



Journal of the Senate

State of Indiana

119th General Assembly

Second Regular Session

Twenty-fourth Meeting Day

Tuesday Afternoon

February 23, 2016

The Senate convened at 1:34 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Reverend Randy Scott - Pentecostals of South Lake - Merrillville.

The Pledge of Allegiance to the Flag was led by Senator Ricky N. Niemeyer.

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

Alting	Leising
Arnold	Long
Banks	Merritt
Bassler	Messmer
Becker	Miller, Patricia
Boots	Miller, Pete
Bray	Mishler
Breaux	Mrvan
Broden	Niemeyer
Brown	Perfect
Buck	Raatz
Charbonneau	Randolph
Crider	Rogers
Delph	Schneider
Eckerty	Smith
Ford	Steele
Glick	Stoops
Grooms	Tallian
Head	Taylor
Hershman	Tomes
Holdman	Walker
Houchin	Waltz
Kenley	Yoder
Kruse	Young, M.
Lanane	Zakas

Roll Call 198: present 50; excused 0. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

RESOLUTIONS ON FIRST READING

Senate Resolution 39

Senate Resolution 39, introduced by Senator Stoops:

A SENATE RESOLUTION urging the Legislative Council to assign to an appropriate study committee the topic of the Employment First Program.

Whereas, Indiana would benefit from the creation of a state policy that would promote competitive and integrated employment to individuals with disabilities;

Whereas, The study committee would look at including self-employment as the preferred option when providing services to individuals with disabilities; and

Whereas, The study committee will analyze state agency policies concerning the provision of services to individuals with disabilities and recommend changes: Therefore,

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

SECTION 1. That the Indiana Senate urges the legislative council to assign the topic of an Employment First Program, which promotes and expands quality, community employment outcomes for all people with disabilities to an appropriate study committee.

The resolution was read in full and referred to the Committee on Health & Provider Services.

Senate Resolution 40

Senate Resolution 40, introduced by Senator Zakas:

A SENATE RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of whether courts should be granted the authority to require the subject of a civil protection order to wear a GPS device with victim notification capabilities if it appears from the petition that domestic or family violence has occurred.

Whereas, The most recent statistics from the Indiana Coalition Against Domestic Violence (ICADV) report that in 2014 alone, 10,531 individuals were sheltered by ICADV programs for a total of 223,328 days;

Whereas, Furthermore, 15,707 individuals were served by ICADV non-residential programs, and 63,761 ICADV crisis line calls were received in 2014;

Whereas, Given the serious nature of domestic and family violence on Hoosier men, women, and children, a study should be conducted on whether courts should be granted the authority to require the subject of a civil order to wear a GPS device with victim notification capabilities if it appears from the petition that domestic or family violence has occurred; and

Whereas, It is fitting that a study be conducted on whether courts should be authorized to require GPS devices with victim notification capabilities for certain individuals to ensure the safety and well-being of individuals who have been subject to domestic or family violence: Therefore,

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

SECTION 1. That the Indiana Senate urges the legislative council to assign to the appropriate study committee the topics of whether courts should be granted the authority to order the use of GPS devices that have broader victim notification capabilities and whether courts should be granted the authority to require the subject of a civil protection order to wear a GPS device with victim notification capabilities if it appears from the petition that domestic or family violence has occurred.

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

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

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Concurrent Resolution 14, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 7, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Concurrent Resolution 15, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Concurrent Resolution 16, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 6, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Concurrent Resolution 19, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 6, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Concurrent Resolution 14, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Concurrent Resolution 36, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 8, Nays 1.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Resolution 12, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs & The Military, to which was referred Senate Resolution 27, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 9, Nays 0.

BANKS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Resolution 29, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass.

Committee Vote: Yeas 6, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred House Bill 1022, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 13, delete lines 36 through 42.

Delete page 14.

(Reference is to HB 1022 as reprinted January 20, 2016.) and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1040, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 6-9-25-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 1.5. As used in this chapter, "committee" refers to the county food and beverage tax advisory committee established by section 15 of this chapter.**

SECTION 2. IC 6-9-25-9.5, AS AMENDED BY P.L.119-2012, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 9.5. (a) This section applies to revenues from the county food and beverage tax received by the county after June 30, 1994.**

(b) Money in the fund established under section 8 of this chapter ~~shall~~ **may** be used by the county for the financing, construction, renovation, improvement, equipping, or maintenance of the following capital improvements:

- (1) Sanitary sewers or wastewater treatment facilities that serve economic development purposes.
- (2) Drainage or flood control facilities that serve economic development purposes.
- (3) Road improvements used on an access road for an industrial park that serve economic development purposes.

- (4) A covered horse show arena.
- (5) A historic birthplace memorial.
- (6) A historic gymnasium and community center in a town in the county with a population greater than two thousand (2,000) but less than two thousand three hundred (2,300).
- (7) Main street renovation and picnic and park areas in a town in the county with a population greater than two thousand (2,000) but less than two thousand three hundred (2,300).
- (8) A community park and cultural center.
- (9) Projects for which the county decides after July 1, 1994, to:

(A) expend money in the fund established under section 8 of this chapter; or

(B) issue bonds or other obligations or enter into leases under section 11.5 of this chapter;

after the projects described in subdivisions (1) through (8) have been funded.

(10) An ambulance.

(11) The construction, renovation, improvement, or repair of county roads.

Money in the fund may not be used for the **personnel expenses and other** operating costs of any of the permissible projects listed in this section. In addition, the county may not issue bonds or enter into leases or other obligations under this chapter after December 31, 2015. **Money pledged to the payment of an obligation entered into under this subsection may not be used for any other purpose as long as the obligation remains outstanding.**

(c) The county capital improvements committee is established to make recommendations to the county fiscal body concerning the use of money in the fund established under section 8 of this chapter. The capital improvements committee consists of the following members:

- (1) One (1) resident of the county representing each of the three (3) commissioner districts; appointed by the county executive. Not more than two (2) of the members appointed under this subdivision may be from the same political party.
- (2) Two (2) residents of the county; appointed by the county fiscal body. The two (2) appointees may not be from the same political party. One (1) appointee under this subdivision must be a resident of a town in the county with a population greater than two thousand (2,000) but less than two thousand three hundred (2,300). One (1) appointee under this subdivision must be a resident of a town in the county with a population greater than two thousand three hundred (2,300).
- (3) Two (2) residents of the largest city in the county; appointed by the municipal executive. The two (2) appointees under this subdivision may not be from the same political party. One (1) appointee must be interested in economic development.
- (4) Two (2) residents of the largest city in the county;

appointed by the municipal fiscal body. The two (2) appointees under this subdivision may not be from the same political party. One (1) appointee must be interested in tourism.

(d) Except as provided in subsection (c), the term of a member appointed to the capital improvements committee under subsection (c) is four (4) years.

(e) The initial terms of office for the members appointed to the county capital improvements committee under subsection (c) are as follows:

(1) Of the members appointed under subsection (c)(1), one (1) member shall be appointed for a term of two (2) years; one (1) member shall be appointed for three (3) years; and one (1) member shall be appointed for four (4) years.

(2) Of the members appointed under subsection (c)(2), one (1) member shall be appointed for two (2) years and one (1) member shall be appointed for three (3) years.

(3) Of the members appointed under subsection (c)(3), one (1) member shall be appointed for two (2) years and one (1) member shall be appointed for three (3) years.

(4) Of the members appointed under subsection (c)(4), one (1) member shall be appointed for three (3) years and one (1) member shall be appointed for four (4) years.

(f) At the expiration of a term under subsection (e), the member whose term expired may be reappointed to the county capital improvements committee to fill the vacancy caused by the expiration.

(g) The capital improvements committee is abolished on January 1, 2016.

SECTION 3. IC 6-9-25-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 15. (a) The county food and beverage tax advisory committee is established to make recommendations to the county fiscal body concerning the use of money in the fund established under section 8 of this chapter. The committee consists of the following nine (9) members:**

(1) Three (3) members appointed by the county executive.

(2) Two (2) members appointed by the county fiscal body.

(3) One (1) member appointed by the fiscal body of a town in the county with a population greater than two thousand (2,000) but less than two thousand three hundred (2,300). The member appointed under this subdivision must be a resident of the town.

(4) One (1) member appointed by the fiscal body of a town in the county with a population greater than two thousand three hundred (2,300). The member appointed under this subdivision must be a resident of the town.

(5) One (1) member appointed by the executive of the largest city in the county. The member appointed under this subdivision must be a resident of the city.

(6) One (1) member appointed by the fiscal body of the

largest city in the county. The member appointed under this subdivision must be a resident of the city.

(b) This subsection applies to the members of the committee appointed by the county executive under subsection (a)(1). Each member appointed must be a resident of the county. The three (3) members must live in separate commissioner districts. Not more than two (2) of the members may be from the same political party.

(c) This subsection applies to the members of the committee appointed by the county fiscal body under subsection (a)(2). Each member must be a resident of the county who lives in a town with a population of less than two thousand (2,000). The two (2) members may not live in the same town and may not be from the same political party.

(d) The term of a member appointed to the committee is four (4) years.

(e) A member whose term expires may be reappointed to the committee to fill the vacancy caused by the expiration.

SECTION 4. IC 6-9-33-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 7.5. (a) The fiscal officer of any municipality located within the county may submit a written request to the county auditor to determine the percentage amount of the county supplemental food and beverage tax that is collected in the preceding year in:**

(1) each municipality; and

(2) the unincorporated territory of the county.

(b) Notwithstanding IC 5-14-3-4, IC 6-8.1-7-1(a), and any other law exempting information from disclosure, if the county auditor receives a request from the fiscal officer of a municipality under subsection (a), the county auditor shall compile and report to the requesting fiscal officer the information under subsection (a)(1) and (a)(2) using the data provided by the department under IC 6-8.1-3-7.1.

(c) The county auditor may charge a municipality that makes a written request under subsection (a) for any direct costs associated with complying with this section.

(Reference is to HB 1040 as printed January 19, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1046, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 40, delete "of any part" and insert "**in full**".

Page 2, line 42, delete "under which" and insert "**provides for**".

Page 2, line 42, delete "receives" and insert "**to receive**".

Page 3, line 3, delete "of any part" and insert "**in full**".

(Reference is to EHB 1046 as printed February 16, 2016.)
and when so amended that said bill do pass.
Committee Vote: Yeas 11, Nays 2.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred House Bill 1082, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 13-14-1-11.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 11.7. (a) Before July 1 of each year, the department shall report:**

(1) any administrative rule that has been:

(A) proposed by the department; or

(B) adopted by the board;

(2) any operating policy or procedure that has been instituted or altered by the department; and

(3) any nonrule policy or statement that has been proposed or put into effect under section 11.5 of this chapter;

since the preceding July 1 that constitutes a change in the policy previously followed by the department under this title and the rules adopted by the board.

(b) The report required under subsection (a) shall be submitted in an electronic format under IC 5-14-6 to the executive director of the legislative services agency, who shall present it to the legislative council established by IC 2-5-1.1-1 before the following September 1.

(Reference is to HB 1082 as reprinted February 2, 2016.)
and when so amended that said bill do pass.
Committee Vote: Yeas 8, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs & The Military, to which was referred House Bill 1089, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 11, delete "district,".

Page 1, line 11, after "county" delete ",".

Page 1, line 14, delete "district,".

Page 1, line 14, after "county" delete ",".

Page 1, between lines 14 and 15, begin a new line block indented and insert:

"(6) Submit, not later than December 31 of each year,

an annual report to the legislative council in an electronic format under IC 5-14-6 and to the governor concerning the welfare of veterans."

Page 1, delete lines 15 through 17, begin a new paragraph and insert:

"SECTION 2. IC 10-17-1-9, AS AMENDED BY P.L.105-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 9. (a) A county executive:

(1) shall designate and may:

(A) appoint a county service officer for a four (4) year term; or

(B) employ a county service officer; and

(2) may employ service officer assistants;

to serve the veterans of the county.

(b) ~~The fiscal body of a city may provide for the employment by the mayor of a city~~ **may employ a service officer and may employ service officer assistants to serve the veterans of the city.**

(c) If the remuneration and expenses of a county or city service officer are paid from the funds of the county or city employing the service officer, the service officer shall:

(1) have the same qualifications and be subject to the same rules as the director, assistant director, and state service officers of the Indiana department of veterans' affairs; and

(2) serve under the supervision of the director of veterans' affairs.

A service officer assistant must have the same qualifications as an employee described in section 11(b) of this chapter. A rule contrary to this subsection is void.

(d) County and city fiscal bodies may appropriate funds necessary for the purposes described in this section.

SECTION 3. IC 10-17-13-5, AS AMENDED BY P.L.4-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 5. The commission consists of the following members:

(1) ~~Seven (7)~~ **Six (6)** members appointed by the governor, **as provided in this subdivision.** The governor shall consider the following when making appointments under this subdivision:

(A) Membership in a veterans association established under IC 10-18-6.

(B) Service in the armed forces of the United States (as defined in IC 5-9-4-3) or the national guard (as defined in IC 5-9-4-4).

(C) Experience in education, including higher education, vocational education, or adult education.

(D) Experience in investment banking or finance.

The governor shall designate one (1) member appointed under this subdivision to serve as chairperson of the commission.

(2) One (1) county service officer, appointed by the governor.

~~(2)~~ **(3)** The director of veterans' affairs appointed under IC 10-17-1-5 or the director's designee.

(3) (4) The adjutant general of the military department of the state appointed under IC 10-16-2-6 or the adjutant general's designee.

(4) (5) Four (4) members of the general assembly appointed as follows:

(A) Two (2) members of the senate, one (1) from each political party, appointed by the president pro tempore of the senate with advice from the minority leader of the senate.

(B) Two (2) members of the house of representatives, one (1) from each political party, appointed by the speaker of the house of representatives with advice from the minority leader of the house of representatives.

Members appointed under this subdivision are nonvoting, advisory members and must serve on a standing committee of the senate or house of representatives that has subject matter jurisdiction over military and veterans affairs.

SECTION 4. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) As used in this SECTION, "study committee" means either of the following:

(1) A statutory committee established under IC 2-5.

(2) An interim study committee.

(c) The legislative council is urged to assign to the appropriate interim study committee during the 2016 legislative interim the topic of district veteran service officers.

(d) If the topic described in subsection (c) is assigned to a study committee, the study committee may consider, as part of its study, the following:

(1) Duties to be performed by district service officers.

(2) Standards for certification of district service officers.

(3) Accreditation requirements for district service officers.

(4) The cost to the state of employing district service officers.

(e) If the topic described in subsection (c) is assigned to an interim study committee, the interim study committee shall issue a final report to the legislative council containing the interim study committee's findings and recommendations, including any recommended legislation, in an electronic format under IC 5-14-6 not later than November 1, 2016.

(f) This SECTION expires December 31, 2016.

SECTION 5. An emergency is declared for this act."

Delete pages 2 through 3.

(Reference is to HB 1089 as reprinted January 26, 2016.) and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

BANKS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1110, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 6-3.5-1.1-21.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 21.2. (a) As used in this section, "unit eligible for a supplemental distribution" means a county, city, or town that is eligible for an allocation of certified shares under IC 6-3.6-6-10.**

(b) As used in this section, "fiscal body" has the meaning set forth in IC 36-1-2-6.

(c) As used in this section, "OMB" refers to the office of management and budget established by IC 4-3-22-3.

(d) In addition to any supplemental distribution made in January 2016 to a county under section 21.1 of this chapter, the budget agency shall make a supplemental distribution before May 1, 2016, to the county from the county's adjusted gross income tax account.

(e) The amount of the supplemental distribution to a county under this section is equal to the amount determined under the following STEPS:

STEP ONE: Determine the result of:

(A) the amount of the balance in the county trust account on December 31, 2014, as determined by the budget agency; minus

(B) the amount of any supplemental distribution made to the county in January 2016 under section 21.1 of this chapter.

STEP TWO: Determine the part of the STEP ONE amount that would be allocated to each taxing unit in the county, using the allocation method specified in IC 6-3.6-6-3 and in IC 6-3.6-6-10 through IC 6-3.6-6-15.

STEP THREE: Determine the sum of the STEP TWO amounts for each unit eligible for a supplemental distribution. The sum determined under this STEP is the total amount of the supplemental distribution that shall be made to the county under this section.

(f) Before May 15, 2016, the OMB and the department of local government finance shall jointly determine and provide to the county auditor an allocation of the supplemental distribution made to the county under this section. The amount that each unit eligible for a supplemental distribution shall receive is equal to the amount determined for the unit under STEP TWO of subsection (e).

(g) Before June 1, 2016, the county auditor shall distribute to each unit eligible for a supplemental distribution an amount equal to the allocation amount for the unit as determined under subsection (f).

(h) Money distributed to a unit eligible for a supplemental distribution must be used only for purposes and as authorized in IC 6-3.6-10-9.

(i) This section expires January 1, 2017.

SECTION 2. IC 6-3.5-6-17.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 17.7. (a) As used in this section, "unit eligible for a supplemental distribution" means a county, city, or town that is eligible for an allocation of certified shares under IC 6-3.6-6-10.

(b) As used in this section, "fiscal body" has the meaning set forth in IC 36-1-2-6.

(c) As used in this section, "OMB" refers to the office of management and budget established by IC 4-3-22-3.

(d) In addition to any supplemental distribution made in January 2016 to the county under section 17.3 of this chapter, the budget agency shall make a supplemental distribution before May 1, 2016, to the county from the county's special account.

(e) The amount of the supplemental distribution to a county under this section is equal to the amount determined under the following STEPS:

STEP ONE: Determine the result of:

(A) the amount of the balance in the county trust account on December 31, 2014, as determined by the budget agency; minus

(B) the amount of any supplemental distribution made to the county in January 2016 under section 17.3 of this chapter.

STEP TWO: Determine the part of the STEP ONE amount that would be allocated to each taxing unit in the county, using the allocation method specified in IC 6-3.6-6-10 through IC 6-3.6-6-15, in the case of a county other than Marion County, or the allocation method specified in IC 6-3.6-11-5, in the case of Marion County.

STEP THREE: Determine the sum of the STEP TWO amounts for each unit eligible for a supplemental distribution. The sum determined under this STEP is the total amount of the supplemental distribution that shall be made to the county under this section.

(f) Before May 15, 2016, the OMB and the department of local government finance shall jointly determine and provide to the county auditor an allocation of the supplemental distribution made to the county under this section. The amount that each unit eligible for a supplemental distribution shall receive is equal to the amount determined for the unit under STEP TWO of subsection (e).

(g) Before June 1, 2016, the county auditor shall distribute to each unit eligible for a supplemental distribution an amount equal to the allocation amount for the unit as determined under subsection (f).

(h) Money distributed to a unit eligible for a supplemental distribution must be used only for purposes and as authorized in IC 6-3.6-10-9.

(i) This section expires January 1, 2017.

SECTION 3. IC 6-3.5-7-17.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS

[EFFECTIVE UPON PASSAGE]: Sec. 17.4. (a) As used in this section, "unit eligible for a supplemental distribution" means a county, city, or town that is entitled to receive a certified distribution as provided under IC 6-3.6-6-9.

(b) As used in this section, "fiscal body" has the meaning set forth in IC 36-1-2-6.

(c) As used in this section, "OMB" refers to the office of management and budget established by IC 4-3-22-3.

(d) In addition to any supplemental distribution made in January 2016 to the county under section 17.3 of this chapter, the budget agency shall make a supplemental distribution before May 1, 2016, to the county from the county's special account.

(e) The amount of the supplemental distribution to a county under this section is equal to the amount determined under the following STEPS:

STEP ONE: Determine the result of:

(A) the amount of the balance in the county trust account on December 31, 2014, as determined by the budget agency; minus

(B) the amount of any supplemental distribution made to the county in January 2016 under section 17.3 of this chapter.

STEP TWO: Determine the part of the STEP ONE amount that would be allocated to each taxing unit in the county, using the allocation method specified in IC 6-3.6-6-9.

STEP THREE: Determine the sum of the STEP TWO amounts for each unit eligible for a supplemental distribution. The sum determined under this STEP is the total amount of the supplemental distribution that shall be made to the county under this section.

(f) Before May 15, 2016, the OMB and the department of local government finance shall jointly determine and provide to the county auditor an allocation of the supplemental distribution made to the county under this section. The amount that each unit eligible for a supplemental distribution shall receive is equal to the amount determined for the unit under STEP TWO of subsection (e).

(g) Before June 1, 2016, the county auditor shall distribute to each unit eligible for a supplemental distribution an amount equal to the allocation amount determined under subsection (f).

(h) Money distributed to a unit eligible for a supplemental distribution must be used only for purposes and as authorized in IC 6-3.6-10-9.

(i) This section expires January 1, 2017.

SECTION 4. IC 6-3.6-9-15, AS ADDED BY P.L.243-2015, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 15. (a) If the budget agency determines that the balance in a county trust account exceeds ~~fifty~~ **twenty-five** percent (~~50%~~) (**25%**) of the certified distributions to be made to the county in the ensuing year, the budget agency shall make a supplemental distribution to the county from the county's special account. **The budget agency**

shall use the trust account balance as of December 31 of the year that precedes the determination year by two (2) years (referred to as the trust account balance year in this section).

(b) A supplemental distribution described in subsection (a) must be:

- (1) made in January of the ensuing calendar year; and
- (2) **except as provided in subsection (d)**, allocated in the same manner as certified distributions for deposit in a civil unit's rainy day fund established under IC 36-1-8-5.1. However, the part of a supplemental distribution that is attributable to an additional rate authorized under this article:

(A) shall be used for the purpose specified in the statute authorizing the additional rate; and

(B) is not required to be deposited in the unit's rainy day fund.

(c) The amount of ~~the~~ a supplemental distribution described in subsection (a) is equal to the amount by which:

- (1) the balance in the county trust account; **minus**
- (2) **the amount of any supplemental or special distribution that has not yet been accounted for in the last known balance of the county's trust account;**

exceeds ~~twenty-five percent (50%)~~ (25%) of the certified distributions to be made to the county in the ensuing year.

(~~e~~) (d) Any income earned on money held in a trust account established for a county under this chapter shall be deposited in that trust account.

(e) The following apply to a supplemental distribution to a county that is made after December 31, 2016:

(1) For each taxing unit in the county that did not receive a distribution under IC 6-3.5-1.1-21.2 or IC 6-3.5-6-17.7 in 2016, the budget agency and the department of local government finance shall calculate the sum of the amounts determined under STEP TWO of IC 6-3.5-1.1-21.2(e) or STEP TWO of IC 6-3.5-6-17.7(e) for that taxing unit.

(2) The amount of the supplemental distribution:

(A) shall first be allocated among taxing units in the county that did not receive a distribution under IC 6-3.5-1.1-21.2 or IC 6-3.5-6-17.7 in 2016; and

(B) shall not be allocated as provided in subsection (b)(2);

until each taxing unit in the county that did not receive a distribution under IC 6-3.5-1.1-21.2 or IC 6-3.5-6-17.7 in 2016 has received from supplemental distributions made under this section after December 31, 2016, a total amount equal to the amount calculated for the taxing unit under subdivision (1).

(3) In allocating a supplemental distribution under subdivision (2), the amount to be allocated to each taxing unit in the county that did not receive a distribution under IC 6-3.5-1.1-21.2 or IC 6-3.5-6-17.7 in 2016 is equal to:

(A) the amount of the supplemental distribution being allocated to those taxing units under

subdivision (2); multiplied by

(B) a fraction equal to:

(i) the amount calculated under subdivision (1) for that taxing unit; divided by

(ii) the sum of the amounts calculated under subdivision (1) for all taxing units that did not receive a distribution under IC 6-3.5-1.1-21.2 or IC 6-3.5-6-17.7 in 2016.

(~~d~~) (f) A determination under this section must be made before November 2.

SECTION 5. IC 6-3.6-10-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE MAY 1, 2016]: **Sec. 9. (a) Notwithstanding the effective dates for this article under IC 6-3.6-1, this section applies beginning after April 30, 2016.**

(b) This section applies to a county, city, or town that receives a supplemental distribution of money under:

- (1) IC 6-3.5-1.1-21.2 (before its expiration);
- (2) IC 6-3.5-6-17.7 (before its expiration); or
- (3) IC 6-3.5-7-17.4 (before its expiration).

(c) Money distributed to a county, city, or town under subsection (b) may be expended only upon an appropriation by the county's, city's, or town's fiscal body.

(d) Money received by a county, city, or town from a distribution made under IC 6-3.5-1.1-21.2 (before its expiration), IC 6-3.5-6-17.7 (before its expiration), or IC 6-3.5-7-17.4 (before its expiration) must be used by the county, city, or town as follows:

(1) At least seventy-five percent (75%) of the distribution must be:

(A) used exclusively by the county, city, or town for:

(i) engineering, land acquisition, construction, resurfacing, maintenance, restoration, or rehabilitation of both local and arterial road and street systems;

(ii) the payment of principal and interest on bonds sold primarily to finance road, street, or thoroughfare projects;

(iii) any local costs required to undertake a recreational or reservoir road project under IC 8-23-5;

(iv) the purchase, rental, or repair of highway equipment; or

(v) capital projects for aviation related property or facilities, including capital projects of a board of aviation commissioners established under IC 8-22-2 or an airport authority established under IC 8-22-3-1; or

(B) deposited in the county's, city's, or town's rainy day fund established under IC 36-1-8-5.1. The money deposited in a rainy day fund under this clause may not be transferred to another fund under IC 36-1-8-5.1(g), unless the money transferred to the fund is used exclusively for purposes set forth in clause (A).

(2) Any remaining distribution not used or deposited by the county, city, or town under subdivision (1) may be used by the county, city, or town for any of the purposes of the county, city, or town.

SECTION 6. **An emergency is declared for this act.**

(Reference is to HB 1110 as printed January 29, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1112, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred House Bill 1127, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete page 2.

Page 3, delete lines 1 through 12.

Page 11, line 41, delete "loan".

Page 11, line 41, delete "as".

Page 11, line 42, delete "creditor".

Page 12, between lines 23 and 24, begin a new paragraph and insert:

"(3) Notwithstanding section 202(1)(i) of this chapter and section 502(6) of this chapter, a CPAP transaction is not a consumer loan."

Page 13, line 4, delete "that, as a creditor:" and insert **"that:"**.

Page 13, line 8, after "(b)" insert **"notwithstanding section 110(3) of this chapter, and subject to IC 24-12-10,"**.

Page 13, line 8, delete "with, or is required to be licensed with," and insert **"with"**.

Page 13, line 9, delete "under" and insert **"in accordance with"**.

Page 13, line 9, delete "chapter." and insert **"chapter and IC 12-24-10."**

Page 14, line 41, delete "This" and insert **"Notwithstanding section 110(3) of this chapter, this"**.

Page 15, line 6, delete "the rate set" and insert **"a rate that does not exceed thirty-eight percent (38%) of the funded amount,"**.

Page 15, delete lines 7 through 8.

Page 15, line 9, delete "actuarial method of calculation,".

Page 16, line 42, delete "The following apply with respect to a CPAP transaction that" and insert **"A CPAP contract must comply with IC 24-12-2."**

Delete page 17.

Page 18, delete lines 1 through 15, begin a new paragraph and insert:

"SECTION 3. IC 24-12 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]:

ARTICLE 12. CIVIL PROCEEDING ADVANCE PAYMENTS

Chapter 1. Definitions

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

(1) "Advertise" means publishing or disseminating any written, electronic, or printed communication, or any communication by means of recorded telephone messages or transmitted on radio, television, the Internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a CPAP transaction.

(2) "Charges" means the amount of money to be paid to a CPAP provider by or on behalf of a consumer above the funded amount provided by or on behalf of the CPAP provider to a consumer claimant. The term includes all administrative, origination, underwriting, and other fees no matter how denominated.

(3) "Civil proceeding advance payment provider", or "CPAP provider", has the meaning set forth in IC 24-4.5-3-110.5.

(4) "Civil proceeding advance payment transaction", or "CPAP transaction", has the meaning set forth in IC 24-4.5-3-110.

(5) "Consumer claimant", with respect to a CPAP transaction, has the meaning set forth in IC 24-4.5-3-110.5.

(6) "Funded amount", with respect to a CPAP transaction, has the meaning set forth in IC 24-4.5-3-110.5.

(7) "Funding date" means the date on which the funded amount is transferred to the consumer claimant by the CPAP provider, by:

(A) personal delivery, wire, Automated Clearing House (ACH), or other electronic means; or

(B) insured, certified, or registered United States mail.

(8) "Legal claim" means a bona fide civil claim or cause of action.

(9) "Resolution date" means the date the amount funded to the consumer claimant, plus the agreed upon charges, are delivered to the CPAP provider.

Chapter 2. Contract Requirements

Sec. 1. Every CPAP transaction must meet the following requirements:

- (1) The contract must be completely filled in when presented to the consumer claimant for signature.
- (2) The contract must contain, in bold and boxed type, a right of rescission, allowing the consumer claimant to cancel the contract without penalty or further obligation if, not later than five (5) business days after the funding date, the consumer claimant either:
 - (A) returns to the CPAP provider the full amount of the disbursed funds by delivering the provider's uncashed check to the provider's office in person; or
 - (B) mails, by insured, certified, or registered United States mail, to the address specified in the contract, a notice of cancellation and includes in the mailing a return of the full amount of disbursed funds in the form of the provider's uncashed check or a registered or certified check or money order.
- (3) The contract must contain the initials of the consumer claimant on each page.

Chapter 3. CPAP Provider Prohibitions

Sec. 1. A CPAP provider may not do any of the following:

- (1) Pay or offer to pay a commission, referral fee, or other form of consideration to any attorney, law firm, medical provider, chiropractor, or physical therapist, or any of their employees for referring a consumer claimant to the provider.
- (2) Accept a commission, referral fee, rebate, or other form of consideration from an attorney, law firm, medical provider, chiropractor, or physical therapist, or any of their employees.
- (3) Intentionally advertise materially false or misleading information regarding the CPAP provider's products or services.
- (4) Refer, in furtherance of an initial CPAP transaction, a consumer claimant or potential customer claimant to a specific attorney, law firm, medical provider, chiropractor, or physical therapist, or any of their employees. However, if a customer needs legal representation, the company may refer the person to a local or state bar association referral service.
- (5) Knowingly provide funding to a consumer claimant who has previously assigned or sold a part of the consumer claimant's right to proceeds from the consumer's legal claim without first making payment to or purchasing a prior unsatisfied CPAP provider's entire funded amount and contracted charges, unless a lesser amount is otherwise agreed to in writing by the CPAP provider. However, multiple CPAP providers may agree to provide a CPAP transaction to a consumer claimant simultaneously if the consumer claimant and the consumer claimant's attorney consent to the arrangement in writing.
- (6) Receive any right to make any decision with respect

to the conduct of the underlying legal claim or any settlement or resolution of the claim, or make any decision with respect to the conduct of the underlying legal claim or any settlement or resolution of the claim. The right to make these decisions remains solely with the consumer claimant and the attorney in the legal claim.

(7) Knowingly pay or offer to pay for court costs, filing fees, or attorney's fees either during or after the resolution of the legal claim, using funds from the CPAP transaction.

Chapter 4. Contracted Amounts

Sec. 1. A CPAP provider shall require the contracted amount payable to the provider to comply with IC 24-4.5-3-201.

Chapter 5. Disclosures

Sec. 1. Each contract must contain the disclosures specified in this section, which are material terms of the contract. Unless otherwise specified, the disclosures must be in at least a 12 point bold font and be placed clearly and conspicuously within the contract. The following disclosures are required:

- (1) On the front page, under appropriate headings, language specifying:
 - (A) the funded amount to be paid to the consumer claimant by the CPAP provider;
 - (B) an itemization of one (1) time charges;
 - (C) the total amount to be assigned by the consumer claimant to the CPAP provider, including the funded amount and all charges; and
 - (D) a payment schedule including the funded amount and all charges, listing all dates and the amount due at the end of each one hundred eighty (180) day period, from the funding date until the date on which the maximum amount due to the CPAP provider by the consumer claimant occurs.
- (2) A notice within the body of the contract stating the following: "Consumer Claimant's Right to Cancellation: You may cancel this contract without penalty or further obligation within five (5) business days after the funding date if you either:
 - (A) return to the CPAP provider the full amount of the disbursed funds by delivering the provider's uncashed check to the provider's office in person; or
 - (B) mail, by insured, certified, or registered United States mail, to the CPAP provider at the address specified in the contract, a notice of cancellation and include in the mailing a return of the full amount of disbursed funds in the form of the provider's uncashed check or a registered or certified check or money order."
- (3) A notice informing the consumer claimant that the CPAP provider has no role in deciding whether, when, and how much the legal claim is settled for. However, the consumer claimant and consumer claimant's

attorney must notify the CPAP provider of the outcome of the legal claim by settlement or adjudication before the resolution date. The CPAP provider may seek updated information about the status of the legal claim but in no event may the provider interfere with the independent professional judgment of the attorney in the handling of the legal claim or any settlement.

(4) Within the body of the contract, in all capital letters in at least a 12 point bold font contained within a box the following: "THE FUNDED AMOUNT AND AGREED UPON CHARGES SHALL BE PAID ONLY FROM THE PROCEEDS OF YOUR LEGAL CLAIM, AND SHALL BE PAID ONLY TO THE EXTENT THAT THERE ARE AVAILABLE PROCEEDS FROM YOUR LEGAL CLAIM. YOU WILL NOT OWE (INSERT NAME OF THE CIVIL PROCEEDING ADVANCE PAYMENT PROVIDER) ANYTHING IF THERE ARE NO PROCEEDS FROM YOUR LEGAL CLAIM, UNLESS YOU HAVE VIOLATED ANY MATERIAL TERM OF THIS CONTRACT OR YOU HAVE COMMITTED FRAUD AGAINST THE CIVIL PROCEEDING ADVANCE PAYMENT PROVIDER."

(5) Located immediately above the place on the contract where the consumer claimant's signature is required, in at least a 12 point bold font the following: "Do not sign this contract before you read it completely or if the contract contains any blank spaces. You are entitled to a completely filled in copy of the contract. Before you sign this contract, you should obtain the advice of an attorney. Depending on the circumstances, you may want to consult a tax, public or private benefits planning, or financial professional. You acknowledge that your attorney in the legal claim has provided no tax, public or private benefit planning, or financial advice regarding this transaction."

Chapter 6. Violations

Sec. 1. (a) The department of financial institutions may enforce this article.

(b) This article does not restrict the exercise of powers or the performance of the duties of department of financial institutions.

Sec. 2. If a court with jurisdiction determines that a CPAP provider has intentionally violated the provisions of this article with regard to a specific CPAP transaction, the CPAP provider is entitled to recover only the funded amount provided to the consumer claimant in that CPAP transaction and is not entitled to any additional charges.

Chapter 7. Assignability

Sec. 1. A consumer claimant may assign the contingent right to receive an amount of the potential proceeds of a legal claim.

Sec. 2. This article may not be construed to cause any CPAP transaction that complies with this article to be considered a loan or to be otherwise subject to any other

provisions of Indiana law governing loans.

Sec. 3. Only attorney's liens related to the legal claim or Medicare or other statutory liens related to the legal claim take priority over a lien of the CPAP provider. All other liens take priority by normal operation of law.

Chapter 8. Attorney Prohibitions

Sec. 1. An attorney or law firm retained by the consumer claimant in the legal claim may not have a financial interest in the CPAP provider offering a CPAP transaction to that consumer claimant. Additionally, any attorney who has referred the consumer claimant to the consumer claimant's retained attorney may not have a financial interest in the CPAP provider offering a CPAP transaction to that consumer claimant.

Chapter 9. Privileged Communication

Sec. 1. No communication between the consumer claimant's attorney in the legal claim and the CPAP provider with respect to the CPAP transaction limits, waives, or abrogates the scope or nature of any statutory or common law privilege, including the work product doctrine and the attorney client privilege.

Chapter 10. Licensure

Sec. 1. A person may not engage in the business of providing a CPAP transaction unless the person is licensed with the department of financial institutions under IC 24-4.5-3.

Sec. 2. Every person shall, at the time of filing for licensure, file with the department of financial institutions, if required by the department, a bond satisfactory to the department in an amount not to exceed fifty thousand dollars (\$50,000). Instead of the bond, at the option of the person, the person may post an irrevocable letter of credit. The terms of the bond must run concurrently with the period during which the license will be in effect. The bond must provide that the person will faithfully follow the law.

Sec. 3. A person that applies for licensure with the department of financial institutions after June 30, 2016, and before January 1, 2017, may engage in a CPAP transaction while the person's application is awaiting approval by the department. However, if the department denies the person's application for licensure, the person may not enter into, or offer to enter into, any new CPAP transaction during the period beginning on the effective date of the denial, and ending on the effective date of any license subsequently issued to the person by the department of financial institutions, subject to any right to a stay or an appeal of the denial available under IC 4-21.5. Any CPAP transaction entered into before July 1, 2016, is not subject to this article.

Chapter 11. Rules

Sec. 1. The department of financial institutions may adopt rules under IC 4-22-2 to implement this article."

Renumber all SECTIONS consecutively.

(Reference is to HB 1127 as printed January 29, 2016.) and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1154, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred House Bill 1164, 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 criminal law and procedure.

Page 1, delete lines 1 through 17.

Delete pages 2 through 5.

Page 6, delete lines 1 through 36.

Page 7, delete lines 24 through 25.

Renumber all SECTIONS consecutively.

(Reference is to HB 1164 as printed January 26, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1199, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

M. YOUNG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred House Bill 1220, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 5, delete "withdraw:" and insert "**withdraw funds from it**".

Page 1, delete lines 6 through 7.

Page 1, run in lines 5 through 7.

(Reference is to HB 1220 as printed January 22, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 5, Nays 1.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred House Bill 1231, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

"(4) The rifle must be used by a hunter who is positioned at least ten (10) feet above the ground.

(5) The use of a rifle is permitted only on land located outside Marion County and south of any of the following boundaries:

(A) U.S. Highway 36 from the western border of Indiana to the western border of Marion County.

(B) The southern border of Marion County.

(C) U.S. Highway 40 from the eastern border of Marion County to the eastern border of Indiana."

Page 4, line 6, delete "placed as follows:" and insert "**placed:**".

(Reference is to HB 1231 as printed January 26, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 5, Nays 3.

GLICK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred House Bill 1246, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 7, delete lines 14 through 25, begin a new paragraph and insert:

"SECTION 13. IC 14-16-1-32 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 32. A vehicle that is:**

(1) from another state or country and is not registered in that state or country; and

(2) owned by a nonresident of Indiana;

may be operated on designated trails and properties owned or managed by the department if the operator of the vehicle

pays a fee set by the commission for an annual trail use tag."

Page 10, between lines 26 and 27, begin a new paragraph and insert:

"SECTION 18. IC 14-22-24.5 IS REPEALED [EFFECTIVE JULY 1, 2016]. (Dog Training Ground Permit)."

Page 19, after line 29, begin a new paragraph and insert:

"SECTION 41. P.L. 155-2015, SECTION 29, IS REPEALED [EFFECTIVE UPON PASSAGE]. SECTION 29: (a) Any rules adopted by the natural resources commission under IC 14-28-5 and that were in effect on June 30, 2015, remain in effect until rules are adopted under IC 14-28-5 by the Indiana finance authority:

(b) This SECTION expires July 1, 2020:

SECTION 42. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to HB 1246 as printed January 26, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

GLICK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs & The Military, to which was referred House Bill 1312, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 12, after "reserves," insert "in the national guard,".

Page 2, run in lines 7 through 8.

Page 2, line 12, delete "(A)" and insert "(A)".

Page 2, line 16, after "(B)" insert "a".

Page 2, line 18, strike "who have".

Page 2, strike line 19.

Page 2, line 20, strike "an offer".

Page 2, line 22, after "veterans" insert ";".

Page 2, line 22, strike "who have been residents of Indiana for at least one".

Page 2, line 23, strike "(1) year before making an offer;".

Page 3, between lines 11 and 12, begin a new line block indented and insert:

"(3) All forms submitted to verify current military or naval service status."

(Reference is to HB 1312 as reprinted January 27, 2016.) and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BANKS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs & The Military, to which was referred House Bill 1313, has had the same under consideration and begs leave to report the same

back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

BANKS, Chair

Report adopted.

SENATE MOTION

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

SR 41 Senator Arnold

Urging the Governor to designate Post Traumatic Stress Awareness day and month.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Resolution 41

Senate Resolution 41, introduced by Senator Arnold:

A SENATE RESOLUTION urging the Governor to designate June 27, 2016 as Indiana Post-Traumatic Stress Injury Awareness Day, and to designate June, 2016 as Indiana Post-Traumatic Stress Injury Awareness Month.

Whereas, The brave men and women of the United States Armed Forces - who proudly serve the United States and risk their lives to protect our freedom, deserve the investment of every possible resource to ensure their lasting physical, mental, and emotional well-being;

Whereas, The challenges of serving in combat for many of our veterans do not stop when they return home, but a new challenge begins that many of our servicemen and women must fight every day as they struggle in silence;

Whereas, The diagnosis now known as Post-Traumatic Stress Disorder (PTSD) was first defined to commonly and more accurately understand and treat veterans who had endured severe traumatic combat stress;

Whereas, Combat operational stress has historically been viewed as a mental illness caused by a pre-existing flaw of character or ability, and the term "Post-Traumatic Stress Disorder (PTSD)" carries a stigma that perpetuates this misconception;

Whereas, Post-traumatic stress can occur not only after a traumatic event experienced in combat, but also rape, sexual assault, battery, torture, confinement, child abuse, car accidents, train wrecks, plane crashes, bombings, or natural disasters;

Whereas, Post-traumatic stress is a very common injury to the brain that is treatable and repairable;

Whereas, Referring to the complications from post-traumatic stress as a disorder perpetuates the stigma of and bias against mental illness, and the stigma discourages those suffering from post-traumatic stress from seeking proper and timely medical treatment;

Whereas, Making the condition less stigmatizing and more honorable can favorably influence those affected and encourage them to seek help without fear of retribution or shame;

Whereas, Proper and timely treatment can diminish suicide rates; and

Whereas, All citizens suffering from post-traumatic stress injury deserve our consideration, those who have received these wounds in service to our nation further deserve our respect and recognition: Therefore,

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

SECTION 1. That the Indiana General Assembly urges the Governor to designate June 27, 2016 as Post-Traumatic Stress Injury Awareness Day and to designate June 2016 as Post-Traumatic Stress Injury Awareness Month.

SECTION 2. That the Indiana General Assembly respectfully urges our Department of Veterans Affairs, Department of Public Health, and Adjutant General to continue working to educate service members, veterans, the families of service members and veterans, victims of abuse, crime and natural disaster, and the general public about the causes, symptoms, and treatment of post-traumatic stress injury.

SECTION 3. That the Secretary of the Senate transmit one copy of this resolution to the Governor.

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

SENATE MOTION

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

SCR 45 Senator Broden
Honoring Phillip L. St. Clair.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 45

Senate Concurrent Resolution 45, introduced by Senator Broden:

A CONCURRENT RESOLUTION honoring Phillip L. St. Clair for his 34 years of dedicated public service to the citizens of South Bend, Indiana.

Whereas, Phillip L. St. Clair began working for the City of South Bend in 1982, and in 1993, South Bend Mayor Joseph E. Kernan appointed Phil to be the Park Superintendent. In 1995 this position was expanded to oversee all park and recreation programs, services and activities;

Whereas, Phil tackled and effectively addressed the renovation of the Ella Morris Conservatory by making it into an energy efficient and welcoming venue; maintained the City's 14 Community Parks, 26 Neighborhood Parks, 7 Block Parks, 13 Special Parks, and worked to have the Department of Parks and Recreation become accredited for the first time on September 25, 2007;

Whereas, With Phil's determination, the Department of Parks and Recreation became one of just four departments in the State of Indiana to be accredited by the Commission for Accreditation of Park and Recreation Agencies (CAPRA), and now is among 142 accredited agencies in the United States which are recognized "for excellence in operation and service...while providing assurance to the public that the agency meets national standards of best practice", representing the top 1% of all park and recreation agencies achieving this recognition;

Whereas, Under Phil's leadership, dedicated support staff and employees, the Department of Parks & Recreation was selected as the "Outstanding Agency" by the Indiana Parks & Recreation Association in 2012;

Whereas, In 2014, Phil helped work with residents to "put together some strategic thoughts, ideas & plans" to build a roadmap which became the 5-Year Park Master Plan, 2014-2018. It focuses on We Build Community Through People Parks and Programs and is "...intended to help meet the needs of current and future residents by positioning South Bend to build upon the city's unique parks and recreation assets and identify new opportunities" through this citizen-driven plan, which establishes "a clear direction to guide city staff, advisory committees, and elected officials in their efforts to enhance the community's parks & recreation programs, services and facilities" which attract over 1 million visitors a year; and

Whereas, Phil established the South Bend Parks Foundation in December of 2010, for the purpose of "providing resources to build community through people, parks, and programs, in support of Phil's vision that the South Bend parks and recreation have a "long-term legacy" of such programs which would "forever remain an integral part of our community": Therefore,

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

SECTION 1. The Indiana General Assembly congratulates Phillip L. St. Clair for his hard work and dedicated service to the city of South Bend for the past 34 years.

SECTION 2. That the Secretary of the Senate is hereby ordered to transmit 1 copy of this resolution to Phillip L. St. Clair.

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 Burton, DeVon, and Niezgodski.

Senate Concurrent Resolution 31

Senate Concurrent Resolution 31, introduced by Senators Brown and Kruse:

A CONCURRENT RESOLUTION congratulating the Bishop Dwenger High School football team on its 4A State Championship title.

Whereas, The Bishop Dwenger High School Football team won the 4A State Championship game on November 28, 2015 at Lucas Oil Stadium in Indianapolis, the first for the program since 1991;

Whereas, The Bishop Dwenger Saints (No. 3) beat the East Central Trojans (No. 9) 27-3 after a 14-1 game season;

Whereas, The team overcame witnessing the daily fight of head coach Chris Svarczkopf's courageous battle with cancer throughout the season, and were coached by Ernie Bojrab while Svarczkopf underwent cancer treatments;

Whereas, School Principal Fred Tone passed away after the team's victory and was an integral part of the student's academic lives; and

Whereas, The school and community unified over the team's victory the Monday after the win by gathering at the school to celebrate: Therefore,

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

SECTION 1. That the Indiana General Assembly congratulates the Bishop Dwenger High School football team on its 4A State Championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the players and coaches of the Bishop Dwenger High School football team.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Morris.

Senate Concurrent Resolution 34

Senate Concurrent Resolution 34, introduced by Senator Messmer:

A CONCURRENT RESOLUTION congratulating the South Spencer High School Boys Baseball team on winning its fourth 2A State Championship title.

Whereas, The South Spencer Rebels baseball team beat the Lafayette Central Catholic Knights 8-2 in June 2015 at Victory Field in Indianapolis, to clinch its third 2A State Championship title in five years and fourth overall;

Whereas, The team's victory came after being ranked number two in its division, with a 25-2 season record, and a 17 game winning streak;

Whereas, On the road to the state title game, the Rebels won their ninth regional title weeks prior with a 10-0 shut-out victory against Clarksville;

Whereas, Then at the State Championship game, Pitcher Jon Stallings threw all seven innings and only allowed two earned runs on seven hits and one walk, striking out six batters and throwing 122 pitches;

Whereas, The Rebels tied the score 1-1 in the fourth inning on Tyler Schneider's solo home run, added three more runs the same inning with the help of Zeth Young's two RBI single, tacked on four more runs during the sixth inning, and Schneider, Young and Stallings each had two hits throughout the game; and

Whereas, Head Coach Brian Kuester led the team to its 2015 state title and all of its previous state title wins: Therefore,

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

SECTION 1. That the Indiana General Assembly congratulates the South Spencer High School Boys Baseball team on winning its fourth 2A State Championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to South Spencer Baseball Coach Brian Kuester; Assistant Coaches Mike Ogilvie, Mitch Rust, Shawn Kuester, Chris Bartlett, and J.C. Davis; Athletic Director Tim Martin; Principal Angie Glais; Superintendent Mike Robinson; Student Managers Ben Huff and Brandon McFall; and the South Spencer Boys Baseball team members.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Bacon.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1294, which is eligible for third reading, be returned to second reading for purposes of amendment.

HEAD

Motion prevailed.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has concurred with the Senate amendments to Engrossed House Bill 1047.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 44 and 45 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolutions 30, 33 and 44 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed, without amendment, Engrossed Senate Bills 1, 91, 145, 154, 186, 219, 271, 272, 315, 336 and 371 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed with amendments Engrossed Senate Bills 20, 251, 327 and 364 and the same are herewith returned to the Senate for concurrence.

M. CAROLINE SPOTTS
Principal Clerk of the House

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 50

House Concurrent Resolution 50, sponsored by Senator Ford:

A CONCURRENT RESOLUTION congratulating the Indiana Arts Commission on the occasion of the 50th anniversary of its creation.

Whereas, The Indiana Arts Commission was formed in 1965 by Governor Roger Branigin to serve the cultural needs of the state of Indiana through appropriations from the National Endowment for the Arts;

Whereas, In 1969, as an official agency of Indiana State Government, the Indiana Arts Commission began administration of grants to Indiana arts organizations in 26 counties and currently administers more than 300 grants and other program services in all 92 Indiana counties;

Whereas, In 1972, the Indiana Arts Commission helped establish community arts councils in 32 Indiana cities, and, in 1973, introduced a pilot project, "Preview Performance", designed to increase the number of community-based arts organizations;

Whereas, In 1973, in partnership with the Office of the Governor, the Indiana Arts Commission initiated the Governor's Arts Awards to recognize and honor significant contributions to and profound positive impact on the arts and the state of Indiana;

Whereas, In 1977, the Indiana Arts Commission, in partnership with the Indiana Department of Commerce, released a report revealing that 4,500 Hoosiers were employed full time in arts-related jobs; in 2014, the number of full time arts-related jobs had grown to 45,149;

Whereas, In 1996, the Indiana Arts Commission identified 12 community-based organizations as part of a decentralized service distribution system known as the Regional Arts Partnership, designed to provide more local level involvement in the administration of cultural grants and programs;

Whereas, In 1997, the Indiana Arts Commission launched a two-year study of individual artists' needs that provided the foundation of the Individual Artist Program, which in its first year of offering grants attracted more than 200 applications from Indiana artists;

Whereas, The Commission has awarded grants to cultural organizations, artists, and arts providers through an open, citizen-led, rigorous, and public process throughout its history;

Whereas, The Commission has engaged generations of Hoosiers under the leadership of volunteer commissioners from all walks of life and from everywhere in the state;

Whereas, The Commission's "Celebrate the Arts" license plate program benefits arts programs for schools;

Whereas, The Indiana Arts Commission has worked closely with the Indiana General Assembly to expand the impact of the arts and arts education in our state through programs such as the Indiana Cultural Trust, the Indiana Poet Laureate, Indiana Cultural District Certification, and Indiana Artisan;

Whereas, The Indiana Arts Commission has offered learning opportunities in cultural, community, and economic development for citizens throughout the state;

Whereas, The Indiana Arts Commission has developed and supports innovative arts education opportunities such as its Partnering Communities and Education (PACE) program for the enrichment of students statewide; and

Whereas, The Indiana Arts Commission, in partnership with the Indiana Bicentennial Commission and the Indiana Department of Natural Resources Division of State Parks, developed signature Indiana Bicentennial Legacy Projects such as the Bicentennial Plaza, Indiana Masterpiece, and Arts in the Parks programs: Therefore,

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

SECTION 1. That the Indiana General Assembly recognizes and honors the Indiana Arts Commission for 50 years of service to the economic, cultural, community, and educational interests of the citizens of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the executive director of the Indiana Arts Commission.

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

House Concurrent Resolution 48

House Concurrent Resolution 48, sponsored by Senator Taylor:

A CONCURRENT RESOLUTION recognizing The Exchange at the Indianapolis Urban League.

Whereas, The Exchange at the Indianapolis Urban League promotes emerging leaders in the community, advocates for the

community in legislative bodies and through community efforts, develops emerging leaders through training programs, and serves the community through initiatives targeting at-risk youth and youth development;

Whereas, The Exchange believes that socially conscientious and empowered young urban professionals will serve as the next nucleus of business, civic, and community leaders, and that they will implement a progressive vision for the Central Indiana region;

Whereas, A steering committee was formed in April 2014 to explore the need for developing a National Urban League Young Professionals chapter in Indianapolis;

Whereas, In September 2014, a new brand and concept for The Exchange at the Indianapolis Urban League were adopted by the Indianapolis Urban League board;

Whereas, The Exchange Leadership Fellowship Program (ELFP) is a collaboration with Indiana University's Kelley School of Business, Indianapolis Urban League, and The Exchange at the Indianapolis Urban League to initiate intergenerational conversation on key issues impacting communities of color and other disadvantaged groups, as well as an opportunity to develop critical leadership skills leveraging the world-class instructors from IU's Kelley School of Business in Indianapolis;

Whereas, The Exchange is active in the community through several programs, including the Young Professionals Speakers Bureau to engage Indianapolis youth on topics ranging from character building to professional aspirations in an effort to expose students to different careers, the GOTV Video Effort, a collaboration with the Indianapolis Recorder, that created 30- to 45-second videos from registered voters in the community, the YP(IN)GAGE, a collaboration with IndyHub, specifically geared toward engaging millennials and young professionals civically, and the Juvenile Detention Center Effort where young professionals visit at-risk youth at the Marion County Juvenile Detention Center; and

Whereas, The Exchange helps keep Indianapolis relevant on the national stage by recruiting and training future leaders of our city and state: Therefore,

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

SECTION 1. That the Indiana General Assembly recognizes that The Exchange at The Indianapolis Urban League is a young professional group that is making a positive impact in the community. With a commitment to promote, advocate, develop,

and serve, The Exchange at The Indianapolis Urban League has implemented and led such programs as The Exchange Leadership Fellows Program, The Young Professionals Speakers Bureau, Juvenile Detention Center Mentorship Program, YP(IN)GAGE, and the GOTV Video Effort.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Indianapolis Urban League executives Anthony R. Mason, president and CEO, and Linda Thomas, chairman of the board.

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.

ENGROSSED HOUSE BILLS ON SECOND READING

Engrossed House Bill 1088

Senator Becker called up Engrossed House Bill 1088 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 1088-1)

Mr. President: I move that Engrossed House Bill 1088 be amended to read as follows:

Page 1, line 10, delete "the" and insert "**an**".
(Reference is to EHB 1088 as printed February 19, 2016.)

BECKER

Motion prevailed. The bill was ordered engrossed.

Engrossed House Bill 1130

Senator Kruse called up Engrossed House Bill 1130 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 1130-1)

Mr. President: I move that Engrossed House Bill 1130 be amended to read as follows:

Page 4, line 19, after "to" insert "**service centers and**".
Page 4, line 21, after "the" insert "**service center or the**".
Page 4, line 24, after "concerning" insert "**service centers or**".
Page 4, line 36, after "concerning" insert "**service centers and**".

Page 4, delete lines 40 through 42, begin a new line block indented and insert:

- "(1) The account consists of:**
(A) fees paid by the vendor of an ignition interlock device;
(B) fees paid by the service center; and
(C) appropriations made by the general assembly."

Page 5, delete line 1.

Page 5, line 4, after "concerning" insert "**service centers and**".

Renumber all SECTIONS consecutively.

(Reference is to EHB 1130 as printed February 19, 2016.)

KRUSE

Motion prevailed. The bill was ordered engrossed.

Engrossed House Bill 1180

Senator Kruse called up Engrossed House Bill 1180 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 1180-1)

Mr. President: I move that Engrossed House Bill 1180 be amended to read as follows:

Page 8, line 25, delete "subsection (c)," and insert "**subsections (c) and (d),**".

Page 8, line 28, delete "subsection (c)," and insert "**subsections (c) and (d),**".

Page 9, between lines 15 and 16, begin a new paragraph and insert:

"(d) Upon the request of the owner of qualified property, a political subdivision may do the following:

- (1) Impose or otherwise require a payment in lieu of taxes or the payment of any other charge or user fee for or on the qualified property.**

- (2) Enter in an agreement described in subsection (b)(2) concerning the qualified property."**

Page 9, line 27, delete "An" and insert "**Except as provided in subsection (d), an**"

Page 9, between lines 29 and 30, begin a new paragraph and insert:

"(d) Upon the request of the owner of qualified property, an impact fee may be imposed on the qualified property."

Page 10, line 4, after "law," insert "**and except as provided in subsections (c) and (d),**".

Page 10, after line 22, begin a new paragraph and insert:

"(d) Upon the request of the owner of qualified property, a commission may enter into an agreement described in subsection (b) concerning the qualified property."

(Reference is to EHB 1180 as printed February 19, 2016.)

HERSHMAN

Motion prevailed.

SENATE MOTION (Amendment 1180-2)

Madam President: I move that Engrossed House Bill 1180 be amended to read as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 7.

Page 8, delete lines 1 through 11.

Renumber all SECTIONS consecutively.

(Reference is to EHB 1180 as printed February 19, 2016.)

KENLEY

Motion prevailed. The bill was ordered engrossed.

Engrossed House Bill 1025

Senator Yoder called up Engrossed House Bill 1025 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 1025-1)

Mr. President: I move that Engrossed House Bill 1025 be amended to read as follows:

Page 10, delete lines 3 through 32, begin a new paragraph and insert:

"(b) The plan commission shall comply with section 608(b) of this chapter and certify a favorable recommendation, unfavorable recommendation, or no recommendation to the legislative body under section 605 of this chapter. Except as provided in subsection (c), if the plan commission makes:

(1) a favorable recommendation on the proposal, the proposal (as certified) takes effect as other ordinances:

(A) thirty (30) days after the date of the certification under section 605 of this chapter; or

(B) on a date less than thirty (30) days:

(i) after the date of the certification under section 605 of this chapter; and

(ii) that is specified in the ordinance adopting the alternate procedure; or

(2) an unfavorable recommendation or no recommendation on the proposal, the proposal is defeated:

(A) thirty (30) days after the date of the certification under section 605 of this chapter; or

(B) on a date less than thirty (30) days:

(i) after the date of the certification under section 605 of this chapter; and

(ii) that is specified in the ordinance adopting the alternate procedure.

The plan commission shall notify the legislative body not later than the next business day after a proposal takes effect under subdivision (1) or is defeated under subdivision (2).

(c) If:

(1) any aggrieved person files with the plan commission a written request to have the final determination on the proposal made by the appropriate legislative body; or
(2) the legislative body files a notice with the plan commission that the legislative body shall make the final determination on the proposal;

the legislative body shall make the final determination on the proposal to change the zone map as set forth in section 608 of this chapter. The plan commission shall notify the legislative body in writing of a request under subdivision (1) not later than the next business day after receiving the request.

(d) A request or notice under subsection (c)(1) or (c)(2) must be filed not later than:

(1) twenty-nine (29) days after the date the favorable recommendation, the unfavorable recommendation, or no recommendation of the plan commission is certified

under section 605 of this chapter; or

(2) on a date that is less than twenty-nine (29) days:

(A) after the date the favorable recommendation, the unfavorable recommendation, or no recommendation of the plan commission is certified under section 605 of this chapter; and

(B) that is specified in the ordinance adopting the alternate procedure."

(Reference is to EHB 1025 as printed February 19, 2016.)

YODER

Motion prevailed. The bill was ordered engrossed.

**ENGROSSED HOUSE BILLS
ON THIRD READING**

Engrossed House Bill 1005

Senator Kruse called up Engrossed House Bill 1005 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 199: yeas 38, nays 11. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1012

Senator Becker called up Engrossed House Bill 1012 for third reading:

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

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

Roll Call 200: yeas 48, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1038

Senator Crider called up Engrossed House Bill 1038 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 201: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1053

Senator Steele called up Engrossed House Bill 1053 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 202: yeas 38, nays 12. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1068

Senator Messmer called up Engrossed House Bill 1068 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 203: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1085

Senator Steele called up Engrossed House Bill 1085 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 204: yeas 45, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1090

Senator Crider called up Engrossed House Bill 1090 for third reading:

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

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

Roll Call 205: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1183

Senator Buck called up Engrossed House Bill 1183 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

Roll Call 206: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1201

Senator Hershman called up Engrossed House Bill 1201 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 207: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1209

Senator Pete Miller called up Engrossed House Bill 1209 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 208: yeas 40, nays 10. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1219

Senator Pete Miller called up Engrossed House Bill 1219 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 209: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1233

Senator Crider called up Engrossed House Bill 1233 for third reading:

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

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

Roll Call 210: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1278

Senator Patricia Miller called up Engrossed House Bill 1278 for third reading:

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

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

Roll Call 211: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1359

Senator Brown called up Engrossed House Bill 1359 for third reading:

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

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

Roll Call 212: yeas 47, nays 1. The bill was declared passed.

The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1395

Senator Kruse called up Engrossed House Bill 1395 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 213: yeas 38, nays 10. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**MOTIONS TO CONCUR
IN HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 26.

STEELE

Roll Call 214: yeas 48, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 81.

M. YOUNG

Roll Call 215: yeas 49, nays 0. Motion prevailed.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 48 and 50 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

**MESSAGE FROM THE
PRESIDENT PRO TEMPORE**

Madam President and Members of the Senate: I have on Monday, February 22, 2016, signed Senate Enrolled Acts: 9, 17, 96, 131, 151, 217, and 291.

DAVID C. LONG
President Pro Tempore

**MESSAGE FROM THE
PRESIDENT PRO TEMPORE**

Madam President and Members of the Senate: I have on Tuesday, February 23, 2016, signed House Enrolled Act: 1035.

DAVID C. LONG
President Pro Tempore

SENATE MOTION

Madam President: I move that Senator Yoder be added as second sponsor of Engrossed House Bill 1089.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Yoder be added as second sponsor and Senator Stoops be added as cosponsor of Engrossed House Bill 1313.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Leising be added as second sponsor of Engrossed House Bill 1040.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as cosponsor of Engrossed House Bill 1313.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as cosponsor of Engrossed House Bill 1089.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as cosponsor of Engrossed House Bill 1025.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as

cosponsor of Engrossed House Bill 1278.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1209.

PETE MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1219.

PETE MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1180.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1290.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1110.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1046.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1331.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1013.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of Engrossed House Bill 1089.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of Engrossed House Bill 1075.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Resolution 31.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as cosponsor of Engrossed House Bill 1290.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1273.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as cosponsor of Engrossed House Bill 1312.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tomes be added as cosponsor of Engrossed House Bill 1085.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1359.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1294.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1081.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Glick and Houchin be added as cosponsors of Engrossed House Bill 1395.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as cosponsor of Engrossed House Bill 1395.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1068.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Steele be added as cosponsor of Engrossed House Bill 1231.

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m.,
Thursday, February 25, 2016.

LONG

Motion prevailed.

The Senate adjourned at 3:15 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate