



Journal of the Senate

State of Indiana

118th General Assembly

Second Regular Session

Twenty-first Meeting Day

Tuesday Afternoon

February 18, 2014

The Senate convened at 1:32 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Dr. Ravi Zacharias.

The Pledge of Allegiance to the Flag was led by Senator James W. Merritt, Jr.

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

Alting	Merritt
Arnold	Miller, Patricia
Banks	Miller, Pete
Becker	Mishler
Boots	Mrvan <input checked="" type="checkbox"/>
Bray	Nugent
Breaux	Paul
Broden	Randolph
Buck	Rogers
Charbonneau	Schneider
Crider	Skinner
Delph	Smith
Eckerty	Steele
Glick	Stoops
Grooms	Tallian
Head	Taylor
Hershman	Tomes
Holdman	Walker
Hume	Waltz
Kenley	Waterman
Kruse	Wyss
Lanane	Yoder
Landske <input checked="" type="checkbox"/>	Young, M.
Leising	Young, R.
Long	Zakas

Roll Call 205: present 48; excused 2. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 19

Senate Concurrent Resolution 19, introduced by Senator Paul:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename that part of U.S. Highway 27 North at Richmond the "Bing Welch Memorial Highway."

Whereas, Bing Welch was respected and admired by all who knew him;

Whereas, Born July 20, 1934 in Tazewell, Tennessee, Bing Welch graduated from Anderson High School and attended the University of Tennessee;

Whereas, Upon graduation, Bing Welch was employed at Guide-Lamp Division in Anderson as a tool design apprentice;

Whereas, After returning from military service with the 40th Armor Division in Korea, Bing Welch moved to Richmond, where he was employed by Alcoa as a tool designer;

Whereas, Always interested in helping his city and its residents, Bing Welch was appointed by the Republican Committee to fill the vacant at-large position on the Richmond City Council in the mid-1970s, and went on to serve as the councilman for District 5 for twenty-two years, and also as council president;

Whereas, Bing Welch served as chairman of Richmond Power and Light, as a member of the boards for the Richmond Sanitary District and the Parks and Recreation Department, and was a member of the Corridor North Commission that was instrumental in the planning of U.S. Highway 27 North;

Whereas, As a result of his dedication and devotion to his constituency, his exceptional work, and his many civic accomplishments, Bing Welch was honored by then U.S. Representative Mike Pence on the floor of the United States House of Representatives, and is listed in the congressional record;

Whereas, It is said that Bing Welch always voted with two things in mind: voting with his heart and voting for what he thought was best for his community; and

Whereas, Bing Welch was a loving husband, father, and grandfather who devoted his life to serving his community with honesty, commitment, and integrity: Therefore,

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

SECTION 1. That the Indiana General Assembly honors Bing Welch and recognizes his many contributions and dedicated service to the City of Richmond and the State of Indiana by renaming that part of U.S. Highway 27 North at Richmond the "Bing Welch Memorial Highway."

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to Bing Welch's wife of 57 years, Patricia Ann Michael Welch; his daughter, Kristi Welch (David) Bowen; his son, Brian (Rebecca) Welch; and the Commissioner of the Indiana Department of Transportation.

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

Senate Concurrent Resolution 21

Senate Concurrent Resolution 21, introduced by Senator Boots:

A CONCURRENT RESOLUTION urging the legislative council to assign the topic of the common construction wage to the appropriate committee.

Whereas, Since 1935, Indiana's Common Construction Wage Act has established the wage rates paid to construction workers on public works projects;

Whereas, The establishment of a fair and equitable common construction wage benefits our state and its workers in numerous ways, including more cost-effective construction and more skilled and better-paid workers;

Whereas, It behooves our state to ensure that the process used to establish the common construction wage is fair and equitable; and

Whereas, Hoosiers must ensure fairness in the construction of public projects: 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 legislative council is urged to assign the topic of the common construction wage to the appropriate committee.

SECTION 2. That if the legislative council assigns this topic to the appropriate committee, the committee should consist of legislative members and representatives of the construction industry who are familiar with the common construction wage from the labor and business perspective.

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

Senate Concurrent Resolution 23

Senate Concurrent Resolution 23, introduced by Senator Rogers:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename U.S. 20 in Lake County for the late Mayor Rudolph "Rudy" Clay.

Whereas, Rudolph "Rudy" Clay dutifully served the people of Gary and Lake County in a variety of capacities throughout four

decades of public life;

Whereas, Rudy was born on July 16, 1935 in Alabama, and moved to Indiana at a very young age;

Whereas, Rudy is a graduate of Roosevelt High School and attended Indiana University;

Whereas, Prior to politics, Rudy served two years in the United States Army, and worked as an insurance agent in Midtown, Indiana;

Whereas, Rudy marched with Rev. Martin Luther King Jr. and Rev. Jesse Jackson Sr. at Gage Park in Chicago during the 1960s;

Whereas, Rudy was elected to the Indiana State Senate in 1972 to represent Indiana's 3rd District. He was the only African-American Senator in the General Assembly at the time;

Whereas, As a Senator, Rudy worked towards better treatment of prison inmates, a victims' compensation fund, a tenants' bill of rights, making Martin Luther King Jr. a state holiday, closing the Gary city dump, and fought against discriminatory hiring practices;

Whereas, Rudy was called on by then-Gov. Otis Bowen to negotiate a hostage situation in 1973 at the Indiana State Prison in Michigan City. The rioting inmates ended the 35-hour siege after they spoke with Clay;

Whereas, Following the State Senate, Rudy was elected to the Lake County Council, 2nd District, and served there from 1978 to 1984;

Whereas, Rudy was elected Lake County Recorder in 1984;

Whereas, In 1986, Rudy was shot at outside of his home by unidentified assailants. No charges were ever filed;

Whereas, The State Democratic Central Committee named Rudy the Lake County Party Chairman, a position in which he served from 2005 to 2009. Clay was the first African-American head of the Lake County Democratic Party;

Whereas, Following the resignation of Mayor Scott King, Rudy became Mayor in 2006. He would go on to win a popular election for mayor in 2007;

Whereas, Rudy served as Mayor of Gary, Indiana from 2006 through 2011. He decided not to seek reelection due to health concerns;

Whereas, Rudy passed away on June 4, 2013 at the age of 77;

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

SECTION 1. The Indiana General Assembly recognizes Rudolph "Rudy" Clay for his many accomplishments and steadfast dedication to the people of Gary, Lake County, and the State of Indiana by urging the Indiana Department of Transportation to rename U.S. 20 in Lake County in his honor.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to the Indiana Department of Transportation and Rudy's family.

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

Senate Resolution 40

Senate Resolution 40, introduced by Senator Hershman:

A SENATE RESOLUTION recognizing February 26, 2014, as the 22nd Anniversary of the Khojaly Tragedy in Azerbaijan.

Whereas, The Nagorno-Karabakh War, lasting from 1988 to 1994, was a conflict between Armenia and Azerbaijan;

Whereas, On February 25 and 26, 1992, Armenian armed forces occupied the town of Khojaly in Azerbaijan, killing more than 600 innocent civilians, many of whom were women and children;

Whereas, Non-partisan, non-governmental organizations such as Human Rights Watch have viewed these killings as a violation of customary law regarding the treatment of civilians in war zones; moreover, numerous governments around the world have condemned the attack;

Whereas, To this day, the conflict between Azerbaijan and Armenia continues, with Armenian forces occupying Azerbaijan territory in the Nagorno-Karabakh region;

Whereas, Resolutions condemning the continued occupation of Azerbaijan's territory by Armenian forces have been passed by the United Nations Security Council and General Assembly;

Whereas, The United States Department of State has acknowledged that only a lasting and peaceful settlement can bring about stability, prosperity, and reconciliation in the region;

Whereas, This tragic event serves as a sobering reminder of the immeasurable loss caused by war and of the enduring need for greater understanding, communication, and tolerance among people the world over; and

Whereas, The Indiana Senate recognizes that foreign policy falls within the purview of the Federal Government: Therefore,

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

SECTION 1. That the Indiana Senate hereby recognizes

February 26, 2014, as the 22nd Anniversary of the Khojaly Tragedy in Azerbaijan, which resulted in the deaths of more than 600 civilians.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to the President of the United States, the United States Senate, the United States House of Representatives, the United States Department of State, the United States Ambassador to the Republic of Azerbaijan, and the Ambassador of the Republic of Azerbaijan to the United States.

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

Senate Resolution 41

Senate Resolution 41, introduced by Senator Paul:

A SENATE RESOLUTION urging the Legislative Council to assign to a study committee the topic of local communities.

Whereas, The economic vitality of local communities is of great concern for the well-being of the State of Indiana; and

Whereas, The economic vitality of local communities has been threatened in recent years: Therefore,

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

SECTION 1. That the Legislative Council is urged to assign to a statutory committee established under IC 2-5 or an interim study committee during the 2014 legislative interim, the topic of local communities. If the topic is assigned to a study committee, the committee shall review and study each of the following with regard to its impact on the economic vitality of local communities:

- (1) the economic downturn;
- (2) social mobility;
- (3) the property tax circuit breaker;
- (4) schools' inability to accurately estimate student enrollments; and
- (5) schools' lack of confidence in a proposed budget without accurate estimates.

SECTION 2. That the committee, if established, shall operate under the direction of the Legislative Council and shall issue a final report when directed to do so by the Council.

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

Senate Concurrent Resolution 17

Senate Concurrent Resolution 17, introduced by Senators Becker and Charbonneau:

A CONCURRENT RESOLUTION urging the Legislative Council to assign to the appropriate study committee the topic of family caregiving and long-term services and support.

Whereas, The population of Indiana that will be 85 years or older and that will most likely need caregiving assistance is projected to reach 209,000 by 2032;

Whereas, Providing services and support for these individuals in their homes and communities is generally much less expensive than nursing home care, and those who receive services in their homes are much less likely to need public assistance as well;

Whereas, Among those receiving care at home, 70 percent nationally have Alzheimer's disease or a related disorder and require daily support;

Whereas, There is an estimated 1.3 million adults in the state providing care to their adult relatives or friends currently, equating to an estimated 877 million hours and \$9.4 billion in value each year, yet a majority of these caregivers are unpaid; and

Whereas, To successfully address the surging population of older adults who have a significant need for long-term services and support, Indiana must develop innovative methods to encourage and support families to assist their aging relatives and develop ways to recruit and retain a qualified, responsive in-home care workforce: Therefore,

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

SECTION 1. That the Indiana General Assembly urges the Legislative Council to assign to the appropriate study committee the topic of family caregiving and long-term services and support in order to identify policies and resources that would support family caregivers and to compile an inventory of the resources available to those family caregivers.

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

The resolution was read in full and referred to the Committee on Health and Provider Services.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Concurrent Resolution 11, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass.
Committee Vote: Yeas 6, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1020, has had the same under consideration and begs leave to report the

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

Page 1, line 1, delete "IC 2-5-3-9" and insert "IC 2-5-3.2".

Page 1, line 2, delete "SECTION" and insert "CHAPTER".

Page 1, line 3, delete "Sec. 9.", begin a new paragraph and insert:

"Chapter 3.2. Review, Analysis, and Evaluation of Tax Incentives

Sec. 1."

Page 2, line 9, after "commission" insert **"on state tax and financing policy (or its successor committee)"**.

Page 3, delete lines 5 through 6.

Page 3, line 7, delete "(7)" and insert **"(6)"**.

Page 3, line 31, delete "(8)" and insert **"(7)"**.

Page 3, line 34, delete "(9)" and insert **"(8)"**.

Page 3, line 36, delete "(10)" and insert **"(9)"**.

Page 3, line 38, delete "(11)" and insert **"(10)"**.

Page 3, line 42, delete "(12)" and insert **"(11)"**.

Page 4, line 4, delete "(13)" and insert **"(12)"**.

Page 4, line 10, delete "official or" and insert **"or local official or a"**.

Page 4, line 11, after "agency" insert **", a political subdivision, a body corporate and politic, or a county or municipal redevelopment commission"**.

Page 4, line 13, delete "A state official or state agency" and insert **"An official or entity"**.

Page 4, line 16, delete "A state official or a state agency" and insert **"An official or entity"**.

Page 4, line 21, delete "2015," and insert **"2014,"**.

Page 4, line 28, after "a" insert **"reviewed"**.

Page 4, line 32, after "a" insert **"reviewed"**.

Page 5, delete lines 23 through 37, begin a new paragraph and insert:

"SECTION 2. IC 4-4-28-5, AS AMENDED BY P.L.150-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. As used in this chapter, "individual development account" means an account in a financial institution administered by a community development corporation that allows a qualifying individual to deposit money:

(1) to be matched by the state, financial institutions, corporations, and other entities; and

(2) that will be used by the qualifying individual for one (1) or more of the following:

(A) To pay for costs (including tuition, laboratory costs, books, computer costs, and other costs associated with attendance) at an accredited postsecondary educational institution or a vocational school that is not a postsecondary educational institution, for the individual or for a dependent of the individual.

(B) To pay for the costs (including tuition, laboratory costs, books, computer costs, and other costs) associated with an accredited or a licensed training program that may lead to employment for the individual or for a dependent of the individual.

(C) To purchase a primary residence for the individual or for a dependent of the individual or to reduce the

principal amount owed on a primary residence that was purchased by the individual or a dependent of the individual with money from an individual development account.

(D) To pay for the rehabilitation (as defined in IC 6-3.1-11-11, **before its expiration January 1, 2020**) of the individual's primary residence.

(E) To begin or to purchase part or all of a business or to expand an existing small business.

SECTION 3. IC 4-4-28-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 13. (a) Each community development corporation shall establish an individual development account fund to provide money to be used to finance additional accounts to be administered by the community development corporation under this chapter and to help pay for the community development corporation's expenses related to the administration of accounts.

(b) Each community development corporation shall encourage individuals, financial institutions, corporations, and other entities to contribute to the fund. A contributor to the fund may qualify for a tax credit as provided under IC 6-3.1-18 (**before its expiration January 1, 2020**).

(c) Each community development corporation may use up to twenty percent (20%) of the first one hundred thousand dollars (\$100,000) deposited each calendar year in the fund under subsection (b) to help pay for the community development corporation's expenses related to the administration of accounts established under this chapter. All deposits in the fund under subsection (b) of more than one hundred thousand dollars (\$100,000) during each calendar year may be used only to fund accounts administered by the community development corporation under this chapter.

(d) A community development corporation may allow an individual to establish a new account as adequate funding becomes available.

(e) Only money from the fund may be used to make the deposit described in subsection (f) into an account established under this section.

(f) The community development corporation shall annually deposit at least three dollars (\$3) into each account for each one dollar (\$1) an individual has deposited into the individual's account as of June 30.

(g) A community development corporation may not allow a qualifying individual to establish an account if the community development corporation does not have adequate funds to deposit into the account under subsection (f).

SECTION 4. IC 4-4-28-16, AS AMENDED BY P.L.150-2007, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 16. (a) Money withdrawn from an individual's account is not subject to taxation under IC 6-3-1 through IC 6-3-7 if the money is used for at least one (1) of the following:

(1) To pay for costs (including tuition, laboratory costs, books, computer costs, and other costs) at an accredited postsecondary educational institution or a vocational school that is not a postsecondary educational institution for the individual or for a dependent of the individual.

(2) To pay for the costs (including tuition, laboratory costs, books, computer costs, and other costs) associated with an accredited or a licensed training program that may lead to employment for the individual or for a dependent of the individual.

(3) To purchase a primary residence for the individual or for a dependent of the individual or to reduce the principal amount owed on a primary residence that was purchased by the individual or a dependent of the individual with money from an individual development account.

(4) To pay for the rehabilitation (as defined in IC 6-3.1-11-11, **before its expiration January 1, 2020**) of the individual's primary residence.

(5) To begin or to purchase part or all of a business or to expand an existing small business.

(b) At the time of requesting authorization under section 15 of this chapter to withdraw money from an individual's account under subsection (a)(5), the individual must provide the community development corporation with a business plan that:

(1) is approved by:

(A) a financial institution; or

(B) a nonprofit loan fund that has demonstrated fiduciary stability;

(2) includes a description of services or goods to be sold, a marketing plan, and projected financial statements; and

(3) may require the individual to obtain the assistance of an experienced business advisor.

SECTION 5. IC 4-33-12-6, AS AMENDED BY SEA 24-2014, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. (a) The department shall place in the state general fund the tax revenue collected under this chapter.

(b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7 (**before its expiration January 1, 2020**), the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall be paid to:

(A) the city in which the riverboat is docked, if the city:

(i) is located in a county having a population of more than one hundred eleven thousand (111,000) but less than one hundred fifteen thousand (115,000); or

(ii) is contiguous to the Ohio River and is the largest city in the county; and

(B) the county in which the riverboat is docked, if the riverboat is not docked in a city described in clause (A).

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the county in which the riverboat is docked.

In the case of a county described in subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under subdivision (1)(B).

(3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during a quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the state fair commission, for use in any activity that the commission is authorized to carry out under IC 15-13-3.

(5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(6) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the state general fund.

(c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the treasurer of state shall quarterly pay the following:

(1) With respect to admissions taxes collected for a person admitted to the riverboat before July 1, 2010, the following amounts:

(A) Twenty-two percent (22%) of the admissions tax collected during the quarter shall be paid to the county treasurer of the county in which the riverboat is located. The county treasurer shall distribute the money received under this clause as follows:

(i) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed to the county treasurer of a county having a population of more than forty thousand (40,000) but less than forty-two thousand (42,000) for appropriation by the county fiscal body after receiving a recommendation from

the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this item to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(ii) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body. The county fiscal body for the receiving county shall provide for the distribution of the money received under this item to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(iii) Fifty-four and five-tenths percent (54.5%) shall be retained by the county where the riverboat is located for appropriation by the county fiscal body after receiving a recommendation from the county executive.

(B) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than two thousand (2,000) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this clause must be transferred to the school corporation in which the town is located.

(C) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this clause must be transferred to the school corporation in which the town is located.

(D) Twenty percent (20%) of the admissions tax collected during the quarter shall be paid in equal amounts to each town that:

(i) is located in the county in which the riverboat is located; and

(ii) contains a historic hotel.

At least twenty percent (20%) of the taxes received by a town under this clause must be transferred to the school corporation in which the town is located.

(E) Ten percent (10%) of the admissions tax collected during the quarter shall be paid to the Orange County development commission established under IC 36-7-11.5. At least one-third (1/3) of the taxes paid to the Orange County development commission under

this clause must be transferred to the Orange County convention and visitors bureau.

(F) Thirteen percent (13%) of the admissions tax collected during the quarter shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).

(G) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the Indiana economic development corporation to be used by the corporation for the development and implementation of a regional economic development strategy to assist the residents of the county in which the riverboat is located and residents of contiguous counties in improving their quality of life and to help promote successful and sustainable communities. The regional economic development strategy must include goals concerning the following issues:

- (i) Job creation and retention.
- (ii) Infrastructure, including water, wastewater, and storm water infrastructure needs.
- (iii) Housing.
- (iv) Workforce training.
- (v) Health care.
- (vi) Local planning.
- (vii) Land use.
- (viii) Assistance to regional economic development groups.
- (ix) Other regional development issues as determined by the Indiana economic development corporation.

(2) With respect to admissions taxes collected for a person admitted to the riverboat after June 30, 2010, the following amounts:

(A) Twenty-nine and thirty-three hundredths percent (29.33%) to the county treasurer of Orange County. The county treasurer shall distribute the money received under this clause as follows:

- (i) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of Dubois County for distribution in the manner described in subdivision (1)(A)(i).
- (ii) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of Crawford County for distribution in the manner described in subdivision (1)(A)(ii).
- (iii) Fifty-four and five-tenths percent (54.5%) to be retained by the county treasurer of Orange County for appropriation by the county fiscal body after receiving a recommendation from the county executive.

(B) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Orleans. At least twenty percent (20%) of the taxes received by the town under this clause must be transferred to Orleans Community Schools.

(C) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Paoli. At least twenty percent (20%) of the taxes received by the town under

this clause must be transferred to the Paoli Community School Corporation.

(D) Twenty-six and sixty-seven hundredths percent (26.67%) to be paid in equal amounts to the fiscal officers of the towns of French Lick and West Baden Springs. At least twenty percent (20%) of the taxes received by a town under this clause must be transferred to the Springs Valley Community School Corporation.

(E) Thirty and sixty-six hundredths percent (30.66%) to the Indiana economic development corporation to be used in the manner described in subdivision (1)(G).

(d) With respect to tax revenue collected from a riverboat that operates from a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000), the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the city in which the riverboat is docked.

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the county in which the riverboat is docked.

(3) Except as provided in subsection (k), nine cents (\$0.09) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), one cent (\$0.01) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the northwest Indiana law enforcement training center.

(5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during a quarter that has

implemented flexible scheduling under IC 4-33-6-21; shall be paid to the state fair commission for use in any activity that the commission is authorized to carry out under IC 15-13-3.

(6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(7) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the state general fund.

(e) Money paid to a unit of local government under subsection (b), (c), or (d):

(1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;

(2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the discretion of the unit to reduce the property tax levy of the unit for a particular year;

(3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

(f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

(1) deposited in:

(A) the county convention and visitor promotion fund; or

(B) the county's general fund if the county does not have a convention and visitor promotion fund; and

(2) used only for the tourism promotion, advertising, and economic development activities of the county and community.

(g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

(1) is annually appropriated to the division of mental health and addiction;

(2) shall be distributed to the division of mental health and addiction at times during each state fiscal year determined by the budget agency; and

(3) shall be used by the division of mental health and addiction for programs and facilities for the prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the creation and maintenance of a toll free telephone line to provide the public with information about these addictions. The division shall allocate at least

twenty-five percent (25%) of the money received to the prevention and treatment of compulsive gambling.

(h) This subsection applies to the following:

(1) Each entity receiving money under subsection (b)(1) through (b)(5).

(2) Each entity receiving money under subsection (d)(1) through (d)(2).

(3) Each entity receiving money under subsection (d)(5) through (d)(6).

The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity subject to this subsection during the state fiscal year 2002. The amount determined under this subsection is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer of state shall determine the total amount of money paid by the treasurer of state to the entity described in subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(j) This subsection does not apply to an entity receiving money under subsection (c). The total amount of money distributed to an entity under this section during a state fiscal year may not exceed the entity's base year revenue as determined under subsection (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall make a supplemental distribution to the entity under IC 4-33-13-5.

(k) This subsection does not apply to an entity receiving money under subsection (c). The treasurer of state shall pay that part of the riverboat admissions taxes that:

(1) exceeds a particular entity's base year revenue; and

(2) would otherwise be due to the entity under this section; to the state general fund instead of to the entity.

SECTION 6. IC 4-33-13-5, AS AMENDED BY SEA 24-2014, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) This subsection does not apply to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue deposited in the state gaming fund under this chapter to the following:

(1) The first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (e).

(2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by each licensed owner shall be paid:

(A) to the city that is designated as the home dock of the

riverboat from which the tax revenue was collected, in the case of:

- (i) a city described in IC 4-33-12-6(b)(1)(A); or
- (ii) a city located in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000); or

(B) to the county that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).

(3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall be paid to the state general fund. In each state fiscal year, the treasurer of state shall make the transfer required by this subdivision not later than the last business day of the month in which the tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is received by the state on the last business day in a month, the treasurer of state may transfer the tax revenue to the state general fund in the immediately following month.

(b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue remitted by the operating agent under this chapter as follows:

(1) Thirty-seven and one-half percent (37.5%) shall be paid to the state general fund.

(2) Nineteen percent (19%) shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b). However, at any time the balance in that fund exceeds twenty million dollars (\$20,000,000), the amount described in this subdivision shall be paid to the state general fund.

(3) Eight percent (8%) shall be paid to the Orange County development commission established under IC 36-7-11.5.

(4) Sixteen percent (16%) shall be paid in equal amounts to each town that is located in the county in which the riverboat is located and contains a historic hotel. The following apply to taxes received by a town under this subdivision:

(A) At least twenty-five percent (25%) of the taxes must be transferred to the school corporation in which the town is located.

(B) At least twelve and five-tenths percent (12.5%) of the taxes imposed on adjusted gross receipts received after June 30, 2010, must be transferred to the Orange County development commission established by IC 36-7-11.5-3.5.

(5) Nine percent (9%) shall be paid to the county treasurer of the county in which the riverboat is located. The county treasurer shall distribute the money received under this subdivision as follows:

(A) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to the county treasurer of a county having a population of more than forty thousand (40,000) but less than forty-two thousand (42,000) for appropriation by the county fiscal body

after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive. (B) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) Fifty-five and five-tenths percent (55.5%) shall be retained by the county in which the riverboat is located for appropriation by the county fiscal body after receiving a recommendation from the county executive.

(6) Five percent (5%) shall be paid to a town having a population of more than two thousand (2,000) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least forty percent (40%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.

(7) Five percent (5%) shall be paid to a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least forty percent (40%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.

(8) Five-tenths percent (0.5%) of the taxes imposed on adjusted gross receipts received after June 30, 2010, shall be paid to the Indiana economic development corporation established by IC 5-28-3-1.

(c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall determine the total amount of money paid by the treasurer of state to the city or county during the state fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer of state shall certify the base year revenue determined under this subsection to the city or county. The total amount of money distributed to a city or county under this section during a state fiscal year may not exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that part of the riverboat wagering taxes that:

(1) exceeds a particular city's or county's base year revenue; and

(2) would otherwise be due to the city or county under this section;

to the state general fund instead of to the city or county.

(d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the state general fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following may not exceed two hundred fifty million dollars (\$250,000,000):

(1) Surplus lottery revenues under IC 4-30-17-3.

(2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.

(3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the build Indiana fund. If in any state fiscal year insufficient money is transferred to the state general fund under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount transferred to the build Indiana fund to the amount available in the state general fund from the transfers under subsection (a)(3) for the state fiscal year.

(e) Before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have a riverboat according to the ratio that the county's population bears to the total population of the counties that do not have a riverboat. Except as provided in subsection (h), the county auditor shall distribute the money received by the county under this subsection as follows:

(1) To each city located in the county according to the ratio the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be retained by the county.

(f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of the following purposes:

(1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax reduction under this subdivision does not reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5).

(2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.

(3) To fund sewer and water projects, including storm water management projects.

(4) For police and fire pensions.

(5) To carry out any governmental purpose for which the money is appropriated by the fiscal body of the city, town, or county. Money used under this subdivision does not reduce the property tax levy of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5.

(g) This subsection does not apply to an entity receiving

money under IC 4-33-12-6(c). Before September 15 of each year, the treasurer of state shall determine the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal year. If the treasurer of state determines that the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal year was less than the entity's base year revenue (as determined under IC 4-33-12-6), the treasurer of state shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited into the state general fund. Except as provided in subsection (i), the amount of an entity's supplemental distribution is equal to:

(1) the entity's base year revenue (as determined under IC 4-33-12-6); minus

(2) the sum of:

(A) the total amount of money distributed to the entity during the preceding state fiscal year under IC 4-33-12-6; plus

(B) any amounts deducted under IC 6-3.1-20-7 (**before its expiration January 1, 2020**).

(h) This subsection applies only to a county containing a consolidated city. The county auditor shall distribute the money received by the county under subsection (e) as follows:

(1) To each city, other than a consolidated city, located in the county according to the ratio that the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio that the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid in equal amounts to the consolidated city and the county.

(i) This subsection applies to a supplemental distribution made after June 30, 2013. The maximum amount of money that may be distributed under subsection (g) in a state fiscal year is forty-eight million dollars (\$48,000,000). If the total amount determined under subsection (g) exceeds forty-eight million dollars (\$48,000,000), the amount distributed to an entity under subsection (g) must be reduced according to the ratio that the amount distributed to the entity under IC 4-33-12-6 bears to the total amount distributed under IC 4-33-12-6 to all entities receiving a supplemental distribution.

SECTION 7. IC 5-28-11-1, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. As used in this chapter, "economically disadvantaged area" has the meaning set forth in IC 6-3.1-9-1 (**before its expiration January 1, 2020**).

SECTION 8. IC 5-28-15-3, AS AMENDED BY P.L.146-2008, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. As used in this chapter, "zone business" means an entity that accesses at least one (1) tax credit, deduction, or exemption incentive available under this chapter, IC 6-1.1-45, IC 6-3-3-10 (**before its expiration January 1, 2020**), IC 6-3.1-7 (**before its expiration January 1, 2020**), or IC 6-3.1-10 (**before its expiration January 1, 2020**).

SECTION 9. IC 5-28-15-5, AS AMENDED BY P.L.288-2013, SECTION 1, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. (a) The board has the following powers, in addition to other powers that are contained in this chapter:

- (1) To review and approve or reject all applicants for enterprise zone designation, according to the criteria for designation that this chapter provides.
 - (2) To waive or modify rules as provided in this chapter.
 - (3) To provide a procedure by which enterprise zones may be monitored and evaluated on an annual basis.
 - (4) To adopt rules for the disqualification of a zone business from eligibility for any or all incentives available to zone businesses, if that zone business does not do one (1) of the following:
 - (A) If all its incentives, as contained in the summary required under section 7 of this chapter, exceed one thousand dollars (\$1,000) in any year, pay a registration fee to the board in an amount equal to one percent (1%) of all its incentives.
 - (B) Use all its incentives, except for the amount of the registration fee, for its property or employees in the zone.
 - (C) Remain open and operating as a zone business for twelve (12) months of the assessment year for which the incentive is claimed.
 - (5) To disqualify a zone business from eligibility for any or all incentives available to zone businesses in accordance with the procedures set forth in the board's rules.
 - (6) After a recommendation from a U.E.A., to modify an enterprise zone boundary if the board determines that the modification:
 - (A) is in the best interests of the zone; and
 - (B) meets the threshold criteria and factors set forth in section 9 of this chapter.
 - (7) To employ staff and contract for services.
 - (8) To receive funds from any source and expend the funds for the administration and promotion of the enterprise zone program.
 - (9) To make determinations under IC 6-3.1-11 (**before its expiration January 1, 2020**) concerning the designation of locations as industrial recovery sites.
 - (10) To make determinations under IC 6-3.1-11 (**before its expiration January 1, 2020**) concerning the disqualification of persons from claiming credits provided by that chapter in appropriate cases.
- (b) In addition to a registration fee paid under subsection (a)(4)(A), each zone business that receives an incentive described in section 3 of this chapter shall assist the zone U.E.A. in an amount determined by the legislative body of the municipality in which the zone is located. If a zone business does not assist a U.E.A., the legislative body of the municipality in which the zone is located may pass an ordinance disqualifying a zone business from eligibility for all credits or incentives available to zone businesses. If a legislative body disqualifies a zone business under this subsection, the legislative body shall notify the board, the department of local government finance, and the department of state revenue in writing not more than thirty (30) days after the passage of the ordinance disqualifying the zone business.

Disqualification of a zone business under this section is effective beginning with the taxable year in which the ordinance disqualifying the zone business is adopted.

SECTION 10. IC 5-28-21-1, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. As used in this chapter, "economically disadvantaged area" has the meaning set forth in IC 6-3.1-9-1 (**before its expiration January 1, 2020**).

SECTION 11. IC 5-28-28-4, AS AMENDED BY P.L.288-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. As used in this chapter, "tax credit" means a state tax liability credit under any of the following:

- (1) IC 6-3.1-7 (**before its expiration January 1, 2020**).
- (2) IC 6-3.1-13 (**before its expiration January 1, 2020**).
- (3) IC 6-3.1-26.
- (4) IC 6-3.1-27.
- (5) IC 6-3.1-28.
- (6) IC 6-3.1-30 (**before its expiration January 1, 2020**).
- (7) IC 6-3.1-31.9.
- (8) IC 6-3.1-33.

SECTION 12. IC 6-1.1-43-1, AS AMENDED BY P.L.288-2013, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. This chapter applies to the following economic development incentive programs:

- (1) Grants and loans provided by the Indiana economic development corporation under IC 5-28 or the office of tourism development under IC 5-29.
- (2) Incentives provided in an economic revitalization area under IC 6-1.1-12.1.
- (3) Incentives provided under IC 6-3.1-13 (**before its expiration January 1, 2020**).

SECTION 13. IC 6-3-3-5.1, AS AMENDED BY P.L.2-2007, SECTION 122, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5.1. (a) At the election of the taxpayer, a credit against the adjusted gross income tax imposed by IC 6-3-1 through IC 6-3-7 for the taxable year, is permitted in an amount (subject to the applicable limitations provided by this section) equal to fifty percent (50%) of the aggregate amount of contributions made by the taxpayer during the taxable year to the twenty-first century scholars program support fund established under IC 21-12-7-1.

(b) In the case of a taxpayer other than a corporation, the amount allowable as a credit under this section for any taxable year may not exceed:

- (1) one hundred dollars (\$100) in the case of a single return; or
- (2) two hundred dollars (\$200) in the case of a joint return.

(c) In the case of a taxpayer that is a corporation, the amount allowable as a credit under this section for any taxable year may not exceed the lesser of the following amounts:

- (1) Ten percent (10%) of the corporation's total adjusted gross income tax under IC 6-3-1 through IC 6-3-7 for the taxable year (as determined without regard to any credits against that tax).
- (2) One thousand dollars (\$1,000).

(d) The credit permitted under this section may not exceed the amount of the adjusted gross income tax imposed by IC 6-3-1 through IC 6-3-7 for the taxable year, reduced by the sum of all credits (as determined without regard to this section) allowed by IC 6-3-1 through IC 6-3-7.

(e) This section expires January 1, 2020.

SECTION 14. IC 6-3-3-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. (a) The credit provided by this section shall be known as the unified tax credit for the elderly.

(b) As used in this section, unless the context clearly indicates otherwise:

(1) "Household federal adjusted gross income" means the total adjusted gross income, as defined in Section 62 of the Internal Revenue Code, of an individual, or of an individual and his or her spouse if they reside together for the taxable year for which the credit provided by this section is claimed.

(2) "Household" means a claimant or, if applicable, a claimant and his or her spouse if the spouse resides with the claimant and "household income" means the income of the claimant or, if applicable, the combined income of the claimant and his or her spouse if the spouse resides with the claimant.

(3) "Claimant" means an individual, other than an individual described in subsection (c) of this section, who:

- (A) has filed a claim under this section;
- (B) was a resident of this state for at least six (6) months during the taxable year for which he or she has filed a claim under this section; and
- (C) was sixty-five (65) years of age during some portion of the taxable year for which **he the individual** has filed a claim under this section or whose spouse was either sixty-five (65) years of age or over during the taxable year.

(c) The credit provided under this section shall not apply to an individual who, for a period of at least one hundred eighty (180) days during the taxable year for which **he the individual** has filed a claim under this section, was incarcerated in a local, state, or federal correctional institution.

(d) The right to file a claim under this section shall be personal to the claimant and shall not survive **his the claimant's** death, except that a surviving spouse of a claimant is entitled to claim the credit provided by this section. For purposes of determining the amount of the credit a surviving spouse is entitled to claim under this section, the deceased spouse shall be treated as having been alive on the last day of the taxable year in which the deceased spouse died. When a claimant dies after having filed a timely claim, the amount thereof shall be disbursed to another member of the household as determined by the commissioner. If the claimant was the only member of **his the claimant's** household, the claim may be paid to **his the claimant's** executor or administrator, but if neither is appointed and qualified within two (2) years of the filing of the claim, the amount of the claim shall escheat to the state.

(e) For each taxable year, subject to the limitations provided in this section, one (1) claimant per household may claim, as a

credit against Indiana adjusted gross income taxes otherwise due, the credit provided by this section. If the allowable amount of the claim exceeds the income taxes otherwise due on the claimant's household income or if there are no Indiana income taxes due on such income, the amount of the claim not used as an offset against income taxes after audit by the department, at the taxpayer's option, shall be refunded to the claimant or taken as a credit against such taxpayer's income tax liability subsequently due.

(f) No claim filed pursuant to this section shall be allowed unless filed within six (6) months following the close of claimant's taxable year or within the extension period if an extension of time for filing the return has been granted under IC 6-8.1-6-1, whichever is later.

(g) The amount of any claim otherwise payable under this section may be applied by the department against any liability outstanding on the books of the department against the claimant, or against any other individual who was a member of **his the claimant's** household in the taxable year to which the claim relates.

(h) The amount of a claim filed pursuant to this section by a claimant that either (i) does not reside with **his the claimant's** spouse during the taxable year, or (ii) resides with **his the claimant's** spouse during the taxable year and only one (1) of them is sixty-five (65) years of age or older at the end of the taxable year, shall be determined in accordance with the following schedule:

HOUSEHOLD FEDERAL ADJUSTED GROSS INCOME FOR TAXABLE YEAR	CREDIT
less than \$1,000	\$100
at least \$1,000, but less than \$3,000	\$ 50
at least \$3,000, but less than \$10,000	\$ 40

(i) The amount of a claim filed pursuant to this section by a claimant that resides with **his the claimant's** spouse during **his the claimant's** taxable year shall be determined in accordance with the following schedule if both the claimant and spouse are sixty-five (65) years of age or older at the end of the taxable year:

HOUSEHOLD FEDERAL ADJUSTED GROSS INCOME FOR TAXABLE YEAR	CREDIT
less than \$1,000	\$140
at least \$1,000, but less than \$3,000	\$ 90
at least \$3,000, but less than \$10,000	\$ 80

(j) The department may promulgate reasonable rules under IC 4-22-2 for the administration of this section.

(k) Every claimant under this section shall supply to the department on forms provided under IC 6-8.1-3-4, in support of **his the claimant's** claim, reasonable proof of household income and age.

(l) Whenever on the audit of any claim filed under this section the department finds that the amount of the claim has been incorrectly determined, the department shall redetermine the claim and notify the claimant of the redetermination and the reasons therefor. The redetermination shall be final.

(m) In any case in which it is determined that a claim is or

was excessive and was filed with fraudulent intent, the claim shall be disallowed in full, and, if the claim has been paid or a credit has been allowed against income taxes otherwise payable, the credit shall be canceled and the amount paid shall be recovered by assessment as income taxes are assessed and such assessment shall bear interest from the date of payment or credit of the claim, until refunded or paid at the rate determined under IC 6-8.1-10-1. The claimant in such a case commits a Class A misdemeanor. In any case in which it is determined that a claim is or was excessive and was negligently prepared, ten percent (10%) of the corrected claim shall be disallowed and, if the claim has been paid or credited against income taxes otherwise payable, the credit shall be reduced or canceled, and the proper portion of any amount paid shall be similarly recovered by assessment as income taxes are assessed, and such assessment shall bear interest at the rate determined under IC 6-8.1-10-1 from the date of payment until refunded or paid.

(n) This section expires January 1, 2020.

SECTION 15. IC 6-3-3-10, AS AMENDED BY P.L.182-2009(ss), SECTION 197, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 10. (a) As used in this section:

"Base period wages" means the following:

(1) In the case of a taxpayer other than a pass through entity, wages paid or payable by a taxpayer to its employees during the year that ends on the last day of the month that immediately precedes the month in which an enterprise zone is established, to the extent that the wages would have been qualified wages if the enterprise zone had been in effect for that year. If the taxpayer did not engage in an active trade or business during that year in the area that is later designated as an enterprise zone, then the base period wages equal zero (0). If the taxpayer engaged in an active trade or business during only part of that year in an area that is later designated as an enterprise zone, then the department shall determine the amount of base period wages.

(2) In the case of a taxpayer that is a pass through entity, base period wages equal zero (0).

"Enterprise zone" means an enterprise zone created under IC 5-28-15.

"Enterprise zone adjusted gross income" means adjusted gross income of a taxpayer that is derived from sources within an enterprise zone. Sources of adjusted gross income shall be determined with respect to an enterprise zone, to the extent possible, in the same manner that sources of adjusted gross income are determined with respect to the state of Indiana under IC 6-3-2-2.

"Enterprise zone gross income" means gross income of a taxpayer that is derived from sources within an enterprise zone.

"Enterprise zone insurance premiums" means insurance premiums derived from sources within an enterprise zone.

"Monthly base period wages" means base period wages divided by twelve (12).

"Qualified employee" means an individual who is employed by a taxpayer and who:

(1) has the individual's principal place of residence in the enterprise zone in which the individual is employed;

(2) performs services for the taxpayer, ninety percent (90%) of which are directly related to the conduct of the taxpayer's trade or business that is located in an enterprise zone;

(3) performs at least fifty percent (50%) of the individual's services for the taxpayer during the taxable year in the enterprise zone; and

(4) in the case of an individual who is employed by a taxpayer that is a pass through entity, was first employed by the taxpayer after December 31, 1998.

"Qualified increased employment expenditures" means the following:

(1) For a taxpayer's taxable year other than the taxpayer's taxable year in which the enterprise zone is established, the amount by which qualified wages paid or payable by the taxpayer during the taxable year to qualified employees exceeds the taxpayer's base period wages.

(2) For the taxpayer's taxable year in which the enterprise zone is established, the amount by which qualified wages paid or payable by the taxpayer during all of the full calendar months in the taxpayer's taxable year that succeed the date on which the enterprise zone was established exceed the taxpayer's monthly base period wages multiplied by that same number of full calendar months.

"Qualified state tax liability" means a taxpayer's total income tax liability incurred under:

(1) IC 6-3-1 through IC 6-3-7 (adjusted gross income tax) with respect to enterprise zone adjusted gross income;

(2) IC 27-1-18-2 (insurance premiums tax) with respect to enterprise zone insurance premiums; and

(3) IC 6-5.5 (the financial institutions tax);

as computed after the application of the credits that, under IC 6-3.1-1-2, are to be applied before the credit provided by this section.

"Qualified wages" means the wages paid or payable to qualified employees during a taxable year.

"Taxpayer" includes a pass through entity.

(b) A taxpayer is entitled to a credit against the taxpayer's qualified state tax liability for a taxable year in the amount of the lesser of:

(1) the product of ten percent (10%) multiplied by the qualified increased employment expenditures of the taxpayer for the taxable year; or

(2) one thousand five hundred dollars (\$1,500) multiplied by the number of qualified employees employed by the taxpayer during the taxable year.

(c) The amount of the credit provided by this section that a taxpayer uses during a particular taxable year may not exceed the taxpayer's qualified state tax liability for the taxable year. If the credit provided by this section exceeds the amount of that tax liability for the taxable year it is first claimed, then the excess may be carried back to preceding taxable years or carried over to succeeding taxable years and used as a credit against the taxpayer's qualified state tax liability for those taxable years. Each time that the credit is carried back to a preceding taxable year or carried over to a succeeding taxable year, the amount of the carryover is reduced by the amount used as a credit for that

taxable year. Except as provided in subsection (e), the credit provided by this section may be carried forward and applied in the ten (10) taxable years that succeed the taxable year in which the credit accrues. The credit provided by this section may be carried back and applied in the three (3) taxable years that precede the taxable year in which the credit accrues.

(d) A credit earned by a taxpayer in a particular taxable year shall be applied against the taxpayer's qualified state tax liability for that taxable year before any credit carryover or carryback is applied against that liability under subsection (c).

(e) Notwithstanding subsection (c), if a credit under this section results from wages paid in a particular enterprise zone, and if that enterprise zone terminates in a taxable year that succeeds the last taxable year in which a taxpayer is entitled to use the credit carryover that results from those wages under subsection (c), then the taxpayer may use the credit carryover for any taxable year up to and including the taxable year in which the enterprise zone terminates.

(f) A taxpayer is not entitled to a refund of any unused credit.

(g) A taxpayer that:

- (1) does not own, rent, or lease real property outside of an enterprise zone that is an integral part of its trade or business; and
- (2) is not owned or controlled directly or indirectly by a taxpayer that owns, rents, or leases real property outside of an enterprise zone;

is exempt from the allocation and apportionment provisions of this section.

(h) If a pass through entity is entitled to a credit under subsection (b) but does not have state tax liability against which the tax credit may be applied, an individual who is a shareholder, partner, beneficiary, or member of the pass through entity is entitled to a tax credit equal to:

- (1) the tax credit determined for the pass through entity for the taxable year; multiplied by
- (2) the percentage of the pass through entity's distributive income to which the shareholder, partner, beneficiary, or member is entitled.

The credit provided under this subsection is in addition to a tax credit to which a shareholder, partner, beneficiary, or member of a pass through entity is entitled. However, a pass through entity and an individual who is a shareholder, partner, beneficiary, or member of a pass through entity may not claim more than one (1) credit for the qualified expenditure.

(i) This chapter expires January 1, 2020.

SECTION 16. IC 6-3-3-12, AS AMENDED BY P.L. 182-2009(ss), SECTION 198, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. (a) As used in this section, "account" has the meaning set forth in IC 21-9-2-2.

(b) As used in this section, "account beneficiary" has the meaning set forth in IC 21-9-2-3.

(c) As used in this section, "account owner" has the meaning set forth in IC 21-9-2-4.

(d) As used in this section, "college choice 529 education savings plan" refers to a college choice 529 investment plan established under IC 21-9.

(e) As used in this section, "contribution" means the amount

of money directly provided to a college choice 529 education savings plan account by a taxpayer. A contribution does not include any of the following:

- (1) Money credited to an account as a result of bonus points or other forms of consideration earned by the taxpayer that result in a transfer of money to the account.
- (2) Money transferred from any other qualified tuition program under Section 529 of the Internal Revenue Code or from any other similar plan.

(f) As used in this section, "nonqualified withdrawal" means a withdrawal or distribution from a college choice 529 education savings plan that is not a qualified withdrawal.

(g) As used in this section, "qualified higher education expenses" has the meaning set forth in IC 21-9-2-19.5.

(h) As used in this section, "qualified withdrawal" means a withdrawal or distribution from a college choice 529 education savings plan that is made:

- (1) to pay for qualified higher education expenses, excluding any withdrawals or distributions used to pay for qualified higher education expenses if the withdrawals or distributions are made from an account of a college choice 529 education savings plan that is terminated within twelve (12) months after the account is opened;
- (2) as a result of the death or disability of an account beneficiary;
- (3) because an account beneficiary received a scholarship that paid for all or part of the qualified higher education expenses of the account beneficiary, to the extent that the withdrawal or distribution does not exceed the amount of the scholarship; or
- (4) by a college choice 529 education savings plan as the result of a transfer of funds by a college choice 529 education savings plan from one (1) third party custodian to another.

A qualified withdrawal does not include a rollover distribution or transfer of assets from a college choice 529 education savings plan to any other qualified tuition program under Section 529 of the Internal Revenue Code or to any other similar plan.

(i) As used in this section, "taxpayer" means:

- (1) an individual filing a single return; or
- (2) a married couple filing a joint return.

(j) A taxpayer is entitled to a credit against the taxpayer's adjusted gross income tax imposed by IC 6-3-1 through IC 6-3-7 for a taxable year equal to the least of the following:

- (1) Twenty percent (20%) of the amount of the total contributions made by the taxpayer to an account or accounts of a college choice 529 education savings plan during the taxable year.
- (2) One thousand dollars (\$1,000).
- (3) The amount of the taxpayer's adjusted gross income tax imposed by IC 6-3-1 through IC 6-3-7 for the taxable year, reduced by the sum of all credits (as determined without regard to this section) allowed by IC 6-3-1 through IC 6-3-7.

(k) A taxpayer is not entitled to a carryback, carryover, or refund of an unused credit.

(l) A taxpayer may not sell, assign, convey, or otherwise

transfer the tax credit provided by this section.

(m) To receive the credit provided by this section, a taxpayer must claim the credit on the taxpayer's annual state tax return or returns in the manner prescribed by the department. The taxpayer shall submit to the department all information that the department determines is necessary for the calculation of the credit provided by this section.

(n) An account owner of an account of a college choice 529 education savings plan must repay all or a part of the credit in a taxable year in which any nonqualified withdrawal is made from the account. The amount the taxpayer must repay is equal to the lesser of:

(1) twenty percent (20%) of the total amount of nonqualified withdrawals made during the taxable year from the account; or

(2) the excess of:

(A) the cumulative amount of all credits provided by this section that are claimed by any taxpayer with respect to the taxpayer's contributions to the account for all prior taxable years beginning on or after January 1, 2007; over

(B) the cumulative amount of repayments paid by the account owner under this subsection for all prior taxable years beginning on or after January 1, 2008.

(o) Any required repayment under subsection (o) shall be reported by the account owner on the account owner's annual state income tax return for any taxable year in which a nonqualified withdrawal is made.

(p) A nonresident account owner who is not required to file an annual income tax return for a taxable year in which a nonqualified withdrawal is made shall make any required repayment on the form required under IC 6-3-4-1(2). If the nonresident account owner does not make the required repayment, the department shall issue a demand notice in accordance with IC 6-8.1-5-1.

(q) The executive director of the Indiana education savings authority shall submit or cause to be submitted to the department a copy of all information returns or statements issued to account owners, account beneficiaries, and other taxpayers for each taxable year with respect to:

(1) nonqualified withdrawals made from accounts of a college choice 529 education savings plan for the taxable year; or

(2) account closings for the taxable year.

(r) This section expires January 1, 2020.

SECTION 17. IC 6-3.1-1-3, AS AMENDED BY P.L.288-2013, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. A taxpayer (as defined in the following laws), pass through entity (as defined in the following laws), or shareholder, partner, or member of a pass through entity may not be granted more than one (1) tax credit under the following laws for the same project:

(1) IC 6-3.1-10 (enterprise zone investment cost credit) **(before its expiration January 1, 2020).**

(2) IC 6-3.1-11 (industrial recovery tax credit) **(before its expiration January 1, 2020).**

(3) IC 6-3.1-19 (community revitalization enhancement district tax credit) **(before its expiration January 1,**

2020).

(4) IC 6-3.1-24 (venture capital investment tax credit) **(before its expiration January 1, 2020).**

(5) IC 6-3.1-26 (Hoosier business investment tax credit).

(6) IC 6-3.1-31.9 (Hoosier alternative fuel vehicle manufacturer tax credit).

If a taxpayer, pass through entity, or shareholder, partner, or member of a pass through entity has been granted more than one (1) tax credit for the same project, the taxpayer, pass through entity, or shareholder, partner, or member of a pass through entity must elect to apply only one (1) of the tax credits in the manner and form prescribed by the department.

SECTION 18. IC 6-3.1-1-4.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 4.2. This section applies to tax credits that are repealed after June 30, 2014, or that expire after June 30, 2014. Except as otherwise expressly provided, a taxpayer may carry forward any unused tax credit from a prior taxable year to a taxable year that begins after the repeal or expiration of the statute that provided the tax credit, if the statute that is repealed or expired authorized unused tax credits to be carried forward. However, any:**

(1) limits on:

(A) the amount that may be carried forward; or

(B) the number of years to which an unused tax credit may be carried forward; or

(2) other restrictions or procedures governing the tax credit;

apply to any part of a tax credit carried forward under this section as if the statute allowing the unused tax credit to be carried forward had not been repealed or had not expired.

SECTION 19. IC 6-3.1-2-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. **(a)** Subject to the limitation established in sections 4 and 5 of this chapter, a taxpayer that employs an eligible teacher in a qualified position during a school summer recess is entitled to a tax credit against **his the taxpayer's** state income tax liability as provided for under section 3 of this chapter.

(b) This chapter expires January 1, 2020.

SECTION 20. IC 6-3.1-4-3, AS ADDED BY P.L.197-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) The amount of the credit provided by this chapter that a taxpayer uses during a particular taxable year may not exceed the sum of the taxes imposed by IC 6-3 for the taxable year after the application of all credits that under IC 6-3.1-1-2 are to be applied before the credit provided by this chapter. If the credit provided by this chapter exceeds that sum for the taxable year for which the credit is first claimed, then the excess may be carried over to succeeding taxable years and used as a credit against the tax otherwise due and payable by the taxpayer under IC 6-3 during those taxable years. Each time that the credit is carried over to a succeeding taxable year, it is to be reduced by the amount which was used as a credit during the immediately preceding taxable year. The credit provided by this chapter may be carried forward and applied to succeeding taxable years for ten (10) taxable years following the unused credit year.

(b) A credit earned by a taxpayer in a particular taxable year shall be applied against the taxpayer's tax liability for that taxable year before any credit carryover is applied against that liability under subsection (a).

(c) A taxpayer is not entitled to any carryback or refund of any unused credit.

(d) This chapter expires January 1, 2020.

SECTION 21. IC 6-3.1-6-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. (a) A taxpayer who enters into an agreement is entitled to receive an income tax credit for a taxable year equal to:

(1) the taxpayer's state income tax liability for the taxable year;

(2) an amount equal to the sum of:

(A) fifty percent (50%) of any investment in qualified property made by the taxpayer during the taxable year as part of the agreement; plus

(B) twenty-five percent (25%) of the wages paid to inmates during the taxable year as part of the agreement; or

(3) one hundred thousand dollars (\$100,000);

whichever is least.

(b) A tax credit shall be allowed under this chapter only for the taxable year of the taxpayer during which:

(1) the investment in qualified property is made in accordance with Section 38 of the Internal Revenue Code; or

(2) the wages are paid to inmates;

as part of an agreement.

(c) This chapter expires January 1, 2020.

SECTION 22. IC 6-3.1-7-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) If the amount determined under section 2(b) of this chapter for a particular taxpayer and a particular taxable year exceeds the taxpayer's state tax liability for that taxable year, then the taxpayer may carry the excess over to the immediately succeeding taxable years. Except as provided in subsection (b), the credit carryover may not be used for any taxable year that begins more than ten (10) years after the date on which the qualified loan from which the credit results is made. The amount of the credit carryover from a taxable year shall be reduced to the extent that the carryover is used by the taxpayer to obtain a credit under this chapter for any subsequent taxable year.

(b) Notwithstanding subsection (a), if a loan is a qualified loan as the result of the use of the loan proceeds in a particular enterprise zone, and if the phase-out period of that enterprise zone terminates in a taxable year that succeeds the last taxable year in which a taxpayer is entitled to use credit carryover that results from that loan under subsection (a), then the taxpayer may use the credit carryover for any taxable year up to and including the taxable year in which the phase-out period of the enterprise zone terminates.

(c) This chapter expires January 1, 2020.

SECTION 23. IC 6-3.1-9-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. (a) A tax credit shall be allowable under this chapter only for the taxable year of the taxpayer in which the contribution qualifying for the credit is paid or permanently set aside in a special account for the

approved program or purpose.

(b) This chapter expires January 1, 2020.

SECTION 24. IC 6-3.1-10-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. (a) If the amount determined under section 6(b) of this chapter for a taxpayer in a taxable year exceeds the taxpayer's state tax liability for that taxable year, the taxpayer may carry the excess over to the following taxable years. The amount of the credit carryover from a taxable year shall be reduced to the extent that the carryover is used by the taxpayer to obtain a credit under this chapter for any subsequent taxable year.

(b) A taxpayer is not entitled to a carryback or refund of any unused credit.

(c) This chapter expires January 1, 2020.

SECTION 25. IC 6-3.1-11-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 17. (a) If the amount determined under section 16(b) of this chapter for a taxable year exceeds the taxpayer's state tax liability for that taxable year, the taxpayer may carry the excess over to the immediately following taxable years. The amount of the credit carryover from a taxable year shall be reduced to the extent that the carryover is used by the taxpayer to obtain a credit under this chapter for any subsequent taxable year.

(b) A taxpayer is not entitled to a carryback or refund of any unused credit.

(c) This chapter expires January 1, 2020.

SECTION 26. IC 6-3.1-13-13, AS AMENDED BY P.L.4-2005, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 13. (a) The corporation may make credit awards under this chapter to foster job creation in Indiana or, as provided in section 15.5 of this chapter, job retention in Indiana.

(b) The credit shall be claimed for the taxable years specified in the taxpayer's tax credit agreement.

(c) This chapter expires January 1, 2020.

SECTION 27. IC 6-3.1-16-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 13. (a) If the credit provided by this chapter exceeds a taxpayer's state tax liability for the taxable year for which the credit is first claimed, the excess may be carried over to succeeding taxable years and used as a credit against the tax otherwise due and payable by the taxpayer under IC 6-3 during those taxable years. Each time that the credit is carried over to a succeeding taxable year, the credit is to be reduced by the amount that was used as a credit during the immediately preceding taxable year. The credit provided by this chapter may be carried forward and applied to succeeding taxable years for fifteen (15) taxable years following the unused credit year.

(b) A credit earned by a taxpayer in a particular taxable year shall be applied against the taxpayer's tax liability for that taxable year before any credit carryover is applied against that liability under subsection (a).

(c) A taxpayer is not entitled to any carryback or refund of any unused credit.

(d) This chapter expires January 1, 2020.

SECTION 28. IC 6-3.1-18-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 11. (a) A tax credit shall be allowable under this chapter only for the taxable

year of the taxpayer in which the contribution qualifying for the credit is paid.

(b) This chapter expires January 1, 2020.

SECTION 29. IC 6-3.1-19-3, AS AMENDED BY P.L.172-2011, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) Except as provided in section 5 of this chapter, a taxpayer is entitled to a credit against the taxpayer's state and local tax liability for a taxable year if the taxpayer makes a qualified investment in that year.

(b) The amount of the credit to which a taxpayer is entitled is the qualified investment made by the taxpayer during the taxable year multiplied by twenty-five percent (25%).

(c) A taxpayer may assign any part of the credit to which the taxpayer is entitled under this chapter to a lessee of property redeveloped or rehabilitated under section 2 of this chapter. A credit that is assigned under this subsection remains subject to this chapter.

(d) An assignment under subsection (c) must be in writing and both the taxpayer and the lessee must report the assignment on their state tax return for the year in which the assignment is made, in the manner prescribed by the department. The taxpayer may not receive value in connection with the assignment under subsection (c) that exceeds the value of the part of the credit assigned.

(e) If a pass through entity is entitled to a credit under this chapter but does not have state and local tax liability against which the tax credit may be applied, a shareholder, partner, or member of the pass through entity is entitled to a tax credit equal to:

- (1) the tax credit determined for the pass through entity for the taxable year; multiplied by
- (2) the percentage of the pass through entity's distributive income to which the shareholder, partner, or member is entitled.

The credit provided under this subsection is in addition to a tax credit to which a shareholder, partner, or member of a pass through entity is otherwise entitled under this chapter. However, a pass through entity and an individual who is a shareholder, partner, or member of the pass through entity may not claim more than one (1) credit for the same investment.

(f) A taxpayer that is otherwise entitled to a credit under this chapter for a taxable year may claim the credit regardless of whether any income tax incremental amount or gross retail incremental amount has been:

- (1) deposited in the incremental tax financing fund established for the community revitalization enhancement district; or
- (2) allocated to the district.

(g) This chapter expires January 1, 2020.

SECTION 30. IC 6-3.1-20-4, AS AMENDED BY P.L.13-2013, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) Except as provided in subsection (b), an individual is entitled to a credit under this chapter if:

- (1) the individual's earned income for the taxable year is less than eighteen thousand six hundred dollars (\$18,600); and

(2) the individual pays property taxes in the taxable year on a homestead that:

(A) the individual:

- (i) owns; or
 - (ii) is buying under a contract that requires the individual to pay property taxes on the homestead, if the contract or a memorandum of the contract is recorded in the county recorder's office; and
- (B) is located in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

(b) An individual is not entitled to a credit under this chapter for a taxable year for property taxes paid on the individual's homestead if the individual claims the deduction under IC 6-3-1-3.5(a)(15) for the homestead for that same taxable year.

(c) This chapter expires January 1, 2020.

SECTION 31. IC 6-3.1-21-8, AS AMENDED BY P.L.172-2011, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. (a) To obtain a credit under this chapter, a taxpayer must claim the advance payment or credit in the manner prescribed by the department of state revenue. The taxpayer shall submit to the department of state revenue all information that the department of state revenue determines is necessary for the calculation of the credit provided by this chapter.

(b) This chapter expires January 1, 2020.

SECTION 32. IC 6-3.1-24-12, AS AMENDED BY P.L.193-2005, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. (a) If the amount of the credit determined under section 10 of this chapter for a taxpayer in a taxable year exceeds the taxpayer's state tax liability for that taxable year, the taxpayer may carry the excess credit over for a period not to exceed the taxpayer's following five (5) taxable years. The amount of the credit carryover from a taxable year shall be reduced to the extent that the carryover is used by the taxpayer to obtain a credit under this chapter for any subsequent taxable year. A taxpayer is not entitled to a carryback or a refund of any unused credit amount.

(b) This chapter expires January 1, 2020.

SECTION 33. IC 6-3.1-26-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. As used in this chapter, "director" has the meaning set forth in IC 6-3.1-13-3 **(before its expiration January 1, 2020).**

SECTION 34. IC 6-3.1-26-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. As used in this chapter, "new employee" has the meaning set forth in IC 6-3.1-13-6 **(before its expiration January 1, 2020).**

SECTION 35. IC 6-3.1-29-21, AS ADDED BY P.L.191-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 21. (a) To receive the credit awarded by this chapter, a taxpayer must claim the credit on the taxpayer's annual state tax return or returns in the manner prescribed by the department. The taxpayer shall submit to the department a copy of the commission's determination required under section 19 of this chapter, a copy of the taxpayer's certificate of compliance issued under section 19 of this chapter, and all information that the department

determines is necessary for the calculation of the credit provided by this chapter.

(b) This chapter expires January 1, 2020.

SECTION 36. IC 6-3.1-30-11, AS ADDED BY P.L.193-2005, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 11. (a) If the credit provided by this chapter exceeds the taxpayer's state tax liability for the taxable year for which the credit is first claimed, the excess may be carried forward to succeeding taxable years and used as a credit against the taxpayer's state tax liability during those taxable years. Each time that the credit is carried forward to a succeeding taxable year, the credit is to be reduced by the amount that was used as a credit during the immediately preceding taxable year. The credit provided by this chapter may be carried forward and applied to succeeding taxable years for nine (9) taxable years following the unused credit year.

(b) A taxpayer is not entitled to any carryback or refund of any unused credit.

(c) This chapter expires January 1, 2020.

SECTION 37. IC 6-3.1-30.5-9.5, AS ADDED BY P.L.211-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9.5. (a) This section applies to a taxpayer that is entitled to a tax credit under this chapter for a taxable year beginning after December 31, 2012.

(b) If the credit provided by this chapter exceeds the taxpayer's state tax liability for the taxable year for which the credit is first claimed, the excess may be carried forward to succeeding taxable years and used as a credit against the taxpayer's state tax liability during those taxable years. Each time the credit is carried forward to a succeeding taxable year, the credit is reduced by the amount that was used as a credit during the immediately preceding taxable year. The credit provided by this chapter may be carried forward and applied to succeeding taxable years for nine (9) taxable years following the unused credit year.

(c) A taxpayer is not entitled to a carryback or refund of any unused credit.

(d) This section expires January 1, 2020.

SECTION 38. IC 6-3.1-31.9-4, AS ADDED BY P.L.223-2007, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. As used in this chapter, "director" has the meaning set forth in IC 6-3.1-13-3 **(before its expiration January 1, 2020)**.

SECTION 39. IC 6-3.1-31.9-6, AS ADDED BY P.L.223-2007, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. As used in this chapter, "new employee" has the meaning set forth in IC 6-3.1-13-6 **(before its expiration January 1, 2020)**.

SECTION 40. IC 6-3.1-33-5, AS ADDED BY P.L.110-2010, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. As used in this chapter, "qualified employee" means an individual who is:

- (1) a full-time employee (as defined in IC 6-3.1-13-4, **before its expiration January 1, 2020**) first hired by a new Indiana business during the period specified in section 10(b) of this chapter;
- (2) a resident of Indiana; and

(3) not more than a five percent (5%) shareholder, partner, member, or owner of the applicant; as determined by the IEDC. The term does not include rehired individuals, individuals employed to fill positions vacated as the result of a layoff that occurred during the previous two (2) years, or individuals employed in the same business operation before and after a change of business ownership.

SECTION 41. IC 6-3.5-9-4, AS ADDED BY P.L.173-2011, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. As used in this chapter, "new employee" has the meaning set forth in IC 6-3.1-13-6 **(before its expiration January 1, 2020)**, except that as applied to a project that is the subject of a hiring incentive agreement under this chapter, the phrase "tax credit agreement" in the definition of "new employee" under IC 6-3.1-13-6 **(before its expiration January 1, 2020)** is construed as a hiring incentive agreement under this chapter.

SECTION 42. IC 12-8-12.5-2, AS ADDED BY P.L.110-2010, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. The secretary may apply to the United States Department of Health and Human Services for maximum reimbursement available to the state from the TANF emergency fund under Division B, Title II, Subtitle B of the federal American Recovery and Reinvestment Act of 2009 as follows:

(1) Nonrecurrent short term benefits, including qualified state expenditures for the following:

- (A) The earned income tax credit under IC 6-3.1-21 **(before its expiration January 1, 2020)**.
- (B) The domestic violence prevention and treatment fund under IC 5-2-6.7.
- (C) Food bank allocations as supplemented by third party expenditures that qualify as the state's maintenance of effort under TANF (45 CFR 263.2(e)).
- (D) Any other qualified state expenditure.

(2) The HIRE program.

SECTION 43. IC 21-12-7-4, AS ADDED BY P.L.2-2007, SECTION 253, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. A contributor to the fund is entitled to an income tax credit under IC 6-3-3-5.1 **(before its expiration January 1, 2020)**.

SECTION 44. IC 27-6-8-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 15. (a) Member insurers, which during any preceding calendar year shall have paid one (1) or more assessments levied pursuant to section 7 of this chapter, shall be allowed a credit against premium taxes, adjusted gross income taxes, or any combination thereof upon revenue or income of member insurers which may be imposed by the state, up to twenty percent (20%) of the assessment described in section 7 of this chapter for each calendar year following the year the assessment was paid until the aggregate of all assessments paid to the guaranty association shall have been offset by either credits against such taxes or refunds from the association. The provisions herein are applicable to all assessments levied after the passage of this article.

(b) To the extent a member insurer elects not to utilize the tax credits authorized by subsection (a), the member insurer may

utilize the provisions of subsection (c) as a secondary method of recoupment.

(c) The rates and premiums charged for insurance policies to which this chapter applies shall include amounts sufficient to recoup a sum equal to the amounts paid to the association by the member insurer less any amounts returned to the member insurer by the association and the rates shall not be deemed excessive because they contain an amount reasonably calculated to recoup assessments paid by the member insurer.

(d) This section expires January 1, 2020.

SECTION 45. IC 27-8-8-16, AS AMENDED BY P.L.193-2006, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 16. (a) A member insurer may take as a credit against premium taxes, adjusted gross income taxes, or any combination of them imposed by the state upon the member insurer's revenue or income not more than twenty percent (20%) of the amount of each assessment described in section 6 of this chapter for each calendar year following the year in which the assessment was paid until the assessment has been offset by either credits against the taxes or refunds from the association. If the member insurer ceases doing business, all uncredited assessments may be credited against the member insurer's premium taxes, adjusted gross income taxes, or a combination of the premium taxes and adjusted gross income taxes of the member insurer for the year the member insurer ceases doing business.

(b) This section expires January 1, 2020.

SECTION 46. IC 27-8-8-17, AS AMENDED BY P.L.193-2006, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 17. (a) Sums acquired by refund under section 6(m) of this chapter from the association by member insurers and offset against taxes as provided by section 16 of this chapter (**before its expiration January 1, 2020**) shall be paid by the member insurers to the state in the manner required by the tax authorities.

(b) The association shall notify the commissioner when refunds under section 6 of this chapter have been made.

SECTION 47. IC 27-8-10-2.3, AS AMENDED BY P.L.1-2006, SECTION 488, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2.3. (a) A member shall, not later than October 31 of each year, certify an independently audited report to the:

- (1) association;
- (2) legislative council; and
- (3) department of insurance;

of the amount of tax credits taken against assessments by the member under section 2.1 (as in effect December 31, 2004) or 2.4 of this chapter (**before its expiration January 1, 2020**) during the previous calendar year. A report certified under this section to the legislative council must be in an electronic format under IC 5-14-6.

(b) A member shall, not later than October 31 of each year, certify an independently audited report to the association of the amount of assessments paid by the member against which a tax credit has not been taken under section 2.1 (as in effect December 31, 2004) or 2.4 of this chapter (**before its expiration January 1, 2020**) as of the date of the report.

SECTION 48. IC 27-8-10-2.4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2.4. (a) Beginning January 1, 2005, a member that, before January 1, 2005, has:

- (1) paid an assessment; and
- (2) not taken a credit against taxes;

under section 2.1 of this chapter (as in effect December 31, 2004) is not entitled to claim or carry forward the unused tax credit except as provided in this section.

(b) A member described in subsection (a) may, for each taxable year beginning after December 31, 2006, take a credit of not more than ten percent (10%) of the amount of the assessments paid before January 1, 2005, against which a tax credit has not been taken before January 1, 2005. A credit under this subsection may be taken against premium taxes, adjusted gross income taxes, or any combination of these, or similar taxes upon revenues or income of the member that may be imposed by the state, up to the amount of the taxes due for each taxable year.

(c) If the maximum amount of a tax credit determined under subsection (b) for a taxable year exceeds a member's liability for the taxes described in subsection (b), the member may carry the unused portion of the tax credit forward to subsequent taxable years. Tax credits carried forward under this subsection are not subject to the ten percent (10%) limit set forth in subsection (b).

(d) The total amount of credits taken by a member under this section in all taxable years may not exceed the total amount of assessments paid by the member before January 1, 2005, minus the total amount of tax credits taken by the member under section 2.1 of this chapter (as in effect December 31, 2004) before January 1, 2005.

(e) This section expires January 1, 2020.

SECTION 49. IC 34-55-10-2, AS AMENDED BY P.L.160-2012, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. (a) This section does not apply to judgments obtained before October 1, 1977.

(b) The amount of each exemption under subsection (c) applies until a rule is adopted by the department of financial institutions under section 2.5 of this chapter.

(c) The following property of a debtor domiciled in Indiana is exempt:

- (1) Real estate or personal property constituting the personal or family residence of the debtor or a dependent of the debtor, or estates or rights in that real estate or personal property, of not more than fifteen thousand dollars (\$15,000). The exemption under this subdivision is individually available to joint debtors concerning property held by them as tenants by the entireties.
- (2) Other real estate or tangible personal property of eight thousand dollars (\$8,000).
- (3) Intangible personal property, including choses in action, deposit accounts, and cash (but excluding debts owing and income owing), of three hundred dollars (\$300).
- (4) Professionally prescribed health aids for the debtor or a dependent of the debtor.
- (5) Any interest that the debtor has in real estate held as a tenant by the entireties. The exemption under this subdivision does not apply to a debt for which the debtor

and the debtor's spouse are jointly liable.

(6) An interest, whether vested or not, that the debtor has in a retirement plan or fund to the extent of:

(A) contributions, or portions of contributions, that were made to the retirement plan or fund by or on behalf of the debtor or the debtor's spouse:

(i) which were not subject to federal income taxation to the debtor at the time of the contribution; or

(ii) which are made to an individual retirement account in the manner prescribed by Section 408A of the Internal Revenue Code of 1986;

(B) earnings on contributions made under clause (A) that are not subject to federal income taxation at the time of the levy; and

(C) roll-overs of contributions made under clause (A) that are not subject to federal income taxation at the time of the levy.

(7) Money that is in a medical care savings account established under IC 6-8-11.

(8) Money that is in a health savings account established under Section 223 of the Internal Revenue Code of 1986.

(9) Any interest the debtor has in a qualified tuition program, as defined in Section 529(b) of the Internal Revenue Code of 1986, but only to the extent funds in the program are not attributable to:

(A) excess contributions, as described in Section 529(b)(6) of the Internal Revenue Code of 1986, and earnings on the excess contributions;

(B) contributions made by the debtor within one (1) year before the date of the levy or the date a bankruptcy petition is filed by or against the debtor, and earnings on the contributions; or

(C) the excess over five thousand dollars (\$5,000) of aggregate contributions made by the debtor for all programs under this subdivision and education savings accounts under subdivision (10) having the same designated beneficiary:

(i) not later than one (1) year before; and

(ii) not earlier than two (2) years before;

the date of the levy or the date a bankruptcy petition is filed by or against the debtor, and earnings on the aggregate contributions.

(10) Any interest the debtor has in an education savings account, as defined in Section 530(b) of the Internal Revenue Code of 1986, but only to the extent funds in the account are not attributable to:

(A) excess contributions, as described in Section 4973(e) of the Internal Revenue Code of 1986, and earnings on the excess contributions;

(B) contributions made by the debtor within one (1) year before the date of the levy or the date a bankruptcy petition is filed by or against the debtor, and earnings on the contributions; or

(C) the excess over five thousand dollars (\$5,000) of aggregate contributions made by the debtor for all accounts under this subdivision and qualified tuition programs under subdivision (9) having the same

designated beneficiary:

(i) not later than one (1) year before; and

(ii) not earlier than two (2) years before;

the date of the levy or the date a bankruptcy petition is filed by or against the debtor, and earnings on the excess contributions.

(11) The debtor's interest in a refund or a credit received or to be received under the following:

(A) Section 32 of the Internal Revenue Code of 1986 (the federal earned income tax credit).

(B) IC 6-3.1-21-6 (the Indiana earned income tax credit) **(before its expiration January 1, 2020)**.

(12) A disability benefit awarded to a veteran for a service connected disability under 38 U.S.C. 1101 et seq. This subdivision does not apply to a service connected disability benefit that is subject to child and spousal support enforcement under 42 U.S.C. 659(h)(1)(A)(ii)(V).

(13) Compensation distributed from the supplemental state fair relief fund under IC 34-13-8 to an eligible person (as defined in IC 34-13-8-1) for an occurrence (as defined in IC 34-13-8-2). This subdivision applies even if a debtor is not domiciled in Indiana.

(d) A bankruptcy proceeding that results in the ownership by the bankruptcy estate of a debtor's interest in property held in a tenancy by the entirety does not result in a severance of the tenancy by the entirety.

(e) Real estate or personal property upon which a debtor has voluntarily granted a lien is not, to the extent of the balance due on the debt secured by the lien:

(1) subject to this chapter; or

(2) exempt from levy or sale on execution or any other final process from a court.

SECTION 50. IC 35-51-6-1, AS AMENDED BY P.L.13-2013, SECTION 146, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. The following statutes define crimes in IC 6:

IC 6-1.1-5.5-10 (Concerning sales disclosure forms).

IC 6-1.1-37-1 (Concerning officers of the state or local government).

IC 6-1.1-37-2 (Concerning officials or representatives of the department of local government finance).

IC 6-1.1-37-3 (Concerning property tax returns, statements, or documents).

IC 6-1.1-37-4 (Concerning property tax deductions).

IC 6-1.1-37-5 (Concerning false statements on a report or application).

IC 6-1.1-37-6 (Concerning general assessments).

IC 6-2.3-5.5-12 (Concerning utility taxes).

IC 6-2.3-7-1 (Concerning taxes).

IC 6-2.3-7-2 (Concerning taxes).

IC 6-2.3-7-3 (Concerning taxes).

IC 6-2.3-7-4 (Concerning taxes).

IC 6-2.5-9-1 (Concerning taxes).

IC 6-2.5-9-2 (Concerning taxes).

IC 6-2.5-9-3 (Concerning taxes).

IC 6-2.5-9-6 (Concerning taxes).

IC 6-2.5-9-7 (Concerning retail sales).

IC 6-2.5-9-8 (Concerning taxes).
 IC 6-3-3-9 (Concerning taxes) **(before its expiration January 1, 2020)**.
 IC 6-3-4-8 (Concerning taxes).
 IC 6-3-6-10 (Concerning taxes).
 IC 6-3-6-11 (Concerning taxes).
 IC 6-3-7-5 (Concerning taxes).
 IC 6-3.5-4-16 (Concerning taxes).
 IC 6-4.1-12-12 (Concerning taxes).
 IC 6-5.5-7-3 (Concerning taxes).
 IC 6-5.5-7-4 (Concerning taxes).
 IC 6-6-1.1-1307 (Concerning taxes).
 IC 6-6-1.1-1308 (Concerning taxes).
 IC 6-6-1.1-1309 (Concerning taxes).
 IC 6-6-1.1-1310 (Concerning taxes).
 IC 6-6-1.1-1311 (Concerning taxes).
 IC 6-6-1.1-1312 (Concerning taxes).
 IC 6-6-1.1-1313 (Concerning taxes).
 IC 6-6-1.1-1316 (Concerning taxes).
 IC 6-6-2.5-28 (Concerning taxes).
 IC 6-6-2.5-40 (Concerning fuel).
 IC 6-6-2.5-56.5 (Concerning fuel).
 IC 6-6-2.5-62 (Concerning fuel).
 IC 6-6-2.5-63 (Concerning taxes).
 IC 6-6-2.5-71 (Concerning taxes).
 IC 6-6-5-11 (Concerning taxes).
 IC 6-6-5.1-25 (Concerning taxes).
 IC 6-6-6-10 (Concerning taxes).
 IC 6-6-11-27 (Concerning taxes).
 IC 6-7-1-15 (Concerning tobacco taxes).
 IC 6-7-1-21 (Concerning tobacco taxes).
 IC 6-7-1-22 (Concerning tobacco taxes).
 IC 6-7-1-23 (Concerning tobacco taxes).
 IC 6-7-1-24 (Concerning tobacco taxes).
 IC 6-7-1-36 (Concerning tobacco taxes).
 IC 6-7-2-18 (Concerning tobacco taxes).
 IC 6-7-2-19 (Concerning tobacco taxes).
 IC 6-7-2-20 (Concerning tobacco taxes).
 IC 6-7-2-21 (Concerning tobacco taxes).
 IC 6-8-1-19 (Concerning petroleum severance taxes).
 IC 6-8-1-23 (Concerning petroleum severance taxes).
 IC 6-8-1-24 (Concerning petroleum severance taxes).
 IC 6-8.1-3-21.2 (Concerning taxes).
 IC 6-8.1-7-3 (Concerning taxes).
 IC 6-8.1-8-2 (Concerning taxes).
 IC 6-8.1-10-4 (Concerning taxes).
 IC 6-9-2-5 (Concerning innkeeper's taxes).
 IC 6-9-2.5-8 (Concerning innkeeper's taxes).
 IC 6-9-4-8 (Concerning innkeeper's taxes).
 IC 6-9-6-8 (Concerning innkeeper's taxes).
 IC 6-9-7-8 (Concerning innkeeper's taxes).
 IC 6-9-10-8 (Concerning innkeeper's taxes).
 IC 6-9-10.5-12 (Concerning innkeeper's taxes).
 IC 6-9-11-8 (Concerning innkeeper's taxes).
 IC 6-9-14-8 (Concerning innkeeper's taxes).
 IC 6-9-15-8 (Concerning innkeeper's taxes).
 IC 6-9-16-8 (Concerning innkeeper's taxes).

IC 6-9-17-8 (Concerning innkeeper's taxes).
 IC 6-9-18-8 (Concerning innkeeper's taxes).
 IC 6-9-19-8 (Concerning innkeeper's taxes).
 IC 6-9-29-2 (Concerning innkeeper's taxes).
 IC 6-9-32-8 (Concerning innkeeper's taxes).
 IC 6-9-37-8 (Concerning innkeeper's taxes).

SECTION 51. IC 36-7-12-27, AS AMENDED BY P.L.146-2008, SECTION 722, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 27. (a) Bonds issued by a unit under section 25 of this chapter may be issued as serial bonds, term bonds, or a combination of both types. The ordinance of the fiscal body authorizing bonds, notes, or warrants, or the financing agreement or the trust indenture approved by the ordinance, must provide:

- (1) the manner of their execution, either by the manual or facsimile signatures of the executive of the unit and the clerk of the fiscal body;
- (2) their date;
- (3) their term or terms, which may not exceed forty (40) years, except as otherwise provided by subsection (e);
- (4) their maximum interest rate if fixed rates are used or the manner in which the interest rate will be determined if variable or adjustable rates are used;
- (5) their denominations;
- (6) their form, either coupon or registered;
- (7) their registration privileges;
- (8) the medium of their payment;
- (9) the place or places of their payment;
- (10) the terms of their redemption; and
- (11) any other provisions not inconsistent with this chapter.

(b) Bonds, notes, or warrants issued under section 25 of this chapter may be sold at public or private sale for the price or prices, in the manner, and at the time or times determined by the unit. The unit may advance all expenses, premiums, and commissions that it considers necessary or advantageous in connection with their issuance.

(c) The bonds, notes, or warrants and their authorization, issuance, sale, and delivery are not subject to any general statute concerning bonds, notes, or warrants of units.

(d) An action to contest the validity of bonds, notes, or warrants issued under section 25 of this chapter may not be commenced more than thirty (30) days after the adoption of the ordinance approving them under section 25 of this chapter.

(e) This subsection applies only to bonds, notes, or warrants issued under this chapter after June 30, 2008, that are wholly or partially payable from tax increment revenues derived from property taxes. The maximum term or repayment period for the bonds, notes, or warrants may not exceed:

- (1) twenty-five (25) years, unless the bonds, notes, or warrants were:
 - (A) issued or entered into before July 1, 2008;
 - (B) issued or entered into after June 30, 2008, but authorized by a resolution adopted before July 1, 2008; or
 - (C) issued or entered into after June 30, 2008, in order to fulfill the terms of agreements or pledges entered into before July 1, 2008, with the holders of the bonds,

notes, warrants, or other contractual obligations by or with developers, lenders, or units, or otherwise prevent an impairment of the rights or remedies of the holders of the bonds, notes, warrants, or other contractual obligations; or

(2) thirty (30) years, if the bonds, notes, or warrants were issued after June 30, 2008, to finance:

(A) an integrated coal gasification powerplant (as defined by IC 6-3.1-29-6, **before its expiration January 1, 2020**);

(B) a part of an integrated coal gasification powerplant (as defined by IC 6-3.1-29-6, **before its expiration January 1, 2020**); or

(C) property used in the operation or maintenance of an integrated coal gasification powerplant (as defined by IC 6-3.1-29-6, **before its expiration January 1, 2020**); that received a certificate of public convenience and necessity from the Indiana utility regulatory commission under IC 8-1-8.5 et seq. before July 1, 2008.

(f) The general assembly makes the following findings of fact with respect to an integrated coal gasification powerplant (as defined in IC 6-3.1-29-6, **before its expiration January 1, 2020**) that received a certificate of public convenience and necessity from the Indiana utility regulatory commission under IC 8-1-8.5 et seq. before July 1, 2008:

(1) The health, safety, general welfare, and economic and energy security of the people of the state of Indiana require as a public purpose of the state the promotion of clean energy, including clean coal, technologies in Indiana.

(2) These technologies include the integrated coal gasification powerplant contemplated by this chapter, IC 6-1.1-20-1.1, and IC 36-7-14.

(3) Investment in the integrated coal gasification powerplant contemplated by this chapter, IC 6-1.1-20-1.1, and IC 36-7-14 will result in substantial financial and other benefits to the state and its political subdivisions and the people of Indiana, including increased employment, tax revenue, and use of Indiana coal.

(4) It is in the best interest of the state and its citizens to promote and preserve financial and other incentives for the integrated coal gasification powerplant.

SECTION 52. IC 36-7-13-3.4, AS AMENDED BY P.L.199-2005, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3.4. (a) Except as provided in subsection (b), as used in this chapter, "income tax incremental amount" means the remainder of:

(1) the aggregate amount of state and local income taxes paid by employees employed in a district with respect to wages earned for work in the district for a particular state fiscal year; minus

(2) the sum of the:

(A) income tax base period amount; and

(B) tax credits awarded by the economic development for a growing economy board under IC 6-3.1-13 (**before its expiration January 1, 2020**) to businesses operating in a district as the result of wages earned for work in the district for the state fiscal year;

as determined by the department of state revenue under section 14 of this chapter.

(b) For purposes of a district designated under section 12.1 of this chapter, "income tax incremental amount" means seventy-five percent (75%) of the amount described in subsection (a).

SECTION 53. IC 36-7-14-25.1, AS AMENDED BY P.L.203-2011, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 25.1. (a) In addition to other methods of raising money for property acquisition or redevelopment in a redevelopment project area, and in anticipation of the special tax to be levied under section 27 of this chapter, the taxes allocated under section 39 of this chapter, or other revenues of the district, or any combination of these sources, the redevelopment commission may, by resolution and subject to subsection (p), issue the bonds of the special taxing district in the name of the unit. The amount of the bonds may not exceed the total, as estimated by the commission, of all expenses reasonably incurred in connection with the acquisition and redevelopment of the property, including:

(1) the total cost of all land, rights-of-way, and other property to be acquired and redeveloped;

(2) all reasonable and necessary architectural, engineering, legal, financing, accounting, advertising, bond discount, and supervisory expenses related to the acquisition and redevelopment of the property or the issuance of bonds;

(3) capitalized interest permitted by this chapter and a debt service reserve for the bonds to the extent the redevelopment commission determines that a reserve is reasonably required; and

(4) expenses that the redevelopment commission is required or permitted to pay under IC 8-23-17.

(b) If the redevelopment commission plans to acquire different parcels of land or let different contracts for redevelopment work at approximately the same time, whether under one (1) or more resolutions, the commission may provide for the total cost in one (1) issue of bonds.

(c) The bonds must be dated as set forth in the bond resolution and negotiable, subject to the requirements of the bond resolution for registering the bonds. The resolution authorizing the bonds must state:

(1) the denominations of the bonds;

(2) the place or places at which the bonds are payable; and

(3) the term of the bonds, which may not exceed:

(A) fifty (50) years, for bonds issued before July 1, 2008;

(B) thirty (30) years, for bonds issued after June 30, 2008, to finance:

(i) an integrated coal gasification powerplant (as defined in IC 6-3.1-29-6, **before its expiration January 1, 2020**);

(ii) a part of an integrated coal gasification powerplant (as defined in IC 6-3.1-29-6, **before its expiration January 1, 2020**); or

(iii) property used in the operation or maintenance of an integrated coal gasification powerplant (as defined in IC 6-3.1-29-6, **before its expiration January 1,**

2020);

that received a certificate of public convenience and necessity from the Indiana utility regulatory commission under IC 8-1-8.5 et seq. before July 1, 2008; or

(C) twenty-five (25) years, for bonds issued after June 30, 2008, that are not described in clause (B).

The resolution may also state that the bonds are redeemable before maturity with or without a premium, as determined by the redevelopment commission.

(d) The redevelopment commission shall certify a copy of the resolution authorizing the bonds to the municipal or county fiscal officer, who shall then prepare the bonds, subject to subsection (p). The seal of the unit must be impressed on the bonds, or a facsimile of the seal must be printed on the bonds.

(e) The bonds must be executed by the appropriate officer of the unit and attested by the municipal or county fiscal officer.

(f) The bonds are exempt from taxation for all purposes.

(g) The municipal or county fiscal officer shall give notice of the sale of the bonds by publication in accordance with IC 5-3-1. The municipal fiscal officer, or county fiscal officer or executive, shall sell the bonds to the highest bidder, but may not sell them for less than ninety-seven percent (97%) of their par value. However, bonds payable solely or in part from tax proceeds allocated under section 39(b)(3) of this chapter, or other revenues of the district may be sold at a private negotiated sale.

(h) Except as provided in subsection (i), a redevelopment commission may not issue the bonds when the total issue, including bonds already issued and to be issued, exceeds two percent (2%) of the adjusted value of the taxable property in the special taxing district, as determined under IC 36-1-15.

(i) The bonds are not a corporate obligation of the unit but are an indebtedness of the taxing district. The bonds and interest are payable, as set forth in the bond resolution of the redevelopment commission:

- (1) from a special tax levied upon all of the property in the taxing district, as provided by section 27 of this chapter;
- (2) from the tax proceeds allocated under section 39(b)(3) of this chapter;
- (3) from other revenues available to the redevelopment commission; or
- (4) from a combination of the methods stated in subdivisions (1) through (3).

If the bonds are payable solely from the tax proceeds allocated under section 39(b)(3) of this chapter, other revenues of the redevelopment commission, or any combination of these sources, they may be issued in any amount without limitation.

(j) Proceeds from the sale of bonds may be used to pay the cost of interest on the bonds for a period not to exceed five (5) years from the date of issuance.

(k) All laws relating to the giving of notice of the issuance of bonds, the giving of notice of a hearing on the appropriation of the proceeds of the bonds, the right of taxpayers to appear and be heard on the proposed appropriation, and the approval of the appropriation by the department of local government finance apply to all bonds issued under this chapter that are payable from the special benefits tax levied pursuant to section 27 of this chapter or from taxes allocated under section 39 of this chapter.

(l) All laws relating to:

(1) the filing of petitions requesting the issuance of bonds; and

(2) the right of:

(A) taxpayers and voters to remonstrate against the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.1(a); or

(B) voters to vote on the issuance of bonds in the case of a proposed bond issue described by IC 6-1.1-20-3.5(a);

apply to bonds issued under this chapter except for bonds payable solely from tax proceeds allocated under section 39(b)(3) of this chapter, other revenues of the redevelopment commission, or any combination of these sources.

(m) If a debt service reserve is created from the proceeds of bonds, the debt service reserve may be used to pay principal and interest on the bonds as provided in the bond resolution.

(n) Any amount remaining in the debt service reserve after all of the bonds of the issue for which the debt service reserve was established have matured shall be:

(1) deposited in the allocation fund established under section 39(b)(3) of this chapter; and

(2) to the extent permitted by law, transferred to the county or municipality that established the department of redevelopment for use in reducing the county's or municipality's property tax levies for debt service.

(o) If bonds are issued under this chapter that are payable solely or in part from revenues to the redevelopment commission from a project or projects, the redevelopment commission may adopt a resolution or trust indenture or enter into covenants as is customary in the issuance of revenue bonds. The resolution or trust indenture may pledge or assign the revenues from the project or projects, but may not convey or mortgage any project or parts of a project. The resolution or trust indenture may also contain any provisions for protecting and enforcing the rights and remedies of the bond owners as may be reasonable and proper and not in violation of law, including covenants setting forth the duties of the redevelopment commission. The redevelopment commission may establish fees and charges for the use of any project and covenant with the owners of any bonds to set those fees and charges at a rate sufficient to protect the interest of the owners of the bonds. Any revenue bonds issued by the redevelopment commission that are payable solely from revenues of the commission shall contain a statement to that effect in the form of bond.

(p) If the total principal amount of bonds authorized by a resolution of the redevelopment commission adopted before July 1, 2008, is equal to or greater than three million dollars (\$3,000,000), the bonds may not be issued without the approval, by resolution, of the legislative body of the unit. Bonds authorized in any principal amount by a resolution of the redevelopment commission adopted after June 30, 2008, may not be issued without the approval of the legislative body of the unit.

SECTION 54. IC 36-7-32-8.5, AS ADDED BY P.L.199-2005, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8.5. As used in this chapter, "income tax incremental amount" means the

remainder of:

- (1) the total amount of state adjusted gross income taxes, county adjusted gross income tax, county option income taxes, and county economic development income taxes paid by employees employed in the territory comprising the certified technology park with respect to wages and salary earned for work in the territory comprising the certified technology park for a particular state fiscal year; minus
- (2) the sum of the:

- (A) income tax base period amount; and
- (B) tax credits awarded by the economic development for a growing economy board under IC 6-3.1-13 **(before its expiration January 1, 2020)** to businesses operating in a certified technology park as the result of wages earned for work in the certified technology park for the state fiscal year;

as determined by the department of state revenue."

Renumber all SECTIONS consecutively.

(Reference is to HB 1020 as printed January 17, 2014.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Engrossed House Bill 1057, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Engrossed House Bill 1059, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Engrossed House Bill 1132, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Economic Development and Technology, to which was referred Engrossed House Bill 1119, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Engrossed House Bill 1107, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 6, delete "five (5)" and insert "**two (2)**".

(Reference is to HB 1107 as printed January 27, 2014.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

ZAKAS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Elections, to which was referred Engrossed House Bill 1134, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 9, after "rule" insert "**or covenant**".

Page 2, line 1, after "property" delete "." and insert "**for purposes of conducting political activity.**".

(Reference is to HB 1134 as reprinted January 28, 2014.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

ZAKAS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Engrossed House Bill 1180, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Tax and Fiscal Policy.

Committee Vote: Yeas 8, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Economic Development and Technology, to which was referred Engrossed House Bill 1196, has had the same under

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

Page 1, delete lines 7 through 16, begin a new paragraph and insert:

"Sec. 1. Except as provided in this article, the applicable public works statute applies to the construction projects of the particular public agency performed under this article.

Sec. 2. This article expires July 1, 2019.

Chapter 2. Definitions

Sec. 1. The definitions in this chapter apply throughout this article.

Sec. 2. "Applicable public works statute" refers to whichever of the following statutes is applicable to public works projects of the public agency:

- (1) IC 4-13.6.
- (2) IC 5-16.
- (3) IC 36-1-12.
- (4) Any other statute applicable to the public works projects of the public agency.

Sec. 3. "Architect" refers to a person registered under IC 25-4-1.

Sec. 4. "CMc" or "construction manager as constructor" means a person that provides CMc services.

Sec. 5. "CMc contract" refers to a contract for CMc services.

Sec. 6. "CMc services" includes the following:

- (1) Preconstruction phase services, including advice during the preconstruction phase of the project as described in the RFP.
- (2) Consultation, collaboration, project construction management, and other services as described in the RFP, regarding the construction during and after the design and construction phases. However, the CMc may not procure the project professional architectural and engineering design services. The public agency must directly contract for the services of the architect and engineer of record.
- (3) Development of a construction schedule, estimated cost of construction, and analysis of qualifications of first tier subcontractors.
- (4) Subject to the CMc contract, a guarantee of:
 - (A) the cost of the project; and
 - (B) the project schedule.

Sec. 7. "Engineer" refers to a person registered under IC 25-31-1.

Sec. 8. "Evaluation committee" refers to a group of individuals who are responsible for evaluating the responses of offerors to the RFP.

Sec. 9. "First tier subcontractor" refers to a subcontractor who contracts directly with the CMc.

Sec. 10. "GMP" refers to the guaranteed maximum price for the work as may be established in the CMc contract.

Sec. 11. "Offeror" refers to a person who submits a response to an RFP.

Sec. 12. "Person" refers to a natural person, a partnership, a limited liability company, or a corporation.

Sec. 13. (a) "Project" means the construction, remodeling, rehabilitation, or repair of buildings or other facilities owned by a public agency as described in the RFP.

(b) The term does not include the construction, remodeling, rehabilitation, or repair of roads, highways, bridges, or potable water or wastewater infrastructure.

Sec. 14. "Public agency" has the meaning set forth in IC 5-30-1-11.

Sec. 15. "Request for proposals" or "RFP" refers to the process by which a public agency solicits persons to provide CMc services under this article.

Chapter 3. Request for Proposals

Sec. 1. If a public agency chooses to use the procedures set forth in this article when performing a public works project, the public agency shall select a CMc as provided in this chapter.

Sec. 2. (a) The public agency shall issue a request for proposals.

(b) Notice of a request for proposals shall be given as other notices are required to be given under the applicable public works statute.

Sec. 3. (a) A request for proposals must include at least the following:

- (1) A statement of the criteria, process, and procedures, which must include consideration of qualifications and fees, by which:
 - (A) an offeror will be evaluated;
 - (B) a CMc will be selected; and
 - (C) a CMc contract will be awarded.
- (2) Information about how the GMP may be established as part of the contract.
- (3) A description of the insurance requirements for the CMc.

(b) The statement of the criteria for evaluation of offerors under subsection (a) must include a statement that each offeror's:

- (1) history of contracting with or hiring minority, women, and veteran business enterprises; and
- (2) good faith efforts to fulfill the state's goals for contracting with or hiring minority, women, and veteran business enterprises;

will be considered in the evaluation of the offeror's proposal.

Sec. 4. Each offeror selected to meet with the evaluation committee, based on the evaluation committee's review of the RFP responses, must be given an equal opportunity to meet and communicate with the evaluation committee.

Sec. 5. A summary of the evaluation committee's evaluation of each offeror is subject to disclosure under IC 5-14-3, but only after the CMc contract has been awarded.

Sec. 6. If the public agency determines to proceed with the project, the public agency shall enter into negotiations with the offeror whose proposal has been selected by the evaluation committee considering:

- (1) the responses to the RFP;
- (2) any interviews with selected offerors; and
- (3) evaluation of fees.

Sec. 7. A CMc may perform a part of the work only if:

- (1) the public agency approves of the CMc's performance of the work;
- (2) the CMc is the lowest responsive and responsible bidder; and
- (3) the CMc performs only such work that equals not more than ten percent (10%) of the total value of the project.

Chapter 4. CMc Contract

Sec. 1. After the public agency has selected an offeror to be the CMc, the public agency and that offeror may negotiate the final terms and conditions of the contract for CMc services for the project.

Sec. 2. (a) Subject to this article, the CMc contract must require the CMc to provide payment and performance bonds in an amount not less than the estimated construction costs of the project or the GMP, as provided by the RFP.

(b) Construction may not be performed until the CMc has provided the bonds for that construction as required in the RFP and IC 5-32-6.

Sec. 3. A CMc contract must describe the details of any adjustment of compensation or other incentives negotiated between the public agency and the CMc.

Sec. 4. A CMc contract may describe whether the CMc and the public agency agree to any cost overrun or delay damages or early completion incentives.

Sec. 5. Changes in the contract for CMc services may be made as provided in the CMc contract.

Sec. 6. A public agency or CMc may terminate the CMc contract before the GMP has been determined, if the RFP provides for a GMP.

Sec. 7. (a) If any of the following occur, the public agency may proceed as described in subsection (b):

- (1) The CMc contract is terminated under section 6 of this chapter.
- (2) The public agency and the selected offeror are unable to reach agreement on a CMc contract.
- (3) The selected offeror does not provide the required bonds as provided in the RFP or this article.

(b) If any of the events described in subsection (a)(1), (a)(2), or (a)(3) occur, the public agency may do any of the following:

- (1) Negotiate a contract with another offeror.
- (2) Award contracts and complete the project under any other applicable public works statute.
- (3) Terminate the project.

Sec. 8. A CMc contract may describe if and when the GMP will be determined. If a GMP is established, the contract must describe all clarifications and assumptions on which the GMP is based.

Chapter 5. CMc Award of First Tier Subcontracts

Sec. 1. The CMc shall comply with all notice, bidding, construction, and contract administration requirements relating to public works contracts that the public agency must comply with under the applicable public works statutes.

Sec. 2. A first tier subcontract shall be awarded to the lowest responsive and responsible bidder for that contract.

Sec. 3. Each bidder must submit under oath as a part of the bid a statement of the following information:

- (1) The bidder's professional experience.
- (2) The bidder's proposed plan for performing the work.
- (3) The equipment and personnel available for the performance of the work.
- (4) The bidder's current financial status.
- (5) The bidder's best estimate of the cost of each item of work to be performed, including a breakdown of all labor and materials required to complete the work.

Sec. 4. Once a bidder is selected, the CMc's contract with that bidder must include terms and conditions that are designed to accomplish the work at the lowest possible cost to the public agency.

Sec. 5. (a) Except as provided in subsection (b), a bid is a public record subject to public inspection under IC 5-14-3.

(b) A bid is not subject to inspection and copying under IC 5-14-3 until a contract has been awarded or the solicitation of bids has been canceled.

Chapter 6. Bonds

Sec. 1. The CMc shall execute a payment bond to the public agency, approved by the public agency, in an amount equal to the GMP, if established, or the proposed construction cost. The payment bond must be conditioned for payment by the CMc, the CMc's successors and assigns, and by the first tier subcontractors, their successors and assigns, of all indebtedness that may accrue to any person for any labor or service performed, materials furnished, or service rendered in the project. The bond by its terms must be conditioned to directly inure to the benefit of subcontractors, laborers, suppliers of materials, and those performing service who have furnished or supplied labor, material, or service for the project.

Sec. 2. (a) The CMc shall furnish proof of its ability to obtain a valid performance bond that is acceptable to the public agency in an amount equal to the GMP, if established, or the proposed construction cost.

(b) The CMc shall furnish the bond at the time of an early release construction package or when the GMP is determined and provided to the public agency.

(c) If the bond is acceptable to the public agency, the performance bond may provide for incremental bonding in the form of multiple or chronological bonds that, when taken as a whole, equal the GMP, if established, or the proposed construction cost. The surety on the bond shall not be released for a period of one (1) year after final settlement with the CMc. A change, modification, omission, or addition in and to the terms or conditions of the contract, plans, specifications, drawings, or profile or any irregularity or defect in the contract or in the proceedings preliminary to the letting and awarding of the CMc contract does not in any way affect or operate to release or discharge the surety."

Delete pages 2 through 7.

(Reference is to HB 1196 as reprinted January 31, 2014.) and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1215, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Engrossed House Bill 1217, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

CHARBONNEAU, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1222, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 9, after "to" insert "**the lesser of**".

Page 1, line 12, delete ",".

Page 1, line 12, after "by" insert "**ten percent (10%); or**".

Page 1, delete line 13, begin a new line block indented and insert:

"(2) one thousand dollars (\$1,000)."

Page 2, delete lines 5 through 15.

(Reference is to HB 1222 as reprinted January 31, 2014.) and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Engrossed House Bill 1237, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 39, delete line 35.

Page 39, line 36, delete "14,000" and insert "**11,000**".

Page 40, delete line 24.

Page 40, line 25, delete "14,000" and insert "**11,000**".

Page 51, delete line 19.

Page 51, line 20, delete "14,000" and insert "**11,000**".

Page 83, line 33, delete "ADDED BY P.L.92-2013," and insert "AMENDED BY SEA 24-2014, SECTION 49,".

Page 83, line 34, delete "SECTION 78,".

Page 90, after line 35, begin a new paragraph and insert:

"SECTION 162. [EFFECTIVE JANUARY 1, 2015] **The general assembly recognizes that SEA 24-2014 amends IC 9-29-5-43 and that this act repeals that section. The general assembly intends to repeal IC 9-29-5-43.**"

(Reference is to HB 1237 as reprinted January 28, 2014.) and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Economic Development and Technology, to which was referred Engrossed House Bill 1276, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

BUCK, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Engrossed House Bill 1286, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 6, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1340, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Engrossed House Bill 1342, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

CHARBONNEAU, Chair

Report adopted.

RESOLUTIONS ON FIRST READING**Senate Concurrent Resolution 18**

Senate Concurrent Resolution 18, introduced by Senator Paul:

A CONCURRENT RESOLUTION honoring the Special Olympics basketball team of the Team Indiana delegation for being named as the first members of the Team Indiana delegation for the 2014 Special Olympics USA Games.

Whereas, Athletes from Jay and Randolph counties were the first to be named to the Team Indiana delegation for the 2014 Special Olympics USA Games to compete in basketball;

Whereas, The Special Olympics USA Games only happen every four years, at a varying location;

Whereas, The 2014 Special Olympics USA Games will be hosted by New Jersey from June 14 through 21, with nearly 3,500 athletes competing in 16 Olympic-style team and individual sports;

Whereas, The 2014 Special Olympics USA Games will celebrate the Special Olympics movement, promote the ideals of acceptance and inclusion through sports, and showcase athletes from throughout the United States; and

Whereas, The basketball team from Jay and Randolph counties has exhibited superior skill, dedication, and determination to earn the right to represent the State of Indiana: Therefore,

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

SECTION 1. That the Indiana General Assembly honors and congratulates the basketball team of the Team Indiana delegation to the 2014 Special Olympics USA Games for their outstanding accomplishment.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to the members and coaches of the basketball team of the 2014 Team Indiana delegation to the 2014 Special Olympics USA Games.

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

SENATE MOTION

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

SR 42 Senator Zakas
Congratulating the Michiana Pop Warner Junior Pee Wee football team on winning the state championship.

SR 43 Senator Zakas
Congratulating Daniel Schmidtendorff on his recognition as Indiana Small Business Person of the Year.

SR 44 Senator Steele
Congratulating the Brown County Junior High School "We the People: The Citizen and the Constitution" teams.

SCR 20 Senator Steele
Honoring Feldun Purdue Agricultural Center on its 100-year anniversary.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING**Senate Resolution 42**

Senate Resolution 42, introduced by Senators Zakas, Broden, and Mishler:

A SENATE RESOLUTION congratulating the Michiana Pop Warner Junior Pee Wee football team on winning the state championship.

Whereas, The Michiana Pop Warner Junior Pee Wee football team's season was marked by strong teamwork and success;

Whereas, After an undefeated regular season, the Michiana Bulldogs captured the regional championship, defeating Valparaiso, and then the state championship, defeating Fox Valley;

Whereas, The team averaged over 30 points per game and did not allow their opponents to score more than 40 points in all of their games combined; and

Whereas, The Michiana Bulldogs have not only displayed exceptional sportsmanship on the field but have displayed strong academic records off the field by maintaining a certain scholastic requirement, thereby carrying out the mission of Pop Warner Little Scholars, Inc., which is to teach fundamental values, skills, and knowledge through team activities that children can use throughout their lives: Therefore,

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

SECTION 1. That the Indiana Senate congratulates the Michiana Pop Warner Junior Pee Wee football team on their state championship title and a successful, undefeated season.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to the Michiana Pop Warner Junior Pee Wee football team and the team's coach, Dan Brassell.

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

Senate Resolution 43

Senate Resolution 43, introduced by Senator Zakas:

A SENATE RESOLUTION congratulating Daniel Schmidendorff on his recognition as Indiana Small Business Person of the Year.

Whereas, The United States Small Business Administration named Dan Schmidendorff, CEO of Communication Company of South Bend, as the 2013 Indiana Small Business Person of the Year;

Whereas, The award is intended to recognize small businesses that create jobs, produce revenue, lift local economies, support local infrastructure, and give back charitably to the communities where they live and work;

Whereas, Under Daniel's leadership, Communication Company has grown to 44 employees; has increased its revenue substantially; and continues to design, install, and service first-rate communications systems for commercial, entertainment, and healthcare companies, as well as educational and governmental entities; and

Whereas, Daniel's success has been marked by his cultivation and encouragement of his outstanding employees and creating long-lasting relationships with Communication Company's clients: Therefore,

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

SECTION 1. That the Indiana Senate congratulates Daniel Schmidendorff on his recognition as Indiana Small Business Person of the Year.

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

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

Senate Resolution 44

Senate Resolution 44, introduced by Senator Steele:

A SENATE RESOLUTION congratulating the Brown County Junior High School "We the People: The Citizen and the Constitution" teams.

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

Whereas, Fifty state coordinators and a coordinator in each of the 435 congressional districts, the District of Columbia, American Samoa, Guam, Puerto Rico, and the Virgin Islands administer the program;

Whereas, Students in grades 4 through 12 participate in the program;

Whereas, In addition to their regular school curriculum, the students are given a course on the history and principles of democracy in the United States, with a test being administered at the conclusion of the lessons;

Whereas, Elementary and middle school hearings are not competitive; high school students and their teachers may select the noncompetitive hearing or the annual competition;

Whereas, Each competing class is divided into six teams, one team for each of the six units in the high school textbook;

Whereas, Judges score each team, using criteria that include understanding, constitutional application, reasoning, use of supporting evidence, responsiveness, and participation;

Whereas, Previously, a state title was the highest achievement at the middle school level; however, 2013 marked the inaugural We the People Middle School National Finals held on the campus of George Mason University in Fairfax, Virginia;

Whereas, On May 6, 2013, the 2012-2013 Brown County Junior High School Team won the National Invitational competition;

Whereas, The National Invitational takes the form of simulated congressional hearings, during which groups of students testify as constitutional experts before panels of judges acting as congressional committees, scoring the groups through a performance-based assessment;

Whereas, Each hearing begins with a four minute opening statement by students, and is followed by a six minute period of follow-up questioning, during which judges examine students' knowledge, understanding, and ability to apply constitutional principles;

Whereas, On December 17 at the Crowne Plaza Union Station in Indianapolis, Brown County Junior High School defeated 11 other schools from around the state to secure the title of State Champions for the fourth consecutive year in the "We the People" competition;

Whereas, On April 4 through 8, 2014, the team will represent its community and state in the second annual "We the People"

Middle School National Invitational at George Mason University in Fairfax, Virginia; and

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

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

SECTION 1. That the Indiana Senate congratulates the Brown County Junior High School "We the People: The Citizen and the Constitution" teams and wishes the team members continued success in all their future endeavors.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to 2012-2013 team members Victoria Nicole Akles, Will Remington Austin, Sarah E. Barrick, Andrew Kenneth Burker, Joshua Matthew Cochran, Cameron Alexander Flesher, Michael David Hess, Elisabeth Meta Huls, Elizabeth Mae Jenson, Victoria Jane Kelp, Sean Nicholas Lopes, Baylee Jacob Mosier, Cash William Myers, Monica Shea Percifield, Wylie Izora Poling, Bailee C. Robison, James Noah Seidle, Abigail Rose Shaffer, Rysanne Danielle Smith, Molly Jo Snyder, August Spiegel, Eleanor Elly Grace Wertz, and 2013-2014 team members Autumn Anna-Neanine Bryant, Lauren Mari Burker, Corinna Rae Cagle, Jordan Allen Dolph, Allison Morgan Drew, Story Lee-An Ellis, Adriana Jade Fonseca, Solei Charizma Garland, Kaiden Matthew Hinds, Emma Renee Hoskins, Grace Ann Jackson, Alivia Louise Johnson, Grace Nucle Lee, Kathleen Rose McCann, Halle Briell Miller, Elizabeth May Moore, Abraham James Oliver, Faith Nicole Parry, Lane Scott Rice, Taylor Makaya Jade Roberts, Wesley William Ryan, Ezra James Scully, Kaitlyn Michele Spires, Leah Marie Tucker, Benjamin Tyler Wildman, and coach Michael Potts.

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

Senate Concurrent Resolution 20

Senate Concurrent Resolution 20, introduced by Senator Steele:

A CONCURRENT RESOLUTION honoring Feldun Purdue Agricultural Center on its 100-year anniversary, and urging the Indiana Department of Transportation to consider signage commemorating the Feldun Purdue Agricultural Center's sustained presence and service to south-central Indiana and Hoosier farmers.

Whereas, Moses Fell Dunn, a highly regarded lawyer and member of the state legislature, donated 360 acres of land to

Purdue University in 1914;

Whereas, Feldun Purdue Agricultural Center was established as Indiana's first "experiment station" outside of Tippecanoe County, and is Purdue University's oldest research farm outside of Tippecanoe County;

Whereas, From the original 360 acres of land, Feldun Purdue Agricultural Center has grown to more than 900 acres of land in Lawrence County, Indiana;

Whereas, Research at Feldun Purdue Agricultural Center focuses on commercial beef cattle breeding and management, but also includes studies of growth, yield, and cutting alternatives for upland central hardwoods and grazing research, limited agronomic field studies with row crops, and entomology; and

Whereas, The research performed at Feldun Purdue Agricultural Center has been said to have done more to improve the beef cattle in southern Indiana than any other single endeavor: Therefore,

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

SECTION 1. That the Indiana General Assembly honors and congratulates the Feldun Purdue Agricultural Center on its 100-year anniversary.

SECTION 2. That the Indiana General Assembly urges the Indiana Department of Transportation to consider signage commemorating the Feldun Purdue Agricultural Center's sustained presence and service to all Hoosier farmers.

SECTION 3. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to Mitchell E. Daniels, Jr., President of Purdue University, Jerry Fankhauser, Director of Purdue Agricultural Centers, Brad Shelton, Dr. Terry Stewart, and Dave Redman.

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 18 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent

Resolution 35 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 37 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

ENGROSSED HOUSE BILLS ON SECOND READING

Engrossed House Bill 1070

Senator M. Young called up Engrossed House Bill 1070 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 1070-1)

Madam President: I move that Engrossed House Bill 1070 be amended to read as follows:

Page 2, line 10, after "evidence" delete "of" and insert "**that the ombudsman reasonably believes constitutes**".

Page 2, line 11, delete "shall" and insert "**shall, if the ombudsman considers it appropriate,**".

(Reference is to EHB 1070 as printed February 14, 2014.)

TAYLOR

Motion prevailed. The bill was ordered engrossed.

Engrossed House Bill 1268

Senator M. Young called up Engrossed House Bill 1268 for second reading. The bill was read a second time by title.

SENATE MOTION (Amendment 1268-1)

Madam President: I move that Engrossed House Bill 1268 be amended to read as follows:

Page 6, after line 7, begin a new paragraph and insert:

"SECTION 6. IC 12-14-29-2, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. Under this chapter, an individual is eligible for food stamps if the individual meets all the following requirements:

- (1) The individual is a resident of a county:
 - (A) having a reentry court program; or
 - (B) **that offers individuals on probation or in a community corrections program evidence-based mental health and addiction forensic treatment**

services administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.

(2) The individual was convicted of an offense under IC 35-48 (controlled substances) for conduct occurring after August 22, 1996.

(3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana food stamp program requirements.

(4) The individual is successfully participating in:

(A) a reentry court program; or

(B) **an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections.**

SECTION 7. IC 12-14-29-3, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. Under this chapter, an individual is eligible for the TANF program if the individual meets all the following requirements:

(1) The individual is a resident of a county:

(A) having a reentry court program; or

(B) **that offers individuals on probation or in a community corrections program evidence-based mental health and addiction forensic treatment services administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment.**

(2) The individual was convicted of an offense under IC 35-48 (controlled substances) for conduct occurring after August 22, 1996.

(3) Except for 21 U.S.C. 862a(a), the individual meets the federal and Indiana TANF program requirements.

(4) The individual is successfully participating in:

(A) a reentry court program; or

(B) **an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections.**

SECTION 8. IC 12-14-29-4, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. In accordance with 21 U.S.C. 862a(d)(1), the state elects to opt out of the application of 21 U.S.C. 862a(a) for individuals participating in a reentry court program.

SECTION 9. IC 12-14-29-6, AS ADDED BY P.L.92-2005, SECTION 3, IS AMENDED TO READ AS FOLLOWS

[EFFECTIVE JULY 1, 2014]: Sec. 6. A court may modify or revoke an order issued under this chapter concerning a ~~food stamp~~ **federal Supplemental Nutrition Assistance Program** eligible individual or a TANF eligible individual at any time.

SECTION 10. IC 12-14-29-7, AS AMENDED BY P.L.128-2012, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. A court shall immediately notify the division of family resources local office:

(1) upon the court's finding of probable cause that an individual has committed a felony offense during the period in which the individual is eligible for TANF or ~~food stamps~~; **the federal Supplemental Nutrition Assistance Program**; or

(2) when an individual has been terminated from:

(A) a reentry court program; or

(B) **an evidence-based mental health and addiction forensic treatment services program administered or coordinated by a provider certified by the division of mental health and addiction to provide mental health or addiction treatment as part of the person's probation or community corrections;**

during the period in which the individual is eligible for TANF or ~~food stamps~~; **the federal Supplemental Nutrition Assistance Program."**

(Reference is to EHB 1268 as printed February 14, 2014.)

STOOPS

Motion prevailed. The bill was ordered engrossed.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1008

Senator M. Young called up Engrossed House Bill 1008 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 206: yeas 46, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1178

Senator Head called up Engrossed House Bill 1178 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 207: yeas 46, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1190

Senator Charbonneau called up Engrossed House Bill 1190 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 208: yeas 47, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

Engrossed House Bill 1300

Senator Yoder called up Engrossed House Bill 1300 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 209: yeas 47, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

SENATE MOTION

Madam President: I move that Senator Kruse be added as second sponsor of Engrossed House Bill 1213.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator R. Young be added as cosponsor of Engrossed House Bill 1039.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator R. Young be added as cosponsor of Engrossed House Bill 1019.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Waterman be added as cosponsor of Engrossed House Bill 1071.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Waltz be added as cosponsor of Engrossed House Bill 1071.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crider be removed as second sponsor of Engrossed House Bill 1042.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Walker be removed as sponsor of Engrossed House Bill 1042 and that Senator Crider be substituted therefor.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Walker be added as second sponsor of Engrossed House Bill 1042.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Grooms and M. Young be added as coauthors of Senate Resolution 26.

R. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Randolph and Rogers be added as cosponsors of Engrossed House Bill 1071.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of Engrossed House Bill 1036.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Eckerty be added as second sponsor of Engrossed House Bill 1178.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mishler be added as second sponsor and Senator Head be added as third sponsor of Engrossed House Bill 1062.

PETE MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Becker be added as second sponsor of Engrossed House Bill 1190.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Randolph, Rogers, and Taylor be added as cosponsors of Engrossed House Bill 1358.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1384.

WALTZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1140.

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1269.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1279.

M. YOUNG

Motion prevailed.

SENATE MOTION

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

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1132.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as cosponsor of Engrossed House Bill 1342.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Skinner be added as cosponsor of Engrossed House Bill 1071.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Long be added as second author of Senate Concurrent Resolution 10.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as second sponsor of Engrossed House Bill 1095.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as cosponsor of Engrossed House Bill 1215.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as third sponsor and Senator Kruse be added as cosponsor of Engrossed House Bill 1190.

CHARBONNEAU

Motion prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Resolution 22, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass.

Committee Vote: Yeas 7, Nays 0.

WYSS, Chair

Report adopted.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, February 20, 2014.

LONG

Motion prevailed.

The Senate adjourned at 2:13 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate