



Journal of the Senate

State of Indiana

119th General Assembly

First Regular Session

Forty-eighth Meeting Day

Wednesday Afternoon

April 22, 2015

The Senate convened at 1:36 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor Mike Whitesell, Grace Church, Noblesville.

The Pledge of Allegiance to the Flag was led by Senator R. Michael Young.

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

Alting	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 495: 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.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1002:
Conferees: Long and Lanane
Advisors: Hershman and Breaux

LONG
Date: 4/21/15
Time: 4:38 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1181:

Conferees: Leising and Randolph

Advisors: Steele, Mrvan, and Tomes

LONG
Date: 4/21/15
Time: 4:54 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1304:

Conferees: Steele and Taylor

Advisors: M. Young, Randolph, and Houchin

LONG
Date: 4/21/15
Time: 4:55 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1333:

Conferees: Kenley and Taylor

Advisors: Kruse, Stoops, and Yoder

LONG
Date: 4/22/15
Time: 11:06 a.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the

April 22, 2015

Senate 1097

Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1403:

Conferees: Charbonneau and Tallian
Advisors: Mishler, Broden, and Kenley

LONG
Date: 4/21/15
Time: 4:56 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1438:

Conferees: Kruse and Stoops
Advisors: Yoder, Mrvan, Mishler, and Kenley

LONG
Date: 4/21/15
Time: 4:57 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1466:

Conferees: Brown and Tallian
Advisors: Kruse, Arnold, and Boots

LONG
Date: 4/21/15
Time: 5:00 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1472:

Conferees: Hershman and Broden
Advisors: Pete Miller, Tallian, and Bassler

LONG
Date: 4/21/15
Time: 5:01 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on

Engrossed House Bill 1542:
Conferees: Alting and Randolph
Advisors: Messmer, Arnold, and Perfect

LONG
Date: 4/21/15
Time: 5:03 p.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1562:

Conferees: Brown and Breaux
Advisors: Buck, Broden, Walker, and Houchin

LONG
Date: 4/21/15
Time: 5:05 p.m.

Report adopted.

REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 436:

Advisor: Bassler

LONG
Date: 4/21/15
Time: 1:32 p.m.

Report adopted.

JOINT RULE 20 COMMITTEE REPORTS COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed Senate Bill 516-2015 because it conflicts with SEA 177-2015 without properly recognizing the existence of SEA 177-2015, has had Engrossed Senate Bill 516-2015 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 516-2015 be corrected as follows:

Page 4, line 31, delete "P.L.209-2014," and insert "SEA 177-2015, SECTION 1,".

Page 4, line 32, delete "SECTION 12,".

Page 4, line 35, delete "five" and insert "ten".

Page 4, line 35, delete "(5%)" and insert "(10%)".

(Reference is to ESB 516 as printed April 3, 2015.)

LONG, Chair
LANANE, R.M.M.
CHARBONNEAU

Report adopted.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 82 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 84 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has concurred with the Senate amendments to Engrossed House Bills 1170, 1311, and 1456.

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 concurred with the Senate amendments to Engrossed House Bills 1350, 1505, and 1508.

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 not concurred in Senate amendments to Engrossed House Bill 1333. The Speaker of the House has appointed the following Representatives as a conference committee to meet and confer with a like committee of the Senate on said bill, and to report thereon:

Conferees: Truitt, Chair and Macer
Advisors: Frye, Hale, and Klinker

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 Speaker of the House has appointed the following Representative to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1542:

Advisor: Arnold

M. CAROLINE SPOTTS
Principal Clerk of the House

**MESSAGE FROM THE PRESIDENT
OF THE SENATE**

Members of the Senate: I have on the 21st day of April, 2015, signed Senate Enrolled Act: 2.

SUE ELLSPERMANN
Lieutenant Governor

**MESSAGE FROM THE PRESIDENT
OF THE SENATE**

Members of the Senate: I have on the 21st day of April, 2015, signed House Enrolled Act: 1549.

SUE ELLSPERMANN
Lieutenant Governor

**MESSAGE FROM THE PRESIDENT
OF THE SENATE**

Members of the Senate: I have on the 22nd day of April, 2015, signed House Enrolled Act: 1182.

SUE ELLSPERMANN
Lieutenant Governor

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Concurrent Resolution 35, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 6, Nays 0.

YODER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security & Transportation, to which was referred Senate Concurrent Resolution 50, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass. Committee Vote: Yeas 6, Nays 0.

YODER, Chair

Report adopted.

SENATE MOTION

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

HCR 84 Senator Long
Recognizing Riley Hospital for Children at Indiana University Health and its "Change the Play" program, an initiative generating a movement of strong, health-minded children

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 84

House Concurrent Resolution 84, sponsored by Senators Long and Lanane:

A CONCURRENT RESOLUTION recognizing Riley Hospital for Children at Indiana University Health and its "Change the Play" program, an initiative generating a movement of strong, health-minded children.

Whereas, Indiana is ranked the eighth most obese state with one-third of its children being overweight or obese;

Whereas, The youth of Indiana will determine the future of this state and need a solid foundation to live healthy, more sustainable lives and build healthier, stronger communities;

Whereas, Riley at IU Health and Indianapolis Colts quarterback Andrew Luck share a vision of improving children's health and have together developed "Change the Play", an innovative health, fitness and nutrition program, empowering kids to be the quarterbacks of their own health;

Whereas, "Change the Play" reaches beyond the hospital walls to equip kids from across Indiana with the tools needed to make better choices regarding their health, including guidance on fitness, nutrition, and a variety of "life" topics such as stress management, reading, academics, sleep, learning to give back and more; and

Whereas, "Change the Play" has impacted nearly 20,000 kids across Indiana since its launch in 2013; is accessible at home, in more than 100 schools, at three summer camps, and through its own Kids Club; and boasts numerous examples of children using lessons learned in this program to make healthier life choices: 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 "Change the Play" program for its success in empowering the youth of Indiana to make smart choices and build healthy, active and fit lives, and stronger communities.

SECTION 2. The Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Riley Hospital for Children at Indiana University Health and Andrew Luck, quarterback for the Indianapolis Colts.

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 accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 8.

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 accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 283.

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 accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1015.

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 accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1601.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senators Arnold, Merritt, Crider, Eckerty, and Ford be added as coauthors of Senate Concurrent Resolution 35.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, April 23, 2015.

LONG

Motion prevailed.

The Senate adjourned at 1:51 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate