



# Journal of the Senate

State of Indiana

119th General Assembly

Second Regular Session

Twenty-first Meeting Day

Tuesday Afternoon

February 16, 2016

The Senate convened at 1:35 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor Paul Rogers - United Methodist Church Tower of Life - Zanesville.

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

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

## RESOLUTIONS ON FIRST READING

### Senate Concurrent Resolution 36

Senate Concurrent Resolution 36, introduced by Senator Bassler:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to place signs outside of Coal City, Indiana, honoring 1959 Indianapolis 500 Rookie of the Year, Bobby Grim.

*Whereas, Coal City, Indiana native Bobby Grim began racing in 1946;*

*Whereas, During his 25-year racing career, Grim had 199 victories and made nine trips to the Indianapolis 500 beginning in 1959, the year he was named Rookie of the Year;*

*Whereas, Grim's love of racing and cars stemmed from his father who owned a Chevrolet dealership, where he began driving cars at six-years-old;*

*Whereas, After serving in WWII, he began his racing career in a sprint car at the infamous Jungle Park Speedway near Marshall, Indiana;*

*Whereas, Subsequently, he went on to secure a dozen USAC midget wins, the 1960 USAC championship race, 186 IMCA features, and four consecutive IMCA championships, among other victories; and*

*Whereas, It is fitting to honor such a great Hoosier racing legend by posting two signs, south and west bound, outside of Grim's hometown of Coal City on Highway 157 that read: Coal City, Indiana – Home of Bobby Grim – 1959 Indianapolis 500 Rookie of the Year: Therefore,*

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

SECTION 1. That the Indiana General Assembly urges the Indiana Department of Transportation to place signs outside of Coal City, Indiana, honoring 1959 Indianapolis 500 Rookie of the Year, Bobby Grim.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Brandye Hendrickson, Commissioner of the Indiana Department of Transportation, and Barbara Wilson.

The resolution was read in full and referred to the Committee on Homeland Security & Transportation.

### Senate Concurrent Resolution 37

Senate Concurrent Resolution 37, introduced by Senators Delph and Walker:

A CONCURRENT RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of the determination of the time zone or time zones in which Indiana's 92 counties should be located.

*Whereas, Based on the geographical location of Indiana, the original time zone designation for all of Indiana from 1883-1965 was the Central Time Zone;*

*Whereas, Existing technology in the mid-1960s prompted 80 Indiana counties to be reassigned to the Eastern Time Zone to facilitate financial transactions with, and television broadcasts from, New York and the Eastern United States;*

*Whereas, Modern technology has negated the original convenience advantage of being in the Eastern Time Zone, and the three-hour time difference with the West Coast that now exists year-round causes costly inconveniences when conducting direct business communications with that region of the country, California being the ninth largest economy in the world;*

*Whereas, Article 1, the Indiana Constitution's Bill of Rights, states that "all free governments are, and of right ought to be, founded on their (the People's) authority, and instituted for their peace, safety, and well-being";*

*Whereas, The excessive amount of morning darkness during the majority of the school year in Indiana's 80 Eastern Time Zone counties jeopardizes the safety of the 850,000 students living in those counties;*

*Whereas, Additionally, students who are teenagers in those Eastern Time Zone counties have to cope with a sunlight schedule that is two hours out-of-sync with their biological clocks, which jeopardizes their educational well-being by compromising their ability to perform at their most optimum level in school;*

*Whereas, An adverse sunlight schedule is a recognized contributing cause of several recently released statistics regarding Hoosiers' health, safety, and well-being: Hoosiers are the seventh most obese and least physically fit in the U.S.; Indiana teens have the highest death rate in the U.S. due to car crashes and have the second highest suicide attempt rate in the U.S.; and 50,000 Indiana students are chronic absentees each year, the majority due to truancy;*

*Whereas, Senate Bill 127 passed in 2005, directing the governor to petition the United States Department of Transportation (USDOT) to hold hearings to determine the "time zone or time zones in which Indiana's 92 counties should be located";*

*Whereas, USDOT replied that it was the job of the Indiana General Assembly to determine where the time boundary within Indiana should be located and then bring a petition to them;*

*Whereas, 50 Indiana school boards and 25,000 Indiana citizens have signed a resolution in support of restoring Indiana to its original Central Time Zone; and*

*Whereas, The issues of commerce, productivity, academic*

*achievement, student safety, and health are some of the issues adversely affected by time zone placements: Therefore,*

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

SECTION 1. That the Indiana General Assembly urges the legislative council to assign to the appropriate study committee the topic of the determination of the time zone or time zones in which Indiana's 92 counties should be located.

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

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

### **House Concurrent Resolution 14**

House Concurrent Resolution 14, sponsored by Senator Steele:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that portion of Interstate 65 from Exit 34 to Exit 50 as "John Mellencamp Way".

*Whereas, John Mellencamp is known throughout the world for using his music for the betterment of mankind;*

*Whereas, John Mellencamp has long been recognized as a social activist and humanitarian;*

*Whereas, Together with Willie Nelson and Neil Young, John Mellencamp helped organize the first Farm Aid concert in 1985 to raise awareness about the loss of family farms and to help raise funds to keep farm families on their land;*

*Whereas, John Mellencamp's career is closely linked to his upbringing in Seymour, Indiana, where he was born on October 7, 1951, and attended Emerson Elementary, Shields Junior High, and Seymour High School;*

*Whereas, John Mellencamp lives and works in Bloomington today;*

*Whereas, Some of his biggest hit songs tell the stories of growing up in the Midwest and about small-town life, including "Jack and Diane" and "Pink Houses";*

*Whereas, John Mellencamp has received numerous awards and honors throughout his career, including one Grammy Award (Best Male Rock Performer for "Hurts So Good" in 1982), and has been nominated for 12 others, has been bestowed with the Nordoff-Robbins Silver Clef Special Music Industry Humanitarian Award (1991), the Billboard Century Award (2001), the Woody Guthrie Award (2003), and the ASCAP Foundation Champion Award (2007);*

*Whereas, John Mellencamp was inducted into the Rock and Roll Hall of Fame as part of the Class of 2008, received the Americana Lifetime Achievement Award and the John Steinbeck Award, which is given to those individuals who exemplify the spirit of "Steinbeck's empathy, commitment to democratic values, and belief in the dignity of the common man";*

*Whereas, John Mellencamp is a friend to Indiana University, and John Mellencamp Pavilion, the primary indoor athletic training facility on the Bloomington campus, was named in his honor after he contributed the lead gift for its construction;*

*Whereas, John Mellencamp's loyalty to the state of Indiana is displayed through his band that is predominantly made up of Hoosier musicians and through his music that reflects what it was like growing up in rural Indiana;*

*Whereas, John Mellencamp's body of work and his actions on behalf of mankind have brought positive attention to Indiana and benefitted people throughout the state; and*

*Whereas, John Mellencamp is "the people's performer" whose songs resonate with all people regardless of their culture or background: Therefore,*

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

SECTION 1. That the Indiana General Assembly recognizes John Mellencamp's many accomplishments as a songwriter, musician, and performer. It is only fitting that proper recognition be given to our "favorite son". Such recognition would be to rename that portion of Interstate 65 from Exit 34 to Exit 50 as "John Mellencamp Way".

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the commissioner of the Indiana Department of Transportation and John Mellencamp.

The resolution was read in full and referred to the Committee on Homeland Security & Transportation.

### **House Concurrent Resolution 15**

House Concurrent Resolution 15, sponsored by Senator Buck:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that portion of U.S. 31 through Howard County as "The Haynes-Apperson Expressway".

*Whereas, Kokomo and Howard County have a unique industrial heritage;*

*Whereas, This industrial heritage should be recognized in an appropriate manner;*

*Whereas, Indiana has made a significant investment in transportation infrastructure in recent years, including the construction of the U.S. 31 bypass in Howard County;*

*Whereas, The roots of many of Kokomo's current primary employers in the automotive and specialty alloys industries can be traced back to Elwood Haynes and the Apperson brothers;*

*Whereas, Elwood Haynes settled in Kokomo in 1892 and built a partnership with Elmer and Edgar Apperson resulting in the development of the first mechanically successful gasoline powered automobile in 1894 and the formation of the Haynes-Apperson Company in 1898; and*

*Whereas, It would be fitting and proper that that portion of U.S. 31 through Howard County be renamed as "The Haynes-Apperson Expressway" recognizing the accomplishments of Elwood Haynes and Elmer and Edgar Apperson and their contributions to the industrial heritage of Howard County: Therefore,*

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

SECTION 1. That the Indiana General Assembly urges the Indiana Department of Transportation to rename that portion of U.S. 31 through Howard County as "The Haynes-Apperson Expressway".

SECTION 2. That copies of this resolution be transmitted by the Principle Clerk of the House of Representatives to the commissioner of the Indiana Department of Transportation.

The resolution was read in full and referred to the Committee on Homeland Security & Transportation.

### **House Concurrent Resolution 16**

House Concurrent Resolution 16, sponsored by Senator Boots:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to name the bridge across the Wabash River on State Road 163 in Clinton the "Henry Dana Washburn Memorial Bridge".

*Whereas, Henry Dana Washburn was a citizen of Vermillion County who lived an inspiring life of service to his country and his community;*

*Whereas, Mr. Washburn enlisted in the Union Army in August 1861 as a Lieutenant Colonel and rose to the rank of Major General;*

*Whereas, While still serving in the Army, Mr. Washburn successfully ran for a seat in the United States House of Representatives, where he served two terms;*

*Whereas, Mr. Washburn also played a significant role in the exploration of Yellowstone National Park;*

*Whereas, Mr. Washburn served Vermillion County as the county auditor and as a school teacher; and*

*Whereas, Outstanding citizens such as Mr. Washburn deserve special recognition: 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, in recognition of Mr. Washburn's many contributions to his country and his state, urges the Indiana Department of Transportation to name the bridge across the Wabash River on State Road 163 in Clinton the "Henry Dana Washburn Memorial Bridge".

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the commissioner of the Indiana Department of Transportation.

The resolution was read in full and referred to the Committee on Homeland Security & Transportation.

### **House Concurrent Resolution 19**

House Concurrent Resolution 19, sponsored by Senator Boots:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that part of Interstate 65 from mile marker 138 through mile marker 141, passing through Lebanon, as the "Rick Mount Highway".

*Whereas, The name Rick Mount is synonymous with outstanding shooting throughout the basketball world;*

*Whereas, The Purdue University legend still holds the school's single-game scoring record of 61 points earned against Iowa on February 28, 1970;*

*Whereas, Rick had a career total of 2,323 points in 72 games and averaged 35.4 points a game his senior year;*

*Whereas, Rick signed with the Indiana Pacers of the old American Basketball Association and led the ABA in three-point shooting;*

*Whereas, Rick Mount was among the top ABA three-point shooters, averaging 11.8 points a game and scoring a career total of 3,330 points;*

*Whereas, Known mainly for his scoring abilities in high school and college, Rick Mount contributed in a variety of ways during his pro career;*

*Whereas, He was one of the finest passers in the ABA, averaged 2.4 assists per game with a total of 676, was a fine free throw shooter with 82 percent accuracy, shot 31.7 percent beyond the arc, and held a 43.3 field goal percentage in his five seasons in the ABA;*

*Whereas, In addition to the Indiana Pacers, Rick Mount played for the Kentucky Colonels, Utah Stars, and Memphis Sounds;*

*Whereas, Known as "the Rocket", Rick Mount led the Lebanon High School Tigers to the 1966 Lafayette semi-state championship game, where his team lost to East Chicago Washington 59-58;*

*Whereas, Rick Mount was named Indiana's Mr. Basketball and designated as the top prep player in America;*

*Whereas, Rick scored 2,595 points in high school, currently the fourth highest total in Indiana high school history, 20 years before the three-point shot existed, and, on February 14, 1966, he became the first high school basketball player to appear on the cover of Sports Illustrated;*

*Whereas, In 1992 Rick Mount was inducted into the Indiana Basketball Hall of Fame;*

*Whereas, Still active in basketball, Rick Mount runs "shoot camps" for high school players throughout the Midwest; and*

*Whereas, Rick Mount is an Indiana hoops legend whose many accomplishments deserve very special recognition: Therefore,*

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

SECTION 1. That the Indiana General Assembly urges the Indiana Department of Transportation to rename that part of Interstate 65 from mile marker 138 through mile marker 141, passing through Lebanon, as the "Rick Mount Highway" in recognition of this outstanding Hoosier.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Rick Mount and his family and the commissioner of the Indiana Department of Transportation.

The resolution was read in full and referred to the Committee on Homeland Security & Transportation.

## **REPORTS FROM COMMITTEES**

### **COMMITTEE REPORT**

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred

Senate Concurrent Resolution 13, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass.  
Committee Vote: Yeas 9, Nays 0.

YODER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1013, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.  
Committee Vote: Yeas 10, Nays 0.

YODER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1102, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 18, delete "services to pretrial" and insert "**services; and**".

Page 2, delete line 19.

Page 2, line 20, after "of" insert "**pretrial release programs, diversion programs,**".

Page 2, line 21, delete "programs" and insert "programs,".

(Reference is to HB 1102 as reprinted January 22, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1169, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 28, delete "A" and insert "**Except as provided in subsection (f), a**".

Page 2, line 30, after "property" insert "**tax**".

Page 2, between lines 32 and 33, begin a new paragraph and insert:

**"(f) For purposes of the January 1, 2016, assessment date, a taxpayer that is eligible for the exemption under this section may file with the county assessor before May 17, 2016, a certification of the taxpayer's eligibility for the exemption under this section instead of indicating the taxpayer's eligibility for the exemption on the taxpayer's**

**personal property tax return."**

Page 2, line 38, after "property" insert "**tax**".

Page 2, line 38, after "return" insert "**or, for purposes of the January 1, 2016, assessment date, on the person's certification under section 7.2(f) of this chapter**".

Page 3, line 2, reset in roman "fifty".

Page 3, line 2, delete "twenty-five".

Page 3, line 2, reset in roman "(\$50)".

Page 3, delete line 3.

Page 4, line 12, reset in roman "(f) If a person required by IC 6-1.1-3-7.2(e) to".

Page 4, line 14, after "certification," insert "**indicate on the taxpayer's personal property tax return or, for purposes of the January 1, 2016, assessment date, on the taxpayer's certification under IC 6-1.1-3-7.2(f) that the taxpayer's business personal property is exempt fails to timely file either the taxpayer's personal property tax return with the indication or, for purposes of the January 1, 2016, assessment date, the certification,**".

Page 4, line 14, reset in roman "the county auditor shall impose a penalty of twenty-five".

Page 4, reset in roman lines 15 through 16.

Page 4, line 17, reset in roman "(g)".

Page 4, line 17, delete "(f)".

Page 4, line 18, delete "or (e)" and insert "(e)".

Page 4, line 18, reset in roman "or (f)".

(Reference is to HB 1169 as reprinted January 26, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1187, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1215, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 5-28-15-10, AS AMENDED BY P.L.1-2010, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. (a)

Subject to subsection (b), an enterprise zone expires ~~ten (10)~~ **eleven (11)** years after the day on which it is designated by the board.

(b) In the period beginning December 1, 2008, and ending December 31, 2014, an enterprise zone does not expire under this section if the fiscal body of the municipality in which the enterprise zone is located adopts a resolution renewing the enterprise zone for an additional five (5) years. An enterprise zone may be renewed under this subsection regardless of the number of times the enterprise zone has been renewed under subsections (c) and (d). A municipal fiscal body may adopt a renewal resolution and submit a copy of the resolution to the board:

- (1) before August 1, 2009, in the case of an enterprise zone that expired after November 30, 2008, or is scheduled to expire before September 1, 2009; or
- (2) at least thirty (30) days before the expiration date of the enterprise zone, in the case of an enterprise zone scheduled to expire after August 31, 2009.

If an enterprise zone is renewed under this subsection after having been renewed under subsection (d), the enterprise zone may not be renewed after the expiration of this final five (5) year period.

(c) The two (2) year period immediately before the day on which the enterprise zone expires is the phaseout period. During the phaseout period, the board may review the success of the enterprise zone based on the following criteria and may, with the consent of the budget committee, renew the enterprise zone, including all provisions of this chapter, for five (5) years:

- (1) Increases in capital investment in the zone.
- (2) Retention of jobs and creation of jobs in the zone.
- (3) Increases in employment opportunities for residents of the zone.

(d) If an enterprise zone is renewed under subsection (c), the two (2) year period immediately before the day on which the enterprise zone expires is another phaseout period. During the phaseout period, the board may review the success of the enterprise zone based on the criteria set forth in subsection (c) and, with the consent of the budget committee, may again renew the enterprise zone, including all provisions of this chapter, for a final period of five (5) years. The zone may not be renewed after the expiration of this final five (5) year period."

Delete pages 2 through 5.

Page 6, delete lines 1 through 18.

Renumber all SECTIONS consecutively.

(Reference is to HB 1215 as reprinted February 3, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture, to which was referred House Bill 1224, has had the same under consideration and begs leave to report the same back to the

Senate with the recommendation that said bill be amended as follows:

Page 2, delete lines 3 through 6.

Page 2, line 7, delete "5." and insert "4."

Page 2, line 13, delete "6." and insert "5."

Page 2, line 16, delete "7." and insert "6."

Page 2, line 20, delete "8." and insert "7."

Page 2, line 25, delete "9." and insert "8."

Page 2, between lines 30 and 31, begin a new paragraph and insert:

**"Sec. 9. As used in this chapter, "purchaser" means a person, stockyard, slaughterhouse, feed yard, bank, packing plant, or livestock auction market that purchases cattle in Indiana from a producer."**

Page 4, delete lines 7 through 12, begin a new paragraph and insert:

**"(b) The council may use assessments collected under this chapter for market development, promotion, education, research, and product development for the beef industry. The council may also use assessments to pay administrative expenses incurred under this chapter."**

Page 4, line 13, delete "(d)" and insert "(c)".

Page 4, line 36, delete "may be imposed and collected on".

Page 4, line 37, delete "the cattle only once and".

Page 4, line 37, delete "first".

Page 4, line 40, delete "first".

Page 4, line 42, delete "first".

Page 5, line 3, delete "first".

Page 5, line 4, delete "15th" and insert "fifteenth".

Page 5, line 18, delete "first".

Page 5, line 19, delete "first".

Page 5, line 22, delete "first".

Page 5, line 23, delete "first".

Page 5, line 29, delete "first".

Page 6, line 17, delete "first".

Page 6, line 20, delete "first".

Page 6, line 22, delete "first".

Page 6, line 28, delete "first".

Page 6, line 31, after "contact the" delete "first".

Page 6, line 31, after "allow the" delete "first".

Page 6, line 35, delete "first".

Page 6, line 36, delete "first".

Page 6, line 38, delete "first".

Page 7, line 16, delete "first".

Page 7, line 18, delete "first".

(Reference is to HB 1224 as printed January 22, 2016.)

and when so amended that said bill do pass and be reassigned to the Senate Committee on Tax & Fiscal Policy.

Committee Vote: Yeas 7, Nays 0.

LEISING, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1273, has had the same

under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 15.

Page 2, delete lines 1 through 4.

Page 4, delete lines 17 through 42.

Delete page 5.

Page 6, delete lines 1 through 35.

Page 30, delete lines 15 through 22.

Page 34, delete lines 1 through 42, begin a new paragraph and insert:

"SECTION 16. IC 6-1.1-36-17, AS AMENDED BY P.L.5-2015, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 17. (a) As used in this section, "nonreverting fund" refers to a nonreverting fund established under subsection ~~(c)~~: **(d)**.

(b) ~~Each~~ **If a county auditor that makes a determination that property was not eligible for a standard deduction under IC 6-1.1-12-37 in a particular year, the county auditor may issue a notice of taxes, interest, and penalties due to the owner that improperly received the standard deduction and include a statement that the payment is to be made payable to the county auditor. The additional taxes and civil penalties that result from the removal of the deduction, if any, may be imposed only for property taxes first due and payable for the following:**

**(1) For the most recent assessment date, if the taxpayer complied with the requirement to return the homestead verification form under IC 6-1.1-22-8.1(b)(9) (expired January 1, 2015). In the case of a taxpayer described in this subdivision, the notice must require full payment of the amount owed within one (1) year.**

**(2) For not more than the three (3) the most recently preceding assessment dates, if the taxpayer did not comply with the requirement to return the homestead verification form under IC 6-1.1-22-8.1(b)(9) (expired January 1, 2015). In the case of a taxpayer described in this subdivision, the notice must require full payment of the amount owed within the following:**

**(A) Within one (1) year, if the taxpayer was ineligible for the deduction for only one (1) of the three (3) most recently preceding assessment dates.**

**(B) Within two (2) years, if the taxpayer was ineligible for the deduction for two (2) of the three (3) most recently preceding assessment dates.**

**(C) Within three (3) years, if the taxpayer was ineligible for the deduction for all three (3) of the most recently preceding assessment dates.**

**However, with respect to property subject to a determination made under this subsection that is owned by a bona fide purchaser without knowledge of the determination, no lien attaches for any additional taxes and civil penalties that result from the removal of the deduction.**

**(c) If a county auditor issues a notice of taxes, interest, and penalties due to an owner under subsection (b), the county auditor shall:**

(1) notify the county treasurer of the determination; and

(2) do one (1) or more of the following:

(A) Make a notation on the tax duplicate that the property is ineligible for the standard deduction and indicate the date the notation is made.

(B) Record a notice of an ineligible homestead lien under subsection ~~(d)(2)~~: **(e)(2)**.

~~The county auditor shall issue a notice of taxes, interest, and penalties due to the owner that improperly received the standard deduction and include a statement that the payment is to be made payable to the county auditor. The notice must require full payment of the amount owed within thirty (30) days. The additional taxes and civil penalties that result from the removal of the deduction, if any, are imposed for property taxes first due and payable for an assessment date occurring before the earlier of the date of the notation made under subdivision (2)(A) or the date a notice of an ineligible homestead lien is recorded under subsection (d)(2) in the office of the county recorder. With respect to property subject to a determination made under this subsection that is owned by a bona fide purchaser without knowledge of the determination, no lien attaches for any additional taxes and civil penalties that result from the removal of the deduction.~~

~~(c)~~ **(d)** Each county auditor shall establish a nonreverting fund. Upon collection of the adjustment in tax due (and any interest and penalties on that amount) after the termination of a deduction or credit as specified in subsection (b), the county treasurer shall deposit that amount:

(1) in the nonreverting fund, if the county contains a consolidated city; or

(2) if the county does not contain a consolidated city:

(A) in the nonreverting fund, to the extent that the amount collected, after deducting the direct cost of any contract, including contract related expenses, under which the contractor is required to identify homestead deduction eligibility, does not cause the total amount deposited in the nonreverting fund under this subsection for the year during which the amount is collected to exceed one hundred thousand dollars (\$100,000); or

(B) in the county general fund, to the extent that the amount collected exceeds the amount that may be deposited in the nonreverting fund under clause (A).

~~(d)~~ **(e)** Any part of the amount due under subsection (b) that is not collected by the due date is subject to collection under one (1) or more of the following:

(1) After being placed on the tax duplicate for the affected property and collected in the same manner as other property taxes.

(2) Through a notice of an ineligible homestead lien recorded in the county recorder's office without charge.

The adjustment in tax due (and any interest and penalties on that amount) after the termination of a deduction or credit as specified in subsection (b) shall be deposited as specified in subsection ~~(c)~~ **(d)** only in the first year in which that amount is collected. Upon the collection of the amount due under subsection (b) or the release of a lien recorded under subdivision (2), the county

auditor shall submit the appropriate documentation to the county recorder, who shall amend the information recorded under subdivision (2) without charge to indicate that the lien has been released or the amount has been paid in full.

(~~e~~) (f) The amount to be deposited in the nonreverting fund or the county general fund under subsection (~~e~~) (d) includes adjustments in the tax due as a result of the termination of deductions or credits available only for property that satisfies the eligibility for a standard deduction under IC 6-1.1-12-37, including the following:

- (1) Supplemental deductions under IC 6-1.1-12-37.5.
- (2) Homestead credits under IC 6-1.1-20.4, IC 6-3.5-1.1-26, IC 6-3.5-6-13, IC 6-3.5-6-32, IC 6-3.5-7-13.1, or IC 6-3.5-7-26, or any other law.
- (3) Credit for excessive property taxes under IC 6-1.1-20.6-7.5 or IC 6-1.1-20.6-8.5.

Any amount paid that exceeds the amount required to be deposited under subsection (~~e~~)(~~1~~) (d)(1) or (~~e~~)(~~2~~) (d)(2) shall be distributed as property taxes.

(~~f~~) (g) Money deposited under subsection (~~e~~)(~~1~~) (d)(1) or (~~e~~)(~~2~~) (d)(2) shall be treated as miscellaneous revenue. Distributions shall be made from the nonreverting fund established under this section upon appropriation by the county fiscal body and shall be made only for the following purposes:

- (1) Fees and other costs incurred by the county auditor to discover property that is eligible for a standard deduction under IC 6-1.1-12-37.
- (2) Other expenses of the office of the county auditor.

The amount of deposits in a reverting fund, the balance of a nonreverting fund, and expenditures from a reverting fund may not be considered in establishing the budget of the office of the county auditor or in setting property tax levies that will be used in any part to fund the office of the county auditor."

Delete page 35.

Page 36, delete lines 1 through 27.

Page 41, between lines 37 and 38, begin a new paragraph and insert:

"SECTION 23. IC 8-25-6-8, AS ADDED BY P.L.153-2014, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 8. If the local public question is defeated in a township, the fiscal body of the township may **not** adopt a resolution under section 2 of this chapter to place another local public question on the ballot as provided in this chapter at a subsequent general election in the township. **However, a local public question may not be placed on the ballot in the township under this chapter more than two (2) times in any seven (7) year period.**"

Page 48, delete lines 3 through 42.

Page 49, delete lines 1 through 18.

Page 49, line 20, after "(RETROACTIVE)]" delete ":".

Page 50, line 10, after "(e)" insert ",".

Page 50, line 14, after "located" insert ",".

Renumber all SECTIONS consecutively.

(Reference is to HB 1273 as printed January 26, 2016.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Elections, to which was referred House Bill 1288, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass. Committee Vote: Yeas 5, Nays 2.

WALKER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred House Bill 1300, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass. Committee Vote: Yeas 6, Nays 0.

CHARBONNEAU, Chair

Report adopted.

#### SENATE MOTION

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

- HCR 32 Senator Kenley  
Honoring the 2014 inductees and the Indiana Military Veterans Hall of Fame.
- HCR 34 Senator Long  
Congratulating the Homestead High School boys basketball team.
- HCR 35 Senator Steele  
Congratulating the Brown County Junior High School "We the People" team for winning the 2015-2016 state championship.
- HCR 38 Senator Kenley  
Recognizing December 11, 2016, as the 200th anniversary of Indiana becoming the 19th state in the Union and the 200th anniversary of Abraham Lincoln and his family moving to Indiana.

LONG

Motion prevailed.

#### RESOLUTIONS ON FIRST READING

##### House Concurrent Resolution 32

House Concurrent Resolution 32, sponsored by Senator Kenley:

A CONCURRENT RESOLUTION honoring the 2014 inductees and the Indiana Military Veterans Hall of Fame.

*Whereas, The Indiana Military Veterans Hall of Fame (IMVHOF) was founded in 2013;*

*Whereas, The mission of the IMVHOF is to "publically emphasize the honor brought to our state and nation by the sacrifice of Indiana military veterans and their families";*

*Whereas, The first Hoosiers were inducted into the IMVHOF on November 7, 2014;*

*Whereas, The 2014 inductees are Gary D. Brewer, Sr.; James E. Koutz; Robert H. Butler, Jr.; William E. Butler; Charles B. Garrigus; Richard E. Goodwin; Ronald E. Gray; Charles W. Lindewald; Johnny J. Miller, Jr.; Robert G. Moorhead; Donald W. Moreau; Alan E. Paul; Joseph E. Proctor; Fredrick L. Spaulding; James R. Sweeney, II; and Robert J. Williamson;*

*Whereas, Nominations came from all over the state and represented military veterans from World War II through the current engagements in the Middle East and elsewhere;*

*Whereas, Each inductee receives a medallion representing the IMVHOF and its relationship to Indiana;*

*Whereas, The medallion's front side depicts Indiana and the name of the organization, while the back side displays the state flag and the engraved name of the inductee, encircled by the names of the five branches of the United States Armed Forces;*

*Whereas, Throughout the history of our great nation, hundreds of thousands of men and women have served their country with honor and pride in time of war and peace; and*

*Whereas, The Indiana Military Veterans Hall of Fame honors these brave Hoosier veterans for their service and shares their stories of sacrifice with the people of our state: Therefore,*

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

SECTION 1. That the Indiana General Assembly recognizes the 2014 inductees into the Indiana Military Veterans Hall of Fame for their great bravery and dedication to duty. Without brave men and women like these, our state and nation could not exist.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Board of Directors of the Indiana Military Veterans Hall of Fame.

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

### **House Concurrent Resolution 34**

House Concurrent Resolution 34, sponsored by Senator Long:

A CONCURRENT RESOLUTION congratulating the Homestead High School boys basketball team.

*Whereas, In the school's first appearance in the Indiana High School Athletic Association (IHSAA) boys basketball state finals, the Homestead Spartans defeated Evansville Reitz by a score of 91-90 in a thrilling overtime game to become the 2014-2015 Class 4A state boys basketball champions;*

*Whereas, Homestead rallied from an eight-point deficit in the final two minutes of regulation;*

*Whereas, Tahj Curry scored the Spartans' final two buckets in regulation time, tying the game at 73 and sending it into overtime;*

*Whereas, With five players scoring in double figures, Homestead shot 57.4 percent from the field and outrebounded Evansville Reitz by a margin of 44 to 24;*

*Whereas, The Spartans finished the season ranked fourth in the Associated Press Poll with a record of 29 wins and 2 losses;*

*Whereas, Under the guidance of Head Coach Chris Johnson and through hard work and dedication, the Homestead Spartans have reached the pinnacle of success on the basketball court;*

*Whereas, Members of the IHSAA executive committee named Dana Batt the winner of the Arthur L. Trester Mental Attitude Award in Class 4A boys basketball;*

*Whereas, In addition to his ability on the basketball court, Dana also excels in his studies, ranking 30th in a class of 508 with a 4.11 GPA;*

*Whereas, Dana also participated in the National Honor Society, Fellowship of Christian Athletes, and Euchre Club, is an active member in his church, and has assisted with the Toys for Tots effort; and*

*Whereas, Outstanding accomplishments such as this deserve special recognition: Therefore,*

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

SECTION 1. That the Indiana General Assembly congratulates the Homestead High School boys basketball team on its Class 4A state championship victory and wishes the players continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Dana Batt, Luke Cooper, Tahj Curry, Jordan Geist, Gunnar Goebel, Travis Lake, Teddy Ray, Ben Skowronek, Caleb Swanigan, and Jack Wolfcale; Head Coach Chris Johnson;

Assistant Coaches Jim Carter, Don Lines, and Nick Ankenbruck; Managers Nicholas Wright and Tomas Novoa Fonte; Athletic Director Joe Updegrove; Principal Park Ginder; and Superintendent Dr. Phil Downs.

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

### House Concurrent Resolution 35

House Concurrent Resolution 35, sponsored by Senator Steele:

A CONCURRENT RESOLUTION congratulating the Brown County Junior High School "We the People" team for winning the 2015-2016 state championship.

*Whereas, On December 15, 2015, the 2015-2016 Brown County Junior High School team won the "We the People" state championship for the sixth consecutive year;*

*Whereas, On April 29 through May 3, 2016, the Brown County team will represent its community and state in the "We the People" Middle School National Invitational;*

*Whereas, The "We the People" program was developed by the Center for Civic Education and is funded by the U.S. Department of Education under an act of Congress, with the goal of promoting civic responsibility and competence in students;*

*Whereas, Students in grades 4-12 participate in the program; and*

*Whereas, Involvement with the "We the People" competition allows students to develop a greater understanding of democratic principles and prepares Indiana youth for a future that will encourage their knowledge of and participation in our democratic system of government: Therefore,*

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

SECTION 1. That the Indiana General Assembly congratulates the Brown County Junior High School "We the People" team and wishes its team members continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the 2015-2016 team members: Kara Danielle Adams, Riley Scott Arnholt, Olivia Louise Baughman, Emma Lucille Beck, Tanner Elliott Bowman, Whitney Kaitlyn Clark, Claire Madison Dannelley, Haley Dede Davidson, Cassidy Annalena Davis, Josiah Samuel Drew, Sara Michelle Fishel, Kaitlynn Marie Goodwin, Delaney Rose Hobbs, Chloe Michelle Lee, Angel Jo

Ann Meece, Taylor Grace Poling, Emma Hensley Ripberger, Chloe Geneveve Robison, Isabel Rose Rygiel, Myka Faye Snyder, Allison Rose Stogsdill, coach Michael Potts, and principal Brian Garman.

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

### House Concurrent Resolution 38

House Concurrent Resolution 38, sponsored by Senator Kenley:

A CONCURRENT RESOLUTION recognizing December 11, 2016, as the 200th anniversary of Indiana becoming the 19th state in the Union and the 200th anniversary of Abraham Lincoln and his family moving to Indiana.

*Whereas, In the winter of 1816, seven-year-old Abraham Lincoln moved from Kentucky with his father, Tom, his mother, Nancy, and his sister, Sarah, to a tiny settlement along Little Pigeon Creek in Spencer County;*

*Whereas, With an ax in his hands, Abraham experienced the life, culture, and hardships of Indiana pioneer life;*

*Whereas, On October 5, 1818, he witnessed the death of his beloved mother from milk sickness; she is buried on a gentle knoll between a quarter- and a half-mile from their Indiana home;*

*Whereas, Abraham went to school in Indiana and was taught "readin', writin', and cipherin'" by Andrew Crawford, James Swaney, and Azel Dorsey;*

*Whereas, Lincoln was a voracious reader, remarking that "the things I want to know are in books; my best friend is the man who'll git me a book I ain't read";*

*Whereas, Lincoln's taste in literature was varied; he read the family Bible, borrowed and read "Aesop's Fables", "Pilgrim's Progress", "Robinson Crusoe", Grimshaw's "History of the United States", and Weems's "The Life of George Washington";*

*Whereas, Abraham Lincoln's education was not limited to school buildings and books;*

*Whereas, Abraham watched and learned from lawyers, political speakers, and evangelists as they spoke to their audiences and presented their arguments and points of view;*

*Whereas, While living in Indiana, Lincoln learned many life lessons including that whiskey and tobacco weren't good for the mind or body;*

*Whereas, Lincoln learned from his stepmother that faith in God should be shown through works more than words;*

*Whereas, Lincoln's life was struck by tragedy once again when, in 1828, after a year of marriage his sister, Sarah, died in childbirth; the child and Sarah are buried in Indiana;*

*Whereas, In 1829 Lincoln took a flatboat of goods down the Ohio and Mississippi rivers to New Orleans, where he witnessed his first slave auction, an event that would strongly influence his thoughts on slavery;*

*Whereas, Abraham Lincoln grew from a young boy to a young man on Hoosier soil, leaving for Illinois in 1830; and*

*Whereas, Abraham Lincoln's Indiana experiences provided many life lessons that would help prepare him for the office of President of the United States: 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 encourages all citizens of Indiana to take pride in the fact that Indiana is Abraham Lincoln's boyhood home and to celebrate the 200th anniversary of his arrival in Indiana by visiting those sites in Southern Indiana that honor his presence there from 1816 to 1830.

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.

SENATE MOTION

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

SR 30 Senator Pete Miller  
Recognizing the Indiana State Bar Association Leadership Development Academy.

HCR 37 Senator Arnold  
Recognizing Herb Higgins on the occasion of his retirement.

LONG

Motion prevailed.

**RESOLUTIONS ON FIRST READING**

**Senate Resolution 30**

Senate Resolution 30, introduced by Senator Pete Miller:

A SENATE RESOLUTION recognizing the Indiana State Bar Association Leadership Development Academy.

*Whereas, The Indiana State Bar Association Leadership Development Academy (LDA) empowers and develops lawyers to be informed, committed, and involved in order to serve as role*

*models in matters of ethics and professionalism in local and state bar associations, Indiana communities, and organizations;*

*Whereas, The LDA Class of 2016, the fifth annual class of the program, consists of 25 Indiana lawyers who have been admitted to practice for 15 years or less;*

*Whereas, LDA incorporates professional facilitators and prominent leaders from various disciplines to inform participants about leadership principles and techniques; the importance of effective leaders in organizations and governments for the maximization of efficiency and effectiveness; and the challenges and rewards of leadership in action;*

*Whereas, LDA class members are selected from around the state and are exposed to topics such public service, economic development, government, military, leadership, diversity and inclusion, and other related leadership topics;*

*Whereas, As LDA class members travel around the state, they actively engage in panel discussions, group activities and demonstrations with faculty who include Indiana Supreme Court justices; Court of Appeals and trial court judges; members of the executive and legislative branches of Indiana government; and prominent business and military leaders;*

*Whereas, One of the principal themes of LDA is: Leading begins with the attitude of a servant leader - to serve first, and out of service we are given the honor to lead; and*

*Whereas, February 16-17, 2016 marks the LDA session which will focus on local and state government by giving the class the opportunity to get acquainted with members of the Indiana Supreme Court and Court of Appeals; tour the Indiana Statehouse, the Birch Bayh Federal Building, and the U.S. Courthouse; discuss issues with Indiana legislators; and hear an oral argument: Therefore,*

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

SECTION 1. That the Indiana Senate recognizes the importance of the education provided by the Indiana State Bar Association's Leadership Development Academy.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the Indiana State Bar Association Leadership Development Academy and the members of its fifth annual class.

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

**House Concurrent Resolution 37**

House Concurrent Resolution 37, sponsored by Senator Arnold:

A CONCURRENT RESOLUTION recognizing Herb Higgins on the occasion of his retirement.

*Whereas, Herb Higgins has provided a beacon of hope and a safe place for countless Hoosier children through the Safe Harbor After-School Enrichment Program in Michigan City and LaPorte and Porter counties;*

*Whereas, Herb Higgins began working with the Safe Harbor program in February 2001;*

*Whereas, During his time at Safe Harbor, the children have always been Herb's primary concern;*

*Whereas, The program has continued to provide tutoring and homework assistance and developmental and academic enrichment activities, with a special emphasis on STEM (Science, Technology, Engineering, and Mathematics) education that supports regular school-day instruction;*

*Whereas, Under Herb's guidance, the number of children served by Safe Harbor has grown from 300 to 550;*

*Whereas, Early on, Safe Harbor provided programs that included dance, music, art, and languages, but the program now includes before-school programming, STEM, horticulture, community service, and robotics;*

*Whereas, At the age of 66, Herb feels that now is the right time to open the job up to someone new to try to reach more people using the newest technology;*

*Whereas, Well known throughout the state, Herb is known as the "dean of after-school" and the "grandfather of after-school" for his many accomplishments in the field;*

*Whereas, Herb helped to start the Indiana Afterschool Network and is currently on the board;*

*Whereas, Even before coming to the Safe Harbor program, Herb worked in youth prevention programs;*

*Whereas, Growing up in Chicago, Herb chose counseling as his life's work because he wanted to help people;*

*Whereas, Herb views his role as startup director of Interventions, a 175-bed facility in Chicago's Englewood neighborhood where he provided detoxification services for people with substance abuse problems, as one of the major accomplishments of his career;*

*Whereas, Herb graduated from Northeastern Illinois University with a degree in social services and later earned a master's degree in health science from Governors State University; and*

*Whereas, Through his work, Herb Higgins has made a difference in the lives of countless children: 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 Herb Higgins for his dedicated service to the children of northern Indiana and wishes him continued happiness and contentment in retirement.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Herb Higgins 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.

### **Senate Concurrent Resolution 20**

Senate Concurrent Resolution 20, introduced by Senator Raatz:

A CONCURRENT RESOLUTION honoring Larry Parker for his 36-year tenure on the Richmond Common Council.

*Whereas, Larry Parker was first elected to his Richmond Common Council seat in 1980 and was re-elected nine times before his retirement in 2015;*

*Whereas, Parker was inspired to serve on the council when he recognized a need in the early to mid- 1970s for a sidewalk for community children to be able to walk to Westview Elementary School safely;*

*Whereas, As the longest consecutively serving Republican in Wayne County, Parker served as council president several terms and worked alongside six Richmond mayors during his many years of service;*

*Whereas, A born and raised Richmond resident, Parker graduated from Richmond High School in 1958, and received his B.A. from Murray State University in 1965; and*

*Whereas, Immediately following his college graduation, Parker taught at Modoc School and at Dennis Junior High School, before eventually founding and managing operations of Bumblebee Quick Print for 25 years before his retirement: Therefore,*

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

SECTION 1. That the Indiana General Assembly honors Larry Parker for his 36-year tenure on the Richmond Common Council and his years of service to the local community.

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

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

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 35 and the same is 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 Resolutions 14, 15, 16, 19, 37, and 38 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 3 and the same is 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 Senate Concurrent Resolution 27 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

### ENGROSSED HOUSE BILLS ON THIRD READING

#### Engrossed House Bill 1032

Senator Boots called up Engrossed House Bill 1032 for third reading:

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

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

Roll Call 180: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

#### Engrossed House Bill 1035

Senator M. Young called up Engrossed House Bill 1035 for third reading:

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

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

Roll Call 181: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

#### Engrossed House Bill 1047

Senator Bray called up Engrossed House Bill 1047 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

Roll Call 182: 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.

### RESOLUTIONS ON FIRST READING

#### House Concurrent Resolution 39

House Concurrent Resolution 39, sponsored by Senator Broden:

A CONCURRENT RESOLUTION recognizing "Farmworkers Awareness Week", the birthday of Cesar Chavez, and the work of Proteus, Inc.

*Whereas, Indiana's agribusiness employs over 30,000 year-round, seasonal, and migrant farm workers who are key partners for the safety, security, and sustainability of our food supply;*

*Whereas, The labor of Indiana's farm workers contributes billions of dollars annually to the state's economy, and agriculture continues to be one of the principal industries in the state;*

*Whereas, Indiana honors all those who plant, cultivate, harvest, and process our agricultural products;*

*Whereas, March 31 is the birthday of Cesar Chavez, whose dedication to nonviolent organizing for just wages, safe labor conditions, and dignity for women, men, and children who toil in the fields moved him to lead a nationwide peaceful struggle for farm worker justice that continues today;*

*Whereas, Proteus, Inc. is an Iowa-based private, 501(c)(3) nonprofit organization that has been serving migrant and seasonal farmworkers, immigrants, and others since 1979;*

*Whereas, In addition to offices in Iowa, Proteus serves a constituency in Indiana and Nebraska;*

*Whereas, Proteus, Inc. was created to help provide communities with health, educational, and economic opportunities;*

*Whereas, To achieve its goals, Proteus strives to make its programs accessible to as many members of the community as possible; embraces diversity in staff, recipients of services, program delivery, and in programs as a whole; develops a culture of respect and acceptance in our organization and general community; creates, evaluates, and maintains programs to meet the changing needs of our communities; and treats all people in an honest, caring, and respectful manner; and*

*Whereas, The agricultural industry is strong throughout our state, and the strength of the industry's workers continue to keep it great: Therefore,*

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

SECTION 1. That the Indiana General Assembly recognizes the efforts of Indiana's farmworkers and their many contributions to the agricultural industry in our state. The members of the Indiana General Assembly also recognize the contributions of Cesar Chavez and wish to acknowledge his greatness on his birthday. Organizations like Proteus, Inc. help to bring a fair wage and safe and secure working environments to all the members of Indiana's agricultural labor force.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Kokomo chapter of Proteus, Inc.

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.

## SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as second author of Senate Resolution 21.

MERRITT

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as second author of Senate Resolution 20.

MERRITT

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Breaux be added as second sponsor, Senator Becker be added as third sponsor, and Senators Houchin, Rogers, Head, Buck, Pete Miller, Walker, Bray, and Lanane be added as cosponsors of Engrossed House Bill 1173.

LEISING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Glick be added as second sponsor of Engrossed House Bill 1047.

BRAY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Banks be added as cosponsor of Engrossed House Bill 1082.

CHARBONNEAU

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senators M. Young, Charbonneau, Tomes, and Steele be added as cosponsors of Engrossed House Bill 1187.

GLICK

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Altig be added as second sponsor of Engrossed House Bill 1267.

PATRICIA MILLER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Head be removed as second sponsor of Engrossed House Bill 1228.

HEAD

Motion prevailed.

## SENATE MOTION

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

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m.,  
Thursday, February 18, 2016.

LONG

Motion prevailed.

The Senate adjourned at 2:01 p.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUE ELLSPERMANN  
President of the Senate