



Journal of the House

State of Indiana

120th General Assembly

Second Regular Session

Fourteenth Day

Tuesday Afternoon

January 30, 2018

The invocation was offered by Pastor Shan Rutherford of Samaria Christian Church in Trafalgar, a guest of Representative Burton.

The House convened at 1:30 p.m. with Speaker Brian C. Bosma in the Chair.

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

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

| | |
|-------------------------------------|------------------------------------|
| Austin | Kirchhofer |
| Aylesworth <input type="checkbox"/> | Klinker |
| Bacon | Lawson |
| Baird | Lehe |
| Bartels | Lehman |
| Bartlett | Leonard |
| Bauer | Lindauer |
| Behning | Lucas |
| 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 | Olthoff |
| Eberhart | Pelath |
| Ellington | Pierce |
| Engleman | Porter |
| Errington | Pressel |
| Forestal | Pryor |
| Friend | Richardson |
| Frizzell | Saunders |
| Frye | Schaibley |
| GiaQuinta | Shackleford |
| Goodin | Siegrist |
| Gutwein | Slager |
| Hamilton | Smaltz |
| Hamm | M. Smith <input type="checkbox"/> |
| Harris | V. Smith |
| Hatfield | Soliday |
| Heaton | Speedy |
| Heine | Stemler |
| Huston | Steuerwald |
| Jordan | Sullivan |
| Judy | Summers |
| Karickhoff | J. Taylor <input type="checkbox"/> |
| Kersey | Thompson |

Torr
VanNatter
Washburne
Wesco
Wolkins

Wright
J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 73: 97 present; 3 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Wednesday, January 31, 2018, at 10:00 a.m.

LEHMAN

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 29

Representatives Summers, Bartlett, C. Brown, Harris, Porter, Pryor, Shackleford, V. Smith and Candelaria Reardon introduced House Concurrent Resolution 29:

A CONCURRENT RESOLUTION recognizing Alpha Kappa Alpha Day at the Capitol.

Whereas, Alpha Kappa Alpha sorority, which has the distinction of being the first sorority established by African-American college women, was founded at Howard University in Washington, D.C., in 1908 and has expanded internationally to 850 chapters;

Whereas, Indiana hosts 22 of these chapters located on college and university campuses and has active alumnae groups in communities throughout the state;

Whereas, Alpha Kappa Alpha is committed to community service and actively contributes to the educational, civic, and social life of Indiana's citizens;

Whereas, Alumnae chapters encourage their members to become involved community volunteers in one of their primary service components that include education, health, the economy, arts, and family;

Whereas, Alpha Kappa Alpha provides community support through service initiatives identified in the sorority's international platform Launching New Dimensions of Service as outlined by Dorothy Buckhanan Wilson, international president;

Whereas, Alpha Kappa Alpha plans to accomplish this goal through initiatives like Emerging Young Leaders, Alzheimer's disease and caregiver support, mental health, childhood hunger, fiscal responsibility, environmental ownership, and global impact;

Whereas, Alpha Kappa Alpha is dedicated to serving all mankind and has improved the lives of many people throughout the years; and

Whereas, This great sisterhood has established a nationally recognized program known as Alpha Kappa Alpha Day at the Capitol: 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 Central Regional Director Kathy A. Walker-Steele; State Connection Chair Vanessa J. Summers; and members of Alpha Kappa Alpha for all the good work they accomplish.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Central Regional Director Kathy A. Walker-Steele; State Connection Chair Vanessa J. Summers; and participants in Alpha Kappa Alpha Day at the Capitol.

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 G. Taylor.

House Concurrent Resolution 30

Representatives Porter, Bartlett, C. Brown, Harris, Pryor, Candelaria Reardon, Shackelford, V. Smith, Summers and J. Taylor introduced House Concurrent Resolution 30:

A CONCURRENT RESOLUTION recognizing the 25th anniversary of the Indiana Minority Health Coalition.

Whereas, The Indiana Minority Health Coalition (IMHC) is a statewide agency addressing health disparities, chronic health conditions, and policy matters that disproportionately impact minorities at the state, national, and international levels;

Whereas, In 1992, local minority health coalitions throughout Indiana began addressing the health disparities among Indiana residents;

Whereas, Through the vision of the late State Representative William Crawford and the efforts of the Indiana Black Legislative Caucus, this group of minority health coalitions established the Indiana Minority Health Coalition to serve as a focal point and a unified voice for the local coalitions' concerns;

Whereas, The Indiana Minority Health Coalition was incorporated in 1994;

Whereas, Throughout its 24-year history, the IMHC has steadily expanded its network of coalition affiliates ensuring that health services, screenings, and programs are offered to communities throughout Indiana;

Whereas, The mission of the Indiana Minority Health Coalition is "to enhance the quality of life through education, advocacy, and quality health care services for racial/ethnic minorities and to conduct research training, develop policy, and create a broad-based network of affiliate agencies";

Whereas, The Indiana Minority Health Coalition has become a trusted partner of the state to address the health challenges of both minority communities and all Hoosiers across the state and has become a model for the rest of the country;

Whereas, While the IMHC focuses on the elimination of health disparities, it also plays a key role in addressing the health priorities of the state, including infant mortality, mental health, addiction, oral health, chronic disease, and health insurance access; and

Whereas, The IMHC is dedicated to helping Hoosiers through its programs, research, educational sessions, screenings, and much more: 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 commends the Indiana Minority Health Coalition for its years of dedicated service to Hoosiers and as a valued partner of the state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Indiana Minority Health Coalition.

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 Breaux.

Senate Concurrent Resolution 18

The Speaker handed down Senate Concurrent Resolution 18, sponsored by Representative Lyness:

A CONCURRENT RESOLUTION congratulating the East Central High School football team on winning the Indiana High School Athletic Association ("IHSAA") Class 4A state championship.

Whereas, East Central High School's football team completed the 2017 season with twelve wins and three losses;

Whereas, East Central High School prevailed against Edgewood, South Dearborn, Silver Creek, Evansville Central, and Greenwood to compete against Lowell High School in the Class 4A state championship game at Lucas Oil Stadium;

Whereas, East Central completed a 16-play drive that ended with a 13-yard touchdown throw from junior quarterback Alex Maxwell to senior tight end and defensive lineman Justin Brown;

Whereas, Alex Maxwell picked the football up off the turf from a low snap and ran six yards for a touchdown with only 2:02 left in play;

Whereas, Junior kicker Caden Browndyke completed two extra point kicks after each touchdown; and

Whereas, Senior wide receiver and defensive back Nathan Lloyd provided two crucial interceptions deep in East Central's territory including one with 1:35 left in the fourth quarter to solidify the win: 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 congratulates the East Central High School football team on winning the Indiana High School Athletic Association ("IHSAA") Class 4A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to Principal Kim Simonson; Don Stonefield, Athletic Director; Head Coach Justin Roden; Coaching Staff Tim Belmer, Jake Meiners, Scott Hall, Doug Hoog, Randy Maxwell, Tyler Elrod, Tyler Rohrbacher, Tyler Hall, Dan Foster, John Roth, Pat Hutchins, Scott Greiwe, Mike Wheat, Tony Henson, and David Browndyke; Managers Sara Miller and Bianca Carmarena; and each member of the East Central High School football team.

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.

HOUSE BILLS ON SECOND READING

Pursuant to House Rule 143.1, the following bills which had no amendments filed, were read a second time by title and ordered engrossed: House Bills 1110, 117 and 1253.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Friend.

House Bill 1137

Representative Lucas called down House Bill 1137 for second reading. The bill was read a second time by title.

**HOUSE MOTION
(Amendment 1137-2)**

Mr. Speaker: I move that House Bill 1137 be amended to read as follows:

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

"SECTION 1. IC 15-11-15 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 15. Industrial Hemp and Industrial Hemp Products

Sec. 1. (a) The department shall administer this chapter.

(b) This chapter authorizes the department to establish an agricultural pilot program under the federal Agricultural Act of 2014, as amended, to study the growth, cultivation, and marketing of industrial hemp and industrial hemp products.

Sec. 2. (a) Nothing in this chapter authorizes any person to violate any federal law or regulation.

(b) This chapter does not apply to IC 15-15-13.

(c) IC 15-15-13 does not apply to this chapter.

Sec. 3. As used in this chapter, "agricultural hemp seed" means Cannabis sativa seed that meets any labeling, quality, and other standards set by the department and that is intended for sale or is sold to, or purchased by, licensed growers for planting.

Sec. 4. As used in this chapter, "board" means the industrial hemp commodities review board established under section 10 of this chapter.

Sec. 5. As used in this chapter, "crop" means any industrial hemp grown under a single license.

Sec. 6. As used in this chapter, "grower" means:

- (1) an individual, a partnership, a company, or a corporation that produces industrial hemp for commercial purposes; or**
- (2) a person, as part of an industrial hemp research program conducted by the department.**

Sec. 7. As used in this chapter, "handler" means an individual, a partnership, a company, or a corporation that receives industrial hemp for scientific research, or for processing into commodities, products, or agricultural hemp seed.

Sec. 8. As used in this chapter, "industrial hemp" has the meaning set forth in IC 15-15-13-6.

Sec. 9. As used in this chapter, "industrial hemp product" means any product that is derived from or contains derivatives of industrial hemp that is cultivated in:

- (1) Indiana; or**
- (2) another jurisdiction.**

The term includes, without limitation, raw oils and fibers, food and supplement products, cosmetics, construction materials, hurds, products containing cannabinoids regardless of concentration, and any other product derived from industrial hemp as defined in this chapter.

Sec. 10. (a) The industrial hemp commodities review board is established.

(b) The board consists of the following members:

- (1) The voting members consist of the following:**

(A) The director or the director's designee, who shall serve as the chair of the board.

(B) One (1) member who is a farmer and resident of Indiana with at least ten (10) years of experience in agronomic production, who is appointed by the governor.

(C) One (1) member who is a representative of a statewide farming organization, who is appointed by the governor.

(D) One (1) member who is a representative of an industrial hemp industries organization, who is appointed by the governor.

(E) One (1) member who is an agricultural commodity handler or processor and resident of Indiana, who is appointed by the governor.

(2) The nonvoting members consist of the following:

(A) The dean of the school of agriculture of a state university, or the dean's designee, who is appointed by the governor.

(B) The president pro tempore of the senate, the minority floor leader of the senate, the speaker of the house of representatives, and the minority floor leader of the house of representatives shall each appoint one (1) member.

(c) The term of office of a member of the board who is appointed by the governor is four (4) years. The term of a member of the board begins on July 1, but a member continues to serve after expiration of the appointment until a successor is appointed and qualified. Members of the board appointed under subsection (b)(2)(B) serve at the pleasure of the appointing authority. Members of the board may be appointed for successive terms.

(d) Members appointed by the governor may be removed by the governor for cause.

(e) A majority of the board is required for the board to conduct a meeting. A majority of the voting members are required for the board to make any recommendation.

(f) The board shall provide recommendations to the department concerning the implementation and administration of this chapter, including proposed rules, procedures, and fees.

(g) Notwithstanding subsection (c), the following members' initial terms are as follows:

- (1) A member appointed under subsection (b)(1)(B) or (b)(2)(A) serves for a term of four (4) years.**
- (2) A member appointed under subsection (b)(1)(C) serves for a term of three (3) years.**
- (3) A member appointed under subsection (b)(1)(D) serves for a term of two (2) years.**
- (4) A member appointed under subsection (b)(1)(E) serves for a term of one (1) year.**

This subsection expires July 1, 2022.

Sec. 11. (a) The production of, possession of, scientific study of, marketing of, and commerce in industrial hemp is authorized in Indiana. Industrial hemp is an agricultural product that is subject to regulation by the department. The department shall adopt rules to oversee the licensing, production, and management of:

- (1) industrial hemp; and**
- (2) agricultural hemp seed;**

to ensure integrity of audits and security of field sites of each commodity.

(b) All growers and handlers must have an industrial hemp license issued by the department. Growers and handlers engaged in the production of agricultural hemp seed must also have an agricultural hemp seed production license.

(c) An application for an industrial hemp license or agricultural hemp seed production license must include the following:

- (1) The name and address of the applicant.**

(2) The name and address of the industrial hemp operation of the applicant.

(3) The global positioning system coordinates and legal description of the property used for the industrial hemp operation.

(4) If the industrial hemp license or agricultural hemp seed production license application is made by a grower, the acreage size of the field where the industrial hemp will be grown.

(5) A statement signed by the applicant, under penalty of perjury, that the person applying for the industrial hemp license or agricultural hemp seed production license has not been convicted of a drug related felony or misdemeanor in the previous ten (10) years.

(6) A written consent allowing the state police department to conduct a state or national criminal history background check.

(7) A written consent allowing the state police department, if a license is issued to the applicant, to enter the premises on which the industrial hemp is grown to conduct physical inspections of industrial hemp planted and grown by the applicant, and to ensure the plants meet the definition of industrial hemp as set forth in section 8 of this chapter. Not more than two (2) physical inspections may be conducted under this subdivision per year, unless a valid search warrant for an inspection has been issued by a court of competent jurisdiction.

(8) A nonrefundable application fee, which must include the amount necessary to conduct a state or national criminal history background check, in an amount determined by the department.

(9) Any other information required by the department.

(d) If a grower or handler wishes to alter property on which the grower or handler plans to conduct:

(1) industrial hemp cultivation; or

(2) research and development growth operations;

the grower or handler is required to submit to the department an updated legal description of the property, including the property's global positioning system location and a map that specifies the proposed alterations to the property.

Sec. 12. (a) Each license application received under this chapter must be processed as follows:

(1) Upon receipt of a license application, the department shall forward a copy of the application to the state police department. The state police department shall do the following:

(A) Perform a state or national criminal history background check of the applicant.

(B) Determine if the requirements under section 11(c)(5) of this chapter concerning prior criminal convictions have been met.

(C) Return the application to the department along with the state police department's determinations and a copy of the state or national criminal history background check.

(2) The department shall review the license application returned from the state police department.

(b) If the department determines that all the requirements under this chapter have been met and that a license should be granted to the applicant, the department shall approve the application for issuance of a license.

(c) An industrial hemp license or agricultural hemp seed production license is valid for a one (1) year term unless revoked. An industrial hemp license or agricultural hemp seed production license may be renewed in accordance with rules adopted by the department and is nontransferable.

Sec. 13. (a) An agricultural hemp seed production license issued under this chapter authorizes a grower or handler to produce and handle agricultural hemp seed for sale to

licensed industrial hemp growers and handlers. A seller of agricultural hemp seed shall ensure that the seed complies with any standards set by the department. The department shall make available to growers information that identifies sellers of agricultural hemp seed.

(b) All growers and handlers must keep records in accordance with rules adopted by the department. Upon at least three (3) days notice, the department may audit the required records during normal business hours. The department may conduct an audit for the purpose of ensuring compliance with:

(1) this chapter;

(2) rules adopted by the department; or

(3) industrial hemp license or agricultural hemp seed production license requirements, terms, and conditions.

(c) In addition to an audit conducted in accordance with subsection (b), the department may inspect any industrial hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent (0.3%) on a dry weight basis, the department may detain, seize, or embargo the crop.

Sec. 14. The amount of any fees charged growers and handlers by the department under this chapter must be sufficient to cover the cost of the administration of this chapter, including the cost of conducting audits and testing.

Sec. 15. (a) Only an industrial hemp licensee, the licensee's designee, or the licensee's agents may be permitted to transport industrial hemp off a production site. When transporting industrial hemp off the production site, the industrial hemp licensee, designee, or agent shall have in the licensee's, designee's, or agent's possession the licensing documents from the department evidencing that the industrial hemp is from certified seed produced by a licensed grower or that the industrial hemp products are manufactured by a licensed handler and are derived from industrial hemp from certified seed produced by a licensed grower.

(b) Except as provided in subsection (a), a person may process, manufacture, possess, transport, sell, distribute, buy, or otherwise use industrial hemp or industrial hemp products if the industrial hemp was planted, grown, cultivated, harvested, and processed by persons licensed under this chapter or by persons in another jurisdiction according to the laws of that jurisdiction. A person who engages in an activity under this subsection is not subject to a civil or criminal action or penalty under state law.

Sec. 16. The department is responsible for the following:

(1) Monitoring the industrial hemp grown by any license holder.

(2) Conducting random testing of the industrial hemp for compliance with tetrahydrocannabinol (THC) levels.

(3) Establishing necessary testing criteria and protocols.

(4) Establishing the minimum number of acres to be planted under each license issued under this chapter.

Sec. 17. (a) In addition to any other liability or penalty provided by law, the department may revoke or refuse to issue or renew an industrial hemp license or an agricultural hemp seed production license and may impose a civil penalty for a violation of:

(1) a license requirement;

(2) license terms or conditions; or

(3) a rule relating to growing or handling industrial hemp.

(b) The department may not impose a civil penalty under this section that exceeds two thousand five hundred dollars (\$2,500).

(c) The department may revoke or refuse to issue or renew an industrial hemp license or an agricultural hemp seed production license for a violation of any rule of the department that pertains to agricultural operations or activities other than industrial hemp growing or handling.

(d) Notwithstanding any other law, a person who complies with the requirements of this chapter is not subject to any civil action or criminal proceeding for engaging in an activity allowed under this chapter.

Sec. 18. The department shall adopt rules under IC 4-22-2 to implement and administer this chapter.

Sec. 19. Notwithstanding any other law, the department:

(1) shall adopt rules to implement this chapter before July 1, 2019; and

(2) may not issue any license under this chapter until after June 30, 2019.

This section expires July 1, 2019.

SECTION 2. IC 15-15-13-1, AS ADDED BY P.L.165-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Nothing in this chapter authorizes any person to violate any federal law or regulation.

(b) This chapter does not apply to IC 15-11-15.

(c) IC 15-11-15 does not apply to this chapter.

SECTION 3. IC 15-15-13-3, AS ADDED BY P.L.165-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. As used in this chapter, "crop" means any industrial hemp grown under a single license issued under this chapter.

SECTION 4. IC 15-15-13-4, AS ADDED BY P.L.165-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. As used in this chapter, "grower" means:

(1) an individual, a partnership, a company, or a corporation that produces industrial hemp for commercial scientific research purposes in affiliation with a state educational institution (as defined by IC 21-7-13-32); or

(2) a person, as part of an industrial hemp research program conducted by a state educational institution (as defined by IC 21-7-13-32).

SECTION 5. IC 15-15-13-5, AS ADDED BY P.L.165-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. As used in this chapter, "handler" means an individual, a partnership, a company, or a corporation that receives industrial hemp for scientific research, or for processing into research concerning industrial hemp based commodities or products, or agricultural hemp seed."

Page 2, delete lines 3 through 42.

Delete pages 3 through 4.

Page 5, delete lines 1 through 38, begin a new paragraph and insert:

"SECTION 6. IC 15-15-13-7, AS ADDED BY P.L.165-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) Subject to section 15 the requirements of this chapter, the production of and possession of scientific study of and commerce in industrial hemp for research and scientific study is authorized in Indiana. Industrial hemp is an agricultural product that is subject to regulation by the state seed commissioner. The state seed commissioner shall may regulate and adopt rules to oversee the licensing, production, and management of: concerning:

(1) industrial hemp; and

(2) agricultural hemp seed;

to ensure integrity of audits and security of field sites of each commodity: research and scientific study conducted under this chapter.

(b) All growers and handlers must have an industrial hemp

license issued by the state seed commissioner. Growers and handlers engaged in the production of agricultural hemp seed must also have an agricultural hemp seed production license.

(c) An application for an industrial hemp license or agricultural hemp seed production license must include the following:

(1) The name and address of the applicant.

(2) The name and address of the industrial hemp operation of the applicant.

(3) The global positioning system coordinates and legal description of the property used for the industrial hemp operation.

(4) If the industrial hemp license or agricultural hemp seed production license application is made by a grower, the acreage size of the field where the industrial hemp will be grown.

(5) A statement signed by the applicant, under penalty of perjury, that the person applying for the industrial hemp license or agricultural hemp seed production license has not been convicted of a drug related felony or misdemeanor in the previous ten (10) years.

(6) A written consent allowing the state police department to conduct a state or national criminal history background check.

(7) A written consent allowing the state police department, if a license is issued to the applicant, to enter the premises on which the industrial hemp is grown to conduct physical inspections of industrial hemp planted and grown by the applicant, and to ensure the plants meet the definition of industrial hemp as set forth in section 6 of this chapter. Not more than two (2) physical inspections may be conducted under this subdivision per year, unless a valid search warrant for an inspection has been issued by a court of competent jurisdiction.

(8) A nonrefundable application fee, which must include the amount necessary to conduct a state or national criminal history background check, in an amount determined by the state seed commissioner.

(9) Any other information required by the state seed commissioner."

Page 7, before line 1, begin a new paragraph and insert:

"SECTION 15. IC 34-30-2-57.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 57.5. IC 15-11-15 (Concerning certain activities regarding industrial hemp and industrial hemp products).**"

Page 7, line 22, delete "IC 15-15-13-6.5)." and insert "IC 15-11-15-9)."

Page 8, line 4, delete "IC 15-15-13-6.5)." and insert "IC 15-11-15-9)."

Page 8, line 11, delete "IC 15-15-13-6.5)." and insert "IC 15-11-15-9)."

Page 8, line 18, delete "IC 15-15-13-6.5)." and insert "IC 15-11-15-9)."

Page 8, line 36, delete "IC 15-15-13-6.5)." and insert "IC 15-11-15-9)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1137 as printed January 26, 2018.)

SIEGRIST

Motion prevailed. The bill was ordered engrossed.

House Bill 1155

Representative Burton called down House Bill 1155 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1155-1)

Mr. Speaker: I move that House Bill 1155 be amended to read as follows:

Page 1, line 7, delete "county executive of a county" and

insert "executive of a county or consolidated city".

Page 2, line 11, after "County" insert "and Consolidated City".

Page 2, line 34, delete "The county" and insert "The".

Page 2, line 34, after "a county" insert "or consolidated city".

Page 3, line 23, delete "county executive of a county" and insert "executive of a county or consolidated city".

Page 3, line 26, after "county" insert "or consolidated city".

Page 3, line 28, delete "county employees;" and insert "employees of the county or consolidated city";

Page 3, line 31, after "county" insert "or consolidated city".

Page 3, line 38, delete "county;" and insert "county or consolidated city";

Page 3, line 39, delete "county;" and insert "county or consolidated city";

Page 4, line 2, after "county" insert "or consolidated city".

Page 4, line 3, delete "county." and insert "county or consolidated city".

Page 4, line 4, delete "The county" and insert "The".

Page 4, line 5, after "chapter" insert "or the treasurer of a county containing a consolidated city that enters into one (1) or more contracts under this chapter".

Page 4, line 6, delete "county".

Page 4, line 11, delete "treasurer, and the expenses of" and insert "treasurer".

Page 4, delete line 12.

Page 4, line 28, delete "county treasurer" and insert "executive of the county or consolidated city".

Page 4, delete lines 39 through 42, begin a new paragraph and insert:

"Sec. 10. If the balance in the account created for a subdivision under section 8(a)(2) of this chapter is insufficient to pay the cost of repairing a subdivision drain in the subdivision, the county or consolidated city may:

(1) pay the expenses of the repair initially from:

(A) the county general fund, in the case of a county; or

(B) the consolidated county general fund or county general fund, in the case of a county containing a consolidated city; and

(2) later deposit in the fund from which the expenses were paid under subdivision (1), from funds obtained through assessments imposed under this chapter on owners of property in the subdivision in which the subdivision drain is located, an amount equal to the amount paid under subdivision (1)."

Page 5, delete lines 1 through 7.

Page 5, line 34, delete "Except as provided in subsection (b), in" and insert "In".

Page 5, delete line 42.

Page 6, delete lines 1 through 9.

Page 6, line 10, delete "(d)" and insert "(b)".

Page 6, line 16, delete "property." and insert "property, and any subdivision drain repair lien on the property relating to the share of the subdivision drain repair assessment that became due before the mortgagee or other purchaser acquired title to the property shall be released."

Page 6, line 16, delete "The unpaid subdivision drain repair assessments are".

Page 6, delete lines 17 through 19.

(Reference is to HB 1155 as printed January 26, 2018.)

BURTON

Motion prevailed. The bill was ordered engrossed.

House Bill 1318

Representative Harris called down House Bill 1318 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

The Speaker Pro Tempore yielded the gavel to the Speaker.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1007

Representative Kirchhofer called down Engrossed House Bill 1007 for third reading:

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

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

Roll Call 74: yeas 97, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Head and Charbonneau.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 4:00 p.m. with the Speaker in the Chair.

Upon request of Representative Forestal, the Speaker ordered the roll of the House to be called to determine the presence or absence of a quorum. Roll Call 75: 67 present. The Speaker declared a quorum present.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 20

The Speaker handed down Senate Concurrent Resolution 20, sponsored by Representative DeVon:

A CONCURRENT RESOLUTION congratulating Bethany Galat on winning the silver medal in the 200 meter breaststroke at the 2017 FINA World Championships.

Whereas, Bethany Galat began her swim career with the South Bend Swim Club;

Whereas, Bethany graduated from Penn State High School, where she broke the state record for the 100 meter breaststroke and won two IHSAA state titles including the 200 meter individual medley and the 100 meter breaststroke;

Whereas, Texas A&M University sought out Bethany as the top recruit out of the State of Indiana in 2014 with times already qualifying for the NCAA Championships;

Whereas, Bethany won the B Final of the 200 yard breaststroke in the 2017 NCAA Championships with a time of 2:06.68;

Whereas, Bethany placed second in the 2017 US World Team Trials with a time of 2:22.24 to make the US World Championship Team; and

Whereas, Bethany was in seventh place at the 150-meter mark during the 2017 FINA World Championship 200 meter breaststroke final, but out-swam five other competitors in the last 50 meters to out-touch China's Shi Jinglin and fellow Hoosier Lilly King with a final time of 2:21.77 to capture the silver medal: 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 congratulates Bethany Galat on winning the silver medal in the

200 meter breaststroke in the 2017 FINA World Championships.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Bethany Galat

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 Concurrent Resolution 31

The Speaker handed down Senate Concurrent Resolution 31, sponsored by Representative Morrison:

A CONCURRENT RESOLUTION urging Governor Eric Holcomb to recognize August 3 as Indiana Ernie Pyle Day.

Whereas, Born in a farmhouse near Dana, Indiana, Ernie Pyle went on to attend Indiana University, where he studied journalism and served as an editor for the Indiana Daily Student. He embarked on a professional journalism career prior to graduation by working for the LaPorte Herald in 1923;

Whereas, Pyle covered the nascent aviation industry in the 1920s and 1930s - rubbing elbows with pioneer aviators including Jimmy Doolittle and Amelia Earhart - but became a national icon as a World War II Correspondent;

Whereas, Eschewing stories about generals and grand strategy, Pyle focused on the G.I. He became the voice of the rank-and-file soldiers called upon out of civilian life to fight the biggest war in history. Newspaper readers in the United States used his column to get a feel for what husbands, sons, brothers, and uncles were doing in North Africa, Italy, France and Germany before he moved to the Pacific Theatre to cover the island-hopping campaign;

Whereas, Pyle's excellent reporting allowed those in the States to almost breathe the choking dust, feel the concussions of artillery, and see the brutality of war and the numbing amount of death;

Whereas, In 1944, the same year he earned a Pulitzer Prize for his work depicting the life of ordinary soldiers, Pyle suggested combat soldiers be given "fight pay" and Congress acted, giving soldiers fifty percent extra pay for combat service in what became known as the "Ernie Pyle Bill";

Whereas, After a visit home from the European Theatre, Pyle felt compelled to return to the combat zone, this time in the Pacific Theatre, despite premonitions of death because he felt he owed it to the soldiers to continue to tell their stories;

Whereas, On April 18, 1945, Ernie Pyle lost his life while serving as a war correspondent on Ie Shima, a small island just west of Okinawa in the Pacific Theatre;

Whereas, At the time of his death, Pyle's columns appeared in 400 daily and 300 weekly newspapers delivered to 14 million homes, offering Americans a unique view of World War II and the Greatest Generation;

Whereas, The role Pyle played as a bridge between the front line and the home front was so significant and strong that Secretary of the Navy James Forrestal announced his death and President Harry Truman offered his condolences to a nation that avidly read his columns; and

Whereas, Pyle's legacy is preserved at the Ernie Pyle World War II Museum, which includes his birth home in Dana, located in Vermillion County and is operated by the Friends of Ernie Pyle. In Bloomington, one can find a statue of Pyle at work outside of Indiana University's Franklin Hall, where the Indiana Media School is housed and inside Franklin Hall, one can still see the desk Pyle used as editor for the student newspaper: Therefore,

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

SECTION 1. That the Indiana General Assembly urges Governor Holcomb to recognize August 3 as Indiana Ernie Pyle Day in conjunction with the U.S. Senate designation of that day as National Ernie Pyle Day as introduced by Indiana Senators Todd Young and Joe Donnelly.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Governor Eric Holcomb

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.

Representative Goodin, who had been present, is now excused

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1002, 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:

Delete the title and insert the following:

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

Page 6, delete lines 6 through 7.

Page 6, line 25, delete "ten" and insert "twenty-five".

Page 6, line 25, delete "\$10,000." and insert "\$25,000).".

Page 11, delete lines 12 through 42, begin a new paragraph and insert:

"SECTION 12. IC 21-7-13-29 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 29. "Region" has the meaning set forth in IC 21-22-1-5.

SECTION 13. IC 21-12-8-9, AS ADDED BY P.L.230-2017, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. (a) This section applies to an applicant who attends or has attended any of the following:

- (1) An approved secondary school.
- (2) An accredited nonpublic school.
- (3) A nonaccredited nonpublic school.

(b) An applicant is eligible to receive a high value workforce ready credit-bearing grant if the following conditions are met:

- (1) The applicant is domiciled in Indiana, as defined by the commission.
- (2) The applicant:

(A) has received a diploma of graduation from a school described in subsection (a);

(B) has been granted a:

(i) high school equivalency certificate before July 1, 1995; or

(ii) state of Indiana general educational development (GED) diploma under IC 20-10.1-12.1 (before its repeal), IC 20-20-6 (before its repeal), or IC 22-4.1-18; or

(C) is a student in good standing who is completing a final year of study at a school described in subsection (a) and will be eligible upon graduation to attend an approved institution of higher learning.

(3) The applicant is enrolled in an eligible certificate program, as determined under IC 21-12-8-2(4), at Ivy Tech Community College or Vincennes University.

(4) The applicant enrolls at least half-time for purposes of federal financial aid.

(5) The applicant has not received any grant for the maximum number of academic terms specified for the grant in IC 21-12-13-1 or IC 21-12-13-2.

(6) The applicant is not eligible for any state financial aid program described in IC 21-12-13-1(a) or IC 21-12-13-2(a).

(7) The applicant is identified as financially independent from the applicant's parents as determined by the Free Application for Federal Student Aid (FAFSA).

(8) The applicant has correctly filed the FAFSA and, if eligible for aid, accepts all offered federal scholarships and grants.

(9) The applicant maintains satisfactory academic progress, as determined by the eligible institution, **unless one (1) or more of the following conditions is met:**

(A) The applicant has not attended an eligible institution for the immediately preceding two (2) academic years.

(B) The applicant attended an eligible institution at any time during the immediately preceding two (2) academic years and the applicant maintained satisfactory academic progress during the period in which the applicant attended the eligible institution.

(10) The applicant has not previously received a baccalaureate degree, an associate degree, or an eligible certificate.

(11) The applicant meets any other minimum criteria established by the commission.

(c) If an applicant is identified as dependent as determined by the Free Application for Federal Student Aid (FAFSA), the applicant must:

(1) meet the criteria specified in subsection (b), except for subsection (b)(4), (b)(7), and (b)(9);

(2) enroll full-time for purposes of federal financial aid;

(3) maintain satisfactory academic progress, as determined by the eligible institution; and

(4) complete a workforce ready grant success program, as determined by the commission, if the applicant graduates from high school after December 31, 2018.

(d) If the demand for high value workforce ready credit-bearing grants exceeds the available appropriation, as determined by the commission, the commission shall prioritize the applicants identified as independent as determined by the Free Application for Federal Student Aid (FAFSA)."

Page 12, delete lines 1 through 19.

Page 12, between lines 19 and 20, begin a new paragraph and insert:

"SECTION 14. IC 21-16-1-8, AS AMENDED BY P.L.165-2016, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. "Eligible student" means a student who:

(1) is enrolled as a full-time **or part-time** student **or is eligible to receive an adult student grant (as defined in ~~IC 21-12-1-4.5~~)** at an approved institution of higher education in Indiana;

(2) completes a Free Application for Federal Student Aid;

(3) meets financial eligibility requirements based on the student's financial aid application, regardless of the date on which the application is filed; and

(4) meets any other criteria established by the commission.

SECTION 15. IC 21-22-1-1.3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 1.3. "Campus" refers to a campus established under IC 21-22-6-1.**

SECTION 16. IC 21-22-1-1.4 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 1.4. "Campus board" refers to a campus board of trustees established under IC 21-22-6-2.**

SECTION 17. IC 21-22-1-3 IS REPEALED [EFFECTIVE JULY 1, 2018]. **Sec. 3. "Region" refers to a region established**

under IC 21-22-6-1.

SECTION 18. IC 21-22-1-4 IS REPEALED [EFFECTIVE JULY 1, 2018]. **Sec. 4. "Regional board" refers to a regional board of trustees established under IC 21-22-6-2.**

SECTION 19. IC 21-22-1-5 IS REPEALED [EFFECTIVE JULY 1, 2018]. **Sec. 5. "Region" means an administrative region established under IC 21-22-6-1.**

SECTION 20. IC 21-22-3-3, AS AMENDED BY P.L.251-2017, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 3. (a) The number of members of the state board of trustees must equal the number of regions established by the state board of trustees plus one (1) additional member: is fifteen (15).** Each member of the state board of trustees must have knowledge or experience in one (1) or more of the following areas:

(1) Manufacturing.

(2) Commerce.

(3) Labor.

(4) Agriculture.

(5) State and regional economic development needs.

(6) Indiana's educational delivery system.

One (1) member of the state board of trustees must reside in each region established by the state board of trustees. One (1) member must serve as an at-large member. Appointments shall be for three (3) year terms, on a staggered basis.

(b) An individual who holds an elective or appointed office of the state is not eligible to serve as a member of the state board of trustees. A member of a **regional campus** board may be appointed to the state board of trustees but must then resign from the **regional campus** board.

SECTION 21. IC 21-22-3-4, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 4. (a)** The governor shall fill all vacancies on the state board of trustees. **Each trustee appointed to fill a vacancy shall represent the same region as the trustee's predecessor:**

(b) If a vacancy occurs on the state board of trustees, the regional board for the region in which the former member resided may recommend to the governor one (1) or more qualified persons to fill the vacancy.

SECTION 22. IC 21-22-6-1, AS ADDED BY P.L.169-2007, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 1.** The state board of trustees may do the following:

(1) **Divide Indiana into appropriate regions; Establish campuses and service areas,** taking into consideration, but not limited to, factors such as population, potential enrollment, tax bases, and driving distances, and develop an overall state plan that provides for **the orderly development of the regions encompassing, ultimately, all parts of Indiana into being** a coordinated system providing a comprehensive program of post-high school general, liberal arts, occupational, and technical education.

(2) Whenever a **regional campus** is established, issue a charter, in a form that the state board of trustees provides, to the **region; campus,** assist and supervise the development of a **regional** plan, and coordinate **regional workforce aligned** programs to avoid unnecessary and wasteful duplication.

(3) Make biennial studies of the budget requirements of the **regions campuses** and of its own programs and prepare a budget, including anticipated revenues and providing for the construction or rental of facilities requisite to carrying out the needs of Ivy Tech Community College.

(4) Perform or contract for the performance of periodic audits of the financial records of each **region; campus.**

SECTION 23. IC 21-22-6-2, AS ADDED BY P.L.169-2007, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 2.** Whenever the state board

of trustees establishes an administrative region, a campus, it shall appoint a regional campus board of trustees.

SECTION 24. IC 21-22-6-3, AS ADDED BY P.L.169-2007, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. The regional campus board of a region consists of at least seven (7) members, including at least five (5) members who are representative of the manufacturing, commercial, agricultural, labor, and educational groups of the region, campus service area, all appointed by the state board of trustees. **Membership may include a representative from a school corporation that has part of its district within the campus service area and at least one (1) Ivy Tech Community College student who is enrolled at the campus.** All members of the regional campus board must be residents of the region, campus service area. Appointments are for three (3) year terms, on a staggered basis, and all trustees must be citizens of Indiana. Members may serve for an unlimited number of terms.

SECTION 25. IC 21-22-6-4, AS ADDED BY P.L.169-2007, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. A vacancy on the regional campus board shall be filled by appointment by the state board of trustees. The regional campus board shall nominate and submit to the state board the names of one (1) or more candidates to fill the vacancy within ~~forty (40)~~ **ninety (90)** days after the vacancy occurs. The state board of trustees may appoint one (1) of the persons nominated by the regional campus board or may reject all of the regional board's nominees. If the state board of trustees rejects all of the nominees, ~~from a regional board,~~ the state board of trustees shall notify the regional campus board, and the regional campus board shall make one (1) or more additional nominations within ~~forty (40)~~ **ninety (90)** days after receipt of the notice. The state board of trustees shall then fill the vacancy from either the original group of nominations or from the additional nominations.

SECTION 26. IC 21-22-6-5, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. The members of the regional campus board shall annually elect a ~~chairman;~~ **chairperson,** a vice ~~chairman;~~ **chairperson,** and a secretary.

SECTION 27. IC 21-22-6-6, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. Meetings of the regional campus board shall be called in such a manner and at ~~such the~~ times, and shall operate under ~~such the~~ rules, ~~as that the~~ regional campus board may prescribe. The regional campus board shall meet at least four (4) times annually.

SECTION 28. IC 21-22-6-7, AS ADDED BY P.L.169-2007, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. A majority of the regional campus board constitutes a quorum. The affirmative votes of a majority of the regional campus board are required for the board to take action on any matter.

SECTION 29. IC 21-22-6-8, AS AMENDED BY P.L.3-2008, SECTION 137, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 8. A regional campus board shall do the following:

- (1) Make a careful analysis of the educational needs and opportunities of the region, campus service area, **including an analysis of programs and pathways designed to meet workforce and employer demand.**
- (2) Develop and recommend to the state board of trustees a plan for providing postsecondary:
 - (A) general education;
 - (B) liberal arts education; and
 - (C) occupational and technical education;
 programs and appropriate workforce development, assessment, and training services for the residents of that region, campus service area.
- (3) Develop and recommend a budget for regional campus

programs and operations.

(4) Identify and recommend ~~alternative methods of acquiring or securing methods to optimize the use of facilities and equipment necessary for the delivery of effective regional programs;~~ **to support programs and pathways designed to meet workforce and employer demand.**

(5) Facilitate and develop regional cooperation with employers, community leaders, economic development efforts, area career and technical education centers, and other public and private education and training entities in order to provide postsecondary general, liberal arts, and occupational and technical education and training **designed to meet workforce and employer demand** in an efficient and cost effective manner and to avoid duplication of services.

(6) Determine through evaluation, studies, or assessments the degree to which the established training needs of the region campus service area are being met.

(7) Make recommendations to the state board of trustees concerning policies that appear to substantially affect the regional campus board's capacity to deliver effective and efficient programming.

SECTION 30. IC 21-22-6-9, AS ADDED BY P.L.169-2007, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. A regional campus board may do the following:

(1) Adopt, amend, or repeal bylaws for the region, campus, subject to the approval of the state board of trustees.

(2) Make recommendations to the state board of trustees concerning amendments to the charter of the region, campus.

SECTION 31. IC 21-22-6-10, AS ADDED BY P.L.169-2007, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 10. Before taking any action under IC 21-27-6-3, IC 21-27-6-4, IC 21-31-2-5, IC 21-38-3-7(2), or IC 21-41-5-8 that would substantially affect a region, campus, the state board of trustees shall request recommendations concerning the proposed action from the regional campus board. ~~for that region.~~

SECTION 32. IC 21-22-6-11, AS ADDED BY P.L.2-2007, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. Upon request of a regional campus board that has submitted recommendations under section 8(7) or 10 of this chapter, the state board of trustees shall conduct public hearings concerning the recommendations at a regular or special meeting of the state board of trustees.

SECTION 33. IC 21-27-6-2, AS ADDED BY P.L.169-2007, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. The board of trustees of Ivy Tech Community College has responsibility for the management and policies of Ivy Tech Community College and its ~~administrative regions~~ **campuses** within the framework of laws enacted by the general assembly.

SECTION 34. IC 21-27-6-6, AS ADDED BY P.L.169-2007, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. The board of trustees of Ivy Tech Community College may authorize, approve, enter into, ratify, or confirm any agreement relating to a statewide program or a region campus with:

- (1) the United States government, acting through any agency of the government designated or created to aid in the financing of the projects; or
- (2) any person, organization, or agency offering contracts or grants-in-aid financing the educational facilities or the operation of the facilities and programs.

SECTION 35. IC 21-27-6-7, AS ADDED BY P.L.167-2007, SECTION 8, IS AMENDED TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2018]: Sec. 7. (a) The board of trustees shall create a diversity committee at the home campus and at each ~~regional~~ campus to do the following:

- (1) Review and recommend faculty employment policies concerning diversity issues.
- (2) Review faculty and administration personnel complaints concerning diversity issues.
- (3) Make recommendations to promote and maintain cultural diversity among faculty members.
- (4) Make recommendations to promote recruitment and retention of minority students.

(b) The diversity committee shall issue an annual report stating the findings, conclusions, and recommendations of the committee to the state board.

SECTION 36. IC 21-38-2-4, AS ADDED BY P.L.2-2007, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. Members of a ~~regional campus~~ board of Ivy Tech Community College shall serve without pay but shall receive reimbursement for necessary expenses incurred in the conduct of business of the ~~regional campus~~ board.

SECTION 37. IC 21-38-3-7, AS AMENDED BY P.L.149-2016, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. The board of trustees of Ivy Tech Community College may do the following:

- (1) Develop a statewide salary structure and classification system, including provisions for employee group insurance, employee benefits, and personnel policies.
- (2) Employ the chief administrator of each ~~region~~ **campus**.
- (3) Authorize the chief administrator of a ~~region~~ **campus** to employ the necessary personnel for the ~~region~~ **campus**, determine qualifications for positions, and fix compensation for positions in accordance with statewide policies established under subdivision (1).

The authorizations under this section to provide for employee benefits and compensation are subject to IC 5-10.2-2-20 through IC 5-10.2-2-22.

SECTION 38. IC 21-41-2-2, AS ADDED BY P.L.2-2007, SECTION 282, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. After March 29, 1971, a state educational institution may not:

- (1) establish any new branch, regional campus, **campus**, or extension center;
- (2) establish any new or additional academic college or school; or
- (3) offer any:
 - (A) new associate, baccalaureate, or graduate degree; or
 - (B) additional program of two (2) semesters or an equivalent duration leading to a certificate or other indication of accomplishment;

without the approval of the commission for higher education or without specific authorization by the general assembly.

SECTION 39. IC 21-41-5-11, AS AMENDED BY P.L.3-2008, SECTION 147, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. Ivy Tech Community College may enter into the contracts that are necessary to provide equipment for a data processing school on or off the premises of:

- (1) Ivy Tech Community College; or
- (2) any of the college's ~~regions~~ **campuses**.

SECTION 40. IC 21-41-5-12, AS AMENDED BY P.L.217-2017, SECTION 150, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 12. (a) Not later than ninety (90) days after receiving the data provided under IC 22-4.1-4-13, Ivy Tech Community College shall report to the department of workforce development the following information for the statewide system and each ~~region~~ **campus** established under IC 21-22-6-1 for the immediately preceding academic year:

- (1) Certificate programs available that are linked to industry recognized third party certifications.
- (2) The number of students enrolled in each certificate program.
- (3) The number of students successfully completing each certificate program.
- (4) To the extent a campus has access to the information, the number of students who:
 - (A) successfully completed a certificate program sequence; and
 - (B) obtained employment in the field for which the student successfully completed a certificate program sequence.

The report under this subsection must be submitted in the format required by the department of workforce development.

(b) Not later than ninety (90) days after receiving the data provided under IC 22-4.1-4-13, Ivy Tech Community College shall report the following information to the commission for higher education, the department of workforce development, and the legislative council (in an electronic format under IC 5-14-6):

- (1) A list of programs that have been identified as having either:
 - (A) insufficient student demand;
 - (B) insufficient employer demand; or
 - (C) insufficient graduation or transfer rates;
 as determined by the commission for higher education in the review under IC 21-18-9-10.5.
- (2) For each of the programs described in subdivision (1), information concerning whether the program will be eliminated, restructured, or placed on an improvement plan or whether no action will be taken regarding the program.
- (3) The status of system-wide restructuring of student support services recommended by the commission under IC 21-18-9-10.5(b)(1).
- (4) A target date for the development of courses and programs identified under IC 22-4.1-4-12 as being required to meet the workforce needs in one (1) or more regions designated under IC 20-19-6-3 (before its expiration).
- (5) Information concerning whether the resources available to Ivy Tech Community College are sufficient to comply with IC 21-18-9-10.5 and section 8 of this chapter.

(c) This section expires July 1, 2020."

Page 13, line 19, reset in roman "Except as provided in".

Page 13, line 20, reset in roman "subsection (c)".

Page 13, line 20, delete "The" and insert "the".

Page 14, line 36, after "(e)" insert "(c)".

Page 14, line 36, reset in roman "For the state fiscal year beginning July 1, 2017, and the state".

Page 14, reset in roman lines 37 through 39.

Page 18, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 47. IC 25-23-1-7.3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 7.3. (a) Notwithstanding 848 IAC 1-2-13(b), the following requirements do not apply for the period beginning July 1, 2018, and ending June 30, 2024:**

- (1) A nurse faculty member having experience in the practice of nursing or holding a master's degree.
- (2) The majority of the faculty holding master's degrees with majors in nursing.
- (3) The remainder of the faculty holding master's degrees in a field appropriate to their teaching or clinical responsibilities.
- (4) The majority of the faculty being full-time employees of the institution.
- (5) The reappointment of a person who does not hold

a master's degree in nursing being made only if that person, within one (1) year of initial appointment, has a written plan of study for degree completion and has matriculated in a college or university.

(6) Continuing reappointment of a person who does not hold a master's degree in nursing being contingent upon orderly progression toward degree completion.

(b) This section expires June 30, 2024."

Page 19, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 49. [EFFECTIVE JULY 1, 2018] (a) The family and social services administration and the Indiana department of transportation shall perform a coordinated study of how money received by the family and social services administration to cover transportation expenses of clients of the family and social services administration could be leveraged with money available to the Indiana department of transportation for mass transportation so that the state may increase the overall availability of transportation in Indiana.

(b) A report of the study shall be submitted to the state budget committee before December 1, 2018.

(c) This SECTION expires June 30, 2019."

Renumber all SECTIONS consecutively.

(Reference is to HB 1002 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 18, nays 4.

BROWN T, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1005, 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 3, delete lines 5 through 42.

Delete pages 4 through 5.

Page 6, delete lines 1 through 9.

Page 12, between lines 16 and 17, begin a new paragraph and insert:

"SECTION 13. IC 36-1.5-1-2, AS ADDED BY P.L.186-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. (a) This article contains full and complete authority for the following:

(1) Reorganization of political subdivisions.

(2) Exercise of governmental functions under a cooperative agreement under this article.

(3) Transfer of responsibilities between offices and officers under this article.

(b) The department of local government finance shall provide assistance to political subdivisions with regard to performing any act authorized under subsection (a), including the following:

(1) The department shall:

(A) prepare written materials with information that provides guidance to political subdivisions in implementing the provisions of this article; and

(B) post all guidance materials on the department's Internet web site.

(2) The department shall provide, upon request, educational programs and training to any employee or elected or appointed officer of a political subdivision to assist and provide guidance in implementing the provisions of this article.

SECTION 14. IC 36-1.5-1-4, AS AMENDED BY P.L.255-2013, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. A political subdivision may do the following:

(1) may Exercise the powers granted under this article to do the following without complying with the provisions of any other law, statute, or rule:

(A) Reorganize. or

(B) Enter into cooperative agreements. However, a political subdivision shall comply with IC 36-1-7.

without complying with the provisions of any other law, statute, or rule; and

(2) may; After the reorganization, exercise any power described in IC 36-1.5-4-38.

SECTION 15. IC 36-1.5-3-4, AS AMENDED BY P.L.255-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) Subject to this chapter, the department of local government finance shall adjust the maximum permissible property tax levies, maximum permissible property tax rates, and budgets of political subdivisions that enter into a reorganization under this article as provided in section 5 of this chapter.

(b) Upon the termination of a reorganization under this chapter, the department of local government finance shall adjust the maximum permissible property tax levies, maximum permissible property tax rates, and budgets of political subdivisions terminating the reorganization to do the following:

(1) Restore taxing powers of a political subdivision after the termination of a reorganization under this article that are necessary to fund governmental services to the individuals and entities served by the political subdivision.

(2) Restore taxing powers of a political subdivision after the withdrawal of a party from a reorganization under this article that are necessary to fund governmental services to the individuals and entities served by the political subdivision.

SECTION 16. IC 36-1.5-3-5, AS AMENDED BY P.L.217-2017, SECTION 159, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2019]: Sec. 5. (a) This subsection applies to the plan of reorganization of a political subdivision other than a school corporation. The plan of reorganization must specify the amount adjustments (if any) of the decrease that the department of local government finance shall make to the maximum permissible property tax levies, maximum permissible property tax rates, and budgets under IC 6-1.1-17 and IC 6-1.1-18.5 of the reorganized political subdivision to:

(1) eliminate double taxation for services or goods provided by the reorganized political subdivision; or

(2) eliminate any excess by which the amount of property taxes imposed by the reorganized political subdivision exceeds the amount necessary to pay for services or goods provided under this article.

(b) This subsection applies to a plan of reorganization for a school corporation. The plan of reorganization must specify the adjustments that the department of local government finance shall make to the maximum permissible property tax levies, maximum permissible property tax rates, and budgets under IC 6-1.1-17 and IC 6-1.1-18.5 of the reorganized school corporation. The following apply to a school corporation reorganized under this article:

(1) The new maximum permissible tax levy under ~~IC 20-46-4 (transportation fund) and IC 20-46-5 (school bus replacement)~~ IC 20-46-8 (operations fund) for the first calendar year in which the reorganization is effective equals the following:

STEP ONE: Determine for each school corporation that is part of the reorganization the sum of the maximum levies under ~~IC 20-46-4 and IC 20-46-5~~ IC 20-46-8 for the ensuing calendar year, including the assessed value growth quotient (IC 6-1.1-18.5-2) adjustment for the ensuing calendar year.

STEP TWO: Determine the sum of the STEP ONE amounts.

STEP THREE: Multiply the STEP TWO amount by one hundred three percent (103%).

(2) The new maximum capital projects fund rate under IC 20-46-6 for the first calendar year in which the reorganization is effective equals the following:

STEP ONE: Determine for each school corporation that is part of the reorganization the maximum amount that could have been levied using the school corporation's maximum capital projects fund tax rate for the calendar year.

STEP TWO: Determine the sum of the STEP ONE amounts.

STEP THREE: Determine the sum of the certified net assessed values for all the school corporations that are part of the reorganization.

STEP FOUR: Divide the STEP TWO amount by the STEP THREE amount.

STEP FIVE: Determine the product (rounded to the nearest ten-thousandth (0.0001)) of:

- (i) the STEP FOUR amount; multiplied by
- (ii) one hundred (100).

(2) The new debt service levy under IC 20-46-7 for the first calendar year in which the reorganization is effective equals the sum of the debt service fund levies for each school corporation that is part of the reorganization that would have been permitted under IC 20-46-7 in the calendar year.

(c) The fiscal body of the reorganized political subdivision shall determine and certify to the department of local government finance the amount of the ~~adjustment~~ **adjustments** (if any) under subsection (a).

(d) The amount of the ~~adjustment~~ **adjustments** (if any) under subsection (a) or (b) must comply with the reorganization agreement under which the political subdivision or school corporation is reorganized under this article.

SECTION 17. IC 36-1.5-4-5, AS AMENDED BY P.L.233-2015, SECTION 334, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 5. (a) Except as provided in subsection (b), a reorganization approved under this chapter takes effect when all of the following have occurred:

(1) The later of:

(A) the date that a copy of a joint certification from the county election board in each county in which reorganizing political subdivisions are located that indicates that:

- (i) the reorganization has been approved by the voters of each reorganizing political subdivision; or
- (ii) in the case of a reorganization described in section 1(a)(7) or 1(a)(9) of this chapter, the reorganization has been approved as set forth in section ~~32(b) or 32(c)~~ **32** of this chapter;

is recorded as required by section 31 of this chapter; or

(B) the date specified in the finally adopted plan of reorganization.

(2) The appointed or elected officers of the reorganized political subdivision are elected (as prescribed by section 36 of this chapter) or appointed and qualified, if:

- (A) the reorganized political subdivision is a new political subdivision and reorganizing political subdivisions are not being consolidated into one (1) of the reorganizing political subdivisions;
- (B) the reorganized political subdivision will have different boundaries than any of the reorganizing political subdivisions;
- (C) the reorganized political subdivision will have different appointment or election districts than any of the reorganizing political subdivisions; or
- (D) the finally adopted plan of reorganization requires new appointed or elected officers before the reorganization becomes effective.

(b) A reorganization approved under this chapter may not take effect during the year preceding a year in which a federal decennial census is conducted. A consolidation that would otherwise take effect during the year preceding a year in which a federal decennial census is conducted takes effect January 1 of the year in which a federal decennial census is conducted.

SECTION 18. IC 36-1.5-4-11, AS AMENDED BY P.L.219-2013, SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 11. (a) The voters of a political subdivision may initiate a proposed reorganization by filing a written petition, substantially in the form prescribed by the department, with the clerk of the political subdivision that:

- (1) proposes a reorganization;
- (2) names the political subdivisions that would be reorganized in the proposed reorganization; and
- (3) for a petition filed after ~~December 31, 2013~~, contains all of the following:
 - (A) The signature of each petitioner.
 - (B) The name of each petitioner legibly printed.
 - (C) The residence mailing address of each petitioner.
 - (D) The date on which each petitioner signed the petition.

(b) The clerk shall transmit the petition to the county voter registration office of the county in which a majority of the population of the political subdivision is located. If the county voter registration office determines that the written petition is signed by at least five percent (5%) of the voters of the political subdivision, as determined by the vote cast in the political subdivision for secretary of state at the most recent general election, the clerk of the political subdivision shall certify the petition to the legislative body of the political subdivision. In certifying the number of voters, the clerk shall disregard any signature on the petition that is dated under subsection (a)(3)(D) more than ninety (90) days before the date the petition was filed with the clerk.

(c) This subsection applies if the voters of two (2) or more political subdivisions file petitions under this section with the clerks of each political subdivision to initiate a mutual reorganization of the political subdivisions. If five percent (5%) of the voters of each political subdivision as determined by the vote cast in the political subdivision for secretary of state at the most recent general election sign a written petition, the clerks shall certify the petitions to the legislative bodies of each political subdivision.

SECTION 19. IC 36-1.5-4-13.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 13.4. (a) **This section applies only to a mutual reorganization of political subdivisions initiated by petition of the voters under section 11(c) of this chapter.**

(b) If a legislative body of a political subdivision adopts a resolution under section 12 or 13 of this chapter to decline to participate in a reorganization, the legislative body must certify the resolution to the offices listed in section 23 of this chapter. The registered voters of each political subdivision that adopted a resolution to decline to participate in the reorganization may submit a petition to the clerk of the circuit court approving a reorganization with the political subdivisions named in the petition, and requesting that a public question be held on the resolution.

(c) The petition must be submitted not later than one hundred eighty (180) days after the date that the resolution to decline to participate in the reorganization was adopted. If more than one (1) political subdivision adopted a resolution declining to participate in the reorganization, petitions containing the number of voters required under subsection (d) must be submitted by the voters in each of the political subdivisions that declined to participate in order for a public question to be placed on the ballot. A petition

must be submitted to the clerk of the political subdivision not later than one hundred eighty (180) days after the date that the resolution was adopted by the legislative body of the political subdivision to decline to participate.

(d) In certifying the number of voters, the clerk shall disregard any signature on the petition that is dated under section 11(a)(3)(D) of this chapter more than one hundred eighty (180) days before the date the petition was filed with the clerk. If the petition is signed by at least five percent (5%) of the voters of the political subdivision, as determined by the vote cast in the political subdivision for secretary of state at the most recent general election:

(1) the political subdivision is considered to have approved the holding of the public question on participating in a reorganization with the other named political subdivisions, notwithstanding the vote by the legislative body not to participate in the reorganization; and

(2) the clerk of the circuit court shall certify the holding of the public question on the participation of the political subdivisions in a reorganization with the other named political subdivisions.

Sections 26 through 33 of this chapter apply except that the public question concerns the participation of the political subdivisions in a proposed reorganization instead of a proposed plan of reorganization and any reference to a plan of reorganization shall be considered a reference to participation of the political subdivisions in a proposed reorganization.

(e) If the reorganization is approved by the voters required under section 30 or 32 of this chapter, the reorganization shall proceed. The political subdivisions shall prepare a plan of reorganization under section 18 of this chapter and vote on the plan of reorganization under section 20 of this chapter.

(f) If the reorganization is rejected by the voters under section 30 or 32 of this chapter, the reorganization is terminated.

SECTION 20. IC 36-1.5-4-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 13.5. If the legislative bodies of all political subdivisions named in a resolution adopt substantially identical resolutions to reorganize, the legislative bodies of the political subdivisions shall prepare and vote on the plan of reorganization under section 20 of this chapter.

SECTION 21. IC 36-1.5-4-18, AS AMENDED BY P.L.233-2015, SECTION 335, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 18. (a) A reorganization committee (before January 1, 2014) or The legislative bodies of the reorganizing political subdivisions (after December 31, 2013) shall prepare a comprehensive plan of reorganization for the reorganizing political subdivisions. The plan of reorganization governs the actions, duties, and powers of the reorganized political subdivision that are not specified by law.

(b) The plan of reorganization must include at least the following:

(1) The name and a description of the reorganized political subdivision that will succeed the reorganizing political subdivisions.

(2) A description of the boundaries of the reorganized political subdivision.

(3) Subject to section 40 of this chapter, a description of the taxing areas in which taxes to retire obligations of the reorganizing political subdivisions will be imposed.

(4) A description of the membership of the legislative body, fiscal body, and executive of the reorganized political subdivision, a description of the election districts or appointment districts from which officers will be

elected or appointed, and the manner in which the membership of each elected or appointed office will be elected or appointed.

(5) A description of the services to be offered by the reorganized political subdivision and the service areas in which the services will be offered.

(6) The disposition of the personnel, the agreements, the assets, and, subject to section 40 of this chapter, the liabilities of the reorganizing political subdivisions, including the terms and conditions upon which the transfer of property and personnel will be achieved.

(7) Any other matter that the (A) reorganization committee (before January 1, 2014) determines or the legislative bodies of the reorganizing political subdivisions (after December 31, 2013) determine to be necessary or appropriate or (B) legislative bodies of the reorganizing political subdivisions require the reorganization committee (before January 1, 2014); to include in the plan of reorganization.

(8) This subdivision applies only to a reorganization described in section 1(a)(7) of this chapter that is voted on by voters after December 31, 2013, regardless of when the plan of reorganization is adopted. The reorganization committee (before January 1, 2014) or the legislative bodies of the reorganizing political subdivisions (after December 31, 2013) shall include in the reorganization plan an approval threshold, specified as a percentage, that applies for purposes of section 32(b) of this chapter. The approval threshold must be the same for each municipality that is a party to the proposed reorganization and to each township that is a party to the proposed reorganization. The approval threshold must be greater than fifty percent (50%); but not more than fifty-five percent (55%).

(9) This subdivision applies only to a reorganization described in section 1(a)(7) of this chapter that is voted on by voters after December 31, 2013, regardless of when the plan of reorganization is adopted. The reorganization committee (before January 1, 2014) or the legislative bodies of the reorganizing political subdivisions (after December 31, 2013) shall determine and include in the reorganization plan the percentage of voters in both the municipality and the township voting on the public question regarding the proposed reorganization who must vote in favor of the proposed reorganization for the public question to be approved. This percentage is referred to in this chapter as the "municipality-township vote approval percentage". The municipality-township vote approval percentage must be greater than fifty percent (50%).

(10) In the case of a reorganization described in section 1(a)(9) of this chapter, the reorganization committee (before January 1, 2014) or the legislative bodies of the reorganizing political subdivisions (after December 31, 2013) shall include in the reorganization plan an approval threshold, specified as a percentage, that applies for purposes of section 32(c) of this chapter. The approval threshold must be the same for each municipality that is a party to the proposed reorganization and to the county that is a party to the proposed reorganization. The approval threshold must be greater than fifty percent (50%); but not more than fifty-five percent (55%).

(11) In the case of a reorganization described in section 1(a)(9) of this chapter, the reorganization committee (before January 1, 2014) or the legislative bodies of the reorganizing political subdivisions (after December 31, 2013) shall determine and include in the reorganization plan the percentage of voters voting on the public question regarding the proposed reorganization who must vote, on a countywide basis, in favor of the proposed reorganization for the public question to be approved. This percentage is referred to in this chapter as the

"countywide vote approval percentage". The countywide vote approval percentage must be greater than fifty percent (50%).

(12) ~~(8)~~ The fiscal impact analysis required by subsection (d).

(c) ~~In the case of a plan of reorganization submitted to a political subdivision by a reorganization committee after June 30, 2010, and before January 1, 2014, or prepared by the legislative bodies of the reorganizing political subdivisions after December 31, 2013, The political subdivision shall post a copy of the plan of reorganization on an Internet web site maintained or authorized by the political subdivision not more than thirty (30) days after receiving the plan of reorganization from the reorganization committee (before January 1, 2014) or (after December 31, 2013) not more than thirty (30) days after the plan of reorganization is prepared by the legislative bodies of the reorganizing political subdivisions. If the plan of reorganization is amended, the political subdivision shall post the amended plan on the Internet web site maintained or authorized by the political subdivision within seven (7) days after the amended plan is adopted.~~

(d) The legislative bodies of the reorganizing political subdivisions ~~preparing a reorganization plan after December 31, 2013;~~ must include in the plan of reorganization a fiscal impact analysis of the proposed reorganization. The fiscal impact analysis must include at least the following:

(1) The estimated effect of the proposed reorganization on taxpayers in each of the political subdivisions to which the proposed reorganization applies, including the expected tax rates, tax levies, expenditure levels, service levels, and annual debt service payments in those political subdivisions.

(2) A description of the planned services to be provided in the reorganized political subdivision and the method or methods of financing the planned services. The fiscal impact analysis must:

(A) present itemized estimated costs for each department or agency of the reorganized political subdivision; and

(B) explain how specific and detailed expenses will be funded from taxes, fees, grants, and other funding.

(3) A description of the capital improvements to be provided in the reorganized political subdivision and the method or methods of financing those capital improvements.

(4) Any estimated effects on political subdivisions in the county that are not participating in the reorganization and on taxpayers located in those political subdivisions.

(e) ~~The legislative bodies of the reorganizing political subdivisions preparing a plan of reorganization after December 31, 2013;~~ must submit the fiscal impact analysis described in subsection (d) to the department of local government finance at least three (3) months before the election in which the public question will be on the ballot. A legislative body of a reorganizing political subdivision may not adopt a plan of reorganization unless the legislative bodies of the reorganizing political subdivisions have submitted the fiscal impact analysis to the department of local government finance as required by this subsection. The department of local government finance must do the following within a reasonable time, but not later than thirty (30) days ~~before after~~ the date of the election in which the public question will be on the ballot: **the fiscal impact analysis is submitted to the department of local government finance:**

(1) Review the fiscal impact analysis.

(2) Make any comments concerning the fiscal impact analysis that the department considers appropriate.

(3) Provide the department's comments under subdivision (2) to the legislative body of the reorganizing political subdivisions.

(4) Post the department's comments under subdivision (2) on the department's Internet web site.

The department of local government finance shall certify to the legislative bodies of the reorganizing political subdivisions the total amount of expense incurred by the department in carrying out the department's review and preparing the department's comments. Upon receipt of the department's certification of the expenses, the reorganizing political subdivisions shall immediately pay to the treasurer of state the amount charged. The share of the cost to be paid by each reorganizing political subdivision shall be determined by the legislative bodies of the reorganizing political subdivisions. Money paid by a reorganizing political subdivision under this subsection shall be deposited in the state general fund.

SECTION 22. IC 36-1.5-4-23.5, AS AMENDED BY P.L.202-2013, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 23.5. (a) ~~This section does not apply to a final plan of reorganization that is adopted and rescinded by the legislative body of a political subdivision under section 27.5 of this chapter. If the legislative bodies of all political subdivisions that have been presented with (before January 1, 2014) an initial plan of reorganization prepared under section 18 of this chapter or that have prepared (after December 31, 2013) an initial plan of reorganization under section 18 of this chapter:~~

(1) have not ~~adopted voted on the adoption of~~ a final plan of reorganization within one (1) year after the initial plan of reorganization is presented; or

(2) **have voted to reject the plan of reorganization;**

~~under section 20 of this chapter,~~ the registered voters of a political subdivision in which the initial plan of reorganization was presented to a legislative body (before January 1, 2014) or prepared by a legislative body (after December 31, 2013) but not adopted may submit a petition to the clerk of the circuit court approving a final plan of reorganization and requesting that a public question be held on the final plan of reorganization.

(b) ~~The petition must be submitted not later than one hundred eighty (180) days after the date that is one (1) year after the initial plan of reorganization was presented to the legislative body (before January 1, 2014) or prepared by the legislative body. (after December 31, 2013). A petition submitted after December 31, 2013, must meet the requirements of section 11(a)(3) of this chapter. In certifying the number of voters, the clerk shall disregard any signature on the petition that is dated under section 11(a)(3)(D) of this chapter more than one hundred eighty (180) days before the date the petition was filed with the clerk. If the petition is signed by at least ten five percent (10%) (5%) of the voters of the political subdivision, as determined by the vote cast in the political subdivision for secretary of state at the most recent general election:~~

(1) the political subdivision is considered to have approved the holding of the public question on the final plan of reorganization, notwithstanding ~~the vote by~~ the legislative body:

(A) **failing to vote on the adoption of a final plan of reorganization; or**

(B) **voting to rejecting reject** the final plan of reorganization; and

(2) the clerk of the circuit court shall certify approval of the final plan of the reorganization and the holding of the public question in the manner specified in section 23 of this chapter.

SECTION 23. IC 36-1.5-4-27.5 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 27.5: (a) ~~Before the public question on a reorganization under this chapter is placed on the ballot, the legislative body of a political subdivision may adopt a resolution to rescind the plan of reorganization previously adopted and certified by the legislative body. The resolution to rescind the plan of reorganization must be certified by the~~

legislative body to the:

- (1) clerk of each reorganizing political subdivision;
- (2) county fiscal officer of each county in which a reorganizing political subdivision is located; and
- (3) county recorder of each county in which a reorganizing political subdivision is located;

not later than July 15:

(b) Each county recorder receiving a certification under subsection (a) shall do the following:

- (1) Record the certification in the records of the county recorder without charge.
- (2) Notify the county election board of each county in which a reorganizing political subdivision is located that the public question on the plan of reorganization is not eligible to be placed on the ballot for consideration by:
 - (A) the voters of each reorganizing political subdivision; and
 - (B) in the case of a reorganization described in section 1(a)(9) of this chapter, the voters of the entire county.

(c) After the county recorder of each county in which the reorganizing political subdivisions are located has notified the county election board under subsection (b) that a public question on a plan of reorganization is not eligible to be placed on the ballot, the county election board shall not place the public question on the ballot:

SECTION 24. IC 36-1.5-4-30, AS AMENDED BY P.L.219-2013, SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 30. (a) Except as provided in subsections (b) and (c), at the same time that election results are certified under IC 3, the circuit court clerk of each of the counties in which a public question under this chapter is on the ballot shall jointly issue, in the form prescribed by the Indiana election commission, a certificate declaring whether the public question is approved or rejected by a majority of the voters voting on the public question in each of the reorganizing political subdivisions. In addition to any other requirements in IC 3 concerning filing of the certification, the certification shall be sent to each of the following:

- (1) The clerk of each of the reorganizing political subdivisions.
- (2) The county auditor of each county in which a reorganizing political subdivision is located.
- (3) The county recorder of each county in which a reorganizing political subdivision is located.
- (4) The state board of accounts.
- (5) The department of local government finance.
- (6) The department of state revenue.
- (7) The budget agency.
- (8) If any of the reorganizing political subdivisions is a school corporation, the department of education.

(b) In the case of a public question on a reorganization described in section 1(a)(7) of this chapter that is voted on by voters: ~~after December 31, 2013:~~

- (1) the public question on a plan of reorganization shall be placed on the ballot for consideration by the voters of the reorganizing municipality and township;
- (2) the vote on the public question by the voters of a reorganizing municipality and township shall be tabulated by determining the sum of the votes of voters who reside in:
 - (A) each reorganizing municipality;
 - (B) the reorganizing township and not the reorganizing municipality; and
 - (C) each reorganizing municipality and the reorganizing township;
- (3) the vote on the public question by the voters of:
 - (A) each reorganizing municipality; and
 - (B) each reorganizing township (excluding the voters of the reorganizing municipalities);
 shall be tabulated separately; and

(4) the circuit court clerk shall issue, in a form prescribed by the Indiana election commission, separate certificates regarding whether the public question is approved or rejected by the voters of:

- (A) each reorganizing municipality and township as set forth in subdivision (2)(C);
 - (B) each reorganizing municipality; and
 - (C) each reorganizing township, excluding the voters of the reorganizing municipalities;
- voting on the public question.

(c) In the case of a public question on a reorganization described in section 1(a)(9) of this chapter:

- (1) the public question on a plan of reorganization shall be placed on the ballot for consideration by the voters of the entire county;
- (2) the vote on the public question by the voters of the entire county shall be tabulated;
- (3) the vote on the public question by the voters of:
 - (A) each reorganizing municipality; and
 - (B) the county (excluding the voters of the reorganizing municipalities);
 shall be tabulated separately; and

(4) the circuit court clerk shall issue, in a form prescribed by the state election board, separate certificates regarding whether the public question is approved or rejected by the voters of:

- (A) the entire county;
 - (B) each reorganizing municipality; and
 - (C) the county, excluding the voters of the reorganizing municipalities;
- voting on the public question.

SECTION 25. IC 36-1.5-4-32, AS AMENDED BY P.L.202-2013, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 32. (a) This subsection does not apply to a reorganization described in section 1(a)(7) or 1(a)(9) of this chapter. A reorganization as specified in the plan of reorganization is approved if a **majority more than fifty percent (50%)** of the voters in each reorganizing political subdivision voting on the public question approve the public question on the reorganization. If a reorganizing political subdivision includes the territory of another reorganizing political subdivision, the vote of voters of a reorganizing political subdivision who also are voters in a second reorganizing political subdivision that is geographically larger than the first political subdivision and that includes the territory of the first political subdivision shall be included only in the tally of votes for the first reorganizing political subdivision in which the voters reside.

(b) This subsection applies only to a reorganization described in section 1(a)(7) of this chapter. ~~This subsection applies only to a reorganization voted on by voters after December 31, 2013.~~ In the case of a proposed reorganization between a municipality and a township, the reorganization is approved only if:

- (1) the percentage of all voters voting on the public question who:
 - (A) reside in:
 - (i) the reorganizing municipality;
 - (ii) the reorganizing township and not the reorganizing municipality; and
 - (iii) both the reorganizing municipality and the reorganizing township; and
 - (B) vote in favor of the proposed reorganization;
 - is greater than fifty percent (50%);
- (2) the percentage of voters of the reorganizing municipality voting on the public question in favor of the reorganization ~~equals or exceeds the approval threshold included in the final reorganization plan, which must be~~ is greater than fifty percent (50%); ~~but not more than fifty-five percent (55%);~~ and
- (3) the percentage of voters who reside within the

reorganizing township but do not reside within the reorganizing municipality and who vote on the public question in favor of the reorganization ~~equals or exceeds the approval threshold included in the final reorganization plan; which must be is greater than fifty percent (50%). but not more than fifty-five percent (55%).~~

If the reorganization is not approved, the reorganization is terminated. In tabulating the votes under subdivisions (2) and (3), the vote of voters of a reorganizing municipality who are also voters in the reorganizing township shall be included only in the tally of votes for the municipality in which the voters reside.

(c) ~~The following apply~~ **This subsection applies** only to a reorganization described in section 1(a)(9) of this chapter.

~~(1) In the case of a public question voted on by voters before January 1, 2014, the reorganization is approved only if:~~

~~(A) the percentage of voters voting on the public question who vote, on a countywide basis, in favor of the proposed reorganization is at least equal to the countywide vote approval percentage specified in the final reorganization plan;~~

~~(B) the legislative bodies of the reorganizing political subdivisions have agreed that the vote on the public question shall be conducted with an approval threshold; and the percentage of voters of the county (excluding the voters of the reorganizing municipalities) voting on the public question who vote against the reorganization is less than the approval threshold included in the final reorganization plan; and~~

~~(C) the legislative bodies of the reorganizing political subdivisions have agreed that the vote on the public question shall be conducted with an approval threshold; and the percentage of voters of each reorganizing municipality voting on the public question who vote against the reorganization is less than the approval threshold included in the final reorganization plan.~~

~~(2) In the case of a public question voted on by voters after December 31, 2013, The reorganization is approved only if all of the following requirements are met:~~

~~(A) (1) More than fifty percent (50%) of the voters in the county voting on the public question vote (on a countywide basis) in favor of the proposed reorganization.~~

~~(B) (2) The percentage of voters of the reorganizing county (excluding the voters of the reorganizing municipalities) voting on the public question in favor of the reorganization equals or exceeds the approval threshold included in the final reorganization plan. The approval threshold must be greater than fifty percent (50%). but not more than fifty-five percent (55%).~~

~~(C) (3) The percentage of voters of each reorganizing municipality voting on the public question in favor of the reorganization equals or exceeds the approval threshold included in the final reorganization plan. The approval threshold must be greater than fifty percent (50%). but not more than fifty-five percent (55%).~~

If the reorganization is not approved, the reorganization is terminated. In tabulating the votes under this subsection, ~~(c)(1)(B); (c)(1)(C); (c)(2)(B); and (c)(2)(C);~~ the vote of voters of a reorganizing municipality who also are voters in the county shall be included only in the tally of votes for the municipality in which the voters reside.

SECTION 26. IC 36-1.5-4-33, AS AMENDED BY P.L.202-2013, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 33. Except in the case of a reorganization described in section 1(a)(7) or 1(a)(9) of this chapter, if a reorganization is not approved by the **majority more than fifty percent (50%)** of the voters in each reorganizing political subdivision voting on the public question, the reorganization is terminated. A political subdivision in which

voters of the political subdivision approved the reorganization may continue with a reorganization with another political subdivision in which the reorganization was approved only if a new plan of reorganization is approved by the voters of each political subdivision in the manner provided by this chapter.

SECTION 27. IC 36-1.5-4-34, AS AMENDED BY P.L.202-2013, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 34. (a) This section applies if:

(1) in the case of a reorganization that is not described in section 1(a)(7) or 1(a)(9) of this chapter, ~~the majority more than fifty percent (50%)~~ of the voters of each of the reorganizing political subdivisions voting on the public question approve the public question concerning the reorganization; or

(2) in the case of a reorganization described in section 1(a)(7) or 1(a)(9) of this chapter, the reorganization is approved as set forth in section ~~32(b) or 32(c)~~ **32** of this chapter.

(b) The political subdivisions are reorganized in the form and under the conditions specified by the legislative bodies of the reorganizing political subdivisions in the plan of reorganization filed with the county recorder under this chapter.

SECTION 28. IC 36-1.5-4-34.5, AS ADDED BY P.L.255-2013, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 34.5. (a) This section applies to a reorganization under this chapter that ~~(1) occurs after June 30, 2006; and (2) involves one (1) or more municipalities and one (1) or more townships, all of which are participating units in a fire protection territory on the date the reorganization is approved by voters.~~

(b) The fiscal body of a reorganized political subdivision that results from a reorganization described in subsection (a) may:

(1) establish an equipment replacement fund under IC 36-8-19-8.5 and impose a property tax for the fund as provided in IC 36-8-19-8.5; and

(2) take any other action under IC 36-8-19-8.5 that may be taken under that section by a participating unit in a fire protection territory.

(c) If a reorganized political subdivision establishes an equipment replacement fund under IC 36-8-19-8.5 as authorized by this section, the department of local government finance may adjust the maximum permissible ad valorem property tax levy that would otherwise apply to the reorganized political subdivision in the same manner in which the department may adjust the maximum permissible ad valorem property tax levy of a civil taxing unit under IC 6-1.1-18.5-10.5 to meet the civil taxing unit's obligations to a fire protection territory established under IC 36-8-19.

SECTION 29. IC 36-1.5-4-43 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 43: The legislative body or voters of a reorganized political subdivision may terminate a reorganization or restore one (1) or more of the reorganizing political subdivisions participating in a reorganization in the same manner that a reorganization may be initiated under this chapter. If the voters in the reorganized political subdivision approve a public question approving termination of the reorganization or restoration of a reorganizing political subdivision, the reorganized political subdivision shall terminate the reorganization and restore the reorganizing political subdivisions in the same manner as a reorganization is completed under this chapter.~~

SECTION 30. IC 36-1.5-5-1, AS ADDED BY P.L.186-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. Notwithstanding any other law, two (2) or more political subdivisions may enter into a cooperative agreement under this chapter by using the same procedures set forth in this article for the initiation and approval of a reorganization under this article. A cooperative agreement under this chapter may be initiated and approved only in the

manner set forth in this article for the initiation and approval of a reorganization under this article. IC 36-1-7.

SECTION 31. IC 36-1.5-5-2 IS REPEALED [EFFECTIVE JULY 1, 2018]. Sec. 2: (a) A cooperative agreement under this chapter must provide at least for the following:

(1) Its duration;

(2) Its purpose;

(3) The manner of financing, staffing, and supplying any joint undertaking and of establishing and maintaining a budget for any joint undertaking that is the subject of the cooperative agreement;

(4) The methods that may be employed in accomplishing the partial or complete termination of the cooperative agreement and for disposing of property upon partial or complete termination of the cooperative agreement;

(5) The manner in which the cooperative agreement is to be administered;

(6) The manner of acquiring, holding, and disposing of real and personal property that is the subject of the cooperative agreement;

(b) A cooperative agreement may include any condition or term that is necessary or appropriate.

SECTION 32. IC 36-1.5-5-3, AS ADDED BY P.L.186-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. (a) The cooperative agreement may transfer the functions of an employee or a department of a political subdivision, including an elected office, to another employee or department of any political subdivision that has entered into the cooperative agreement.

(b) The functions of an elected office may be transferred only to another elected office.

(c) **Subject to section 9 of this chapter**, the cooperative agreement may provide for the ~~abolishment of~~ **abolishing** an elected office that is not required by the Constitution of the State of Indiana.

SECTION 33. IC 36-1.5-5-7, AS ADDED BY P.L.186-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) A cooperative agreement:

(1) transferring the functions of an elected office; or

(2) **abolishing an elected office;**

becomes effective only at the end of the term of the incumbent that holds the office.

(b) **Any law, rule, or agreement that requires or permits an action by an elected officer after:**

(1) the functions of the elected officer are transferred;

or

(2) after the elected office is abolished;

shall be treated as referring to the elected officer to which the functions have been transferred by the cooperative agreement.

(b) (c) Any law, rule, or agreement that requires or permits an action by an employee or ~~elected officer~~ after the functions of the employee or ~~elected officer~~ are transferred shall be treated as referring to the employee or ~~elected officer~~ to which the functions have been transferred by the cooperative agreement.

SECTION 34. IC 36-1.5-5-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 9. (a) **This section applies only if a cooperative agreement provides for abolishing an elected office.**

(b) **This section applies if, not later than thirty (30) days after a cooperative agreement is adopted by the political subdivisions that are party to the agreement, the voters of the political subdivision whose elected office is to be abolished file a remonstrance petition objecting to the abolition of the elected office with the circuit court clerk of each county in which the political subdivision is located.**

(c) For purposes of this section, the day that the last political subdivision that is a party to the cooperative

agreement adopts the cooperative agreement is considered the day that the cooperative agreement is adopted.

(d) The number of voters of the political subdivision required to sign a remonstrance petition under subsection (b) must be at least two percent (2%) of the number of votes cast for secretary of state in the political subdivision at the most recent election for secretary of state.

(e) If subsection (d) is satisfied, the circuit court clerk shall create the following two (2) separate signature forms:

(1) A form for opposition signatures that must be headed with substantially the following statement:

"I, the undersigned voter, object to abolishing the office of (insert the name of the office to be abolished by the cooperative agreement) of (insert the name of the political subdivision)."

(2) A form for supporting signatures that must be headed with substantially the following statement:

"I, the undersigned voter, support abolishing the office of (insert the name of the office to be abolished by the cooperative agreement) of (insert the name of the political subdivision)."

(f) The county voter registration office shall issue to a registered voter of the county residing within the political subdivision the number of forms of the kind requested by the voter. Each form must be accompanied by instructions describing the following requirements:

(1) The carrier and signers must be registered voters of the county and the political subdivision.

(2) The carrier must be a signatory on at least one (1) form the carrier circulates.

(3) After signatures have been collected, the carrier must swear or affirm before a notary public that the carrier witnessed each signature.

(4) The date and time by which forms must be returned to the county voter registration office.

(g) An individual requesting forms may be required to provide proof that the individual is a registered voter of the county and the political subdivision.

(h) An individual who signs a form must indicate the address at which the person is registered to vote.

(i) Each form must be verified under oath by at least one (1) registered voter of the county and the political subdivision.

(j) Each form must be filed with the county voter registration office not later than noon, one hundred twenty (120) days after adoption of the cooperative agreement by the political subdivisions that are parties to the agreement. A form submitted after this time may not be considered under this section.

(k) The county voter registration office shall determine whether each individual who has signed a form is a registered voter of the county and the political subdivision. If the name of an individual who signs a form as a registered voter contains a minor variation from the name of the registered voter as set forth in the records of the county voter registration office, the signature is presumed to be valid, and there is a presumption that the individual is entitled to sign the form under this section. In determining whether an individual is a registered voter, the county voter registration office shall apply the requirements and procedures used under IC 3 to determine whether an individual is a registered voter for purposes of voting in an election governed by IC 3. However, an individual is not required to comply with the provisions concerning providing proof of identification to be considered a registered voter for purposes of this section. An individual is entitled to sign only one (1) form one (1) time in a particular process under this section.

(l) Notwithstanding any other provision of this section, if a form is presented to the county voter registration office not later than forty-five (45) days before an election, the

county voter registration office may defer acting on the form, and the time requirements under this section for action by the county voter registration office do not begin to run until five (5) days after the date of the election.

(m) Not later than ten (10) days after the deadline set in subsection (j), the county voter registration office shall certify to each of the political subdivisions that are parties to the cooperative agreement the total number of registered voters of the county and the political subdivision who have signed forms:

- (1) in favor of abolishing the elected office; and
- (2) in opposition to abolishing the elected office.

(n) If more voters of the political subdivision sign forms in favor of abolishing the elected office than sign forms in opposition to abolishing the elected office, the elected office is abolished, as provided in the cooperative agreement.

(o) If more voters of the political subdivision sign forms in opposition to abolishing the elected office than sign forms in favor of abolishing the elected office, the elected office is not abolished. However, the cooperative agreement may still be implemented if the adopting political subdivisions determine that the cooperative agreement can be effectively implemented without abolishing the elected office."

Page 18, line 13, strike "amount" and insert "adjustments".

Page 18, line 13, strike "of the decrease".

Page 22, line 42, delete "five thousand dollars (\$5,000)" and insert "seven thousand dollars (\$7,000)".

Page 24, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 24. [EFFECTIVE UPON PASSAGE] (a) The legislative council is urged to assign to an appropriate interim study committee the task of studying issues related to the funding of township firefighting services, including the issue of whether a minimum funding level or tax rate should be established for township firefighting funds.

(b) This SECTION expires January 1, 2019."

Renumber all SECTIONS consecutively.

(Reference is to HB 1005 as printed as printed January 23, 2018.)

and when so amended that said bill do pass.

Committee Vote: yeas 15, nays 7.

BROWN T, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1070, 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 7, strike "five (5)" and insert "six (6)".

(Reference is to HB 1070 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MAHAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1089, 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 12, delete "to control flooding that is".

Page 2, delete lines 13 through 31.

Page 2, line 42, after "plans" insert "and tools".

Page 2, line 42, after "quality" insert "or mitigate flooding".

Page 3, between lines 8 and 9, begin a new line block

indented and insert:

"(8) **Employ staff.**".

Page 3, line 9, delete "(8)" and insert "(9)".

Page 3, line 9, delete "to implement a cooperative agreement".

Page 3, line 10, delete "described in section 26" and insert "for the purposes".

Page 3, line 11, delete "(9)" and insert "(10)".

Page 3, line 20, after "to" insert "improve water quality or".

Page 3, line 28, after "to" insert "improve water quality or".

Page 3, line 31, delete "manner of establishing flood control," and insert "manner,".

Page 3, line 33, delete "reservoir" and insert "increase infiltration".

Page 3, line 35, delete "levee" and insert "wetland restoration".

Renumber all SECTIONS consecutively.

(Reference is to HB 1089 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

EBERHART, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1248, 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 HB 1248 as introduced.)

Committee Vote: Yeas 9, Nays 0.

FRIZZELL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1256, 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 HB 1256 as introduced.)

Committee Vote: Yeas 10, Nays 0.

MAHAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred House Bill 1286, 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:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 22-1-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:

Chapter 6. Marketplace Contractors

Sec. 1. This chapter does not apply to the following:

(1) Service performed in the employ of the state, a political subdivision, an Indian tribe, or an instrumentality of the state, a political subdivision, or an Indian tribe if the service is excluded from employment as defined in the Federal Unemployment Tax Act (26 U.S.C. 3301 et seq.).

(2) Service performed in the employ of a religious, charitable, educational, or other organization that is

excluded from employment as defined in the Federal Unemployment Tax Act.

(3) Service provided by a transportation network company (as defined in IC 8-2.1-17-18).

Sec. 2. The following definitions apply throughout this chapter:

(1) "Marketplace contractor" means a person or an organization, including an individual, a corporation, a limited liability company, a partnership, a sole proprietor, or other entity, that enters into an agreement with a marketplace platform to provide services to third party individuals or entities seeking those services. The term does not include a person or organization when the services performed by the person or organization consist of transporting freight, sealed and closed envelopes, boxes, parcels, or other sealed and closed containers for compensation.

(2) "Marketplace platform" means an organization, including a corporation, a limited liability company, a partnership, a sole proprietor, or other entity, that:

(A) operates an Internet web site or smartphone application that facilitates the provision of services by marketplace contractors to individuals or entities seeking the services;

(B) accepts service requests from the public only through the organization's Internet web site or smartphone application and does not accept service requests by telephone, facsimile, or in person at a retail location; and

(C) does not perform services at or from a physical location in Indiana.

Sec. 3. Notwithstanding any other law, a marketplace contractor shall be treated as an independent contractor for all purposes under state law and ordinances and resolutions adopted by political subdivisions (as defined in IC 36-1-2-13), if the following apply:

(1) All or substantially all of the payment for the services performed by the marketplace contractor is related to the performance of services or other output.

(2) The services performed by the marketplace contractor are governed by a written contract executed between the marketplace contractor and the marketplace platform.

(3) The written contract required under subdivision (2) includes the following provisions:

(A) The marketplace contractor is providing services as an independent contractor and not as an employee of the marketplace platform.

(B) All or substantially all of the payments paid to the marketplace contractor are to be based on the performance of services or other output by the marketplace contractor.

(C) The marketplace contractor may work any hours or schedules the marketplace contractor chooses. However, if the marketplace contractor does elect to work specified hours or schedules, the marketplace platform may require the marketplace contractor to work during the specified hours or schedules that the marketplace contractor elected to work.

(D) Except as provided in clause (C), the marketplace contractor may perform services for other parties without restriction.

(E) The marketplace contractor bears responsibility for all or substantially all of the expenses that the marketplace contractor pays or incurs in performing the services, without the right to obtain reimbursement from the marketplace platform for the expenses.

(Reference is to HB 1286 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 1.

VANNATTER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1289, 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 "[EFFECTIVE JULY 1, 2018]:" and insert "[EFFECTIVE UPON PASSAGE]:".

Page 1, line 17, delete "outside of urban areas," and insert "exercising jurisdiction within the geographic area of the plan commission or board of zoning appeals,".

Page 2, line 3, delete "[EFFECTIVE JULY]" and insert "[EFFECTIVE UPON PASSAGE]:".

Page 2, line 4, delete "1, 2018]:".

Page 2, delete line 11.

Page 2, line 14, delete "sections 4 and 6 of this chapter," and insert "section 4 of this chapter and notwithstanding IC 36-7-2-6,".

Page 2, delete lines 31 through 40, begin a new paragraph and insert:

"SECTION 3. An emergency is declared for this act."

(Reference is to HB 1289 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 6, nays 3.

EBERHART, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred House Bill 1292, 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 3, between lines 4 and 5, begin a new paragraph and insert:

"SECTION 5. IC 14-22-2-8, AS AMENDED BY P.L.195-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017 (RETROACTIVE)]: Sec. 8. (a) This section applies to a hunting season beginning after June 30, 2016, and ending before January 1, 2020.

(b) A hunter may use a rifle during the firearms season to hunt deer on privately owned land subject to the following:

(1) The use of a rifle is permitted only on privately owned land during hunting seasons established by the department.

(2) The rifle must have a barrel length of at least sixteen (16) inches.

(3) The rifle must be chambered for a cartridge that fires a bullet that is two hundred forty-three thousandths (.243) of an inch in diameter or larger.

(4) The rifle must fire a cartridge that has a minimum case length of one and sixteen-hundredths (1.16) inches, but is no longer than three (3) inches.

(5) A hunter may not possess more than ten (10) cartridges for the rifle while hunting deer under this section.

(6) The rifle must meet any other requirements established by the department.

(c) The use of a full metal jacketed bullet to hunt deer is unlawful.

(d) The department shall report on the impact of the use of rifles to hunt deer under this section to the governor and, in an electronic format under IC 5-14-6, the general assembly before February 15, 2020.

(e) The department may adopt rules under IC 4-22-2 to authorize the use of rifles on public property.

(f) This section expires June 30, 2020."

Page 6, after line 31, begin a new paragraph and insert:

"SECTION 10. **An emergency is declared for this act.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1292 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

EBERHART, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1317, 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, delete lines 1 through 6, begin a new paragraph and insert:

"SECTION 1. IC 5-10-8-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 19. (a) As used in this section, "covered individual" means an individual entitled to coverage under a state employee plan.**

(b) As used in this section, "drug" means a prescription drug.

(c) As used in this section, "pharmacy" refers to a pharmacist or pharmacy that has entered into an agreement with a state employee plan to provide drugs to individuals covered under a state employee plan.

(d) As used in this section, "state employee plan" refers to the following that provide coverage for drugs:

(1) A self-insurance program established under section 7(b) of this chapter to provide group health coverage.

(2) A contract with a prepaid health care delivery plan that is entered into or renewed under section 7(c) of this chapter.

The term includes a person that administers drug benefits on behalf of a state employee plan.

(e) A state employee plan may not prohibit a pharmacy, upon dispensing a drug to a covered individual, from providing to the covered individual information concerning a drug, including the cost and clinical efficacy of an available, more affordable, alternative drug.

(f) A state employee plan may not require a covered individual to pay more upon receiving a covered drug than the least of the following:

(1) The amount of the deductible or copayment for the drug under the state employee plan.

(2) The amount payable to the pharmacy for the drug under the state employee plan's contract with the pharmacy.

(3) The amount the pharmacy would charge for the drug if the covered individual did not have coverage or an applicable discount for the drug."

Page 3, line 11, after "services," insert "not covered by Medicaid,"

Page 5, delete lines 11 through 38, begin a new paragraph and insert:

"SECTION 6. IC 12-10-11-9, AS ADDED BY P.L.137-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 9. (a) The board shall be given the opportunity to review and recommend changes to a proposed rule concerning home and community**

based services the community and home options to institutional care for the elderly and disabled program under IC 12-10-10 for:

(1) elderly individuals; or

(2) individuals with disabilities;

at least three (3) months before a the proposed rule may be published in the Indiana Register. The proposed rule must be distributed to the board at least one (1) month before the board's next regularly scheduled meeting.

(b) If the proposing agency fails to give the board the opportunity to review and recommend changes to a proposed rule described in subsection (a), the rule:

(1) is void; and

(2) must be withdrawn by the proposing agency.

(c) The board may determine that the proposed rule reviewed by the board under this section should be subject to a public comment period. If the board makes a determination that a public comment period is necessary, the board shall set the:

(1) date and time;

(2) location; and

(3) format;

of the public comment period for the proposed rule.

(d) After a public hearing, if the board determines that a proposed rule is substantially out of compliance with state law governing home and community based services, the board shall request that the agency proposing the rule modify or withdraw the proposed rule. If a proposed rule is modified under this subsection, the modified rule must be reviewed by the board."

Page 6, delete lines 35 through 42, begin a new paragraph and insert:

"SECTION 9. IC 12-15-13-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 8. (a) The office of family and social services shall study Medicaid reimbursement rates and the methodology for case management services for recipients of the Medicaid family support waiver and the Medicaid community integration and habilitation waiver.**

(b) The office of family and social services may contract with a vendor to conduct the reimbursement rate study in subsection (a).

(c) The results of the study in subsection (a) must include all activities of case management services specified in the Medicaid family support waiver and the Medicaid community integration and habilitation waiver, including the following:

(1) Community transition services.

(2) Ensuring the ongoing facilitation of the person centered planning process.

(3) Developing, updating, and reviewing the person centered individualized support plan and related documents.

(4) Facilitate the integration of risk identification, planning, and mitigation in the person centered individualized support plan process.

(5) Convening team meetings.

(6) Monitoring of service delivery and utilization.

(7) Completing and processing the annual level of care determination.

(8) Completing case notes for all actions on behalf of the consumer.

(9) Convening and conducting all required and as needed face-to-face contacts.

(10) Completing and processing the monitoring checklist.

(11) Developing, submitting, and confirming initial, annual, reentry, and updated cost comparison budgets.

(12) Disseminating information, including all notices of action and forms to the participant, guardian, and the individualized support team.

- (13) Developing and submitting budget modification requests, budget review questionnaires, and data entry worksheets, as needed.
 - (14) Developing and submitting the request for authorization, as outlined in the division of disability and rehabilitative services waiver manual, verifying the service is provided and the equipment is received.
 - (15) Completing, submitting, and following up on nonsentinel incident reports.
 - (16) Completing all required processes and procedures as outlined in the bureau of quality improvement services sentinel event protocol.
 - (17) Completing all required processes and procedures as outlined in the bureau of quality improvement services mortality review protocol, as requested.
 - (18) Monitoring participants' health, safety, and welfare.
 - (19) Monitoring participants' satisfaction and service outcomes.
 - (20) Monitoring claims reimbursed through the approved Medicaid management information system and pertaining to waiver funded services.
 - (21) Maintaining files according to state standards.
 - (22) Cultivating and strengthening informal and natural supports for each participant.
 - (23) Identifying resources and negotiating the best solutions to meet identified needs.
 - (24) Completing the onboarding process for referrals.
 - (25) Completing the intake requirements and process for all referrals new to a waiver.
 - (26) Costs associated with initial and ongoing training for case managers.
 - (27) Costs associated with the on call system.
 - (28) Costs associated with the requirement to employ or contract with a registered nurse.
 - (29) Costs associated with the requirement to be accredited.
 - (30) Costs associated with maintaining the required quality assurance systems.
 - (31) Costs associated with providing supervision and support of case managers.
 - (32) Specific case manager requirements related to persons assessed to be at the Algo 6 level assessment level.
- (d) The results of the study must include the following:
- (1) An analysis and comparison of service rates and rate structures for similar services in comparable states and the number of hours of service per person per month provided for each rate.
 - (2) An analysis and comparison of competitive market rates and rate structures for similar services in Indiana and the number of hours of service per person per month provided for each market rate.
 - (3) Recommendations for Medicaid rates for case management services for recipients of the Medicaid family support waiver and the Medicaid community integration and habilitation waiver.
 - (4) Recommendations for the number of hours of case management services per person per month that may be provided for each recommended rate and rate structure.
 - (5) The methodology for arriving at the recommended rates and number of hours for each rate.
 - (6) The amount of state dollars needed to adequately fund the service for all potentially and currently eligible recipients under the recommended Medicaid rates.
 - (7) The number of all potential and current persons eligible to receive case management services.
- (e) The office of family and social services shall present the results of the study to the budget committee before

January 1, 2019.

(f) This section expires July 1, 2019."

Delete pages 7 through 34.

Page 35, delete lines 1 through 24, begin a new paragraph and insert:

"SECTION 16. IC 25-26-13-29, AS AMENDED BY P.L.158-2013, SECTION 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 29. (a) It is unlawful:

- (1) For any person to display or permit to be displayed, a pharmacy permit in any facility or place of business other than that for which it was issued.
 - (2) For any person to accept a prescription for filling or compounding at any place or facility for which there is not a valid pharmacy permit.
 - (3) For any person to operate a pharmacy or to take, assume, exhibit, display, or advertise by any medium, the title "drugs", "prescriptions", "medicine", "drug store", "pharmacy", or "apothecary shop", or any combination of such titles or any other title, symbol, term, or description of like import intended to cause the public to believe that it is a pharmacy unless the person holds a valid pharmacy permit.
 - (4) For any person to engage or offer to engage in the practice of pharmacy or to hold himself or herself out as a pharmacist without a valid pharmacist's license that is classified as active by the board.
- (b) A person who violates a provision of subsection (a) commits a Level 6 felony.

(c) Nothing in this chapter shall apply to, nor in any manner interfere with the business of a general merchant in selling and distributing nonnarcotic, nonprescription medicines or drugs which are prepackaged, fully prepared by the manufacturer for use by the consumer, and labeled in accordance with the requirements of the state and federal food and drug acts.

(d) This chapter does not apply to, or in any manner interfere with, the business of a manufacturer in selling and delivering dialysate, a drug, or a device that is necessary for home peritoneal renal dialysis for a patient who has end stage renal disease if all of the following apply:

- (1) The dialysate, drug, or device is approved by the federal Food and Drug Administration under federal law.
- (2) The dialysate, drug, or device is held by the manufacturer, a third party logistics provider, or a wholesale drug distributor in accordance with the requirements of IC 25-26-14.
- (3) The dialysate, drug, or device is delivered in the manufacturer's original, sealed packaging.
- (4) The dialysate, drug, or device is delivered only upon:
 - (A) receipt of a physician's prescription by a pharmacy that holds a pharmacy permit under this chapter; and
 - (B) the transmittal of an order from the pharmacy described in clause (A) to the manufacturer, third party logistics provider, or wholesale drug distributor.
- (5) The manufacturer, third party logistics provider, or wholesale drug distributor delivers the dialysate, drug, or device directly to:
 - (A) the patient or the patient's designee for self-administration of the dialysis therapy; or
 - (B) a health care provider for administration of the dialysis therapy to the patient.

SECTION 17. IC 25-26-13.5-18, AS ADDED BY P.L.202-2017, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 18. (a) The board may adopt rules under IC 4-22-2 necessary to implement this chapter.

(b) The Indiana board of pharmacy shall, not later than July 1, 2018, adopt rules under IC 4-22-2, including emergency rules in the manner provided under IC 4-22-2-37.1, to implement this chapter with respect to telepharmacy. This subsection expires July 1, 2019.

SECTION 18. IC 27-8-11-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 12. (a) As used in this section, "drug" means a prescription drug.

(b) As used in this section, "insurer" refers to an insurer that provides coverage for drugs. The term includes a person that administers drug benefits on behalf of an insurer.

(c) As used in this section, "pharmacy" refers to a pharmacist or pharmacy that has entered into an agreement with an insurer under section 3 of this chapter.

(d) An insurer may not prohibit a pharmacy, upon dispensing a drug to an insured, from providing to the insured information concerning a drug, including the cost and clinical efficacy of an available, more affordable, alternative drug.

(e) An insurer may not require an insured to pay more upon receiving a covered drug than the least of the following:

- (1) The amount of the deductible or copayment for the drug under the insured's policy.
- (2) The amount payable to the pharmacy for the drug under the insurer's agreement with the pharmacy.
- (3) The amount the pharmacy would charge for the drug if the insured did not have coverage or an applicable discount for the drug.

SECTION 19. IC 27-13-15-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) As used in this section, "drug" means a prescription drug.

(b) As used in this section, "health maintenance organization" refers to a health maintenance organization that provides coverage for drugs. The term includes the following:

- (1) A limited service health maintenance organization.
- (2) A person that administers drug benefits on behalf of a health maintenance organization or a limited service health maintenance organization.

(c) As used in this section, "pharmacy" refers to a pharmacist or pharmacy that is a participating provider.

(d) A health maintenance organization may not prohibit a pharmacy, upon dispensing a drug to an enrollee, from providing to the enrollee information concerning a drug, including the cost and clinical efficacy of an available, more affordable, alternative drug.

(e) A health maintenance organization may not require an enrollee to pay more upon receiving a covered drug than the least of the following:

- (1) The amount of the copayment for the drug under the individual contract or group contract.
- (2) The amount payable to the pharmacy for the drug under the health maintenance organization's participating provider agreement with the pharmacy.
- (3) The amount the pharmacy would charge for the drug if the enrollee did not have coverage or an applicable discount for the drug."

Page 35, delete line 42, begin a new paragraph and insert:

"SECTION 21. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "nurse licensure compact" refers to a multistate compact entered into by states with the interstate commission of nurse licensure compact administrators.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying the impact that joining the nurse licensure compact would have on the delivery of nursing services to residents of

Indiana. An interim study committee assigned a study under this SECTION shall consider the following:

(1) Recent changes made to the nurse licensure compact, including benefits other states have realized from joining the nurse licensure compact.

(2) The likely changes to access to nursing services in Indiana as a result of adopting the nurse licensure compact, including access to nurses in border areas of the state and in underserved areas.

(3) Increased employment opportunities that may be gained by Indiana nurses if Indiana enters in to the nurse licensure compact.

(4) Issues concerning the oversight and enforcement of standards of practice of nurses by the Indiana state board of nursing and the interstate commission of nurse licensure compact administrators.

(c) This SECTION expires January 1, 2019.

SECTION 22. An emergency is declared for this act."

Delete pages 36 through 37.

Renumber all SECTIONS consecutively.

(Reference is to HB 1317 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1320, 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, delete lines 1 through 17.

Delete pages 2 through 3.

Page 4, delete lines 1 through 11, begin a new paragraph and insert:

"SECTION 1. IC 6-1.1-24-6.4, AS AMENDED BY P.L.251-2015, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6.4. (a) When a certificate of sale is sold under section 6.1 of this chapter, the purchaser at the sale shall immediately pay the amount of the bid to the county treasurer. The county treasurer shall apply the payment in the following manner:

(1) First, to the taxes, special assessments, penalties, and costs described in section 5(e) of this chapter.

(2) Second, to other delinquent property taxes in the manner provided in IC 6-1.1-23-5(b).

(3) Third, to a separate "tax sale surplus fund".

(b) For any tract or item of real property for which a tax sale certificate is sold under section 6.1 of this chapter, if taxes or special assessments, or both, become due on the tract or item of real property during the period of redemption specified under IC 6-1.1-25-4, the county treasurer may pay the taxes or special assessments, or both, on the tract or item of real property from the tax sale surplus held in the name of the taxpayer, if any, after the taxes or special assessments become due.

(c) The:

(1) owner of record of the real property at the time the ~~tax deed is issued~~ **real property is certified for sale under this chapter** who is divested of ownership by the issuance of a tax deed **or otherwise**; or

(2) purchaser of the certificate or the purchaser's assignee, upon redemption of the tract or item of real property;

may file a verified claim for money that is deposited in the tax sale surplus fund. **Before a tax deed is issued for the real property, money deposited in the tax sale surplus fund may only be disbursed to the purchaser of the certificate or the purchaser's assignee in the event of a redemption of the real property. Money that is disbursed to a purchaser of the**

certificate or the purchaser's assignee in the event of a redemption of the real property reduces the amount that the owner must pay for the redemption by the amount of the disbursement. Except as provided in subsection (b), after a tax deed is issued for the real property, money deposited in the tax sale surplus fund may only be disbursed to the owner of record at the time the real property is certified for sale under this chapter. If the claim is approved by the county auditor and the county treasurer, the county auditor shall issue a warrant to the claimant for the amount due.

(d) If the owner of real property at the time the real property is certified for sale under this chapter makes an assignment of money held in the tax sale surplus fund, the assignment is void. However, this prohibition does not prevent a tax sale surplus from being applied to the payment of property taxes and special assessments for a property that were first due and payable before the date on which the tax deed for the property is executed or otherwise ordered by a court with jurisdiction over the tax sale.

(d)(e) Unless the redemption period specified under IC 6-1.1-25 has been extended under federal bankruptcy law, an amount deposited in the tax sale surplus fund shall be transferred by the county auditor to the county general fund and may not be disbursed under subsection (c) if it is claimed more than three (3) years after the date of its receipt.

(d)(f) Upon the assignment of the certificate of sale to the purchaser, the county auditor shall indicate on the certificate the amount for which the certificate of sale was sold.

SECTION 2. IC 6-1.1-24-7, AS AMENDED BY P.L.85-2017, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) When real property is sold under this chapter, the purchaser at the sale shall immediately pay the amount of the bid to the county treasurer. The county treasurer shall apply the payment in the following manner:

- (1) First, to the taxes, special assessments, penalties, and costs described in section 5(e) of this chapter.
- (2) Second, to other delinquent property taxes in the manner provided in IC 6-1.1-23-5(b).
- (3) Third, to a separate "tax sale surplus fund".

(b) For any tract or item of real property for which a tax sale certificate is sold under this chapter, if taxes or special assessments, or both, become due on the tract or item of real property during the period of redemption specified under IC 6-1.1-25-4, the county treasurer may pay the taxes or special assessments, or both, on the tract or item of real property from the tax sale surplus held in the name of the taxpayer, if any, after the taxes or special assessments become due.

(c) The:

- (1) owner of record of the real property at the time the real property was certified for sale under this chapter; ~~and before the issuance of a tax deed;~~ or
- (2) tax sale purchaser or purchaser's assignee, upon redemption of the tract or item of real property;

may file a verified claim for money which is deposited in the tax sale surplus fund. **Before a tax deed is issued for the real property, money deposited in the tax sale surplus fund may only be disbursed to the purchaser of the certificate or the purchaser's assignee in the event of a redemption of the real property. In the event of a redemption of the real property, money that is disbursed to a purchaser of the certificate or the purchaser's assignee reduces the amount that the owner must pay for the redemption by the amount of the disbursement. Except as provided in subsection (b), after a tax deed is issued for the real property, money deposited in the tax sale surplus fund may only be disbursed to the owner**

of record at the time the real property is certified for sale under this chapter. If the claim is approved by the county auditor and the county treasurer, the county auditor shall issue a warrant to the claimant for the amount due.

(d) If the owner of real property at the time the real property is certified for sale under this chapter makes an assignment of money held in the tax sale surplus fund, the assignment is void. However, this prohibition does not prevent a tax sale surplus from being applied to the payment of property taxes and special assessments for a property that were first due and payable before the date on which the tax deed for the property is executed or otherwise ordered by a court with jurisdiction over the tax sale.

(d)(e) If the person who claims money deposited in the tax sale surplus fund under subsection (c) is:

- (1) a person who has a contract or agreement described under section 7.5 of this chapter with a person described in subsection (c)(1); or
- (2) a person who acts as an executor, attorney-in-fact, or legal guardian of a person described in subsection (c)(1);

the county auditor may issue a warrant to the person only as directed by the court having jurisdiction over the tax sale of the parcel for which the surplus claim is made.

(d)(f) A court may direct the issuance of a warrant only:

- (1) on petition by the claimant;
- (2) within three (3) years after the date of sale of the parcel in the tax sale; and
- (3) in the case of a petitioner to whom subsection ~~(d)(1)~~ **(e)(1)** applies, if the petitioner has satisfied the requirements of section 7.5 of this chapter.

(d)(g) Unless the redemption period specified under IC 6-1.1-25 has been extended under federal bankruptcy law, an amount deposited in the tax sale surplus fund shall be transferred by the county auditor to the county general fund and may not be disbursed under subsection (c) if it is not claimed within the three (3) year period after the date of its receipt.

(d)(h) If an amount applied to taxes under this section is later paid out of the county general fund to the purchaser or the purchaser's successor due to the invalidity of the sale, all the taxes shall be reinstated and recharged to the tax duplicate and collected in the same manner as if the property had not been offered for sale.

(d)(i) When a refund is made to any purchaser or purchaser's successor by reason of the invalidity of a sale, the county auditor shall, at the December settlement immediately following the refund, deduct the amount of the refund from the gross collections in the taxing district in which the land lies and shall pay that amount into the county general fund."

Page 6, line 36, after "CONSULT" insert "**THE COUNTY AUDITOR OR**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1320 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MAHAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1380, 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, delete lines 1 through 17.

Delete pages 2 through 3.

Page 4, delete lines 1 through 19.
 Page 11, delete lines 17 through 37.
 Renumber all SECTIONS consecutively.
 (Reference is to HB 1380 as introduced.)
 and when so amended that said bill do pass.
 Committee Vote: yeas 9, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1382, 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 1, delete "(a) As used in this".
 Page 1, delete lines 2 through 18.
 Page 2, delete lines 1 through 2.
 Page 2, line 3, delete "(b)" and insert "(a)".
 Page 2, line 22, delete "(c)" and insert "(b)".
 Page 2, line 24, delete "(d)" and insert "(c)".
 Page 2, line 28, delete "(e)" and insert "(d)".
 Page 2, line 29, delete "food deserts and".
 Page 2, line 31, delete "food desert and".
 Page 2, line 34, delete "food deserts and".
 Page 2, line 36, delete "food deserts and".
 Page 2, line 39, delete "food deserts and".
 Page 3, line 1, delete "food desert or".
 Page 3, line 2, delete "(f) If the topics in subsection (e) are" and insert "**(e) If the topic in subsection (d) is**".
 Page 3, line 5, delete "topics," and insert "**topic,**".
 Page 3, line 8, delete "(g)" and insert "**(f)**".
 (Reference is to HB 1382 as introduced.)
 and when so amended that said bill do pass.
 Committee Vote: yeas 7, nays 0.

FRIZZELL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1412, 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 7, delete lines 20 through 36, begin a new paragraph and insert:
 "SECTION 17. IC 4-23-7.2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 1. ~~As used in~~ **The following definitions apply throughout** this chapter:
 (1) "Agency" means any state administration, agency, authority, board, bureau, commission, committee, council, department, division, institution, office, service, or other similar body of state government.
 (2) "Board" means the Indiana library and historical board established by IC 4-23-7-2.
 (3) "Department" means the Indiana library and historical department established by IC 4-23-7-1.
 (4) "**Deputy director**" means the deputy director of the Indiana historical bureau.
 (4) (5) "Director" means director of the Indiana historical bureau: ~~library~~.
 (5) (6) "Historical bureau" means the Indiana historical bureau established by ~~IC 4-23-7-3~~: **section 2 of this chapter**.
 (6) (7) "Library" means the Indiana state library established by IC 4-23-7-3."
 Page 8, delete lines 41 through 42.
 Page 9, delete lines 1 through 24, begin a new paragraph and

insert:

"SECTION 22. IC 4-23-7.2-16, AS AMENDED BY P.L.100-2012, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 16. (a) The ~~board~~ **director** shall appoint a **deputy** director to be the chief administrative officer of the historical bureau.

(b) To qualify for the position of **deputy** director, a person must:

- (1) be a graduate of a college or university of recognized standing;
- (2) have had special training in the nature, relative value, and use of historical source material;
- (3) have had special training in the editing of historical publications; and
- (4) possess such other qualifications as the board, in its discretion, may deem necessary.

(c) The deputy director reports to the director.

SECTION 23. IC 4-23-7.2-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 18. The board may appoint an advisory committee of not to exceed nine (9) members, who shall consult and advise with the director **and the deputy director** of the historical bureau concerning the publication of historical material, the promotion of the interest of the historical societies of Indiana, and in the conduct of the historical work of the state generally. The committee ~~so appointed~~ shall serve without compensation."

Page 9, delete lines 28 through 42, begin a new paragraph and insert:

"SECTION 25. IC 5-15-5.1-18, AS AMENDED BY P.L.171-2015, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 18. (a) The oversight committee on public records consists ex officio of:

- (1) the governor or the governor's designee;
- (2) the secretary of state or the secretary's designee;
- (3) the state examiner of the state board of accounts or the state examiner's designee;
- (4) the director of the state library;
- ~~(5) the director of the historical bureau;~~
- ~~(6) (5) the director of the Indiana archives and records administration;~~
- ~~(7) (6) the commissioner of the department of administration or the commissioner's designee;~~
- ~~(8) (7) the public access counselor; and~~
- ~~(9) (8) the chief information officer of the office of technology appointed under IC 4-13.1-2-3 or the chief information officer's designee; and~~
- (9) a clerk of the circuit court or a county recorder who serves on a county commission of public records under IC 5-15-6, appointed by the governor.**

(b) The oversight committee also consists of two (2) lay members appointed by the governor for a term of four (4) years. One (1) lay member shall be a professional journalist or be a member of an association related to journalism.

(c) The oversight committee shall elect one (1) of its members to be chairman. The director of the Indiana archives and records administration shall be the secretary of the committee. The ex officio members of the oversight committee shall serve without compensation and shall receive no reimbursement for any expense which they may incur. Each lay member is entitled to reimbursement for traveling and other expenses as provided in the state travel policies and procedures, established by the department of administration and approved by the budget agency and each lay member is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b).

SECTION 26. IC 5-15-5.1-20.5 IS REPEALED [EFFECTIVE JULY 1, 2018]. ~~Sec. 20.5: A facility to house some or all of the state archives or to be used in the administration of the state archives may not be located on land bound by New York Street, Ohio Street, West Street, and Senate Avenue in Indianapolis."~~

Page 10, delete lines 1 through 18.

Page 10, between lines 41 and 42, begin a new line block indented and insert:

"(6) The Indiana archives and records administration under IC 5-15-5.1-5."

Renumber all SECTIONS consecutively.

(Reference is to HB 1412 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

MAHAN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1421, 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 1, delete "2018," and insert **"the 2019-2020 school year,"**

Page 2, delete lines 5 through 10, begin a new paragraph and insert:

"(d) Beginning in the 2019-2020 school year, the department, in collaboration with parent organizations and state educational institutions, shall provide information and assistance to school corporations regarding the implementation of the school corporation's evidence based plan developed under subsection (a) to ensure that teachers and administrators receive appropriate professional development and other resources in preparation for carrying out the plan."

Page 2, line 14, delete "suspension, expulsion, or involuntary transfer" and insert **"suspension or expulsion"**.

Page 2, line 24, after "learning," insert **"Included in these prevention strategies is building positive adult-child relationships through trauma-informed, culturally-responsive, and restorative practices."**

Page 2, between lines 36 and 37, begin a new paragraph and insert:

"SECTION 5. IC 20-33-8-3.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: As used in this chapter, "culturally-responsive" means a system of congruent behaviors, attitudes, and policies that enables teachers to work effectively in cross-cultural situations. The term includes the use of knowledge concerning individuals and groups to develop specific standards, policies, practices, and attitudes to be used in appropriate cultural settings to increase students' education performance.

SECTION 6. IC 20-33-8-3.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3.9. As used in this chapter, "trauma-informed" means a school in which all parties involved recognize and respond to the impact of traumatic stress on those who have contact with the school, including school staff, children, caregivers, and service providers. Programs and agencies within such a system infuse and sustain trauma awareness, knowledge, and skills into their organizational cultures, practices, and policies. They act in collaboration with all those who are involved with the child, using the best available science, to maximize physical and psychological safety, facilitate the recovery of the child and family, and support their ability to thrive."

Page 4, line 41, delete "serious public safety;" and insert **"public safety risk;"**.

Page 6, line 19, delete "Subject to subsection (c), the" and insert "The".

Page 6, delete lines 28 through 31.

Page 6, line 32, delete "(d)" and insert **"(c)"**.

Page 6, delete lines 35 through 37, begin a new paragraph

and insert:

"(d) In accordance with positive discipline practices, a student may not be suspended or expelled solely for tardiness or absence. The student may be expelled for truancy only after the student has moved through all steps of the school's evidence based and positive discipline plans with no solution."

Page 6, line 38, delete "(f)" and insert **"(e)"**.

Page 7, line 2, delete "(g)" and insert **"(f)"**.

Page 7, line 3, delete "subsections (c) and (d)" and insert **"subsection (c)"**.

Page 7, delete lines 11 through 25.

Page 8, delete lines 14 through 42.

Page 9, delete lines 1 through 26.

Renumber all SECTIONS consecutively.

(Reference is to HB 1421 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 5.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1426, 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, begin a new paragraph and insert:

"SECTION 1. IC 2-5-41 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 41. Career Counseling in Elementary and High Schools

Sec. 1. As used in this chapter, "committee" means the education interim study committee established by IC 2-5-1.3-4(5).

Sec. 2. The legislative council is urged to assign to the committee the topic of studying the following issues relating to career counseling in elementary and high schools during the 2018 through 2020 interims:

- (1) The adequacy of current state and local funding for a school corporation's career counseling of students.**
- (2) The current workload of a school corporation's career counselors.**
- (3) The impact of having multiple graduation pathways on a school corporation's career counselor's workload.**
- (4) The fiscal impact of having multiple graduation pathways on a school corporation's ability to provide adequate career counseling to students.**

Sec. 3. This chapter expires January 1, 2021."

Page 16, line 26, delete "a".

Page 23, line 12, delete "and Grants".

Page 23, line 16, delete "an evaluator" and insert **"a collaborator"**.

Page 23, line 34, delete "an" and insert **"a"**.

Page 24, delete lines 1 through 4.

Page 24, line 5, delete "(c) An" and insert **"(b) A"**.

Page 24, line 30, delete "(d)" and insert **"(c)"**.

Page 24, delete lines 36 through 42.

Delete page 25.

Page 26, delete lines 1 through 9.

Page 26, line 10, delete "6." and insert **"4."**

Page 27, line 5, after "administer" insert **"science"**.

Page 27, line 5, after "assessment" insert **","**.

Page 27, delete lines 10 through 14, begin a new paragraph and insert:

"(e) For each school year beginning after June 30, 2019,

a high school shall administer as part of the statewide assessment a nationally recognized college entrance exam. The levels of proficiency must be approved by the commission for higher education, in consultation with the state educational institutions, and may not be lower than the national college ready benchmark established for that particular exam."

Page 27, line 18, reset in roman "(f)".

Page 27, line 18, delete "(e)".

Page 27, line 25, delete "(f)" and insert "(g)".

Page 27, line 26, delete "(d)," and insert "(e)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1426 as printed January 23, 2018.)

and when so amended that said bill do pass.

Committee Vote: yeas 20, nays 1.

BROWN T, Chair

Report adopted.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1023

Representative Bacon called down Engrossed House Bill 1023 for third reading:

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

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

Roll Call 76: yeas 90, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Messmer.

Engrossed House Bill 1027

Representative Frye called down Engrossed House Bill 1027 for third reading:

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

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

Roll Call 77: yeas 88, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Perfect.

Engrossed House Bill 1050

Representative Ober called down Engrossed House Bill 1050 for third reading:

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

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

Roll Call 78: yeas 75, nays 17. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Messmer.

Engrossed House Bill 1057

Representative Steuerwald called down Engrossed House Bill 1057 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 79: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Young, Bray and Boots.

Engrossed House Bill 1060

Representative Mahan called down Engrossed House Bill 1060 for third reading:

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

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

Roll Call 80: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Ruckelshaus, Holdman and G. Taylor.

Representative Lucas, who had been present, is now excused.

Engrossed House Bill 1073

Representative Olthoff called down Engrossed House Bill 1073 for third reading:

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

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

Roll Call 81: yeas 94, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Charbonneau, Melton and Randolph.

Engrossed House Bill 1080

Representative Moed called down Engrossed House Bill 1080 for third reading:

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

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

Roll Call 82: yeas 90, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Merritt and G. Taylor.

Engrossed House Bill 1091

Representative Burton called down Engrossed House Bill 1091 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

Roll Call 83: yeas 94, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Delph.

Engrossed House Bill 1096

Representative Culver called down Engrossed House Bill 1096 for third reading:

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

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

Roll Call 84: yeas 70, nays 24. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Doriott.

Engrossed House Bill 1104

Representative Leonard called down Engrossed House Bill 1104 for third reading:

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

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

Roll Call 85: yeas 92, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Bassler and Holdman.

Representatives Huston and Sullivan, who had been present, are now excused

Engrossed House Bill 1120

Representative Kirchhofer called down Engrossed House Bill 1120 for third reading:

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

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

Roll Call 86: yeas 92, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Charbonneau and Head.

Engrossed House Bill 1141

Representative Schaibley called down Engrossed House Bill 1141 for third reading:

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

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

Roll Call 87: yeas 92, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Boots.

Engrossed House Bill 1143

Representative Schaibley called down Engrossed House Bill 1143 for third reading:

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

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

Roll Call 88: yeas 91, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator E. Brown.

Engrossed House Bill 1191

Representative Engleman called down Engrossed House Bill 1191 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 89: yeas 90, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Crider and Becker.

Engrossed House Bill 1214

Representative Friend called down Engrossed House Bill 1214 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

Roll Call 90: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senator Head and Doriott.

Engrossed House Bill 1220

Representative Kirchhofer called down Engrossed House Bill 1220 for third reading:

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

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

Roll Call 91: yeas 91, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Charbonneau.

Engrossed House Bill 1228

Representative McNamara called down Engrossed House Bill 1228 for third reading:

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

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

Roll Call 92: yeas 91, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Head.

Engrossed House Bill 1233

Representative Wolkins called down Engrossed House Bill 1233 for third reading:

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

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

Roll Call 93: yeas 92, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Bassler.

Engrossed House Bill 1250

Representative Negele called down Engrossed House Bill 1250 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

Roll Call 94: yeas 82, nays 8. 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Koch.

Engrossed House Bill 1262

Representative Karickhoff called down Engrossed House Bill 1262 for third reading:

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

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

Roll Call 95: yeas 86, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Holdman.

Engrossed House Bill 1267

Representative Soliday called down Engrossed House Bill 1267 for third reading:

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

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

Roll Call 96: yeas 91, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Charbonneau and Merritt.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that House Bill 1380 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Friend be added as coauthor of House Bill 1096.

CULVER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative GiaQuinta be added as coauthor of House Bill 1104.

LEONARD

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 Bacon, Baird, Bartels, Beumer, Borders, Burton, Carbaugh, Cherry, Clere, Cook, Culver, Davisson, DeVon, Eberhart, Engleman, Friend, Frizzell, Frye, Hamm, Heaton, Heine, Huston, Judy, Lehe, Lehman, Leonard, Lindauer, Lyness, Mahan, May, McNamara, Miller, Morris, Negele, Ober, Olthoff, Pressel, Richardson, Saunders, Siegrist, Slager, Steuerwald, M. Smith, Soliday, Speedy, Sullivan, Thompson, Torr, VanNatter, Washburne, Wesco, Wolkins, Zent, Ziemke, Jordan, Mayfield, Bartlett, Bauer, C. Brown, Hamilton, Klinker, Lawson, Pryor and V. Smith be added as coauthors of House Bill 1017.

GUTWEIN

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 Austin be added as coauthor of House Bill 1117.

FRIZZELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Miller be added as coauthor of House Bill 1212.

BARTELS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Hamm and Olthoff be added as coauthors of House Bill 1248.

NEGELE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Hatfield and Moseley be added as coauthors of House Bill 1253.

RICHARDSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Lindauer be added as coauthor of House Bill 1292.

EBERHART

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Frye, Sullivan and Forestal be added as coauthors of House Bill 1311.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives C. Brown, Davisson and Ziemke be added as coauthors of House Bill 1317.

CLERE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Miller be added as coauthor of House Bill 1320.

SLAGER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Heine, Klinker and Porter be added as coauthors of House Bill 1323.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Stemler be added as coauthor of House Bill 1352.

MAHAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Behning and Klinker be added as coauthors of House Bill 1356.

PORTER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Olthoff and Hamm be added as coauthor of House Bill 1382.

C. BROWN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1384.

BEUMER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Nisly be added as coauthor of House Bill 1420.

BEHNING

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 35, 44, 130, 156, 165, 166, 274, 290, 296, 300, 361, 362, 376, 417 and 438 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolutions 4, 18 and 31 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 29 and 30 and the same are herewith returned to the House.

JENNIFER L. MERTZ

Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Richardson, the House adjourned at 6:24 p.m., this thirtieth day of January, 2018, until Wednesday, January 31, 2018, at 10:00 a.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives