



Journal of the Senate

State of Indiana

119th General Assembly

First Regular Session

Twenty-ninth Meeting Day

Tuesday Afternoon

March 10, 2015

The Senate convened at 1:31 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor Jerry Deck, Zionsville Presbyterian Church.

The Pledge of Allegiance to the Flag was led by Senator Michael A. Delph.

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

Alting <input checked="" type="checkbox"/>	Leising
Arnold	Long
Banks, A.	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 278: present 49; excused 1. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

RESOLUTIONS ON FIRST READING

Senate Resolution 34

Senate Resolution 34, introduced by Senators Messmer and Steele:

A SENATE RESOLUTION urging the legislative council to assign to an appropriate committee the topic of the sentencing level of a caregiver who causes the death of a mentally handicapped person 18 years of age or older.

Whereas, The sentencing policy of the Indiana judicial system must be fair and equitable; and

Whereas, To ensure that the sentencing levels given to caregivers who cause the death of a mentally handicapped person 18 years of age or older are fair and just, this topic should be studied further: Therefore,

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

SECTION 1. That the legislative council is urged to assign to an appropriate committee the topic of the sentencing level of a caregiver who causes the death of a mentally handicapped person 18 years of age or older.

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

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1017, 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 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1025, 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 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

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

Committee Vote: Yeas 13, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1142, 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 13, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1182, 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 33, strike "shall" and insert "**may**".

Page 2, line 36, delete "shall" and insert "**may**".

Page 3, line 26, delete "The" and insert "**If the division establishes a training program under subsection (a), the**".

(Reference is to HB 1182 as printed February 13, 2015.)
and when so amended that said bill do pass.
Committee Vote: Yeas 9, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1271, 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 7, begin a new paragraph and insert:

"SECTION 1. IC 6-2.5-5-50 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 50. Transactions involving labels are exempt from the state gross retail tax if:**
(1) the labels will be affixed to other tangible personal property being sold by a retail merchant; and
(2) the person acquiring the labels is required to affix the labels to the other tangible personal property for the purpose of complying with any state or federal statute or regulation."

(Reference is to HB 1271 as printed February 17, 2015.)
and when so amended that said bill do pass.
Committee Vote: Yeas 9, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal

Policy, to which was referred House Bill 1283, 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 12, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1338, 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 7, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred House Bill 1362, 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 8, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Family & Children Services, to which was referred House Bill 1434, 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 10, after "relative" insert ", **legal guardian to whom IC 29-3-8-9 applies,**".

Page 2, line 10, delete ";" and insert "**under section 27.5 of this chapter or IC 31-34;**".

Page 2, between lines 17 and 18, begin a new line block indented and insert:

"(5) A person for whom a national criminal history background check is required for the licensing of a group home, child caring institution, child placing agency, or foster home under IC 31-27.

(6) A person for whom a national criminal history background check is required for determining the individual's suitability as an employee of a contractor of the state under section 38.5(a)(1) of this chapter."

Page 4, line 5, after "3.9." insert "**(a)**".

Page 4, between lines 30 and 31, begin a new paragraph and insert:

"(b) The term includes any employee of the department of child services, regardless of the employee's job title or

classification, who, as part of the employee's assigned job, is carrying out the duties of the department of child services, as set forth in IC 31-25-2-7 and IC 31-25-2-8.

SECTION 3. IC 25-23.6-4-2, AS AMENDED BY P.L.122-2009, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) This article may not be construed to limit the social work or clinical social work services performed by a person who does not use a title specified in this article and who is one (1) of the following:

(1) A licensed or certified health care professional acting within the scope of the person's license or certificate.

(2) A student, an intern, or a trainee pursuing a course of study in medicine, psychology, or a course of study to gain licensure under this article in an accredited eligible postsecondary educational institution or training institution accredited by the Council on Social Work Education, or a graduate accumulating experience required for licensure if:

(A) the services are performed under qualified supervision and constitute a part of the person's supervised course of study or other level of supervision; and

(B) the student or graduate uses a title that contains the term "intern", "student", or "trainee".

(3) Not a resident of Indiana if the person performed social work in Indiana for not more than five (5) days in any one (1) month or more than fifteen (15) days in any one (1) calendar year and the person is authorized to perform such services under the laws of the state or country in which the person resides.

(4) A rabbi, priest, Christian Science practitioner, minister, or other member of the clergy.

(5) An employee or a volunteer for an organization performing charitable, religious, or educational functions, providing pastoral counseling, or other assistance.

(6) A person who provides school counseling.

(7) A governmental employee ~~who remains in the same job classification or job family of that job classification.~~ **(as defined in IC 25-23.6-1-3.9).**

(b) Nothing in this section prohibits a person referred to in subsection (a) from qualifying for licensure under this article.

SECTION 4. IC 29-3-1-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2.5. **"Conduct a criminal history check" means to:**

(1) request:

(A) the state police department to conduct a:

(i) fingerprint based criminal history background check of both national and state records data bases concerning a person who is at least eighteen (18) years of age in accordance with IC 10-13-3-27 and IC 10-13-3-39; or

(ii) national name based criminal history record check (as defined in IC 10-13-3-12.5) of a person who is at least eighteen (18) years of age as provided under IC 10-13-3-27.5; or

(B) if an individual has:

(i) a physical disability that prevents fingerprinting and a person approved by the department who is trained to take fingerprints or a qualified medical practitioner (as defined in IC 31-9-2-100.5) verifies that the individual has a disabling condition that prevents fingerprinting; or

(ii) low quality fingerprints, as a result of age, occupation, or otherwise, that prevent fingerprint results from being obtained and the individual's fingerprints have been rejected the required number of times by automated fingerprint classification equipment or rejected by a person designated by the Indiana state police department to examine and classify fingerprints;

the state police department to conduct a national name based criminal history record check (as defined in IC 10-13-3-12.5) or request the state police department to release or allow inspection of a limited criminal history (as defined in IC 10-13-3-11) and the state police in every state the individual has resided in the past five (5) years to release or allow inspection of the individual's criminal history;

(2) collect each substantiated report of child abuse or neglect reported in a jurisdiction where a probation officer, a caseworker, or the department of child services has reason to believe that a person who is fourteen (14) years of age or older, or a person for whom a fingerprint based criminal history background check is required under IC 31, resided within the previous five (5) years;

(3) request information concerning any substantiated report of child abuse or neglect relating to a person who is fourteen (14) years of age or older that is contained in a national registry of substantiated cases of child abuse or neglect that is established and maintained by the United States Department of Health and Human Services, to the extent that the information is accessible under 42 U.S.C. 16990 and any applicable regulations or policies of the Department of Health and Human Services;

(4) conduct a check of the national sex offender registry maintained by the United States Department of Justice for all persons who are at least fourteen (14) years of age; and

(5) conduct a check of local law enforcement agency records in every jurisdiction where a person who is at least eighteen (18) years of age has resided within the previous five (5) years unless the department of child services or a court grants an exception to conducting this check.

SECTION 5. IC 29-3-5-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1.5. A petitioner for

appointment as a guardian of a minor in a guardianship to which IC 29-3-8-9 applies shall submit the necessary information, forms, or consents for the department of child services to conduct a criminal history check (as defined in IC 31-9-2-22.5) of the petitioner and any other household members before the court appoints the guardian under this chapter or during the guardianship administration."

Page 6, line 24, strike "IC 31-28-5.8,".

Page 6, delete lines 30 through 37.

Page 8, line 2, delete "adulthood," and insert "**adulthood services**,".

Page 8, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 15. IC 31-9-2-123.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 123.7. "Supervised independent living placement", for purposes of IC 31-28-5.8 and IC 31-34-21-7.5, means a living arrangement that provides housing for a youth that is not supervised on site, such as a dormitory, an apartment, or shared housing, and is not a foster home, host home, group home, child caring institution, or private secure facility."**

Page 10, line 30, after "IC 31-34-15-7" insert "**or IC 31-37-19-1.7**".

Page 11, between lines 27 and 28, begin a new paragraph and insert:

"SECTION 20. IC 31-27-4-13, AS AMENDED BY P.L.158-2013, SECTION 313, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.** (a) The department shall deny a license when an applicant fails to meet the requirements for a license. The department shall deny a license to an applicant who has been convicted of any of the following felonies:

- (1) Murder (IC 35-42-1-1).
- (2) Causing suicide (IC 35-42-1-2).
- (3) Assisting suicide (IC 35-42-1-2.5).
- (4) Voluntary manslaughter (IC 35-42-1-3).
- (5) Reckless homicide (IC 35-42-1-5).
- (6) Battery (IC 35-42-2-1) within the past five (5) years.
- (7) Domestic battery (IC 35-42-2-1.3).
- (8) Aggravated battery (IC 35-42-2-1.5).
- (9) Kidnapping (IC 35-42-3-2).
- (10) Criminal confinement (IC 35-42-3-3) within the past five (5) years.
- (11) A felony sex offense under IC 35-42-4.
- (12) Carjacking (IC 35-42-5-2) (repealed) within the past five (5) years.
- (13) Arson (IC 35-43-1-1) within the past five (5) years.
- (14) Incest (IC 35-46-1-3).
- (15) Neglect of a dependent (IC 35-46-1-4(a)(1) and IC 35-46-1-4(a)(2)).
- (16) Child selling (IC 35-46-1-4(d)).
- (17) A felony involving a weapon under IC 35-47 or IC 35-47.5 within the past five (5) years.

(18) A felony relating to controlled substances under IC 35-48-4 within the past five (5) years.

(19) An offense relating to material or a performance that is harmful to minors or obscene under IC 35-49-3.

(20) A felony under IC 9-30-5 **within the past five (5) years.**

(21) A felony that is substantially equivalent to a felony listed in subdivisions (1) through (20) for which the conviction was entered in another state.

- (b) The department may deny a license to an applicant who:
- (1) has been convicted of a felony that is not listed in subsection (a); or
 - (2) has had a juvenile adjudication for an act listed in subsection (a) that, if committed by an adult, would be a felony.

(c) The department shall send written notice by certified mail that the application has been denied and give the reasons for the denial.

(d) An administrative hearing concerning the denial of a license shall be provided upon written request by the applicant. The request must be made not more than thirty (30) days after receiving the written notice under subsection (c).

(e) An administrative hearing shall be held in accordance with IC 4-21.5-3."

Page 12, between lines 29 and 30, begin a new paragraph and insert:

"SECTION 23. IC 31-28-5.8-1, AS ADDED BY P.L.48-2012, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 1.** As used in this chapter, "collaborative care" means any services or payments for services that the department provides for older youth under the terms of a collaborative care agreement, while the older youth is residing in:

- (1) a foster family home licensed under IC 31-27-4 or a comparable law in the state where the home is located;
- (2) a host home under an agreement with the older youth approved by the department;
- (3) a child caring institution licensed under IC 31-27-3;
- (4) a group home licensed under IC 31-27-5; or
- (5) a supervised independent living **arrangement placement** approved by the department."

Page 13, line 22, delete "arrangement" and insert "**placement**".

Page 20, line 35, after "to" insert "**document or**".

Page 22, line 34, strike "Placement of the child in" and insert "**A supervised independent living placement or foster care for the child with a permanency plan of**".

Page 24, line 9, delete ", if the".

Page 24, line 10, delete "individual is eligible to receive,".

Page 24, line 10, delete ":" and insert "**that are applicable to the individual:**".

Page 24, line 15, delete "Health or insurance" and insert "**Insurance**".

Page 28, line 9, delete "department" and insert "**probation**".

officer".

Page 28, line 11, delete "department" and insert "**probation officer**".

Page 28, delete lines 41 through 42.

Page 29, delete lines 1 through 29.

Page 29, between lines 34 and 35, begin a new paragraph and insert:

"(d) For children who have a permanency plan of another planned permanent living arrangement, the court shall:

(1) require the probation officer to document or provide testimony regarding the intensive, ongoing, and, as of the date of the hearing, unsuccessful efforts made by the probation officer to return the child home or secure a placement for the child with a fit and willing relative, legal guardian, or adoptive parent, including efforts through the use of search technology, such as social media, to find biological or adoptive family members for the child;

(2) ask the child about the desired permanency outcome for the child and document the child's response;

(3) make a judicial determination explaining why, as of the date of the hearing, another planned permanent living arrangement is the best permanency plan for the child and provide compelling reasons why it continues to not be in the best interests of the child to:

(A) return home;

(B) be placed for adoption;

(C) be placed with a legal guardian; or

(D) be placed with a fit and willing relative; and

(4) require the probation officer to document or provide testimony regarding the steps the probation officer is taking to ensure that:

(A) the child's foster family home, group home, secure private facility, or child caring institution is following the reasonable and prudent parent standard; and

(B) the child has regular, ongoing opportunities to engage in age or developmentally appropriate activities, including by consulting with the child in an age appropriate manner about the opportunities of the child to participate in the activities.

SECTION 45. IC 31-37-20-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8. (a) This section applies to an individual who:**

(1) is leaving foster care because the individual is at least eighteen (18) years of age; and

(2) has been in foster care for at least six (6) months.

(b) Before an individual described in subsection (a) leaves foster care, the department shall provide to the individual the following documents that are applicable to the individual:

(1) An official or certified copy of the individual's United States birth certificate.

(2) A Social Security card issued for the individual by

the Social Security Administration.

(3) Insurance records for the individual.

(4) A copy of the individual's medical records.

(5) The individual's driver's license or identification card issued by the state."

Page 32, line 4, delete ", if the".

Page 32, line 5, delete "individual is eligible to receive,".

Page 32, line 5, delete ":" and insert "**that are applicable to the individual:**".

Page 32, line 10, delete "Health or insurance" and insert "**Insurance**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1434 as printed January 23, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

GROOMS, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 17

Senate Concurrent Resolution 17, introduced by Senators Grooms and Pete Miller:

A CONCURRENT RESOLUTION honoring Ruth Funk Jensen for her many years of service to Hendricks County, Indiana, in celebration of her 90th birthday.

Whereas, Ruth Funk Jensen was born on March 10, 1925, in Casey County, Kentucky to Thomas Chelf and Mary Wethington Chelf, and as a child, Ruth was surrounded by the love of her parents, her sister Clementine, and her five brothers Ernest, Buck, Herschel, Elmer, and Bob;

Whereas, The Chelf family moved from Casey County, Kentucky to Lizton, Indiana in 1926;

Whereas, On September 28, 1943, Ruth became a war bride at the age of 17 marrying her husband, Merle Funk, after taking the train to California to be with him before he deployed to the Phillippines;

Whereas, Upon returning to Indiana, Ruth worked at Marmon-Harrington, located on West Washington Street in Indianapolis, where Jeeps were manufactured to support the U.S. Military;

Whereas, In 1957, Ruth and Merle moved to Danville, Indiana, and became involved with the Hendricks County Republican Party;

Whereas, In 1962, Merle was elected and served two terms as Hendricks County Sheriff, at which time Ruth and Merle moved with their three children into the Hendricks County Jail where Ruth began her tenure as Matron;

Whereas, Ruth served as President of the Hendricks County Republican Women's Federation and in this role she had the pleasure of attending a reception for Ronald and Nancy Reagan where Ruth had the opportunity to shake hands and speak with our future President;

Whereas, The Funk family's stay in the Hendricks County Jail was a significant period of time in Indiana history, when the Sheriff and his family would live in the jail with his wife serving as Matron, and the Funk family was the last to reside in the Hendricks County Jail with their children;

Whereas, The old Hendricks County Jail now serves as a museum for the county; and

Whereas, When Ruth concluded her tenure as Matron of the Hendricks County Jail, she then served faithfully as a secretary in the Indiana Senate for several years: 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 Ruth Funk Jensen for her many years of service to Hendricks County and the State of Indiana in celebration of her 90th birthday.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Ruth Funk Jensen.

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

Senate Resolution 33

Senate Resolution 33, introduced by Senator Breaux:

A SENATE RESOLUTION congratulating the participants of the 2015 Indiana YMCA Youth and Government Model Legislature.

Whereas, The YMCA Youth and Government program provides hands-on learning for high school and middle school students in government and civic engagement;

Whereas, More than 150 teenagers from across Indiana spent a weekend at the statehouse for the 2015 Indiana Youth in Government Model Legislature. During their stay, the participants formed various government entities including a Model Legislature, Model Supreme Court, and Model Statehouse Press Corps;

Whereas, The Model Legislature drafted, introduced, and debated more than fifty bills; the Model Supreme Court issued four opinions, and the Model Statehouse Press Corps published

regular news updates;

Whereas, Twenty-two participants in the YMCA Youth and Government program served as pages during the First Regular Session of the One Hundred Nineteenth Indiana General Assembly. From Avondale-Meadows YMCA, they include Governor Jonathon Schumpert, President Pro Tem Morgan Williams, Chief Justice Isaiah Harris, and Editor-in-Chief Essence Jones; and

Whereas, The following participants in the YMCA Youth in Government program also served as pages during the First Regular Session of the One Hundred Nineteenth Indiana General Assembly: Mario Williams, Tiara Berry, Jalen McGraw, Julia Shirley, Terryn Crittenden, Cierra Ellis-Strayhorn, LaVante' Birdsong, Ameriah Jackson, Jada Grady, Ranetra Rhodes, Prea Jackson, Ariyan Hines, Reginald Parker, Cashayala Miller, Briana Smith, Kailen Griffin, Mariah Baker, and Joanna Sheriff: Therefore,

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

SECTION 1. That the Indiana State Senate hereby expresses its appreciation to all the participants in the 2015 Indiana YMCA Youth and Government Model Legislature. May their hard work and dedication carry them forward to become our state's future leaders.

SECTION 2. That the Secretary of the Senate is directed to transmit a copy of this resolution to Jonathon Schumpert, Morgan Williams, Isaiah Harris, Essence Jones, Mario Williams, Tiara Berry, Jalen McGraw, Julia Shirley, Terryn Crittenden, Cierra Ellis-Strayhorn, LaVante' Birdsong, Ameriah Jackson, Jada Grady, Ranetra Rhodes, Prea Jackson, Ariyan Hines, Reginald Parker, Cashayala Miller, Briana Smith, Kailen Griffin, Mariah Baker, and Joanna Sheriff.

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

House Concurrent Resolution 34

House Concurrent Resolution 34, sponsored by Senator Head:

A CONCURRENT RESOLUTION recognizing the importance and sustainability of Indiana's hardwood industry.

Whereas, Indiana's hardwood industry has a worldwide reputation for growing, managing, and producing high quality hardwood trees and products;

Whereas, There are over 4.7 million acres of forest land in Indiana, and this acreage has increased by more than 40,000 acres since 1998, representing 20 percent of Indiana's land base;

Whereas, Forest resources have been a staple of the state's economy since its beginning, sustaining businesses, families, and rural communities;

Whereas, The Indiana Hardwood Lumbermen's Association has been in continuous existence since 1898, and the industry employs over 35,000 people with an additional 86,000 jobs generated in economic sectors supported by the hardwood industry;

Whereas, In 2010 the hardwood industry had a \$16.6 billion annual economic impact with sawtimber growth volume exceeding harvest levels annually;

Whereas, Indiana's forests are certified as sustainable by both the Sustainable Forestry Initiative (SFI) and the Forest Stewardship Council (FSC), assuring customers globally that Indiana manages its forests in an environmentally responsible and sustainable manner;

Whereas, With 86 percent of its forests privately owned, Indiana is a leading producer of wood office furniture, manufactured homes, wood cabinets, wooden caskets and coffins, and hardwood plywood products; and

Whereas, Hardwoods are the largest component of Indiana's agricultural economy in terms of jobs, wages, and economic impact, and the industry has long been known for its careful and sustainable stewardship of the state's forest resources through continuing principles of sustainable forestry: 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 wishes to recognize the impact the hardwood industry has on Indiana's economy.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to the Indiana Hardwood Lumbermen's Association.

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 26 Senator Kruse
Recognizing the importance of broadband connectivity in schools and libraries.
- SR 32 Senator Broden
Honoring Donald Napoli.

SCR 25 Senator Houchin
Honoring the Town of Orleans, Indiana.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Resolution 26

Senate Resolution 26, introduced by Senator Kruse:

A SENATE RESOLUTION recognizing the importance of all schools and libraries being equipped with high-capacity, high-speed broadband connectivity.

Whereas, March 13, 2015, marks national Digital Learning Day, bringing to the forefront the broadband imperative currently facing schools and libraries in all communities across the state of Indiana;

Whereas, Broadband, which has become the enabling technology of the modern learning environment, is now as vital to schools as brick and mortar infrastructure and utilities and has the power to transform classrooms and transmit information, helping to support students in acquiring 21st century skills and making learning environments more engaging and relevant;

Whereas, Broadband and other technology tools have the ability to increase education capacity as well through online academies, project-based and personalized learning, AP and dual credit, and STEM initiatives;

Whereas, Increased broadband utilization will also improve the efficiency of data management and information sharing by schools with parents and community stakeholders as teacher evaluations can be moved online to provide immediate feedback to help improve classroom instruction, and parents can be more readily informed about their students' academic progress;

Whereas, Libraries benefit from high-speed broadband connectivity as well, since they have notably become community resource centers of digital information where people can learn about healthcare and e-government services, search for available jobs, and more;

Whereas, Despite this need, school and library budgets are constrained by inflation and other expenses;

Whereas, The state school and library connectivity grant only addresses 10 percent of the costs for the local portion of the requests for these services, and, therefore, affordability and funding remain a barrier to securing broadband services; and

Whereas, If Indiana's bold educational initiatives, including

creating thriving students and a high-tech workforce, are to become successful and sustainable, the state must place higher priority in terms of supporting the investment by school corporations and libraries in robust, next-generation broadband: Therefore,

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

SECTION 1. That the Indiana Senate recognizes the broadband imperative facing schools and libraries in all communities across the state of Indiana.

SECTION 2. That the copies of this resolution be transmitted by the Secretary of the Senate to the Executive Directors of the Indiana State Library, the Indiana Library Federation, the Indiana Association of School Business Officials, the Indiana Association of Public School Superintendents, the Indiana School Boards Association, the Indiana Urban School Association, the Indiana Rural and Small Schools Association, the Indiana Association of School Principals, the Consortium on School Networking, the Indiana Chief Technology Officers Council, the Indiana Federation of Teachers, and the Indiana State Teachers Association.

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

Senate Resolution 32

Senate Resolution 32, introduced by Senators Broden and Zakas:

A SENATE RESOLUTION honoring Donald Napoli, Director of the St. Joseph County Public Library for more than 37 years.

Whereas, Donald Napoli will retire after 37 years as Director of the St. Joseph County Public Library on June 30, 2015;

Whereas, Donald's 37 year tenure makes him the longest serving director of a library district;

Whereas, Donald began as director in 1977 and is only the fifth director of the St. Joseph County Public Library in its 126 year history;

Whereas, All nine current library branches were built during his tenure and the library system was an early and eager adopter of computer technology to include the online card catalog and the first World Wide Web page by a public library in the United States;

Whereas, Donald, a native of Massachusetts earned his bachelor's degree from Boston College and a master's degree in Library Science from Catholic University in Washington D.C.; and

Whereas, Donald and his wife will continue to live in South Bend in retirement: Therefore,

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

SECTION 1. That the Indiana General Assembly honors David Napoli for his 37 years of service to the St. Joseph County Public Library.

SECTION 2. The Secretary of the Senate is hereby directed to transmit two copies of the resolution to David Napoli and the St. Joseph County Public Library.

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

Senate Concurrent Resolution 25

Senate Concurrent Resolution 25, introduced by Senator Houchin:

A CONCURRENT RESOLUTION honoring the Town of Orleans, Indiana, on the bicentennial celebration of its founding.

Whereas, Platted 200 years ago in 1815, Orleans stands as the oldest town in Orange County, Indiana;

Whereas, Founded two months after Andrew Jackson's famous victory over the British at New Orleans, the settlers named their new town in honor of this historic event;

Whereas, The original plat of the town was recorded in Salem, Indiana, while Orange County was then part of Washington County and Indiana was still a territory and had not yet achieved statehood;

Whereas, This original plat of the Town of Orleans is dated March 11, 1815, and was signed by Samuel Lewis and William McFarlane as owners of the land, and by Samuel Alexander, a surveyor;

Whereas, In 1851 the citizens of Orleans gave the handsome sum of \$40,000 so that Orleans would become one of the earliest stops on the New Albany Salem Railroad and later became one of the first stops on the Monon Railroad, proving that the citizens of Orleans are ever committed to making sacrifices today for the benefit of a brighter future;

Whereas, In the mid 1960s the town embarked on Operation Dogwood which succeeded in its ultimate goal of planting hundreds of Dogwood trees and thus earning the nickname "The Dogwood Capitol of Indiana" as proclaimed by Governor Edgar Whitcomb in his 1970 resolution and as a result of their efforts now enjoys the renowned Annual Orleans Dogwood Festival;

Whereas, The Town of Orleans has always produced exceptional individuals who left their mark on our history

including: Samuel S. Lewis, co-founder of Orleans and veteran of the War of 1812 and Texas's War of Independence; Civil War General William T. Spicely, leader of the 24th Indiana Volunteer Infantry; Bishop Richard Roberts, leader in the formation of the early Methodist Protestant Church; John M. Bloss, Indiana Superintendent of Public Instruction; and many future leaders yet to come;

Whereas, Since the days before our statehood was just a glint on the horizon, the people of the Town of Orleans have been there at the forefront leading Indiana through its storied history; and

Whereas, It is fitting that the Indiana General Assembly give special recognition to the Town of Orleans as its residents celebrate the town's bicentennial: 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 the Town of Orleans on the bicentennial celebration of its founding.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to The Honorable Michael Cloud, Honorary Chair of the Orleans Bicentennial Committee; Robert Henderson, Chair of the Orleans Bicentennial Committee; Mike Fields, President of the Orleans Town Council; Greta Llewellyn, President of the Orleans Chamber of Commerce; and Terry Cochran of the Descendants of Colonel Samuel Lewis.

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 Davisson.

House Concurrent Resolution 35

House Concurrent Resolution 35, sponsored by Senator Stoops:

A CONCURRENT RESOLUTION commemorating the 100th anniversary of the Greater Bloomington Chamber of Commerce.

Whereas, In 1915, the Greater Bloomington Chamber of Commerce was established by a group of local business leaders;

Whereas, For the past 100 years the Greater Bloomington Chamber of Commerce has proudly served the Bloomington and Monroe County business community, as well as the community as a whole, with integrity, leadership, and collaboration;

Whereas, For 100 years the Greater Bloomington Chamber of Commerce has provided leadership through member engagement, business advocacy, and civic partnerships to strengthen its community and business environment; to be the voice of business in greater Bloomington; to advance

collaborative, regional partnerships; to engage and foster young professionals; to prepare students for the world of work and recognize community leaders; to effectively communicate with Chamber members and the community and to operate the Chamber with excellence and innovation;

Whereas, In fulfilling that mission, the Greater Bloomington Chamber of Commerce identifies community needs, concerns, and opportunities, and develops programs that satisfy those needs;

Whereas, The Chamber's accomplishments include leading support for local and statewide priority transportation improvements; developing of public water resources such as Lakes Lemon, Griffy, and Monroe; revitalizing downtown Bloomington; and being named Indiana Chamber of the Year and recognized nationally as 2012 Chamber of the Year;

Whereas, The Chamber has demonstrated its support of Bloomington and Monroe County education by leading school bond referendums, making programs and opportunities available through the Franklin Initiative; and

Whereas, Residents and businesses have benefited from the efforts of the Greater Bloomington Chamber of Commerce and its members, creating an exceptional quality of life as recognized by the Indiana Chamber's Community of the Year award, the number one national ranking for City Work-Life Balance, the number two ranking for High-Tech GDP concentration, the number four ranking for Best Places for Business Careers, and being identified as one of the top 50 Hottest Small Cities for Entrepreneurs, one of America's Best Cities for Doing Business, and one of America's Smartest Cities: 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 commemorates the 100th anniversary of the Greater Bloomington Chamber of Commerce, recognizes the Chamber as the leading business organization in Monroe County, and honors it as the organization that "builds better business and better community".

SECTION 2. That the members of the Legislature applaud and recognize the Greater Bloomington Chamber of Commerce for its 100 years of service to the business community in Bloomington and Monroe County.

SECTION 3. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Greater Bloomington Chamber of Commerce.

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 20 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 Resolution 33 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

**ENGROSSED HOUSE BILLS
ON SECOND READING**

Engrossed House Bill 1307

Senator Niemeyer called up Engrossed House Bill 1307 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**ENGROSSED HOUSE BILLS
ON THIRD READING**

Engrossed House Bill 1141

Senator Steele called up Engrossed House Bill 1141 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 279: 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.

SENATE MOTION

Madam President: I move that Senator Ford be added as second sponsor, Senator Merritt be added as third sponsor, and Senators Rogers, Yoder, Eckerty, and Grooms be added as cosponsors of House Bill 1182.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Alting, Arnold, A. Banks, Bassler, Becker, Boots, Bray, Breaux, Broden, Brown, Buck, Charbonneau, Crider, Delph, Eckerty, Ford, Glick, Grooms, Hershman, Holdman, Houchin, Kenley, Kruse, Lanane, Leising, Long, Merritt, Messmer, Patricia Miller, Pete Miller, Mishler, Mrvan, Niemeyer, Perfect, Raatz, Randolph, Rogers, Schneider, Smith, Steele, Stoops, Tallian, Taylor, Tomes, Walker, Waltz, Yoder, M. Young, and Zakas be added as cosponsors of House Concurrent Resolution 34.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1131.

RAATZ

Motion prevailed.

SENATE MOTION

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

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1142.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1302.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1283.

HERSHMAN

Motion prevailed.

SENATE MOTION

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

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1104.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of House Bill 1271.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of House Bill 1183.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as cosponsor of House Bill 1145.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as cosponsor of House Bill 1108.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as second sponsor of House Bill 1303.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second sponsor of House Bill 1141.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, March 12, 2015.

LONG

Motion prevailed.

The Senate adjourned at 2:08 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate