



# Journal of the Senate

State of Indiana

119th General Assembly

Second Regular Session

**Eighth Meeting Day**

**Thursday Morning**

**January 14, 2016**

The Senate convened at 9:01 a.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Senator Dennis K. Kruse.

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

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

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

Roll Call 11: 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.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Madam President: The committee appointed to act with a like committee of the House of Representatives to wait upon the Chief Justice and to escort her to the Chamber of the House of Representatives to deliver her message to the General Assembly begs leave to report that it has performed the duties assigned to it.

STEELE, Chair  
BRAY  
TALLIAN  
BRODEN

### COMMITTEE REPORT

Madam President: The Committee appointed to act with a like committee of the House of Representatives to wait upon the Governor and to escort him to the Chamber of the House of Representatives to deliver his message to the General Assembly begs leave to report that it has performed the duties assigned to it.

PATRICIA MILLER, Chair  
YODER  
ARNOLD  
ROGERS

Report adopted.

### COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred Engrossed House Bill 1003, 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 5, line 31, before "Notwithstanding" insert "**If a grant amount for a school is calculated using the percentage described in subdivision (1), the ISTEP data from the 2013-2014 school year shall be used in the calculation of the grant amount, and the grant amount may not exceed the grant amount that the school received for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, or in the case of a currently eligible school that was ineligible for a grant in the state fiscal year beginning July 1, 2014, and ending June 30, 2015, because the school had not completed the required teacher evaluations, the grant amount that the school would have been entitled to receive for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, if the school had been eligible.**".

(Reference is to HB 1003 as printed January 8, 2016.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 11, Nays 0.

KRUSE, Chair

Report adopted.

### COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred Senate Bill 3, 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 14, line 8, strike "process".  
 (Reference is to SB 3 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 10, Nays 0.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred Senate Bill 9, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.  
 Committee Vote: Yeas 10, Nays 0.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 27, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Appropriations.  
 Committee Vote: Yeas 9, Nays 0.

STEELE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred Senate Bill 73, 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 4.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 75, 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 "Assistance Program" and insert "**Liaison**".

Page 1, delete lines 5 through 17, begin a new paragraph and insert:

**"Sec. 1. For purposes of this chapter, "local government official" means an elected official or staff member representing or serving a taxing unit or political subdivision.**

**Sec. 2. The department shall designate one (1) of its staff**

**members as the department's liaison for local government. The designee shall be responsible for directing inquiries or other requests for assistance from local government officials to the appropriate department staff person or appropriate entity, as applicable.**

**Sec. 3. The department shall provide notice to local government officials of the name and contact information for the individual designated under section 2 of this chapter. The department shall make reasonable efforts to ensure that local government officials are provided with this information.**

**Sec. 4. The department shall annually conduct informational sessions for local government officials through workshops, presentations, or other means on topics including budget preparation under IC 6-1.1-17, property assessment under IC 6-1.1, and use of the Indiana gateway for governmental units."**

Page 2, delete lines 1 through 7.

Page 2, line 8, delete "3." and insert "5."

Page 2, line 10, delete "the following:" and insert "**a summary of the services provided by the department for the year the report was prepared."**

Page 2, delete lines 11 through 14.

(Reference is to SB 75 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 Judiciary, to which was referred Senate Bill 81, 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 16, after "has" insert ":

- (1) a probate court;**
- (2) a circuit court; or**
- (3)".**

Page 1, line 17, delete "judge" and insert "**judge**";.

Page 1, line 17, beginning with "may," begin a new line blocked left.

Page 1, line 17, after "of" insert "**the probate court judge, the circuit court judge, or**".

Page 2, line 2, delete "superior" and insert "**consenting judge's**".

Page 2, line 3, delete "superior".

Page 2, line 8, after "has" insert ":

- (1) a probate court;**
- (2) a circuit court; or**
- (3)".**

Page 2, line 9, delete "judge" and insert "**judge**";.

Page 2, line 9, beginning with "may," begin a new line blocked left.

Page 2, line 9, after "of" insert "**the probate court judge, the circuit court judge, or**".

Page 2, line 11, delete "superior" and insert "**consenting judge's**".

Page 2, line 12, delete "superior".  
 Page 2, line 13, delete "superior".  
 Page 2, line 15, delete "superior".  
 Page 2, line 16, delete "superior".  
 (Reference is to SB 81 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 10, Nays 0.

STEELE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 87, 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.

HEAD, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill 91, 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:

Replace the effective dates in SECTIONS 1 through 28 with "[EFFECTIVE JULY 1, 2018]".

Page 4, line 31, delete "January 1, 2017," and insert "**July 1, 2018,**".

Page 4, line 32, delete "January 1, 2017," and insert "**July 1, 2018,**".

Page 6, line 24, delete "January 1, 2017;" and insert "**July 1, 2018;**".

Page 10, line 10, delete "January 1, 2017)" and insert "**July 1, 2018)**".

Page 10, line 11, delete "December 31, 2016)." and insert "**June 30, 2018).**".

Page 11, line 40, delete "January 1, 2017);" and insert "**July 1, 2018);**".

Page 11, line 41, delete "December 31, 2016)" and insert "**June 30, 2018)**".

Page 12, line 10, delete "January 1, 2017);" and insert "**July 1, 2018);**".

Page 12, line 11, delete "December 31, 2016)" and insert "**June 30, 2018)**".

Page 13, line 3, delete "January 1, 2017);" and insert "**July 1, 2018);**".

Page 13, line 4, delete "December 31, 2016)" and insert "**June 30, 2018)**".

(Reference is to SB 91 as introduced.)  
 and when so amended that said bill do pass.  
 Committee Vote: Yeas 10, Nays 0.

STEELE, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill 126, 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 4, after line 9, begin a new paragraph and insert:

"SECTION 4. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) As used in this SECTION, "committee" refers to the interim study committee on energy, utilities, and telecommunications established by IC 2-5-1.3-4(8).

(c) The legislative council is urged to assign to the committee during the 2016 legislative interim the topic of expanding the availability of open data in Indiana.

(d) If the topic described in subsection (c) is assigned to the committee, the committee shall consider, as part of its study, specific issues attendant to improving the quality, the impact, and the accessibility of open data in Indiana, including the following:

(1) Potential actions the state and local government units can take to make machine-readable data sets available and discoverable to the public in consistent and easily useable formats.

(2) The potential benefits to Indiana of making such open data available in terms of government transparency, accessibility, accountability, and public participation.

(3) The potential benefits to Indiana of making such open data available in terms of the performance, efficiency, and productivity of state and local government operations.

(4) The potential benefits to Indiana's economy of making open data available in terms of innovation, entrepreneurship, and economic growth.

(5) The need to protect the privacy, security, and confidentiality of information retained by state and local government in pursuing open data initiatives.

(6) The efforts undertaken by other state and local government units to pursue open data policies.

(e) If the topic described in subsection (c) is assigned to the committee, the committee shall issue a final report to the legislative council containing the committee's findings and recommendations, including any recommended legislation concerning the topic described in subsection (c) or the specific strategies described in subsection (d), in an electronic format under IC 5-14-6 not later than November 1, 2016.

(f) This SECTION expires December 31, 2016.

SECTION 5. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to SB 126 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 Health & Provider Services, 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 8, Nays 1.

PATRICIA MILLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions & Labor, to which was referred Senate Bill 148, 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 26, delete "in-state".

Page 2, line 27, delete "service before" and insert **"service in a covered position in the fund before"**.

Page 5, line 14, delete "after June 30, 2016," and insert **", on or after the date:**

**(i) the state files a notice; or**

**(ii) a participating political subdivision files an adopted ordinance or resolution;**

**with the board in accordance with section 32 of this chapter,".**

Page 5, line 14, delete "on July 1, 2016,".

Page 5, line 18, delete ":".

Page 5, line 19, delete "(i)".

Page 5, line 19, delete ", if the" and insert ".".

Page 5, run in lines 18 through 19.

Page 5, delete lines 20 through 24.

Page 8, delete lines 24 through 42.

Delete pages 9 through 11.

Page 12, line 6, delete ", and is required or elects to accrue years of" and insert ":".

Page 12, delete line 7.

Page 12, line 32, delete "if an individual:" and insert **"the state may elect to allow an individual who meets the following conditions to begin or resume membership in the plan for a period of reemployment with the state on the later of the date the board receives notice that the state has made an election under this subsection or the date on which the individual's period of reemployment begins:"**.

Page 12, line 33, after "(1)" insert **"The individual"**.

Page 12, line 34, delete "fund;" and insert **"fund."**.

Page 12, line 35, after "(2)" insert **"The individual"**.

Page 12, line 37, delete "retired; and" and insert **"retired."**.

Page 12, line 38, after "(3)" insert **"On or"**.

Page 12, line 38, delete "June 30, 2016," and insert **"the date the board receives notice that the state has made an election under this subsection, the individual"**.

Page 12, line 38, delete "on July 1, 2016,".

Page 12, line 40, delete "fund;" and insert **"fund."**.

Page 12, delete lines 41 through 42, begin a new line blocked left and insert:

**"An election by the state under this subsection must be made as provided under IC 5-10.2-2-23 and is effective on the date that notice of the election is filed with the board."**

Page 13, delete lines 1 through 2.

Page 13, line 4, delete "if an individual:" and insert **"a participating political subdivision may adopt an ordinance or resolution allowing an individual who meets the following conditions to begin or resume membership in the plan for a period of reemployment with the participating political subdivision on the later of the date the ordinance or resolution adopted by the participating political subdivision is filed with the board or the date on which the individual's period of reemployment begins:"**.

Page 13, line 5, after "(1)" insert **"The individual"**.

Page 13, line 6, delete "fund;" and insert **"fund."**.

Page 13, line 7, after "(2)" insert **"The individual"**.

Page 13, line 9, delete "retired; and" and insert **"retired."**.

Page 13, line 10, after "(3)" insert **"On or"**.

Page 13, line 10, delete "June 30, 2016," and insert **"the date a participating political subdivision files an ordinance or resolution adopted under this subsection, the individual"**.

Page 13, line 10, delete "on July 1, 2016,".

Page 13, line 12, delete "with respect" and insert **"that would otherwise be covered by the fund."**.

Page 13, delete lines 13 through 18, begin a new line blocked left and insert:

**"An election by a participating political subdivision under this subsection is effective on the date the ordinance or resolution adopted by a participating political subdivision is filed with the board."**

Page 13, after line 18, begin a new paragraph and insert:

**"SECTION 12. [EFFECTIVE JULY 1, 2016] (a) As used in this SECTION, "committee" refers to the interim study committee on pension management oversight established by IC 2-5-1.3-4(13).**

**(b) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.**

**(c) The legislative council is urged to assign to the committee during the 2016 legislative interim the topic of whether membership in the public employees' defined contribution plan (ASA only plan) established by IC 5-10.3-12-18 should be the default option for an individual who becomes for the first time a full-time employee of the state in a position that would otherwise be eligible for membership in the public employees' retirement fund under IC 5-10.3-7.**

**(d) If the topic described in subsection (c) is assigned to the committee, the committee shall issue a final report to the legislative council containing the committee's findings and recommendations, including any recommended legislation, in an electronic format under IC 5-14-6 not later than November 1, 2016.**

**(e) This SECTION expires December 31, 2016."**

Renumber all SECTIONS consecutively.

(Reference is to SB 148 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

BOOTS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health & Provider Services, to which was referred Senate Bill 163, 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, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 16-36-1-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 16. (a) The state department shall study the costs and benefits of the implementation of a data base for maintaining health care consents made under this chapter.**

**(b) The study must include the following:**

**(1) The costs of establishing and maintaining a data base to store the health care consents.**

**(2) The persons that should have access to the data base and the type of security necessary to protect the data stored in the data base.**

**(3) The process for individuals to use to file a health care consent on a voluntary basis.**

**(c) Before October 1, 2016, the state department shall report the state department's findings in the study under this section in writing to the legislative council in an electronic format under IC 5-14-6.**

**(d) This section expires December 31, 2017."**

Renumber all SECTIONS consecutively.

(Reference is to SB 163 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

PATRICIA MILLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Health & Provider Services, to which was referred Senate Bill 165, 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 15, delete line 13.

Page 15, line 14, delete "(12)" and insert "(11)".

Page 16, delete lines 2 through 4.

Page 16, line 5, delete "(c)" and insert "(b)".

Page 16, line 10, delete "(d)" and insert "(c)".

Page 16, line 13, delete "(e)" and insert "(d)".

Page 16, line 19, delete "(f)" and insert "(e)".

Page 16, line 25, delete "(g)" and insert "(f)".

Page 16, line 28, delete "(h)" and insert "(g)".

Page 16, line 30, delete "(g)" and insert "(f)".

Page 22, line 19, delete "only".

Page 22, line 20, after "42 CFR 435.119" insert "only".

Page 23, between lines 6 and 7, begin a new paragraph and insert:

**"(c) The secretary may make changes to the plan under this chapter if the changes are required by federal law or regulation."**

Page 23, delete lines 37 through 42, begin a new paragraph and insert:

"SECTION 38. IC 16-21-10-11, AS AMENDED BY P.L.213-2015, SECTION 145, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 11.(a) This section:

(1) does not apply to the incremental fee described in section 13.3 of this chapter;

(2) is effective upon the implementation of the fee described in section 6 of this chapter, excluding the part of the fee used for purposes of section 13.3 of this chapter; and

(3) applies to the Medicaid disproportionate share payments for the state fiscal year beginning July 1, 2013, and each state fiscal year thereafter.

(b) The state share dollars used to fund disproportionate share payments to acute care hospitals licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with money collected through the fee and the hospital care for the indigent dollars described in section 10 of this chapter.

~~(c) Subject to section 12 of this chapter, and except as provided in section 12 of this chapter, The federal Medicaid disproportionate share allotments for the state fiscal years beginning July 1, 2013, and each state fiscal year thereafter shall be allocated in their entirety to acute care hospitals licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b). No part of the federal disproportionate share allotments applicable for disproportionate share payments for the state fiscal year beginning July 1, 2013, and each state fiscal year thereafter may be allocated to institutions for mental disease or other mental health facilities, as defined by applicable federal law.~~

SECTION 39. IC 16-21-10-12 IS REPEALED [EFFECTIVE JULY 1, 2016]. ~~Sec. 12: This section does not apply to the use of the incremental fee described in section 13.3 of this chapter. For purposes of this chapter, the entire federal Medicaid disproportionate share allotment for Indiana does not include the part of allotments that are required to be diverted under the following:~~

~~(1) The federally approved Indiana "Special Terms and Conditions" Medicaid demonstration project (Number 11-W-00237/5).~~

~~(2) Any extension after December 31, 2012, of the healthy Indiana plan established under IC 12-15-44.2.~~

~~The office shall inform the committee and the budget committee concerning any extension of the healthy Indiana plan after December 31, 2013."~~

Page 24, delete lines 1 through 9.

Renumber all SECTIONS consecutively.

(Reference is to SB 165 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

PATRICIA MILLER, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions & Labor, to which was referred Senate Bill 240, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass and be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 9, Nays 0.

BOOTS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions & Labor, to which was referred Senate Bill 301, 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 4, line 35, after "commission" insert ", in coordination with the department of workforce development,".

Page 4, line 38, after "commission" insert ",,".

Page 4, line 38, after "and" insert "**the department of workforce development**".

Page 5, line 6, after "employ" insert ", at the president's recommendation,".

Page 6, line 15, delete "courses and".

Page 6, line 16, delete "curriculum for".

Page 6, line 24, delete "courses and curriculum" and insert "**programs**".

Page 6, line 29, delete "Before October 1 of each year," and insert "**Not later than ninety (90) days after receiving the data provided under IC 22-4.1-4-13,**".

Page 6, line 32, after "system" delete "," and insert "**and**".

Page 6, line 32, delete ", and each campus" and insert "**established under IC 21-22-6-1**".

Page 6, line 34, delete "Certification courses" and insert "**Certificate programs**".

Page 6, line 34, after "available" delete "." and insert "**that are linked to industry recognized third party certifications.**".

Page 6, line 35, delete "course." and insert "**certificate program.**".

Page 6, line 37, delete "course." and insert "**certificate program.**".

Page 6, line 40, delete "certification course" and insert "**certificate program**".

Page 7, line 1, delete "certification course" and insert "**certificate program**".

Page 7, line 4, delete "Before November 1 of each year," and insert "**Not later than ninety (90) days after receiving the data provided under IC 22-4.1-4-13,**".

Page 8, line 4, delete "regional or campus" and insert "**program**".

Page 8, line 6, delete "regional or campus" and insert "**program**".

Page 11, line 19, delete "average," and insert "**median,**".

Page 11, line 21, delete "average," and insert "**median,**".

Page 11, line 30, delete "May" and insert "**October**".

Page 11, line 34, delete "May" and insert "**October**".

Page 11, between lines 39 and 40, begin a new paragraph and insert:

**"(f) The providing of data under this section is not a violation of the confidentiality provisions of IC 22-4-19-6(b)."**

(Reference is to SB 301 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

BOOTS, Chair

Report adopted.

SENATE MOTION

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

SCR 6 Senator Charbonneau  
Honoring Sharon Kish.

SCR 8 Senator Patricia Miller  
Honoring James G. McIntire.

LONG

Motion prevailed.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 6

Senate Concurrent Resolution 6, introduced by Senator Charbonneau:

A CONCURRENT RESOLUTION honoring Sharon Kish's retirement as the President of the United Way of Porter County.

*Whereas, Sharon Kish is retiring as the President of the United Way of Porter County after 15 years of service, where she was responsible for the development and maintenance of the network of health and human services in Porter County;*

*Whereas, Under Kish's leadership, the United Way of Porter County has grown and prospered, with an emphasis on helping individuals in need in her community and any community with which she had the privilege of partnering;*

*Whereas, With coordination and fundraising by Kish, United Way was able to develop many programs to help citizens in the county such as the Success by Six Program, which helps children from birth to six years of age with development of necessary skills for success in the classroom and society;*

*Whereas, Kish's extensive non-profit history as the Executive Director of the Neighboring Mental Health Center in Lake County, Ohio, and the Clinical Director of Northeast Ohio's Big Brothers/Big Sisters, has proven her dedication to identifying the needs of the community she serves and developing responses to remedy those needs to the best of her ability;*

*Whereas, Because of Kish's high community involvement, she has been a part of many professional organizations such as: The Rotary Club of Valparaiso, the Porter County Community Foundation, the Advisory Committee of the Porter County Career Center, the Board of Managers for Empower Porter County, the Indiana Association of United Ways, the Chancellor's Advisory Committee for Purdue University North Central, the Coalition for Affordable Housing, the Northwest Indiana Communities Active in Disaster, the American Counseling Association, the Association for Specialists in Group Work, the American Association of University Women, the Indiana University Alumni Association, the National Alliance for the Mentally Ill, and the International Association of Psychiatric Rehabilitation Specialists; and*

*Whereas, Kish's professional honors are vast in number, but a few notable awards include: 2010 Quality of Life Council Community Award, 2011 Woman of Influence, 2006 Outstanding Porter County Community Foundation Staff Member, Lake County, Ohio, Mental Health Professional of the Year, and 2000 Lakeland College Woman of Achievement. 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 Sharon Kish upon her retirement as the President of the United Way of Porter County.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Sharon A. Kish.

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 Soliday.

### **Senate Concurrent Resolution 8**

Senate Concurrent Resolution 8, introduced by Senator Patricia Miller:

A CONCURRENT RESOLUTION honoring James G. McIntire upon his retirement as Executive Vice President of the Indiana State Medical Association.

*Whereas, Since 2006, James G. McIntire has served as the Executive Vice President of the Indiana State Medical Association, the largest physician member organization in Indiana;*

*Whereas, Jim, a Hoosier's Hoosier and graduate of Shortridge High School, received his Bachelor's Degree from Indiana University before going on to earn his law degree from Indiana University Robert H. McKinney School of Law;*

*Whereas, As Executive Vice President of the Indiana State Medical Association, Jim managed an outstanding staff of 28 individuals who provide a variety of professional services,*

*educational programs, and advocacy for the association's nearly 8,000 physician members in order to better the health of Indiana's citizens;*

*Whereas, Throughout Jim's tenure, the Indiana State Medical Association was successful in its support of numerous legislative health initiatives, including the Healthy Indiana Plan, a statewide smoking ban in public buildings, the expansion of graduate medical education opportunities in Indiana, combating infant mortality, and education on controlled substance prescribing;*

*Whereas, On September 13, 2015, the Indiana State Medical Association House of Delegates expressed to Jim heartfelt gratitude for his many years of leadership and dedication to advancing the medical profession in the state of Indiana; and*

*Whereas, Upon retirement, Jim plans to spend time with his family and six granddaughters: 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 James G. McIntire for his successful 18 years with the Indiana State Medical Association and honors him upon his retirement as Executive Vice President.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to James G. McIntire and the Indiana State Medical Association.

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 T. Brown.

## **RESOLUTIONS ON SECOND READING**

### **Senate Concurrent Resolution 3**

Senator Tomes called up Senate Concurrent Resolution 3 for second reading. The resolution was read a second time and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Bacon.

## **SENATE BILLS ON SECOND READING**

### **Senate Bill 15**

Senator Head called up Senate Bill 15 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

### **Senate Bill 20**

Senator Boots called up Senate Bill 20 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 21**

Senator Bray called up Senate Bill 21 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 23**

Senator Hershman called up Senate Bill 23 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 67**

Senator Hershman called up Senate Bill 67 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 67-1)

Madam President: I move that Senate Bill 67 be amended to read as follows:

Page 2, line 12, delete ", in the case of a county" and insert ".".

Page 2, delete lines 13 through 14.

Page 3, line 18, delete "IC 6-3.6-6-3 and in".

Page 4, line 25, delete "IC 6-3.6-6-3 and in" and insert "**IC 6-3.6-6-9**".

Page 4, delete lines 26 through 28.

Page 5, line 31, after "IC 6-3.5-1.1-21.2" delete "," and insert "**or**".

Page 5, line 31, after "IC 6-3.5-6-17.7" delete ", or".

Page 5, line 32, delete "IC 6-3.5-7-17.4".

Page 5, line 35, after "IC 6-3.5-1.1-21.2(e)" delete "," and insert "**or**".

Page 5, line 35, after "IC 6-3.5-6-17.7(e)" delete ", and".

Page 5, line 36, delete "STEP TWO of IC 6-3.5-7-17.4(e)".

Page 5, line 39, after "IC 6-3.5-1.1-21.2" delete "," and insert "**or**".

Page 5, line 40, after "IC 6-3.5-6-17.7" delete ", or IC 6-3.5-7-17.4".

Page 6, line 1, after "IC 6-3.5-1.1-21.2" delete "," and insert "**or**".

Page 6, line 1, after "IC 6-3.5-6-17.7" delete ", or".

Page 6, line 2, delete "IC 6-3.5-6-17.4".

Page 6, line 9, after "IC 6-3.5-1.1-21.2" delete "," and insert "**or**".

Page 6, line 9, after "IC 6-3.5-6-17.7" delete ", or IC 6-3.5-7-17.4".

Page 6, line 19, after "IC 6-3.5-1.1-21.2" delete "," and insert "**or**".

Page 6, line 19, after "IC 6-3.5-6-17.7" delete ", or".

Page 6, line 20, delete "IC 6-3.5-7-17.4".

(Reference is to SB 67 as printed January 13, 2016.)

HERSHMAN

Motion prevailed. The bill was ordered engrossed.

**Senate Bill 76**

Senator Banks called up Senate Bill 76 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 145**

Senator Banks called up Senate Bill 145 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 146**

Senator Charbonneau called up Senate Bill 146 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 154**

Senator Steele called up Senate Bill 154 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 173**

Senator M. Young called up Senate Bill 173 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 195**

Senator Crider called up Senate Bill 195 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Senate Bill 257**

Senator Charbonneau called up Senate Bill 257 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as coauthor of Senate Bill 301.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Steele be added as second author, Senator Tomes be added as third author, and Senator Tallian be added as coauthor of Senate Bill 183.

BRAY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Houchin be added as second author of Senate Bill 87.

KENLEY

Motion prevailed.

## SENATE MOTION

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

TOMES

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 159.

BANKS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kruse be added as second author of Senate Bill 224.

ECKERTY

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Bill 96.

ALTING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Banks be added as second author and Senator Yoder be added as coauthor of Senate Bill 189.

KRUSE

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Rogers be added as coauthor of Senate Bill 337.

ALTING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Mrvan be added as

coauthor of Senate Bill 337.

ALTING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Charbonneau be added as second author and Senator Becker be added as third author of Senate Bill 165.

PATRICIA MILLER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Charbonneau be added as second author of Senate Bill 206.

PATRICIA MILLER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 93.

KRUSE

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Steele be added as second author of Senate Bill 31.

ZAKAS

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kenley be added as second author of Senate Bill 330.

MISHLER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Perfect be added as coauthor of Senate Bill 245.

FORD

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Holdman be added as second author of Senate Bill 304.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Steele be added as coauthor of Senate Bill 285.

DELPH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Rogers and Leising be added as cosponsors of Engrossed House Bill 1003.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as coauthor of Senate Bill 255.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Mrvan be added as coauthor of Senate Bill 297.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of Engrossed House Bill 1003.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Messmer be added as second author and Senators Arnold, Stoops, and Pete Miller be added as coauthors of Senate Bill 195.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kenley be added as second author of Senate Bill 280.

BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be removed as

author of Senate Bill 233 and Senator Hershman be substituted therefor.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as second author of Senate Bill 233.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as coauthor of Senate Bill 285.

DELPH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zakas be added as coauthor of Senate Bill 221.

ECKERTY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Randolph be added as coauthor of Senate Bill 173.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as second author of Senate Bill 91.

STEELE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Steele be added as coauthor of Senate Bill 365.

BASSLER

Motion prevailed.

SENATE MOTION

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

TOMES

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Raatz be added as coauthor of Senate Bill 183.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as coauthor of Senate Bill 156.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Eckerty be added as coauthor of Senate Bill 232.

LANANE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Ford be added as coauthor of Senate Bill 328.

ROGERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Pete Miller be added as third author of Senate Bill 9.

RAATZ

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Tuesday, January 19, 2016.

LONG

Motion prevailed.

The Senate adjourned at 9:19 a.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUE ELLSPERMANN  
President of the Senate