



Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Forty-sixth Meeting Day

Monday Afternoon

April 17, 2017

The Senate convened at 1:45 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Pastor Jeff Johns, White Horse Christian Center, West Lafayette, Indiana.

The Pledge of Allegiance to the Flag was led by Senator Jeffery S. Raatz.

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

Alting	Kruse
Bassler	Lanane
Becker	Leising
Bohacek	Long
Boots	Melton
Bray	Merritt
Breaux	Messmer
Brown, L.	Mishler
Buck	Mrvan
Charbonneau	Niemeyer
Crane	Niezgodski
Crider	Perfect
Delph	Raatz
Doriot	Randolph, Lonnie M.
Eckerty	Ruckelshaus
Ford	Sandlin
Freeman	Smith, J.
Glick	Stoops
Grooms	Tallian
Head	Taylor, G.
Hershman	Tomes
Holdman	Walker
Houchin	Young, M.
Kenley	Zakas
Koch	Zay

Roll Call 469: present 50; excused 0. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

MOTIONS TO DISSENT FROM HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate dissent to the House Amendments to Engrossed Senate Bill 198 and that a conference committee be appointed to confer with a like committee of the House.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate dissent to the House Amendments to Engrossed Senate Bill 513 and that a conference committee be appointed to confer with a like committee of the House.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that the Motion to Dissent on Engrossed Senate Bill 190, filed April 12, 2017, be withdrawn from further consideration by the Senate.

M. YOUNG

Motion prevailed.

REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed/removed/changed the following senators as Senate conferees (or advisors) on Engrossed Senate Bill 198:

Conferees: Eckerty, Chair and Niezgodski

Advisors: Mishler, Melton, Bassler, Perfect

LONG

Date: 4/17/17

Time: 11:20 a.m.

Report adopted.

PRESIDENT PRO TEMPORE'S REPORT OF CONFEREE ASSIGNMENTS

Pursuant to Rule 84 of the Standing Rules and Orders of the Senate, President Pro Tempore David C. Long has appointed/removed/changed the following senators as Senate conferees (or advisors) on Engrossed House Bill 1006:

Conferees: Merritt and Breaux

Advisors: Charbonneau, Mrvan, Ruckelshaus

LONG

Date: 4/13/17

Time: 9:46 a.m.

Report adopted.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Resolution 44, 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 8, Nays 0.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Resolution 51, 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 1.

BRAY, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Resolution 58, 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 9, Nays 1.

BRAY, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

Senate Resolution 62

Senate Resolution 62, introduced by Senators Lanane, Breaux, Tallian, Melton, Mrvan, Niezgodski, Lonnie M. Randolph, Stoops and G. Taylor:

A SENATE RESOLUTION to recognize and honor the Senate Democratic Caucus Interns for their service during the First Regular Session of the One Hundred Twentieth Indiana General Assembly.

Whereas, The following have served as legislative interns for the Democratic Caucus of the State Senate of Indiana during the First Regular Session of the One Hundred and Twentieth Indiana General Assembly: Devynn Barnes, Samantha Bresnahan, Alice Brumfield, Navjot Dhadwal, Kalea Ellis, Bianca Humbarger, Magdalena Madrigal, Tyler Mayer, Justin Russell, Jasmine Smith, and Hunter Vale;

Whereas, The interns of the Senate Democratic Caucus represent five universities throughout Indiana, including Ball State University, Indiana University-Bloomington, Indiana University Purdue University Indianapolis, St. Mary of the Woods, and Purdue University-Northwest;

Whereas, The conscientious and diligent efforts of the Interns enabled a more effective and efficient State Senate this legislative session;

Whereas, The interns' dedication and hard work enabled the Senators of the Democratic Party to better represent and serve their constituents in a prompt and respectful manner;

Whereas, The work of the Democratic interns is integral to the success of the Indiana General Assembly; and

Whereas, The members of the Democratic Senate Caucus wish to express their deepest gratitude to our interns who have spent the last four months fighting for Hoosier values in the legislature. The Democratic Senate Caucus also wishes their interns the best of luck in their future endeavors: Therefore,

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

SECTION 1. That the Indiana State Senate hereby expresses its deep appreciation to the Senate Democratic Caucus Interns.

SECTION 2. That the Secretary of the Senate is directed to transmit copies of this resolution to all the Senate Democratic Caucus Interns.

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

Senate Resolution 61

Senate Resolution 61, introduced by Senators Merritt and Hershman:

A SENATE RESOLUTION honoring the 2017 Senate Majority interns.

Whereas, Throughout the First Regular Session of the 120th Indiana General Assembly, the Senate Majority interns have provided the Senators of the Republican Caucus, individually and collectively, with outstanding assistance and support;

Whereas, Those serving so ably this session include Myles Beresford IV, Thomas Bray, Grady Brock, Michael Burnett, Kaitlyn Clancy, Michael Conway, Anna Elcesser, Tatum Ellis, William Erekson, Patrick Flynn, Beren Gast-Bray, Janie Gilmartin, Alec Gray, Mikayla Greiner, Morgan Hall, Andrianna Hji-Avgoustis, Elizabeth James, Hannah Kendrick, Michael Knight, Taylor Knox, Madison Komdeur, Jacob Linn, Kurtis Loy, Savannah Martin, Jessica Mehrlich, Kaitlyn Mitchell, Tyler Neher, Haley Norris, Samuel Peters, Evan Petty, Samuel Pollock, Lindsey Ross, Farrar Sabec, Zackery Sand, Jacob Semonis, Cody Smith, Eric Stocking, Helen Stukenborg, Albert Tung, Ruth Vonderheide, Kaitlyn Weber, Danielle Wheat, Danielle Zagone, and Parker Zent;

Whereas, The Senate Majority interns represent fifteen colleges, universities, and law schools, including Indiana University, Purdue University, Franklin College, University of

Southern Indiana, Butler University, Indiana University-Purdue University Indianapolis, Miami University, Grand Valley State University, Ball State University, DePauw University, Indiana State University, Indiana University-Purdue University Fort Wayne, Michigan State University, North Carolina State University, and Indiana University Robert H. McKinney School of Law;

Whereas, The exemplary efforts of the Senate Majority interns have contributed to the Senate's ability to be more efficient and responsive to the citizens of the great State of Indiana; and

Whereas, It is fitting that the Senate Majority interns are recognized for their hard work, time devoted, and talents shared with the Indiana General Assembly: Therefore,

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

SECTION 1. That the Indiana Senate honors and expresses its full appreciation for the 2017 Senate Majority interns.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to each Senate Majority intern who served during the First Regular Session of the 120th General Assembly.

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

MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On Thursday, April 13, 2017, I signed the following Senate Enrolled Acts into law: SEA 2, 13, 37, 42, 46, 47, 49, 55, 64, 73, 77, 80, 100, 114, 120, 121, 152, 172, 175, 239, 253, 265, 275, 294, 300, 316, 340, 344, 347, 382, 384, 387, 390, 400, 412, 417, 421, 440, 442, 475, and 549.

ERIC HOLCOMB
Governor

MESSAGE FROM THE PRESIDENT PRO TEMPORE

Madam President and Members of the Senate: I have on Thursday, April 13, 2017, signed Senate Enrolled Acts: 30, 38, 51, 60, 119, 182, 299, 303, 310, 409, 423, 457, 497, 499, 505, 539 and 558.

DAVID C. LONG
President Pro Tempore

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has reconsidered its dissent from the Senate amendments to Engrossed House Bills 1102 and 1287 and has now concurred in those amendments.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has concurred in the Senate amendments to Engrossed House Bills 1024 and 1537.

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 Senate Concurrent Resolution 55 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

MOTIONS TO CONCUR IN HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 151.

MERRITT

Roll Call 470: yeas 45, nays 2. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 154.

MERRITT

Roll Call 471: yeas 28, nays 17. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 156.

MERRITT

Roll Call 472: yeas 45, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 128, filed April 11, 2017, be withdrawn from further consideration by the Senate.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 507, filed April 5, 2017, be withdrawn from further consideration by the Senate.

HEAD

Motion prevailed.

**MOTIONS TO CONCUR
IN HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 196.

KENLEY

Roll Call 473: yeas 45, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate concur with the House amendments to Engrossed Senate Bill 402.

MERRITT

Roll Call 474: yeas 46, nays 0. Motion prevailed.

**MESSAGE FROM THE
PRESIDENT PRO TEMPORE**

Madam President and Members of the Senate: I have on Monday, April 17, 2017, signed Senate Enrolled Acts: 322, 348, 404, 449 and 472.

DAVID C. LONG
President Pro Tempore

**MOTIONS TO DISSENT
FROM HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate dissent to the House Amendments to Engrossed Senate Bill 128 and that a conference committee be appointed to confer with a like committee of the House.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate dissent to the House Amendments to Engrossed Senate Bill 507 and that a conference committee be appointed to confer with a like committee of the House.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, April 18, 2017.

LONG

Motion prevailed.

The Senate adjourned at 2:37 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUZANNE CROUCH
President of the Senate