



Journal of the House

State of Indiana

120th General Assembly

Second Regular Session

Fifteenth Day

Wednesday Morning

January 31, 2018

The invocation was offered by Associate Pastor Josh Reifsteck of Calvary Lutheran Church in Indianapolis, a guest of Representative Behning.

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 Steuerwald.

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

Austin	Kirchhofer
Aylesworth <input type="checkbox"/>	Klinker
Bacon	Lawson
Baird	Lehe
Bartels	Lehman
Bartlett	Leonard
Bauer	Lindauer
Behning	Lucas
Beumer	Lyness
Borders	Macer
C. Brown	Mahan
T. Brown	May <input type="checkbox"/>
Burton	Mayfield
Candelaria Reardon	McNamara
Carbaugh	Miller
Cherry	Moed
Clere	Morris
Cook	Morrison
Culver	Moseley
Davisson <input type="checkbox"/>	Negele
DeLaney	Nisly
DeVon	Ober
Dvorak <input type="checkbox"/>	Olthoff
Eberhart	Pelath
Ellington	Pierce
Engleman	Porter
Errington	Pressel
Forestal <input type="checkbox"/>	Pryor
Friend	Richardson
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin	Siegrist
Gutwein	Slager
Hamilton	Smaltz
Hamm	M. Smith <input type="checkbox"/>
Harris	V. Smith
Hatfield <input type="checkbox"/>	Soliday
Heaton	Speedy
Heine	Stemler
Huston	Steuerwald
Jordan	Sullivan
Judy	Summers <input type="checkbox"/>
Karickhoff	J. Taylor <input type="checkbox"/>
Kersey	Thompson

Torr
VanNatter
Washburne
Wesco
Wolkins

Wright
J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 97: 90 present; 10 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 Thursday, February 1, 2018, at 10:00 a.m.

LEHMAN

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 4

The Speaker handed down Senate Concurrent Resolution 4, sponsored by Representative Macer:

A CONCURRENT RESOLUTION honoring the work of the United Association of Union Plumbers, Pipefitters, Welders, Sprinklefitters and Service Techs of the United States and Canada on their Veterans in Piping Program.

Whereas, The difficulty of veterans in the United States finding work has been well documented in recent years and has become the focus of many worthwhile organizations, including the United Association of Union Plumbers, Pipefitters, Welders, Sprinklefitters and Service Techs of the United States and Canada (UA);

Whereas, The UA has partnered with the military to create a UA Veterans in Piping (VIP) program that offers high-quality skills training and jobs in the pipe trades to US veterans and active duty military personnel preparing to leave the service;

Whereas, UA General President Mark McManus oversees the program as a means of addressing two important issues; the growing shortage in the construction industry of skilled workers and an exceedingly high unemployment for US veterans;

Whereas, VIP participants enroll in accelerated 18-week courses in welding or HVAC-R service as both fields are experiencing an increased demand for skilled workers;

Whereas, VIP participants also earn industry-recognized certifications and upon graduation gain direct entry into UA apprenticeship, leading to lifelong opportunities; and

Whereas, Nationally, over 1,500 service men and women have completed the VIP program including 16 VIP graduates in Indiana: Therefore,

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

SECTION 1. The General Assembly recognizes and honors the work of the UA and its Indiana Local Unions for their commitment to assisting our veterans with meaningful jobs training and placement ensuring that those who have served our nation valiantly can continue to be productive, working members of society.

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.

HOUSE BILLS ON SECOND READING

Pursuant to House Rule 143.1 , the following bills which had no amendments filed, were read a second time by title and ordered engrossed: House Bills 1056, 1115, 1194, 1195, 1212, 1257, 1260, 1276, 1290, 1316, 1328 and 1356.

Representative Hatfield, who had been excused, is now present.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1110

Representative Macer called down Engrossed House Bill 1110 for third reading:

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

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

Roll Call 98: yeas 90, 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 Niezgodski.

Engrossed House Bill 1117

Representative Frizzell called down Engrossed House Bill 1117 for third reading:

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

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

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of Engrossed House Bill 1117. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. My employer holds a number of nursing home operating licenses.

MACER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of Engrossed House Bill 1117. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. My employer holds a number of nursing home operating licenses.

PORTER

Motion prevailed.

Roll Call 99: yeas 88, 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 Charbonneau.

Engrossed House Bill 1137

Representative Lucas called down Engrossed House Bill 1137 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

Roll Call 100: yeas 90, 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 Doriott, Messmer and Tomes.

Engrossed House Bill 1155

Representative Burton called down Engrossed House Bill 1155 for third reading:

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

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

Roll Call 101: yeas 90, 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 Bray.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Friend.

Representatives J. Taylor and Torr, who had been excused, are now present.

Engrossed House Bill 1253

Representative Richardson called down Engrossed House Bill 1253 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 102: yeas 91, 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 Walker.

Engrossed House Bill 1270

Representative Siegrist called down Engrossed House Bill 1270 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 103: 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 Head and E. Brown.

Engrossed House Bill 1277

Representative Bartels called down Engrossed House Bill 1277 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of Engrossed House Bill 1277. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. My wife is a commercial real estate appraiser, and this matter will directly affect her.

SMALTZ

Motion prevailed.

Roll Call 104: 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 Kruse.

Engrossed House Bill 1278

Representative Eberhart called down Engrossed House Bill 1278 for third reading:

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

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

Roll Call 105: yeas 77, nays 16. 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 1285

Representative VanNatter called down Engrossed House Bill 1285 for third reading:

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

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

Roll Call 106: 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 Koch.

Engrossed House Bill 1311

Representative Soliday called down Engrossed House Bill 1311 for third reading:

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

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

Roll Call 107: yeas 92, 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.

Representative Summers, who had been excused, is now present.

Representative Smaltz, who had been present, is now excused

Engrossed House Bill 1318

Representative Harris called down Engrossed House Bill 1318 for third reading:

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

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

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of Engrossed House Bill 1318. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. My spouse has an interest in a group attempting to establish a recycling facility in Lake County.

CANDELARIA REARDON

Motion prevailed.

Roll Call 108: yeas 89, 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 sponsor: Senator Melton.

Engrossed House Bill 1323

Representative Huston called down Engrossed House Bill 1323 for third reading:

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

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

Roll Call 109: 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 Holdman.

Representative Moed, who had been present, is now excused.

Engrossed House Bill 1352

Representative Mahan called down Engrossed House Bill 1352 for third reading:

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

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

Roll Call 110: yeas 88, 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 sponsor: Senator Raatz.

Engrossed House Bill 1358

Representative Cherry called down Engrossed House Bill 1358 for third reading:

A BILL FOR AN ACT 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 111: 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 Crider.

Representative Huston, who had been present, is now excused.

Engrossed House Bill 1398

Representative Behning called down Engrossed House Bill 1398 for third reading:

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

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

Roll Call 112: yeas 88, 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: Senators Raatz, Kruse and Leising.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 2:58

Representatives Huston, Moed and Smaltz, who had been excused, are now present.

Representative Lawson, who had been present, is now excused.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1319

Representative Carbaugh called down Engrossed House Bill 1319 for third reading:

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

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

Roll Call 113: yeas 53, nays 41. 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 Messmer, Houchin and Raatz.

Representative Macer, who had been present, is now excused.

Engrossed House Bill 1402

Representative Baird called down Engrossed House Bill 1402 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.

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

Roll Call 114: 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 sponsor: Senator Boots.

Representative Behning, who had been present, is now excused

Engrossed House Bill 1419

Representative Smaltz called down Engrossed House Bill 1419 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

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

Roll Call 115: yeas 85, nays 7. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Alting.

HOUSE BILLS ON SECOND READING

House Bill 1006

Representative Steuerwald called down House Bill 1006 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1006-2)

Mr. Speaker: I move that House Bill 1006 be amended to read as follows:

Page 3, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 2. IC 10-13-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. As used in this chapter, "bias **motivated** crime" means **an offense a crime** in which the person who commits the **offense crime** knowingly or intentionally

- (1) ~~selected the person who was injured; or~~
- (2) ~~damaged or otherwise affected property;~~

~~by the offense because of the color, creed, disability, national origin, race, religion, or sexual orientation of the injured person or of the owner or occupant of the affected property or because the injured person or owner or occupant of the affected property was associated with any other recognizable group or affiliation:~~
selects:

- (1) **the individual against whom the crime was committed; or**
- (2) **any property damaged or otherwise affected by the crime;**

in whole or in part because of the actual or perceived race, color, religion, ethnicity, national origin, sexual orientation, gender, gender identity or expression, or disability of the individual or a group of individuals, whether or not the person's belief or perception was correct.

SECTION 3. IC 10-13-3-38 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 38. (a) ~~Each~~ **Each** law enforcement agency shall collect information concerning bias **motivated** crimes.

(b) At least two (2) times each year, ~~a~~ **each** law enforcement agency shall submit information collected under subsection (a) to the Indiana central repository for criminal history information ~~Information shall be reported in the manner and form prescribed using the National Incident Based Reporting System (NIBRS) format as required by the department.~~

(c) **Each law enforcement agency shall submit data regarding the commission of bias motivated crimes to the Federal Bureau of Investigation in accordance with guidelines established under 28 U.S.C. 534.**

~~(c)~~ (d) At least one (1) time each year, the Indiana central repository for criminal history information shall submit a report that includes a compilation of information obtained under subsection (b) to each law enforcement agency and to the legislative council. A report submitted to a law enforcement agency and the legislative council under this subsection may not contain the name of a person who:

- (1) committed or allegedly committed a bias **motivated** crime; or
- (2) was the victim or the alleged victim of a bias **motivated** crime.

A report submitted to the legislative council under this subsection must be in an electronic format under IC 5-14-6.

~~(d)~~ (e) Except as provided in subsection ~~(e)~~; (f), information

collected, submitted, and reported under this section must be consistent with guidelines established for the acquisition, preservation, and exchange of identification records and information by:

(1) the Attorney General of the United States; or

(2) the Federal Bureau of Investigation;

under 28 U.S.C. 534 and the Hate Crime Statistics Act, as amended (28 U.S.C. 534 note).

~~(e)~~ **(f)** Information submitted under subsection (b) and reports issued under subsection ~~(e)~~ **(d)** shall, in conformity with guidelines prescribed by the department,

~~(1)~~ be separated in reports on the basis of whether it is an alleged crime, a charged crime, or a crime for which a conviction has been obtained. ~~and~~

~~(2)~~ be divided in reports on the basis of whether, in the opinion of the reporting individual and the data collectors, bias was the primary motivation for the crime or only incidental to the crime."

Page 10, between lines 24 and 25, begin a new paragraph and insert:

"SECTION 9. IC 35-38-1-7.1, AS AMENDED BY P.L.213-2015, SECTION 261, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7.1. (a) In determining what sentence to impose for a crime, the court may consider the following aggravating circumstances:

(1) The harm, injury, loss, or damage suffered by the victim of an offense was:

(A) significant; and

(B) greater than the elements necessary to prove the commission of the offense.

(2) The person has a history of criminal or delinquent behavior.

(3) The victim of the offense was less than twelve (12) years of age or at least sixty-five (65) years of age at the time the person committed the offense.

(4) The person:

(A) committed a crime of violence (IC 35-50-1-2); and

(B) knowingly committed the offense in the presence or within hearing of an individual who:

(i) was less than eighteen (18) years of age at the time the person committed the offense; and

(ii) is not the victim of the offense.

(5) The person violated a protective order issued against the person under IC 34-26-5 (or IC 31-1-11.5, IC 34-26-2, or IC 34-4-5.1 before their repeal), a workplace violence restraining order issued against the person under IC 34-26-6, or a no contact order issued against the person.

(6) The person has recently violated the conditions of any probation, parole, pardon, community corrections placement, or pretrial release granted to the person.

(7) The victim of the offense was:

(A) a person with a disability (as defined in IC 27-7-6-12), and the defendant knew or should have known that the victim was a person with a disability; or

(B) mentally or physically infirm.

(8) The person was in a position having care, custody, or control of the victim of the offense.

(9) The injury to or death of the victim of the offense was the result of shaken baby syndrome (as defined in IC 16-41-40-2).

(10) The person threatened to harm the victim of the offense or a witness if the victim or witness told anyone about the offense.

(11) The person:

(A) committed trafficking with an inmate under IC 35-44.1-3-5; and

(B) is an employee of the penal facility.

(12) The person knowingly or intentionally selected:

(A) the individual against whom the crime was

committed; or

(B) any property damaged or otherwise affected by the crime;

in whole or in part because of the actual or perceived race, color, religion, ethnicity, national origin, sexual orientation, gender, gender identity or expression, or disability of the individual or a group of individuals, whether or not the person's belief or perception was correct.

(b) The court may consider the following factors as mitigating circumstances or as favoring suspending the sentence and imposing probation:

(1) The crime neither caused nor threatened serious harm to persons or property, or the person did not contemplate that it would do so.

(2) The crime was the result of circumstances unlikely to recur.

(3) The victim of the crime induced or facilitated the offense.

(4) There are substantial grounds tending to excuse or justify the crime, though failing to establish a defense.

(5) The person acted under strong provocation.

(6) The person has no history of delinquency or criminal activity, or the person has led a law-abiding life for a substantial period before commission of the crime.

(7) The person is likely to respond affirmatively to probation or short term imprisonment.

(8) The character and attitudes of the person indicate that the person is unlikely to commit another crime.

(9) The person has made or will make restitution to the victim of the crime for the injury, damage, or loss sustained.

(10) Imprisonment of the person will result in undue hardship to the person or the dependents of the person.

(11) The person was convicted of a crime involving the use of force against a person who had repeatedly inflicted physical or sexual abuse upon the convicted person and evidence shows that the convicted person suffered from the effects of battery as a result of the past course of conduct of the individual who is the victim of the crime for which the person was convicted.

(12) The person was convicted of a crime relating to a controlled substance and the person's arrest or prosecution was facilitated in part because the person:

(A) requested emergency medical assistance; or

(B) acted in concert with another person who requested emergency medical assistance;

for an individual who reasonably appeared to be in need of medical assistance due to the use of alcohol or a controlled substance.

(13) The person has posttraumatic stress disorder, traumatic brain injury, or a postconcussive brain injury.

(c) The criteria listed in subsections (a) and (b) do not limit the matters that the court may consider in determining the sentence.

(d) A court may impose any sentence that is:

(1) authorized by statute; and

(2) permissible under the Constitution of the State of Indiana;

regardless of the presence or absence of aggravating circumstances or mitigating circumstances.

(e) If a court suspends a sentence and orders probation for a person described in subsection (b)(13), the court may require the person to receive treatment for the person's injuries."

Renumber all SECTIONS consecutively.

(Reference is to HB 1006 as printed January 29, 2018.)

MOED

Representative Torr rose to a point of order, citing Rule 117.2, stating that the motion was not timely filed. 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 second reading amendment 2 for House Bill 1006 violates House Rule 117.2. The second reading amendment was filed at least 2 hours before the House convened. The second reading amendment was filed in the House Clerk's Office at 8:02 a.m. The House convened after 10:02 a.m.

MOED
DVORAK

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Friend.

The question was, Shall the ruling of the Chair be sustained? Roll Call 116: yeas 62, nays 28. The ruling of the Chair was sustained.

The Speaker Pro Tempore yielded the gavel to the Speaker.

Representative Behning, who had been excused, is now present.

HOUSE MOTION

Mr. Speaker: I move that House Rule 8 be invoked to suspend House Rule 117.2 requiring that amendment 2 for House Bill 1006 be filed with the House Clerk at least 2 hours prior to the convening of the session.

DVORAK
DELANEY

The Speaker ordered the roll of the House to be called to determine whether the motion was seconded by a constitutional majority as required by Rule 8. Roll Call 117: yeas 28, nays 65. The motion, not having been seconded by a constitutional majority, failed. There being no further amendments, the bill was ordered engrossed.

House Bill 1016

Representative Clere called down House Bill 1016 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1016-1)

Mr. Speaker: I move that House Bill 1016 be amended to read as follows:

Page 4, line 19, after "chapter." insert "**Written policies shall include a policy for a student media adviser to notify the principal prior to publication or broadcast if the student media adviser believes that there is a question as to whether the content of school sponsored media could be reasonably construed to violate section 12 of this chapter.**".

(Reference is to HB 1016 as printed January 29, 2018.)

CLERE

Motion prevailed.

HOUSE MOTION
(Amendment 1016-2)

Mr. Speaker: I move that House Bill 1016 be amended to read as follows:

Page 4, line 7, delete "adviser" and insert "**adviser, principal, or superintendent**".

(Reference is to HB 1016 as printed January 29, 2018.)

CLERE

Motion prevailed. The bill was ordered engrossed.

House Bill 1061

Representative Lehman called down House Bill 1061 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1061-1)

Mr. Speaker: I move that House Bill 1061 be amended to read as follows:

Page 2, between lines 14 and 15, begin a new paragraph and insert:

"Chapter 0.5. Applicability

Sec. 1. This article applies to cases filed after June 30, 2018."

Page 2, line 38, delete "trust, qualified settlement fund, compensation fund, or" and insert "**trust**".

Page 2, delete lines 39 through 42.

Page 3, line 1, delete "applicable provision of law".

Page 3, line 8, after "materials;" insert "**and**".

Page 3, line 9, delete "affidavits;" and insert "**affidavits.**".

Page 3, delete lines 10 through 22.

Page 3, line 23, delete "by Plaintiff".

Page 3, line 24, delete "Before January 1, 2019, or not later than thirty (30)".

Page 3, delete line 25.

Page 3, line 26, delete "applicable law, whichever is later, the" and insert "**The**".

Page 3, line 27, delete "sworn statement" and insert "**statement.**".

Page 3, delete line 28.

Page 3, line 29, delete "penalties of perjury,".

Page 3, line 32, delete "sworn".

Page 3, line 38, delete "including:" and insert "**including**".

Page 3, line 39, delete "(A)".

Page 3, line 40, delete "action; and" and insert "**action.**".

Page 3, run in lines 38 through 40.

Page 3, delete lines 41 through 42, begin a new paragraph and insert:

"(b) Not later than ninety (90) days after receipt of the plaintiff's complaint, the defendant shall serve on all parties all:

- (1) documents;**
- (2) deposition transcripts;**
- (3) trial testimony transcripts;**
- (4) affidavits;**
- (5) insurance policies; and**
- (6) data or data compilations;**

which contain information about miners, manufacturers, or distributors of asbestos or asbestos-containing products that have declared bankruptcy, possessed by or accessible to the defendant or the defendant's counsel, that may have mined, manufactured, or distributed asbestos or asbestos-containing products found at a worksite, in a product, or at an employer identified in the plaintiff's complaint or supplemental disclosures, or identified by the defendant as a non-party.

(c) Not later than ninety (90) days after receipt of the plaintiff's complaint, the defendant shall disclose all settlements entered into with other asbestos plaintiffs involving the same worksite, product, or employer identified in the plaintiff's complaint and supplemental disclosures."

Page 4, delete lines 1 through 9.

Page 4, line 10, delete "dismiss" and insert "**stay**".

Page 4, line 15, delete "sixty (60)" and insert "**ninety (90)**".

Page 4, delete lines 26 through 27, begin a new line block indented and insert:

"(3) file a written response with the court requesting a determination that:

- (A) the cost to file the asbestos trust claims;**
- (B) the plaintiff's expenses; or**
- (C) the plaintiff's attorney fees and expenses to prepare and file the asbestos trust claim;"**

Page 4, line 29, delete "(a)".

Page 4, delete lines 35 through 40.

Page 5, line 2, delete "and Evidence at Trial".

Page 5, line 4, delete "presumed to be relevant and authentic" and insert "**governed by the Indiana Rules of Evidence.**".

Page 5, delete lines 5 through 42.

Delete pages 6 through 15.

Page 16, delete lines 1 through 29.
 Page 16, delete lines 31 through 42.
 Page 17, delete lines 1 through 9.
 Page 17, line 10, delete "Sec. 3." and insert "Sec. 1."
 Page 17, delete lines 17 through 19.
 Page 17, line 39, delete "(a)".
 Page 17, delete line 42.
 Page 18, delete lines 1 through 2.
 Renumber all SECTIONS consecutively.
 (Reference is to HB 1061 as printed January 29, 2018.)
 DELANEY

Motion failed. The bill was ordered engrossed.

House Bill 1065

Representative Ober called down House Bill 1065 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1065-1)

Mr. Speaker: I move that House Bill 1065 be amended to read as follows:

Page 2, between lines 41 and 42, begin a new line block indented and insert:

"(5) The use of the I-Light Network, and whether such usage would facilitate the deployment of broadband to rural areas."

Page 2, line 42, delete "(5)" and insert "(6)".
 (Reference is to HB 1065 as printed January 29, 2018.)
 PIERCE

The Speaker ordered a division of the House and appointed Representatives Lehman and Goodin to count the yeas and nays. Yeas 33, nays 53. Motion failed. The bill was ordered engrossed.

Representative Ziemke, who had been present, is now excused.

House Bill 1230

Representative McNamara called down House Bill 1230 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1230-1)

Mr. Speaker: I move that House Bill 1230 be amended to read as follows:

Page 1, line 10, delete "(4) cellular" and insert "(4) cellular".

Page 1, line 15, after "of" insert "bullying or".

Page 1, line 16, after "of" insert "bullying or".

Page 2, line 4, after "reporting of" insert "bullying or".

Page 2, between lines 6 and 7, begin a new paragraph and insert:

"(d) The following entities shall maintain a link of their Internet web sites to the Internet web site described in subsection (b):

(1) The state board.

(2) A school corporation."

(Reference is to HB 1230 as printed January 29, 2018.)
 V. SMITH

Upon request of Representatives Clere and DeVon, the Speaker ordered the roll of the House to be called. Roll Call 118: yeas 91, nays 0. Motion prevailed. The bill was ordered engrossed.

House Bill 1263

Representative T. Brown called down House Bill 1263 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1263-1)

Mr. Speaker: I move that House Bill 1263 be amended to

read as follows:

Page 2, after line 22, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE UPON PASSAGE] (a) Before July 1, 2018, the office of family and social services shall contact the sheriff of any county that does not participate in the county jail Medicaid enrollment program. The office of family and social services shall offer to send an employee to the county to present information on how the county can contingently enroll in Medicaid an eligible individual who is a jail inmate allowing the individual to receive Medicaid services upon being released from custody.

(b) This SECTION expires June 30, 2020.

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

Renumber all SECTIONS consecutively.

(Reference is to HB 1263 as printed January 29, 2018.)
 PORTER

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.

HOUSE MOTION (Amendment 1263-2)

Mr. Speaker: I move that House Bill 1263 be amended to read as follows:

Page 2, after line 22, begin new paragraph and insert:

"(d) If a feasibility study required under subsection (a)(1) costs more than one hundred thousand dollars (\$100,000), the state shall pay fifty percent (50%) of the cost that is in excess of one hundred thousand dollars (\$100,000). The auditor of state shall make the payment for the state from money that has reverted to the state general fund during the immediately preceding state fiscal year from appropriations made to the department of corrections."

(Reference is to HB 1263 as printed January 29, 2018.)
 PORTER

Motion failed.

HOUSE MOTION (Amendment 1263-3)

Mr. Speaker: I move that House Bill 1263 be amended to read as follows:

Delete the title and insert the following:

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

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

"SECTION 1. IC 4-12-1-15.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 15.5. (a) The Medicaid contingency and reserve account is established within the state general fund for the purpose of providing money for timely payment of Medicaid claims, obligations, and liabilities. Money in the account must be used to pay Medicaid claims, obligations, and liabilities. The account shall be administered by the budget agency.

(b) Expenses of administering the account shall be paid from money in the account. The account consists of the following:

(1) Appropriations to the account.

(2) Other Medicaid appropriations transferred to the account with the approval of the governor and the budget agency.

(c) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. After June 30, 2018, interest and other investment income earned on money in the account shall be deposited in the county jail substance abuse and addiction relief fund established under IC 5-2-23-2.

(d) Money in the account at the end of a state fiscal year does not revert.

SECTION 2. IC 5-2-23 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

Chapter 23. County Jail Substance Abuse and Addiction Relief Fund

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

- (1) "Fund" refers to the county jail substance abuse and addiction relief fund established under section 2 of this chapter.
- (2) "Institute" refers to the Indiana criminal justice institute established under IC 5-2-6.

Sec. 2. (a) The county jail substance abuse and addiction relief fund is established in the state treasury for the purpose of providing grants to sheriff's departments that seek to establish or expand a program for treating the substance abuse and addiction problems of prisoners in the custody of the sheriff.

(b) The fund consists of:

- (1) appropriations by the general assembly;
- (2) interest and other investment income earned on money in the Medicaid contingency and reserve account established under IC 4-12-1-15.5 and deposited in the fund;
- (3) grants; and
- (4) gifts.

(c) The institute shall administer the fund.

(d) Money in the fund that is not otherwise obligated may be invested in the manner that other public money is invested.

(e) Interest or other investment income earned on money in the fund becomes part of the fund.

(f) Expenses of administering the fund shall be paid from money in the fund.

(g) Money in the fund that is not otherwise appropriated is appropriated for the purposes of the fund.

(h) Money remaining in the fund at the conclusion of a state fiscal year does not revert to the state general fund.

Sec. 3. (a) The institute, in collaboration with representatives of:

- (1) the department of correction;
- (2) the Indiana Sheriffs' Association;
- (3) the office of the secretary of family and social services;
- (4) the state department of health;
- (5) the department of child services; and
- (6) any other individual or organization with expertise in the field of substance abuse and addiction that the institute considers helpful;

shall establish application procedures for grants under this chapter and the criteria to be used in scoring applications.

(b) A sheriff's department may reapply for a grant from the fund for each state fiscal year.

Sec. 4. (a) A grant awarded to a sheriff's department under this chapter:

- (1) is for a period of one (1) state fiscal year; and
- (2) may not exceed five hundred thousand dollars (\$500,000).

(b) The institute may not award grants from the fund before the later of:

- (1) July 1, 2019; or
- (2) the date on which the fund first accumulates one million dollars (\$1,000,000).

Sec. 5. Subject to the availability of money in the fund, the institute shall make grants from the fund to applicant county sheriff's departments in accordance with the purpose of the fund and this chapter."

Renumber all SECTIONS consecutively.

(Reference is to HB 1263 as printed January 29, 2018.)

PORTER

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.

There being no further amendments, the bill was ordered engrossed.

House Bill 1288

Representative Torr called down House Bill 1288 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1288-1)

Mr. Speaker: I move that House Bill 1288 be amended to read as follows:

Page 16, delete lines 40 through 42, begin a new line block indented and insert:

"(2) alternatively, during the period beginning after June 30, 2018, and ending before July 1, 2021:

(A) a credit corporation (as defined in IC 23-6-4-1); or

(B) an entity that:

(i) extends more than seventy-five percent (75%) of all eligible loans made in the previous twelve (12) month period to minority owned businesses (as defined in IC 5-28-20-4); and

(ii) is approved by the corporation as a lender in accordance with the policy guidelines adopted by the board of the corporation; or

(C) a qualified "eligible intermediary" participating in the federal Small Business Administration Microloan Program pursuant to 15 U.S.C. 636(m), as amended from time to time, and who is approved by the corporation as a lender in accordance with the policy guidelines adopted by the board of the corporation;"

Page 17, between lines 2 and 3, begin a new paragraph and insert:

"SECTION 18. IC 5-28-29-17, AS ADDED BY P.L.162-2007, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 17. (a) The following types of loans are eligible loans under the program:

- (1) Loans for industrial or commercial purposes.
- (2) Loans to refinance loans made for the purposes in subdivision (1).
- (3) Loans for line of credit agreements established between the lender and borrower that are used for the purposes in subdivision (1).

(b) Eligible loans must meet the following criteria:

- (1) The lender has not made the loan to enroll in the program prior debt that is not covered under the program and that is or was owed by the borrower to the lender.
- (2) The proceeds of the loan will not be used for that part of a project or development devoted to housing.
- (3) The proceeds of the loan will not be used to finance passive real estate ownership.
- (4) The proceeds of the loan will be used to finance a project or enterprise that is located in Indiana and that will foster economic development in Indiana.

(c) An eligible loan may provide for an interest rate, fees, and other terms and conditions agreed to by the lender and borrower. If the loan amount to be borrowed is determined by a commitment agreement that establishes a line of credit, the amount of the loan is the maximum amount available to the borrower under the agreement.

(d) Notwithstanding any other provision of this chapter, a loan:

(1) originated by an entity:

(A) that is a qualified "eligible intermediary" participating in the federal Small Business Administration Microloan Program pursuant to 15

U.S.C. 636(m), as amended from time to time; and (B) who is approved as a lender in accordance with the policy guidelines adopted by the board of the corporation; and

(2) with a principal loan amount that exceeds fifty-thousand dollars (\$50,000); is not an eligible loan under the program."

Renumber all SECTIONS consecutively.

(Reference is to HB 1288 as printed January 26, 2018.)

TORR

Motion prevailed. The bill was ordered engrossed.

House Bill 1301

Representative Carbaugh called down House Bill 1301 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1301-3)

Mr. Speaker: I move that House Bill 1301 be amended to read as follows:

Page 14, after line 42, begin a new paragraph and insert:

"SECTION 12. IC 27-8-8-0.3, AS AMENDED BY P.L.276-2013, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 0.3. (a) The association's coverage obligations under this chapter with respect to a member insurer that has a coverage date before March 28, 2006, are not affected by changes made by P.L.193-2006.

(b) The association's coverage obligations under this chapter with respect to a member insurer that has a coverage date before March 28, 2006, are governed by this chapter as it existed on January 1, 2006.

(c) The amendments made during the 2013 regular session of the general assembly to section 2.1 of this chapter do not apply to a member insurer that has been placed under an order of rehabilitation or liquidation before January 1, 2013.

(d) The amendment made during the 2013 regular session of the general assembly to section 2.3(e) of this chapter does not apply to a member insurer that has a coverage date before January 1, 2012.

(e) The amendments made during the 2013 regular session of the general assembly to section 2.3(f) of this chapter do not apply to a member insurer that has been placed under an order of rehabilitation or liquidation before January 1, 2013.

(f) The amendments made during the 2018 regular session of the general assembly to this chapter:

(1) do not apply to a member insurer that has been placed under an order of rehabilitation or liquidation before July 1, 2018; and

(2) apply to a member insurer that is placed under an order of rehabilitation or liquidation after June 30, 2018."

Page 16, line 15, delete "insurance"" and insert """.

Page 16, line 15, delete "coverage under".

Page 16, line 16, delete "certificate or" and insert "certificate,".

Page 16, line 17, delete "contract." and insert "**contract or certificate, or another similar health contract.**".

Page 16, line 33, delete "health benefit plan" and insert "**a health**".

Page 16, line 34, delete "insurance." and insert "**insurance policy or contract for which coverage is provided under section 2.3 of this chapter.**".

Page 16, delete line 42.

Page 17, delete lines 1 through 3.

Page 17, line 4, delete "(v)" and insert "**(s)**".

Page 17, line 5, after "insurance" insert "**or health maintenance organization business**".

Page 17, line 20, delete "(6)".

Page 17, line 20, strike "A prepaid limited service health maintenance organization".

Page 17, strike lines 21 through 22.

Page 17, line 23, delete "(7)" and insert "**(6)**".

Page 17, line 24, delete "(8)" and insert "**(7)**".

Page 17, line 25, delete "(9)" and insert "**(8)**".

Page 17, line 28, delete "(10)" and insert "**(9)**".

Page 17, line 30, delete "(11)" and insert "**(10)**".

Page 17, line 31, delete "(10)." and insert "**(9)**".

Page 17, line 32, delete "(w)" and insert "**(t)**".

Page 17, line 39, delete "(x)" and insert "**(u)**".

Page 17, line 41, delete "(y)" and insert "**(v)**".

Page 18, line 8, delete "(z)" and insert "**(w)**".

Page 18, line 12, delete "(aa)" and insert "**(x)**".

Page 18, delete lines 30 through 34.

Page 18, line 35, delete "(cc)" and insert "**(y)**".

Page 19, line 7, delete "(dd)" and insert "**(z)**".

Page 19, line 29, delete "(aa)(3)," and insert "**(x)(3)**".

Page 19, line 39, delete "(ee)" and insert "**(aa)**".

Page 20, line 1, delete "(ff)" and insert "**(bb)**".

Page 20, line 7, delete "(gg)" and insert "**(cc)**".

Page 20, line 9, delete "(hh)" and insert "**(dd)**".

Page 20, line 13, delete "(ii)" and insert "**(ee)**".

Page 20, line 16, delete "(jj)" and insert "**(ff)**".

Page 21, line 17, after "holder" insert "**or enrollee**".

Page 23, line 18, delete "contracts;" and insert "**contracts, including health maintenance organization subscriber contracts and certificates;**".

Page 23, line 28, delete "Except for a part of a certificate, policy, or contract".

Page 23, delete line 29.

Page 23, line 30, delete "insurance benefit, this" and insert "This".

Page 24, between lines 14 and 15, begin a new line block indented and insert:

"However, this subdivision does not apply to a part of

a certificate, policy, or contract (including a rider) that provides long term care or another health insurance benefit."

Page 26, delete lines 23 through 30.

Page 27, line 4, after "than" insert **"those relating to"**.

Page 27, line 6, delete "plan insurance," and insert **"plans,"**.

Page 27, line 9, strike "health".

Page 27, line 10, strike "insurance benefits that are".

Page 27, line 11, strike "health".

Page 27, line 12, strike "insurance benefits under one (1) or more".

Page 27, line 13, strike "policies" and insert **"benefits"**.

Page 27, line 15, strike "insurance".

Page 27, line 36, delete "plan" and insert **"plans"**.

Page 27, line 36, strike "insurance".

Page 28, between lines 34 and 35, begin a new paragraph and insert:

"SECTION 17. IC 27-8-8-3, AS AMENDED BY P.L.193-2006, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) There is created a nonprofit legal entity referred to as the Indiana Life and Health Insurance Guaranty Association. A member insurer shall be and remain a member of the association as a condition of the member insurer's authority to transact insurance in Indiana. The association shall perform its functions under the plan of operation established and approved under section 7 of this chapter. The association shall exercise its powers through a board of directors established under section 4 of this chapter. For purposes of administration and assessment the association shall maintain the following two (2) accounts:

(1) The health ~~insurance~~ account.

(2) The life insurance and annuity account, which includes the following subaccounts:

(A) The life insurance subaccount.

(B) The annuity subaccount, which includes annuity contracts issued to or in connection with a governmental benefit plan established under Section 401, 403(b), or 457 of the United States Internal Revenue Code, but otherwise excludes unallocated annuities.

(C) The unallocated annuity subaccount, which excludes annuity contracts issued to or in connection with a governmental benefit plan established under Section 401, 403(b), or 457 of the United States Internal Revenue Code.

(b) The association is under the immediate supervision of the commissioner and subject to the applicable provisions of the insurance laws of Indiana."

Page 30, line 4, strike "For premiums identical to the premiums that would have".

Page 30, line 5, strike "been payable under the covered policy,".

Page 30, line 5, delete "assure" and insert "Assure".

Page 34, line 24, delete "insured," and insert **"enrollee, health care provider,"**.

Page 40, line 5, delete "health benefit plan" and insert **"accident and health"**.

Page 40, line 9, delete "A life insurance and annuity member insurer's" and insert **"The"**.

Page 40, line 10, after "assessment" insert **"that must be allocated to the life insurance and annuity account"**.

Page 40, line 12, delete "insurer's" and insert **"insurers'"**.

Page 40, line 13, delete "insurance".

Page 40, delete lines 16 through 24, begin a new line double block indented and insert:

"(A) 0.50; minus

(B) the life insurance and annuity member insurers' share of the health account.

STEP THREE: Determine the remainder of:

(A) The life insurance and annuity member insurers' share of the life insurance and annuity account; minus

(B) the life insurance and annuity member insurers' share of the health account.

STEP FOUR: Divide the remainder determined under STEP TWO by the remainder determined under STEP THREE."

Page 40, line 27, delete "plus" and insert **"and"**.

Page 40, line 29, delete "benefit plan".

Page 40, line 29, delete "premiums." and insert **"premiums, including assessable health maintenance organization premiums and excluding assessable premiums written for disability insurance and long term care insurance. For purposes of this subsection, "accident and health insurance member insurer" means a member insurer that is not a life insurance and annuity member insurer."**

Page 41, line 24, strike "insurance".

Page 47, between lines 6 and 7, begin a new paragraph and insert:

"(c) In lieu of the surcharge allowed by subsection (a), a member insurer that is not eligible to take a credit under section 16 of this chapter may assign the credit to the member insurer's affiliate (as defined in IC 27-1-23-1(b))."

Page 47, line 22, strike "Not later than January 1, 2007,".

Page 47, line 22, delete "the" and insert "The".

Page 48, between lines 34 and 35, begin a new paragraph and insert:

"SECTION 28. IC 27-8-10-5.1, AS AMENDED BY P.L.213-2015, SECTION 252, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5.1. (a) A person is not eligible for an association policy if the person is eligible for any of the coverage described in subdivisions (1) and (2). A person other than a federally eligible individual may not apply for an association policy unless the person has applied

for:

- (1) Medicaid; and
- (2) coverage under the:
 - (A) preexisting condition insurance plan program established by the Secretary of Health and Human Services under Section 1101 of Title I of the federal Patient Protection and Affordable Care Act (P.L. 111-148); and
 - (B) healthy Indiana plan under IC 12-15-44.2;

not more than sixty (60) days before applying for the association policy.

(b) Except as provided in subsection (c), a person is not eligible for an association policy if, at the effective date of coverage, the person has or is eligible for coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana as set forth in IC 27. However, an offer of coverage described in IC 27-8-5-2.5(e) (expired July 1, 2007, and removed), IC 27-8-5-2.7, IC 27-8-5-19.2(e) (expired July 1, 2007, and repealed), or IC 27-8-5-19.3 does not affect an individual's eligibility for an association policy under this subsection. Coverage under any association policy is in excess of, and may not duplicate, coverage under any other form of health insurance.

(c) Except as provided in ~~IC 27-13-16-4~~ and subsection (a), a person is eligible for an association policy upon a showing that:

- (1) the person has been rejected by one (1) carrier for coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana, as set forth in IC 27, without material underwriting restrictions;
- (2) an insurer has refused to issue insurance except at a rate exceeding the association plan rate; or
- (3) the person is a federally eligible individual.

For the purposes of this subsection, eligibility for Medicare coverage does not disqualify a person who is less than sixty-five (65) years of age from eligibility for an association policy.

(d) Coverage under an association policy terminates as follows:

- (1) On the first date on which an insured is no longer a resident of Indiana.
- (2) On the date on which an insured requests cancellation of the association policy.
- (3) On the date of the death of an insured.
- (4) At the end of the policy period for which the premium has been paid.
- (5) On the first date on which the insured no longer meets the eligibility requirements under this section.

(e) An association policy must provide that coverage of a dependent unmarried child terminates when the child becomes nineteen (19) years of age (or twenty-five (25) years of age if the

child is enrolled full time in an accredited educational institution). The policy must also provide in substance that attainment of the limiting age does not operate to terminate a dependent unmarried child's coverage while the dependent is and continues to be both:

- (1) incapable of self-sustaining employment by reason of a mental, intellectual, or physical disability; and
- (2) chiefly dependent upon the person in whose name the contract is issued for support and maintenance.

However, proof of such incapacity and dependency must be furnished to the carrier within one hundred twenty (120) days of the child's attainment of the limiting age, and subsequently as may be required by the carrier, but not more frequently than annually after the two (2) year period following the child's attainment of the limiting age.

(f) An association policy that provides coverage for a family member of the person in whose name the contract is issued must, as to the family member's coverage, also provide that the health insurance benefits applicable for children are payable with respect to a newly born child of the person in whose name the contract is issued from the moment of birth. The coverage for newly born children must consist of coverage of injury or illness, including the necessary care and treatment of medically diagnosed congenital defects and birth abnormalities. If payment of a specific premium is required to provide coverage for the child, the contract may require that notification of the birth of a child and payment of the required premium must be furnished to the carrier within thirty-one (31) days after the date of birth in order to have the coverage continued beyond the thirty-one (31) day period.

(g) Except as provided in subsection (h), an association policy may contain provisions under which coverage is excluded during a period of three (3) months following the effective date of coverage as to a given covered individual for preexisting conditions, as long as medical advice or treatment was recommended or received within a period of three (3) months before the effective date of coverage. This subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(h) If a person applies for an association policy within six (6) months after termination of the person's coverage under a health insurance arrangement and the person meets the eligibility requirements of subsection (c), then an association policy may not contain provisions under which:

- (1) coverage as to a given individual is delayed to a date after the effective date or excluded from the policy; or
- (2) coverage as to a given condition is denied;

on the basis of a preexisting health condition. This subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(i) For purposes of this section, coverage under a health

insurance arrangement includes, but is not limited to, coverage pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1985.

SECTION 29. IC 27-13-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. An application for a certificate of authority to operate a health maintenance organization must set forth or be accompanied by the following:

- (1) A copy of the organizational documents of the applicant, such as the articles of incorporation, partnership agreement, trust agreement, articles of organization, or any other applicable documents, and all amendments to those documents.
- (2) A copy of the bylaws, rules and regulations, or similar document regulating the conduct of the internal affairs of the applicant.
- (3) A list, on a form acceptable to the commissioner, of the names, addresses, official positions, and biographical information of the persons who are to be responsible for the conduct of the affairs and daily operations of the applicant, including the following:
 - (A) All members of the board of directors, board of trustees, executive committee, or other governing board or committee of the applicant.
 - (B) The principal officers, if the applicant is a corporation.
 - (C) The partners or members, if the applicant is a partnership or an association.
 - (D) The manager or, if there is no manager, all members of a limited liability company.
- (4) A copy of any contract form that has been made or is to be made between any class of providers and the health maintenance organization.
- (5) A copy of any contract that has been made or is to be made between:
 - (A) third party administrators, agents, or persons identified under subdivision (3); and
 - (B) the health maintenance organization.
- (6) A copy of the form of evidence of coverage that is to be issued by the health maintenance organization to an enrollee.
- (7) A copy of the form of a group contract, if any, that is to be issued by the health maintenance organization to an employer, a union, a trustee, or another entity.
- (8) Financial statements showing the assets, liabilities, and sources of financial support of the applicant, including:
 - (A) a copy of the most recent certified financial statement of the applicant; and
 - (B) an unaudited current financial statement.
- (9) A financial feasibility plan that includes the following:
 - (A) Detailed enrollment projections.
 - (B) The methodology for determining premium rates to

be charged during the first twelve (12) months of operations, certified by an actuary or other qualified person acceptable to the commissioner.

(C) A projection of:

- (i) balance sheets;
- (ii) cash flow statements showing any capital expenditures, purchase and sale of investments, and deposits with the state; and
- (iii) income and expense statements;

anticipated from the start of operations until the organization has had net income for at least one (1) year.

(D) A statement of the sources of working capital as well as any other sources of funding.

(10) If the applicant is not domiciled in Indiana, an executed power of attorney appointing the commissioner, the commissioner's successors in office, and authorized deputies of the commissioner as the true and lawful attorney of the applicant in and for Indiana upon whom all lawful process in any legal action or proceeding against the health maintenance organization on a cause of action arising in Indiana may be served.

(11) A statement or map reasonably indicating, on a county-by-county basis, the service area to be served by the health maintenance organization.

(12) A description of the internal procedures to be used by the health maintenance organization for the investigation and resolution of the complaints and grievances of enrollees.

(13) A description of the proposed quality management program of the applicant, including the following:

- (A) The formal organizational structure.
- (B) Methods for developing criteria.
- (C) Procedures for comprehensive evaluation of the quality of care rendered to enrollees.
- (D) Processes to initiate corrective action and reevaluation when deficiencies in provider performance or organizational performance are identified.

(14) A description of the procedures to be implemented to meet the requirements set forth in IC 27-13-12 through ~~IC 27-13-17~~. **IC 27-13-15.**

(15) A list of the names, addresses, and license numbers of any providers with whom the health maintenance organization has agreements.

(16) Any other information required by the commissioner to make the determination required under IC 27-13-3.

SECTION 30. IC 27-13-13-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) A deposit made by a health maintenance organization under this chapter must be used

(+) to protect the interest of the enrollees of the health maintenance organization. ~~and~~

(2) to ensure continuation of health care services to enrollees of the health maintenance organization; if the health maintenance organization is in supervision, rehabilitation, or liquidation.

(b) The commissioner may use the deposit for administrative costs that are attributable to a receivership of the health maintenance organization.

(c) If the health maintenance organization is placed in receivership, the deposit made by the organization must be treated as an asset of the organization subject to IC 27-9.

SECTION 31. IC 27-13-13-9 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 9: (a) As used in this section, "noncovered health care expenditures" means the costs to a health maintenance organization for health care services:

(1) that are the obligation of the health maintenance organization;

(2) for which the enrollee may be liable in the event of the health maintenance organization's insolvency; and

(3) for which:

(A) no alternative arrangements have been made that are acceptable to the commissioner; or

(B) statutory deposits and net worth of the health maintenance organization are determined by the commissioner to be inadequate.

(b) If noncovered health care expenditures exceed ten percent (10%) of total health care expenditures, a health maintenance organization shall deposit cash or securities that are acceptable to the commissioner with:

(1) the commissioner; or

(2) an organization or trustee approved by the commissioner through which a custodial or controlled account is maintained.

(c) The deposit made under subsection (b) must have a fair market value:

(1) calculated on the first day of each month; and

(2) maintained for the remainder of the month;

of not less than one hundred twenty percent (120%) of the health maintenance organization's outstanding liability for noncovered health care expenditures for enrollees in Indiana, including incurred but not reported claims.

(d) The commissioner may require a health maintenance organization to file periodic reports, including reports on liability for noncovered health care expenditures and audit opinions; that the commissioner considers necessary to monitor compliance with this section.

SECTION 32. IC 27-13-16 IS REPEALED [EFFECTIVE JULY 1, 2018]. (Protection Against Receivership; Continuation of Benefits).

SECTION 33. IC 27-13-18 IS REPEALED [EFFECTIVE JULY 1, 2018]. (Enrollment Period in Event of Receivership)."

Page 49, delete lines 18 through 27.

Renumber all SECTIONS consecutively.

(Reference is to HB 1301 as printed January 26, 2018.)

CARBAUGH

Motion prevailed.

HOUSE MOTION
(Amendment 1301-5)

Mr. Speaker: I move that House Bill 1301 be amended to read as follows:

Page 2, line 39, delete "fifty percent (50%)" and insert "**twenty-five percent (25%)**".

Page 4, line 25, delete "fifty percent (50%)" and insert "**twenty-five percent (25%)**".

Page 5, line 6, delete "fifty percent (50%)" and insert "**twenty-five percent (25%)**".

(Reference is to HB 1301 as printed January 26, 2018.)

LEHMAN

Motion prevailed.

HOUSE MOTION
(Amendment 1301-1)

Mr. Speaker: I move that House Bill 1301 be amended to read as follows:

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

"SECTION 1. IC 5-10-8-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 19. (a) As used in this section, "covered individual" means an individual entitled to coverage under a state employee health plan.

(b) As used in this section, "ectodermal dysplasia" means a congenital genetic disorder that is characterized by malformed or absent teeth.

(c) As used in this section, "state employee health plan" refers to the following:

(1) A self-insurance program established under section 7(b) of this chapter to provide coverage for health care services.

(2) A contract with a prepaid health care delivery plan that is entered into or renewed under section 7(c) of this chapter.

(d) A state employee health plan must provide coverage for inpatient and outpatient dental, orthodontic, and prosthodontic services, including dentures, implants, and crowns, for treatment of ectodermal dysplasia that is:

(1) determined by the covered individual's physician to be medically necessary to restore or maintain the covered individual's ability to perform activities of daily living; and

(2) prescribed by the covered individual's treating physician;

including repair and replacement.

(e) The coverage required under subsection (d) may not

be subject to any:

(1) annual dollar limits, deductibles, copayments, or coinsurance provisions that are less favorable to a covered individual than the dollar limits, deductibles, copayments, or coinsurance provisions that apply to physical illness generally under the state employee health plan; or

(2) lifetime dollar limits, coinsurance, or deductibles."

Page 48, between lines 34 and 35, begin a new paragraph and insert:

"SECTION 27. IC 27-8-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

Chapter 35. Coverage for Treatment of Ectodermal Dysplasia

Sec. 1. As used in this chapter, "policy of accident and sickness insurance" has the meaning set forth in IC 27-8-5-1.

Sec. 2. As used in this chapter, "ectodermal dysplasia" means a congenital genetic disorder that is characterized by malformed or absent teeth.

Sec. 3. A policy of accident and sickness insurance must provide coverage for inpatient and outpatient dental, orthodontic, and prosthodontic services, including dentures, implants, and crowns, for treatment of ectodermal dysplasia that is:

(1) determined by the insured's physician to be medically necessary to restore or maintain the insured's ability to perform activities of daily living; and

(2) prescribed by the insured's treating physician; including repair and replacement.

Sec. 4. The coverage required by this chapter may not be subject to any:

(1) annual dollar limits, coinsurance, or deductibles that are less favorable to an insured than the annual dollar limits, coinsurance, or deductibles that apply to coverage generally under the policy of accident and sickness insurance; or

(2) lifetime dollar limits, coinsurance, or deductibles.

SECTION 28. IC 27-13-7-24 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 24. (a) As used in this section, "ectodermal dysplasia" means a congenital genetic disorder that is characterized by malformed or absent teeth.

(b) An individual contract and a group contract must provide coverage for inpatient and outpatient dental, orthodontic, and prosthodontic services, including dentures, implants, and crowns, for treatment of ectodermal dysplasia that is:

(1) determined by the enrollee's physician to be medically necessary to restore or maintain the

enrollee's ability to perform activities of daily living; and

(2) prescribed by the enrollee's treating physician; including repair and replacement.

(c) The services required by this section may not be subject to any:

(1) annual dollar limits, deductibles, copayments, or coinsurance provisions that are less favorable to an enrollee than the dollar limits, deductibles, copayments, or coinsurance provisions that apply to physical illness generally under the individual contract or group contract; or

(2) lifetime dollar limits, coinsurance, or deductibles."

Page 49, after line 27, begin a new paragraph and insert:

"SECTION 34. [EFFECTIVE JULY 1, 2018] (a) IC 5-10-8-19, as added by this act, applies to a state employee health plan that is established, entered into, amended, or renewed after June 30, 2018.

(b) IC 27-8-35, as added by this act, applies to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2018.

(c) IC 27-13-7-24, as added by this act, applies to an individual contract or a group contract that is entered into, delivered, amended, or renewed after June 30, 2018.

(d) This SECTION expires July 30, 2021."

Re-number all SECTIONS consecutively.

(Reference is to HB 1301 as printed January 26, 2018.)

CANDELARIA REARDON

Representative Torr rose to a point of order, citing Rule 118, stating that the motion was attempting to incorporate into the bill another bill pending before the House. After discussion, Representative Candelaria Reardon withdrew the motion to amend.

There being no further amendments, the bill was ordered engrossed.

The Speaker yielded the gavel to the Deputy Speaker Pro Tempore, Representative Karickhoff.

House Bill 1315

Representative T. Brown called down House Bill 1315 for second reading. The bill was read a second time by title.

HOUSE MOTION

(Amendment 1315-28)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 34, line 30, after "council." insert "These individuals must reside within the boundaries of the Muncie Community school corporation district."

Page 34, line 33, after "Muncie." insert "These individuals must reside within the boundaries of the Muncie Community school corporation district."

Page 35, between lines 6 and 7, begin new paragraph and insert:

"(c) Before making appointments to the governing body under this section, the Ball State University board of trustees shall adopt a policy prohibiting nepotism and a policy prohibiting conflicts of interest with regard to the appointment of members of the governing body by the Ball State University board of trustees and the President of Ball State University."

(Reference is to HB 1315 as printed January 26, 2018.)

T. BROWN

Motion prevailed.

HOUSE MOTION
(Amendment 1315-27)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 5, line 38, after "public." insert **"During the period that the Gary Community School Corporation is designated as a distressed political subdivision, the advisory committee may vote to:**

(1) fill vacancies; or

(2) select officers;

of the advisory committee."

(Reference is to HB 1315 as printed January 26, 2018.)

T. BROWN

Motion prevailed.

HOUSE MOTION
(Amendment 1315-30)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 6, line 7, delete "The" and insert **"Subject to subsection (r), the"**.

Page 9, line 34, delete "The" and insert **"Subject to subsection (r), the"**.

Page 12, between lines 31 and 32, begin a new paragraph and insert:

"(r) The Gary Community School Corporation Board of Trustees may not vote on fiscal matters. However, the Gary Community School Corporation Board of Trustees may vote to:

(1) fill vacancies; or

(2) reorganize offices;

of the Gary Community School Corporation Board of Trustees."

(Reference is to HB 1315 as printed January 26, 2018.)

V. SMITH

Motion withdrawn.

Representative Ziemke, who had been excused, is now present.

HOUSE MOTION
(Amendment 1315-29)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 5, reset in roman lines 20 through 21.

Page 5, line 22, reset in roman "(4)".

Page 5, line 22, delete "(3)".

Page 5, line 32, reset in roman "governing".

Page 5, line 33, reset in roman "body of the school corporation".

Page 5, line 33, delete "Gary Community Schools advisory".

Page 5, line 34, delete "committee".

Page 5, line 34, reset in roman "meet".

Page 5, line 34, delete "hold a public meeting".

Page 5, line 35, reset in roman "each month".

Page 5, line 35, delete "every three (3) months".

Page 6, line 10, delete "board," and insert "board".

Page 6, line 10, reset in roman "and the".

Page 6, line 11, reset in roman "governing body,".

Page 6, line 16, delete "board." and insert "board".

Page 6, line 16, reset in roman "or the governing body.".

Page 7, line 30, reset in roman "(1) One (1) member appointed by the".

Page 7, line 30, after "body." insert **"legislative body of the City of Gary."**

Page 7, line 31, reset in roman "(2)".

Page 7, line 31, after "(2)" delete "(1)".

Page 7, line 33, reset in roman "(3)".

Page 7, line 33, delete "(2)".

Page 7, line 36, reset in roman "(4)".

Page 7, line 36, delete "(3)".

Page 8, line 19, reset in roman "governing body".

Page 8, line 19, delete "advisory committee".

Page 10, line 40, reset in roman "the governing body,".

Page 10, line 41, delete "board" and insert "board,".

Page 11, line 3, delete "board" and insert "board,".

Page 11, line 3, reset in roman "the governing".

Page 11, line 4, reset in roman "body,".

Page 11, line 27, reset in roman "the governing body,".

Page 11, line 28, delete "board" and insert "board,".

Page 12, reset in roman line 22.

Page 12, line 23, reset in roman "with the governing body at least once each month.".

Page 12, reset in roman lines 27 through 31.

Page 25, delete line 42.

Page 26, delete line 1.

Page 26, line 2, delete "(c)" and insert **"(b)"**.

Page 26, line 4, delete "(d)" and insert **"(c)"**.

Page 26, line 6, delete "(e)" and insert **"(d)"**.

Page 29, delete lines 30 through 42.

Delete pages 30 through 31.

Page 32, delete lines 1 through 30.

Renumber all SECTIONS consecutively.
 (Reference is to HB 1315 as printed January 26, 2018.)
 V. SMITH

Upon request of Representatives Bauer and Goodin, the Speaker ordered the roll of the House to be called. Roll Call 119: yeas 23, nays 62. Motion failed.

Representative Huston, who had been present, is now excused.

HOUSE MOTION
 (Amendment 1315-31)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 33, between lines 19 and 20, begin a new line block indented and insert:

- "(2) IC 20-28-6-2 (basic contract requirements).
- (3) IC 20-29 (collective bargaining for teachers)."

- Page 33, line 20, delete "(2)" and insert "(4)".
- Page 33, line 22, delete "(3)" and insert "(5)".
- Page 33, line 23, delete "(4)" and insert "(6)".
- Page 33, line 26, delete "(5)" and insert "(7)".
- Page 33, line 27, delete "(6)" and insert "(8)".
- Page 33, line 28, delete "(7)" and insert "(9)".
- Page 33, line 29, delete "(8)" and insert "(10)".
- Page 33, line 30, delete "(9)" and insert "(11)".
- Page 33, line 31, delete "(10)" and insert "(12)".
- Page 33, line 33, delete "(11)" and insert "(13)".
- Page 33, line 34, delete "(12)" and insert "(14)".
- Page 33, line 35, delete "(13)" and insert "(15)".
- Page 33, line 36, delete "(14)" and insert "(16)".
- Page 33, line 38, delete "(15)" and insert "(17)".
- Page 33, line 39, delete "(16)" and insert "(18)".
- Page 33, line 41, delete "(17)" and insert "(19)".

(Reference is to HB 1315 as printed January 26, 2018.)

WRIGHT

Upon request of Representatives Forestal and Porter, the Speaker ordered the roll of the House to be called. Roll Call 120: yeas 28, nays 57. Motion failed.

HOUSE MOTION
 (Amendment 1315-10)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

Page 18, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 10. IC 6-1.1-20.3-7.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7.2. (a) This section applies to any higher education institution that:**
(1) authorized a charter school in 2005 within the geographic territory of a school corporation that was

designated as a distressed political subdivision under this chapter before December 1, 2017; and
(2) adopts a resolution to enter into a governance arrangement with a school corporation that is designated as a distressed political subdivision under this chapter.

(b) A higher education institution shall offer to any distressed school corporation that does not have a governance arrangement in place with the higher education institution to provide a substantially similar governance arrangement to the distressed school corporation.

(c) The higher education institution is entitled to access all records of the distressed school corporation that are necessary to determine whether to proceed with entering into a governance arrangement.

(d) The higher education institution board of trustees shall hold at least one (1) public meeting within the geographic territory of the distressed school corporation to discuss whether to proceed with entering into a governance arrangement with the school corporation. The public meeting must be held not later than:

- (1) June 1, 2018; or**
- (2) thirty (30) days after the higher education institution board of trustees adopts a resolution to enter into a governance arrangement with any other school corporation.**

(e) The higher education institution board of trustees shall hold a second public meeting within the geographic territory of the distressed school to publicly announce its decision on whether to enter into a governance arrangement with the school corporation. In addition, the public notice for the meeting must include its decision on whether to enter into a governance arrangement with the school corporation. The public meeting must be held not later than:

- (1) July 1, 2018; or**
- (2) thirty (30) days after the higher education institution board of trustees adopts a resolution to enter into a governance arrangement with any other school corporation."**

Renumber all SECTIONS consecutively.
 (Reference is to HB 1315 as printed January 26, 2018.)

PORTER

Upon request of Representatives GiaQuinta and Porter, the Speaker ordered the roll of the House to be called. Roll Call 121: yeas 25, nays 60. Motion failed.

HOUSE MOTION
 (Amendment 1315-32)

Mr. Speaker: I move that House Bill 1315 be amended to read as follows:

- Page 5, reset in roman lines 20 through 21.
- Page 5, line 22, reset in roman "(4)".

Page 5, line 22, delete "(3)".

Page 5, line 32, reset in roman "governing".

Page 5, line 33, reset in roman "body of the school corporation".

Page 5, line 33, delete "Gary Community Schools advisory".

Page 5, line 34, delete "committee".

Page 6, line 10, delete "board," and insert "board".

Page 6, line 10, reset in roman "and the".

Page 6, line 11, reset in roman "governing body,".

Page 6, line 16, delete "board." and insert "board".

Page 6, line 16, reset in roman "or the governing body.".

Page 8, line 19, reset in roman "governing body".

Page 8, line 19, delete "advisory committee".

Page 29, delete lines 30 through 42, begin a new paragraph and insert:

"SECTION 18. IC 20-23-12-3, AS AMENDED BY P.L.179-2011, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) **Subject to subsection (d)**, the governing body of the school corporation consists of seven (7) members elected as follows:

(1) On a nonpartisan basis.

(2) In a general election in the county.

(b) Six (6) of the members shall be elected from the school districts drawn under section 4 of this chapter. Each member:

(1) is elected from the school district in which the member resides; and

(2) upon election and in conducting the business of the governing body, represents the interests of the entire school corporation.

(c) One (1) of the members elected:

(1) is the at-large member of the governing body;

(2) may reside in any of the districts drawn under section 4 of this chapter; and

(3) upon election and in conducting the business of the governing body, represents the interests of the entire school corporation.

(d) This subsection expires July 1, 2020. Notwithstanding any other law, the governing body of the school corporation is the emergency manager appointed by the distressed unit appeal board under IC 6-1.1-20.3. During the period that the emergency manager is the governing body of the school corporation, the members described in subsection (a) shall serve:

(1) as an advisory committee and may provide nonbinding recommendations to the emergency manager; and

(2) their terms of office in the manner prescribed in section 9 of this chapter."

Delete pages 30 through 31.

Page 32, delete lines 1 through 30.

Page 34, line 21, after "2018," insert "**and ending June 30, 2020,**".

Page 36, line 34, delete "2022," and insert "**2020,**".

Page 36, after line 42, begin a new paragraph and insert:

"Sec. 14. Notwithstanding any other law and the school's organization plan developed under IC 20-23-4, the terms of office of members of the Muncie Community School Corporation on June 30, 2018, shall be suspended during the period described in section 6 of this chapter. The members of the governing body on June 30, 2018, shall be reinstated to the governing body on July 1, 2020. Each member of the governing body reinstated on July 1, 2020, shall serve the remainder of the member's term that the particular member had on July 1, 2018.

Sec. 15. This chapter expires August 1, 2020."

Renumber all SECTIONS consecutively.

(Reference is to HB 1315 as printed January 26, 2018.)

ERRINGTON

Upon request of Representatives Errington and Summers, the Speaker ordered the roll of the House to be called. Roll Call 122: yeas 26, nays 59. Motion failed. The bill was ordered engrossed.

House Bill 1374

Representative Soliday called down House Bill 1374 for second reading. The bill was read a second time by title.

HOUSE MOTION

(Amendment 1374-1)

Mr. Speaker: I move that House Bill 1374 be amended to read as follows:

Page 2, line 16, delete "2018]." and insert "2019]."

Page 216, line 28, delete "NWIRDA or the NICTD," and insert "**NWIRDA as appropriate;**".

Page 216, delete line 29.

(Reference is to HB 1374 as printed January 29, 2018.)

SOLIDAY

Motion prevailed. The bill was ordered engrossed.

House Bill 1383

Representative Slager called down House Bill 1383 for second reading. The bill was read a second time by title.

HOUSE MOTION

(Amendment 1383-3)

Mr. Speaker: I move that House Bill 1383 be amended to read as follows:

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

"SECTION 1. IC 3-11-4-3, AS AMENDED BY P.L.201-2017, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) Except as provided in subsection ~~(c)~~ **(d)** and section 6 of this chapter, an application for an absentee ballot must be received by the circuit court clerk (or, in a county subject to IC 3-6-5.2, the director of

the board of elections and registration) not earlier than the date the registration period resumes under IC 3-7-13-10 nor later than the following:

- (1) Noon on election day if the voter registers to vote under IC 3-7-36-14.
- (2) Noon on the day before election day if the voter:
 - (A) completes the application in the office of the circuit court clerk under IC 3-11-10-26; or
 - (B) is an absent uniformed services voter or overseas voter who requests that the ballot be transmitted by electronic mail or fax under section 6(h) of this chapter.
- (3) Noon on the day before election day if:
 - (A) the application is a mailed, transmitted by fax, or hand delivered application from a confined voter or voter caring for a confined person; and
 - (B) the applicant requests that the absentee ballots be delivered to the applicant by an absentee voter board under IC 3-11-10-25.
- (4) 11:59 p.m. on the eighth day before election day if the application is:
 - (A) a mailed application;
 - (B) transmitted by electronic mail;
 - (C) transmitted by fax; or
 - (D) hand delivered;

from other voters who request to vote by mail under IC 3-11-10-24.

(b) An application for an absentee ballot received by the election division by the time and date specified by subsection (a)(2)(B), (a)(3), or (a)(4) is considered to have been timely received for purposes of processing by the county. The election division shall immediately transmit the application to the circuit court clerk, or the director of the board of elections and registration, of the county where the applicant resides. The election division is not required to complete or file the affidavit required under section 2(h) of this chapter whenever the election division transmits an application under this subsection.

(c) Whenever a voter files an application for an absentee ballot under this chapter, the application is an adequate application for an absentee ballot for an election conducted during the period that ends on December 31 following the date the application is filed, unless an absentee ballot mailed to the voter at the address set forth in the application is returned to the county election board during that period as undeliverable. If a voter entitled to receive an absentee ballot under this subsection subsequently files a voter registration application for a change of address within the same county or for a change of name or other information set forth in the voter's registration record, the previously approved absentee ballot application remains effective for the same period, unless the acknowledgment notice sent to the voter at that address is returned by the United States Postal Service due to an unknown or insufficient address in

accordance with IC 3-7-33-5. If a voter entitled to receive an absentee ballot under this subsection subsequently files a voter registration application for an address that is not located in the same county, the voter must file a new absentee ballot application under this section with the appropriate county election board.

~~(c)~~ **(d)** This subsection applies to ~~the primary election held before the general~~ any election conducted in 2018 and every four (4) years thereafter. An application for an absentee ballot ~~for the primary election~~ may not be received by the circuit court clerk (or, in a county subject to IC 3-6-5.2, the director of the board of elections and registration) earlier than December 1 of the year before the ~~primary~~ election.

SECTION 2. IC 3-11-4-6, AS AMENDED BY P.L.201-2017, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) This section applies, notwithstanding any other provision of this title, to absentee ballot applications for the following:

- (1) An absent uniformed services voter.
- (2) An address confidentiality program participant (as defined in IC 5-26.5-1-6).
- (3) An overseas voter.

(b) A county election board shall make blank absentee ballot applications available for persons covered by this section. Except as provided in section ~~3(c)~~ **3(d)** of this chapter, a person may apply for an absentee ballot at any time after the registration period resumes under IC 3-7-13-10.

(c) A person covered by this section may apply for an absentee ballot for the next scheduled primary, general, or special election by filing either of the following:

- (1) A combined absentee registration form and absentee ballot request approved under 52 U.S.C. 20301(b)(2).
- (2) A form prescribed under IC 3-5-4-8 that identifies the applicant as an absent uniformed services voter or an overseas voter. A form prescribed under this subdivision must permit the applicant to designate whether the applicant wishes to receive the absentee ballot by electronic mail, fax, or United States mail.

(d) If the county election board receives an absentee ballot application from a person described by subsection (c), the circuit court clerk shall mail to the person, free of postage as provided by 39 U.S.C. 3406, all ballots for the election immediately upon receipt of the ballots under section 15 of this chapter, unless the person has indicated under subsection (c) that the person wishes to receive the absentee ballot by electronic mail or fax.

(e) Whenever a voter files an application for an absentee ballot and indicates on the application that the voter is an absent uniformed services voter or an overseas voter, the application is an adequate application for an absentee ballot for an election conducted during the period that ends on December 31 following the date the application is filed, unless an absentee

ballot mailed to the voter at the address set forth in the application is returned to the county election board during that period as undeliverable. The circuit court clerk and county election board shall process this application and send general election absentee ballots to the voter in the same manner as other general election and special election absentee ballot applications and ballots are processed and sent under this chapter. If a voter entitled to receive an absentee ballot under this subsection subsequently files a voter registration application for a change of address within the same county or for a change of name or other information set forth in the voter's registration record, the previously approved absentee ballot application remains effective for the same period, unless the acknowledgment notice sent to the voter at that address is returned by the United States Postal Service due to an unknown or insufficient address in accordance with IC 3-7-33-5. If a voter entitled to receive an absentee ballot under this subsection subsequently files a voter registration application for an address that is not located in the same county, the voter must file a new absentee ballot application under this section with the appropriate county election board.

(f) Whenever a voter described in subsection (a)(2) files an application for a primary election absentee ballot and indicates on the application that the voter is an address confidentiality program participant, the application is an adequate application for a general election absentee ballot under this chapter and an absentee ballot for a special election conducted during the period that ends on December 31 following the date the application is filed. The circuit court clerk and county election board shall process this application and send general election and special election absentee ballots to the voter in the same manner as other general election and special election absentee ballot applications and ballots are processed and sent under this chapter.

(g) The name, address, telephone number, and any other identifying information relating to a program participant (as defined in IC 5-26.5-1-6) in the address confidentiality program, as contained in a voting registration record, is declared confidential for purposes of IC 5-14-3-4(a)(1). The county voter registration office may not disclose for public inspection or copying a name, an address, a telephone number, or any other information described in this subsection, as contained in a voting registration record, except as follows:

- (1) To a law enforcement agency, upon request.
- (2) As directed by a court order.

(h) The county election board shall by fax or electronic mail transmit an absentee ballot to and receive an absentee ballot from an absent uniformed services voter or an overseas voter by electronic mail or fax at the request of the voter indicated in the application filed under this section. If the voter wants to submit absentee ballots by fax or electronic mail, the voter must separately sign and date a statement submitted with the

electronic mail or the fax transmission that states substantively the following: "I understand that by faxing or e-mailing my voted ballot I am voluntarily waiving my right to a secret ballot."

(i) The county election board shall send confirmation to a voter described in subsection (h) that the voter's absentee ballot has been received as follows:

- (1) If the voter provides a fax number to which a confirmation may be sent, the county election board shall send the confirmation to the voter at the fax number provided by the voter.
- (2) If the voter provides an electronic mail address to which a confirmation may be sent, the county election board shall send the confirmation to the voter at the electronic mail address provided by the voter.
- (3) If:

- (A) the voter does not provide a fax number or an electronic mail address; or
- (B) the number or address provided does not permit the board to send the confirmation not later than the end of the first business day after the board receives the voter's absentee ballot;

the county election board shall send the confirmation by United States mail.

The county election board shall send the confirmation required by this subsection not later than the end of the first business day after the county election board receives the voter's absentee ballot.

(j) Upon approval of the voter's absentee ballot application, a county election board shall transmit an absentee ballot to an absent uniformed services voter or an overseas voter by electronic mail under a program authorized and administered by the Federal Voting Assistance Program of the United States Department of Defense or directly to the voter at the voter's electronic mail address, if requested to do so by the voter. A voter described by this section may transmit the voted absentee ballot to a county election board by electronic mail. If a voter described in this section transmits the voted absentee ballot through the United States Department of Defense program, the ballot must be transmitted in accordance with the procedures established under that program. An electronic mail message transmitting a voted absentee ballot under this subsection must include a digital image of the voter's signature on the statement required under subsection (h)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1383 as printed January 26, 2018.)

MOSELEY

Motion failed.

HOUSE MOTION
(Amendment 1383-1)

Mr. Speaker: I move that House Bill 1383 be amended to

read as follows:

- Page 2, line 23, delete ", " and insert ";".
- Page 2, line 23, strike "including any absentee ballots cast;".
- Page 2, line 24, delete ", ".
- Page 2, line 25, delete "including absentee ballots returned".
- Page 2, line 29, strike "or returned an absentee ballot,".
- Page 2, line 37, strike "and returned as".
- Page 2, line 38, strike "absentee ballots".
- Page 3, delete lines 2 through 22, begin a new paragraph and

insert:

"(f) The county election board shall compile the following information into a single document listing for each precinct:

- (1) The number of votes cast on the electronic voting systems in the precinct, as shown on the form required for the precinct under subsection (d).**
- (2) The number of voters who cast ballots on the electronic voting systems as shown on the form required for the precinct under subsection (d).**
- (3) The number of absentee ballots returned by voters of the precinct.**
- (4) The number of absentee ballots described in subdivision (3) that were counted.**
- (5) The difference between the number in subdivision (1) and the number in subdivision (2).**

Not later than noon on the second Friday following the election, the county election board shall discuss and publish the document described in this subsection at a public hearing and immediately make the document available for inspection and copying by any voter of the county.

(g) If

(1) the total number of votes cast, as determined under subsection (a); and

(2) the number of voters who received a ballot at the polls or returned an absentee ballot according to the poll lists;

differs by five (5) or more, the number determined under subsection (f)(5) is greater than or equal to the audit threshold number, then the county election board shall may order an audit of all the votes cast in that precinct under this section. Before ordering an audit, the county election board shall recheck the computations reported by the inspector and judge under subsection (b); (c)."

(Reference is to HB 1383 as printed January 26, 2018.)

SLAGER

Motion prevailed.

HOUSE MOTION
(Amendment 1383-4)

Mr. Speaker: I move that House Bill 1383 be amended to read as follows:

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

"SECTION 1. IC 3-11-10-3 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. A county election board must receive an absentee ballot ~~in time for the board to deliver the ballot to the precinct election board of the voter's precinct before the closing of the polls on election day:~~ **not later than noon ten (10) days after the election.**

SECTION 2. IC 3-11-10-14, AS AMENDED BY P.L.64-2014, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 14. Subject to:

- (1) IC 3-10-8-7.5;**
- (2) IC 3-12-1-17;**
- (3) section 3 of this chapter; and**
- (4) section 11 of this chapter;**

absentee ballots received by mail (or by fax or electronic mail under IC 3-11-4-6) after the county election board has started the final delivery of the ballots to the precincts on election day are ~~considered as arriving too late and need not be delivered to the polls:~~ **to be handled according to IC 3-12-1-17(d).**

SECTION 3. IC 3-11.5-4-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. A county election board must receive an absentee ballot before noon ~~on~~ **ten (10) days after** election day.

SECTION 4. IC 3-11.5-4-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. **(a)** Not later than noon on election day each circuit court clerk, or an agent of the clerk, shall visit the appropriate post office to accept delivery of absentee envelopes.

(b) All ballots received by the circuit court clerk after the period in subsection (a) shall be delivered to the county election board to be handled under IC 3-12-1-17.

SECTION 5. IC 3-12-1-17, AS AMENDED BY P.L.76-2014, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 17. **(a)** This section applies only to an absentee ballot sent by mail.

(b) Notwithstanding In accordance with IC 3-11-10-3, IC 3-11-10-14, IC 3-11.5-4-3, and IC 3-11.5-4-7, an absentee ballot received from an overseas a voter is not considered as arriving too late if both of the following apply:

- (1) The absentee ballot envelope is postmarked not later than the date of the election.**
- (2) The absentee ballot is received not later than noon ten (10) days following the election.**

(c) If the postmark on the absentee ballot envelope is unclear, the county election board, by unanimous vote of the entire membership of the board, determines the postmark date. If the board is unable to determine the postmark date, the absentee ballot may not be counted.

(d) All absentee ballots arriving timely under this section shall be counted using the procedures in IC 3-11.5."

Renumber all SECTIONS consecutively.

(Reference is to HB 1383 as printed January 26, 2018.)

KERSEY

Upon request of Representatives Dvorak and Summers, the Speaker ordered the roll of the House to be called. Roll Call 123: yeas 26, nays 58. Motion failed. The bill was ordered engrossed.

Representative Stemler, who had been present, is now excused.

House Bill 1399

Representative Behning called down House Bill 1399 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1399-2)

Mr. Speaker: I move that House Bill 1399 be amended to read as follows:

Page 3, after line 5, begin a new paragraph and insert:

"(d) The department shall develop an incentive program to:

- (1) assist teachers who pursue a content area license under this section; and**
- (2) reward teachers who earn a content area license under this section.**

The department shall make recommendations to the general assembly in an electronic format under IC 5-14-6 regarding ways to accomplish the goals described in this subsection."

(Reference is to HB 1399 as printed January 29, 2018.)

V. SMITH

Upon request of Representatives Eberhart and Clere, the Speaker ordered the roll of the House to be called. Roll Call 124: yeas 84, nays 0. Motion prevailed. The bill was ordered engrossed.

The Deputy Speaker Pro Tempore yielded the gavel to the Speaker.

House Bill 1406

Representative Mayfield called down House Bill 1406 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1406-1)

Mr. Speaker: I move that House Bill 1406 be amended to read as follows:

Page 31, after line 20, begin a new paragraph and insert:

"SECTION 23. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "legislative council" refers to the legislative council created by IC 2-5-1.1-1.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying topics related to:

- (1) the adequacy of the statewide computer system used by the department of child services to monitor**

**receipt and disbursement of child support payments; and
(2) the estimated cost to update or replace the statewide computer system.**

(c) This SECTION expires January 1, 2019.

SECTION 24. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to HB 1406 as printed January 29, 2018.)

DELANEY

Motion prevailed. The bill was ordered engrossed.

House Bill 1420

Representative Behning called down House Bill 1420 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1420-1)

Mr. Speaker: I move that House Bill 1420 be amended to read as follows:

Page 8, line 36, delete "or Cambridge International".

Page 8, between lines 39 and 40, begin a new line double block indented and insert:

"(F) Cambridge International exams."

Page 9, line 2, reset in roman "two (2)".

Page 9, line 3, reset in roman "of each".

Page 9, line 3, delete "one (1) or more".

Page 9, delete line 6, begin a new line blocked left and insert:

"However, a high school may provide at least two (2) Cambridge International courses to meet the requirements of this section."

(Reference is to HB 1420 as printed January 29, 2018.)

BEHNING

Motion prevailed.

HOUSE MOTION (Amendment 1420-2)

Mr. Speaker: I move that House Bill 1420 be amended to read as follows:

Page 3, between lines 17 and 18, begin a new paragraph and insert: "SECTION 4. IC 20-24-5-5, AS AMENDED BY P.L.250-2017, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) Except as provided in subsections (b), (c), (d), (e), and (f), a charter school must enroll any eligible student who submits a timely application for enrollment.

(b) This subsection applies if the number of applications for a program, class, grade level, or building exceeds the capacity of the program, class, grade level, or building. If a charter school receives a greater number of applications than there are spaces for students, each timely applicant must be given an equal chance of admission. The organizer must determine which of the applicants will be admitted to the charter school or the

program, class, grade level, or building by random drawing in a public meeting, with each timely applicant limited to one (1) entry in the drawing. However, the organizer of a charter school located in a county with a consolidated city shall determine which of the applicants will be admitted to the charter school or the program, class, grade level, or building by using a publicly verifiable random selection process.

(c) A charter school may limit new admissions to the charter school to:

- (1) ensure that a student who attends the charter school during a school year may continue to attend the charter school in subsequent years;
- (2) ensure that a student who attends a charter school during a school year may continue to attend a different charter school held by the same organizer in subsequent years;
- (3) allow the siblings of a student who attends a charter school or a charter school held by the same organizer to attend the same charter school the student is attending; ~~and~~
- (4) allow preschool students who attend a Level 3 or Level 4 Paths to QUALITY program (as defined in IC 12-17.2-3.8-1) preschool to attend kindergarten at a charter school if the charter school and the preschool provider have entered into an agreement to share services or facilities; **and**
- (5) allow each student who qualifies for free or reduced price lunch under the national school lunch program to receive preference for admission to a charter school if the preference is specifically provided for in the charter school's charter and is approved by the authorizer.**

(d) This subsection applies to an existing school that converts to a charter school under IC 20-24-11. During the school year in which the existing school converts to a charter school, the charter school may limit admission to:

- (1) those students who were enrolled in the charter school on the date of the conversion; and
- (2) siblings of students described in subdivision (1).

(e) A charter school may give enrollment preference to children of the charter school's founders, governing body members, and charter school employees, as long as the enrollment preference under this subsection is not given to more than ten percent (10%) of the charter school's total population.

(f) A charter school may not suspend or expel a charter school student or otherwise request a charter school student to transfer to another school on the basis of the following:

- (1) Disability.
- (2) Race.
- (3) Color.
- (4) Gender.
- (5) National origin.
- (6) Religion.

(7) Ancestry.

A charter school student may be expelled or suspended only in a manner consistent with discipline rules established under IC 20-24-5.5."

Renumber all SECTIONS consecutively.
(Reference is to HB 1420 as printed January 29, 2018.)

DEVON

Motion withdrawn. The bill was ordered engrossed.

Representative Torr rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. After discussion, Representative DeVon withdrew the motion to amend.

There being no further amendments, the bill was ordered engrossed.

House Bill 1424

Representative Wesco called down House Bill 1424 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1424-1)

Mr. Speaker: I move that House Bill 1424 be amended to read as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Renumber all SECTIONS consecutively.
(Reference is to HB 1424 as printed January 29, 2018.)

WESCO

Motion prevailed. The bill was ordered engrossed.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1115.

HAMILTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Richardson and Klinker be added as coauthors of House Bill 1141.

SCHAIBLEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Miller be added as coauthor of House Bill 1155.

BURTON

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 Bacon, Bartels, Beumer, Burton, Candelaria Reardon, Cook, Engleman, Frizzell, Frye, Gutwein, Hatfield, Heaton, Heine, Judy, Kirchhofer, Lawson, Lehman, Lindauer, Macer, Mahan, McNamara, Moed, Morrison, Negele, Olthoff, Pelath, Pressel, Richardson, Saunders, Siegrist, Speedy, J. Taylor, Torr, VanNatter, Wolkins, Nisly, Ellington, Schaibley and Shackelford be added as coauthors of House Bill 1214.

FRIEND

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Moed be added as coauthor of House Bill 1256.

LYNESS

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 Beumer, Culver, Engleman, Friend, Gutwein, Heine, Huston, Karickhoff, Lehe, Morrison, Negele, Ober, Olthoff, Richardson, Schaibley, Slager, Sullivan, Washburne, J. Young, C. Brown, Errington, GiaQuinta, Hamilton, Harris, Pierce, Pryor, Wright, Burton, Frizzell, DeLaney, Torr, Mayfield, Bauer, Shackelford and Austin be added as coauthors of House Bill 1270.

SIEGRIST

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative C. Brown be added as coauthor of House Bill 1277.

BARTELS

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 Representative Slager be added as coauthor of House Bill 1318.

HARRIS

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Morris be added as coauthor of House Bill 1352.

MAHAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative DeLaney be added as coauthor of House Bill 1374.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Frizzell be added as coauthor of House Bill 1382.

C. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Hatfield and Richardson be added as coauthors of House Bill 1383.

SLAGER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Ziemke be added as coauthor of House Bill 1398.

BEHNING

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Stemler and Mayfield be added as coauthors of House Bill 1424.

WESCO

Motion prevailed.

On the motion of Representative Heaton, the House adjourned at 6:40 p.m., this thirty-first day of January, 2018, until Thursday, February 1, 2018, at 10:00 a.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives