



# Journal of the House

State of Indiana

118th General Assembly

Second Regular Session

Ninth Day

Thursday Morning

January 23, 2014

The invocation was offered by Reverend Dr. P.T. Wilson of the Gobin Memorial United Methodist Church and University Chaplain of DePauw University in Greencastle, the guest of Representative James R. Baird.

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Harold M. Slager.

The Speaker ordered the roll of the House to be called:

Arnold	Kubacki
Austin	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Battles	Lucas
Bauer	Lutz
Behning	Macer
Beumer	Mahan
Braun	Mayfield
C. Brown	McMillan
T. Brown	McNamera
Burton	Messmer
Candelaria Reardon	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cox	Neese
Culver	Negele
Davisson □	Niemeyer
DeLaney	Niezgodski
Dermody	Ober
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter □
Errington	Price
Forestal	Pryor
Friend	Rhoads
Frizzell	Richardson
Frye	Riecken
GiaQuinta	Saunders
Goodin □	Shackleford
Gutwein	Slager
Hale	Smaltz
Hamm	M. Smith
Harman	V. Smith
Harris	Soliday
Heaton	Speedy
Heuer	Stemler
Huston	Steuerwald
Karickhoff	Sullivan
Kersey	Summers
Kirchhofer	Thompson
Klinker	Torr
Koch	Truitt

Turner  
Ubelhor □  
VanDenburgh  
VanNatter  
Washburne

Wesco  
Wolkins  
Zent  
Ziemke  
Mr. Speaker

Roll Call 36: 96 present; 4 excused. The Speaker announced a quorum in attendance. [NOTE: □ indicates those who were excused.]

### HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, January 27, 2014, at 1:30 p.m.

FRIEND

The motion was adopted by a constitutional majority.

### RESOLUTIONS ON FIRST READING

#### House Concurrent Resolution 10

Representatives Mahan, Saunders, and Baird introduced House Concurrent Resolution 10:

A CONCURRENT RESOLUTION congratulating James Dolan on the occasion of his 90th birthday.

*Whereas, James Dolan celebrated 90 years of life on December 26, 2013;*

*Whereas, James Dolan served his country bravely during World War II as a member of the 386th Bomb Squadron, 312th Bomb Group of the 5th United States Army Air Force;*

*Whereas, James Dolan was stationed in New Guinea and the Philippines from 1944 to June 1945 where he flew on an A-20 low-level bomber;*

*Whereas, While Don Livengood was piloting the plane, James Dolan manned a twin 50 caliber machine gun during 60 missions, strafing enemy troops at tree top level – approximately 10 to 50 feet above the ground;*

*Whereas, James Dolan served his state as a doorkeeper for the Indiana General Assembly in 1999, 2000, and 2001 and as a Veteran Affairs Officer for Blackford County from 2002 through 2006; and*

*Whereas, It is fitting and proper that an outstanding Hoosier such as James Dolan receive special recognition on the occasion of the 90th anniversary of his birth: 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 James Dolan on the occasion of his 90th birthday and wishes him many more healthy, happy years.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to James Dolan and his family.

The resolution was read a first time and adopted by voice

vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Holdman.

### House Concurrent Resolution 14

Representative Riecken introduced House Concurrent Resolution 14:

A CONCURRENT RESOLUTION recognizing January 2014 as Cervical Cancer Awareness Month.

*Whereas, Many women are unaware of cervical cancer and the steps that can be taken to prevent this disease;*

*Whereas, Approximately 250 women are diagnosed each year and every three days a woman dies of cervical cancer in Indiana;*

*Whereas, Mortality from cervical cancer is associated with being diagnosed at a later stage, which often stems from poor access to preventive services and a lack of understanding about following up or care after an abnormal finding;*

*Whereas, Indiana's HPV vaccination rate is 46th out of 50 states and only half of the rates of top states; and*

*Whereas, Awareness of cervical cancer, its risk factors, and the importance of access to preventive measures, including regular Pap test and the HPV vaccination, are critical to perpetuating the continual decrease of the incidence of cervical cancer in woman: Therefore,*

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

SECTION 1. That the Indiana General Assembly urges the recognition of January as Cervical Cancer Awareness Month in the hope that this recognition will encourage prompt access to preventive services and high-quality medical care and treatment in order to overcome existing barriers to care for all women.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Becker.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1003, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 5 through 8 with "[EFFECTIVE JULY 1, 2014]".

Page 3, delete lines 3 through 6.

Page 3, line 7, delete "(e)" and insert "(c)".

Page 3, line 17, delete "To" and insert "**For taxable years beginning after December 31, 2014, to**".

Page 4, between lines 6 and 7, begin a new paragraph and insert:

**"(b) A taxpayer who wishes to claim the credit provided by this chapter for employment of candidates to which this section applies may submit an application to the corporation after June 30, 2014, for a taxable year beginning after December 31, 2014, in the manner prescribed by the corporation."**

Page 4, line 7, delete "(b)" and insert "(c)".

Page 4, line 16, delete "(c)" and insert "(d)".

Page 9, line 3, after "collect" insert "**relevant**".

Page 9, line 26, delete "requested" and insert "**determined**".

Page 9, line 26, delete "executive director." and insert "**governance committee.**".

Page 9, line 38, strike "governor," and insert "**governance committee, working in collaboration with the executive director,**".

Page 9, line 40, delete "INK's".

Page 10, line 5, strike "Approve an annual budget for the".

Page 10, line 5, delete "INK." and insert "**Work with the executive director and other state agencies participating in the INK to establish the following:**

**(A) A standard compliance time frame for the submission of data to the INK.**

**(B) Interagency policies and agreements to ensure equal access to the INK.**

**(C) Interagency policies and agreements to ensure the ongoing success of the INK."**

Page 10, line 27, delete "(9)".

Page 10, line 27, strike "Identify additional sources of data for the".

Page 10, line 27, delete "INK".

Page 10, strike line 28.

Page 10, line 29, strike "relevant data to the".

Page 10, line 29, delete "INK".

Page 10, line 30, delete "(10)" and insert "(9)".

Page 10, line 32, after "IC 5-14-6," insert "**and**".

Page 10, line 33, delete "and to the governance committee,".

Page 10, line 35, delete "implementation" and insert "**administration**".

Page 10, line 37, delete "A list" and insert "**An overview**".

Page 10, delete lines 38 through 40.

Page 10, line 41, delete "(D)" and insert "(C)".

Page 11, line 1, delete "(E)" and insert "(D)".

Page 11, line 2, delete "or" and insert "**and**".

Page 11, line 31, delete "nine (9)" and insert "**six (6)**".

Page 12, delete lines 3 through 12, begin a new line block indented and insert:

**"(6) The INK executive director. The INK executive director serves in a nonvoting advisory capacity."**

Page 12, line 15, after "INK." insert "**Additional members appointed under this subsection must represent other state agencies or partner organizations, as determined by the governance committee, that submit data to the INK.**".

Page 12, line 23, after "its" insert "**voting**".

Page 12, delete lines 25 through 27.

Page 12, line 28, delete "(i)" and insert "(h)".

Page 12, line 30, delete "(j)" and insert "(i)".

Page 12, line 30, after "majority of the" insert "**voting**".

Page 12, line 40, after "for the" insert "**daily**".

Page 13, line 6, delete "data" and insert "**data, as determined by the governance committee,**".

Page 13, line 12, after "Work" insert "**in collaboration**".

Page 13, line 12, delete "and other state" and insert "**to hire staff as necessary to administer the INK.**".

Page 13, delete lines 13 through 19.

Page 13, line 24, delete "or is not a".

Page 13, line 25, delete "member of the general assembly".

Page 13, line 34, delete "but not a member of the general assembly".

Page 13, delete line 42.

Page 14, delete lines 1 through 8.

Page 14, delete lines 35 through 42, begin a new paragraph and insert:

**"SECTION 22. [EFFECTIVE JULY 1, 2014] (a) IC 6-3.1-13-13 and IC 6-3.1-13-14, both as amended by this act, apply only to taxable years beginning after December 31, 2014.**

**(b) IC 6-3.1-13-15.7 and IC 6-3.1-13-19.7, both as added by this act, apply only to taxable years beginning after December 31, 2014.**

**(c) This SECTION expires July 1, 2018."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1003 as introduced.)  
and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 1.

MESSMER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1006, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 51, delete lines 32 through 42.

Page 52, delete lines 1 through 35, begin a new paragraph and insert:

"SECTION 44. IC 31-30-1-4, AS AMENDED BY P.L.158-2013, SECTION 315, AND AS AMENDED BY P.L.214-2013, SECTION 25, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) The juvenile court does not have jurisdiction over an individual for an alleged violation of:

- (1) IC 35-41-5-1(a) (attempted murder);
- (2) IC 35-42-1-1 (murder);
- (3) IC 35-42-3-2 (kidnapping);
- (4) IC 35-42-4-1 (rape);
- (5) IC 35-42-4-2 (criminal deviate conduct) ~~(repeated); (before its repeal);~~
- (6) IC 35-42-5-1 (robbery) if:
  - (A) the robbery was committed while armed with a deadly weapon; or
  - (B) the robbery results in bodily injury or serious bodily injury;
- (7) IC 35-42-5-2 (carjacking) ~~(repeated); (before its repeal);~~
- (8) ~~IC 35-45-9-3 (criminal gang activity);~~
- (9) ~~IC 35-45-9-4 (criminal gang intimidation);~~
- ~~(10)~~ (8) IC 35-47-2-1 (carrying a handgun without a license), if charged as a felony;
- ~~(11)~~ (9) IC 35-47-10 (children and firearms), if charged as a felony;
- ~~(12)~~ (10) IC 35-47-5-4.1 (dealing in a sawed-off shotgun); or
- ~~(13)~~ (11) any offense that may be joined under IC 35-34-1-9(a)(2) with any crime listed in subdivisions (1) through ~~(12)~~; (10);

if the individual was at least sixteen (16) years of age at the time of the alleged violation.

~~(b) The juvenile court does not have jurisdiction for an alleged violation of manufacturing or dealing in cocaine or a narcotic drug (IC 35-48-4-1); dealing in methamphetamine (IC 35-48-4-1.1); dealing in a schedule I, H, or HH controlled substance (IC 35-48-4-2); or dealing in a schedule IV controlled substance (IC 35-48-4-3); if:~~

- ~~(1) the individual has a prior unrelated conviction under IC 35-48-4-1, IC 35-48-4-1.1, IC 35-48-4-2, or IC 35-48-4-3; or~~
- ~~(2) the individual has a prior unrelated juvenile adjudication that, if committed by an adult, would be a crime under IC 35-48-4-1, IC 35-48-4-1.1, IC 35-48-4-2, or IC 35-48-4-3;~~

~~and the individual was at least sixteen (16) years of age at the time of the alleged violation.~~

~~(c) (b) Once an individual described in subsection (a) or (b) has been charged with any crime listed in subsection (a), or (b); the court having adult criminal jurisdiction shall retain jurisdiction over the case even if the individual pleads guilty to or is convicted of a lesser included offense. A plea of guilty to or a conviction of a lesser included offense does not vest jurisdiction in the juvenile court."~~

Page 65, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 54. IC 35-31.5-2-38.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 38.5. "Child care facility" means a:

- (1) child care center licensed under IC 12-17.2-4;
- (2) child care home licensed under IC 12-17.2-5; or
- (3) child care ministry licensed under IC 12-17.2-6."

Page 71, delete lines 23 through 42, begin a new paragraph and insert:

"SECTION 65. IC 35-38-1-17, AS AMENDED BY P.L.158-2013, SECTION 396, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 17. (a) **This section does not apply to a credit restricted felon.**

**(b) At any time Not later than three hundred sixty-five (365) days after:**

- (1) a convicted person begins serving the person's sentence; and
- ~~(2) a hearing is held:~~
  - ~~(A) at which the convicted person is present; and~~
  - ~~(B) of which the prosecuting attorney has been notified; and~~
- ~~(3) (2) the court obtains a report from the department of correction concerning the convicted person's conduct while imprisoned;~~

the court may reduce or suspend the sentence and impose a sentence that the court was authorized to impose at the time of sentencing. The court must incorporate its reasons in the record.

**(c) If more than three hundred sixty-five (365) days have elapsed since the convicted person began serving the sentence, the court may reduce or suspend the sentence and impose a sentence that the court was authorized to impose at the time of sentencing. The court must incorporate its reasons in the record.**

~~(b) (d) If the court sets a hearing on a petition under this section, the court must give notice of the order to reduce or suspend the sentence under this section to the prosecuting attorney and the prosecuting attorney must give notice to the victim (as defined in IC 35-31.5-2-348) of the crime for which the convicted person is serving the sentence.~~

~~(c) (e) The court may suspend a sentence for a felony under this section only if suspension is permitted under IC 35-50-2-2.2.~~

~~(d) (f) The court may deny a request to suspend or reduce a sentence under this section without making written findings and conclusions.~~

~~(e) (g) The court is not required to conduct a hearing before reducing or suspending a sentence under this section if:~~

- ~~(1) the prosecuting attorney has filed with the court an agreement of the reduction or suspension of the sentence; and~~
- ~~(2) the convicted person has filed with the court a waiver of the right to be present when the order to reduce or suspend the sentence is considered.~~

**(h) A convicted person may file a petition for sentence modification under this section:**

- (1) not more than one (1) time in any three hundred sixty-five (365) day period; and**
- (2) a maximum of two (2) times during any consecutive period of incarceration."**

Delete page 72.

Page 73, delete lines 1 through 5, begin a new paragraph and insert:

"SECTION 64. IC 35-38-2.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) Except as provided in section 5.5 of this chapter, as a condition of probation a court may order an offender confined to the offender's home for a period of home detention lasting at least sixty (60) days.

(b) The period of home detention may be consecutive or nonconsecutive, as the court orders. However, the aggregate time actually spent in home detention must not exceed:

- (1) the minimum term of imprisonment prescribed for a felony under IC 35-50-2; or
- (2) the maximum term of imprisonment prescribed for a misdemeanor under IC 35-50-3;

for the crime committed by the offender.

(c) The court may order supervision of an offender's home detention to be provided by the probation department for the court or by a community corrections program that provides supervision of home detention.

(d) A person's term of confinement on home detention under this chapter is computed on the basis of the actual days the person spends on home detention.

(e) A person confined on home detention as a condition of probation earns **one (1) day of credit for time served for each day the person is confined on home detention.**"

Page 112, delete lines 19 through 40, begin a new paragraph and insert:

"SECTION 94. IC 35-48-1-16.5, AS ADDED BY P.L.158-2013, SECTION 619, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 16.5. "Enhancing circumstance" means one (1) or more of the following:

- (1) The person has a prior conviction, **in any jurisdiction**, for dealing in a controlled substance that is not marijuana, hashish, hash oil, salvia divinorum, or a synthetic drug, **including an attempt or conspiracy to commit the offense.**
- (2) The person committed the offense while in possession of a firearm.
- (3) The person committed the offense:
  - (A) on a school bus; or
  - (B) in, on, or within ~~five~~ **two hundred (200) fifty (250)** feet of:
    - (i) school property; ~~while a person under eighteen (18) years of age was reasonably expected to be present; or~~
    - (ii) a public park; ~~while a person under eighteen (18) years of age was reasonably expected to be present.~~
    - (iii) a family housing complex; or**
    - (iv) a child care facility.**
- (4) The person delivered or financed the delivery of the drug to a person under eighteen (18) years of age at least three (3) years junior to the person.
- (5) The person manufactured or financed the manufacture of the drug.

**(6) The person committed the offense in the physical presence of a child less than eighteen (18) years of age, knowing that the child was present and might be able to see or hear the offense.**

SECTION 95. IC 35-48-4-1, AS AMENDED BY P.L.158-2013, SECTION 622, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. (a) A person who:

- (1) knowingly or intentionally:
  - (A) manufactures;
  - (B) finances the manufacture of;
  - (C) delivers; or
  - (D) finances the delivery of;

cocaine or a narcotic drug, pure or adulterated, classified in schedule I or II; or

(2) possesses, with intent to:

- (A) manufacture;
- (B) finance the manufacture of;
- (C) deliver; or
- (D) finance the delivery of;

cocaine or a narcotic drug, pure or adulterated, classified in schedule I or II;

commits dealing in cocaine or a narcotic drug, a ~~Level 5~~ **Level 4** felony, except as provided in subsections (b) through ~~(d)~~: **(c).**

(b) The offense is a ~~Level 4~~ **Level 3** felony if:

- (1) the amount of the drug involved is at least three (3) but less than ten (10) grams; or
- (2) the amount of the drug involved is less than three (3) grams and an enhancing circumstance applies.

(c) The offense is a ~~Level 3~~ **Level 2** felony if:

- (1) the amount of the drug involved is at least ten (10) ~~but less than twenty-eight (28)~~ grams; or
- (2) the amount of the drug involved is at least three (3) but less than ten (10) grams and an enhancing circumstance applies.

~~(d) The offense is a Level 2 felony if:~~

- ~~(1) the amount of the drug involved is at least twenty-eight (28) grams; or~~
- ~~(2) the amount of the drug involved is at least ten (10) but less than twenty-eight (28) grams and an enhancing circumstance applies.~~

SECTION 96. IC 35-48-4-1.1, AS AMENDED BY P.L.158-2013, SECTION 623, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1.1. (a) A person who:

(1) knowingly or intentionally:

- (A) manufactures;
  - (B) finances the manufacture of;
  - (C) delivers; or
  - (D) finances the delivery of;
- methamphetamine, pure or adulterated; or
- (2) possesses, with intent to:
    - (A) manufacture;
    - (B) finance the manufacture of;
    - (C) deliver; or
    - (D) finance the delivery of;

methamphetamine, pure or adulterated; commits dealing in methamphetamine, a ~~Level 5~~ **Level 4** felony, except as provided in subsections (b) through ~~(d)~~: **(c).**

(b) The offense is a ~~Level 4~~ **Level 3** felony if:

- (1) the amount of the drug involved is at least three (3) but less than ten (10) grams; or
- (2) the amount of the drug involved is less than three (3) grams and an enhancing circumstance applies.

(c) The offense is a ~~Level 3~~ **Level 2** felony if:

- (1) the amount of the drug involved is at least ten (10) ~~but less than twenty-eight (28)~~ grams; or
- (2) the amount of the drug involved is at least three (3) but less than ten (10) grams and an enhancing circumstance applies;

~~(d) The offense is a Level 2 felony if:~~

- ~~(1) the amount of the drug involved is at least twenty-eight (28) grams;~~
- ~~(2) the amount of the drug involved is at least ten (10) but less than twenty-eight (28) grams and an enhancing circumstance applies; or~~

(3) the person is manufacturing the drug and the manufacture results in an explosion causing serious bodily injury to a person other than the manufacturer."

Page 115, delete lines 24 through 42, begin a new paragraph and insert:

"SECTION 99. IC 35-48-4-10.5, AS ADDED BY P.L.196-2013, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 10.5. (a) A person who:

- (1) manufactures;
- (2) finances the manufacture of;
- (3) delivers;
- (4) finances the delivery of;
- (5) possesses, with intent to deliver; or
- (6) possesses, with intent to finance the delivery of;

a synthetic drug or a synthetic drug lookalike substance commits

dealing in a synthetic drug or synthetic drug lookalike substance, a Class A infraction. However, the offense is a ~~Class D~~ **Level 6** felony if the offense is committed knowingly or intentionally and the person has a prior unrelated judgment or conviction under this subsection.

(b) A person who:

- (1) knowingly or intentionally:
  - (A) manufactures;
  - (B) finances the manufacture of;
  - (C) delivers; or
  - (D) finances the delivery of;
 a synthetic drug or synthetic drug lookalike substance; or
- (2) possesses, with intent to:
  - (A) manufacture;
  - (B) finance the manufacture of;
  - (C) deliver; or
  - (D) finance the delivery of;
 a synthetic drug or synthetic drug lookalike substance;

commits dealing in a synthetic drug or synthetic drug lookalike substance, a Class A misdemeanor, except as provided in subsection (c).

(c) The offense in subsection (b) is:

- (1) a ~~Class D~~ **Level 6** felony if:
  - (A) the recipient or intended recipient is less than eighteen (18) years of age;
  - (B) the amount involved is more than two (2) grams; or
  - (C) the person has a prior conviction of an offense involving a synthetic drug or synthetic drug lookalike substance; and
- (2) a ~~Class E~~ **Level 5** felony if the amount involved is more than two (2) grams and the person delivered or financed the delivery of the synthetic drug or synthetic drug lookalike substance:
  - (A) on a school bus; or
  - (B) in, on, or within ~~five two hundred (500)~~ **fifty (250)** feet of:
    - (i) school property; ~~or~~
    - (ii) a public park;~~while a person under eighteen (18) years of age was reasonably expected to be present.~~
    - (iii) a family housing complex; or
    - (iv) a child care facility.

(d) In addition to a criminal or civil penalty imposed for a violation of this section, if the court finds that a person has violated this section and the violation involved the sale of or offer to sell, in the normal course of business, a synthetic drug or a synthetic drug lookalike substance by a retail merchant in a place of business for which the retail merchant has been issued a registered retail merchant certificate, the court:

- (1) shall recommend the suspension of the registered retail merchant certificate for the place of business for one (1) year if the person's violation of this section resulted in a criminal conviction; and
- (2) may recommend the suspension of the registered retail merchant certificate for the place of business for six (6) months if the person's violation of this section resulted in an adjudication that the person committed an infraction.

(e) The department of state revenue shall suspend the registered retail merchant certificate of a retail merchant in accordance with the recommendation of the court. Whenever the department of state revenue is required to suspend a retail merchant's registered retail merchant certificate under this section, the department shall immediately mail a notice to the retail merchant's address that must state that the retail merchant's registered retail merchant certificate will be suspended for the period recommended by the court, commencing five (5) days after the date of the notice."

Delete page 116.

Page 117, delete lines 1 through 9.

Page 118, delete lines 22 through 42, begin a new paragraph

and insert:

"SECTION 103. IC 35-48-4-14.5, AS AMENDED BY P.L.193-2013, SECTION 7, AND AS AMENDED BY P.L.158-2013, SECTION 643, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14.5. (a) As used in this section, "chemical reagents or precursors" refers to one (1) or more of the following:

- (1) Ephedrine.
- (2) Pseudoephedrine.
- (3) Phenylpropanolamine.
- (4) The salts, isomers, and salts of isomers of a substance identified in subdivisions (1) through (3).
- (5) Anhydrous ammonia or ammonia solution (as defined in IC 22-11-20-1).
- (6) Organic solvents.
- (7) Hydrochloric acid.
- (8) Lithium metal.
- (9) Sodium metal.
- (10) Ether.
- (11) Sulfuric acid.
- (12) Red phosphorous.
- (13) Iodine.
- (14) Sodium hydroxide (lye).
- (15) Potassium dichromate.
- (16) Sodium dichromate.
- (17) Potassium permanganate.
- (18) Chromium trioxide.
- (19) Benzyl cyanide.
- (20) Phenylacetic acid and its esters or salts.
- (21) Piperidine and its salts.
- (22) Methylamine and its salts.
- (23) Isosafrole.
- (24) Safrole.
- (25) Piperonal.
- (26) Hydriodic acid.
- (27) Benzaldehyde.
- (28) Nitroethane.
- (29) Gamma-butyrolactone.
- (30) White phosphorus.
- (31) Hypophosphorous acid and its salts.
- (32) Acetic anhydride.
- (33) Benzyl chloride.
- (34) Ammonium nitrate.
- (35) Ammonium sulfate.
- (36) Hydrogen peroxide.
- (37) Thionyl chloride.
- (38) Ethyl acetate.
- (39) Pseudoephedrine hydrochloride.

(b) A person who possesses more than ten (10) grams of ephedrine, pseudoephedrine, or phenylpropanolamine, pure or adulterated, commits a ~~Class D~~ **Level 6** felony. However, the offense is a ~~Class E~~ **Level 5** felony if the person possessed:

- (1) a firearm while possessing more than ten (10) grams of ephedrine, pseudoephedrine, or phenylpropanolamine, pure or adulterated; or
- (2) more than ten (10) grams of ephedrine, pseudoephedrine, or phenylpropanolamine, pure or adulterated, in, on, or within ~~one thousand (1,000)~~ **five two hundred (500) fifty (250)** feet of:

- (A) school property; ~~while a person under eighteen (18) years of age was reasonably expected to be present; or~~
- (B) a public park; ~~while a person under eighteen (18) years of age was reasonably expected to be present.~~
- (C) a family housing complex; or
- ~~(D) a youth program center.~~
- (D) a child care facility.**

(c) A person who possesses anhydrous ammonia or ammonia solution (as defined in IC 22-11-20-1) with the intent to manufacture methamphetamine or amphetamine, schedule II

controlled substances under IC 35-48-2-6, commits a ~~Class D~~ Level 6 felony. However, the offense is a ~~Class E~~ Level 5 felony if the person possessed:

(1) a firearm while possessing anhydrous ammonia or ammonia solution (as defined in IC 22-11-20-1) with intent to manufacture methamphetamine or amphetamine, schedule II controlled substances under IC 35-48-2-6; or  
(2) anhydrous ammonia or ammonia solution (as defined in IC 22-11-20-1) with intent to manufacture methamphetamine or amphetamine, schedule II controlled substances under IC 35-48-2-6, in, on, or within ~~one thousand (1,000) five two hundred (500) fifty (250)~~ feet of:

(A) school property; ~~while a person under eighteen (18) years of age was reasonably expected to be present; or~~

(B) a public park; ~~while a person under eighteen (18) years of age was reasonably expected to be present.~~

(C) a family housing complex; or

~~(D) a youth program center.~~

**(D) a child care facility.**

(d) Subsection (b) does not apply to a:

(1) licensed health care provider, pharmacist, retail distributor, wholesaler, manufacturer, warehouseman, or common carrier or an agent of any of these persons if the possession is in the regular course of lawful business activities; or

(2) person who possesses more than ten (10) grams of a substance described in subsection (b) if the substance is possessed under circumstances consistent with typical medicinal or household use, including:

(A) the location in which the substance is stored;

(B) the possession of the substance in a variety of:

(i) strengths;

(ii) brands; or

(iii) types; or

(C) the possession of the substance:

(i) with different expiration dates; or

(ii) in forms used for different purposes.

(e) A person who possesses two (2) or more chemical reagents or precursors with the intent to manufacture a controlled substance commits a ~~Class D~~ Level 6 felony.

(f) An offense under subsection (e) is a ~~Class E~~ Level 5 felony if the person possessed:

(1) a firearm while possessing two (2) or more chemical reagents or precursors with intent to manufacture a controlled substance; or

(2) two (2) or more chemical reagents or precursors with intent to manufacture a controlled substance in, on, or within ~~one thousand (1,000) five two hundred (500) fifty (250)~~ feet of:

(A) school property; ~~while a person under eighteen (18) years of age was reasonably expected to be present; or~~

(B) a public park; ~~while a person under eighteen (18) years of age was reasonably expected to be present.~~

(C) a family housing complex; or

~~(D) a youth program center.~~

**(D) a child care facility.**

(g) A person who sells, transfers, distributes, or furnishes a chemical reagent or precursor to another person with knowledge or the intent that the recipient will use the chemical reagent or precursors to manufacture a controlled substance commits unlawful sale of a precursor, a ~~Class D~~ Level 6 felony. *However, the offense is a ~~Class E~~ Level 5 felony if the person sells, transfers, distributes, or furnishes more than ten (10) grams of ephedrine, pseudoephedrine, or phenylpropanolamine.*

*(h) This subsection does not apply to a drug containing ephedrine, pseudoephedrine, or phenylpropanolamine that is dispensed under a prescription. A person who:*

*(1) has been convicted of:*

*(A) dealing in methamphetamine (IC 35-48-4-1.1);*

*(B) possession of more than ten (10) grams of ephedrine, pseudoephedrine, or phenylpropanolamine (subsection (b));*

*(C) possession of anhydrous ammonia or ammonia solution (as defined in IC 22-11-20-1) with intent to manufacture methamphetamine or amphetamine (subsection (c));*

*(D) possession of two (2) or more chemical reagents or precursors with the intent to manufacture a controlled substance (subsection (e)); or*

*(E) unlawful sale of a precursor (subsection (g)); and*  
*(2) not later than seven (7) years from the date the person was sentenced for the offense;*

*knowingly or intentionally possesses ephedrine, pseudoephedrine, or phenylpropanolamine, pure or adulterated, commits possession of a precursor by a methamphetamine offender, a ~~Class D~~ Level 6 felony.*

SECTION 104. IC 35-48-4-16, AS AMENDED BY P.L.158-2013, SECTION 644, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 16. (a) For an offense under this chapter that requires proof of:

(1) delivery of cocaine, a narcotic drug, methamphetamine, or a controlled substance;

(2) financing the delivery of cocaine, a narcotic drug, methamphetamine, or a controlled substance; or

(3) possession of cocaine, a narcotic drug, methamphetamine, or a controlled substance;

within ~~five two hundred (500) fifty (250)~~ feet of school property, ~~or a public park, while a person less than eighteen (18) years of age was reasonably expected to be present; a family housing complex, or a child care facility,~~ the person charged may assert the defense in subsection (b). ~~or (c).~~

~~(b) It is a defense for a person charged under this chapter with an offense that contains an element listed in subsection (a) that:~~

~~(1) a person was briefly in, on, or within five hundred (500) feet of school property or a public park while a person less than eighteen (18) years of age was reasonably expected to be present; and~~

~~(2) no person under eighteen (18) years of age at least three (3) years junior to the person was in, on, or within five hundred (500) feet of the school property or public park at the time of the offense.~~

~~(c) (b) It is a defense for a person charged under this chapter with an offense that contains an element listed in subsection (a) that a person was in, on, or within five two hundred (500) fifty (250) feet of school property, or a public park, a family housing complex, or a child care facility~~

~~(1) at the request or suggestion of a law enforcement officer or an agent of a law enforcement officer. and~~

~~(2) while a person less than eighteen (18) years of age was reasonably expected to be present.~~

~~(d) (c) The defense under this section applies only to the element of the offense that requires proof that the delivery, financing of the delivery, or possession of cocaine, a narcotic drug, methamphetamine, or a controlled substance occurred in, on, or within five two hundred (500) fifty (250) feet of school property, or a public park, while a person less than eighteen (18) years of age was reasonably expected to be present. a family housing complex, or a child care facility."~~

Delete pages 119 through 120.

Page 121, delete lines 1 through 38.

Page 126, delete lines 16 through 29, begin a new paragraph and insert:

"SECTION 110. IC 35-50-2-2.2, AS ADDED BY P.L.158-2013, SECTION 654, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2.2. (a) Except as provided in subsection (b) or (c) the court may suspend any

part of a sentence for a felony.

(b) If a person is convicted of a ~~Level 1 felony~~ or a Level 2 felony or a Level 3 felony, except a Level 2 felony or a Level 3 felony concerning a controlled substance under IC 35-48-4, and has any prior unrelated felony conviction, the court may suspend only that part of a sentence that is in excess of the minimum sentence for the:

- (1) ~~Level 1~~ Level 2 felony; or
- (2) ~~Level 2~~ Level 3 felony.

(c) The court may suspend only that part of a sentence for murder or a Level 1 felony conviction that is in excess of the minimum sentence for murder or the Level 1 felony conviction."

Page 136, delete line 42, begin a new paragraph and insert: "SECTION 117. IC 35-50-6-3, AS AMENDED BY P.L.158-2013, SECTION 667, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) This section applies to a person convicted who commits an offense before July 1, 2014.

(b) A person assigned to Class I earns one (1) day of credit time for each day the person is imprisoned for a crime or confined awaiting trial or sentencing.

(c) A person assigned to Class II earns one (1) day of credit time for every two (2) days the person is imprisoned for a crime or confined awaiting trial or sentencing.

(d) A person assigned to Class III earns no credit time.

(e) A person assigned to Class IV earns one (1) day of credit time for every six (6) days the person is imprisoned for a crime or confined awaiting trial or sentencing.

SECTION 118. IC 35-50-6-3.1, AS ADDED BY P.L.158-2013, SECTION 668, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3.1. (a) This section applies to a person convicted who commits an offense after June 30, 2014.

**(b) A person assigned to Class A earns one (1) day of credit time for each day the person is imprisoned for a crime or confined awaiting sentencing.**

~~(b)~~ (c) A person assigned to ~~Class A~~ Class B earns one (1) day of credit time for every three (3) days the person is imprisoned for a crime or confined awaiting trial or sentencing.

~~(c)~~ (d) A person assigned to ~~Class B~~ Class C earns one (1) day of credit time for every six (6) days the person is imprisoned for a crime or confined awaiting trial or sentencing.

~~(d)~~ (e) A person assigned to ~~Class C~~ Class D earns no credit time.

SECTION 119. IC 35-50-6-3.3, AS AMENDED BY P.L.158-2013, SECTION 669, AND AS AMENDED BY P.L.214-2013, SECTION 46, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3.3. (a) In addition to any credit time a person earns under subsection (b) or section 3 of this chapter, a person earns credit time if the person:

- (1) is in credit Class I, ~~or Class A~~, or Class B;
- (2) has demonstrated a pattern consistent with rehabilitation; and
- (3) successfully completes requirements to obtain one (1) of the following:

(A) A general educational development (GED) diploma under IC 20-20-6 (before its repeal) or IC 22-4.1-18, if the person has not previously obtained a high school diploma.

(B) Except as provided in subsection ~~(n)~~; (o), a high school diploma, if the person has not previously obtained a general educational development (GED) diploma.

(C) An ~~associate's~~ associate degree from an approved postsecondary educational institution (as defined under IC 21-7-13-6(a)) earned during the person's incarceration.

(D) A ~~bachelor's~~ bachelor degree from an approved

postsecondary educational institution (as defined under IC 21-7-13-6(a)) earned during the person's incarceration.

(b) In addition to any credit time that a person earns under subsection (a) or section 3 of this chapter, a person may earn credit time if, while confined by the department of correction, the person:

- (1) is in credit Class I, ~~or Class A~~, or Class B;
- (2) demonstrates a pattern consistent with rehabilitation; and
- (3) successfully completes requirements to obtain at least one (1) of the following:

(A) A certificate of completion of a career and technical or vocational education program approved by the department of correction.

(B) A certificate of completion of a substance abuse program approved by the department of correction.

(C) A certificate of completion of a literacy and basic life skills program approved by the department of correction.

(D) A certificate of completion of a reformatory program approved by the department of correction.

(c) The department of correction shall establish admissions criteria and other requirements for programs available for earning credit time under subsection (b). A person may not earn credit time under both subsections (a) and (b) for the same program of study. *The department of correction, in consultation with the department of workforce development, shall approve a program only if the program is likely to lead to an employable occupation.*

(d) The amount of credit time a person may earn under this section is the following:

(1) Six (6) months for completion of a state of Indiana general educational development (GED) diploma under IC 20-20-6 (before its repeal) or IC 22-4.1-18.

(2) One (1) year for graduation from high school.

(3) ~~One~~ Not more than one (1) year for completion of an ~~associate's~~ associate degree.

(4) ~~Two~~ Not more than two (2) years for completion of a ~~bachelor's~~ bachelor degree.

(5) Not more than a total of ~~six (6) months~~ one (1) year of credit, as determined by the department of correction, for the completion of one (1) or more career and technical or vocational education programs approved by the department of correction.

(6) Not more than a total of six (6) months of credit, as determined by the department of correction, for the completion of one (1) or more substance abuse programs approved by the department of correction.

(7) Not more than a total of six (6) months credit, as determined by the department of correction, for the completion of one (1) or more literacy and basic life skills programs approved by the department of correction.

(8) Not more than a total of six (6) months credit time, as determined by the department of correction, for completion of one (1) or more reformatory programs approved by the department of correction. However, a person who is serving a sentence for an offense listed under IC 11-8-8-4.5 may not earn credit time under this subdivision.

However, a person who does not have a substance abuse problem that qualifies the person to earn credit in a substance abuse program may earn not more than a total of twelve (12) months of credit, as determined by the department of correction, for the completion of one (1) or more career and technical or vocational education programs approved by the department of correction. If a person earns more than six (6) months of credit for the completion of one (1) or more career and technical education programs, the person is ineligible to earn credit for the completion of one (1) or more substance abuse programs.

(e) Credit time earned under this section must be directly proportional to the time served and course work completed while incarcerated. The department of correction shall adopt rules under IC 4-22-2 necessary to implement this subsection.

~~(f)~~ (f) Credit time earned by a person under this section is subtracted from the release date that would otherwise apply to period of imprisonment imposed on the person by the sentencing court after subtracting all other credit time earned by the person.

~~(g)~~ (g) A person does not earn credit time under subsection (a) unless the person completes at least a portion of the degree requirements after June 30, 1993.

~~(h)~~ (h) A person does not earn credit time under subsection (b) unless the person completes at least a portion of the program requirements after June 30, 1999.

~~(i)~~ (i) Credit time earned by a person under subsection (a) for a diploma or degree completed before July 1, 1999, shall be subtracted from:

(1) the release date that would otherwise apply to the person after subtracting all other credit time earned by the person, if the person has not been convicted of an offense described in subdivision (2); or

(2) the period of imprisonment imposed on the person by the sentencing court, if the person has been convicted of one (1) of the following crimes:

(A) Rape (IC 35-42-4-1).

(B) Criminal deviate conduct (IC 35-42-4-2) ~~(repealed)~~; **(before its repeal)**.

(C) Child molesting (IC 35-42-4-3).

(D) Child exploitation (IC 35-42-4-4(b)).

(E) Vicarious sexual gratification (IC 35-42-4-5).

(F) Child solicitation (IC 35-42-4-6).

(G) Child seduction (IC 35-42-4-7).

(H) Sexual misconduct with a minor (IC 35-42-4-9) as a:

(i) Class A felony, Class B felony, or Class C felony ~~(IC 35-42-4-9)~~; for a crime committed before July 1, 2014; or

(ii) Level 1, Level 2, or Level 4 felony, for a crime committed after June 30, 2014.

(I) Incest (IC 35-46-1-3).

(J) Sexual battery (IC 35-42-4-8).

(K) Kidnapping (IC 35-42-3-2), if the victim is less than eighteen (18) years of age.

(L) Criminal confinement (IC 35-42-3-3), if the victim is less than eighteen (18) years of age.

(M) An attempt or a conspiracy to commit a crime listed in clauses (A) through (L).

~~(j)~~ (j) The maximum amount of credit time a person may earn under this section is the lesser of:

(1) ~~four~~ ~~(4)~~ two (2) years; or

(2) one-third (1/3) of the person's total applicable credit time.

~~(k)~~ (k) Credit time earned under this section by an offender serving a sentence for a felony against a person under IC 35-42 or for a crime listed in IC 11-8-8-5 shall be reduced to the extent that application of the credit time would otherwise result in:

(1) postconviction release (as defined in IC 35-40-4-6); or

(2) assignment of the person to a community transition program;

in less than forty-five (45) days after the person earns the credit time.

~~(l)~~ (l) A person may earn credit time for multiple degrees at the same education level under subsection (d) only in accordance with guidelines approved by the department of correction. The department of correction may approve guidelines for proper sequence of education degrees under subsection (d).

~~(m)~~ (m) A person may not earn credit time:

(1) for a general educational development (GED) diploma

if the person has previously earned a high school diploma; or

(2) for a high school diploma if the person has previously earned a general educational development (GED) diploma.

~~(n)~~ (n) A person may not earn credit time under this section if the person:

(1) commits an offense listed in IC 11-8-8-4.5 while the person is required to register as a sex or violent offender under IC 11-8-8-7; and

(2) is committed to the department of correction after being convicted of the offense listed in IC 11-8-8-4.5.

~~(o)~~ (o) For a person to earn credit time under subsection (a)(3)(B) for successfully completing the requirements for a high school diploma through correspondence courses, each correspondence course must be approved by the department before the person begins the correspondence course. The department may approve a correspondence course only if the entity administering the course is recognized and accredited by the department of education in the state where the entity is located.

SECTION 120. IC 35-50-6-4, AS AMENDED BY P.L.158-2013, SECTION 670, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) A person:

**(1) who is not a credit restricted felon; and**

**(2) who is imprisoned for a Level 6 felony or a misdemeanor or imprisoned awaiting trial or sentencing for a Level 6 felony or misdemeanor;**

**is initially assigned to Class A.**

~~(a)~~ (b) A person:

**(1) who is not a credit restricted felon; and**

**(2) who is imprisoned for a crime other than a Level 6 felony or misdemeanor or imprisoned awaiting trial or sentencing for a crime other than a Level 6 felony or misdemeanor;**

**is initially assigned to Class A; Class B.**

~~(b)~~ (c) A person who is a credit restricted felon and who is imprisoned for a crime or imprisoned awaiting trial or sentencing is initially assigned to ~~Class B; Class C~~. A credit restricted felon may not be assigned to Class A or Class B.

~~(c)~~ (d) A person who is not a credit restricted felon may be reassigned to ~~Class B; Class C~~ or ~~Class C; Class D~~ if the person violates any of the following:

(1) A rule of the department of correction.

(2) A rule of the penal facility in which the person is imprisoned.

(3) A rule or condition of a community transition program.

However, a violation of a condition of parole or probation may not be the basis for reassignment. Before a person may be reassigned to a lower credit time class, the person must be granted a hearing to determine the person's guilt or innocence and, if found guilty, whether reassignment is an appropriate disciplinary action for the violation. The person may waive the right to the hearing.

~~(d)~~ (e) A person who is a credit restricted felon may be reassigned to ~~Class C; Class D~~ and a person who is assigned to Class IV may be assigned to Class III if the person violates any of the following:

(1) A rule of the department of correction.

(2) A rule of the penal facility in which the person is imprisoned.

(3) A rule or condition of a community transition program.

However, a violation of a condition of parole or probation may not be the basis for reassignment. Before a person may be reassigned to Class III or ~~Class C; Class D~~, the person must be granted a hearing to determine the person's guilt or innocence and, if found guilty, whether reassignment is an appropriate disciplinary action for the violation. The person may waive the right to the hearing.



(e) (f) In connection with the hearing granted under subsection (e) (d) or (d); (e), the person is entitled to:

- (1) have not less than twenty-four (24) hours advance written notice of the date, time, and place of the hearing, and of the alleged misconduct and the rule the misconduct is alleged to have violated;
- (2) have reasonable time to prepare for the hearing;
- (3) have an impartial decisionmaker;
- (4) appear and speak in the person's own behalf;
- (5) call witnesses and present evidence;
- (6) confront and cross-examine each witness, unless the hearing authority finds that to do so would subject a witness to a substantial risk of harm;
- (7) have the assistance of a lay advocate (the department may require that the advocate be an employee of, or a fellow prisoner in, the same facility or program);
- (8) have a written statement of the findings of fact, the evidence relied upon, and the reasons for the action taken;
- (9) have immunity if the person's testimony or any evidence derived from the person's testimony is used in any criminal proceedings; and
- (10) have the person's record expunged of any reference to the charge if the person is found not guilty or if a finding of guilt is later overturned.

Any finding of guilt must be supported by a preponderance of the evidence presented at the hearing.

(f) (g) Except for a credit restricted felon, a person may be reassigned from:

- (1) Class III to Class I, Class II or Class IV;
- (2) Class II to Class I;
- (3) ~~Class E~~ **Class D** to Class A, ~~or~~ **Class B, or Class C;**
- (4) ~~Class B~~ **Class C** to Class A **or Class B.**

A person's assignment to Class III, Class II, ~~Class B;~~ **or Class C, or Class D** shall be reviewed at least once every six (6) months to determine if the person should be reassigned to a higher credit time class. A credit restricted felon may not be reassigned to Class I or Class II or to Class A, ~~or~~ **Class B, or Class C.**

SECTION 121. IC 35-50-6-5, AS AMENDED BY P.L.158-2013, SECTION 671, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) A person may, with respect to the same transaction, be deprived of any part of the credit time the person has earned for any of the following:

- (1) A violation of one (1) or more rules of the department of correction.
- (2) If the person is not committed to the department, a violation of one (1) or more rules of the penal facility in which the person is imprisoned.
- (3) A violation of one (1) or more rules or conditions of a:
  - (A) community transition program; or
  - (B) community corrections program.
- (4) If a court determines that a civil claim brought by the person in a state or an administrative court is frivolous, unreasonable, or groundless.
- (5) If the person is a sex offender (as defined in IC 11-8-8-5) and refuses to register before being released from the department as required under IC 11-8-8-7.
- (6) If the person is a sex offender (as defined in IC 11-8-8-5) and refuses to participate in a sex offender treatment program specifically offered to the sex offender by the department of correction while the person is serving a period of incarceration with the department of correction.

However, the violation of a condition of parole or probation may not be the basis for deprivation. Whenever a person is deprived of credit time, the person may also be reassigned to Class II (if the person is not a credit restricted felon) or Class III, ~~Class B;~~ **or Class C, or Class D.**

(b) Before a person may be deprived of earned credit time, the person must be granted a hearing to determine the person's

guilt or innocence and, if found guilty, whether deprivation of earned credit time is an appropriate disciplinary action for the violation. In connection with the hearing, the person is entitled to the procedural safeguards listed in section 4(c) of this chapter. The person may waive the person's right to the hearing.

(c) Any part of the credit time of which a person is deprived under this section may be restored."

Delete pages 137 through 139.

Page 140, delete lines 1 through 37.

Re-number all SECTIONS consecutively.

(Reference is to HB 1006 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 1.

MCMILLIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1035, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "most productive".

(Reference is to HB 1035 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MESSMER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1036, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 5 through 12, begin a new paragraph and insert:

"(d) The standards described in subsection (c):

(1) must address:

- (A) bathroom and handwashing requirements;
- (B) safe conditions in the facility and on the grounds;
- (C) group size requirements;
- (D) nutrition;
- (E) daily activities; and
- (F) safety of motor vehicles used to transport children; and

(2) may not address religious instruction or activities."

Page 2, delete lines 35 through 38.

Page 3, between lines 39 and 40, begin a new paragraph and insert:

"SECTION 5. IC 12-17.2-3.5-8.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8.5. (a) A provider shall provide to all employees and volunteers of the provider the written material prepared and made available by the division under subsection (c).

(b) An employee or a volunteer of a provider who has reason to believe that a child in the provider's care is a victim of child abuse or neglect shall make a report as required under IC 31-33-5.

(c) The division shall do the following:

(1) Prepare written material specifying the following:

(A) The duty to report known or suspected child abuse or neglect under IC 31-33-5.

(B) That knowing failure to make a report required by:

(i) IC 31-33-5-1; or

**(ii) IC 31-33-5-2;**

**is a Class B misdemeanor under IC 31-33-22-1.**

**(2) Make the written material under subdivision (1) available to providers."**

Page 4, line 9, after "may" insert ", according to rules adopted under IC 4-22-2,".

Page 4, delete lines 15 through 16.

Page 4, delete lines 33 through 34.

Page 4, line 37, delete "(a) An employee or a".

Page 4, delete lines 38 through 41.

Page 4, line 42, delete "(b)" and insert "(a)".

Page 4, line 42, delete "immediately".

Page 4, line 42, after "shall" insert "immediately".

Page 4, line 42, delete "the division and".

Page 4, run in lines 37 through 42.

Page 5, line 2, delete ":" and insert "any of the following that occur during the hours that the child is in the care of the provider:

**(1) An injury of the child that requires the attention of a licensed medical professional.**

**(2) The death of the child.**

**(b) A provider shall, not more than twenty-four (24) hours after the occurrence of an incident described in subsection (a), notify the division of the occurrence of the incident."**

Page 5, delete lines 3 through 6.

Re-number all SECTIONS consecutively.

(Reference is to HB 1036 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 3.

KUBACKI, Chair

Report adopted.

**COMMITTEE REPORT**

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1045, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, line 27, delete "Assessment and management" and insert "Management".

Page 3, line 30, delete "procedures," and insert "procedures used in preparation for or concurrently with purposeful and occupation based activities,".

Page 3, after line 36, begin a new paragraph and insert:

**"SECTION 2. IC 25-23.5-3-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. If an occupational therapist performs an evaluation and the evaluation suggests the possibility of a condition that requires medical attention, the occupational therapist promptly shall refer the patient to an individual licensed under IC 25-22.5.**

**SECTION 3. IC 25-23.5-5-1, AS AMENDED BY P.L.197-2011, SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. (a) A person who applies for a license as an occupational therapist or an occupational therapy assistant must present satisfactory evidence to the committee that the person:**

**(1) does not have a conviction for a crime that has a direct bearing on the person's ability to practice competently;**

**(2) has not been the subject of a disciplinary action by a licensing or certification agency of another state or jurisdiction on the grounds that the person was not able to practice as an occupational therapist or occupational therapy assistant without endangering the public;**

**(3) has:**

**(A) before July 1, 2006, graduated from a school or program of occupational therapy or a program for**

**occupational therapy assistants approved by the board; and or**

**(B) after June 30, 2006, graduated:**

**(i) with a master's degree or its equivalent from a school or program of occupational therapy; or (ii) from a program for occupational therapy assistants;**

**approved by the board;**

**(4) has passed an occupational therapist or occupational therapy assistant licensing examination approved by the board under section 4.5 of this chapter; and**

**(5) has met the clinical experience requirements established by the board.**

**(b) Notwithstanding subsection (a), an occupational therapist who received an initial license in occupational therapy before July 1, 2006, is not required to meet the requirements under subsection (a)(3)(B) or (a)(5)."**

Re-number all SECTIONS consecutively.

(Reference is to HB 1045 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 1.

CLERE, Chair

Report adopted.

**COMMITTEE REPORT**

Mr. Speaker Your Committee on Public Health, to which was referred House Bill 1061, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows.

Page 2, line 32, delete "within the previous year."

Page 3, line 3, after "a" insert "written".

Page 3, line 4, delete "ninety (90)" and insert "forty-five (45)".

Page 3, line 5, delete "." and insert "and the care must be limited to the care prescribed by the dentist."

Page 3, between lines 26 and 27, begin a new paragraph and insert:

**"(c) A dental hygienist who is practicing under a written prescription of a dentist may not use a laser to provide treatment to a patient.**

**(d) Notwithstanding subsection (a)(3), a dental hygienist must have at least three (3) years of active practice as a dental hygienist before practicing under a written prescription of a dentist.**

**(e) The board shall adopt rules under IC 4-22-2 to implement this section.**

**(f) Before October 1, 2017, the board, with assistance from the professional licensing agency, shall report to the health finance commission on the following:**

**(1) The effectiveness of the prescriptive supervision laws and rules and any changes that are needed in the law concerning prescriptive supervision.**

**(2) The effectiveness of dental hygienists administering nitrous oxide and any changes that are needed in the law concerning the administration of nitrous oxide.**

**This subsection expires December 31, 2017."**

Page 3, line 29, reset in roman "(a)".

Page 3, line 35, strike "and".

Page 3, between lines 35 and 36, begin a new line block indented and insert:

**"(2) completed training in administration of local anesthetics and analgesics from an institution accredited by the Commission on Dental Accreditation of the American Dental Association; and"**

Page 3, line 36, strike "(2)" and insert "(3)".

Page 3, line 37, reset in roman "(b)".

Page 3, line 38, after "analgesics." insert "Notwithstanding subsection (a), a dental hygienist may not administer nitrous oxide after July 1, 2018."

Renumber all SECTIONS consecutively.  
 (Reference is to HB 1061 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 11, Nays 0.

CLERE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Courts and Criminal Code, to which was referred House Bill 1070, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1070 as introduced.)  
 Committee Vote: Yeas 12, Nays 0.

MCMILLIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Local Government, to which was referred House Bill 1099, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1099 as introduced.)  
 Committee Vote: Yeas 11, Nays 0.

NEESE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1108, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 11-12-2-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 2.5. (a) A county with a population of less than fifty thousand (50,000) may elect to be covered by this section instead of section 2 of this chapter.**

**(b) To qualify for financial aid under this chapter, a county must establish a community corrections advisory board by resolution of the county executive. A community corrections advisory board consists of the following:**

- (1) The county sheriff or the sheriff's designee.**
- (2) The prosecuting attorney or the prosecuting attorney's designee.**
- (3) Two (2) judges having criminal jurisdiction, if available, appointed by the circuit court judge or the judges' designees.**
- (4) One (1) judge having juvenile jurisdiction, appointed by the circuit court judge.**
- (5) One (1) public defender or the public defender's designee, if available, or one (1) attorney with a substantial criminal defense practice appointed by the county executive.**
- (6) One (1) ex-offender, if available, appointed by the county executive.**
- (7) One (1) probation officer appointed by the county executive.**
- (8) One (1) mental health administrator, or, if there is none available in the county, one (1) psychiatrist, psychologist, or physician.**

**(c) Designees of officials designated under subsection (b) serve at the pleasure of the designating official.**

**(d) Members of the advisory board appointed by the county executive serve a term of four (4) years. Other members serve only while holding the office or position held at the time of appointment. The circuit court judge may fill the position of the judge having juvenile court jurisdiction by self appointment if the circuit court judge is otherwise qualified. A vacancy occurring before the expiration of the term of office shall be filled in the same manner as original appointments for the unexpired term. Members may be reappointed.**

**(e) Two (2) or more counties, by resolution of their county executives, may combine to apply for financial aid under this chapter. If counties so combine, the counties may establish one (1) community corrections advisory board to serve these counties. This board must contain the representation prescribed in subsection (b), but the members may come from the participating counties as determined by agreement of the county executives.**

**(f) The members of the community corrections advisory board shall, within thirty (30) days after the last initial appointment is made, meet and elect one (1) member as chair and another as vice chair and appoint a secretary-treasurer who need not be a member. The affirmative votes of at least five (5) members are required for the board to take action. A vacancy in the membership does not impair the right of a quorum to transact business.**

**(g) The county executive and county fiscal body shall provide necessary assistance and appropriations to the community corrections advisory board established for that county. Appropriations required under this subsection are limited to amounts received from the following sources:**

- (1) Department grants.**
- (2) User fees.**
- (3) Other funds as contained within an approved plan.**

**Additional funds may be appropriated as determined by the county executive and county fiscal body.**

SECTION 2. IC 33-33-53-5, AS AMENDED BY P.L.179-2011, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. In accordance with rules adopted by the judges of the court under section 6 of this chapter, the presiding judge shall do the following:

- (1) Ensure that the court operates efficiently and judicially under rules adopted by the court.
- (2) Annually submit to the fiscal body of Monroe County a budget for the court, including amounts necessary for:
  - (A) the operation of the circuit's probation department;
  - (B) the defense of indigents; and
  - (C) maintaining an adequate law library.
- (3) Make the appointments or selections required of a circuit or superior court judge under the following statutes:
  - IC 8-4-21-2
  - IC 11-12-2-2
  - IC 11-12-2-2.5**
  - IC 16-22-2-4
  - IC 16-22-2-11
  - IC 16-22-7
  - IC 20-23-4
  - IC 20-23-7-6
  - IC 20-23-7-8.1
  - IC 20-26-7-8
  - IC 20-26-7-14
  - IC 20-47-2-15
  - IC 20-47-3-13
  - IC 36-9
  - IC 36-10
  - IC 36-12-10-10.
- (4) Make appointments or selections required of a circuit or superior court judge by any other statute, if the

appointment or selection is not required of the court because of an action before the court."

Delete pages 2 through 3.

(Reference is to HB 1108 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

NEESE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Public Health, to which was referred House Bill 1114, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1114 as introduced.)

Committee Vote: Yeas 11, Nays 0.

CLERE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Public Policy, to which was referred House Bill 1116, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1116 as introduced.)

Committee Vote: Yeas 11, Nays 1.

DERMODY, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Judiciary, to which was referred House Bill 1127, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1127 as introduced.)

Committee Vote: Yeas 8, Nays 3.

STEUERWALD, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Environmental Affairs, to which was referred House Bill 1143, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1143 as introduced.)

Committee Vote: Yeas 9, Nays 3.

WOLKINS, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Elections and Apportionment, to which was referred House Bill 1153, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1153 as introduced.)

Committee Vote: Yeas 9, Nays 3.

M. SMITH, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Environmental Affairs, to which was referred House Bill 1170, has had the same under

consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1170 as introduced.)

Committee Vote: Yeas 11, Nays 0.

WOLKINS, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Local Government, to which was referred House Bill 1187, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1187 as introduced.)

Committee Vote: Yeas 10, Nays 1.

NEESE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1198, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, between lines 5 and 6, begin a new line block indented and insert:

"(4) reinstatement;"

Page 2, line 6, strike "(4)" and insert "(5)".

Page 2, line 7, strike "(5)" and insert "(6)".

Page 2, line 8, strike "(6)" and insert "(7)".

Page 2, between lines 8 and 9, begin a new line blocked left and insert:

**"The secretary of state shall assign to each business entity registered through the Internet web site a unique business identification number. The secretary of state, the department of state revenue, the department of workforce development, and other state agencies sharing information on the Internet web site relating to a business entity shall use the business entity's unique business identification number."**

(Reference is to HB 1198 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MAHAN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Insurance, to which was referred House Bill 1205, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1205 as introduced.)

Committee Vote: Yeas 10, Nays 2.

LEHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Education, to which was referred House Bill 1210, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1210 as introduced.)

Committee Vote: Yeas 9, Nays 0.

BEHNING, Chair

Report adopted.

## COMMITTEE REPORT

Mr. Speaker Your Committee on Environmental Affairs, to which was referred House Bill 1217, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1217 as introduced.)

Committee Vote: Yeas 9, Nays 2.

WOLKINS, Chair

Report adopted.

## COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1218, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, delete lines 12 through 42, begin a new paragraph and insert:

"SECTION 4. IC 35-48-7-8.1, AS AMENDED BY P.L.152-2012, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8.1. (a) The board shall provide for a controlled substance prescription monitoring program that includes the following components:

(1) Each time a controlled substance designated by the board under IC 35-48-2-5 through IC 35-48-2-10 is dispensed, the dispenser shall transmit to the INSPECT program the following information:

- (A) The controlled substance recipient's name.
- (B) The controlled substance recipient's or the recipient representative's identification number or the identification number or phrase designated by the INSPECT program.
- (C) The controlled substance recipient's date of birth.
- (D) The national drug code number of the controlled substance dispensed.
- (E) The date the controlled substance is dispensed.
- (F) The quantity of the controlled substance dispensed.
- (G) The number of days of supply dispensed.
- (H) The dispenser's United States Drug Enforcement Agency registration number.
- (I) The prescriber's United States Drug Enforcement Agency registration number.
- (J) An indication as to whether the prescription was transmitted to the pharmacist orally or in writing.
- (K) Other data required by the board.

(2) The information required to be transmitted under this section must be transmitted not more than seven (7) days after the date on which a controlled substance is dispensed. **However, notwithstanding any other provision of this section, beginning:**

- (A) July 1, 2015, the information required to be transmitted under this section must be transmitted not more than three (3) days after the date on which a controlled substance is dispensed; and**
- (B) January 1, 2016, the information required to be transmitted under this section must be transmitted not more than twenty-four (24) hours after the date on which a controlled substance is dispensed.**

(3) A dispenser shall transmit the information required under this section by:

- (A) uploading to the INSPECT web site;
- (B) a computer diskette; or
- (C) a CD-ROM disk;

that meets specifications prescribed by the board.

(4) The board may require that prescriptions for controlled substances be written on a one (1) part form that cannot be duplicated. However, the board may not apply such a requirement to prescriptions filled at a pharmacy with a

Category II permit (as described in IC 25-26-13-17) and operated by a hospital licensed under IC 16-21, or prescriptions ordered for and dispensed to bona fide enrolled patients in facilities licensed under IC 16-28. The board may not require multiple copy prescription forms for any prescriptions written. The board may not require different prescription forms for any individual drug or group of drugs. Prescription forms required under this subdivision must be approved by the Indiana board of pharmacy established by IC 25-26-13-3.

(5) The costs of the program.

(b) This subsection applies only to a retail pharmacy. A pharmacist, pharmacy technician, or person authorized by a pharmacist to dispense a controlled substance may not dispense a controlled substance to a person who is not personally known to the pharmacist, pharmacy technician, or person authorized by a pharmacist to dispense a controlled substance unless the person taking possession of the controlled substance provides documented proof of the person's identification to the pharmacist, pharmacy technician, or person authorized by a pharmacist to dispense a controlled substance.

SECTION 5. IC 35-48-7-11.1, AS AMENDED BY P.L.84-2010, SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11.1. (a) Information received by the INSPECT program under section 8.1 of this chapter is confidential.

(b) The board shall carry out a program to protect the confidentiality of the information described in subsection (a). The board may disclose the information to another person only under subsection (c), (d), or (g).

(c) The board may disclose confidential information described in subsection (a) to any person who is authorized to engage in receiving, processing, or storing the information.

(d) Except as provided in subsections (e) and (f), the board may release confidential information described in subsection (a) to the following persons:

- (1) A member of the board or another governing body that licenses practitioners and is engaged in an investigation, an adjudication, or a prosecution of a violation under any state or federal law that involves a controlled substance.
- (2) An investigator for the consumer protection division of the office of the attorney general, a prosecuting attorney, the attorney general, a deputy attorney general, or an investigator from the office of the attorney general, who is engaged in:

- (A) an investigation;
- (B) an adjudication; or
- (C) a prosecution;

of a violation under any state or federal law that involves a controlled substance.

(3) A law enforcement officer who is an employee of:

- (A) a local, state, or federal law enforcement agency; or
- (B) an entity that regulates controlled substances or enforces controlled substances rules or laws in another state;

that is certified to receive **controlled substance prescription drug** information from the INSPECT program.

(4) A practitioner or practitioner's agent certified to receive information from the INSPECT program.

(5) A controlled substance monitoring program in another state with which Indiana has established an interoperability agreement.

(6) The state toxicologist.

(7) A certified representative of the Medicaid retrospective and prospective drug utilization review program.

(8) A substance abuse assistance program for a licensed health care provider who:

- (A) has prescriptive authority under IC 25; and

- (B) is participating in the assistance program.
- (e) Information provided to an individual under:
- (1) subsection (d)(3) is limited to information:
    - (A) concerning an individual or proceeding involving the unlawful diversion or misuse of a schedule II, III, IV, or V controlled substance; and
    - (B) that will assist in an investigation or proceeding; and
  - (2) subsection (d)(4) may be released only for the purpose of:
    - (A) providing medical or pharmaceutical treatment; or
    - (B) evaluating the need for providing medical or pharmaceutical treatment to a patient.
- (f) Before the board releases confidential information under subsection (d), the applicant must be approved by the INSPECT program in a manner prescribed by the board.
- (g) The board may release to:
- (1) a member of the board or another governing body that licenses practitioners;
  - (2) an investigator for the consumer protection division of the office of the attorney general, a prosecuting attorney, the attorney general, a deputy attorney general, or an investigator from the office of the attorney general; or
  - (3) a law enforcement officer who is:
    - (A) authorized by the state police department to receive ~~the type of controlled substance prescription drug information; released;~~ and
    - (B) approved by the board to receive the type of information released;

confidential information generated from computer records that identifies practitioners who are prescribing or dispensing large quantities of a controlled substance.

- (h) The information described in subsection (g) may not be released until it has been reviewed by:
- (1) a member of the board who is licensed in the same profession as the prescribing or dispensing practitioner identified by the data; or
  - (2) the board's designee;
- and until that member or the designee has certified that further investigation is warranted. However, failure to comply with this subsection does not invalidate the use of any evidence that is otherwise admissible in a proceeding described in subsection (i).

(i) An investigator or a law enforcement officer receiving confidential information under subsection (c), (d), or (g) may disclose the information to a law enforcement officer or an attorney for the office of the attorney general for use as evidence in the following:

- (1) A proceeding under IC 16-42-20.
- (2) A proceeding under any state or federal law that involves a controlled substance.
- (3) A criminal proceeding or a proceeding in juvenile court that involves a controlled substance.

(j) The board may compile statistical reports from the information described in subsection (a). The reports must not include information that identifies any practitioner, ultimate user, or other person administering a controlled substance. Statistical reports compiled under this subsection are public records.

(k) **Except as provided in IC 25-22.5-13**, this section may not be construed to require a practitioner to obtain information about a patient from the data base.

(l) A practitioner is immune from civil liability for an injury, death, or loss to a person solely due to a practitioner seeking or not seeking information from the INSPECT program. The civil immunity described in this subsection does not extend to a practitioner if the practitioner receives information directly from the INSPECT program and then negligently misuses this information. This subsection does not apply to an act or omission that is a result of gross negligence or intentional misconduct.

(m) The board may review the records of the INSPECT program. If the board determines that a violation of the law may have occurred, the board shall notify the appropriate law enforcement agency or the relevant government body responsible for the licensure, regulation, or discipline of practitioners authorized by law to prescribe controlled substances.

(n) A practitioner who in good faith discloses information based on a report from the INSPECT program to a law enforcement agency is immune from criminal or civil liability. A practitioner that discloses information to a law enforcement agency under this subsection is presumed to have acted in good faith."

Page 4, delete lines 1 through 13, begin a new paragraph and insert:

"SECTION 6. IC 35-48-7-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14. A person who knowingly or intentionally violates this chapter commits a ~~Class A misdemeanor~~: **Level 6 felony**."

Page 4, line 22, after "substances." insert "**However, the board shall take into account that a dispenser does not collect the same information for a noncontrolled substance prescription and a controlled substance prescription, and the board may not require a pharmacy to collect additional information and submit information for a noncontrolled substance prescription unless the information is typically collected by a dispenser.**"

Page 4, line 24, delete "January" and insert "**July**".

Page 4, between lines 28 and 29, begin a new paragraph and insert:

**"(c) Notwithstanding any other provision of this chapter, beginning July 1, 2015, the information required to be transmitted under this section must be transmitted not more than three (3) days after the date on which a prescription drug is dispensed.**

**(d) Notwithstanding any other provision of this chapter, beginning January 1, 2016, the information required to be transmitted under this section must be transmitted not more than twenty-four (24) hours after the date on which a prescription drug is dispensed."**

Page 4, line 29, delete "(c)" and insert "**(e)**".

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

**"(f) This section does not apply to a facility licensed under IC 16-28 or a hospital licensed under IC 16-21 that is not required to submit prescription information under section 8.1(a)(4) of this chapter."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1218 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

CLERE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Roads and Transportation, to which was referred House Bill 1219, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1219 as introduced.)

Committee Vote: Yeas 13, Nays 0.

SOLIDAY, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1224, has had the same under consideration and begs leave to report the same back to the House with the

recommendation that said bill be amended as follows:

- Page 5, delete lines 19 through 42.
- Delete page 6.
- (Reference is to HB 1224 as introduced.)
- and when so amended that said bill do pass.
- Committee Vote: yeas 13, nays 0.

LEHMAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Education, to which was referred House Bill 1233, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

- (Reference is to HB 1233 as introduced.)
- Committee Vote: Yeas 10, Nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1235, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

- Page 2, line 10, after "raffle" insert **"that: (1) is offered or conducted by an eligible financial institution under IC 28-1-23.2; or (2) is: (A) offered or conducted by a credit union organized or reorganized under United States law; and (B) conducted in the same manner as a savings promotion raffle under IC 28-1-23.2."**
- Page 2, delete lines 11 through 12.
- Page 2, line 18, after "raffle" insert **"that: (1) is offered or conducted by an eligible financial institution under IC 28-1-23.2; or (2) is: (A) offered or conducted by a credit union organized or reorganized under United States law; and (B) conducted in the same manner as a savings promotion raffle under IC 28-1-23.2."**
- Page 2, delete lines 19 through 20.
- Page 2, line 29, delete ", the law of another state (as defined in".
- Page 2, line 30, delete "IC 28-2-17-19), or United States law".
- Page 2, delete line 36.
- Page 2, line 37, delete "(3)" and insert "(2)".
- Page 2, line 39, delete "(4)" and insert "(3)".
- Page 3, line 2, delete "savings program, including a retirement account, a" and insert **"time deposit; or"**.
- Page 3, delete line 3.
- Page 3, line 4, delete "time deposit;" and insert **"savings program;"**.
- Page 6, line 14, delete "(a) Subject to any applicable federal laws or regulations,".
- Page 6, line 15, delete "the" and insert **"The"**.
- Page 6, delete lines 27 through 42.
- Page 7, delete lines 1 through 16.
- Page 7, line 26, delete "offered or conducted by an" and insert **"that: (A) is offered or conducted by an eligible financial institution under IC 28-1-23.2; or (B) is: (i) offered or conducted by a credit union**

**organized or reorganized under United States law; and (ii) conducted in the same manner as a savings promotion raffle under IC 28-1-23.2."**

- Page 7, delete line 27.
- Page 7, line 31, delete "offered or conducted by an eligible financial" and insert **"that: (1) is offered or conducted by an eligible financial institution under IC 28-1-23.2; or (2) is: (A) offered or conducted by a credit union organized or reorganized under United States law; and (B) conducted in the same manner as a savings promotion raffle under IC 28-1-23.2."**
- Page 7, delete line 32.
- (Reference is to HB 1235 as introduced.)
- and when so amended that said bill do pass.
- Committee Vote: yeas 12, nays 0.

BURTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1237, has had the same under consideration and begs leave to report the same back to the House 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 5-16-9-1, AS AMENDED BY P.L.2-2007, SECTION 104, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 1. (a) The definitions in this section apply throughout this chapter.
  - (b) "Accessible parking space" refers to a parking space that conforms with the standards of section 4 of this chapter.
  - (c) "Motor vehicle" has the meaning set forth in IC 9-13-2-105.
  - (d) "Parking facility" means any facility or combination of facilities for motor vehicle parking which contains parking spaces for the public.
  - (e) "Person with a physical disability" means a person who has been issued a placard under IC 9-14-5, **a person who has been issued a modified Purple Heart plate under IC 9-18-19-1(b)**, or a person with a disability registration plate for a motor vehicle by the bureau of motor vehicles under IC 9-18-22.
  - (f) "Public agency" means:
    - (1) the state of Indiana, its departments, agencies, boards, commissions, and institutions, including state educational institutions; and
    - (2) a county, city, town, township, school or conservancy district, other governmental unit or district, or any department, board, or other subdivision of the unit of government.
- SECTION 2. IC 5-16-9-5, AS AMENDED BY P.L.50-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 5. (a) Any person who parks a motor vehicle which does not have displayed a placard of a person with a physical disability or a disabled veteran, issued under IC 9-14-5 or under the laws of another state, or a registration plate of a person with a physical disability or a disabled veteran, issued under IC 9-18-18, **IC 9-18-19-1(b)**, IC 9-18-22, or under the laws of another state, in a parking space reserved under this chapter for a vehicle of a person with a physical disability commits a Class C infraction.
- (b) Any person who knowingly parks in a parking space reserved for a person with a physical disability while displaying a placard to which neither the person nor the person's passenger

is entitled commits a Class C infraction.

(c) Any person who displays for use in parking in a parking space reserved for a person with a physical disability a placard or a special license plate that was not issued under IC 9-14-5, IC 9-18-18, **IC 9-18-19-1(b)**, IC 9-18-22, or under the laws of another state commits a Class C misdemeanor.

(d) A person who, in a parking space reserved for a person with a physical disability, parks a vehicle that displays a placard or special registration plate entitling a person to park in a parking space reserved for a person with a physical disability commits a Class C infraction if that person is not, at that time, in the process of transporting a person with a physical disability or disabled veteran.

(e) Notwithstanding IC 34-28-5-4(c), a civil judgment of not less than one hundred dollars (\$100) must be imposed for an infraction committed in violation of this section.

SECTION 3. IC 5-16-9-8, AS AMENDED BY P.L.50-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 8. (a) As used in this section, "owner" means a person in whose name a motor vehicle is registered under:

- (1) IC 9-18;
- (2) the laws of another state; or
- (3) the laws of a foreign country.

(b) As used in this section, "lessee" means a person who has care, custody, or control of a motor vehicle under a written agreement for the rental or lease of the motor vehicle for less than sixty-one (61) days. The term does not include an employee of the owner of the motor vehicle.

(c) An owner or lessee of a motor vehicle commits a Class C infraction if the motor vehicle:

- (1) is located in a parking space in a parking facility that is marked under section 2 of this chapter as a parking space reserved for a person with a physical disability; and
- (2) does not display:

- (A) an unexpired parking permit for a person with a physical disability issued under IC 9-14-5;
- (B) an unexpired disabled veteran's registration plate issued under IC 9-18-18 **or an unexpired modified Purple Heart license plate under IC 9-18-19-1(b)**;
- (C) an unexpired registration plate or decal for a person with a physical disability issued under IC 9-18-22; or
- (D) an unexpired parking permit for a person with a physical disability, an unexpired disabled veteran's registration plate, or an unexpired registration plate or decal for a person with a physical disability issued under the laws of another state.

(d) It is a defense that IC 9-30-11-8 applies to the violation.

(e) It is a defense that the motor vehicle was the subject of an offense described in IC 35-43-4 at the time of the violation of this section.

(f) Notwithstanding IC 34-28-5-4(c), a civil judgment of not less than one hundred dollars (\$100) must be imposed for an infraction committed in violation of this section.

SECTION 4. IC 5-16-9-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 9. (a) This chapter does not prohibit a county, city, or town from adopting and enforcing an ordinance that regulates standing or parking of motor vehicles in a space reserved for a person with a physical disability under section 2 of this chapter, IC 9-21-1-3, or IC 9-21-18-4.

(b) An ordinance described in subsection (a) may not conflict with this chapter.

(c) An ordinance described in subsection (a) may not require a person to obtain or display any permit, registration plate, or registration decal to stand or park in a space reserved for a person with a physical disability under section 2 of this chapter, except the following:

- (1) A parking permit for a person with a physical disability issued under IC 9-14-5.

(2) A disabled veteran's registration plate issued under IC 9-18-18 **or a modified Purple Heart license plate under IC 9-18-19-1(b)**.

(3) A registration plate or decal for a person with a physical disability issued under IC 9-18-22.

(d) An ordinance described in subsection (a) must permit a motor vehicle displaying an unexpired parking permit for a person with a physical disability, an unexpired disabled veteran's registration plate, or an unexpired registration plate or decal for a person with a physical disability issued under the laws of another state to stand or park in a space reserved for a person with a physical disability but only when the vehicle is being used to transport a person with a physical disability."

Page 6, between lines 39 and 40, begin a new paragraph and insert:

"SECTION 16. IC 9-13-2-102.3, AS ADDED BY P.L.6-2009, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 102.3. "Metered space", for purposes of IC 9-18-17, ~~and~~ IC 9-18-18, **and IC 9-18-19**, means a public parking space at which parking is regulated by:

- (1) a parking meter; or
- (2) an official traffic control device that imposes a maximum parking time for the public parking space.

The term does not include parking spaces or areas regulated under IC 9-21-18."

Page 7, delete lines 8 through 10, begin a new paragraph and insert:

"SECTION 14. IC 9-13-2-144.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 144.5. "Pull service charge" ~~for purposes of IC 9-29-3-19; has the meaning set forth in IC 9-29-3-19; refers to the charge that the commission or bureau may require for a motor vehicle registration plate requested for issuance out of its established numerical sequence.~~

SECTION 25. IC 9-14-5-7, AS AMENDED BY P.L.262-2013, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 7. A placard issued under this chapter must be displayed on the dashboard or rear view mirror of a motor vehicle that is parked in a parking space reserved for persons with physical disabilities under this chapter unless the motor vehicle bears a license plate for a person with a disability issued under IC 9-18-22, a disabled Hoosier veteran's license plate issued under IC 9-18-18, **a modified Purple Heart license plate issued under IC 9-18-19-1(b)**, or an equivalent parking permit issued under the laws of another state. If a placard is lost, stolen, damaged, or destroyed, the bureau shall provide a duplicate placard upon the application of the person who was issued the placard."

Page 8, delete lines 37 through 42, begin a new paragraph and insert:

"SECTION 28. IC 9-16-1-5, AS AMENDED BY P.L.210-2005, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 5. Each license branch, full service provider, or partial services provider shall:

- (1) collect the service charges ~~prescribed by IC 9-29-3 and deposit the service charges in the state license branch fund established under IC 9-29-14; and fees as set forth in IC 9-29 and in policies and other documents of the bureau; and~~
- (2) **remit the amounts collected to the bureau for deposit as set forth in this title.**

Page 9, delete lines 1 through 2.

Page 9, line 12, delete "IC 9-29-1-10." and insert "**IC 9-29-1-12.**"

Page 15, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 41. IC 9-18-19-1, AS AMENDED BY



P.L.262-2013, SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 1. (a) The bureau shall design a license plate that will designate a vehicle as being registered to a person who has received a Purple Heart decoration that is awarded to a person who suffers an injury while serving as a member of the armed forces of the United States.

**(b) Upon proper application, the bureau may modify a license plate designed under subsection (a) to designate a vehicle as being registered to a person who is:**

**(1) described in subsection (a); and**

**(2) eligible to be issued:**

**(A) a placard under IC 9-14-5; or**

**(B) a person with a disability registration plate under IC 9-18-22.**

**(b) (c)** The bureau may issue a license plate designed under subsection (a) **or modified under subsection (b)** to the following types of vehicles:

(1) A passenger motor vehicle.

(2) A truck with a declared gross weight of at least seven thousand (7,000) pounds but less than eleven thousand (11,000) pounds.

(3) A recreational vehicle.

(4) A motorcycle.

SECTION 43. IC 9-18-19-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 4. **(a) A person who knowingly and falsely professes to have the qualifications to obtain a license plate under section 1(b) of this chapter commits a Class C misdemeanor.**

**(b) A person who owns a motor vehicle bearing a license plate issued under section 1(b) of this chapter when the person knows that the person is not entitled to a license plate issued under section 1(b) of this chapter commits a Class C misdemeanor."**

Page 21, between lines 38 and 39, begin a new paragraph and insert:

"SECTION 51. IC 9-24-11-5, AS AMENDED BY P.L.85-2013, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 5. (a) Except as provided in subsection (h), a permit or license issued under this chapter must contain the following information:

(1) The full legal name of the permittee or licensee.

(2) The date of birth of the permittee or licensee.

(3) The address of the principal residence of the permittee or licensee.

(4) The hair color and eye color of the permittee or licensee.

(5) The date of issue and expiration date of the permit or license.

(6) The gender of the permittee or licensee.

(7) The unique identifying number of the permit or license.

(8) The weight of the permittee or licensee.

(9) The height of the permittee or licensee.

(10) A reproduction of the signature of the permittee or licensee.

(11) If the permittee or licensee is less than eighteen (18) years of age at the time of issuance, the dates on which the permittee or licensee will become:

(A) eighteen (18) years of age; and

(B) twenty-one (21) years of age.

(12) If the permittee or licensee is at least eighteen (18) years of age but less than twenty-one (21) years of age at the time of issuance, the date on which the permittee or licensee will become twenty-one (21) years of age.

(13) Except as provided in subsections (b), ~~and~~ (c), **and**

**(j)**, a digital **color** photograph of the permittee or licensee.

(b) A motorcycle learner's permit issued under IC 9-24-8 does not require a digital photograph.

(c) The bureau may provide for the omission of a photograph or computerized image from any license or permit if there is good cause for the omission. However, a license issued without a digital photograph must include the language described in subsection (f).

(d) The information contained on the permit or license as required by subsection (a)(11) or (a)(12) for a permittee or licensee who is less than twenty-one (21) years of age at the time of issuance shall be printed prominently on the permit or license.

(e) This subsection applies to a permit or license issued after January 1, 2007. If the applicant for a permit or license submits information to the bureau concerning the applicant's medical condition, the bureau shall place an identifying symbol on the face of the permit or license to indicate that the applicant has a medical condition of note. The bureau shall include information on the permit or license that briefly describes the medical condition of the holder of the permit or license. The information must be printed in a manner that alerts a person reading the permit or license to the existence of the medical condition. The permittee or licensee is responsible for the accuracy of the information concerning the medical condition submitted under this subsection. The bureau shall inform an applicant that submission of information under this subsection is voluntary.

(f) Any license or permit issued by the state that does not require a digital photograph must include a statement that indicates that the license or permit may not be accepted by any federal agency for federal identification or any other federal purpose.

(g) A license or permit issued by the state to an individual who:

(1) has a valid, unexpired nonimmigrant visa or has nonimmigrant visa status for entry in the United States;

(2) has a pending application for asylum in the United States;

(3) has a pending or approved application for temporary protected status in the United States;

(4) has approved deferred action status; or

(5) has a pending application for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent residence status in the United States;

must be clearly identified as a temporary license or permit. A temporary license or permit issued under this subsection may not be renewed without the presentation of valid documentary evidence proving that the licensee's or permittee's temporary status has been extended.

(h) The bureau may adopt rules under IC 4-22-2 to carry out this section.

(i) For purposes of subsection (a), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the address of the individual's principal residence, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the address of the individual's principal residence.

**(j) Subsection (a)(13) does not apply to temporary paper credentials or paper extension credentials issued by the bureau."**

Page 25, line 3, delete "department" and insert "**bureau**".

Page 25, line 9, delete "convenience" and insert "**service charge**".

Page 25, line 10, delete "fee".

Page 25, line 11, delete "fee" and insert "**service charge**".

Page 25, between lines 30 and 31, begin a new line block indented and insert:

**"(4) Designate the fund or account in which a:**

**(A) fee increase under subdivision (1) or (3); or**

**(B) new fee under subdivision (2);**

**shall be deposited."**

Page 26, line 40, delete "fourteen dollars and sixty" and

insert "fifteen dollars (\$15).".

Page 26, line 41, delete "cents (\$14.60).".

Page 26, line 41, after "provided" insert "in".

Page 27, delete lines 17 through 32 and insert "distributed as set forth in section 7 of this chapter.".

Page 27, delete lines 33 through 37, begin a new paragraph and insert:

"SECTION 67. IC 9-29-4-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: **Sec. 3.5. The fee for a certificate of title issued under IC 9-17-6 for a manufactured home is fifteen dollars (\$15). The fee shall be distributed as follows:**

(1) **Fifty cents (\$0.50) to the state motor vehicle technology fund.**

(2) **One dollar (\$1) to the motor vehicle highway account.**

(3) **Three dollars (\$3) to the highway road and street fund.**

(4) **Five dollars (\$5) to the crossroads 2000 fund.**

(5) **For amounts collected before July 1, 2019, as follows:**

(A) **One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

(B) **Four dollars and twenty-five cents (\$4.25) to the commission fund.**

(6) **For amounts collected after June 30, 2019, five dollars and fifty cents (\$5.50) to the commission fund."**

Page 28, line 7, delete "twenty-five cents (\$21.25)." and insert "fifty cents (\$1.50).".

Page 28, line 14, delete "twenty-five cents (\$1.25)" and insert "fifty cents (\$1.50)".

Page 28, line 19, delete "fifty cents (\$12.50)" and insert "seventy-five cents (\$12.75)".

Page 29, delete lines 10 through 24.

Page 33, line 39, delete "IC 9-29-9-3.2" and insert "IC 9-29-5-3.2".

Page 34, line 4, delete "before July 31" and insert "before August 1".

Page 34, delete line 6 and insert:

11,000	14,000	114.75	60.25
14,000	16,000	144.75	75.25".

Page 34, line 35, delete "before July 31" and insert "before August 1".

Page 34, delete lines 36 through 40 and insert:

"11,000	14,000	19.50	9.75
14,000	16,000	19.50	9.75".

Page 35, line 41, delete "after June 30" and insert "before August 1".

Page 35, line 41, delete "before July 1" and insert "after July 31".

Page 35, line 42, delete "16.75 0" and insert "16.75 11.25".

Page 36, line 21, delete "July" and insert "August".

Page 36, line 23, delete "June 30" and insert "July 31".

Page 36, line 29, delete "after June 30" and insert "before August 1".

Page 36, line 29, delete "before July 1" and insert "after July 31".

Page 36, line 30, delete "\$0" and insert "\$1.50".

Page 37, line 22, delete "June 30" and insert "August 1".

Page 37, line 22, delete "1" and insert "31".

Page 37, line 30, delete "0" and insert "407.75".

Page 37, line 31, delete "0" and insert "440.25".

Page 37, line 33, delete "0" and insert "532.75".

Page 37, line 35, delete "0" and insert "627.75".

Page 38, line 8, delete "July" and insert "August".

Page 38, line 10, delete "June 30" and insert "July 31".

Page 38, line 16, delete "after June 30" and insert "before August 1".

Page 38, line 16, delete "before July 1" and insert "after July 31".

31".

Page 38, line 24, delete "0" and insert "54.75".

Page 38, line 25, delete "0" and insert "67.25".

Page 38, line 41, delete "July" and insert "August".

Page 38, line 41, delete "forty" and insert "forty-one dollars and seventy-five cents (\$41.75).".

Page 38, delete line 42.

Page 39, line 1, delete "June 30" and insert "July 31".

Page 39, delete line 2 and insert "twenty-three dollars and seventy-five cents (\$23.75).".

Page 39, line 12, delete "Four dollars (\$4)" and insert "Five dollars (\$5)".

Page 39, line 13, delete "five" and insert "six".

Page 39, line 14, delete "(\$5.25)" and insert "(\$6.25)".

Page 39, line 16, delete "July" and insert "August".

Page 39, line 18, delete "June 30" and insert "July 31".

Page 39, line 40, delete "Four dollars (\$4)" and insert "Five dollars (\$5)".

Page 39, line 41, delete "five" and insert "six".

Page 39, line 42, delete "(\$5.25)" and insert "(\$6.25)".

Page 40, line 13, delete "eighty-one" and insert "eighty-two".

Page 40, line 14, delete "(\$81.75)." and insert "(\$82.75).".

Page 40, line 22, delete "Four dollars (\$4)" and insert "Five dollars (\$5)".

Page 40, line 23, delete "five" and insert "six".

Page 40, line 24, delete "(\$5.25)" and insert "(\$6.25)".

Page 41, line 15, delete "with a declared gross".

Page 41, line 16, delete "weight of sixteen thousand (16,000) pounds or less".

Page 41, line 20, delete "after June 30" and insert "before August 1".

Page 41, line 20, delete "before July 1" and insert "after July 31".

Page 41, between lines 22 and 23, begin a new line and insert:

16,000	20,000	134.75	70.25
20,000	26,000	159.75	82.75
26,000	30,000	229.75	117.75
30,000	36,000	303.75	154.75
36,000	42,000	391.75	198.75
42,000	48,000	454.75	230.25
48,000	54,000	549.75	277.75
54,000	60,000	609.75	307.75
60,000		669.75	337.75".

Page 41, line 37, delete "July" and insert "August".

Page 41, line 39, delete "June 30" and insert "July 31".

Page 42, delete lines 1 through 32.

Page 42, line 39, delete "11,000" and insert "0".

Page 43, delete lines 16 through 35, begin a new paragraph and insert:

"SECTION 92. IC 9-29-5-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 8. (a)The annual registration fee for to register a school bus is ~~twenty dollars (\$20)~~ as follows:

(1) **For a school bus registered before August 1 of a year, twenty-nine dollars and seventy-five cents (\$29.75).**

(2) **For a school bus registered after July 31 of a year, seventeen dollars and seventy-five cents (\$17.75).**

(b) **A fee described in subsection (a) shall be distributed as follows:**

(1) **Twenty-five cents (\$0.25) to the state police building account.**

(2) **Fifty cents (\$0.50) to the state motor vehicle technology fund.**

(3) **Four dollars (\$4) to the crossroads 2000 fund.**

(4) **For a school bus registered before July 1, 2019, as follows:**

(A) **One dollar and twenty-five cents (\$1.25) to the state police building account.**

**(B) Five dollars and seventy-five cents (\$5.75) to the commission fund.**

**(5) For a school bus registered after June 30, 2019, seven dollars (\$7) to the commission fund.**

**(6) Six dollars (\$6) to the highway, road and street fund.**

**(7) Any remaining amount to the motor vehicle highway account."**

Page 44, line 4, delete "July" and insert "**August**".

Page 44, line 6, delete "June 30" and insert "**July 31**".

Page 44, line 15, delete "July" and insert "**August**".

Page 44, line 17, delete "June 30" and insert "**July 31**".

Page 44, delete lines 27 through 42, begin a new paragraph and insert:

"SECTION 94. IC 9-29-5-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 10. (a) As used in this section, "other bus" means a bus that is not a church bus, an intercity bus, an intracity bus, or a school bus.

(b) The annual registration fee for to register any other bus is ~~thirty dollars (\$30)~~ as follows:

**(1) For an other bus registered before August 1 of a year, thirty-nine dollars and seventy-five cents (\$39.75).**

**(2) For an other bus registered after July 31 of a year, twenty-two dollars and seventy-five cents (\$22.75).**

**(c) A fee described in subsection (b) shall be distributed as follows:**

**(1) Twenty-five cents (\$0.25) to the state police building account.**

**(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.**

**(3) Four dollars (\$4) to the crossroads 2000 fund.**

**(4) For a bus registered before July 1, 2019, as follows:**

**(A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

**(B) Five dollars (\$5) to the commission fund.**

**(5) For a bus registered after June 30, 2019, six dollars and twenty-five cents (\$6.25) to the commission fund.**

**(6) Any remaining amount to the motor vehicle highway account."**

Page 45, delete lines 1 through 4.

Page 45, line 10, delete "eleven dollars (\$11)." and insert "**sixteen dollars and seventy-five cents (\$16.75).**".

Page 45, delete lines 12 through 13, begin a new line block indented and insert:

**"(1) Twenty-five cents (\$0.25) to the state police building account.**

**(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.**

**(3) For a piece of special machinery registered before July 1, 2019, as follows:**

**(A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

**(B) Three dollars and seventy-five cents (\$3.75) to the commission fund.**

**(4) For a piece of special machinery registered after June 30, 2019, five dollars (\$5) to the commission fund.**

**(5) Five dollars (\$5) to the motor vehicle highway account.**

**(6) Six dollars (\$6) to the crossroads 2000 fund."**

Page 45, line 34, delete "after June 30" and insert "**before August 1**".

Page 45, line 34, delete "before July 1" and insert "**after July 31**".

Page 45, line 35, delete "43.75 0" and insert "**45.25 45.25**".

Page 45, delete line 36, begin a new line and insert:

**"11,000 14,000 60.25 43.00  
14,000 16,000 75.25 40.50"**

Page 46, line 28, delete "after June 30" and insert "**before August 1**".

Page 46, line 28, delete "before July 1" and insert "**after July 31**".

Page 46, between lines 38 and 39, begin a new line block indented and insert:

**"(3) To the crossroads 2000 fund as follows:**

**(A) For a farm trailer registered before August 1 of a year, two dollars (\$2).**

**(B) For a farm trailer registered after July 31 of a year, one dollar (\$1)."**

Page 46, line 39, delete "(3)" and insert "**(4)**".

Page 47, line 2, delete "(4)" and insert "**(5)**".

Page 47, line 4, delete "(5)" and insert "**(6)**".

Page 47, line 10, delete "July" and insert "**August**".

Page 47, delete line 11 and insert "**twenty-three dollars and seventy-five cents (\$23.75).**".

Page 47, line 12, delete "June 30" and insert "**July 31**".

Page 47, delete line 13 and insert "**fourteen dollars and seventy-five cents (\$14.75).**".

Page 47, between lines 19 and 20, begin a new line block indented and insert:

**"(3) To the crossroads 2000 fund as follows:**

**(A) For a farm semitrailer registered before July 1 of a year, three dollars (\$3).**

**(B) For a farm semitrailer registered after June 30 of a year, one dollar and fifty cents (\$1.50)."**

Page 47, line 20, delete "(3)" and insert "**(4)**".

Page 47, line 24, delete "Four dollars (\$4)" and insert "**Five dollars (\$5)**".

Page 47, line 25, delete "(4)" and insert "**(5)**".

Page 47, line 25, delete "five" and insert "**six**".

Page 47, line 26, delete "(\$5.25)" and insert "**(\$6.25)**".

Page 47, line 27, delete "(5)" and insert "**(6)**".

Page 47, delete lines 29 through 30, begin a new paragraph and insert:

**"(c) The fee to register a farm semitrailer on a five (5) year cycle is as follows:**

Year of cycle	Amount
1	\$41.75
2	34.75
3	27.75
4	23.75
5	23.75

**(d) A fee described in subsection (c) shall be distributed as follows:**

**(1) Twenty-five cents (\$0.25) to the state police building account.**

**(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.**

**(3) For a farm semitrailer registered before July 1, 2019, as follows:**

**(A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

**(B) Five dollars (\$5) to the commission fund.**

**(4) For a farm semitrailer registered after June 30, 2019, six dollars and twenty-five cents (\$6.25) to the commission fund.**

**(5) To the crossroads 2000 fund as follows:**

**(A) For a farm semitrailer registered in year one (1), year two (2), year three (3), or year four (4) of a cycle, five dollars (\$5).**

**(B) For a farm semitrailer registered in year five (5) of a cycle, six dollars (\$6).**

**(6) Any remaining amount to the motor vehicle highway account."**

Page 47, line 31, delete "[EFFECTIVE JANUARY 1, 2015]: Sec. 13.3. (a)", begin a new paragraph and insert:

**"(e)".**

Page 47, line 32, delete "forty-three" and insert "**forty-four**".

Page 47, line 33, delete "(\$43.25)." and insert "**(\$44.25).**".

Page 48, line 5, delete "Thirty-one dollars and twenty-five

cents (\$31.25)" and insert "**Thirty-two dollars and twenty-five cents (\$32.25)**".

Page 48, line 7, delete "(b)" and insert "(f)".

Page 49, line 20, delete "13.3,".

Page 49, line 28, delete "13.3,".

Page 49, line 35, delete "13.3,".

Page 49, line 40, delete "13.3,".

Page 50, line 7, delete "13.3,".

Page 50, line 9, delete "13.3,".

Page 50, line 18, delete "13.3,".

Page 50, line 20, delete "13.3,".

Page 51, line 36, delete "\$6)." and insert "**and twenty-five cents (\$6.25)**".

Page 51, between lines 37 and 38, begin a new line block indented and insert:

**"(1) Twenty-five cents (\$0.25) to the state police building account."**

Page 51, line 38, delete "(1)" and insert "(2)".

Page 51, line 40, delete "(2)" and insert "(3)".

Page 52, line 3, delete "(3)" and insert "(4)".

Page 55, line 8, delete "twenty-one" and insert "**twenty**".

Page 55, line 9, delete "\$21.75)." and insert "**(\$20.75)**".

Page 55, line 32, delete "twenty-one" and insert "**twenty**".

Page 55, line 33, delete "\$21.75)." and insert "**(\$20.75)**".

Page 56, line 31, delete "July" and insert "**August**".

Page 56, line 34, delete "June 30" and insert "**July 31**".

Page 57, line 5, delete "July" and insert "**August**".

Page 57, line 7, delete "June 30" and insert "**July 31**".

Page 57, line 23, delete "July" and insert "**August**".

Page 57, line 25, delete "June 30" and insert "**July 31**".

Page 57, line 34, delete "July" and insert "**August**".

Page 57, line 36, delete "June 30" and insert "**July 31**".

Page 58, between lines 40 and 41, begin a new paragraph and insert:

"SECTION 116. IC 9-29-5-36 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 36. The fee to register a vehicle under IC 9-18-23 is as follows:

(1) The applicable excise tax imposed under IC 6-6-5.

(2) The regular vehicle registration fee imposed under this chapter.

(3) ~~Two dollars (\$2):~~ **Eight dollars (\$8), distributed as follows:**

**(A) Two dollars (\$2) to the motor vehicle highway account.**

**(B) Two dollars (\$2) to the crossroads 2000 fund.**

**(C) For a vehicle registered before July 1, 2019, as follows:**

**(i) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

**(ii) Two dollars and seventy-five cents (\$2.75) to the commission fund.**

**(D) For a vehicle registered after June 30, 2019, four dollars (\$4) to the commission fund."**

Page 59, line 6, strike "ten dollars (\$10)." and insert "**fifteen dollars (\$15)**".

Page 59, line 11, strike "all" and insert "**the**".

Page 59, between lines 17 and 18, begin a new line block indented and insert:

**"(3) Five dollars (\$5) from each supplemental fee under subsection (a)(2) shall be distributed as follows:**

**(A) One dollar (\$1) to the crossroads 2000 fund.**

**(B) For a vehicle registered before July 1, 2019, as follows:**

**(i) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

**(ii) Two dollars and seventy-five cents (\$2.75) to the commission fund.**

**(C) For a vehicle registered after June 30, 2019, four dollars (\$4) to the commission fund."**

Page 60, between lines 6 and 7, begin a new paragraph and

insert:

"SECTION 119. IC 9-29-5-42, AS AMENDED BY P.L.107-2008, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 42. (a) Except as provided in subsection (c), vehicles not subject to IC 9-18-2-8 or IC 9-18-2-8.5 shall be registered at ~~one-half (1/2)~~ **of the regular rate, the appropriate rate established in this chapter**, subject to IC 9-18-2-7, if the vehicle is registered after July 31 of any year. This subsection does not apply to the following:

(1) Special machinery.

(2) Semitrailers registered on a five (5) year or permanent basis under IC 9-18-10-2.

(3) An implement of agriculture designed to be operated primarily on a highway.

(b) Except as provided in subsection (c), subsection (a) and IC 9-18-2-7 determine the registration fee for the registration of a vehicle subject to registration under IC 9-18-2-8(c) and acquired by an owner subsequent to the date required for the annual registration of vehicles by an owner set forth in IC 9-18-2-8.

(c) Subject to subsection (d), a vehicle subject to the International Registration Plan that is registered after September 30 shall be registered at a rate determined by the following formula:

STEP ONE: Determine the number of months before April 1 of the following year beginning with the date of registration. A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Multiply the annual registration fee for the vehicle by the STEP TWO result.

(d) If the department of state revenue adopts rules under IC 9-18-2-7 to implement staggered registration for motor vehicles subject to the International Registration Plan, a motor vehicle subject to the International Registration Plan that is registered after the date designated for registration of the motor vehicle in rules adopted under IC 9-18-2-7 shall be registered at a rate determined by the following formula:

STEP ONE: Determine the number of months before the motor vehicle must be re-registered. A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Multiply the annual registration fee for the vehicle by the STEP TWO result.

(e) A school bus subject to registration under IC 9-18-2-8.5 that is registered after January 31 for the prior calendar year shall be registered at one-half (1/2) the regular rate."

Page 60, between lines 15 and 16, begin a new paragraph and insert:

"SECTION 121. IC 9-29-5-45 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: **Sec. 45. The bureau may adopt rules under IC 4-22-2 to impose a pull service charge. However, the bureau may not impose a pull service charge of more than fifteen dollars (\$15) for a requested motor vehicle registration plate issued under IC 9-18-25 for a special group recognition license plate that commemorates the bicentennial of the Lewis and Clark expedition.**"

Page 60, delete lines 32 through 39, begin a new paragraph and insert:

"SECTION 123. IC 9-29-7-2.5 IS REPEALED [EFFECTIVE JANUARY 1, 2015]. ~~Sec. 2-5. The fee for a duplicate or corrected certificate of salvage title is four dollars (\$4).~~"

Page 61, delete lines 2 through 18, begin a new paragraph and insert:

"SECTION 124. IC 9-29-9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 1. (a) The fee for a **an original** learner's permit issued under IC 9-24-7 is **two dollars (\$2); nine dollars and fifty cents (\$9.50)**. The fee shall be distributed as follows:

- (1) **Fifty cents (\$0.50) to the motor vehicle highway account.**
- (2) **Fifty cents (\$0.50) to the state motor vehicle technology fund.**
- (3) **One dollar and seventy-five cents (\$1.75) to the crossroads 2000 fund.**
- (4) **For an original learner's permit issued before July 1, 2019, as follows:**
  - (A) **One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**
  - (B) **Four dollars and twenty-five cents (\$4.25) to the commission fund.**
- (5) **For an original learner's permit issued after June 30, 2019, five dollars and fifty cents (\$5.50) to the commission fund.**

(b) The fee for a duplicate learner's permit issued under IC 9-24-7 is **ten dollars and fifty cents (\$10.50)**. The fee shall be distributed as follows:

- (1) **Fifty cents (\$0.50) to the state motor vehicle technology fund.**
- (2) **Two dollars (\$2) to the motor vehicle highway account.**
- (3) **Two dollars (\$2) to the crossroads 2000 fund.**
- (4) **For a duplicate learner's permit issued before July 1, 2019, as follows:**
  - (A) **One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**
  - (B) **Four dollars and seventy-five cents (\$4.75) to the commission fund.**
- (5) **For a duplicate learner's permit issued after June 30, 2019, six dollars (\$6) to the commission fund."**

Page 63, line 18, delete "or a duplicate license or permit".

Page 63, line 19, delete "issued under IC 9-24".

Page 63, line 36, delete "or permit".

Page 64, delete lines 5 through 11.

Page 65, delete lines 7 through 22.

Page 66, line 8, delete "(\$2)" and insert "**and twenty-five cents (\$2.25)**".

Page 66, line 9, delete "Two dollars and fifty cents (\$2.50)" and insert "**One dollar (\$1)**".

Page 66, line 15, delete "Seven dollars (\$7)" and insert "**Six dollars and fifty cents (\$6.50)**".

Page 66, line 17, delete "eight dollars and twenty-five cents (\$8.25)" and insert "**seven dollars and seventy-five cents (\$7.75)**".

Page 66, line 21, delete "and less".

Page 66, line 22, delete "than eighty-five (85) years of age".

Page 66, delete lines 24 through 42, begin a new line block indented and insert:

- "(1) Fifty cents (\$0.50) to the motor vehicle highway account.**
- (2) One dollar (\$1) to the crossroads 2000 fund.**
- (3) One dollar (\$1) to the state motor vehicle technology fund.**
- (4) For a motorcycle endorsement validated before July 1, 2019, as follows:**
  - (A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**
  - (B) Seven dollars (\$7) to the commission fund.**
- (5) For a motorcycle endorsement validated after June 30, 2019, eight dollars and twenty-five cents (\$8.25) to the commission fund."**

Page 67, delete lines 1 through 10.

Page 67, line 20, delete "(\$2)" and insert "**and twenty-five cents (\$2.25)**".

Page 67, line 21, delete "Two dollars and fifty cents (\$2.50)" and insert "**Fifty cents (\$0.50)**".

Page 67, line 33, delete "and less".

Page 67, delete lines 34 through 42, and insert "**is ten dollars and fifty cents (\$10.50)**. The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the motor vehicle highway account.**
- (2) One dollar (\$1) to the crossroads 2000 fund.**
- (3) One dollar (\$1) to the state motor vehicle technology fund.**
- (4) For a motorcycle endorsement validated before July 1, 2019, as follows:**
  - (A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**
  - (B) Six dollars and fifty cents (\$6.50) to the commission fund.**
- (5) For a motorcycle endorsement validated after June 30, 2019, seven dollars and seventy-five cents (\$7.75) to the commission fund."**

Page 68, delete lines 1 through 22.

Page 69, line 28, delete "One dollar and fifty cents (\$1.50)" and insert "**Two dollars and seventy-five cents (\$2.75)**".

Page 69, line 30, delete "Five dollars and seventy-five cents (\$5.75)" and insert "**Seven dollars (\$7)**".

Page 73, delete lines 12 through 14.

Page 73, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 149. IC 9-29-15-6 IS REPEALED [EFFECTIVE JANUARY 1, 2015]. Sec. 6: (a) ~~The fee to obtain a dealer certificate of number under IC 9-31-3-19 is ten dollars (\$10);~~

~~(b) The fee is retained by the bureau."~~

Page 74, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 152. IC 9-29-17-1, AS ADDED BY P.L.92-2013, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 1. (a) Except as provided in section 3 of this chapter, the fee for the first two (2) license plates issued under IC 9-32-6-1 to a manufacturer or dealer is forty dollars (\$40). **There is an additional service charge of five dollars (\$5)**.

(b) The fee for each additional license plate under IC 9-32-6-5 for a manufacturer or dealer is fifteen dollars (\$15). **There is an additional service charge of five dollars (\$5)**

(c) The fee for a dealer promotional license plate established under IC 9-32-6-2(b) is forty dollars (\$40).

(d) The fee for the first two (2) dealer-wholesale license plates issued to an applicant under IC 9-32-6-2(a)(4) is one hundred twenty-five dollars (\$125). The fee for each additional dealer-wholesale license plate issued to the applicant is fifteen dollars (\$15).

(e) Fees collected under this section shall be deposited as set forth in section 14(b) of this chapter.

**(f) Service charges collected under this section shall be deposited in the crossroads 2000 fund.**

SECTION 153. IC 9-29-17-3, AS ADDED BY P.L.92-2013, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 3. (a) The fee for the first two (2) license plates under IC 9-32-6-1 for a manufacturer or dealer of motorcycles is fifteen dollars (\$15). **There is an additional service charge of five dollars (\$5)**.

(b) The fee for each additional license plate under IC 9-32-6-5 for a manufacturer or dealer of motorcycles is seven dollars and fifty cents (\$7.50). **There is an additional service charge of two dollars and fifty cents (\$2.50)**.

(c) Fees collected under this section shall be deposited as set forth in section 14(b) of this chapter.

**(d) Service charges collected under this section shall be deposited in the crossroads 2000 fund.**

SECTION 154. IC 9-29-17-4, AS ADDED BY P.L.92-2013, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 4. (a) The fee for the issuance of an interim dealer license plate under IC 9-32-6-11 is three dollars (\$3). **There is an additional service charge of two dollars (\$2).**

(b) Fees collected under subsection (a) shall be deposited as set forth in section 14(c) of this chapter.

**(c) Service charges collected under this section shall be deposited in the crossroads 2000 fund.**

SECTION 155. IC 9-29-17-11, AS ADDED BY P.L.92-2013, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 11. The fee for a business name or location change under IC 9-32-11-6 is five dollars (\$5). **The fees collected shall be deposited as set forth in IC 9-32-7-3. The secretary of state shall retain the fees collected.**"

Page 74, line 34, strike "Sixty-six and seven-tenths percent (66.7%)" and insert "**Forty percent (40%)**".

Page 74, line 36, strike "Thirty percent (30%)" and insert "**Forty-nine percent (49%)**".

Page 74, line 38, strike "Three and three-tenths percent (3.3%)" and insert "**Eleven percent (11%)**".

Page 74, between lines 39 and 40, begin a new paragraph and insert:

"SECTION 157. IC 9-29-17-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: **Sec. 16. (a) The fee to obtain a dealer plate under IC 9-31-3-19 is ten dollars (\$10).**

**(b) The fee is retained by the secretary of state.**"

Page 77, between lines 30 and 31, begin a new paragraph and insert:

"SECTION 161. IC 35-51-9-1, AS AMENDED BY P.L.262-2013, SECTION 143, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015]: Sec. 1. The following statutes define crimes in IC 9:

- IC 9-14-3.5-15 (Concerning bureau of motor vehicles).
- IC 9-14-5-9 (Concerning parking placards for persons with physical disabilities).
- IC 9-17-2-15 (Concerning certificates of title).
- IC 9-17-2-16 (Concerning certificates of title).
- IC 9-17-3-3.2 (Concerning certificates of title).
- IC 9-17-3-7 (Concerning certificates of title).
- IC 9-17-4-14 (Concerning special identification numbers).
- IC 9-17-4-15 (Concerning special identification numbers).
- IC 9-17-4-16 (Concerning special identification numbers).
- IC 9-17-4-17 (Concerning identification numbers).
- IC 9-17-4-18 (Concerning identification numbers).
- IC 9-18-2-42 (Concerning motor vehicle registration and license plates).
- IC 9-18-2-44 (Concerning motor vehicle registration and license plates).
- IC 9-18-2-45 (Concerning motor vehicle registration and license plates).
- IC 9-18-2.5-16 (Concerning off-road vehicles and snowmobiles).
- IC 9-18-4-8 (Concerning motor vehicle registration and license plates).
- IC 9-18-13-9 (Concerning motor vehicle registration and license plates).
- IC 9-18-19-4 (Concerning vehicle registration and license plates).**
- IC 9-18-22-6 (Concerning motor vehicle registration and license plates).
- IC 9-19-9-5 (Concerning motor vehicle equipment).
- IC 9-19-10.5-4 (Concerning motor vehicle equipment).
- IC 9-19-10.5-5 (Concerning motor vehicle equipment).
- IC 9-20-18-4 (Concerning motor vehicle size and weight regulation).

- IC 9-21-5-13 (Concerning traffic regulation).
- IC 9-21-6-3 (Concerning traffic regulation).
- IC 9-21-8-50 (Concerning traffic regulation).
- IC 9-21-8-52 (Concerning traffic regulation).
- IC 9-21-8-55 (Concerning traffic regulation).
- IC 9-21-8-56 (Concerning traffic regulation).
- IC 9-21-8-58 (Concerning traffic regulation).
- IC 9-21-12-9 (Concerning traffic regulation).
- IC 9-21-12-11 (Concerning traffic regulation).
- IC 9-22-3-31 (Concerning abandoned, salvaged, and scrap vehicles).
- IC 9-22-3-32 (Concerning abandoned, salvaged, and scrap vehicles).
- IC 9-22-3-33 (Concerning abandoned, salvaged, and scrap vehicles).
- IC 9-22-5-18.2 (Concerning buying a motor vehicle without a certificate of title).
- IC 9-22-5-19 (Concerning scrapping and dismantling vehicles).
- IC 9-22-6-3 (Concerning mechanic's liens for vehicles).
- IC 9-24-1-8 (Concerning driver's licenses).
- IC 9-24-6-16 (Concerning driver's licenses).
- IC 9-24-6-17 (Concerning driver's licenses).
- IC 9-24-11-8 (Concerning driver's licenses).
- IC 9-24-15-11 (Concerning driver's licenses).
- IC 9-24-16-12 (Concerning driver's licenses).
- IC 9-24-16-13 (Concerning driver's licenses).
- IC 9-24-18-1 (Concerning driver's licenses).
- IC 9-24-18-2 (Concerning driver's licenses).
- IC 9-24-18-7 (Concerning driver's licenses).
- IC 9-24-19-2 (Concerning driver's licenses).
- IC 9-24-19-3 (Concerning driver's licenses).
- IC 9-24-19-4 (Concerning driver's licenses).
- IC 9-25-6-18 (Concerning financial responsibility).
- IC 9-25-8-2 (Concerning financial responsibility).
- IC 9-26-1-8 (Concerning accidents and accident reports).
- IC 9-26-1-9 (Concerning accidents and accident reports).
- IC 9-26-6-4 (Concerning accidents and accident reports).
- IC 9-30-4-7 (Concerning licenses and registrations).
- IC 9-30-4-8 (Concerning licenses and registrations).
- IC 9-30-4-13 (Concerning licenses and registrations).
- IC 9-30-5-1 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-2 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-3 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-4 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-5 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-7 (Concerning operating a vehicle while intoxicated).
- IC 9-30-5-8 (Concerning operating a vehicle while intoxicated).
- IC 9-30-6-8.7 (Concerning implied consent).
- IC 9-30-9-7.5 (Concerning alcohol abuse deterrent programs).
- IC 9-30-10-16 (Concerning habitual violator of traffic laws).
- IC 9-30-10-17 (Concerning habitual violator of traffic laws).
- IC 9-30-10-17.5 (Concerning habitual violator of traffic laws).
- IC 9-31-2-26 (Concerning watercraft titling and registration).
- IC 9-31-2-27 (Concerning watercraft titling and registration).
- IC 9-31-2-28 (Concerning watercraft titling and registration).

IC 9-32-17-2 (Concerning certificates of title).  
IC 9-32-17-3 (Concerning dealer license plates).  
IC 9-32-17-4 (Concerning licensing of vehicle salvaging).  
IC 9-32-17-5 (Concerning regulation of vehicle merchandising).  
IC 9-32-17-6 (Concerning unfair practices by dealers)."

Renumber all SECTIONS consecutively.  
(Reference is to HB 1237 as introduced.)  
and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 5.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1245, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

- Page 23, line 16, reset in roman "three".
- Page 23, line 17, reset in roman "hundred".
- Page 23, line 17, delete "two thousand".
- Page 23, line 17, reset in roman "(\$300)".
- Page 23, line 17, delete "(\$2,000)".
- Page 23, line 26, reset in roman "three hundred".
- Page 23, line 26, delete "two thousand".
- Page 23, line 26, reset in roman "(\$300)".
- Page 23, line 26, delete "(\$2,000)".
- Page 28, line 1, after "intervals" insert ",".
- Page 28, line 2, after "debtor" insert ",".
- Page 28, line 2, after "and" insert ":".
- Page 28, line 2, delete "is:".
- Page 28, line 4, reset in roman "three hundred".
- Page 28, line 4, delete "two thousand".
- Page 28, line 5, reset in roman "(\$300);".
- Page 28, line 5, delete "(\$2,000);".
- Page 28, line 7, reset in roman "three hundred".
- Page 28, line 7, delete "two thousand".
- Page 28, line 7, reset in roman "(\$300)".
- Page 28, line 7, delete "(\$2,000)".
- Page 28, line 9, reset in roman "three hundred".
- Page 28, line 9, delete "two thousand".
- Page 28, line 9, reset in roman "(\$300)".
- Page 28, line 10, delete "(\$2,000)".
- Page 29, line 19, reset in roman "three".
- Page 29, line 20, reset in roman "hundred".
- Page 29, line 20, delete "two thousand".
- Page 29, line 20, reset in roman "(\$300)".
- Page 29, line 20, delete "(\$2,000)".
- Page 29, line 21, reset in roman "three hundred".
- Page 29, line 21, reset in roman "(\$300)".
- Page 29, line 21, delete "two thousand".
- Page 29, line 22, delete "(\$2,000)".
- Page 29, line 23, reset in roman "three hundred".
- Page 29, line 23, delete "two thousand".
- Page 29, line 23, reset in roman "(\$300)".
- Page 29, line 24, delete "(\$2,000)".

(Reference is to HB 1245 as introduced.)  
and when so amended that said bill do pass.  
Committee Vote: yeas 12, nays 0.

BURTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Government and Regulatory Reform, to which was referred House Bill 1246, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill

do pass.

(Reference is to HB 1246 as introduced.)

Committee Vote: Yeas 12, Nays 0.

MAHAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Public Health, to which was referred House Bill 1253, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1253 as introduced.)

Committee Vote: Yeas 11, Nays 0.

CLERE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Public Health, to which was referred House Bill 1258, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1258 as introduced.)

Committee Vote: Yeas 11, Nays 0.

CLERE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Courts and Criminal Code, to which was referred House Bill 1268, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1268 as introduced.)

Committee Vote: Yeas 12, Nays 0.

MCMILLIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Courts and Criminal Code, to which was referred House Bill 1269, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1269 as introduced.)

Committee Vote: Yeas 10, Nays 0.

MCMILLIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Roads and Transportation, to which was referred House Bill 1286, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1286 as introduced.)

Committee Vote: Yeas 13, Nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1332, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:



Delete the title and insert the following:

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

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

"SECTION 2. IC 4-4-3.2 IS REPEALED [EFFECTIVE JULY 1, 2014]. (Promotion of Livestock Shows).

SECTION 3. IC 4-4-3.3 IS REPEALED [EFFECTIVE JULY 1, 2014]. (Promotion of Foreign Markets for Agricultural Products).

SECTION 4. IC 4-4-3.8 IS REPEALED [EFFECTIVE JULY 1, 2014]. (Aquaculture).

SECTION 5. IC 4-4-15 IS REPEALED [EFFECTIVE JULY 1, 2014]. (Community Promotion Program).

SECTION 6. IC 4-4-27 IS REPEALED [EFFECTIVE JULY 1, 2014]. (Inspection of Grain Moisture Testing Equipment)."

Page 5, line 6, delete "corporation" and insert "office".

Page 17, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 16. IC 35-51-4-1, AS AMENDED BY P.L.158-2013, SECTION 673, AND AS AMENDED BY P.L.221-2013, SECTION 7, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. The following statutes define crimes in IC 4:

IC 4-1-10-8 (Concerning state agencies).

IC 4-1-10-9 (Concerning state agencies).

IC 4-2-7-8 (Concerning the inspector general).

~~IC 4-4-27-8 (Concerning the inspection of grain).~~

IC 4-13-6-4-14 (Concerning state public works).

IC 4-21.5-3-36 (Concerning administrative proceedings).

IC 4-21.5-3-37 (Concerning administrative proceedings).

IC 4-30-3-19 (Concerning the lottery).

IC 4-30-3-19.5 (Concerning the lottery).

IC 4-30-3-19.7 (Concerning the lottery).

IC 4-30-12-5 (Concerning the lottery).

IC 4-30-13-1 (Concerning the lottery).

IC 4-30-14-1 (Concerning the lottery).

IC 4-30-14-2 (Concerning the lottery).

IC 4-30-14-3 (Concerning the lottery).

IC 4-30-14-4 (Concerning the lottery).

IC 4-30-14-5 (Concerning ~~horse racing~~: the lottery).

IC 4-30-14-6 (Concerning the lottery).

~~IC 4-31-7-9 (Concerning horse racing).~~

IC 4-31-13-3 (Concerning horse racing).

IC 4-31-13-3.5 (Concerning horse racing).

IC 4-31-13-9 (Concerning horse racing).

IC 4-32.2-8-4 (Concerning charity gaming).

IC 4-33-10-1 (Concerning riverboat gambling).

IC 4-33-10-2 (Concerning riverboat gambling).

IC 4-33-10-2.1 (Concerning riverboat gambling).

IC 4-33-10-2.5 (Concerning riverboat gambling).

~~IC 4-33-10-6 (Concerning riverboat gambling).~~

IC 4-33-22-14 (Concerning boxing and mixed martial arts).

IC 4-33-22-40 (Concerning boxing and mixed martial arts).

IC 4-35-9-2 (Concerning gambling games at racetracks).

~~IC 4-35-9-3 (Concerning gambling games at racetracks).~~

IC 4-35-9-4 (Concerning gambling games at racetracks).

IC 4-35-9-5 (Concerning gambling games at racetracks).

~~IC 4-35-9-6 (Concerning gambling games at racetracks).~~

IC 4-36-6-5 (Concerning gambling in certain establishments)."

Page 17, after line 42, begin a new paragraph and insert:

"(g) **Not later than June 30, 2014, any money in the livestock industry promotion and development fund established under IC 4-4-3.2-3 shall be transferred to the livestock industry promotion and development fund established under IC 15-11-5-4. Money transferred under**

**this subsection is appropriated for the purposes of IC 15-11-5. All records of the program operated under IC 4-4-3.2 shall be transferred to the department of agriculture.**

**(h) Not later than June 30, 2014, any money in the livestock export facility administration fund established under IC 4-4-3.3-7 shall be transferred to the state general fund. All records of the program operated under IC 4-4-3.3 shall be transferred to the director of the department of agriculture.**

**(i) Not later than June 30, 2014, any money in the community development fund established under IC 4-4-15-2 shall be transferred to the state general fund. The lieutenant governor shall retain the records of the program operated under IC 4-4-15 in accordance with the requirements of IC 5-15-5.1-10."**

Page 18, line 1, delete "(g)" and insert "(j)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1332 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

MESSMER, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1335, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning insurance.

Page 1, line 1, delete "IC 27-8-5-30 IS ADDED TO THE INDIANA CODE".

Page 1, delete line 2.

Page 1, line 3, delete "1, 2014]: Sec. 30." and insert "[EFFECTIVE JULY 1, 2014]".

Page 1, line 4, delete "section." and insert "SECTION."

Page 1, delete lines 5 through 6, begin a new paragraph and insert:

**"(b) The legislative council is urged to assign to an appropriate interim study committee for study during the 2014 interim of the general assembly the topic of implementation of a high".**

Page 2, line 16, delete "." and insert ";

**or a similar high cost management program.**

**(c) This SECTION expires January 1, 2015."**

(Reference is to HB 1335 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

LEHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Environmental Affairs, to which was referred House Bill 1342, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1342 as introduced.)

Committee Vote: Yeas 12, Nays 0.

WOLKINS, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1351, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be



amended as follows:

- Page 1, delete lines 6 through 9.
- Page 3, delete lines 5 through 18.
- Renumber all SECTIONS consecutively.  
(Reference is to HB 1351 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 4.

KUBACKI, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Public Health, to which was referred House Bill 1358, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1358 as introduced.)

Committee Vote: Yeas 10, Nays 0.

CLERE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1360, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 8, after "substance" insert "(as defined by IC 35-48-1-9)".

Page 4, delete lines 40 through 42, begin a new paragraph and insert:

"(d) The affirmative votes of a majority of the members appointed to the board ~~including the unanimous votes of the members under section 2(1), 2(2), and 2(7) of this chapter who are present,~~ are required for the board to take any action. ~~concerning the public sector psychiatry development program or the training track program."~~

Page 5, delete lines 1 through 5.

Page 5, line 17, after "illness" insert "**and addictive disorders**".

Page 5, line 25, after "psychiatrists" insert ", **psychologists, psychiatric nurses, and addiction counselors**".

Page 5, line 34, strike "a public sector psychiatry residency" and insert "**an integrated behavioral health and addiction treatment**".

Page 5, line 38, before "residents" strike "psychiatry".

Page 7, line 34, strike "public sector psychiatry" and insert "**integrated behavioral health and addiction treatment**".

Page 7, line 37, strike "psychiatric".

Page 7, line 37, after "positions" delete "and" and insert ",".

Page 7, line 37, after "training" insert ",".  
(Reference is to HB 1360 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

CLERE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Courts and Criminal Code, to which was referred House Bill 1378, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1378 as introduced.)

Committee Vote: Yeas 9, Nays 1.

MCMILLIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker Your Committee on Commerce, Small Business, and Economic Development, to which was referred House Bill 1385, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows.

Page 1, line 5, delete ":" and insert "**sent to a person identified by a unique address.**".

Page 1, delete lines 6 through 7.

Page 2, delete lines 18 through 42, begin a new paragraph and insert:

"SECTION 6. IC 26-3-8-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. (a) After a renter has been in default continuously for **at least thirty (30) days**, an owner may begin enforcement of the owner's lien under this chapter.

(b) An owner enforcing the owner's lien under this chapter may:

- (1) deny the renter access to the rented space; and
- (2) move the renter's personal property from the rented space to another storage space pending ~~its~~ the redemption, sale, or other disposition **of the personal property** under this chapter.

(c) An owner enforcing the owner's lien shall send the renter, ~~by registered or certified electronic mail or verified mail (return receipt requested)~~ and addressed to the last known address of the renter, a written notice that includes:

- (1) an itemized statement of the owner's claim showing the amount due, **including any late fees permitted under section 11.5 of this chapter**, at the time of the notice and the date when the amount became due;
- (2) a demand for payment of the amount due before a specified time at least thirty (30) days after the date of the mailing of the notice;
- (3) a statement that the contents of the renter's rented space are subject to the owner's lien;
- (4) a statement advising the renter that the owner has denied the renter access to the rented space, if the owner has done this under subsection (b);
- (5) a statement advising the renter that the owner has removed the renter's personal property from the rented space to another suitable storage space, if the owner has done this under subsection (b);
- (6) the name, street address, and telephone number of the owner or of any other person the renter may contact to respond to the notice; and
- (7) a conspicuous statement that unless the owner's claim is paid within the time stated under subdivision (2), the personal property:

(A) will:

- (i) be advertised for sale, ~~or will be otherwise disposed of; to be sold in a manner permitted under section 15 of this chapter; or~~
- (ii) be otherwise disposed of;

at a specified place **(if applicable)** and time, which must be at least ninety (90) days after the renter's default; **or**

**(B) will be disposed of in the manner described in subsection (d), if:**

- (i) **the renter's personal property stored in the rented space is a motor vehicle or watercraft; and**
- (ii) **the owner chooses to dispose of the renter's motor vehicle or watercraft in the manner permitted under subsection (d).**

(d) If:

- (1) **the renter's personal property stored in the rented space is a motor vehicle or watercraft; and**
- (2) **the renter does not pay the owner's claim within the time specified in subsection (c)(2);**

as an alternative to conducting a sale under section 15 of this chapter, the owner may cause the renter's motor vehicle or watercraft to be towed or removed from the self-service storage facility.

(d) (e) Any sale or other disposition of the personal property undertaken by the owner to enforce the owner's lien must conform to be conducted in the same manner, and at the same place (if applicable) and time, specified by the owner in the notice given under subsection (c)(7)."

Page 3, delete lines 1 through 37.

(Reference is to HB 1385 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

MESSMER, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1391, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 4, line 14, after "assets." insert "**The division shall exclude ten thousand dollars (\$10,000) of a participant's countable assets from consideration in determining a participant's cost participation.**"

(Reference is to HB 1391 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

KUBACKI, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker Your Committee on Elections and Apportionment, to which was referred House Joint Resolution 3, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution do pass.

(Reference is to HJR 3 as introduced.)

Committee Vote: Yeas 9, Nays 3.

M. SMITH, Chair

Upon request of Representatives Pelath and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 37: yeas 67, nays 30. Report adopted.

Representative Porter, who had been excused is now present.

### HOUSE BILLS ON SECOND READING

#### House Bill 1013

Representative Morrison called down House Bill 1013 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

#### House Bill 1047

Representative Lucas called down House Bill 1047 for second reading. The bill was read a second time by title.

#### HOUSE MOTION

(Amendment 1047-1)

Mr. Speaker: I move that House Bill 1047 be amended to read as follows:

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

"SECTION 1. IC 20-24-3-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 1.5. (a) After**

June 30, 2014, an authorizer may not grant or renew a charter under this chapter until the authorizer submits the information described in subsection (b) to the department and makes any changes recommended by the department under subsection (c).

(b) An authorizer described in subsection (a) shall submit the authorizer's closure protocol developed under IC 20-24-9-4.5 to the department before January 1, 2015.

(c) Not later than forty (40) days after receiving the information described in subsection (b), the department shall either approve or make recommendations for improvement to the closure protocol provided by the authorizer.

SECTION 2. IC 20-24-9-4.5, AS ADDED BY P.L.280-2013, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4.5. (a) ~~Before any charter school closure decision,~~ An authorizer shall develop a charter school closure protocol to ensure timely notification to parents, orderly transition of students and student records to new schools, and proper disposition of school funds, property, and assets.

(b) If a charter school closes for any reason, the authorizer shall oversee and work with the closing charter school to ensure a smooth and orderly closure and transition for students and parents, as guided by the closure protocol.

(c) The closure protocol required by this section must contain the following information:

(1) Contact information, including telephone numbers and email addresses, for each person authorized to assist parents and guardians through an orderly closure and transition for students and parents following an announcement that the charter school is closing.

(2) A list of schools, including up-to-date contact information, that are willing to enroll the students of the closing charter school.

(3) A plan for paying the liabilities of the charter school and disposing of the charter school's funds, property, and assets.

(4) A plan to enable the students of the closing charter school to continue participating in interscholastic athletics, including participation as an individual when appropriate.

(5) Any other information required by the department to carry out the purposes of this section and the closure protocol."

Renumber all SECTIONS consecutively.

V.SMITH

Representative Torr rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was out of order.

#### APPEAL OF THE RULING OF THE CHAIR

Mr. Speaker: We appeal the ruling of the Chair that Representative V. Smith's amendment (1047-1) violates House Rule 80. The amendment addresses and is germane to the bill's subject matter charter schools

V. SMITH  
PIERCE

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Turner.

The question was, Shall the ruling of the Chair be sustained? Roll Call 38: yeas 65, nays 30. The ruling of the Chair was sustained.

The Speaker Pro Tempore yielded the gavel to the Speaker.

There being no further amendments, the bill was ordered engrossed

**House Bill 1058**

Representative Mayfield called down House Bill 1058 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1058-1)

Mr. Speaker: I move that House Bill 1058 be amended to read as follows:

Page 4, line 42, after "8." insert "(a)".

Page 5, after line 2, begin a new paragraph and insert:

**"(b) This chapter does not apply to a document to which IC 27-1-44 applies.**

SECTION 2. IC 27-1-44 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]:

**Chapter 44. Electronic Posting of Documents**

**Sec. 1. As used in this chapter, "property and casualty insurance" means one (1) or more of the types of insurance described in IC 27-1-5-1, Class 2 and Class 3.**

**Sec. 2. A standard property and casualty insurance policy or endorsement that does not contain personally identifiable information may be:**

- (1) mailed or electronically delivered (as provided in IC 27-1-43) to the insured; or
- (2) posted on the insurer's Internet web site.

**Sec. 3. An insurer that elects to post a property and casualty insurance policy or endorsement on the insurer's Internet web site under section 2 of this chapter shall comply with all the following:**

- (1) The policy or endorsement must remain accessible as long as the policy is in force.
- (2) After the expiration of the policy or endorsement, the insurer shall:
  - (A) archive the expired policy or endorsement for at least five (5) years; and
  - (B) make the expired policy or endorsement available upon request.
- (3) The policy or endorsement must be posted in a manner that enables the insured to print and save the policy or endorsement using programs or applications that are widely available on the Internet and free of charge.
- (4) The insurer provides to the insured the following information in, or in addition to, each declaration page provided at issuance and each renewal of the policy or endorsement:
  - (A) A description of the specific policy or endorsement forms purchased by the insured.
  - (B) A method by which the insured may obtain, upon request and without charge, a paper copy of the policy or endorsement.
  - (C) The Internet web site address at which the policy or endorsement is posted.
- (5) The insurer provides written or electronic notice, in the format preferred by the insured, of the following:
  - (A) Any change to the policy or endorsement form.
  - (B) The insured's right to obtain, upon request and without charge:
    - (i) a paper copy of the change to the policy or endorsement form; and
    - (ii) the Internet web site address at which the policy or endorsement is posted."

(Reference is to HB 1058 as printed January 17, 2014.)

HALE

Motion prevailed. The bill was ordered engrossed.

**House Bill 1059**

Representative Lehman called down House Bill 1059 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1059-1)

Mr. Speaker: I move that House Bill 1059 be amended to read as follows:

Page 4, after line 2, begin a new paragraph and insert:

"SECTION 6. IC 27-2-24 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]:

**Chapter 24. Motor Vehicle Insurer Reporting**

**Sec. 1. As used in this chapter, "insurer" means an insurer that issues a policy of motor vehicle insurance.**

**Sec. 2. As used in this chapter, "motor vehicle insurance policy" means a policy that provides any type of insurance described in IC 27-1-5-1, Class 2(f).**

**Sec. 3. An insurer shall notify the bureau of motor vehicles created by IC 9-14-1-1 of the cancellation of any motor vehicle insurance policy that occurs before the expiration date of the motor vehicle insurance policy."**

(Reference is to HB 1059 as printed January 21, 2014.)

BATTLES

Motion withdrawn. The bill was ordered engrossed.

**House Bill 1064**

Representative McNamara called down House Bill 1064 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1064-1)

Mr. Speaker: I move that House Bill 1064 be amended to read as follows:

Page 2, line 29, delete "November 1, 2014," and insert **"August 1, 2014,"**.

(Reference is to HB 1064 as printed January 21, 2014.)

MCMNAMARA

Motion prevailed. The bill was ordered engrossed.

**House Bill 1123**

Representative Thompson called down House Bill 1123 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1123-1)

Mr. Speaker: I move that House Bill 1123 be amended to read as follows:

Page 2, delete line 13.

Page 2, line 14, delete "(10)" and insert **"(9)"**.

(Reference is to HB 1123 as printed January 17, 2014.)

THOMPSON

Motion prevailed. The bill was ordered engrossed.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Turner.

**House Bill 1301**

Representative VanNatter called down House Bill 1301 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1301-1)

Mr. Speaker: I move that House Bill 1301 be amended to read as follows:

Page 5, line 18, after "construction." insert **"The commission may not include in this fee schedule a fee for the expedited review of plans and specifications."**

Page 5, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 7. IC 22-12-6-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 16. The division of fire and building safety may provide expedited**

**review of plans and specifications of only an agency of the executive, legislative, or judicial branch of state government, including state educational institutions."**

Page 16, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 22. [EFFECTIVE JULY 1, 2014] (a) **The following provision of 675 IAC 12-3-2(c) is void:**

**"Category I (Expedited plan review): Expedited plan review is available for the following occupancies: B, F, M, S, and U. All required drawings, applications, and fees shall be received by plan review not later than 9:00 a.m. on the day that the project is submitted. If the project qualifies for expedited plan review and the issuance of a design release, the project will be released not later than 4:30 p.m. on the next following business day that the division is open. The fee for expedited submittal is five thousand dollars (\$5,000), plus the applicable fee or fees from Categories A through H."**

**The publisher of the Indiana Administrative Code and Indiana Register shall remove this provision from the Indiana Administrative Code.**

**(b) This SECTION expires July 1, 2015."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1301 as printed January 21, 2014.)

AUSTIN

Representative Torr rose to a point of order, citing Rule 118, stating that the motion was attempting to incorporate into House Bill 1301 a bill pending before the House. After discussion, Representative Austin withdrew the motion to amend.

There being no further amendments the bill was ordered engrossed.

#### **House Bill 1334**

Representative Frye called down House Bill 1334 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

#### **RECESS**

The house recessed for the remarks of United States Congresswoman, Jackie Walorski, 2<sup>nd</sup> District.

### **ENGROSSED HOUSE BILLS ON THIRD READING**

#### **Engrossed House Bill 1020**

Representative Koch called down Engrossed House Bill 1020 for third reading:

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

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

Roll Call 39: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Hershman.

#### **Engrossed House Bill 1095**

Representative Richardson called down Engrossed House Bill 1095 for third reading:

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

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

Roll Call 40: yeas 95, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Merritt.

#### **Engrossed House Bill 1096**

Representative Richardson called down Engrossed House Bill 1096 for third reading:

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

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

Roll Call 41: yeas 94, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Zakas and R. Young.

The Speaker Pro Tempore yielded the gavel to the Speaker.

#### **Engrossed House Bill 1104**

Representative Soliday called down Engrossed House Bill 1104 for third reading:

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

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

Roll Call 42: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Wyss, Banks and Arnold.

#### **Engrossed House Bill 1110**

Representative Mahan called down Engrossed House Bill 1110 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 43: yeas 95, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Holdman.

#### **Engrossed House Bill 1119**

Representative Heaton called down Engrossed House Bill 1119 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

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

Roll Call 44: yeas 74, nays 21. 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Holdman.

#### **Engrossed House Bill 1126**

Representative Ober called down Engrossed House Bill 1126 for third reading:

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

The bill was read a third time by sections and placed upon its

passage. The question was, Shall the bill pass?

Roll Call 45: yeas 91, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senator Yoder and Schneider.

**Engrossed House Bill 1132**

Representative Friend called down Engrossed House Bill 1132 for third reading:

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

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

Roll Call 46: yeas 95, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Merritt.

**Engrossed House Bill 1140**

Representative Mahan called down Engrossed House Bill 1140 for third reading:

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

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

Roll Call 47: yeas 81, nays 15. 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Tomes.

**Engrossed House Bill 1155**

Representative Turner called down Engrossed House Bill 1155 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 48: yeas 80, nays 15. 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Steele.

**Engrossed House Bill 1206**

Representative Lehman called down Engrossed House Bill 1206 for third reading:

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

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

Roll Call 49: yeas 95, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Paul.

**OTHER BUSINESS ON THE SPEAKER’S TABLE**

**Reassignments**

The Speaker announced the reassignment of House Bill 1424 from the Committee on Rules and Legislative Procedures to the Committee on Elections and Apportionment.

**Referrals to Ways and Means**

The Speaker announced, pursuant to House Rule 127, that House Bills 1039, 1210 and 1391 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representatives Thompson and Cherry be added as coauthor of House Bill 1002.

T. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Candelaria-Reardon be added as coauthor of House Bill 1012.

MORRISON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Clere and Stemler be added as coauthors of House Bill 1019.

SAUNDERS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Klinker and Lutz be added as coauthors of House Bill 1020.

KOCH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Hamm and Austin be added as coauthors of House Bill 1224.

DEVON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamm be added as coauthor of House Bill 1032.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Kirchhofer, Porter and Pryor be added as coauthors of House Bill 1034.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Bacon, Ziemke and Summers be added as coauthors of House Bill 1036.

MAHAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors, and that Representatives Gutwein, Morrison, Bacon, Beumer, Dermody, Friend, Negele, Niezgodski, Bauer and Klinker be added as coauthors of House Bill 1039.

LEHMAN

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Eberhart and Kersey be added as coauthors of House Bill 1050.

ARNOLD

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Hale be added as coauthor of House Bill 1058.

MAYFIELD

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Battles, Sullivan and Moed be added as coauthors of House Bill 1063.

HUSTON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Heaton, Koch and Battles be added as coauthors of House Bill 1096.

RICHARDSON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Friend be added as coauthor of House Bill 1109.

HARMAN

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Bauer be added as coauthor of House Bill 1114.

DAVISSON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Riecken be added as coauthor of House Bill 1119.

HEATON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives VanNatter, Stemler and Bauer be added as coauthors of House Bill 1122.

M. SMITH

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Frye be added as coauthor of House Bill 1123.

THOMPSON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Ober be added as coauthor of House Bill 1143.

WOLKINS

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative GiaQuinta be added as coauthor of House Bill 1171.

HEUER

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives McMillin, DeLaney and Moseley be added as coauthors of House Bill 1180.

FRYE

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors, and that Representatives Lutz, Morris, Pierce, Frye and Forestal be added as coauthors of House Bill 1183.

WOLKINS

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Lawson be added as coauthor of House Bill 1199.

LEHE

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Heaton be added as coauthor of House Bill 1224.

DEVON

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Lehman be added as coauthor of House Bill 1241.

CARBAUGH

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Niemeyer, Candelaria-Reardon and GiaQuinta be added as coauthors of House Bill 1246.

CARBAUGH

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives T. Brown and Clere be added as coauthors of House Bill 1253.

ZENT

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representative Kersey be added as coauthor of House Bill 1307.

EBERHART

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Steuerwald and DeLaney be added as coauthors of House Bill 1312.

FORESTAL

Motion prevailed.

## HOUSE MOTION

Mr. Speaker: I move that Representatives Dermody and

Austin be added as coauthors of House Bill 1332.

MESSMER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Zent, Forestal and Macer be added as coauthors of House Bill 1334.

FRYE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Lehman and C. Brown be added as coauthors of House Bill 1335.

T. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Frye, Klinker and Forestal be added as coauthors of House Bill 1336.

T. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1350.

BAIRD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative C. Brown be added as coauthor of House Bill 1253.

ZENT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1360.

C. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative GiaQuinta be added as coauthor of House Bill 1387.

MESSMER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Austin be added as coauthor of House Bill 1403.

MCMILLIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Bosma, Torr and Neese be added as coauthors of House Joint Resolution 1.

M. SMITH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Mahan, Pryor Saunders and GiaQuinta be added as coauthor of House Concurrent Resolution 7.

COX

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Baird be added as coauthors of House Concurrent Resolution 12.

MORRISON

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Bartlett, the House adjourned at 12:30 p.m., this twenty-third day of January, 2014, until Monday, January 27, 2014, at 1:30 p.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives