



Journal of the Senate

State of Indiana

120th General Assembly

Second Regular Session

Fourteenth Meeting Day

Tuesday Afternoon

January 30, 2018

The Senate convened at 1:57 p.m., with the President Pro Tempore of the Senate, David C. Long, in the Chair.

Prayer was offered by Pastor Terry Hinds of Emmanuel Freewill Church.

The Pledge of Allegiance to the Flag was led by Senator Andy Zay.

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

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

Roll Call 92: present 49; 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.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Resolution 3, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution be amended as follows:

Page 1, line 1, strike "billboards" and insert "signage".

Page 2, line 5, strike "billboards" and insert "signage". (Reference is to SR 3 as printed January 10, 2018.) and when so amended that said bill do pass.
Committee Vote: Yeas 7, Nays 0.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Concurrent Resolution 3, 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.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 28, 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.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 68, 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 12, Nays 0.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 131, 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.

M. YOUNG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 140, 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 1.

M. YOUNG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 213, 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 11, Nays 1.

HOLDMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Senate Bill 222, 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 9, line 33, after "IC 24-4-14.5." insert "**In addition to the recovery of a civil penalty in accordance with IC 24-5-14.5-12(b), the attorney general may also recover reasonable attorney fees and court costs from the person on behalf of the state. Those funds shall also be deposited in the consumer protection division telephone solicitation fund established by IC 24-4.7-3-6.**".

Page 9, delete lines 34 through 39.
Renummer all SECTIONS consecutively.
(Reference is to SB 222 as introduced.)
and when so amended that said bill do pass.
Committee Vote: Yeas 8, Nays 0.

HEAD, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs and The Military, to which was referred Senate Bill 262, 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.

DELPH, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill 269, 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 4, delete "Local Municipalities" and insert "**Cities, Counties, or Towns**".

Page 1, delete line 10, begin a new paragraph and insert:

"Sec. 2. "Local news media organization" means any entity or organization that:

(1) broadcasts local news on television, radio, or the Internet; or

(2) distributes, prints, or publishes written local news."

Page 3, between lines 8 and 9, begin a new paragraph and insert:

"Sec. 9. The department shall consider the following when determining when to let a contract involving a department action:

(1) The impact of the scheduled department action on local commerce.

(2) The impact of the scheduled department action on local residents.

(3) The impact of the scheduled department action on local tourism.

Sec. 10. Notwithstanding any other law or provision, the department shall make a good faith effort to:

(1) use the least disruptive timing when determining when to let a contract involving a department action; and

(2) use the least restrictive means when implementing or performing a scheduled department action.

Sec. 11. Beginning on January 1 of every year, the department shall release a contract let list to at least one (1) local news media organization every one hundred and eighty (180) days. The contract let list described in this section shall list all of the department's scheduled construction projects for the one hundred and eighty (180) day period and the projected letting date for each of the listed construction projects."

(Reference is to SB 269 as introduced.)
and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 0.

CRIDER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Senate Bill 270, 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, delete "the consent of the attorney general." and insert "**providing the attorney general with an opportunity to intervene**".

Page 1, line 15, delete "the consent of the attorney general." and insert "**providing the attorney general with an opportunity to intervene**".

Page 1, delete lines 16 through 17.

Delete page 2.

Page 3, delete lines 1 through 30.

Page 4, line 10, delete "the consent of the attorney general." and insert **"providing the attorney general with an opportunity to intervene."**

Page 4, between lines 21 and 22, begin a new line block indented and insert:

"(6) IC 34-33.1-1-3 (concerning the attorney general)."

Page 4, line 22, delete "(6)" and insert "(7)".

Page 4, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 6. IC 34-33.1-1-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: **Sec. 3. (a) If the resolution of an action, suit, or proceeding against a unit in any court:**

(1) involves:

(A) the unit's adoption, refusal to adopt, or refusal to enforce an ordinance; or

(B) the terms of:

(i) an injunction;

(ii) a restraining order; or

(iii) a consent decree;

(2) affects the public interest; and

(3) does not include an agency, officer, or employee of the state as a party;

the court shall certify this fact to the attorney general. The court shall permit the attorney general to intervene on behalf of the state.

(b) The attorney general may intervene on behalf of the state and present:

(1) evidence that relates to the state's interest in the outcome of the action, if the evidence is otherwise admissible; and

(2) arguments on the state's interest in the outcome of the action."

Renumber all SECTIONS consecutively.

(Reference is to SB 270 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 6, Nays 2.

HEAD, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 292, 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 2.

M. YOUNG, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill 295, 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 2, line 14, delete "property:" and insert **"property when classes at the school or other entity described in IC 35-31.5-2-285(1)(A) through IC 35-31.5-2-285(1)(D) are not in session:"**.

(Reference is to SB 295 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 7, Nays 2.

M. YOUNG, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 18

Senate Concurrent Resolution 18, introduced by Senators Raatz and Leising:

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

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

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

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

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

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

Whereas, Senior wide receiver and defensive back Nathan Lloyd provided two crucial interceptions deep in East Central's territory including one with 1:35 left in the fourth quarter to solidify the win: Therefore,

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

SECTION 1. That the Indiana General Assembly congratulates the East Central High School football team on winning the Indiana High School Athletic Association ("IHSAA") Class 4A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to Principal Kim Simonson; Don Stonefield, Athletic Director; Head Coach Justin Roden; Coaching Staff Tim Belmer, Jake Meiners, Scott Hall, Doug Hoog, Randy Maxwell, Tyler Elrod, Tyler Rohrbacher, Tyler

Hall, Dan Foster, John Roth, Pat Hutchins, Scott Greiwe, Mike Wheat, Tony Henson, and David Browndyke; Managers Sara Miller and Bianca Carmarena; and each member of the East Central High School football team.

The resolution was read 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 Lyness.

Senate Resolution 15

Senate Resolution 15, introduced by Senator Lanane:

A SENATE RESOLUTION remembering Mike Jenkins, victim of CTE, on CTE Awareness Day, January 30, 2018.

Whereas, Chronic Tramatic Encephalopathy, or CTE, is a progressive, degenerative brain disease that appears in persons with a history of repetitive brain trauma sustained over a period of years;

Whereas, CTE was first described in 1928 by Dr. Harrison Martland in a study published in the Journal of the American Medical Association linking brain injury and boxing;

Whereas, It was not until 2002 that Dr. Bennet Omalu discovered the first pathological evidence of CTE in a professional football player, and together with his colleagues at the University of Pittsburgh, published the details of his groundbreaking findings in 2005;

Whereas, CTE is caused by a buildup of an abnormal protein called Tau in the brain leading to brain cell death;

Whereas, The risk of developing CTE is greatest with athletes, military veterans, and domestic violence survivors, who frequently endure repeated sub-concussive blows to the head from playing contact sports, traumatic injury from military training or blasting, or hits sustained by partners or caretakers;

Whereas, While symptoms associated with CTE, such as sleep disturbances, memory loss, tremors, addictions, progressive dementia, depression, suicidal thoughts, impaired judgement, and paranoia, most often present themselves years or decades after the brain trauma or blows cease, symptoms associated with CTE have been found in a patient as young as eighteen years old;

Whereas, Currently, CTE can only be definitively diagnosed after death through postmortem neuropathological analysis;

Whereas, Advocacy organizations, health care providers, and institutional researchers are dedicated to studying the cause and symptoms of CTE in order to enable parents and families to make informed decisions regarding the best interests of their

children in youth sports and to develop an earlier diagnostic tool so patients may address these symptoms as early as possible;

Whereas, One such advocacy organization is the Faces of CTE, founded by the California families of the following athletes: Junior Seau and Grant Feasel, who suffered from CTE after playing youth, high school, college, and NFL football; Tyler Cornell, who played youth and high school football; Paul Bright Jr., who played football from the ages of seven to fifteen;

Whereas, The mission of the Faces of CTE is to put a face to the mind robbing disease, Chronic Traumatic Encephalopathy, and educate the public that CTE does not only impact professional athletes, but children and non-athletes as well;

Whereas, Mike Jenkins, a lifelong resident of Indiana, who began playing football starting at the age of seven and played as a tight end for Warren Central High School, is one of those faces;

Whereas, Mike suffered from effects of CTE later in his life;

Whereas, Upon his death on May 11, 2011 Mike's brain was donated to the Boston University concussion study where it was found he had stage two CTE;

Whereas, Since Mike's family became aware of CTE, they have become very involved in CTE awareness working with Save Your Brain Organization and Faces of CTE; and

Whereas, The Faces of CTE founded CTE Awareness Day on January 30, 2017, and now, along with other organizations, celebrates CTE Awareness Day across the United States in order to reflect on those lost to CTE, how to help those suffering with the disease, and most importantly, how to stop the disease: Therefore,

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

SECTION 1. That the Indiana General Assembly expresses its gratitude to the family of Mike Jenkins and their contributions to science and The Faces of CTE.

SECTION 2. That the Secretary of Senate is hereby directed to transmit copies of this Resolution to Marcia Jenkins and Debra Jenkins.

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

House Concurrent Resolution 29

House Concurrent Resolution 29, sponsored by Senator G. Taylor:

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

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

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

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

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

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

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

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

Whereas, This great sisterhood has established a nationally recognized program known as Alpha Kappa Alpha Day at the Capitol: Therefore,

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

SECTION 1. That the Indiana General Assembly recognizes Central Regional Director Kathy A. Walker-Steele; State Connection Chair Vanessa J. Summers; and members of Alpha Kappa Alpha for all the good work they accomplish.

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

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

House Concurrent Resolution 30

House Concurrent Resolution 30, sponsored by Senator Breaux:

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

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

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

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

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

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

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

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

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

Whereas, The IMHC is dedicated to helping Hoosiers through its programs, research, educational sessions, screenings, and much more: Therefore,

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

SECTION 1. That the Indiana General Assembly commends the Indiana Minority Health Coalition for its years of dedicated service to Hoosiers and as a valued partner of the state.

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

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

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1004, 1015, 1017, 1167, 1244, 1303, 1309, 1314, 1359 and 1384 and the same are herewith transmitted to the Senate 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 19, 21, 22, 23 and 25 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

REPORT OF THE SENATE
COMMITTEE ON ETHICS

Madam President: Pursuant to Senate Rule 97, the Senate Committee on Ethics met on January 30, 2018, to render an advisory opinion with regard to Senator Delph's request that the Committee consider whether or not he has a conflict of interest pertaining to SB 421 which would require him to be excused from voting on this bill at any stage of the legislative process. The members in attendance were: Chairman L. Brown, Senator Eckerty, Senator Walker, Senate Breaux and Senator Lonnie M. Randolph.

The Senate Committee on Ethics has considered the facts presented by Senator Delph and hereby recommends that Senator Delph be excused from participation in all votes pertaining to Senate Bill 421 at any stage in the legislative process because of his potential conflict of interest with regard to the legislation. The vote of the Committee was 5-0.

L. BROWN, Chair

Report adopted.

SENATE BILLS ON SECOND READING

Senate Bill 178

Senator Tallian called up Senate Bill 178 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 178-1)

Madam President: I move that Senate Bill 178 be amended to read as follows:

Page 2, line 17, delete "subsection (c)," and insert "**subsections (c) and (d),**".

Page 2, between lines 23 and 24, begin a new paragraph and insert:

"(c) A permittee that, in accordance with permit conditions, dredges not more than ten (10) cubic yards of sand from the bed or from under the bed of Lake Michigan within a period of thirty (30) days is exempt from subsection (a)(8) with respect to that quantity of sand."

Page 2, line 24, delete "(c)" and insert "(d)".

(Reference is to SB 178 as printed January 23, 2018.)

TALLIAN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 203

Senator Freeman called up Senate Bill 203 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 203-2)

Madam President: I move that Senate Bill 203 be amended to read as follows:

Page 1, delete lines 1 through 17.

Delete page 2.

Page 3, delete line 1.

Page 5, delete lines 4 through 33, begin a new paragraph and insert:

"SECTION 7. IC 35-50-2-16, AS ADDED BY P.L.40-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 16. **(a) This section does not apply to:**

(1) a pregnant woman who terminates or causes the termination of her own pregnancy; or

(2) an abortion performed in compliance with IC 16-34.

(a) (b) The state may seek, on a page separate from the rest of the charging instrument, to have a person who allegedly committed or attempted to commit ~~murder under IC 35-42-1-1(1) or IC 35-42-1-1(2)~~ **a felony** sentenced to an additional fixed term of imprisonment if the state can show beyond a reasonable doubt that the person, while committing or attempting to commit ~~murder under IC 35-42-1-1(1) or IC 35-42-1-1(2);~~ **the felony,** caused the termination of a human pregnancy.

(b) (c) If the person is convicted of the ~~murder or attempted murder felony~~ **felony** in a jury trial, the jury shall reconvene to hear evidence in the enhancement hearing. If the trial was to the court, or the judgment was entered on a guilty plea, the court alone shall hear evidence in the enhancement hearing.

(c) (d) If the jury (if the hearing is by jury) or the court (if the hearing is to the court alone) finds that the state has proved beyond a reasonable doubt that the person, while committing or

attempting to commit ~~murder under IC 35-42-1-1(1) or IC 35-42-1-1(2)~~; a **felony**, caused the termination of a human pregnancy, the court shall sentence the person to an additional fixed term of imprisonment of not less than six (6) or more than twenty (20) years.

~~(d)~~ (e) A sentence imposed under this section runs consecutively to the underlying sentence.

~~(e)~~ (f) For purposes of this section, prosecution of the ~~murder or attempted murder under IC 35-42-1-1(1) or IC 35-42-1-1(2)~~ **felony** and the enhancement of the penalty for that crime does not require proof that:

- (1) the person committing or attempting to commit the **murder felony** had knowledge or should have had knowledge that the victim was pregnant; or
- (2) the defendant intended to cause the termination of a human pregnancy."

Renumber all SECTIONS consecutively.

(Reference is to SB 203 as printed January 26, 2018.)

FREEMAN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 217

Senator Houchin called up Senate Bill 217 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 217-2)

Madam President: I move that Senate Bill 217 be amended to read as follows:

Page 2, line 27, delete "multisensory and".

Page 2, line 28, delete "small group".

Page 3, line 28, delete "administer an initial screening for" and insert "**screen the following for risk factors of dyslexia, using a screening tool approved by the department that screens for characteristics of dyslexia:**".

Page 3, delete lines 29 through 30.

Page 4, line 16, delete "using dynamic indicators of basic early literacy" and insert "**as provided under this article for risk factors of dyslexia using a screening tool described in section 1 of this chapter:**".

Page 4, delete line 17.

Page 5, line 11, after "screening" insert "**under section 1 of this chapter**".

Page 6, line 6, delete "A parent is responsible for".

Page 6, delete lines 7 through 8.

Page 6, line 26, delete "small group".

Page 6, line 32, delete "multisensory".

Page 7, line 30, delete "data; and" and insert "**data;**".

Page 7, line 32, delete "based." and insert "**based; and (D) dyslexia programs.**".

(Reference is to SB 217 as printed January 26, 2018.)

HOUCHIN

Motion prevailed. The bill was ordered engrossed.

Senate Bill 377

Senator Perfect called up Senate Bill 377 for second reading. The bill was re-read a second time by title.

SENATE MOTION
(Amendment 377-1)

Madam President: I move that Senate Bill 377 be amended to read as follows:

Page 2, line 8, after "director;" insert "**and**".

Page 2, line 16, delete "; and" and insert ".".

Page 2, delete lines 17 through 19.

(Reference is to SB 377 as printed January 23, 2018.)

PERFECT

Motion prevailed. The bill was ordered engrossed.

Senate Bill 383

Senator Messmer called up Senate Bill 383 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 383-1)

Madam President: I move that Senate Bill 383 be amended to read as follows:

Page 1, delete lines 1 through 2.

Renumber all SECTIONS consecutively.

(Reference is to SB 383 as printed January 26, 2018.)

MESSMER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 420

Senator Perfect called up Senate Bill 420 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 420-1)

Madam President: I move that Senate Bill 420 be amended to read as follows:

Page 2, line 35, after "(8)" insert "**(2)**".

Page 2, line 35, reset in roman "A consumer reporting agency (as defined in the Federal Fair".

Page 2, reset in roman line 36.

Page 2, line 37, after "(9)" insert "**(3)**".

Page 2, line 37, reset in roman "A loan servicer acting on behalf of the holder of:".

Page 2, reset in roman lines 38 through 39.

Page 2, line 42, delete "(2)" and insert "**(4)**".

Page 3, line 4, delete "(3)" and insert "**(5)**".

(Reference is to SB 420 as printed January 23, 2018.)

PERFECT

Motion prevailed. The bill was ordered engrossed.

**ENGROSSED SENATE BILLS
ON THIRD READING**

Engrossed Senate Bill 5

Senator Zakas called up Engrossed Senate Bill 5 for third reading:

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

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

Roll Call 93: yeas 48, 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. House sponsors: Representatives J. Young, Olthoff and Dvorak.

Engrossed Senate Bill 10

Senator Bohacek called up Engrossed Senate Bill 10 for third reading:

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

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

Roll Call 94: yeas 35, nays 13. 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. House sponsor: Representative Pressel.

Engrossed Senate Bill 11

Senator Bohacek called up Engrossed Senate Bill 11 for third reading:

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

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

Roll Call 95: yeas 41, nays 8. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Cook.

Engrossed Senate Bill 62

Senator Becker called up Engrossed Senate Bill 62 for third reading:

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

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

Roll Call 96: yeas 49, 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. House sponsor: Representative Bacon.

Engrossed Senate Bill 65

Senator Kruse called up Engrossed Senate Bill 65 for third reading:

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

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

Roll Call 97: yeas 37, nays 12. 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. House sponsors: Representatives Wesco, Thompson, Burton and DeVon.

Engrossed Senate Bill 99

Senator Bray called up Engrossed Senate Bill 99 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 98: yeas 49, 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. House sponsor: Representative Steuerwald.

Engrossed Senate Bill 164

Senator Messmer called up Engrossed Senate Bill 164 for third reading:

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

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

Roll Call 99: yeas 49, 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. House sponsors: Representatives Carbaugh and Lehman.

Engrossed Senate Bill 172

Senator Raatz called up Engrossed Senate Bill 172 for third reading:

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

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

Roll Call 100: yeas 48, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Sullivan.

Engrossed Senate Bill 173

Senator Buck called up Engrossed Senate Bill 173 for third reading:

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

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

Roll Call 101: yeas 49, 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. House sponsors: Representatives Zent and T. Brown.

Engrossed Senate Bill 182

Senator Grooms called up Engrossed Senate Bill 182 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 102: yeas 49, 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. House sponsors: Representatives Engleman, Thompson and Goodin.

Engrossed Senate Bill 195

Senator Niemeyer called up Engrossed Senate Bill 195 for third reading:

A BILL FOR AN ACT concerning pensions.

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

Roll Call 103: yeas 49, 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. House sponsors: Representatives Slager, Olthoff and Aylesworth.

Engrossed Senate Bill 237

Senator Bray called up Engrossed Senate Bill 237 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 104: yeas 49, 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. House sponsors: Representatives Lehman, Smaltz and Wesco.

Engrossed Senate Bill 265

Senator Crider called up Engrossed Senate Bill 265 for third reading:

A BILL FOR AN ACT concerning transportation.

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

Roll Call 105: yeas 49, 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. House sponsor: Representative Cherry.

Engrossed Senate Bill 266

Senator Crider called up Engrossed Senate Bill 266 for third reading:

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

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

Roll Call 106: yeas 49, 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. House sponsor: Representative Frye.

Engrossed Senate Bill 286

Senator Lanane called up Engrossed Senate Bill 286 for third reading:

A BILL FOR AN ACT concerning environmental law.

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

Roll Call 107: yeas 49, 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. House sponsors: Representatives Beumer and Errington.

Engrossed Senate Bill 340

Senator Holdman called up Engrossed Senate Bill 340 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 108: yeas 38, nays 11. 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. House sponsors: Representatives Mayfield, Wesco and Bacon.

Engrossed Senate Bill 351

Senator Kruse called up Engrossed Senate Bill 351 for third reading:

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

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

Roll Call 109: yeas 30, nays 19. 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. House sponsors: Representatives Miller, Morris, Burton and DeVon.

Engrossed Senate Bill 373

Senator Walker called up Engrossed Senate Bill 373 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning pensions and to make an appropriation.

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

Roll Call 110: yeas 48, 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. House sponsors: Representatives Burton and Karickhoff.

Engrossed Senate Bill 380

Senator Messmer called up Engrossed Senate Bill 380 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

Roll Call 111: yeas 49, 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. House sponsors: Representatives Bartels.

Engrossed Senate Bill 393

Senator Eckerty called up Engrossed Senate Bill 393 for third reading:

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

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

Roll Call 112: yeas 49, 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. House sponsor: Representative Pressel.

Engrossed Senate Bill 421

Senator Becker called up Engrossed Senate Bill 421 for third reading:

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

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

Roll Call 113: yeas 48, 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. House sponsors: Representatives Huston, Bacon and Hatfield.

Engrossed Senate Bill 425

Senator Doriot called up Engrossed Senate Bill 425 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

Roll Call 114: yeas 47, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Miller, VanNatter, J. Taylor and Morris.

Engrossed Senate Bill 434

Senator Spartz called up Engrossed Senate Bill 434 for third reading:

A BILL FOR AN ACT concerning education.

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

Roll Call 115: yeas 49, 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. House sponsor: Representative Cook.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 18 and the same is 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 Resolutions 29 and 30 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Resolution 3.

RUCKELSHAUS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Concurrent Resolution 3.

BUCK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator L. Brown be added as coauthor of Senate Concurrent Resolution 4.

NIEZGODSKI

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Leising be added as coauthor of Senate Bill 5.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Melton be added as coauthor of Senate Bill 11.

BOHACEK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 28.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as second author and Senator Bray be added as third author of Senate Bill 46.

SANDLIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as coauthor of Senate Bill 65.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators L. Brown, Buck, Eckerty, Grooms, Holdman, Koch, Niemeyer, J. Smith, Sandlin and Crider be added as coauthors of Senate Bill 65.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 99.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as coauthor of Senate Bill 99.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as coauthor of Senate Bill 178.

TALLIAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as coauthor of Senate Bill 203.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 203.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Doriot be added as coauthor of Senate Bill 203.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as coauthor of Senate Bill 203.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crane be added as second author of Senate Bill 205.

FREEMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Perfect be added as second author of Senate Bill 210.

L. BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niemeyer be added as second author of Senate Bill 213.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 213.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Charbonneau, Becker, Breaux, Mrvan, Mishler and Crider be added as coauthors of Senate Bill 223.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 237.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as third author of Senate Bill 237.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 237.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Doriot, Sandlin, Tomes and Messmer be added as coauthors of Senate Bill 237.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second author of Senate Bill 264.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 265.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Niezgodski be added as coauthor of Senate Bill 269.

KOCH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as coauthor of Senate Bill 326.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator M. Young be removed as second author of Senate Bill 340.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator L. Brown be added as second author and Senator M. Young be added as third author of Senate Bill 340.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crane be added as coauthor of Senate Bill 340.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Raatz be added as coauthor of Senate Bill 340.

HOLDMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as coauthor of Senate Bill 347.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 347.

BASSLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Doriot be added as coauthor of Senate Bill 361.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Walker be added as coauthor of Senate Bill 362.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Charbonneau be added as coauthor of Senate Bill 373.

WALKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bohacek be added as second author and Senator Breau be added as third author of Senate Bill 381.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 383.

MESSMER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as coauthor of Senate Bill 386.

RUCKELSHAUS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as second author and Senator Raatz be added as third author of Senate Bill 387.

ZAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as coauthor of Senate Bill 393.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Crider be added as coauthor of Senate Bill 397.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator L. Brown be added as second author, Senator Leising be added as third author, and Senator Zakas be added as coauthor of Senate Bill 410.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Charbonneau be added as second author and Senator Stoops be added as coauthor of Senate Bill 421.

BECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 425.

DORIOT

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, February 1, 2018.

BRAY

Motion prevailed.

The Senate adjourned at 4:42 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUZANNE CROUCH
President of the Senate