



Journal of the Senate

State of Indiana

119th General Assembly

Second Regular Session

Fourteenth Meeting Day

Monday Afternoon

February 1, 2016

The Senate convened at 2:17 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor John W. Woodall, Jr.

The Pledge of Allegiance to the Flag was led by Senator Scott M. Schneider.

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 67: 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.

SENATE MOTION

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

SR 19 Senator Arnold

Recognize the Indiana Sheriffs' Association.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Resolution 19

Senate Resolution 19, introduced by Senator Arnold:

A SENATE RESOLUTION to recognize the valuable contribution of the Indiana Sheriffs' Association.

Whereas, The Indiana Sheriffs' Association was established in 1930 to promote better communication and exchange between sheriffs and other law enforcement personnel;

Whereas, For the past 86 years with the support of its membership and supporters, the Indiana Sheriffs' Association has proven itself to be an asset to both those in law enforcement and citizens of Indiana; and

Whereas, In 1977, the Association was incorporated as a not-for-profit organization and began to focus on providing education and training for sheriffs and department personnel throughout the state that was not otherwise available: Therefore,

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

SECTION 1. The Indiana Senate recognizes the valuable contribution of the Indiana Sheriffs' Association.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the Indiana Sheriffs' Association.

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

SENATE MOTION

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

HCR 20 Senator Banks

Honoring Robert Clegg.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 20

House Concurrent Resolution 20, sponsored by Senator Banks:

A CONCURRENT RESOLUTION honoring Robert Clegg.

Whereas, Indianapolis resident Robert Clegg is training to fight another type of battle;

Whereas, After being in the Army for 26 years, Robert Clegg is now part of a program that trains wounded soldiers in computer forensics to help combat child pornography;

Whereas, The Human Exploitation Rescue Operative (HERO) Corps program was started in 2013;

Whereas, Robert Clegg is in the third class of veterans to be trained;

Whereas, After finishing an initial 11 weeks of training, Robert Clegg has been assigned to the Indianapolis office of the United States Department of Homeland Security, where he'll assist special agents in finding victims of sexual abuse and exploitation and help identify the predators that produce, distribute, and possess online pornography;

Whereas, During his years in the Army, the Carthage, North Carolina, native held various positions, including infantryman, machine gun specialist, platoon sergeant, and drill instructor;

Whereas, Robert Clegg retired from the military in 2012 after receiving a traumatic brain injury in a rocket blast during his second deployment to Afghanistan;

Whereas, After leaving the Army, Robert Clegg took information technology courses through the Wounded Warrior Project, where an instructor encouraged him to apply for the selective HERO Corps;

Whereas, Once Robert understood the responsibilities of the agents of the Department of Homeland Security in fighting online child exploitation, he was eager to help;

Whereas, Robert Clegg's eyes have been opened to how much child exploitation exists, but he is ready and willing to work toward eradicating this evil from the world; and

Whereas, Robert Clegg has served his country and its citizens honorably and with great dedication throughout his life: 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 thanks Robert Clegg for his dedicated service to the citizens of Indiana and the nation. Robert has given his life in service to his country,

first as a member of the military and, now, as a civilian combating online exploitation of children.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Robert Clegg and his family.

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1024, 1088, 1136, and 1312 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: Pursuant to Senate Rule 97, the Senate Committee on Ethics met on January 19, 2016, to render an advisory opinion with regard to Senator Boots' request that the Committee consider whether or not he has a conflict of interest pertaining to SB 255 which would require him to be excused from voting on this bill at any stage of the legislative process. The members in attendance were: Chairman Eckerty, Senator Walker, Senator Arnold, and Senator Lanane.

The Senate Committee on Ethics has considered the facts presented by Senator Boots and hereby recommends that Senator Boots be excused from participation in all votes pertaining to Senate Bill 255 at any stage in the legislative process because of his potential conflict of interest with regard to the legislation. The vote of the Committee was 4-0.

ECKERTY, Chair

Report adopted.

RESOLUTIONS ON SECOND READING

Senate Resolution 15

Senator Kruse called up Senate Resolution 15 for second reading. The resolution was read a second time and adopted by voice vote.

Senate Resolution 16

Senator Kruse called up Senate Resolution 16 for second reading. The resolution was read a second time and adopted by voice vote.

Senate Resolution 7

Senator Leising called up Senate Resolution 7 for second reading. The resolution was read a second time and adopted by voice vote.

SENATE MOTION

Madam President: I move that Engrossed Senate Bill 80, which is eligible for third reading, be returned to second reading for purposes of amendment.

HEAD

Motion prevailed.

RESOLUTIONS ON SECOND READING**Senate Joint Resolution 14**

Senator Holdman called up Senate Joint Resolution 14 for second reading. The resolution was read a second time by title. There being no amendments, the resolution was ordered engrossed.

SENATE BILLS ON SECOND READING**Senate Bill 27**

Senator Steele called up Senate Bill 27 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 30

Senator Patricia Miller called up Senate Bill 30 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 93

Senator Kruse called up Senate Bill 93 for second reading. The bill was read a second time by title.

SENATE MOTION

(Amendment 93-1)

Madam President: I move that Senate Bill 93 be amended to read as follows:

Page 8, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 7. IC 20-26-11-33 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 33. (a) Notwithstanding a policy adopted under section 32(a) of this chapter, a school corporation may accept a student who does not have legal settlement in the school corporation into a program with a focused curriculum.**

(b) A school corporation may decide which students to admit to a program with a focused curriculum without determining capacity or fulfilling any other requirements set forth in section 32 of this chapter."

Renumber all SECTIONS consecutively.
(Reference is to SB 93 as printed January 29, 2016.)

PETE MILLER

Motion prevailed.

SENATE MOTION

(Amendment 93-2)

Madam President: I move that Senate Bill 93 be amended to read as follows:

Page 6, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 4. IC 20-23-17.2-3, AS AMENDED BY P.L.216-2015, SECTION 38, IS REPEALED [EFFECTIVE UPON PASSAGE]. **Sec. 3. (a) The governing body of the school corporation consists of nine (9) members who shall be elected as follows:**

(1) One (1) member shall be elected from each of the school districts described in section 4 of this chapter. A member elected under this subdivision must reside within the boundaries of the district the member represents.

(2) Three (3) members, who must reside within the boundaries of the school corporation, shall be elected as at-large members.

(3) All members shall be elected on a nonpartisan basis.

(4) All members shall be elected at the general election held in the county in 2016 and each four (4) years thereafter.

(b) Upon assuming office and in conducting the business of the governing body, a member shall represent the interests of the entire school corporation.

SECTION 5. IC 20-23-17.2-3.1, AS ADDED BY P.L.222-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2017]: **Sec. 3.1. (a) After December 31, 2016, the governing body of the school corporation consists of five (5) members, elected as provided in this chapter.**

(b) Three (3) members shall be elected as follows:

(1) From districts established as provided in section 4.1 of this chapter.

(2) On a nonpartisan basis.

(3) At the general election held in the county in 2016 2018 and every four (4) years thereafter.

(c) Two (2) members shall be elected as follows:

(1) At large by all the voters of the school corporation.

(2) On a nonpartisan basis.

(3) At the general election held in the county in 2016 and every four (4) years thereafter.

(d) The term of office of a member of the governing body:

(1) is four (4) years; and

(2) begins January 1 after the election of members of the governing body.

(e) Upon assuming office and in conducting the business of the governing body, a member shall represent the interests of the entire school corporation.

SECTION 6. IC 20-23-17.2-3.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 3.3. (a) Notwithstanding section 3.1 of this chapter, as in effect on July 1, 2016, the members of the governing body described in section 3.1(b) of this chapter shall:**

(1) be elected at the general election held in the county in 2016; and

(2) serve a term of two (2) years.

(b) The successors of the members of the governing body described in subsection (a) shall:

(1) be elected at the general election held in the county in 2018; and

(2) serve a term of four (4) years.

(c) This section expires January 1, 2023.

SECTION 7. IC 20-23-17.2-9 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 9: The members of the governing body of the school corporation shall be elected at the general election to be held in 2016 and every four (4) years thereafter."~~

Renumber all SECTIONS consecutively.

(Reference is to SB 93 as printed January 29, 2016.)

RANDOLPH

Motion prevailed. The bill was ordered engrossed.

Senate Bill 132

Senator Broden called up Senate Bill 132 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 132-11)

Madam President: I move that Senate Bill 132 be amended to read as follows:

Page 1, line 9, after "2." delete "An individual who:" and insert "**(a) An individual is eligible to participate in SNAP if the individual:**"

Page 1, delete line 17, begin a new line block indented and insert:

"(A) was released from any incarceration at least five (5) years before the individual's application for SNAP and has not been convicted of any offense in the five (5) years since the individual's release from incarceration; or

(B) submits an application for SNAP upon being placed on probation, parole, or in a community corrections program after the individual's release from incarceration and meets the following conditions:

(i) The individual does not commit any violation of the terms of the individual's probation, parole, or community corrections program.

(ii) The individual is tested for drug and alcohol use at least once every two (2) months and may be required to submit to random tests for drug and alcohol use at any time, and all testing results are negative for the presence of drugs or alcohol.

(b) If an individual described in subsection (a)(3)(B):

(1) commits a violation of the terms of the individual's parole, probation, or community corrections program; or

(2) tests positive for the presence of drugs or alcohol while participating in SNAP;

the parole, probation, or community corrections office shall notify the office of the secretary of family and social services that the individual has become ineligible to participate in SNAP."

Page 2, delete lines 1 through 17.

(Reference is to SB 132 as printed January 29, 2016.)

PATRICIA MILLER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 160

Senator M. Young called up Senate Bill 160 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 160-1)

Madam President: I move that Senate Bill 160 be amended to read as follows:

Page 2, line 23, after "disposition." insert "**In determining whether to transfer jurisdiction to the juvenile court for disposition, the court having adult criminal jurisdiction shall consider whether there are appropriate services available in the juvenile justice system, whether the child is amenable to rehabilitation under the juvenile justice system, and whether it is in the best interests of the safety and welfare of the community that the child be transferred to juvenile court."**

(Reference is to SB 160 as printed January 29, 2016.)

M. YOUNG

Motion prevailed. The bill was ordered engrossed.

Senate Bill 161

Senator M. Young called up Senate Bill 161 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 162

Senator Patricia Miller called up Senate Bill 162 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 169

Senator Alting called up Senate Bill 169 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 177

Senator Messmer called up Senate Bill 177 for second

reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 178

Senator Messmer called up Senate Bill 178 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 186

Senator Merritt called up Senate Bill 186 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 192

Senator Crider called up Senate Bill 192 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 197

Senator Crider called up Senate Bill 197 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 216

Senator Hershman called up Senate Bill 216 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 216-1)

Madam President: I move that Senate Bill 216 be amended to read as follows:

Page 2, between lines 5 and 6, begin a new line blocked left and insert:

"A unit may not charge the owner of a residential apartment complex a fee for enforcing an ordinance on the property of the residential apartment complex."

(Reference is to SB 216 as printed January 29, 2016.)

HERSHMAN

Motion prevailed.

SENATE MOTION
(Amendment 216-2)

Madam President: I move that Senate Bill 216 be amended to read as follows:

Page 1, delete lines 10 through 17, begin a new paragraph and insert:

"SECTION 3. IC 9-21-18-4.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 4.1. (a) As used in this section, "legislative body" has the meaning set forth in IC 36-1-2-9.

(b) A unit may adopt and enforce parking and traffic ordinances on the property of a residential apartment

complex if all of the following conditions are met:

(1) The owner of the residential apartment complex requests:

(A) at a public meeting of the legislative body; or

(B) by certified mail to the legislative body;

that the unit adopt and enforce parking and traffic ordinances on the property of the residential apartment complex.

(2) The legislative body adopts parking and traffic ordinances for the property of the residential apartment complex which do the following:

(A) Set forth in detail the parts of the residential apartment complex to which the ordinances apply.

(B) Require the owner of the residential apartment complex to install signs notifying residents of and visitors to the residential apartment complex of the relevant ordinances. Signs installed under this clause must be placed in a sufficient number of locations to clearly mark where the relevant ordinance applies. A sign placed at the entrance to the residential apartment complex does not satisfy this clause.

(C) Do not duplicate or conflict with state law.

(D) Are reasonably consistent with other traffic and parking ordinances adopted by the unit.

(3) The owner of the residential apartment complex enters into an enforcement contract with the unit.

(4) The legislative body of the unit approves the enforcement contract.

(c) A unit may not charge the owner of a residential apartment complex a fee for enforcing an ordinance on the property of a residential apartment complex."

Page 2, delete lines 1 through 5.

Renumber all SECTIONS consecutively.

(Reference is to SB 216 as printed January 29, 2016.)

HERSHMAN

Motion prevailed.

SENATE MOTION
(Amendment 216-3)

Madam President: I move that Senate Bill 216 be amended to read as follows:

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

"SECTION 1. IC 5-2-6-26 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 26. (a) The institute shall adopt guidelines and a reporting form or a specified electronic format, or both, for the reporting of:

(1) a traffic stop;

(2) a citation issued; or

(3) both traffic stops and citations issued;

for the violation of an ordinance concerning traffic or parking committed on the property of a residential apartment complex under IC 9-21-18.

(b) The guidelines adopted under this section must require a law enforcement agency to report each traffic stop or citation issued, or each traffic stop and citation issued, to the institute on the form or in the specified electronic format adopted by the institute.

(c) The guidelines adopted under this section:

(1) may require the institute to report the information concerning enforcement of ordinance violations on the property of a residential apartment complex to one (1) or more additional agencies or organizations;

(2) must require the institute to maintain reports filed under this section; and

(3) must require a law enforcement agency to report any other information that the institute determines to be relevant."

Page 2, line 3, delete "and".

Page 2, line 5, delete "agreement." and insert "**agreement; and**

(3) a law enforcement agency that enforces an ordinance on the property of a residential apartment complex reports each:

(A) traffic stop;

(B) citation issued; or

(C) traffic stop and citation issued;

to the Indiana criminal justice agency in accordance with IC 5-2-6-26."

Renumber all SECTIONS consecutively.

(Reference is to SB 216 as printed January 29, 2016.)

BREAUX

Motion prevailed. The bill was ordered engrossed.

Senate Bill 220

Senator Glick called up Senate Bill 220 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 220-2)

Madam President: I move that Senate Bill 220 be amended to read as follows:

Page 2, line 29, delete "individual's:" and insert "**individual's perceived or actual:**".

Page 2, line 37, after "ancestry;" insert "**or**".

Page 2, line 38, delete "status; or" and insert "**status.**".

Page 2, delete line 39.

(Reference is to SB 220 as printed January 29, 2016.)

GLICK

Motion prevailed.

SENATE MOTION
(Amendment 220-1)

Madam President: I move that Senate Bill 220 be amended to read as follows:

Page 2, line 34, delete "gender;" and insert "**gender**

identity;".

Page 2, line 38, delete "orientation or transgender status; or" and insert "**orientation; or**".

(Reference is to SB 220 as printed January 29, 2016.)

M. YOUNG

Motion prevailed. The bill was ordered engrossed.

Senate Bill 221

Senator Eckerty called up Senate Bill 221 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 248

Senator Ford called up Senate Bill 248 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 255

Senator Charbonneau called up Senate Bill 255 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 268

Senator Taylor called up Senate Bill 268 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 271

Senator Merritt called up Senate Bill 271 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 272

Senator Lanane called up Senate Bill 272 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 290

Senator M. Young called up Senate Bill 290 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 294

Senator Alting called up Senate Bill 294 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 295

Senator Banks called up Senate Bill 295 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 300

Senator Boots called up Senate Bill 300 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 304

Senator Kenley called up Senate Bill 304 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 307

Senator Kenley called up Senate Bill 307 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 307-1)

Madam President: I move that Senate Bill 307 be amended to read as follows:

Page 8, line 33, delete "may not be less than" and insert "**must equal**".

(Reference is to SB 307 as printed January 29, 2016.)

KENLEY

Motion prevailed. The bill was ordered engrossed.

Senate Bill 310

Senator Rogers called up Senate Bill 310 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 313

Senator Holdman called up Senate Bill 313 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 313-1)

Madam President: I move that Senate Bill 313 be amended to read as follows:

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

"SECTION 1. IC 12-7-2-76, AS AMENDED BY P.L.145-2014, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 76. (a) "Eligible individual", for purposes of:

- (1) IC 12-10-10, has the meaning set forth in IC 12-10-10-4; and
- (2) IC 12-10-10.5, has the meaning set forth in IC 12-10-10.5-3.

(b) "Eligible individual" has the meaning set forth in IC 12-14-18-1.5 for purposes of the following:

- (1) IC 12-10-6.
- (2) IC 12-14-2.
- (3) IC 12-14-18.
- (4) IC 12-14-19.

- (5) IC 12-15-2.
- (6) IC 12-15-3.
- (7) IC 12-16-3.5.
- (8) IC 12-20-5.5.

(c) "Eligible individual", for purposes of IC 12-11-14, has the meaning set forth in IC 12-11-14-1.

SECTION 2. IC 12-11-14 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]:

Chapter 14. Health Care Services for Individuals with Disabilities

Sec. 1. As used in this chapter, "eligible individual" refers to an individual who:

- (1) is less than twenty-one (21) years of age;
- (2) has been diagnosed with Down Syndrome or any other disability (as defined in IC 16-34-4-1); and
- (3) is not eligible for third party health insurance coverage for health care services, including:

(A) Medicaid; and

(B) the children's health insurance program (IC 12-17.6);

or the third party health insurance coverage is insufficient to cover the individual's health care services.

Sec. 2. The division, in consultation with the office, shall ensure that an eligible individual receives necessary health care services.

Sec. 3. The division shall establish and administer a program to provide health care services to an eligible individual.

Sec. 4. The division may adopt rules under IC 4-22-2 necessary to implement this chapter."

Renumber all SECTIONS consecutively.

(Reference is to SB 313 as printed January 29, 2016.)

BECKER

Upon request of Senator Stoops the President ordered the roll of the Senate to be called. Roll Call 68: yeas 15, nays 35. Motion failed. The bill was ordered engrossed.

Senate Bill 315

Senator Brown called up Senate Bill 315 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 323

Senator Hershman called up Senate Bill 323 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 324

Senator Messmer called up Senate Bill 324 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 324-1)

Madam President: I move that Senate Bill 324 be amended to read as follows:

Replace the effective date in SECTION 4 with "[EFFECTIVE JANUARY 1, 2017]".

Replace the effective date in SECTION 7 with "[EFFECTIVE JANUARY 1, 2017]".

Page 5, line 33, delete "June 30, 2016," and insert "**December 31, 2016,**".

Page 6, line 38, delete "the following:" and insert ":".

Page 6, line 39, delete "The" and insert "the".

Page 6, line 40, delete "." and insert ";".

Page 6, line 40, reset in roman "and".

Page 6, line 41, delete "The" and insert "the".

Page 7, delete lines 1 through 7.

Page 7, line 31, delete "June 30, 2016," and insert "**December 31, 2016,**".

(Reference is to SB 324 as printed January 29, 2016.)

MESSMER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 327

Senator Bassler called up Senate Bill 327 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 328

Senator Rogers called up Senate Bill 328 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 333

Senator Yoder called up Senate Bill 333 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 334

Senator Yoder called up Senate Bill 334 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 334-1)

Madam President: I move that Senate Bill 334 be amended to read as follows:

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

"SECTION 1. IC 20-51-4-1, AS ADDED BY P.L.92-2011, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 1. (a) Except as provided under subsections (b) through (h), it is the intent of the general assembly to honor the autonomy of nonpublic schools that

choose to become eligible schools under this chapter. A nonpublic eligible school is not an agent of the state or federal government, and therefore:

(1) the department or any other state agency may not in any way regulate the educational program of a nonpublic eligible school that accepts a choice scholarship under this chapter, including the regulation of curriculum content, religious instruction or activities, classroom teaching, teacher and staff hiring requirements, and other activities carried out by the eligible school;

(2) the creation of the choice scholarship program does not expand the regulatory authority of the state, the state's officers, or a school corporation to impose additional regulation of nonpublic schools beyond those necessary to enforce the requirements of the choice scholarship program in place on July 1, 2011; and

(3) a nonpublic eligible school shall be given the freedom to provide for the educational needs of students without governmental control.

(b) This section applies to the following writings, documents, and records:

(1) The Constitution of the United States.

(2) The national motto.

(3) The national anthem.

(4) The Pledge of Allegiance.

(5) The Constitution of the State of Indiana.

(6) The Declaration of Independence.

(7) The Mayflower Compact.

(8) The Federalist Papers.

(9) "Common Sense" by Thomas Paine.

(10) The writings, speeches, documents, and proclamations of the founding fathers and presidents of the United States.

(11) United States Supreme Court decisions.

(12) Executive orders of the presidents of the United States.

(13) Frederick ~~Douglas~~ **Douglass's** speech at Rochester, New York, on July 5, 1852, entitled "What to ~~a~~ **the** Slave is the Fourth of July?".

(14) "Appeal" by David Walker.

(15) Chief Seattle's letter to the United States government in 1852 in response to the United States government's inquiry regarding the purchase of tribal lands.

(c) An eligible school may allow a principal or teacher in the eligible school to read or post in the school building or classroom or at a school event any excerpt or part of a writing, document, or record listed in subsection (b).

(d) An eligible school may not permit the content based censorship of American history or heritage based on religious references in a writing, document, or record listed in subsection (b).

(e) A library, a media center, or an equivalent facility that an eligible school maintains for student use must contain in the facility's permanent collection at least one (1) copy of each writing or document listed in subsection (b)(1) through (b)(9).

- (f) An eligible school shall do the following:
- (1) Allow a student to include a reference to a writing, document, or record listed in subsection (b) in a report or other work product.
 - (2) May not punish the student in any way, including a reduction in grade, for using the reference.
 - (3) Display the United States flag in each classroom.
 - (4) Provide a daily opportunity for students to voluntarily recite the Pledge of Allegiance in each classroom or on school grounds. A student is exempt from participation in the Pledge of Allegiance and may not be required to participate in the Pledge of Allegiance if:
 - (A) the student chooses to not participate; or
 - (B) the student's parent chooses to have the student not participate.
 - (5) Provide instruction on the constitutions of:
 - (A) Indiana; and
 - (B) the United States.
 - (6) For an eligible school that enrolls students in grades 6 through 12, provide within the two (2) weeks preceding a general election five (5) full recitation periods of class discussion concerning:
 - (A) the system of government in Indiana and in the United States;
 - (B) methods of voting;
 - (C) party structures;
 - (D) election laws; and
 - (E) the responsibilities of citizen participation in government and in elections.
 - (7) Require that each teacher employed by the eligible school present instruction with special emphasis on:
 - (A) honesty;
 - (B) morality;
 - (C) courtesy;
 - (D) obedience to law;
 - (E) respect for the national flag and the Constitution of the State of Indiana and the Constitution of the United States;
 - (F) respect for parents and the home;
 - (G) the dignity and necessity of honest labor; and
 - (H) other lessons of a steadying influence that tend to promote and develop an upright and desirable citizenry.
 - (8) Provide good citizenship instruction that stresses the nature and importance of the following:
 - (A) Being honest and truthful.
 - (B) Respecting authority.
 - (C) Respecting the property of others.
 - (D) Always doing the student's personal best.
 - (E) Not stealing.
 - (F) Possessing the skills (including methods of conflict resolution) necessary to live peaceably in society and not resorting to violence to settle disputes.
 - (G) Taking personal responsibility for obligations to family and community.
 - (H) Taking personal responsibility for earning a livelihood.
 - (I) Treating others the way the student would want to be treated.
 - (J) Respecting the national flag, the Constitution of the United States, and the Constitution of the State of Indiana.
 - (K) Respecting the student's parents and home.
 - (L) Respecting the student's self.
 - (M) Respecting the rights of others to have their own views and religious beliefs.
 - (9) Provide instruction in the following studies:
 - (A) Language arts, including:
 - (i) English;
 - (ii) grammar;
 - (iii) composition;
 - (iv) speech; and
 - (v) second languages.
 - (B) Mathematics.
 - (C) Social studies and citizenship, including the:
 - (i) constitutions;
 - (ii) governmental systems; and
 - (iii) histories;
 of Indiana and the United States, including a study of the Holocaust and the role religious extremism played in the events of September 11, 2001, in each high school United States history course.
 - (D) Sciences.
 - (E) Fine arts, including music and art.
 - (F) Health education, physical fitness, safety, and the effects of alcohol, tobacco, drugs, and other substances on the human body.
- (g) An eligible school ~~charter school, or public school~~ shall not teach the violent overthrow of the government of the United States.
- (h) Nothing in this section shall be construed to limit the requirements of IC 20-30-5."
 Page 1, line 17, strike "and charter schools".
 Page 2, line 1, strike "or charter school".
 Page 2, line 4, after "eligible school" delete ",".
 Page 2, line 4, strike "public school, and charter school".
 Renumber all SECTIONS consecutively.
 (Reference is to SB 334 as printed January 29, 2016.)
- YODER
- Motion prevailed.
- SENATE MOTION
(Amendment 334-2)
- Madam President: I move that Senate Bill 334 be amended to read as follows:
- Page 5, line 2, reset in roman "(a)".
 Page 5, reset in roman lines 6 through 12.
 Page 5, line 6, delete "An" and insert "**Except for an eligible choice scholarship student described in section 7(e) of this chapter, an**".

Page 5, line 7, delete "If" and insert "**Except for an eligible choice scholarship student described in section 7(e) of this chapter, if**".

Page 5, line 24, delete "for" and insert "for:".

Page 5, reset in roman line 25.

Page 5, line 26, reset in roman "(2)".

Page 5, line 26, delete "schools" and insert "schools;".

Page 5, line 28, after "(e)" insert "**This subsection applies to a high school eligible choice scholarship student who is in need of alternative emergency educational opportunities, including an eligible choice scholarship student who is expelled, drops out of school, engages in chronic absenteeism, or is otherwise struggling academically in the student's current school environment, to maintain progress towards graduation due to one (1) or more personal situations.**".

Page 5, line 29, after "students" insert "**described in this subsection**".

Page 6, line 15, after "student" insert "**described in section 7(e) of this chapter**".

(Reference is to SB 334 as printed January 29, 2016.)

BREAUX

Motion failed. The bill was ordered engrossed.

Senate Bill 339

Senator Ford called up Senate Bill 339 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 352

Senator M. Young called up Senate Bill 352 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 352-1)

Madam President: I move that Senate Bill 352 be amended to read as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 3.

Page 4, delete lines 1 through 12.

Page 4, delete lines 19 through 42.

Delete pages 5 through 10.

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

"SECTION 2. IC 33-33-49-13, AS AMENDED BY P.L.164-2006, SECTION 140, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2017]: Sec. 13. (a) **Subject to section 13.1 of this chapter**, each judge of the court shall be elected for a term of six (6) years that begins January 1 after the year of the judge's election and continues through December 31 in the sixth year. The judge shall hold office for the six (6) year term or until the judge's successor is elected and qualified. A candidate for judge shall run at large for the office of judge of the court and not as a candidate for judge of a

particular room or division of the court.

(b) ~~At the primary election held in 2008 and every six (6) years thereafter, a political party may nominate not more than eight (8) candidates for judge of the court. At the primary election held in 2006 and every six (6) years thereafter, a political party may nominate not more than ten (10) candidates for judge of the court. Candidates shall be nominated as candidates for judge of other superior courts are nominated under IC 3-8.~~ The candidates shall be voted on at the general election. ~~Other candidates may qualify under IC 3-8-6 to be voted on at the general election.~~

(c) The names of the party candidates nominated and properly certified to the Marion County election board, along with the names of other candidates who have qualified **under IC 3-8**, shall be placed on the ballot at the general election in the form prescribed by IC 3-11. ~~At the 2008 general election and every six (6) years thereafter, persons eligible to vote at the general election may vote for sixteen (16) candidates for judge of the court. Beginning with the 2006 general election and every six (6) years thereafter, persons eligible to vote at the general election may vote for twenty (20) candidates for judge of the court.~~

(d) The candidates for judge of the court receiving the highest number of votes shall be elected. ~~to the vacancies.~~ The names of the candidates elected as judges of the court shall be certified to the county election board as provided by law."

Page 11, line 17, delete "appointed" and insert "**elected and qualified**".

Page 11, delete lines 18 through 20.

Page 12, line 4, delete "Except as provided in section 13.4 of this chapter, the" and insert "**The**".

Page 12, line 15, delete "newly appointed".

Page 12, line 15, after "judge" insert "**appointed to fill a vacancy on the court**".

Page 12, delete lines 22 through 42, begin a new paragraph and insert:

"SECTION 4. IC 33-33-49-14, AS AMENDED BY P.L.142-2007, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 14. (a) Not more than thirty (30) days after taking the oath of office, the judges shall meet and designate four (4) of the judges as the executive committee for administrative purposes. The executive committee shall be selected by a vote of two-thirds (2/3) of the judges sitting at the time the vote is taken. If all vacancies cannot be filled by a two-thirds (2/3) vote, vacancies may be filled by such other method as provided by court rule. The executive committee is responsible for the operation and conduct of the court. The executive committee shall operate and maintain the juvenile detention facilities in the county. A member of the executive committee shall serve in the capacity provided by rules adopted by the court under section 11 of this chapter. A member of the executive committee serves for a term of two (2) years beginning on the date of the member's election. Except for the rotation of the presiding judge as provided in subsection (b), any or all of the members elected to the executive committee may be

reelected. ~~Of the four (4) judges elected to the executive committee, not more than two (2) may be members of the same political party.~~

(b) One (1) of the four (4) judges elected to the executive committee shall be elected as presiding judge, and three (3) of the four (4) judges elected to the executive committee shall be elected as associate presiding judges. ~~Beginning with the election of the executive committee in 2007, a presiding judge may not be elected from the same political party as the presiding judge who served the previous term.~~ Each judge who is a member of the executive committee has an equal vote in all matters pertaining to the business of the court when an action requires a majority vote. If a tie vote occurs, the presiding judge shall cast the tiebreaking vote. Any action taken by the executive committee may be overruled by a vote of two-thirds (2/3) of all the judges sitting at the time the vote is taken. The physical reassignment of a judge to a different courtroom requires a unanimous vote of the executive committee. The executive committee shall assign cases, offices, and courtrooms for trial judges or reassignment of newly filed cases in the interests of the speedy, economical, and uniform disposition of cases. All matters of trial dates, continuances, and subpoenas used for trial shall be determined by the trial judge in accordance with rules of the superior court. The executive committee shall perform other duties as determined by rules of the court.

(c) The court shall, by rules of the court, divide the work of the court into various divisions, including but not limited to the following:

- (1) Civil.
- (2) Criminal.
- (3) Probate.
- (4) Juvenile.

(d) The work of each division shall be allocated by the rules of the court.

(e) The judges shall be assigned to various divisions or rooms as provided by rules of the court. Whenever possible, an incumbent judge shall be allowed the option of remaining in a particular room or division. Whenever any action of the court is required, the judges of the court shall act in concert, by a vote under section 11 of this chapter. The court shall keep appropriate records of rules, orders, and assignments of the court."

Delete pages 13 through 18.

Renumber all SECTIONS consecutively.

(Reference is to SB 352 as printed January 29, 2016.)

BREAUX

Upon request of Senator Randolph the President ordered the roll of the Senate to be called. Roll Call 69: yeas 13, nays 37. Motion failed. The bill was ordered engrossed.

Senate Bill 355

Senator Niemeyer called up Senate Bill 355 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 355-1)

Madam President: I move that Senate Bill 355 be amended to read as follows:

Page 6, line 10, delete "The" and insert "**For properties or tax sale certificates that are not transferred when initially identified for transfer under this section, the**".

Page 7, line 40, delete "The" and insert "**For properties that are not transferred when initially identified for transfer under this section, the**".

Page 9, line 38, delete "The" and insert "**For tax sale certificates that are not assigned when initially identified for assignment under this section, the**".

(Reference is to SB 355 as printed January 29, 2016.)

NIEMEYER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 361

Senator Becker called up Senate Bill 361 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 364

Senator Bassler called up Senate Bill 364 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 367

Senator Brown called up Senate Bill 367 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Senate Bill 383

Senator Charbonneau called up Senate Bill 383 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 383-3)

Madam President: I move that Senate Bill 383 be amended to read as follows:

Page 4, line 3, after "amount." insert "**The eligible utility shall certify in the petition that the eligible utility will use any adjustment revenues for eligible infrastructure improvements (as defined in IC 8-1-31-5).**".

Page 4, line 26, delete "11(e)" and insert "**11(d)**".

Page 5, between lines 16 and 17, begin a new paragraph and insert:

"Sec. 16. An eligible utility that:

- (1) is subject to the jurisdiction of the commission; and**
 - (2) serves five thousand (5,000) or more customers;**
- shall include in its annual report to the commission on a form prescribed by the commission under IC 8-1-2-12 a comparison of actual revenues and authorized revenues for the period covered by the report."**

Page 5, line 17, delete "16." and insert "17."
(Reference is to SB 383 as printed January 26, 2016.)

CHARBONNEAU

Motion prevailed.

SENATE MOTION
(Amendment 383-4)

Madam President: I move that Senate Bill 383 be amended to read as follows:

Page 1, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 2. IC 8-1-6.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 6.5. Annual Residential Customer Reports by Utilities

Sec. 1. As used in this chapter, "budget billing arrangement" means a leveled payment arrangement that:

- (1) is entered into by a utility and:
 - (A) a customer; or
 - (B) a low income customer;
 of the utility;
- (2) allows the customer or low income customer to pay for utility service in equal monthly installments; and
- (3) involves a reconciliation mechanism in which:
 - (A) the amount of utility service actually used by the customer or low income customer during a specified period is compared with the amount of utility service for which the customer or low income customer was billed under the arrangement during the specified period; and
 - (B) the account of the customer or low income customer is either billed or credited, as appropriate, for any discrepancy identified under clause (A).

Sec. 2. (a) As used in this chapter, "customer" means a person who:

- (1) has agreed to pay for residential utility service received from a utility; and
- (2) is not a low income customer.

(b) For purposes of section 6(3) of this chapter, the term includes a customer that is not a residential customer of the utility.

Sec. 3. As used in this chapter, "low income customer" means a person who:

- (1) has agreed to pay for residential utility service received from a utility; and
- (2) either:
 - (A) is eligible for and has applied for assistance from a heating assistance program administered under IC 4-4-33; or
 - (B) otherwise qualifies as a low income customer under rules adopted by the commission under section 9 of this chapter.

Sec. 4. As used in this chapter, "payment plan" means a payment arrangement that:

(1) is entered into by a utility and:

- (A) a customer; or
- (B) a low income customer;

of the utility; and

(2) allows the customer or low income customer to:

- (A) pay current or past due amounts for utility service in lower amounts or over an extended period, or according to another agreed upon schedule;
- (B) defer the payment of current or past due amounts for utility service to some future date; or
- (C) receive a forbearance with respect to the payment of certain amounts owed.

Sec. 5. As used in this chapter, "protected account" means an account that:

(1) is for utility service that:

(A) is provided to a:

- (i) customer; or
- (ii) low income customer;

who is vulnerable because of advanced age, serious illness, or disability; and

(B) is not subject to termination or disconnection for nonpayment or for which termination or disconnection for nonpayment is restricted during specified periods; or

(2) otherwise qualifies as a protected account under rules adopted by the commission under section 9 of this chapter.

Sec. 6. As used in this chapter, "utility" means a utility that:

- (1) is a public utility or a municipally owned utility;
- (2) provides utility service to customers and low income customers in Indiana;
- (3) serves at least five thousand (5,000) total customers across all customer classes with respect to the particular type of utility service involved; and
- (4) is under the jurisdiction of the commission for the approval of rates and charges.

Sec. 7. As used in this chapter, "utility service" means retail residential:

- (1) electric;
- (2) natural gas;
- (3) water; or
- (4) wastewater;

service.

Sec. 8. (a) For each type of utility service provided by a utility, the utility shall submit to the commission an annual report on the utility service provided by the utility to customers (other than low income customers) during the period covered by the report. The report required by this subsection shall be submitted to the commission at a time and in the manner and form prescribed by the commission in rules adopted under section 9 of this chapter. The report must include the following information with respect to customers (other than low income customers) for the period covered by the report:

- (1) The total number of open customer accounts.
- (2) The total amount billed by the utility for all open customer accounts.
- (3) The total gross receipts received by the utility for all open customer accounts.
- (4) The total number of open protected accounts for customers.
- (5) The total number of open customer accounts that were delinquent for at least sixty (60) days and not more than ninety (90) days.
- (6) The total dollar amount owed with respect to the accounts identified under subdivision (5).
- (7) The total number of open customer accounts that were delinquent for more than ninety (90) days.
- (8) The total dollar amount owed with respect to the accounts identified under subdivision (7).
- (9) The total number of customer accounts referred for collection to an attorney or a collection agency.
- (10) The total number of new payment plans entered into between the utility and customers of the utility.
- (11) The total number of new budget billing arrangements entered into between the utility and customers of the utility, if applicable.
- (12) The total number of customer accounts sent a notice of disconnection for nonpayment.
- (13) The total number of service disconnections performed for nonpayment.
- (14) The total number of service restorations after disconnection for nonpayment.
- (15) The average duration of service disconnection for customer accounts identified under subdivision (14).
- (16) The total number of customer accounts written off as uncollectible.
- (17) The total dollar value of customer accounts identified under subdivision (16).
- (18) The total dollar value of recovered bad debt with respect to customer accounts.
- (19) Any other relevant information concerning customer accounts that the commission:
 - (A) considers appropriate in evaluating:
 - (i) the payment history of customers; and
 - (ii) the practices of utilities with respect to customers; and
 - (B) requires under rules adopted under section 9 of this chapter.
- (b) For each type of utility service provided by a utility, the utility shall submit to the commission an annual report on the utility service provided by the utility to low income customers during the period covered by the report. The report required by this subsection shall be submitted to the commission at a time and in the manner and form prescribed by the commission in rules adopted under section 9 of this chapter. The report must include the following information with respect to low income customers for the period covered by the report:
 - (1) The total number of open low income customer accounts.
 - (2) The total amount billed by the utility for all open low income customer accounts.
 - (3) The total gross receipts received by the utility for all open low income customer accounts.
 - (4) Of the total amount of gross receipts reported under subdivision (3), the total amount that was paid through a heating assistance program administered under IC 4-4-33.
 - (5) The total number of low income customers who received assistance from a heating assistance program administered under IC 4-4-33.
 - (6) The total number of open protected accounts for low income customers.
 - (7) The total number of open low income customer accounts that were delinquent for at least sixty (60) days and not more than ninety (90) days.
 - (8) The total dollar amount owed with respect to the accounts identified under subdivision (7).
 - (9) The total number of open low income customer accounts that were delinquent for more than ninety (90) days.
 - (10) The total dollar amount owed with respect to the accounts identified under subdivision (9).
 - (11) The total number of low income customer accounts referred for collection to an attorney or a collection agency.
 - (12) The total number of new payment plans entered into between the utility and low income customers of the utility.
 - (13) The total number of new budget billing arrangements entered into between the utility and low income customers of the utility, if applicable.
 - (14) The total number of low income customer accounts sent a notice of disconnection for nonpayment.
 - (15) The total number of service disconnections performed for nonpayment.
 - (16) The total number of service restorations after disconnection for nonpayment.
 - (17) The average duration of service disconnection for low income customer accounts identified under subdivision (16).
 - (18) The total number of low income customer accounts written off as uncollectible.
 - (19) The total dollar value of low income customer accounts identified under subdivision (18).
 - (20) The total dollar value of recovered bad debt with respect to low income customer accounts.
 - (21) Any other relevant information concerning low income customer accounts that the commission:
 - (A) considers appropriate in evaluating:
 - (i) the payment history of low income customers; and

(ii) the practices of utilities with respect to low income customers; and

(B) requires under rules adopted under section 9 of this chapter.

(c) A utility may report the information and data required under subsections (a) and (b) at the same time and on the same form, if so prescribed by the commission, in rules adopted under section 9 of this chapter.

(d) A utility shall report all information and data required under subsections (a) and (b) in the aggregate and in a manner that does not identify individual customers and low income customers of the utility.

(e) This section does not empower the commission to require utilities to disclose confidential and proprietary business information without adequate protection of the information. The commission shall exercise all necessary caution to avoid disclosure of any confidential information supplied by utilities under this section.

Sec. 9. (a) The commission may adopt rules under IC 4-22-2, including emergency rules adopted in the manner provided by IC 4-22-2-37.1, to implement this chapter. Rules or emergency rules adopted by the commission under this section must take effect not later than January 1, 2017.

(b) Notwithstanding IC 4-22-2-37.1(g), an emergency rule adopted by the commission in the manner provided by IC 4-22-2-37.1 to implement this chapter expires on the date a rule that supersedes the emergency rule is adopted by the commission under IC 4-22-2-24 through IC 4-22-2-36.

Sec. 10. Beginning in 2017, the commission shall annually compile and summarize the information received from utilities under section 8 of this chapter for the most recent reporting period and include the commission's summary of the information in the commission's annual report to the interim study committee on energy, utilities, and telecommunications under IC 8-1-2.5-9."

Page 4, line 26, delete "11(e)" and insert "11(d)".

Page 5, after line 20, begin a new paragraph and insert: "SECTION 5. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to SB 383 as printed January 26, 2016.)

BREAUX

Motion failed. The bill was ordered engrossed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Rules & Legislative Procedure reports that pursuant to Senate Rule 35(c), the following technical corrections are to be made to Engrossed Senate Bill 10.

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

"SECTION 1. IC 20-28-7.5-1, AS AMENDED BY P.L.239-2015, SECTION 4, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 1. (a) This chapter applies to a teacher in a school corporation (as defined in IC 20-18-2-16(a)).

(b) A contract with a teacher may be canceled immediately in the manner set forth in sections 2 through 4 of this chapter for any of the following reasons:

(1) Immorality.

(2) Insubordination, which means a willful refusal to obey the state school laws or reasonable rules adopted for the governance of the school building or the school corporation.

(3) Incompetence, including:

(A) for probationary teachers, receiving an ineffective designation on a performance evaluation or receiving two (2) consecutive improvement necessary ratings on a performance evaluation under IC 20-28-11.5; or

(B) for any teacher, receiving an ineffective designation on two (2) consecutive performance evaluations or an ineffective designation or improvement necessary rating under IC 20-28-11.5 for three (3) years of any five (5) year period.

(4) Neglect of duty.

(5) A conviction of an offense listed in IC 20-28-5-8(c).

(6) Other good or just cause.

(c) In addition to the reasons set forth in subsection (b), a probationary teacher's contract may be canceled for any reason relevant to the school corporation's interest in the manner set forth in sections 2 through 4 of this chapter.

(d) After June 30, 2012, the cancellation of teacher's contracts due to a justifiable decrease in the number of teaching positions shall be determined on the basis of performance rather than seniority. In cases where teachers are placed in the same performance category, any of the items in ~~IC 20-28-9-1.5(b)~~ IC 20-28-9-1.5 may be considered.

(e) Only the governing body may terminate, cancel, or otherwise refuse to renew a contract of a superintendent or assistant superintendent. Notice of the contract cancellation or the refusal to renew the individual's contract must be provided in the manner provided in IC 20-28-8-3(a)."

Renumber all SECTIONS consecutively.

LONG

(Reference is to ESB 10 as Printer's Error Reprinted January 29, 2016.)

Report adopted.

SENATE MOTION

Madam President: I move that Engrossed Senate Bill 216, which is eligible for third reading, be returned to second reading for purposes of amendment.

HERSHMAN

Motion prevailed.

**ENGROSSED SENATE BILLS
ON THIRD READING**

Engrossed Senate Bill 1

Senator Steele called up Engrossed Senate Bill 1 for third reading:

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

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

Roll Call 70: yeas 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. House sponsors: Representatives Steuerwald and Koch.

Engrossed Senate Bill 10

Senator Raatz called up Engrossed Senate Bill 10 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 71: yeas 26, nays 24. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Cook.

Engrossed Senate Bill 14

Senator Head called up Engrossed Senate Bill 14 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 72: 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. House sponsor: Representative Eberhart.

Engrossed Senate Bill 28

Senator Steele called up Engrossed Senate Bill 28 for third reading:

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

The bill was read a third time by sections and placed upon its

passage. The question was, Shall the bill pass?

Roll Call 73: 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. House sponsors: Representatives Koch and Steuerwald.

Engrossed Senate Bill 31

Senator Zakas called up Engrossed Senate Bill 31 for third reading:

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

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

Roll Call 74: yeas 48, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Koch, Steuerwald, and Washburne.

Engrossed Senate Bill 40

Senator Pete Miller called up Engrossed Senate Bill 40 for third reading:

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

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

Roll Call 75: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Torr and Carbaugh.

Engrossed Senate Bill 41

Senator Crider called up Engrossed Senate Bill 41 for third reading:

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

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

Roll Call 76: 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. House sponsors: Representatives Carbaugh, Kirchhofer, C. Brown, and Heaton.

Engrossed Senate Bill 45

Senator Glick called up Engrossed Senate Bill 45 for third reading:

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

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

Roll Call 77: 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. House sponsor: Representative Torr.

Engrossed Senate Bill 57

Senator Steele called up Engrossed Senate Bill 57 for third reading:

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

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

Roll Call 78: yeas 43, nays 7. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Eberhart, Mayfield, and Lucas.

Engrossed Senate Bill 61

Senator Walker called up Engrossed Senate Bill 61 for third reading:

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

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

Roll Call 79: yeas 33, nays 17. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Richardson and M. Smith.

Engrossed Senate Bill 128

Senator Stoops called up Engrossed Senate Bill 128 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 80: 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. House sponsors: Representatives Torr and Pierce.

Engrossed Senate Bill 147

Senator Boots called up Engrossed Senate Bill 147 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 81: 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. House sponsors: Representatives Mahan and Truitt.

Engrossed Senate Bill 163

Senator Patricia Miller called up Engrossed Senate Bill 163 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 82: 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. House sponsors: Representatives Kirchhofer and C. Brown.

Engrossed Senate Bill 167

Senator Kenley called up Engrossed Senate Bill 167 for third reading:

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

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

Roll Call 83: yeas 44, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Cherry, T. Brown, Porter, and Klinker.

Engrossed Senate Bill 171

Senator Becker called up Engrossed Senate Bill 171 for third reading:

A BILL FOR AN ACT concerning insurance.

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

Roll Call 84: 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. House sponsors: Representatives Zent and Shackelford.

Engrossed Senate Bill 172

Senator Becker called up Engrossed Senate Bill 172 for third reading:

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

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

Roll Call 85: 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. House sponsors: Representatives McNamara, Bacon, and Riecken.

Engrossed Senate Bill 187

Senator Merritt called up Engrossed Senate Bill 187 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 86: 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. House sponsors: Representatives McNamara, Ziemke, and Goodin.

Engrossed Senate Bill 206

Senator Patricia Miller called up Engrossed Senate Bill 206 for third reading:

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

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

Roll Call 87: 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. House sponsors: Representatives Kirchhofer and C. Brown.

Engrossed Senate Bill 214

Senator Hershman called up Engrossed Senate Bill 214 for third reading:

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

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

Roll Call 88: 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. House sponsor: Representative Kirchhofer.

Engrossed Senate Bill 217

Senator Hershman called up Engrossed Senate Bill 217 for third reading:

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

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

Roll Call 89: 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. House sponsor: Representative VanNatter.

Engrossed Senate Bill 219

Senator Glick called up Engrossed Senate Bill 219 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 90: 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. House sponsor: Representative Zent.

Engrossed Senate Bill 225

Senator Eckerty called up Engrossed Senate Bill 225 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 91: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative M. Smith.

Engrossed Senate Bill 232

Senator Lanane called up Engrossed Senate Bill 232 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 92: 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. House sponsors: Representatives Price, Wright, and Austin.

Engrossed Senate Bill 234

Senator Lanane called up Engrossed Senate Bill 234 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 93: yeas 41, nays 9. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Behning and Errington.

Engrossed Senate Bill 238

Senator Glick called up Engrossed Senate Bill 238 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural resources and to make an appropriation.

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

Roll Call 94: yeas 48, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Eberhart and Morrison.

Engrossed Senate Bill 242

Senator Walker called up Engrossed Senate Bill 242 for third reading:

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

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

Roll Call 95: 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. House sponsors: Representatives Burton and Beumer.

Engrossed Senate Bill 250

Senator Buck called up Engrossed Senate Bill 250 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 96: yeas 44, 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. House sponsors: Representatives Koch and Cook.

Engrossed Senate Bill 253

Senator Waltz called up Engrossed Senate Bill 253 for third reading:

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

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

Roll Call 97: 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. House sponsor: Representative Washburne.

5:45 p.m.

The Chair declared a recess until the fall of the gavel.

RECESS

The Senate reconvened at 6:18 p.m., with the President of the Senate in the Chair.

SENATE MOTION

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

HCR 18 Senator Tallian
Congratulating Dr. Richard J. Houck on the
occasion of his retirement.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 18

House Concurrent Resolution 18, sponsored by Senator Tallian:

A CONCURRENT RESOLUTION congratulating Dr. Richard J. Houck on the occasion of his retirement.

Whereas, Dr. Richard J. Houck has dedicated decades of his life in service to the people of Michigan City and LaPorte County;

Whereas, At the age of 83, Dr. Houck has decided to retire from the practice of medicine;

Whereas, After studying pre-med courses at DePauw University, Dr. Houck graduated from the Indiana University School of Medicine in 1957;

Whereas, Following a general internship at Orange County General Hospital in Orange, California, Dr. Houck entered the Air Force in September 1958;

Whereas, In 1959, Dr. Houck completed a flight surgeon course and was designated as a flight surgeon responsible for the health of flight personnel;

Whereas, While on active duty, Dr. Houck completed a residency in ophthalmology at Ohio State University, Columbus, Ohio, and at Brooke General Hospital, Fort Sam Houston (San Antonio), Texas;

Whereas, While on active duty, Dr. Houck had numerous assignments including Paine Field, Everett, Washington; U.S. Air Force Base, Evreux-Fauville Air Base, Evreux, France; Armed Forces Institute of Pathology, Washington, D.C. (Eye Pathology); Andrews Air Force Base, D.C.; and the School of Aerospace Medicine (Brooks Air Force Base), San Antonio, Texas (chief, clinical ophthalmology);

Whereas, Dr. Houck left active duty and returned to Michigan City to open a private practice but remained in the Air Force Reserve, retiring in 1992;

Whereas, Dr. Houck has more than 59 years of diverse experiences in ophthalmology;

Whereas, Active within the community, Dr. Houck and his wife, Jean, have volunteered at the International Friendship Gardens since 1970, where he has served as president of the board, and cofounded the Northern Indiana Association for Children with Learning Disabilities (NIACLD);

Whereas, Dr. Houck has served as president of the medical staff at St. Anthony Hospital, president of the LaPorte County Medical Society, trustee of the 13th District of the Indiana State Medical Association, and assistant treasurer of the Indiana State Medical Association, and, in 2006, was designated as a Distinguished Hoosier by Indiana Governor Mitch Daniels because of his community service;

Whereas, The Board of Directors of Samaritan Counseling Centers, Inc. has named Dr. Richard J. Houck as the recipient of its 2014 Good Samaritan Service Award which publicly recognizes an individual who embodies the Samaritan spirit found in the parable of the Good Samaritan from Scriptures;

Whereas, Dr. Houck was born in Michigan City on April 27, 1932, the son of Howard T. and Marion R. Houck, and graduated from Isaac C. Elston Senior High School; and

Whereas, Dr. Houck has dedicated his life to helping those in need: 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 thanks Dr. Richard J. Houck for his decades of service to the people of Michigan City and LaPorte County. Dr. Houck is the embodiment of all that is good in mankind.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Dr. Richard J. Houck and his family.

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolutions 6, 8, 12, and 19 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 House Concurrent Resolution 20 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 10 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 18 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senators Leising and Lanane be added as coauthors of Senate Bill 187.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as third author and Senators Steele, Houchin, and Patricia Miller be added as coauthors of Senate Bill 219.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 206.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as coauthor of Senate Bill 147.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 147.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Leising be added as third author of Senate Bill 14.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Steele and Holdman be added as coauthors of Senate Bill 40.

PETE MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 355.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 328.

ROGERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 383.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as third author of Senate Bill 28.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 336.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 171.

BECKER

Motion prevailed.

SENATE MOTION

M. YOUNG

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 335.

Motion prevailed.

BECKER

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 255.

SENATE MOTION

CHARBONNEAU

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 361.

Motion prevailed.

BECKER

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 268.

SENATE MOTION

TAYLOR

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 238.

Motion prevailed.

GLICK

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 295.

SENATE MOTION

BANKS

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 40.

Motion prevailed.

PETE MILLER

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 132.

SENATE MOTION

BRODEN

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 1.

Motion prevailed.

STEELE

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 272.

SENATE MOTION

LANANE

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 310.

Motion prevailed.

ROGERS

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Delph be added as coauthor of Senate Bill 347.

SENATE MOTION

CHARBONNEAU

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 161.

Motion prevailed.

M. YOUNG

SENATE MOTION

Motion prevailed.

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 162.

SENATE MOTION

PATRICIA MILLER

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 160.

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 30.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 186.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 93.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as second author of Senate Bill 315.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as coauthor of Senate Bill 357.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second author of Senate Bill 367.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 372.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Schneider be added as second author of Senate Bill 327.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bassler be added as coauthor of Senate Bill 294.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Alting and Randolph be added as coauthors of Senate Bill 220.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as coauthor of Senate Bill 313.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Taylor be added as coauthor of Senate Bill 256.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Taylor be added as coauthor of Senate Bill 371.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Taylor be added as coauthor of Senate Bill 253.

WALTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zakas be added as second author of Senate Bill 371.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 333.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 28.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as coauthor of Senate Bill 172.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 234.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 232.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 221.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Resolution 7.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Resolution 15.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Resolution 16.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as second author of Senate Bill 268.

TAYLOR

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 295.

BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be removed as coauthor of Senate Bill 197.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second author and Senator Merritt be added as coauthor of Senate Bill 197.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as coauthor of Senate Bill 1.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Merritt be added as second author of Senate Bill 355.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as coauthor of Senate Bill 63.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Banks be added as second author of Senate Bill 169.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be removed as third author of Senate Bill 10.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as coauthor of Senate Bill 375.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Smith be added as coauthor of Senate Joint Resolution 14.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 313.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 291.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 331.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 347.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 381.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 329.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 302.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 325.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 242.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be removed as coauthor of Senate Bill 272.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as second author of Senate Bill 272.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be removed as coauthor of Senate Bill 220.

ROGERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as second author of Senate Bill 220.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as third author of Senate Bill 132.

BRODEN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Charbonneau be added as coauthor of Senate Bill 63.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as second author of Senate Bill 300.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as second author of Senate Bill 40.

PETE MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Bassler and Steele be added as coauthors of Senate Joint Resolution 14.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as second author of Senate Bill 364.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Delph, Tomes, and Leising be added as coauthors of Senate Bill 219.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 45.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 280.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 371.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 225.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 219.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 250.

BUCK

Motion prevailed.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 256

Senator Charbonneau called up Engrossed Senate Bill 256 for third reading:

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

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

Roll Call 98: yeas 47, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Wolkins, Beumer, and Austin.

Engrossed Senate Bill 267

Senator Taylor called up Engrossed Senate Bill 267 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 99: yeas 36, nays 14. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Shackelford and Pryor.

Engrossed Senate Bill 279

Senator Stoops called up Engrossed Senate Bill 279 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 100: 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. House sponsors: Representatives Truitt, Pierce, and Cook.

Engrossed Senate Bill 280

Senator Brown called up Engrossed Senate Bill 280 for third reading:

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

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

Roll Call 101: yeas 43, nays 7. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Morris, Carbaugh, and Ober.

Engrossed Senate Bill 291

Senator Leising called up Engrossed Senate Bill 291 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 102: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Lehe and Wright.

Engrossed Senate Bill 302

Senator Kenley called up Engrossed Senate Bill 302 for third reading:

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

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

Roll Call 103: yeas 35, nays 15. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Cherry, T. Brown, Porter, and Klinker.

Engrossed Senate Bill 305

Senator Head called up Engrossed Senate Bill 305 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 104: 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. House sponsors: Representatives Frizzell, McNamara, Hale, and Macer.

Engrossed Senate Bill 308

Senator Hershman called up Engrossed Senate Bill 308 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 105: 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. House sponsors: Representatives T. Brown, Lehe, and Cherry.

Engrossed Senate Bill 321

Senator Pete Miller called up Engrossed Senate Bill 321 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 106: 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. House sponsor: Representative Huston.

Engrossed Senate Bill 325

Senator Messmer called up Engrossed Senate Bill 325 for third reading:

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

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

Roll Call 107: yeas 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. House sponsors: Representatives Truitt, Clere, and Wright.

Engrossed Senate Bill 329

Senator Mishler called up Engrossed Senate Bill 329 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 108: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Huston.

Engrossed Senate Bill 330

Senator Mishler called up Engrossed Senate Bill 330 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 109: 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. House sponsor: Representative T. Brown.

Engrossed Senate Bill 331

Senator Zakas called up Engrossed Senate Bill 331 for third reading:

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

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

Roll Call 110: yeas 32, nays 18. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Washburne.

Engrossed Senate Bill 335

Senator Becker called up Engrossed Senate Bill 335 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 111: 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. House sponsors: Representatives Bacon, Torr, and Riecken.

Engrossed Senate Bill 336

Senator Becker called up Engrossed Senate Bill 336 for third reading:

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

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

Roll Call 112: yeas 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. House sponsor: Representative Bacon.

Engrossed Senate Bill 347

Senator Charbonneau called up Engrossed Senate Bill 347 for third reading:

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

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

Roll Call 113: 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. House sponsors: Representatives Wolkins, Beumer, Stemler, and Hale.

Engrossed Senate Bill 353

Senator Head called up Engrossed Senate Bill 353 for third reading:

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

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

Roll Call 114: yeas 47, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Lehman.

Engrossed Senate Bill 366

Senator Brown called up Engrossed Senate Bill 366 for third reading:

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

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

Roll Call 115: yeas 37, nays 13. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Lehman and Slager.

Engrossed Senate Bill 371

Senator Bray called up Engrossed Senate Bill 371 for third reading:

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

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

Roll Call 116: 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. House sponsor: Representative Koch.

Engrossed Senate Bill 372

Senator Bray called up Engrossed Senate Bill 372 for third reading:

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

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

Roll Call 117: 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. House sponsors: Representatives Washburne and Price.

Engrossed Senate Bill 378

Senator Yoder called up Engrossed Senate Bill 378 for third reading:

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

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

Roll Call 118: 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. House sponsor: Representative Smaltz.

Engrossed Senate Bill 380

Senator Mishler called up Engrossed Senate Bill 380 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 119: 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. House sponsor: Representative DeVon.

Engrossed Senate Bill 381

Senator Mishler called up Engrossed Senate Bill 381 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 120: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative T. Brown.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 330.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 280.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 206.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 167.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zakas be added as coauthor of Senate Bill 305.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Kruse and Zakas be added as coauthors of Senate Bill 280.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, February 2, 2016.

LONG

Motion prevailed.

The Senate adjourned at 7:23 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate