



Journal of the House

State of Indiana

120th General Assembly

Second Regular Session

Twenty-First Day

Thursday Morning

February 15, 2018

The invocation was offered by Pastor Luke Fausett from Mexico Baptist Church, a guest of Representative Friend.

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Morrison.

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

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

Torr
VanNatter
Washburne
Wesco
Wolkins

Wright
J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 178: 86 present; 14 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

[*Journal Clerk's Note: the Speaker requested a moment of silence for the children who were shot and or injured in the school shooting in Florida.*]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, February 19, 2018, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Resolution 21

Representative C. Brown introduced House Resolution 21:

A HOUSE RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of the purchasing age for tobacco products.

Whereas, The use of tobacco products poses a serious health hazard to all Hoosiers;

Whereas, It is the duty of government to protect all citizens, particularly children, from the dangers of smoking;

Whereas, While cigarette smoking rates declined substantially from 1965 through 2004, the rate of decline has slowed in recent years;

Whereas, Because no tobacco product has been shown to be safe, abstaining from all tobacco is clearly the best, most effective way for smokers to reduce their risk of disease and premature death;

Whereas, Increasing the age that Hoosiers can purchase tobacco products will help to lower the risk in our young citizens; and

Whereas, Further study of the purchasing age for tobacco products could help our state protect its youngest citizens from irreversible harm: Therefore,

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

SECTION 1. That the legislative council is urged to assign to the appropriate study committee the topic of the purchasing age for tobacco products.

The resolution was read a first time and referred to the Committee on Public Health.

House Resolution 22

Representative Morrison introduced House Resolution 22:

A HOUSE RESOLUTION recognizing Brown-Mack Funeral Home on the occasion of the 100th anniversary of its establishment.

Whereas, O. L. Brown and his family in 1917 moved to Montezuma, Indiana, where they opened the O. L. Brown and Son Funeral Home, holding their first service on December 28, 1917;

Whereas, The Brown family consisted of O. L. Brown, his wife, and their children, Clyde, Mattie, Goldie, and Fern;

Whereas, Until the opening of O. L. Brown and Son Funeral Home, embalming was done in one location, and the majority of families held the visitation and service in their homes;

Whereas, When O. L. Brown died, his son Clyde became the owner and director;

Whereas, Nearly all of Clyde's children, Charles, Harriet, and Robert, had a funeral director's license;

Whereas, Charles was his father's partner in the funeral home business, and, when Clyde died, Charles became the owner;

Whereas, The funeral home was operated from the family-owned furniture store until it was moved in the 1950s;

Whereas, Upon the death of Charles, the funeral home passed to his son, Richard, and Eva Lou Bartlow; and

Whereas, Eva Lou purchased the funeral home from Richard and continued to operate it until 2011, when she retired, selling the funeral home to Clay Mack, who continues to operate services from the same location under the name Brown-Mack Funeral Home: Therefore,

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

SECTION 1. That the members of the Indiana House of Representatives recognize the years of dedicated service to Hoosiers by Brown-Mack Funeral Home.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Clay Mack.

The resolution was read a first time and adopted by voice vote.

House Concurrent Resolution 39

Representatives Klinker and Siegrist introduced House Concurrent Resolution 39:

A CONCURRENT RESOLUTION recognizing the Lafayette Central Catholic High School girls volleyball team.

Whereas, Lafayette Central Catholic High School defeated Hauser High School in the Class A state volleyball championship by a score of 26-24, 25-18, and 25-15;

Whereas, This victory marked the second-ever state title for Lafayette Central Catholic (30-5);

Whereas, Hauser (35-5) led the opening set 24-23, but the Knights beat back a set point and pulled out the win;

Whereas, Lafayette Central Catholic started the second set by scoring the first five points and never trailed again to go up 2-0;

Whereas, In the final set, Hauser High School led 7-6, but Lafayette Central Catholic scored four straight points for a 10-7 lead;

Whereas, Gretchen Kuckkan led the Knights with 21 kills and three aces;

Whereas, Jozee Evans had 14 kills and nine digs while Sami Royer finished with 38 assists; 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 Lafayette Central Catholic High School's girls volleyball team for winning the Class A state volleyball championship and wishes the girls continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to team members Sami Royer, Shannon Scheetz, Gretchen Kuckkan, Kacey Brickley, Allison Tharp, Maddie McPherson, Maddie Roach, Halle Blumling, Jozee Evans, Kayla Brady, Lilly Powers, Annabelle Davis, Kaycie Hicks; manager Crew Blumling; assistant coaches Jacklyn Williams and Joelle Beisel; head coach Brad McCarter; director of athletics Tim Bordenet; Assistant Principal Melissa Robertson; Principal Neil Wagner; and Executive Director Eric Davis.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Alting.

House Concurrent Resolution 40

Representative Frizzell introduced House Concurrent Resolution 40:

A CONCURRENT RESOLUTION memorializing Lieutenant Aaron Allan.

Whereas, Lieutenant Aaron Allan tragically lost his life in the line of duty on Thursday, July 27, 2017, while approaching an overturned vehicle to help those inside;

Whereas, Lieutenant Aaron Allan was a six-year veteran of the Southport Police Department and had more than 17 years experience in law enforcement;

Whereas, Lieutenant Aaron Allan was born in Great Falls, Montana, in 1978 and moved to Indianapolis with his parents, James Allan and Laurie Lowery, at the age of 1;

Whereas, Lieutenant Aaron Allan graduated from Decatur Central High School in 1997; and, following the family footsteps, enlisted in the United States Air Force in 1999;

Whereas, While in the Air Force, Lieutenant Allan became seriously ill and was medically discharged;

Whereas, It was at this time that he began to formulate his plan to become a police officer;

Whereas, Lieutenant Aaron Allan began serving his community in 2001 when he became a civilian police volunteer (CVP) with the Indianapolis Police Department;

Whereas, Lieutenant Allan became a member of the Marion County Sheriff's Department in 2004, a resource officer with the Indiana School for the Deaf in 2009, and in 2011, a resource officer with Franklin Township Schools;

Whereas, Lieutenant Allan became the first full-time paid officer with the Southport Police Department in January 2017;

Whereas, In addition to his work with the Southport Police Department, Lieutenant Allan worked as a law enforcement officer at the Indiana State Fair for more than 10 years and was scheduled to work at the fair again last year;

Whereas, Lieutenant Allan graduated from the Indiana Law Enforcement Academy in 2011 and held a bachelor's degree in Criminal Justice from the University of Phoenix;

Whereas, In recognition of his outstanding work, Lieutenant Allan received the 2015 Southport Officer of the Year Award and the Life Saving Award in 2017, along with several other recognition certificates;

Whereas, Aaron met his wife, Stacy, in 2009 and became a part of her 12-year-old son TJ's life;

Whereas, Stacy and Aaron married in 2011 and together became parents when their son, Aaron Allan Jr., was born in December 2011;

Whereas, Lieutenant Aaron Allan dedicated his life to protecting others and was devoted to his family and his community; and

Whereas, Lieutenant Aaron Allan proudly served his community and will be greatly missed by all who knew him: 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 members of the Indiana General Assembly express their heartfelt sympathy to the family of Lieutenant Aaron Allan and recognize his many accomplishments and all he contributed to his community, his state, and his country. He is sorely missed by all.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the family of Lieutenant Aaron Allan.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Sandlin.

House Concurrent Resolution 41

Representative Jordan introduced House Concurrent Resolution 41:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that section of U.S. Highway 30 from the intersection with Pine Road in Plymouth to the intersection with Oak Road in Marshall County the "Ralph 'Ray' Reed Memorial Drive".

Whereas, Indiana State Police Master Motor Carrier Inspector Ralph "Ray" Reed was struck and killed on U.S. 30 in Marshall County on August 3, 1995;

Whereas, At the time of his death, Master Motor Carrier Inspector Ralph Reed had stopped to inspect a semi-tractor trailer;

Whereas, As Inspector Reed walked around the semi, an oncoming semi-tractor trailer hauling cattle struck and killed him, making him the first Indiana State Police Motor Carrier Inspector to be killed in the line of duty;

Whereas, Since his death, the Indiana State Police Commercial Vehicle Enforcement Division has honored Ralph Reed by recognizing annually a motor carrier inspector who excels in his or her work and demonstrates the qualities of a model employee;

Whereas, Ralph Reed was appointed as an Indiana State Police Motor Carrier Inspector on April 16, 1968, serving 27 years and three months as an Indiana State Police Motor Carrier Inspector; and

Whereas, Master Motor Carrier Inspector Ralph "Ray" Reed gave his life in service to his state and deserves special recognition of his great sacrifice: 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 acknowledges the sacrifice made by Master Motor Carrier Inspector Ralph "Ray" Reed by honoring his memory by renaming that section of U.S. Highway 30 from the intersection with Pine Road in Plymouth to the intersection with Oak Road the "Ralph 'Ray' Reed Memorial Drive".

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to his wife, Cathy, his son, Ralph Reed I, his daughter, Becky Reed Bockman, and the Commissioner of the Indiana Department of Transportation.

The resolution was read a first time and referred to the Committee on Roads and Transportation.

House Concurrent Resolution 42

Representatives Behning and V. Smith introduced House Concurrent Resolution 42:

A CONCURRENT RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of teacher training requirements.

Whereas, Every two years, educators are required to receive training on the duty to report suspected child abuse or neglect and recognizing possible signs of child abuse or neglect;

Whereas, Every three years, educators are required to receive two hours of evidence-based in-service youth suicide awareness and prevention training;

Whereas, In order to obtain a license, educators are required to receive training on cardiopulmonary resuscitation that includes a test demonstration on a mannequin, removing a foreign body causing an obstruction in an airway, the Heimlich maneuver, and the use of an automated external defibrillator;

Whereas, Prior to obtaining a license, educators must complete education and training on the prevention of child suicide and the recognition of signs that a student may be considering suicide; and

Whereas, Teachers may be required to participate in an hour of in-service training pertaining to the identification and reporting of human trafficking: 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 legislative council is urged to assign to the appropriate study committee the topic of teacher training requirements.

SECTION 2. That the committee, if assigned the topic, may make recommendations on ways teacher training can be streamlined.

The resolution was read a first time and referred to the Committee on Education.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred Senate Bill 1, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 3, delete "JULY 1, 2018];" and insert "UPON PASSAGE]:".

Page 2, line 9, delete "JULY 1, 2018];" and insert "UPON PASSAGE]:".

Page 3, line 12, delete "JULY 1, 2018];" and insert "UPON PASSAGE]:".

Page 4, after line 9, begin a new paragraph and insert:
"SECTION 4. **An emergency is declared for this act.**"

(Reference is to SB 1 as printed January 12, 2018.)
and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 1.

SMALTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 4, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 4 as printed January 10, 2018.)

Committee Vote: Yeas 10, Nays 0.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred Senate Bill 9, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 9 as printed January 9, 2018.)

Committee Vote: Yeas 11, Nays 0.

SMITH M, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 13, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 13 as reprinted January 17, 2018.)

Committee Vote: Yeas 11, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 14, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 33-33-39-1, AS AMENDED BY P.L.127-2008, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) Jefferson County constitutes the fifth judicial circuit.

(b) The judges of the Jefferson circuit court and Jefferson superior court may jointly appoint one (1) full-time magistrate under IC 33-23-5 to serve the circuit and superior courts.

(c) The magistrate continues in office until removed by the judges of the Jefferson circuit and superior courts."

Page 1, after line 8, begin a new paragraph and insert:
"SECTION 3. IC 33-33-72-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. (a) Scott

County constitutes the sixth judicial circuit.

(b) The judges of the Scott circuit court and Scott superior court may jointly appoint one (1) full-time magistrate under IC 33-23-5 to serve the circuit and superior courts.

(c) The magistrate continues in office until removed by the judges of the Scott circuit and superior courts."

Renumber all SECTIONS consecutively.

(Reference is to SB 14 as printed January 19, 2018.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 44, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 44 as printed January 19, 2018.)

Committee Vote: Yeas 9, Nays 1.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 62, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 3, after "5.5." insert "(a)".

Page 1, between lines 8 and 9, begin a new paragraph and insert:

"(b) If a Medicaid recipient:

(1) is approved to receive hospice services;

(2) participates in the Medicaid fee for service program; and

(3) is:

(A) a resident of:

(i) a comprehensive care health facility; or

(ii) an intermediate care facility for individuals with intellectual disabilities;

(B) dually eligible for Medicaid and the Medicare program;

(C) a child receiving concurrent care;

(D) a recipient of a Medicaid home and community waiver; or

(E) participating in the Medicaid fee for service program through other eligibility criteria;

the Medicaid recipient may not participate in the Medicaid risk based managed care program."

(Reference is to SB 62 as printed January 26, 2018.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 100, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 100 as reprinted January 19, 2018.)

Committee Vote: Yeas 9, Nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred Senate Bill 105, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 105 as printed January 9, 2018.)

Committee Vote: Yeas 9, Nays 0.

LEHE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 126, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 126 as printed January 19, 2018.)

Committee Vote: Yeas 11, Nays 0.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 139, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 139 as printed January 19, 2018.)

Committee Vote: Yeas 11, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 142, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 11, line 17, delete "IC 16-50-1-7" and insert "**IC 16-50-1-8**".

Page 11, line 21, delete "IC 16-50-1-9" and insert "**IC 16-50-1-10**".

Page 11, line 27, delete "IC 16-50-1-9" and insert "**IC 16-50-1-10**".

(Reference is to SB 142 as reprinted January 17, 2018.) and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Senate Bill 165, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 165 as printed January 23, 2018.)

Committee Vote: Yeas 12, Nays 0.

ZENT, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Senate Bill 182, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 182 as printed January 26, 2018.)

Committee Vote: Yeas 12, Nays 0.

ZENT, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred Senate Bill 184, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 184 as printed January 17, 2018.)

Committee Vote: Yeas 11, Nays 0.

FRIZZELL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 212, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 20, after "is" insert "**equal to or**".

Page 2, line 24, delete "2.39" and insert "**2.40**".

(Reference is to SB 212 as printed January 17, 2018.) and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred Senate Bill 232, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 232 as reprinted January 23, 2018.)

Committee Vote: Yeas 11, Nays 0.

FRIZZELL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred Senate Bill 233, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 233 as printed January 19, 2018.)

Committee Vote: Yeas 10, Nays 0.

FRIZZELL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Senate Bill 246, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 246 as reprinted January 23, 2018.)

Committee Vote: Yeas 9, Nays 3.

ZENT, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 265, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 265 as printed January 26, 2018.)

Committee Vote: Yeas 9, Nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred Senate Bill 351, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 351 as printed January 26, 2018.)

Committee Vote: Yeas 7, Nays 0.

MORRIS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 360, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 360 as printed January 19, 2018.)

Committee Vote: Yeas 10, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 363, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 4, delete lines 36 through 42.

Page 5, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 12. IC 12-10-13-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4.5. As used in this chapter, "ombudsman" means an ~~employee of the office or an individual approved by the office or entity designated by the state ombudsman~~ to investigate and resolve local complaints and concerns regarding the health, safety, welfare, or rights of residents. ~~or clients under 42 U.S.C. 3027 and this chapter.~~

SECTION 13. IC 12-10-13-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. As used in this chapter, "state ombudsman" refers to the individual ~~who directs~~ **appointed by the secretary or the secretary's designee to run the state long term care ombudsman program and office under 42 U.S.C. 3001 et seq. and this chapter.**

Page 8, line 39, delete "state" and insert "office".

Page 8, line 40, delete "long term care".

Page 8, line 41, delete "program".

Page 8, line 42, after "the" insert "state".

Page 9, line 2, after "against the" insert "state".

Page 9, line 2, after "with the" insert "state".

Page 9, line 3, after "performance of the" insert "state".

Page 9, line 5, after "the" insert "state".

Page 9, line 18, delete "local".

Page 9, between lines 19 and 20, begin a new paragraph and insert:

"SECTION 30. IC 12-15-5-11, AS AMENDED BY P.L.150-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) As used in this section, "telehealth services" means the use of telecommunications and information technology to provide access to health assessment, diagnosis, intervention, consultation, supervision, and information across a distance.

(b) As used in this section, "telemedicine services" has the meaning set forth for "telemedicine" in IC 25-1-9.5-6.

(c) The office shall reimburse a Medicaid provider who is licensed as a home health agency under IC 16-27-1 for telehealth services.

(d) The office shall reimburse the following Medicaid providers for medically necessary telemedicine services:

(1) A federally qualified health center (as defined in 42 U.S.C. 1396d(1)(2)(B)).

(2) A rural health clinic (as defined in 42 U.S.C. 1396d(1)(1)).

(3) A community mental health center certified under IC 12-21-2-3(5)(C).

(4) A critical access hospital that meets the criteria under 42 CFR 485.601 et seq.

(5) A provider, as determined by the office to be eligible, providing a covered telemedicine service.

(e) The office may not impose any distance restrictions on providers of telehealth services or telemedicine services. Before December 31, 2017, the office shall do the following:

(1) Submit a Medicaid state plan amendment with the United States Department of Health and Human Services that eliminates distance restrictions for telehealth services or telemedicine services in the state Medicaid plan.

(2) Issue a notice of intent to adopt a rule to amend any administrative rules that include distance restrictions for the provision of telehealth services or telemedicine services.

(f) The office shall implement any part of this section that is approved by the United States Department of Health and Human Services.

(g) The office may adopt rules under IC 4-22-2 necessary to implement and administer this section.

(h) The office shall reimburse Medicaid providers described in this section who provide medically necessary telemedicine services or telehealth services under this section, including reimbursement for telemedicine services claims and telehealth services claims beginning October 1, 2017. This subsection expires July 1, 2019.

Renumber all SECTIONS consecutively.

(Reference is to SB 363 as printed January 12, 2018.) and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Concurrent Resolution 14, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution do pass.

(Reference is to HC 14 as introduced.)

Committee Vote: Yeas 8, Nays 0.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Concurrent Resolution 18, has had

the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution do pass.

(Reference is to HC 18 as introduced.)

Committee Vote: Yeas 9, Nays 0.

SOLIDAY, Chair

Report adopted.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 24

Representative Kirchhofer called down Engrossed Senate Bill 24 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Engrossed Senate Bill 186

Representative Morris called down Engrossed Senate Bill 186 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Engrossed Senate Bill 290

Representative Lehman called down Engrossed Senate Bill 290 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Reassignments

The Speaker announced the reassignment of Engrossed Senate Bill 296 from the Committee on Judiciary to the Committee on Government and Regulatory Reform.

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that Engrossed Senate Bills 14, 126, 139 and 232 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Steuerwald be removed as first sponsor and Representative J. Young be substituted therefor as sponsor of Engrossed Senate Bill 4.

STEUERWALD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Steuerwald be added as cosponsor of Engrossed Senate Bill 4.

J. YOUNG

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Steuerwald be removed as first sponsor and Representative J. Young be substituted therefor as sponsor of Engrossed Senate Bill 6.

STEUERWALD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Steuerwald be added as cosponsor of Engrossed Senate Bill 6.

J. YOUNG

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hatfield be added as cosponsor of Engrossed Senate Bill 99.

STEUERWALD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Nisly be added as cosponsor of Engrossed Senate Bill 126.

WOLKINS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cook be added as cosponsor of Engrossed Senate Bill 137.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives C. Brown and Zent be added as cosponsors of Engrossed Senate Bill 139.

DAVISSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative C. Brown be added as cosponsor of Engrossed Senate Bill 142.

ENGLEMAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Pelath be added as cosponsor of Engrossed Senate Bill 165.

THOMPSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Jordan be added as cosponsor of Engrossed Senate Bill 203.

SPEEDY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Bacon be added as cosponsor of Engrossed Senate Bill 207.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Errington be added as cosponsor of Engrossed Senate Bill 264.

SIEGRIST

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Bauer be added as cosponsor of Engrossed Senate Bill 326.

M. SMITH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Shackelford be added as cosponsor of Engrossed Senate Bill 360.

KIRCHHOFFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Shackelford be added as cosponsor of Engrossed Senate Bill 363.

KIRCHHOFFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Ober be removed as cosponsor of Engrossed Senate Bill 419.

MORRIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representatives Bartels, Cook, DeVon, Frizzell, Mahan, M. Smith, Summers, J. Taylor and Ziemke be added as coauthors of House Bill 1248.

NEGELE

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

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Concurrent Resolution 36.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Klinker, Olthoff, Bartlett and Goodin be added as coauthors of House Concurrent Resolution 38.

CLERE

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolutions 8, 32 and 35 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ

Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative V. Smith, the House adjourned at 11:10 a.m., this fifteenth day of February, 2018, until Monday, February 19, 2018, at 1:30 p.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives