B) That follow-up care by the physician or the physician's designee (if the designee is licensed under IC 25-22.5) is available on an appropriate and timely basis when clinically necessary.

(C) The nature of the proposed procedure or information concerning the abortion inducing drug.

(D) Objective scientific information of the risks of and alternatives to the procedure or the use of an abortion inducing drug, including:

(i) the risk of infection and hemorrhage;

(ii) the potential danger to a subsequent pregnancy; and

(iii) the potential danger of infertility.

(E) That human physical life begins when a human ovum is fertilized by a human sperm.

(F) The probable gestational age of the fetus at the time the abortion is to be performed, including:

(i) a picture of a fetus;

(ii) the dimensions of a fetus; and

(iii) relevant information on the potential survival of an unborn fetus;

at this stage of development.

(G) That objective scientific information shows that a fetus can feel pain at or before twenty (20) weeks of postfertilization age.

(H) The medical risks associated with carrying the fetus to term.

(I) The availability of fetal ultrasound imaging and auscultation of fetal heart tone services to enable the pregnant woman to view the image and hear the heartbeat of the fetus and how to obtain access to these services.

(J) That the pregnancy of a child less than fifteen (15) years of age may constitute child abuse under Indiana law if the act included an adult and must be reported to the department of child services or the local law enforcement agency under IC 31-33-5.

(K) That Indiana does not allow a fetus to be aborted solely because of the fetus's race, color, national origin, ancestry, sex, or diagnosis or potential diagnosis of the fetus having Down syndrome or any other disability.

(2) At least eighteen (18) hours before the abortion, the pregnant woman will be informed orally and in writing of the following:

(A) That medical assistance benefits may be available for prenatal care, childbirth, and neonatal care from the county office of the division of family resources.

(B) That the father of the unborn fetus is legally required to assist in the support of the child. In the case of rape, the information required under this clause may be omitted.

(C) That adoption alternatives are available and that adoptive parents may legally pay the costs of prenatal care, childbirth, and neonatal care.

(D) That there are physical risks to the pregnant woman in having an abortion, both during the abortion procedure and after.

(E) That Indiana has enacted the safe haven law under IC 31-34-2.5.

(F) The:

(i) Internet web site address of the state department of health's web site; and

(ii) description of the information that will be provided on the web site and that are;

described in section 1.5 of this chapter.

(G) For the facility in which the abortion is to be performed, an emergency telephone number that is available and answered on a twenty-four (24) hour a day, seven (7) day a week basis.

(H) On a form developed by the state department and as described in IC 16-34-3, that the pregnant woman has a right to determine the final disposition of the remains of the aborted fetus.

(I) On a form developed by the state department, information concerning the available options for

disposition of the aborted fetus.

(J) On a form developed by the state department, information concerning any counseling that is available to a pregnant woman after having an abortion.

The state department shall develop and distribute the forms required by clauses (H) through (J).

(3) The pregnant woman certifies in writing, on a form developed by the state department, before the abortion is performed, that:

(A) the information required by subdivisions (1) and (2) has been provided to the pregnant woman;

(B) the pregnant woman has been offered by the provider the opportunity to view the fetal ultrasound imaging and hear the auscultation of the fetal heart tone if the fetal heart tone is audible and that the woman has:

(i) viewed or refused to view the offered fetal ultrasound imaging; and

(ii) listened to or refused to listen to the offered auscultation of the fetal heart tone if the fetal heart tone is audible; and

(C) the pregnant woman has been given a written copy of the printed materials described in section 1.5 of this chapter.

(4) At least eighteen (18) hours before the abortion and in the presence of the pregnant woman, the physician who is to perform the abortion, the referring physician or a physician assistant (as defined in IC 25-27.5-2-10), an advanced practice nurse (as defined in IC 25-23-1-1(b)), or a midwife (as defined in IC 34-18-2-19) to whom the responsibility has been delegated by the physician who is to perform the abortion or the referring physician has provided the pregnant woman with a color copy of the informed consent brochure described in section 1.5 of this chapter by printing the informed consent brochure from the state department's Internet web site and including the following information on the back cover of the brochure:

(A) The name of the physician performing the abortion and the physician's medical license number.

(B) An emergency telephone number where the physician or the physician's designee may be contacted twenty-four (24) hours a day, seven (7) days a week.

(C) A statement that follow-up care by the physician or the physician's designee who is licensed under IC 25-22.5 is available on an appropriate and timely basis when clinically necessary.

(5) At least eighteen (18) hours before an abortion is performed and at the same time that the pregnant woman receives the information required by subdivision (1), the provider shall perform, and the pregnant woman shall view, the fetal ultrasound imaging and hear the auscultation of the fetal heart tone if the fetal heart tone is audible unless the pregnant woman certifies in writing, on a form developed by the state department, before the abortion is performed, that the pregnant woman:

(A) does not want to view the fetal ultrasound imaging; and

(B) does not want to listen to the auscultation of the fetal

heart tone if the fetal heart tone is audible.

**(6) The pregnant woman certifies in writing, on a form developed by the state department with a copy kept in her patient file, that she has been informed:**

**(A) of Indiana's safe haven law under IC 31-34-2.5-1; and**

**(B) that, under certain conditions, she may relinquish a child who is, or who appears to be, not more than thirty (30) days of age:**

**(i) to an emergency medical services provider (as defined in IC 16-41-10-1); or**

**(ii) in a newborn safety device (described in IC 31-34-2.5-1) at a participating fire department or other site that is staffed by an emergency medical services provider.**

(b) This subsection applies to a pregnant woman whose unborn child has been diagnosed with a lethal fetal anomaly. The requirements of this subsection are in addition to the other requirements of this section. At least eighteen (18) hours before an abortion is performed on the pregnant woman, the physician who will perform the abortion shall:

(1) orally and in person, inform the pregnant woman of the availability of perinatal hospice services; and

(2) provide the pregnant woman copies of the perinatal hospice brochure developed by the state department under IC 16-25-4.5-4 and the list of perinatal hospice providers and programs developed under IC 16-25-4.5-5, by printing the perinatal hospice brochure and list of perinatal hospice providers from the state department's Internet web site.

(c) If a pregnant woman described in subsection (b) chooses to have an abortion rather than continuing the pregnancy in perinatal hospice care, the pregnant woman shall certify in writing, on a form developed by the state department under IC 16-25-4.5-6, at least eighteen (18) hours before the abortion is performed, that the pregnant woman has been provided the information described in subsection (b) in the manner required by subsection (b)."

Page 7, delete line 2.

Page 7, line 3, delete "(10)" and insert "(9)".

Page 7, line 4, delete "(11)" and insert "(10)".

Page 7, line 5, delete "(12)" and insert "(11)".

Page 7, line 6, delete "(13)" and insert "(12)".

Page 7, line 7, delete "(14)" and insert "(13)".

Page 7, line 8, delete "(15)" and insert "(14)".

Page 7, line 9, delete "(16)" and insert "(15)".

Page 7, line 10, delete "(17)" and insert "(16)".

Page 7, line 11, delete "(18)" and insert "(17)".

Page 7, line 12, delete "(19)" and insert "(18)".

Page 7, line 13, delete "(20)" and insert "(19)".

Page 7, line 14, delete "(21)" and insert "(20)".

Page 7, line 16, delete "(22)" and insert "(21)".

Page 7, line 18, delete "(23)" and insert "(22)".

Page 7, line 20, delete "(24)" and insert "(23)".

Page 7, line 21, delete "(25)" and insert "(24)".

Page 7, line 23, delete "(26)" and insert "(25)".

Page 7, line 24, delete "(27)" and insert "(26)".

Page 7, line 28, delete "involving" and insert "**in which the person treated**".

Page 7, delete line 41.

Page 7, line 42, delete "(3)" and insert "(2)".

Page 8, line 1, delete "(4)" and insert "(3)".

Page 8, line 2, delete "(5)" and insert "(4)".

Page 8, line 3, delete "(6)" and insert "(5)".

Page 8, line 4, delete "(7)" and insert "(6)".

Page 8, delete lines 5 through 9.

Page 8, line 10, delete "(9)" and insert "(7)".

Page 8, line 15, delete "(10)" and insert "(8)".

Page 8, line 18, delete "(11)" and insert "(9)".

Page 8, line 21, delete "(12)" and insert "(10)".

Page 8, line 23, delete "(13)" and insert "(11)".

Page 8, line 24, delete "(14)" and insert "(12)".

Page 8, line 26, delete "(15)" and insert "(13)".

Page 8, line 26, after "for" insert "**complication treatment**".

Page 8, line 28, delete "(16)" and insert "(14)".

Page 8, line 28, delete "office".

Page 8, line 30, delete "(17)" and insert "(15)".

Page 8, line 31, delete "(18)" and insert "(16)".

Page 8, line 33, delete "(19)" and insert "(17)".

Page 9, line 10, after "(j)" insert "**This subsection applies after August 31, 2019.**".

Page 9, between lines 29 and 30, begin a new line block indented and insert:

**"(2) Whether a waiver of consent or notification under section 4 of this chapter was obtained."**

Page 9, line 30, strike "(2)" and insert "(3)".

Page 9, line 33, strike "(3)" and insert "(4)".

Page 9, line 38, delete "(4)" and insert "(5)".

Page 9, line 40, strike "(5)" and insert "(6)".

Page 9, line 42, delete "(6)" and insert "(7)".

Page 10, line 1, delete "(7)" and insert "(8)".

Page 10, line 2, delete "(8)" and insert "(9)".

Page 10, line 3, delete "(9)" and insert "(10)".

Page 10, line 4, delete "(10)" and insert "(11)".

Page 10, line 5, delete "(11)" and insert "(12)".

Page 10, line 6, delete "(12)" and insert "(13)".

Page 10, line 7, delete "(13)" and insert "(14)".

Page 10, between lines 8 and 9, begin a new line block indented and insert:

**"(15) The number of the patient's previous induced terminations."**

Page 10, line 9, delete "(14)" and insert "(16)".

Page 10, line 10, delete "(15)" and insert "(17)".

Page 10, line 12, delete "(16)" and insert "(18)".

Page 10, line 18, delete "(17)" and insert "(19)".

Page 10, line 21, delete "fetus." and insert "fetus (in weeks).".

Page 10, line 33, delete "(18)" and insert "(20)".

Page 11, line 3, delete "(19)" and insert "(21)".

Page 11, between lines 5 and 6, begin a new line block indented and insert:

**"(22) For a nonsurgical abortion, that the manufacturer's instructions were provided to the patient and that the patient signed the patient agreement."**

Page 11, line 6, delete "(20)" and insert "(23)".

Page 11, line 8, delete "(21)" and insert "(24)".

Page 11, line 10, delete "(22)" and insert "(25)".

Page 11, line 12, delete "(23)" and insert "(26)".

Page 11, line 13, delete "(24)" and insert "(27)".

Page 11, line 15, delete "(25)" and insert "(28)".

Page 11, line 18, delete "(26)" and insert "(29)".

Renumber all SECTIONS consecutively.

(Reference is to SB 340 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 1.

BRAY, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 351, 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 4, after "appraiser" insert "**as an independent contractor, as described in section 3 of this chapter,**".

Page 2, line 6, delete "to be performed".

Page 2, line 7, delete "payment date or due date" and insert "**deadline indicated by the payment terms**".

Page 2, line 17, delete "specify a date by which the appraisal management".

Page 2, delete lines 18 through 19 and insert "**address payment terms or clearly indicate a payment deadline; or**".

Page 2, line 20, delete "thirty (30)" and insert "**forty-five (45)**".

Page 2, line 28, delete "specify a date by which the".

Page 2, delete lines 29 through 30 and insert "**address payment terms or clearly indicate a payment deadline.**".

(Reference is to SB 351 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

MESSMER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill 373, 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 8, delete lines 33 through 34, begin a new paragraph and insert:

**"Sec. 3. (a) For 2019 and each year thereafter, the contribution rate established by the board for each employer shall include a surcharge determined by the board:"**

(Reference is to SB 373 as printed January 12, 2018.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

MISHLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 380, 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 4-4-37-7, AS AMENDED BY P.L.202-2016, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) The office may award a grant to a person who submits plans for the preservation or rehabilitation of historic property and obtains the certifications required under section 8 of this chapter.

(b) The maximum amount of a grant awarded under this section is equal to ~~thirty-five percent (35%)~~ **fifty percent (50%)** of the qualified expenditures, not to exceed one hundred thousand dollars (\$100,000), that:

- (1) the person makes for the preservation or rehabilitation of historic property; and
- (2) are approved by the office.

(c) Each grant shall be made under a grant agreement by and between the office and the person receiving the grant. The grant agreement must include all of the following:

- (1) A timeline for completing the project, including milestones that the person commits to achieving by the time specified.
- (2) The approved plans for the preservation or rehabilitation of the historic property.
- (3) The estimated cost of the preservation or rehabilitation of the historic property and all sources of money for the project.
- (4) The financing plan by the person proposing the project.
- (5) The remedies available to the office if the grant is made and the project does not substantially comply with the proposed plan approved under this chapter.
- (6) Any other terms or conditions the office considers appropriate."

Renumber all SECTIONS consecutively.  
(Reference is to SB 380 as introduced.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 9, Nays 0.

MESSMER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 383, 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 the title and insert the following:

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

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

"SECTION 1. IC 5-32-1-3 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 3. This article expires July 1, 2020.~~"

Page 3, delete lines 35 through 39, begin a new paragraph and insert:

"SECTION 3. IC 36-1-12-4.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4.6. (a) This section applies only if both of the following apply:**

- (1) The public work project is for a school corporation.**
- (2) The estimated cost of the public work project is greater than one million dollars (\$1,000,000)."**

Renumber all SECTIONS consecutively.  
(Reference is to SB 383 as introduced.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 6, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 386, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, between lines 30 and 31, begin a new line blocked left and insert:

**"The term includes reimbursement to the unit of expenditures made from the unit's storm water fund as set forth in section 17(g)(11) of this chapter."**

Page 6, line 30, after "Except" insert **"as provided in section 19 of this chapter and"**.

Page 7, between lines 21 and 22, begin a new paragraph and insert:

**"(e) If the amount of excess assessed value determined by the commission is expected to generate more than two hundred percent (200%) of the amount of allocated tax proceeds:**

- (1) necessary to make, when due, principal and interest payments on bonds described in section 17 of this chapter; or**
- (2) necessary to maintain and repair the flood control works in the district, if the fiscal body of the unit has adopted an ordinance providing for the maintenance and repair of the flood control works following the maturity of the bonds under section 19(a) or section 19(b) of this chapter;**

**the commission shall submit to the legislative body of the unit its determination of the excess assessed value that the commission proposes to allocate to the respective taxing units in the manner prescribed in subsection (b). The legislative body of the unit may approve the commission's determination or modify the amount of the excess assessed value that will be allocated to the respective taxing units in the manner prescribed in subsection (b)."**

Page 7, line 22, delete "(e)" and insert **"(f)"**.

Page 8, delete lines 1 through 11, begin a new paragraph and insert:

"Sec. 15. The commission may enter into a written agreement with a taxpayer that owns real property located in an allocation area of the district that is exempt from property tax assessment in which the taxpayer agrees to, in lieu of property taxes, pay to the unit authorized to levy property taxes the amount that would be assessed as taxes on real property of the taxpayer if the property were otherwise subject to valuation and assessment. Such payments in lieu of taxes shall be due and shall bear interest if unpaid, as in the cases of taxes on other property. Payments in lieu of taxes made under this section shall be treated in the same manner as taxes for purposes of all procedural and substantive provisions of law."

Page 8, line 31, delete "general fund of the unit." and insert "storm water fund of the unit to be used exclusively to provide for the maintenance and repair of flood control works within the flood control improvement district after its expiration."

Page 8, line 35, delete "chapter." and insert "chapter, including to reimburse a unit for expenditures made from the unit's storm water fund prior to the bond issuance as set forth in section 17(g)(11) of this chapter."

Page 8, line 39, delete "or".

Page 8, line 41, delete "(2)." and insert "(2); or".

Page 8, between lines 41 and 42, begin a new line block indented and insert:

"(4) to the extent that the revenues under subdivisions (1) through (3) are insufficient to pay the debt service on the bonds, from any other revenues available to the unit that established the commission."

Page 9, line 9, after "payment" insert "or reimbursement".

page 9, line 30, delete "and".

Page 9, between lines 30 and 31, begin a new line block indented and insert:

"(11) reimbursement to the unit that established the commission for expenditures made from the unit's storm water fund for any or all of the purposes in subdivisions (1) through (10) prior to the bond issuance; and"

Page 9, line 31, delete "(11)" and insert "(12)".

Page 9, delete lines 36 through 39, begin a new paragraph and insert:

"Sec. 19. (a) Beginning the day after the maturity date of the bonds issued under section 17 of this chapter, the allocation and distribution provisions under section 13 of this chapter do not apply, and property taxes shall not be allocated and paid into the flood control improvements fund, unless the following requirements are met:

(1) Not later than thirty (30) days before the maturity date of the bonds issued under section 17 of the chapter, the fiscal body of the unit that established the commission adopts an ordinance to continue the allocation and distribution of property taxes in the district as provided in section 13 of this chapter.

(2) The ordinance adopted under subdivision (1) must specify that property tax proceeds allocated to the fund after the maturity date of the bonds issued under section 17 of this chapter must be used solely for the

maintenance and repair of flood control works within the district.

(3) The ordinance adopted under subdivision (1) must expire on the date that is one (1) year after the maturity date of the bonds issued under section 17 of this chapter.

(b) Subject to subsection (c), if the fiscal body of a unit adopts an ordinance under subsection (a) to continue the allocation and distribution of property taxes in the district for one (1) year, the fiscal body of the unit may adopt a substantially similar ordinance in the following year or any subsequent year thereafter to continue the allocation and distribution of property taxes in the district according to the same requirements set forth in subsection (a).

(c) The fiscal body of a unit may not adopt an ordinance to continue the allocation and distribution of property taxes in a district after the date that is fifty (50) years after the maturity date of the bonds issued under section 17 of this chapter."

Page 9, line 40, delete "(b)" and insert "(d)".

Page 10, delete lines 1 through 24, begin a new paragraph and insert:

"Sec. 20. (a) Not later than April 15 of each year, a commission that administers a flood control improvement fund established under section 16 of this chapter shall file with the mayor and the fiscal body of the unit that established the commission a report setting out the commission's activities with regard to the flood control improvement fund during the preceding calendar year.

(b) The report required by subsection (a) must include the following:

(1) The amount of revenue received from the assessed value allocated and paid into the fund under section 16 of this chapter.

(2) A detailed statement of payments made from the fund for purposes of providing flood control works within boundaries of the district for which the fund was established, including debt service on bonds or other obligations.

(3) Any other expenses paid from the fund not included under subdivision (2).

(4) The amount and maturity date of all bonds or other obligations outstanding and payable from the fund at the end of the calendar year.

(5) The fund balance at the end of the calendar year.

(6) A list of all the parcels included in the allocation area and the base assessed value and incremental assessed value for each parcel.

(c) The report filed under subsection (a) is a public record and must be made available for inspection to an owner of special flood hazard property that is located within the district for which the report is made.

(d) A copy of the report filed under subsection (a) must be submitted to the department of local government finance in an electronic format.

(e) The commission shall also provide a copy of the report filed under subsection (a) to the following:

(1) The board of public works that recommended the establishment of the district.

(2) A certified neighborhood association located within the boundaries of the district.

(f) The fiscal body of a unit, the department of local government finance, or the board of public works may post a copy of the commission's report on an Internet web site maintained by the fiscal body of the unit, the department of local government finance, or the board of public works."

(Reference is to SB 386 as introduced.)

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

Committee Vote: Yeas 5, Nays 1.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill 393, 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, after "issued" insert "by a city, town, or county".

Page 2, line 12, after "applicant for a" insert "city, town, or county issued".

Page 2, line 14, delete "for a" and insert "for the".

Page 2, line 23, after "The" insert "city, town, or county issued".

Page 2, line 26, delete "a building" and insert "the building".

Page 2, line 27, after "the" insert "city, town, or county".

Page 2, between lines 32 and 33, begin a new paragraph and insert:

"Sec. 11. Upon receiving a notification described under section 10 of this chapter, the receiving 911 telephone call center shall:

(1) maintain the information contained in the notification for the qualifying property; and

(2) relay the information contained in a qualifying property's notification to all responding public safety units whenever dispatching public safety units to a qualifying property's address."

Page 2, delete lines 33 through 37.

(Reference is to SB 393 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

MESSMER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill 421, 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.

Page 2, delete lines 1 through 17.

Page 2, line 27, reset in roman "If the division determines that a provider is out of compliance".

Page 2, reset in roman lines 28 through 32.

Page 2, line 33, reset in roman "requirements".

Page 2, line 33, delete "The office shall adopt rules under IC 4-22-2".

Page 2, delete lines 34 through 38.

Page 2, line 39, delete "shall" and insert "may".

Page 4, line 13, delete "inspections" and insert "consumer satisfaction surveys".

Page 4, line 17, delete "Before December 31, 2018," and insert "Upon federal approval".

Page 4, line 29, delete "fifteen (15)" and insert "thirty (30)".

Page 4, line 31, delete "fifteen (15)" and insert "thirty (30)".

Page 4, line 35, delete "fifteen (15)" and insert "thirty (30)".

Renumber all SECTIONS consecutively.

(Reference is to SB 421 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill 425, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 3, after "Sec. 3.6." insert "(a) As used in this subsection, "drive away" has the meaning set forth in IC 9-20-9-1.

(b)".

(Reference is to SB 425 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

BOOTS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill 434, 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 0.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill 436, 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 12, delete "IC 34-51-2," and insert "IC 34-51-2 and IC 34-51-6,".

Page 2, delete lines 1 through 3.  
(Reference is to SB 436 as introduced.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 8, Nays 0.

BOOTS, Chair

Report adopted.

#### SENATE MOTION

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

- HCR 22 Senator Alting  
Honoring Val Hilbun, the 2017 Court Appointed  
Special Advocate Volunteer of the Year.
- HCR 26 Senator Ford  
Honoring the North Clay Middle School girls  
cross country team.
- SR 13 Senator Zakas  
Congratulating Frank Lucchese.

LONG

Motion prevailed.

#### RESOLUTIONS ON FIRST READING

##### House Concurrent Resolution 22

House Concurrent Resolution 22, sponsored by Senator Alting:

A CONCURRENT RESOLUTION honoring Val Hilbun, the 2017 Court Appointed Special Advocate Volunteer of the Year.

*Whereas, Val Hilbun was selected as the 2017 Court Appointed Special Advocate (CASA) Volunteer of the Year;*

*Whereas, Val Hilbun was presented this award on September 9, 2017, at the annual Indiana GAL/CASA Conference in French Lick;*

*Whereas, Val Hilbun has positively impacted the lives of the 46 children she has advocated for over the past 11 years;*

*Whereas, Val Hilbun is always willing to go beyond simply advocating to share years of knowledge and experience with other CASA volunteers for support and encouragement;*

*Whereas, In addition to her work as an advocate, Val Hilbun is always ready to help in fundraising events, one of which is the CASA Cycling Challenge, where she serves on the Cycling Event Committee and oversees parking for the two-day event;*

*Whereas, Best described as "committed", Val Hilbun has spent an extraordinary amount of time and energy making sure that children receive every opportunity to succeed and for the court case to end with a positive outcome for each and every child; and*

*Whereas, There is no greater accomplishment than to be a constant in a child's life; Val Hilbun has given children stability at a time when they greatly needed it: 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 congratulates Val Hilbun on her selection as the 2017 Court Appointed Special Advocate Volunteer of the Year and thanks her for her years of dedicated service to the children of our state.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Val Hilbun.

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 26

House Concurrent Resolution 26, sponsored by Senator Ford:

A CONCURRENT RESOLUTION honoring the North Clay Middle School girls cross country team.

*Whereas, The North Clay varsity girls cross country team captured the Indiana Middle School Cross Country Big School team championship;*

*Whereas, The North Clay Knights edged Zionsville Middle School by four points to claim the state championship in a meet that included 26 teams and a total of 253 runners;*

*Whereas, Undefeated throughout the season, team members Evie Noel, Katie Morrison, Halle Miller, Tierinee Bryan, Piper Brinkman, Briley Shillings and Maisie Eldridge worked diligently to become state champions;*

*Whereas, The North Clay team placed all five of its scoring runners in the top 40 overall in the meet that is billed as the largest junior high cross country meet in the country;*

*Whereas, Evie Noel finished eighth overall in 11 minutes, 10 seconds, Katie Morrison 14th in 11:20, Briley Shillings 21st in 11:31 earning All-State status, Maisie Eldridge 25th in 11:36 earning All-State status, Halle Miller 38th in 11:49, Piper Brinkman 41st in 11:53, and Tierinee Bryan 55th in 12:01; and*

*Whereas, Outstanding accomplishments such as this deserve special recognition: Therefore,*

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

SECTION 1. That the Indiana General Assembly congratulates the North Clay Middle School varsity girls cross country team on its state championship and wishes the girls continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Evie Noel, Katie Morrison, Halle Miller, Tierinee Bryan, Piper Brinkman, Briley Shillings and Maisie Eldridge; Coach Tim Rayle, Principal Jeff Allen, and Superintendent Jeff Fritz.

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 Resolution 13

Senate Resolution 13, introduced by Senator Zakas:

A SENATE RESOLUTION congratulating Frank Lucchese on his retirement.

*Whereas, Frank Lucchese has dedicated the last fifty-seven years of his career to the art of hair styling in Elkhart, Indiana;*

*Whereas, Frank opened his own salon "Capelli" - which is Italian for hair - alongside his business partner in 1962 and operated this salon for forty-four years before selling the business in 2006 and cutting hair part-time at Mane Event Hair Design;*

*Whereas, Members of the Elkhart community value Frank for his dedication to the profession, attention to detail, and many years of small business ownership; and*

*Whereas, Frank will enjoy retirement gardening, cooking, and making homemade wine and by spending time with his four children and eight grandchildren: Therefore,*

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

SECTION 1. That the Indiana Senate honors Frank Lucchese on the occasion of his retirement from hairdressing, thanks him for his dedication to the Elkhart community, and wishes him all the best in the years to come.

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

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

### Senate Concurrent Resolution 25

Senate Concurrent Resolution 25, introduced by Senator Altling:

A CONCURRENT RESOLUTION congratulating the Purdue University football team on winning the 2017 Foster Farms Bowl.

*Whereas, The Purdue University football team became bowl eligible for the first time since 2012 by beating their in-state rivals, the Indiana University Hoosiers, by a score of 31-24 in the annual Old Oaken Bucket game;*

*Whereas, Under the leadership of first-year head coach Jeff Brohm, the Boilermakers were invited to play in the Foster Farms Bowl on December 27, 2017, at Levi's Stadium in Santa Clara, California;*

*Whereas, The Boilermakers squared off against the University of Arizona Wildcats for the third time since 2003, with the Boilers owning a perfect record against the Wildcats;*

*Whereas, With both teams trading blows early, Purdue ended an impressive 31-point first half with a trick play, which led to a 30-yard run by junior running back D.J. Knox to help set up a field goal as time expired;*

*Whereas, After Arizona stormed back to take the lead late in the fourth quarter, sophomore quarterback Elijah Sindelar connected with senior wide receiver Anthony Mahoungou to score the go-ahead touchdown in dramatic fashion with 1:44 remaining in the game;*

*Whereas, Sindelar earned the bowl's Most Valuable Player award on offense, finishing with 396 yards and 4 touchdowns, and senior linebacker Ja'Whaun Bentley earned Most Valuable Player honors on defense with 8 tackles and a sack;*

*Whereas, The 38-35 bowl victory over the Wildcats marks Purdue Football's first winning season since 2011 and caps a remarkable turn around season for the Boilermakers; and*

*Whereas, The young men on the Purdue Football team are student athletes who balanced countless hours of football practices and games on top of a full academic course load, and the Indiana General Assembly commends these individuals for their commitment to both academics and athletics: 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 the Purdue University football team on winning the 2017 Foster Farms Bowl.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to Jeff Brohm, head coach of the Purdue University football team, and Mike Bobinski, Purdue University athletic director.

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: Representatives Siegrist, Lehe, T. Brown and Klinker.

### Senate Concurrent Resolution 19

Senate Concurrent Resolution 19, introduced by Senators Sandlin and Freeman:

A CONCURRENT RESOLUTION congratulating the University of Indianapolis football team on finishing the 2017 regular season with a perfect 11-0 record for the first time since 1953.

*Whereas, The University of Indianapolis football team completed its first undefeated regular season in 64 years;*

*Whereas, The University of Indianapolis football team finished the regular season with multiple records including the most consecutive wins, with 15, and the best scoring offense at 38.2 points per game;*

*Whereas, The University of Indianapolis football team garnered a conference record of fourteen GLVC "Player of the Week" awards;*

*Whereas, The University of Indianapolis football team matched both team and GLVC marks for fewest interceptions thrown with four, while also leading the nation in fewest sacks allowed with .5 per game;*

*Whereas, The University of Indianapolis football team completed 2017 with its highest-ever position in the AFCA Division II Coaches Poll at thirteenth; and*

*Whereas, The University of Indianapolis football team made its fourth postseason appearance in six years and captured its fifth GLVC title in six years: 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 the University of Indianapolis football team on finishing the 2017 regular season with a perfect record.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to the University of Indianapolis Board of Trustees; Dr. Rob Manual, President of the University of Indianapolis; Dr. Sue Willey, Vice President for Intercollegiate Athletics; Bob Bartolomeo, Head Coach; Chris Keevers, Defensive Coordinator; Kenny Ray Augustus, Special Teams Coordinator; Casey Gillin, Passing Game Coordinator; Brad Wilson, Run Game Coordinator; Collin Coffey, Recruiting Coordinator; Dan Reineck; Sean Collins; Cody Crawford; Josh Runda; Steve Barrick; Ned Shannon; Zarah Calvin; Scott Young, and each member of the 2017 University of Indianapolis Football Team.

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 Moed and Speedy.

## House Concurrent Resolution 28

House Concurrent Resolution 28, sponsored by Senator Buck:

A CONCURRENT RESOLUTION commemorating the 200th anniversary of Freemasonry in Indiana.

*Whereas, January 12, 2018, marks the 200th year of the Grand Lodge of the Free and Accepted Masons of the State of Indiana;*

*Whereas, On January 12, 1818, Freemasonry was first sanctioned by the Grand Lodge of the Free and Accepted Masons of the State of Indiana;*

*Whereas, The Fraternity of Free and Accepted Masons has established itself as an important part of the social and fraternal fabric of the great State of Indiana;*

*Whereas, The 23 founders of the Grand Lodge of Indiana were all prominent statesmen and pioneers: these founders were General Washington Johnston, member of the Indiana Territorial Legislature, attorney general and treasurer of the Indiana Territory, and speaker of the Indiana House; Benjamin Vincennes Beckes, member of the Indiana Legislature; Henry P. Thornton, member of the Indiana Constitutional Convention of 1850; Alexander A. Meek, United States attorney; Jeremiah Sullivan, member of the Indiana Legislature, who proposed the name Indianapolis for the new state capital; Joseph Bartholomew, member of the Indiana House and Indiana Senate; Alexander Buckner, member of the United States Congress and United States Senate for the State of Missouri; John Miller, member of the Indiana Legislature; Isaac Hawk, speaker of the Indiana House; James Dill, member of the Indiana Territorial Legislature and member of the Indiana Constitutional Convention of 1816; Davis Floyd, member of the Constitutional Convention of 1816; John Tipton, member of the Indiana Legislature and United States senator; Reuben W. Nelson, member of the Indiana Legislature and candidate for governor in 1825; Abel C. Pepper, member of the Indiana Legislature and member of the Constitutional Convention; William C. Keen, member of the Indiana Legislature; Christopher Harrison, member of the Indiana Territorial Legislature and candidate for governor in 1819; Marston Clark, member of the Indiana House and Indiana Senate; Stephen C. Stevens, member of the Indiana House and Indiana Senate, and a justice of the Indiana Supreme Court; John B. Rose, member of the Indiana Legislature; Samuel Tate, carpenter; Jonathan Woodbury; Nathaniel Jenkins; and Hezekiah Hull, prosecuting attorney; and*

*Whereas, Freemasons played an important part in the creation of our nation: Therefore,*

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

SECTION 1. That in recognition of all Indiana Masons, and in celebration of the 200th anniversary of the founding of the Grand Lodge of Free and Accepted Masons of the State of Indiana, the Indiana General Assembly commemorates January 12, 2018, as the 200th Anniversary of Freemasonry in the State of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Grand Lodge of the Free and Accepted Masons.

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.

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 28 and the same is herewith transmitted 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 House Concurrent Resolutions 24, 25 and 26 and the same are herewith transmitted 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 Engrossed House Bills 1003, 1021, 1033, 1035, 1036, 1098, 1100, 1109, 1119, 1130, 1193 and 1242 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 Engrossed House Bills 1030, 1051, 1058, 1090, 1125, 1135, 1140, 1173, 1174, 1203, 1227, 1287 and 1397 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

## SENATE BILLS ON SECOND READING

### Senate Bill 10

Senator Bohacek called up Senate Bill 10 for second reading. The bill was re-read a second time by title.

#### SENATE MOTION (Amendment 10-1)

Madam President: I move that Senate Bill 10 be amended to read as follows:

Page 1, after line 4, begin a new paragraph and insert:

"SECTION 2. IC 36-1-23.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

#### **Chapter 23.5. Town Employee Serving on Town Fiscal Body**

**Sec. 1. This chapter applies only to a town that has a population of less than two thousand five hundred (2,500).**

**Sec. 2. As used in this chapter, "town employee" refers to an employee of the town. The term does not include an individual who holds only an elected office.**

**Sec. 3. A member of the fiscal body of a unit may not participate in a vote on the adoption of the town's budget and tax levies if the member is a town employee.**

**Sec. 4. Notwithstanding any other law, if at least a majority of the town fiscal body is precluded from voting on the town's budget and tax levies under section 3 of this chapter, the unit's most recent annual appropriations are continued for the ensuing budget year. However, the town may petition the county fiscal body for an increase in the unit's budget and any additional appropriations under sections 5 and 6 of this chapter. The county fiscal body may be petitioned by:**

- (1) the town fiscal body president, if the town fiscal body president is not precluded from voting under section 3 of this chapter; or**
- (2) if the town fiscal body president is precluded from voting under section 3 of this chapter, the town clerk-treasurer.**

**Sec. 5. The town fiscal body may petition the county fiscal body for an increase in the unit's budget and property tax levies. The county fiscal body may grant or deny the petition only after conducting a public hearing on the petition.**

**Sec. 6. The town fiscal body may adopt any additional appropriations of the town by ordinance before the department of local government finance may approve the additional appropriation."**

Renumber all SECTIONS consecutively.

(Reference is to SB 10 as printed January 19, 2018.)

BOHACEK

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 35**

Senator Ford called up Senate Bill 35 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 156**

Senator Houchin called up Senate Bill 156 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 165**

Senator Crane called up Senate Bill 165 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 274**

Senator Bassler called up Senate Bill 274 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 286**

Senator Lanane called up Senate Bill 286 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 290**

Senator Ford called up Senate Bill 290 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 290-1)

Madam President: I move that Senate Bill 290 be amended to read as follows:

Page 10, line 20, delete "those" and insert "**the recording requirements**".

Page 42, line 41, delete "those" and insert "**the recording requirements**".

(Reference is to SB 290 as printed January 19, 2018.)

FORD

Motion prevailed.

SENATE MOTION  
(Amendment 290-2)

Madam President: I move that Senate Bill 290 be amended to read as follows:

Page 43, after line 19, begin a new paragraph and insert:

"SECTION 15. [EFFECTIVE UPON PASSAGE] **(a) The legislative council is urged to assign to an appropriate interim study committee the task of studying increases to the benefit schedules for worker's compensation and worker's occupational diseases compensation.**

**(b) This SECTION expires January 1, 2019.**

SECTION 16. **An emergency is declared for this act.**  
Renumber all SECTIONS consecutively.  
(Reference is to SB 290 as printed January 19, 2018.)

TALLIAN

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 296**

Senator Raatz called up Senate Bill 296 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 300**

Senator Raatz called up Senate Bill 300 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 300-1)

Madam President: I move that Senate Bill 300 be amended to read as follows:

Page 2, line 3, delete "subject" and insert "**property that belongs to a state agency.**".

Page 2, line 4, delete "to IC 5-22-21."

Page 2, after line 14, begin a new paragraph and insert:

"SECTION 3. IC 5-22-22-4.7 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4.7. (a) This section applies only if both of the following apply:**

**(1) The property to be sold is property that belongs to a state agency.**

**(2) The property will be sold under section 4.5 of this chapter.**

**(b) If the purchasing agency sells surplus property using an Internet auction site, in addition to the requirements for an Internet auction site under section 4.5 of this chapter, the purchasing agency shall give preference in selection of the Internet auction site to Internet auction sites owned or operated by a person licensed under IC 25-6.1."**

Renumber all SECTIONS consecutively.

(Reference is to SB 300 as printed January 17, 2018.)

MESSMER

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 361**

Senator Charbonneau called up Senate Bill 361 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 362**

Senator Charbonneau called up Senate Bill 362 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 377**

Senator Perfect called up Senate Bill 377 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 417**

Senator Doriot called up Senate Bill 417 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 438**

Senator Spartz called up Senate Bill 438 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**ENGROSSED SENATE BILLS  
ON THIRD READING**

**Engrossed Senate Bill 64**

Senator M. Young called up Engrossed Senate Bill 64 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 66: yeas 40, 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 sponsor: Representative Washburne.

**Engrossed Senate Bill 75**

Senator Ford called up Engrossed Senate Bill 75 for third reading:

A BILL FOR AN ACT 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 67: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative VanNatter.

**Engrossed Senate Bill 134**

Senator Bohacek called up Engrossed Senate Bill 134 for third reading:

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

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 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Smaltz, Pressel, Siegrist and Klinker.

**Engrossed Senate Bill 135**

Senator Bohacek called up Engrossed Senate Bill 135 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Pressel.

**Engrossed Senate Bill 221**

Senator Houchin called up Engrossed Senate Bill 221 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 70: yeas 47, 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 Smaltz.

**Engrossed Senate Bill 233**

Senator Ford called up Engrossed Senate Bill 233 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives McNamara and Frizzell.

**Engrossed Senate Bill 392**

Senator Niemeyer called up Engrossed Senate Bill 392 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 72: yeas 47, 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 sponsors: Representatives Slager and Aylesworth.

## SENATE MOTION

Madam President: I move that Senate Bill 408, assigned to the Senate Committee on Commerce and Technology, be withdrawn from further consideration by the Senate.

KOCH

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as second author of Senate Bill 35.

FORD

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Long be removed as author of Senate Bill 43 and Senator Zay be substituted therefor.

LONG

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator L. Brown be added as second author of Senate Bill 43.

ZAY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Long be removed as author of Senate Bill 46 and Senator Sandlin be substituted therefor.

LONG

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 50.

ECKERTY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Alting be added as coauthor of Senate Bill 50.

ECKERTY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bassler be added as second author of Senate Bill 99.

BRAY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kruse be added as third author of Senate Bill 136.

ZAKAS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Koch be added as second author of Senate Bill 156.

HOUCHIN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 156.

HOUCHIN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 157.

RUCKELSHAUS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senators Crane and Bassler be added as coauthors of Senate Bill 157.

RUCKELSHAUS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 160.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as second author of Senate Bill 165.

CRANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 165.

CRANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 178.

TALLIAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ruckelshaus be added as second author of Senate Bill 179.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator M. Young be added as coauthor of Senate Bill 203.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Charbonneau be added as second author of Senate Bill 208.

L. BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 217.

HOUCHIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as coauthor of Senate Bill 233.

FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crane be added as coauthor of Senate Bill 233.

FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 242.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 261.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 274.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 274.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 286.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be removed as second author of Senate Bill 295.

MRVAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator M. Young be removed as author of Senate Bill 295 and Senator Mrvan be substituted therefor.

M. YOUNG

Motion prevailed.



## SENATE MOTION

Madam President: I move that Senator M. Young be added as second author of Senate Bill 295.

MRVAN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator G. Taylor be added as coauthor of Senate Bill 296.

RAATZ

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 300.

RAATZ

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 303.

RAATZ

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 325.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 325.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Head be added as second author and Senator Ruckelshaus be added as third author of Senate Bill 326.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Breaux be added as

coauthor of Senate Bill 326.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Breaux be added as coauthor of Senate Bill 327.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bohacek be added as second author of Senate Bill 328.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bohacek be added as second author of Senate Bill 329.

WALKER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Zay be added as second author of Senate Bill 341.

HOLDMAN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Raatz be added as second author and Senators Stoops and Lonnie M. Randolph be added as coauthors of Senate Bill 353.

KRUSE

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Bassler be added as second author of Senate Bill 358.

PERFECT

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 361.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 362.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 376.

PERFECT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as coauthor of Senate Bill 386.

RUCKELSHAUS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as second author of Senate Bill 392.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as coauthor of Senate Bill 393.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ruckelshaus be added as coauthor of Senate Bill 425.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Perfect be added as third author and Senator Lonnie M. Randolph be added as coauthors of Senate Bill 438.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 438.

SPARTZ

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Monday, January 29, 2018.

BRAY

Motion prevailed.

The Senate adjourned at 2:27 p.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUZANNE CROUCH  
President of the Senate