



Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Twenty-sixth Meeting Day

Monday Afternoon

March 6, 2017

The Senate convened at 1:30 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Senator David C. Long.

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

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 <input checked="" type="checkbox"/>
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 244: present 49; excused 1. [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.

REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: Pursuant to Senate Rule 68(b), I hereby report that House Bill 1493, currently assigned to the Committee on Family and Children Services, be reassigned to the Committee on Health and Provider Services.

LONG

Report adopted.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Family and Children Services, to which was referred Engrossed House Bill 1080, 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.

GROOMS, Chair

Report adopted.

SENATE MOTION

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

SCR 23 Senator Zakas
Honoring Penn High School girls soccer team.
LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 23

Senate Concurrent Resolution 23, introduced by Senators Zakas, Mishler and Niezgodski:

A CONCURRENT RESOLUTION honoring the Penn High School girls soccer team on its Indiana High School Athletic Association ("IHSAA") class 2-A state championship title.

Whereas, On October 29, 2016, the Penn High School girls soccer team won the Indiana High School Athletic Association ("IHSAA") class 2-A state championship game, defeating the Brebeuf Jesuit Braves 2-0 at Carroll Stadium in Indianapolis;

Whereas, Maya Lacognato and Kristina Lynch each scored goals during the second half of the game, and Sommer Domal proved steadfast in the goal as the Penn High School Kingsmen came away with their win over Brebeuf to claim the state championship;

Whereas, After three previous visits to the state championship game, including last year's 2-1 loss to Brebeuf, Penn High School took home the championship trophy this year;

Whereas, According to head coach Jeff Hart, the Kingsmen have had a tremendous program, with great players and great coaches;

Whereas, The Kingsmen finished their season with an impressive record of 22-0-1;

Whereas, The assist and goal from Kristina Lynch, her 26th and 38th of the season, respectively, gave her 102 points this season, which was the best in the state;

Whereas, The Penn High School girls soccer team will miss senior goalkeeper Sommer Domal next year, who recorded four saves in the state championship game, as well as senior midfielder Alexis Marks, who was named the Mental Attitude Award winner;

Whereas, The members of the Penn High School girls soccer team are student-athletes who balanced countless hours of soccer practices and games on top of a full academic course load; and

Whereas, It is fitting that the Indiana General Assembly congratulates the Penn High School girls soccer team on its successful season and state championship title: 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 the Penn High School girls soccer team on its 2016 IHSAA class 2-A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Jeff Hart, Head Coach of the Penn High School girls soccer team, Steve Hope, Principal of Penn High School, and Aaron Leniski, Athletic Director of Penn High School.

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: Representatives DeVon, Dvorak and Wesco.

Senate Concurrent Resolution 25

Senate Concurrent Resolution 25, introduced by Senator Breaux:

A CONCURRENT RESOLUTION congratulating Cathedral High School on being named a 2016 National Blue Ribbon School.

Whereas, The National Blue Ribbon Schools Program recognizes public and private schools on their overall academic excellence for their progress in closing achievement gaps among student subgroups;

Whereas, The National Blue Ribbon School award affirms the hard work of Cathedral High School students, educators, families, and communities in creating safe and welcoming schools where students master challenging content;

Whereas, Cathedral High School in Indianapolis, is the only high school in Indiana to receive this recognition;

Whereas, Cathedral High School earned the honor from the U.S. Department of Education for its "overall academic excellence" primarily based upon its students' performance in standardized testing, including the SAT and ACT college-entrance exams;

Whereas, Cathedral High School along with Principal David Worland, was presented with the honor during a ceremony in Washington D.C. on November 8th, 2016; and

Whereas, This award affirms Cathedral's excellence and vision to provide the highest education possible : 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 Senate congratulates Cathedral High School on being named a National Blue Ribbon School.

SECTION 2. The Secretary of the Senate is hereby directed to transmit 10 copies of this Resolution to Principal Dave Worland of Cathedral High School.

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 Bartlett.

Senate Resolution 7

Senate Resolution 7, introduced by Senators Becker, Crane, Glick and Leising:

A SENATE RESOLUTION honoring Gretchen Weber for winning the "Salute Indiana!" bicentennial competition sponsored by Indiana Daughters of the American Revolution.

Whereas, In 1916, Indiana Daughters of the American Revolution commemorated Indiana's centennial anniversary by sponsoring a competition for the design of a state banner;

Whereas, The winning design by Paul Hadley , which was a blue field with yellow stars representing each of the first nineteen states, was adopted by the Indiana Supreme Court in 1917, and in 1955, it was designated as the official state flag;

Whereas, In celebration of Indiana's bicentennial, Indiana Daughters of the American Revolution sponsored the "Salute Indiana!" competition, approved by the State Bicentennial Commission as an Official Legacy Project, seeking the creation of a salute or pledge to the Indiana flag;

Whereas, The "Salute Indiana!" competition, which echoed the 1916 centennial contest held by Indiana Daughters of the American Revolution, was open to all Indiana residents, age 13 and older;

Whereas, Gretchen Weber's original composition won the "Salute Indiana!" bicentennial contest when her four-line verse was selected by a panel of five judges, who met on October 19, 2016, in Indianapolis to select a winner from the field of 112 entries;

Whereas, The judging panel included Loretta Rush, Chief Justice of the Indiana Supreme Court; Major General Courtney Carr, Adjutant General of the Indiana National Guard; John Herbst, President of the Indiana Historical Society; Jacob Speer, Director of the Indiana State Library; and Bruce Blomberg, Social Studies Specialist of the Indiana Department of Education;

Whereas, The "Salute Indiana" winning composition by Gretchen Weber reads as follows: "O, blue and gold, with torch of old, / Enlighten our path with hope. / Hoosiers, we look up to thee / And pledge our all to liberty.";

Whereas, The Indiana flag was publicly greeted with the salute composed by Gretchen Weber for the first time in a statewide gathering of about 300 Indiana Daughters of the American Revolution members on October 29, 2016; and

Whereas, Hoosiers such as Gretchen Weber who are dedicated to the tradition and history of Indiana are valued members of society, and the people of Indiana are grateful for Gretchen Weber's composition honoring the state flag: Therefore,

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

SECTION 1. That the Indiana Senate honors Gretchen Weber for winning the "Salute Indiana!" bicentennial competition sponsored by Indiana Daughters of the American Revolution.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Gretchen Weber and Indiana Daughters of the American Revolution.

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

Senate Concurrent Resolution 24

Senate Concurrent Resolution 24, introduced by Senator Breaux:

A CONCURRENT RESOLUTION congratulating Cathedral High School's "We the People: The Citizen and the Constitution" team on winning Indiana's State competition.

Whereas, "We the People: The Citizen and the Constitution" is a competition that consists of a mock congressional hearing that challenges students to evaluate, take, and defend positions of historical and modern issues;

Whereas, The class is a co-curricular program in which students complete college-level course work, and spend numerous hours outside of class preparing;

Whereas, Cathedral High School has won the 7th Congressional District "We the People: The Citizen and the Constitution" competition for the third time in the last 6 years and will represent Indiana at the national competition in Washington D.C.; and

Whereas, Coaches Jill Baisinger, Craig Blanchet, Ryan Davis and team members Brooklin Alexander, Julia Buckingham, Morgan Carter, Alex Cotton, Hunter Hopkins, Maddy Martin, Garrett Mitchell, Paige Orr, Alec Pipkin, Gretchen Reeves, Meghann Roessler, Gabi Sharp, Gillian Short, Ana Paula Trejo Mendez, Stephen Vukovits, Matthew Witzerman, Dane Yoeman should all be congratulated on their excellent performance: 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 Senate congratulates Cathedral High School's "We the People: The Citizen and the Constitution" team on this great achievement and wishes them all the best in future endeavors.

SECTION 2. The Secretary of the Senate is hereby directed to transmit 30 copies of this Resolution to the Coaches and Students of the "We the People: The Citizen and the Constitution" 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 Bartlett.

Senate Concurrent Resolution 28

Senate Concurrent Resolution 28, introduced by Senators Becker and Tomes:

A CONCURRENT RESOLUTION congratulating Matt Bertram on being named a 2016 All-American Scholar-Athlete by the National Soccer Coaches Association of America ("NSCAA").

Whereas, Castle High School graduate Matt Bertram was named an All-American Scholar-Athlete by the National Soccer Coaches Association of America ("NSCAA");

Whereas, In order to become an All-American Scholar-Athlete, a player must be nominated by his or her head coach, and the coach must be an NSCAA member at the high school level;

Whereas, To be nominated, players must have a cumulative grade-point average of 3.75 or better on a 4.0 scale through the first semester of their senior year, must have demonstrated recognized excellence in high school soccer, and must have performed community service at the local, regional, or national level;

Whereas, Only 34 male players from across the country were named All-American Scholar-Athletes in 2014-2015;

Whereas, Bertram was one of three finalists for Indiana Boys' Soccer Player of the Year, a two-time Indiana Soccer Coaches Association all-stater, and posted six shut-outs last fall for the Castle Knights, who finished 11-8-0;

Whereas, Matt Bertram exuded excellence in athletics, academics, and community involvement during his time at Castle High School, and the recognition as an NSCAA All-American Scholar-Athlete is well-deserved;

Whereas, Bertram is now a freshman at the University of Southern Indiana, where he continues to excel;

Whereas, Bertram was a high school scholar-athlete who managed to balance countless hours of soccer and baseball practices and games on top of a full academic course load, and the Indiana General Assembly commends Bertram on his hard work and success in both academics and athletics; and

Whereas, It is fitting that the Indiana General Assembly congratulates Matt Bertram for being named an All-American Scholar-Athlete by the NSCAA, and wishes him success in all of his future endeavors: 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 Matt Bertram for being named an All-American Scholar-Athlete by the NSCAA.

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

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 McNamara, Bacon and Sullivan.

House Concurrent Resolution 32

House Concurrent Resolution 32, sponsored by Senator Leising:

A CONCURRENT RESOLUTION honoring volunteer firefighters.

Whereas, These brave and dedicated volunteer firefighters have served courageously and risked their lives daily protecting their communities from the threat of fire;

Whereas, For 50 years these firefighters have answered the call when fire struck Hoosier communities, forsaking all else to protect and serve those in need;

Whereas, It takes a special dedication, a strong desire to help others, and a tireless sense of community to forsake precious time with family and friends to respond to the signal that a neighbor is in need;

Whereas, These brave firefighters, throughout 50 years of devoted service, have heroically performed, above and beyond the call of duty, those responsibilities which define the task of fire protection;

Whereas, It is right and just to recognize those brave firefighters, who have played a significant role in making our community what it is today, and whose tireless contributions and sacrifices have improved the safety of our residents; and

Whereas, The distinguished service of these firefighters has brought pride and honor to the state of Indiana: 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 acknowledges the service of these brave firefighters to the state of Indiana and thanks them for their bravery in defending our homes and communities from the threat of fire. The Senators and Representatives congratulate them on 50 years of dedicated service to Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Henry E. Schultz, Beverly Shores Vol. Fire Dept.; Lawrence M. Margraf, Dyer Vol. Fire Dept.; Waldon A. McBride, Lake Ridge Vol. Fire Dept.; John A. Eskridge, Jr., Dale M. Smith, Lowell Vol. Fire Dept.; Michael L. Muenich, John A. Stabler, St. John Vol. Fire Dept.; Glenn A. Wallace, Hanna Twp. Vol. Fire Dept.; Paul E. Depoy, Thomas A. Wheatbrook, Robert L. Wideman, Kankakee Twp. Vol. Fire Dept.; Jerald Gene Hughes, Mentone Fire Dept.; James R. Zehner, Monterey Vol. Fire Dept.; Dale D Grogg, Angola Vol. Fire Dept.; Martin D. Reed, Johnson Twp. Vol. Fire Dept.; James Orland Eberly, Jerry N. Stewart, Lagrange Vol. Fire Dept.; Junior D. Gray, Noble Twp. Fire Dept.; David J. Fiandt, Rome City-Orange Twp. Fire Dept.; Gail R. Balliet, Washington Twp. Vol. Fire Dept.; Alfred L. Plew, Decatur Fire Dept.; Allan Farlow, Geneva Vol. Fire Dept.; James J. Dekoninck, Poe Vol. Fire Dept.; Duane E. Rekeweg, Preble Vol. Fire Fighting Assoc.; Edward J. Moore, Roanoke Vol. Fire Dept.; Ronald K. Slinger,

Uniondale Vol. Fire Dept.; Dewayne Boxell, Warren Vol. Fire Dept.; David L. Pattison, Gas City Fire Dept.; David R. Barley, Washington Twp. Vol. Fire Dept.; Kenneth D. Burns, Wolcott Vol. Fire Dept.; Charles P. Harrod, Flat Rock Citizens Comm. V.F.D.; Mike E. Wissing, Manilla Vol. Fire Dept.; Ronald L. Travis, Clay City-Harrison Twp. Fire Dept.; C. A. Red Morris, Otter Creek Twp. Fire Dept. Sta. 1; Eldon E. Hoggatt, Posey Twp. Vol. Fire Dept.; Kenneth C. Miller, Thunderbird Fire Prot. Territory; Raymond E. Chamberlain, Ronald L. Chamberlain, Van Buren Twp. Vol. Fire Dept.; Ronald G. Lewis, Hilmon Firefighters; Jack L. Simmons, Jackson Twp. Vol. Fire Dept.; Jack Alan Heylmann, Madison Twp. Vol. Fire Dept.; David J. Kochanczyk, Gregg Twp. Vol. Fire Dept.; William E. Tull, Wayne Twp. Headquarters; Charles A. Trump, Charlestown Vol. Fire Dept.; Nolan L. Sutter, William A. Ward, Wilbur L. Wilson, North Madison Vol. Fire Co. 5; Richard L. Blaker, Sr., Michael L. Rudolph, Pershing Twp. Vol. Fire Dept.; James M. Lehnert, Washington Fire Co. #2; Terry L. Stroud, Milltown Vol. Fire Dept.; Joe Summers, Paoli Vol. Fire Dept.; Jerrell D. Holtsclaw, Fairplay Grant Fire Prot. Territory; Dennis Wayne Godsey, Perry Twp. Vol. Fire Dept./EMS; Dwight L. Jones, Pleasant Run Vol. Fire Dept.; James R. Uebelhor, Ferdinand Vol. Fire Dept.; Giles R. Mahieu, St. Meinrad Archabbey VFD; Denis F. Schutte, Batesville Fire & Rescue; Walter F. Schuman, St. Leon Fire Dept.; Richard J. Smith, Johnson Twp. Vol. Fire Dept.; and Carol R. Bordner, Democrat Twp. Vol. Fire Dept.

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 31

House Concurrent Resolution 31, sponsored by Senator Head:

A CONCURRENT RESOLUTION honoring Brenda Bowman on her selection as the 2016-2017 Indiana Rural Teacher of the Year by the Indiana Small and Rural Schools Association.

Whereas, Brenda Bowman has been named the 2016 - 2017 Indiana Rural Teacher of the Year by the Indiana Small and Rural Schools Association and Indiana Farm Bureau;

Whereas, With 33 years of experience, Brenda Bowman is a highly effective and veteran instructor serving as a fourth grade teacher at Galveston Elementary School in the Southeastern School Corporation, a small and rural district in Indiana;

Whereas, Parents, fellow staff, and administrators describe Brenda Bowman as an energetic, dynamic, and caring educator for both the children in her classroom and all children attending Galveston Elementary;

Whereas, Rural America is based on the premise of hard work, dedication, and can-do spirit; Brenda Bowman is known as an educator who has high classroom expectations and instills

in her students that dreams can be accomplished through hard work and dedication;

Whereas, While keeping students actively involved in their learning, Brenda Bowman instills in each pupil the desire to work toward doing their very best, show respect for one another, and commit themselves to working toward graduation;

Whereas, Brenda Bowman was a finalist for the National Rural Teacher of the Year award for 2016-2017;

Whereas, Joining her fellow Rural Teachers of the Year from across the nation, Brenda Bowman attended and was recognized at the Rural Teacher of the Year luncheon in Columbus, Ohio, during the National Rural Education Association's annual conference in October 2016; and

Whereas, It is fitting that the Indiana General Assembly gives special recognition to Brenda Bowman for being named the 2016-2017 Indiana Rural Teacher of the Year: 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 Brenda Bowman for being named the 2016-2017 Indiana Rural Teacher of the Year by the Indiana Small and Rural Schools Association and Indiana Farm Bureau.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Brenda Bowman; Barrett Bates, Principal of the Galveston Elementary School; Dr. Tim Garland, Superintendent of Southeastern School Corporation; J Scott Turney, Executive Director of the Indiana Small and Rural Schools Association; and the Board of Trustees of the Southeastern School Corporation.

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 House Concurrent Resolution 31 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 32 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senators Alting, Bassler, Becker, Bohacek, Boots, Bray, L. Brown, Buck, Charbonneau, Crane, Crider, Delph, Doriot, Eckerty, Ford, Freeman, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Koch, Kruse, Lanane, Leising, Long, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Ruckelshaus, Sandlin, J. Smith, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young, Zakas and Zay be added as coauthors of Senate Concurrent Resolution 24.

BREAUX

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Melton be added as cosponsor of Engrossed House Bill 1144.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Alting, Bassler, Becker, Bohacek, Boots, Bray, Breaux, L. Brown, Buck, Charbonneau, Crane, Crider, Delph, Doriot, Eckerty, Ford, Freeman, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Koch, Kruse, Lanane, Long, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Ruckelshaus, Sandlin, J. Smith, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young, Zakas and Zay be added as cosponsors of House Concurrent Resolution 32.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Hershman be added as cosponsor of Engrossed House Bill 1031.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as cosponsor of Engrossed House Bill 1102.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as cosponsor of Engrossed House Bill 1337.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Glick be added as third sponsor of Engrossed House Bill 1396.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, March 7, 2017.

LONG

Motion prevailed.

The Senate adjourned at 2:11 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

SUZANNE CROUCH
President of the Senate