



Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Third Meeting Day

Wednesday Morning

January 4, 2017

The Senate convened at 10:01 a.m., with Senator David C. Long in the Chair.

Prayer was offered by Senator Travis L. Holdman.

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

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

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

Roll Call 4: present 47; excused 3. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

SENATE MOTION

Mr. President: I move that the following resolution be adopted:

SCR 1 Senator Long

A Concurrent Resolution to convene a Joint Convention of the One Hundred Twentieth General Assembly of the State of Indiana.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 1

Senate Concurrent Resolution 1, introduced by Senators Long and Lanane:

A CONCURRENT RESOLUTION to convene a Joint Session of the One Hundred Twentieth General Assembly of the State of Indiana.

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

SECTION 1. That a Joint Convention of the Senate and the House of Representatives be convened, to meet in the Chamber of the House of Representatives at 9:30 a.m. on Monday, January 9, 2017, for the purpose of having the returns of the election of the Governor and Lieutenant Governor held on November 8, 2016, published and to witness the inaugural ceremonies of the Governor and Lieutenant Governor and the President Pro Tempore is hereby directed to appoint a committee of four members of the Senate to transmit this Resolution to the House of Representatives and report to the Senate such action as the House may take thereon.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives Bosma and Pelath.

REPORT OF THE PRESIDENT PRO TEMPORE

Mr. President: I hereby appoint Senators Messmer, Bohacek, Breaux, and Tallian to transmit Senate Concurrent Resolution 1 convening a Joint Convention for the purpose of having the returns of the election of the Governor and Lieutenant Governor published and to witness the inaugural ceremonies.

LONG

Report adopted.

REPORT OF THE PRESIDENT PRO TEMPORE

Mr. President: I hereby appoint Senators Glick, Holdman, Tallian, and G. Taylor to a Committee to inform the newly elected Governor and Lieutenant Governor of their election, to ascertain at what time it will be convenient for them to take office, to report thereon to the Joint Convention of the General Assembly, and to escort the Governor-elect and Lieutenant

Governor-elect to the Joint Convention of the General Assembly. Senator Glick shall be in charge of the delegation.

LONG

Report adopted.

INTRODUCTION OF BILLS

The following bills and resolutions were read a first time by title and referred to the respective committees:

- SB 0106** — Head (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0107** — Ford (Elections)
A BILL FOR AN ACT to amend the Indiana Code concerning elections.
- SB 0108** — Kruse (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0109** — Kruse (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0110** — Kruse (Insurance and Financial Institutions)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0111** — Kruse (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0112** — Kruse (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0113** — Kruse (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0114** — Kruse (Commerce and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning property.
- SB 0115** — Kruse (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0116** — Kruse (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0117** — Kruse (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0118** — Kruse (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0119** — Becker (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0120** — Koch (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0121** — Koch (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning property.
- SB 0122** — Koch (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.
- SB 0123** — Breaux (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0124** — Breaux (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0125** — Breaux (Health and Provider Services)
A BILL FOR AN ACT concerning human services and to make an appropriation.
- SB 0126** — Brown L (Elections)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0127** — Brown L (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning utilities.
- SB 0128** — Messmer (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning transportation and to make an appropriation.
- SB 0129** — Messmer (Commerce and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0130** — Messmer (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0131** — Crider (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.
- SB 0132** — Leising (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0133** — Mrvan (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0134** — Mrvan (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning health.

- SB 0135** — Mrvan (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0136** — Delph (Elections)
A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly and to make an appropriation.
- SB 0137** — Delph (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0138** — Delph (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0139** — Delph (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0140** — Sandlin (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning public safety.
- SB 0141** — Randolph Lonnie M (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0142** — Randolph Lonnie M (Natural Resources)
A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.
- SB 0143** — Randolph Lonnie M (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0144** — Randolph Lonnie M (Public Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning gaming.
- SB 0145** — Randolph Lonnie M (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0146** — Randolph Lonnie M (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0147** — Randolph Lonnie M (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0148** — Randolph Lonnie M (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.
- SB 0149** — Niezgodski (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.
- SB 0150** — Niezgodski (Environmental Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- SB 0151** — Merritt (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0152** — Merritt (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0153** — Merritt (Health and Provider Services)
A BILL FOR AN ACT concerning state offices and administration.
- SB 0154** — Merritt (Family and Children Services)
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- SB 0155** — Merritt (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0156** — Merritt (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- SB 0157** — Merritt (Health and Provider Services)
A BILL FOR AN ACT concerning health.
- SB 0158** — Niemeyer (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0159** — Niemeyer (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0160** — Niemeyer (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.
- SB 0161** — Niemeyer (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0162** — Withdrawn
- SB 0163** — Niemeyer (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0164** — Niemeyer (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0165** — Alting, Tomes, Becker (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.
- SB 0166** — Sandlin (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

- SB 0167** — Zakas (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.
- SB 0168** — Zakas (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- SB 0169** — Young R Michael (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0170** — Young R Michael (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0171** — Delph (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.
- SB 0183** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.
- SB 0184** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0185** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0186** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0187** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0188** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0189** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0190** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0191** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0192** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0193** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0194** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0195** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0196** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0197** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0198** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0199** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0200** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0201** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning higher education.
- SB 0202** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning higher education.
- SB 0203** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning higher education.
- SB 0204** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0205** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0206** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0207** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- SB 0208** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- SB 0209** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

- SB 0210** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0211** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0212** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0213** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning utilities.
- SB 0214** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning transportation.
- SB 0215** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning transportation.
- SB 0216** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0217** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0218** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0219** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0220** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning elections.
- SB 0221** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning elections.
- SB 0222** — Long (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning elections.
- SJ 0002** — Delph (Elections)
A JOINT RESOLUTION proposing an amendment to Article 4 of the Constitution of the State of Indiana concerning the general assembly.
- SJ 0003** — Long (Rules and Legislative Procedure)
A JOINT RESOLUTION proposing an amendment to the Constitution of the State of Indiana.
- SJ 0004** — Long (Rules and Legislative Procedure)

A JOINT RESOLUTION proposing an amendment to the Constitution of the State of Indiana.

SJ 0005 — Long (Rules and Legislative Procedure)

A JOINT RESOLUTION proposing an amendment to the Constitution of the State of Indiana.

SJ 0006 — Long (Rules and Legislative Procedure)

A JOINT RESOLUTION proposing an amendment to the Constitution of the State of Indiana.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill 38, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

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

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 11-13-3-4, AS AMENDED BY P.L.209-2015, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) A condition to remaining on parole is that the parolee not commit a crime during the period of parole.

(b) The parole board may also adopt, under IC 4-22-2, additional conditions to remaining on parole and require a parolee to satisfy one (1) or more of these conditions. These conditions must be reasonably related to the parolee's successful reintegration into the community and not unduly restrictive of a fundamental right.

(c) If a person is released on parole, the parolee shall be given a written statement of the conditions of parole. Signed copies of this statement shall be:

- (1) retained by the parolee;
- (2) forwarded to any person charged with the parolee's supervision; and
- (3) placed in the parolee's master file.

(d) The parole board may modify parole conditions if the parolee receives notice of that action and had ten (10) days after receipt of the notice to express the parolee's views on the proposed modification. This subsection does not apply to modification of parole conditions after a revocation proceeding under section 10 of this chapter.

(e) As a condition of parole, the parole board may require the parolee to reside in a particular parole area. In determining a parolee's residence requirement, the parole board shall:

- (1) consider:
 - (A) the residence of the parolee prior to the parolee's incarceration; and
 - (B) the parolee's place of employment; and
- (2) assign the parolee to reside in the county where the parolee resided prior to the parolee's incarceration unless assignment on this basis would be detrimental to the parolee's successful reintegration into the community.

(f) As a condition of parole, the parole board may require the parolee to:

- (1) periodically undergo a laboratory chemical test (as defined in IC 9-13-2-22) or series of tests to detect and confirm the presence of a controlled substance (as defined in IC 35-48-1-9); and
- (2) have the results of any test under this subsection reported to the parole board by the laboratory.

The parolee is responsible for any charges resulting from a test required under this subsection. However, a person's parole may not be revoked on the basis of the person's inability to pay for a test under this subsection.

(g) As a condition of parole, the parole board:

(1) may require a parolee who is a sex offender (as defined in IC 11-8-8-4.5) to:

- (A) participate in a treatment program for sex offenders approved by the parole board; and
- (B) avoid contact with any person who is less than sixteen (16) years of age unless the parolee:
 - (i) receives the parole board's approval; or
 - (ii) successfully completes the treatment program referred to in clause (A); and

(2) shall:

- (A) require a parolee who is a sex or violent offender (as defined in IC 11-8-8-5) to register with a local law enforcement authority under IC 11-8-8;
- (B) prohibit a parolee who is a sex offender from residing within one thousand (1,000) feet of school property (as defined in IC 35-31.5-2-285) for the period of parole, unless the sex offender obtains written approval from the parole board;
- (C) prohibit a parolee who is a sex offender convicted of a sex offense (as defined in IC 35-38-2-2.5) from residing within one (1) mile of the victim of the sex offender's sex offense unless the sex offender obtains a waiver under IC 35-38-2-2.5;
- (D) prohibit a parolee who is a sex offender from owning, operating, managing, being employed by, or volunteering at any attraction designed to be primarily enjoyed by children less than sixteen (16) years of age;
- (E) require a parolee who is a sex offender to consent:
 - (i) to the search of the sex offender's personal computer at any time; and
 - (ii) to the installation on the sex offender's personal computer or device with Internet capability, at the sex offender's expense, of one (1) or more hardware or software systems to monitor Internet usage; and
- (F) prohibit the sex offender from:
 - (i) accessing or using certain web sites, chat rooms, or instant messaging programs frequented by children; and
 - (ii) deleting, erasing, or tampering with information on the sex offender's personal computer with intent to conceal an activity prohibited by item (i).

The parole board may not grant a sexually violent predator (as defined in IC 35-38-1-7.5) or a sex offender who is an offender against children under IC 35-42-4-11 a waiver under subdivision

(2)(B) or (2)(C). If the parole board allows the sex offender to reside within one thousand (1,000) feet of school property under subdivision (2)(B), the parole board shall notify each school within one thousand (1,000) feet of the sex offender's residence of the order.

(h) The address of the victim of a parolee who is a sex offender convicted of a sex offense (as defined in IC 35-38-2-2.5) is confidential, even if the sex offender obtains a waiver under IC 35-38-2-2.5.

(i) As a condition of parole, the parole board may require a parolee to participate in a reentry court program.

(j) As a condition of parole, the parole board:

- (1) shall require a parolee who is a sexually violent predator under IC 35-38-1-7.5; and
- (2) may require a parolee who is a sex or violent offender (as defined in IC 11-8-8-5);

to wear a monitoring device (as described in IC 35-38-2.5-3) that can transmit information twenty-four (24) hours each day regarding a person's precise location. ~~subject to the amount appropriated to the department for a monitoring program as a condition of parole.~~

(k) As a condition of parole, the parole board may prohibit, in accordance with IC 35-38-2-2.6, a parolee who has been convicted of stalking from residing within one thousand (1,000) feet of the residence of the victim of the stalking for a period that does not exceed five (5) years.

(l) As a condition of parole, the parole board may prohibit a parolee convicted of an offense under IC 35-46-3 from owning, harboring, or training an animal, and, if the parole board prohibits a parolee convicted of an offense under IC 35-46-3 from having direct or indirect contact with an individual, the parole board may also prohibit the parolee from having direct or indirect contact with any animal belonging to the individual.

(m) As a condition of parole, the parole board may require a parolee to receive:

- (1) addiction counseling;
- (2) inpatient detoxification;
- (3) case management;
- (4) daily living skills; and
- (5) medication assisted treatment, including a federal Food and Drug Administration approved long acting, nonaddictive medication for the treatment of opioid or alcohol dependence.

(n) A parolee may be responsible for the reasonable expenses, as determined by the department, of the parolee's participation in a treatment or other program required as a condition of parole under this section. However, a person's parole may not be revoked solely on the basis of the person's inability to pay for a program required as a condition of parole under this section.

(o) When an offender is placed on lifetime parole, the parole board shall inform the superintendent and the prosecuting attorney of the county in which the offender committed the offense:

- (1) that the offender has been placed on lifetime parole; and**
- (2) whether the offender is required to wear a monitoring device as described in subsection (j).**

SECTION 2. IC 35-44.1-3-9, AS AMENDED BY P.L.74-2015, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 9. (a) A person who is being supervised on lifetime parole (as described in IC 35-50-6-1) and who knowingly or intentionally violates a condition of lifetime parole that involves direct or indirect contact with a child less than sixteen (16) years of age or with the victim of a crime that was committed by the person commits **criminal parole violation by a sexual predator**, a Level 6 felony. ~~if, at the time of the violation:~~

~~(1) the person's lifetime parole has been revoked two (2) or more times; or~~

~~(2) the person has completed the person's sentence, including any educational credit or good time credit the person may have earned.~~

(b) The offense described in subsection (a) is a Level 5 felony if the person has a prior unrelated conviction under this section.

(Reference is to SB 38 as introduced.) and when so amended that said bill be reassigned to the Senate Committee on Corrections and Criminal Law.

LONG, Chair

Report adopted.

SENATE MOTION

Mr. President: I move that Senator Kruse be added as coauthor of Senate Bill 62.

HEAD

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator M. Young be added as second author of Senate Bill 8.

BOOTS

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Kruse be added as second author of Senate Bill 30.

KOCH

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Kruse be added as second author of Senate Bill 29.

KOCH

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Crider be added as second author of Senate Bill 112.

KRUSE

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Becker be added as second author of Senate Bill 154.

MERRITT

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Tomes be added as second author of Senate Bill 88.

LEISING

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Kruse be added as second author of Senate Bill 57.

RAATZ

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Kruse be added as second author of Senate Bill 34.

MERRITT

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Raatz be added as second author of Senate Bill 62.

HEAD

Motion prevailed.

SENATE MOTION

Mr. President: I move we adjourn until 9:00 a.m., Monday, January 9, 2017.

GLICK

Motion prevailed.

The Senate adjourned at 10:10 a.m.

JENNIFER L. MERTZ
Secretary of the Senate

ERIC J. HOLCOMB
President of the Senate