



Journal of the Senate

State of Indiana

119th General Assembly

First Regular Session

Twenty-sixth Meeting Day

Tuesday Afternoon

March 3, 2015

The Senate convened at 1:33 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Pastor Matthew Barnes from State House Capitol Commission.

The Pledge of Allegiance to the Flag was led by Senator Timothy Lanane.

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

Alting	Leising
Arnold	Long
Banks, A.	Merritt
Bassler	Messmer
Becker	Miller, Patricia
Boots	Miller, Pete
Bray	Mishler
Breaux	Mrvan
Broden	Niemeyer
Brown	Perfect
Buck	Raatz
Charbonneau	Randolph
Crider	Rogers
Delph <input checked="" type="checkbox"/>	Schneider <input checked="" type="checkbox"/>
Eckerty	Smith <input checked="" type="checkbox"/>
Ford	Steele
Glick	Stoops
Grooms	Tallian
Head	Taylor <input checked="" type="checkbox"/>
Hershman	Tomes
Holdman	Walker
Houchin	Waltz
Kenley	Yoder
Kruse	Young, M.
Lanane	Zakas <input checked="" type="checkbox"/>

Roll Call 274: present 45; excused 5. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

RESOLUTIONS ON FIRST READING

Senate Resolution 24

Senate Resolution 24, introduced by Senator Breaux:

A SENATE RESOLUTION memorializing the life of Margree Ann Oakley of Indianapolis, Indiana.

Whereas, Margree Oakley, also known as "Margie", was born on February 7, 1948 and passed away on January 10, 2015 at the age of 66;

Whereas, Margie Oakley was one of fourteen children, and the daughter of Dorothy Gage Oakley and George P. Oakley;

Whereas, Margie Oakley was a devoted mother to her five children: Karl, Marcus, Dorothy, Karol, and Deetra; loving grandmother to her nine grandchildren: Kevin, Darron, Damon, Richard, Kendal, and Wilmer, Geianna, Donneisha, Chantal, and doting great-grandmother to fifteen great-grandchildren;

Whereas, Margree Ann Oakley confessed her faith in Christ at a very young age and was an active member of Little Bethel Baptist Church for over thirty years and was a member of different ministries, including the Women's Matrons Ministry;

Whereas, Margie Oakley graduated from Arsenal Technical High School in 1965 and continued her education for two years at Indiana Business College;

Whereas, Margree Ann Oakley showed her diligence as a community and civic leader through the numerous community leadership positions she held. Such roles include former secretary of the Concerned Clergy, member of the Board of Trustees for Citizens Health Center, Education Advocate, Committee Member for Operation Big Vote, and Former Center Township Precinct Committee Person;

Whereas, Margie Oakley worked on political campaigns for many candidates and was involved in various other community and civic organizations; and

Whereas, Margree Oakley's passing leaves a hole in the hearts of her family and community, but her impact shall live on for many years to come: Therefore,

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

SECTION 1. That the Indiana Senate memorializes the life of Margree Ann Oakley and celebrates her dedication to community service and involvement.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to her children: Karl (Angela) Brady, Dorthy Brady, Karol (Derrick) Bates, Deetra Smith, and Marcus Oakley; her friend, Charity M. Livingston.

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 28 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 Senate Concurrent Resolutions 11 and 18 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 26 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 24 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 Senate Concurrent Resolution 12 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senator Houchin be added as cosponsor of House Bill 1016.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Houchin be added as cosponsor of House Bill 1093.

GROOMS

Motion prevailed.

RESOLUTIONS ON FIRST READING**House Concurrent Resolution 29**

House Concurrent Resolution 29, sponsored by Senator Long:

A CONCURRENT RESOLUTION recognizing Major General R. Martin Umbarger on the occasion of his retirement as Adjutant General of Indiana.

Whereas, Major General R. Martin Umbarger was appointed as Adjutant General of Indiana on March 11, 2004, reappointed by Governor Mitchell E. Daniels, Jr. on December 1, 2004, and then reappointed by Governor Michael Pence on December 13, 2012;

Whereas, While serving as Adjutant General, Major General Umbarger's primary duty was to provide a guiding force for the over 15,800 Indiana Army and Air National Guard, Indiana Guard Reserve, and State employees;

Whereas, Beginning his career as an enlisted man in the Indiana Army National Guard in 1969, Major General Umbarger was commissioned as a Second Lieutenant, Infantry Branch, after graduating from the Indiana Military Academy as a Distinguished Military Graduate in June 1971;

Whereas, Prior to being named as Adjutant General, Major General Umbarger served as the Deputy Commanding General (Reserve Component), United States Forces Command;

Whereas, Major General Umbarger has also served as the Assistant Division Commander for Training, 38th Infantry Division (Mechanized) and Commanding General of the 76th Infantry Brigade (Separate);

Whereas, During his career, Major General Umbarger has directed the pre-mobilized training, deployment, and redeployment of virtually all units of the Indiana Army and Air National Guard in support of the Global War on Terrorism and has served as a member of the Secretary of the Army's Reserve Forces Policy Committee and the Secretary of Defense's Reserve Forces Policy Board;

Whereas, As a graduate of the University of Evansville, the United States Command and General Staff College, and the United States Army War College, Major General Umbarger has been recognized throughout his career with many awards and decorations, including the Legion of Merit (2nd Award), Meritorious Service Medal (Oak Leaf Cluster), Army Commendation Medal, Army Achievement Medal, Army Reserve Components Achievement Medal (7th Award), National Defense Service Medal, Armed Forces Reserve Medal (with 1 hour glass device), Army Service Ribbon, Army Reserve Components Overseas Training Ribbon, Army Staff Identification Badge, Indiana Long Service Medal, Indiana Emergency Service Medal, and Indiana Distinguished Service Medal (Bronze OLC); and

Whereas, A true hero, patriot, and public servant to the State of Indiana and its citizens, Major General R. Martin Umbarger has served our state for nearly five decades providing outstanding leadership and insight: Therefore,

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

SECTION 1. That the Indiana General Assembly wishes to thank Major General R. Martin Umbarger for his dedication and service to the State of Indiana and its citizens.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Major General R. Martin Umbarger.

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.

Senator Taylor, who was excused, is now present.

House Concurrent Resolution 30

House Concurrent Resolution 30, sponsored by Senator Mrvan:

A CONCURRENT RESOLUTION honoring Dennis Shults, Bill Emerson, Ernie Dillon, Patrick O'Donnell, and Don Shults.

Whereas, In 2004 Dennis Shults, Bill Emerson, Ernie Dillon, Patrick O'Donnell, and Don Shults began a television program airing on Comcast Cable in Lake County called "Veterans Views";

Whereas, In 2009 the group approached WJOB radio, AM 1230, in Hammond with the idea of bringing the show to radio;

Whereas, The program was designed to be an outreach to veterans and the community using a call-in format;

Whereas, The first show was scheduled to last for 30 minutes, but the call volume was so great that the station let the show run for 90 minutes for the next several months;

Whereas, The show enjoys a viewing audience from all over the world via livestream WJOB1230.com and has callers from throughout the United States, Denmark, Germany, and Australia;

Whereas, The "Veterans Views" was presented with the Excellence in Communication award in 2011 by the American Legion Department of Indiana; and

Whereas, Dennis Shults, Bill Emerson, Ernie Dillon, Patrick O'Donnell, and Don Shults are dedicated to helping those who have served their country bravely and with honor: Therefore,

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

SECTION 1. That the Indiana General Assembly recognizes the many accomplishments of Dennis Shults, Bill Emerson, Ernie Dillon, Patrick O'Donnell, and Don Shults and the hours they have dedicated to helping the veterans of our state, our country, and the world.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Dennis Shults, Bill Emerson, Ernie Dillon, Patrick O'Donnell, and Don Shults and WJOB radio in Hammond.

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

SENATE MOTION

Madam President: I move that Senators Alting, Arnold, A. Banks, Bassler, Becker, Boots, Bray, Breaux, Broden, Brown, Buck, Charbonneau, Crider, Delph, Eckerty, Ford, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Kruse, Lanane, Leising, Merritt, Messmer, Patricia Miller, Pete Miller, Mishler, Mrvan, Niemeyer, Perfect, Raatz, Randolph, Rogers, Schneider, Smith, Steele, Stoops, Tallian, Taylor, Tomes, Walker, Waltz, Yoder, M. Young, and Zakas be added as cosponsors of House Concurrent Resolution 29.

LONG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as cosponsor of House Bill 1005.

A. BANKS

Motion prevailed.

SENATE MOTION

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

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 9:00 a.m., Thursday, March 5, 2015.

LONG

Motion prevailed.

The Senate adjourned at 2:44 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUE ELLSPERMANN
President of the Senate