



# Journal of the House

State of Indiana

119th General Assembly

Second Regular Session

Seventh Day

Thursday Morning

January 14, 2016

The invocation was offered by Pastor Ernie Canell, of New Beginnings Community Church in Loogootee, a guest of Representative Mike Braun

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Sue E. Errington.

The Speaker ordered the roll of the House to be called:

Arnold	Kirchhofer
Austin	Klinker
Aylesworth	Koch
Bacon	Lawson
Baird	Lehe
Bartlett	Lehman
Bauer	Leonard
Behning	Lucas
Beumer	Lyness
Borders	Macer
Braun	Mahan
C. Brown	Mayfield
T. Brown	McNamara
Burton	D. Miller
Carbaugh	Moed
Cherry <input type="checkbox"/>	Morris
Clere	Morrison
Cook	Moseley
Cox	Negele
Culver	Niezgodski
Davisson	Nisly
DeLaney	Ober
Dermody	Olthoff
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter
Ellington	Price
Errington	Pryor
Fine	Rhoads
Forestal	Richardson
Friend	Riecken
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin <input type="checkbox"/>	Slager
Gutwein	Smaltz
Hale	M. Smith
Hamm	V. Smith
Harman	Soliday
D. Harris	Speedy
Heaton	Stemler
Huston	Steuerwald
Judy	Sullivan
Karickhoff	Summers
Kersey	Thompson

Torr	Wolkins
Truitt	Wright
VanNatter	Zent
Washburne	Ziemke
Wesco	Mr. Speaker

Roll Call 10: 98 present; 2 excused. The Speaker announced a quorum in attendance. [NOTE:  indicates those who were excused.]

### HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, January 19, 2016, at 1:30 p.m.

FRIEND

The motion was adopted by a constitutional majority.

### RESOLUTIONS ON FIRST READING

#### House Concurrent Resolution 9

Representatives Beumer and Errington introduced House Concurrent Resolution 9:

A CONCURRENT RESOLUTION congratulating the Wapahani High School girls volleyball team on the occasion of its Class 2A state championship victory.

*Whereas, On November 7, 2015, the Wapahani High School girls volleyball team became the Class 2A state volleyball champion for the third time in five years and the fourth time overall;*

*Whereas, The Raiders received a match-high 28 kills from Skyler Van Note to lead the team to victory over Speedway at Worthen Arena at Ball State University;*

*Whereas, Estella Davis contributed 12 kills and Hannah Smith and Havyn Gates led the team defensively with 19 and 13 digs, respectively;*

*Whereas, Skyler Van Note and Hannah Smith also provided three service aces each and Lexi Spence added 46 assists;*

*Whereas, The sixth-ranked Raiders outlasted the Speedway Sparkplugs to take the championship by scores of 25-17, 21-25, 25-20, and 25-19;*

*Whereas, The coaching staff, consisting of head coach Jared Richardson and assistant coaches Jenna Eastham and Katina Nickels, deserves much of the credit for the remarkable success of this outstanding team;*

*Whereas, Other contributors to the state championship victory are managers Dacey Gibson and Andrew Feistritz and athletic director Matt Luce; and*

*Whereas, It is fitting that we give special recognition to the talented young ladies, coaches, and managers of the Wapahani High School girls volleyball team: Therefore,*

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

SECTION 1. That the Indiana General Assembly wishes to congratulate the Wapahani High School Raiders on their Class 2A state volleyball championship and to wish each team member, manager, and coach success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to each team member, head coach Jared Richardson, assistant coaches Jenna Eastham and Katina Nickels, athletic director Matt Luce, principal Mark Fahey, and superintendent Bryan Rausch.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Lanane.

The House recessed until the fall of the gavel.

**RECESS**

The House reconvened at 11:42 a.m. with the Speaker in the Chair.

**RESOLUTIONS ON FIRST READING**

**House Resolution 4**

Representatives V. Smith, Summers, Harris, Porter, Bartlett, C. Brown, Pryor, Shackelford, Ober, Nisly and Klinker introduced House Resolution 4:

A HOUSE RESOLUTION commemorating Dr. Martin Luther King, Jr. Day.

*Whereas, Dr. Martin Luther King, Jr. was one of our nation's truly great leaders;*

*Whereas, Dr. Martin Luther King, Jr. changed our nation forever through his leadership, service, and clarity of vision;*

*Whereas, Dr. Martin Luther King, Jr. had many dreams: of an America where "justice rolls down like waters and righteousness like a mighty stream", where neighbors look "beyond the external accidents and discern those inner qualities that make all men human and, therefore, brothers", and of a time when "this nation will rise up and live out the true meaning of its creed, 'we hold these truths to be self evident: that all men are created equal'";*

*Whereas, Dr. Martin Luther King, Jr. dreamt of a better society where "the sons of former slaves and the sons of former slave owners will be able to sit together at the table of brotherhood";*

*Whereas, Dr. Martin Luther King, Jr. believed that liberty, justice, and freedom were the "inalienable rights" to which all men, women, and children are entitled;*

*Whereas, Dr. Martin Luther King, Jr. was a spiritual man who believed that all people are created equal in the sight of God and in the dignity and self-worth of every individual;*

*Whereas, Dr. Martin Luther King, Jr. gave his life defending his beliefs;*

*Whereas, The visions of Dr. Martin Luther King, Jr. continue to bring hope and inspiration to people of all nations;*

*Whereas, Dr. Martin Luther King, Jr., a recipient of the Nobel Prize, is a national hero whose birthday is celebrated as a day of peace, love, and understanding by a grateful nation; and*

*Whereas, All Americans must continue to gather inspiration from the life of Dr. Martin Luther King, Jr. and strive to realize his dreams: Therefore,*

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

SECTION 1. That it is fitting and proper that Dr. Martin Luther King, Jr. be remembered and recognized by future generations of Americans and that all citizens of Indiana honor Dr. King by living out his teachings as we continue to work toward a day when the dignity and humanity of every person are respected.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the family of Dr. Martin Luther King, Jr.

The resolution was read a first time and adopted by voice vote.

**Senate Concurrent Resolution 5**

The Speaker handed down Senate Concurrent Resolution 5, sponsored by Representative Pelath:

A CONCURRENT RESOLUTION honoring Carol Rotzien for her dedication and service to the Town of Westville.

*Whereas, Ms. Rotzien has served as the Town of Westville's Clerk-Treasurer for the last 29 years;*

*Whereas, Ms. Rotzien has also dedicated her time and many years to the Westville Schools; and*

*Whereas, the Senate would like to honor Carol Rotzien for her dedication and service to the Town of Westville: Therefore,*

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

SECTION 1. The Indiana Senate honors Carol Rotzien for her service to the Town of Westville as the Clerk-Treasurer.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of the Resolution to Carol Rotzien.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

**REPORTS FROM COMMITTEES**

**COMMITTEE REPORT**

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1013, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between lines 6 and 7, begin a new paragraph and insert:

"SECTION 2. IC 35-33-5-9, AS ADDED BY P.L.170-2014, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) Except as provided in subsection (b), a law enforcement officer must obtain a search warrant in order to use an unmanned aerial vehicle.

(b) A law enforcement officer or governmental entity may use an unmanned aerial vehicle without obtaining a search warrant if the law enforcement officer determines that the use of the unmanned aerial vehicle:

- (1) is required due to:
  - (A) the existence of exigent circumstances necessitating a warrantless search;
  - (B) the substantial likelihood of a terrorist attack;
  - (C) the need to conduct a search and rescue or recovery

operation;

(D) the need to conduct efforts:

(i) in response to; or

(ii) to mitigate;

the results of a natural disaster or any other disaster; or

(E) the need to perform a geographical, an environmental, or any other survey for a purpose that is not a criminal justice purpose; ~~or~~

**(2) is required to obtain aerial photographs or video images of a motor vehicle accident site on a public street or public highway; or**

~~(3)~~ **(3)** will be conducted with the consent of any affected property owner."

Page 2, line 17, delete "information." and insert **"information, if obtaining the search warrant or other judicial order would cause an unreasonable delay in responding to a call for emergency services or an emergency situation. If a law enforcement agency makes a request for geolocation information under this subsection without first obtaining a search warrant or another judicial order, the law enforcement agency shall seek to obtain the search warrant or other judicial order issued by a court based upon a finding of probable cause that would otherwise be required to obtain the geolocation information not later than seventy-two (72) hours after making the request for the geolocation information."**

Page 3, delete lines 3 through 8, begin a new line block indented and insert:

**"(1) maintain the emergency contact information submitted to the state police department under subsection (e); and**

**(2) make the information immediately available to a state or local law enforcement agency."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1013 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

WASHBURNE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1025, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 10, line 9, delete "twenty-two (22)" and insert **"thirty (30)"**.

Page 10, line 13, delete "twenty-two (22)" and insert **"thirty (30)"**.

Page 10, line 19, delete "twenty-one (21)" and insert **"twenty-nine (29)"**.

(Reference is to HB 1025 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 0.

PRICE, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1045, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 2 through 3.

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

Page 2, line 6, delete "(f)" and insert **"(e)"**.

Page 2, line 9, delete "board" and insert **"board, in consultation with the department,"**.

Page 2, line 21, delete "board." and insert **"board, in consultation with the department,"**.

Page 2, line 26, delete "board" and insert **"board, in consultation with the department,"**.

Page 2, line 28, delete "board" and insert **"board, in consultation with the department,"**.

Page 2, line 32, delete "board" and insert **"board, in consultation with the department,"**.

Page 3, line 7, delete "board" and insert **"board, in consultation with the department,"**.

Page 3, line 9, delete "The state board" and insert **"(a) The state board, in consultation with the department,"**.

Page 3, between lines 12 and 13, begin a new paragraph and insert:

**"(b) The state board, in consultation with the department, shall establish parameters or requirements that an applicant must meet in order for the applicant to use a part of a grant awarded under this chapter to pay for consulting or fees or charges by a third party or consultant to develop the applicant's plan.**

**(c) A school corporation is not entitled to a grant under this chapter for cost efficiencies of the school corporation that are also included in a guaranteed savings contract under IC 36-1-12.5."**

Page 3, line 13, delete "board" and insert **"board, in consultation with the department,"**.

Page 3, line 15, delete "board" and insert **"board, in consultation with the department,"**.

Page 3, line 29, delete "board" and insert **"board, in consultation with the department,"**.

(Reference is to HB 1045 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

BEHNING, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1087, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 43, delete lines 1 through 42, begin a new paragraph and insert:

**"SECTION 44. IC 6-6-5.5-7, AS AMENDED BY P.L.216-2014, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 7. (a) The annual excise tax for a commercial vehicle will be determined by the motor carrier services division on or before October 1 of each year in accordance with the following formula:**

**STEP ONE: Determine the total amount of base revenue for all taxing units using the base revenue determined for each taxing unit under section 19 of this chapter.**

**STEP TWO: Determine the sum of registration fees paid and collected under IC 9-29-5 (before its expiration) or IC 9-18.1-5 to register the following commercial vehicles in Indiana under the following statutes during the fiscal year that ends June 30 immediately preceding the calendar year for which the tax is first due and payable:**

**(A) Commercial vehicles with a declared gross weight in excess of eleven thousand (11,000) pounds, including trucks, tractors not used with semitrailers, traction engines, and other similar vehicles used for hauling purposes.**

**(B) Tractors used with semitrailers.**

**(C) Semitrailers used with tractors.**

**(D) Trailers having a declared gross weight in excess of three thousand (3,000) pounds.**

**(E) Trucks, tractors and semitrailers used in connection**

with agricultural pursuits usual and normal to the user's farming operation, multiplied by two hundred percent (200%).

STEP THREE: Determine the tax factor by dividing the STEP ONE result by the STEP TWO result.

(b) Except as otherwise provided in this chapter, the annual excise tax for commercial vehicles with a declared gross weight in excess of eleven thousand (11,000) pounds, including trucks, tractors not used with semitrailers, traction engines, and other similar vehicles used for hauling purposes, shall be determined by multiplying the registration fee under IC 9-29-5-3.2 (**before its expiration**) or **IC 9-18.1-5-11(b)** by the tax factor determined in subsection (a).

(c) Except as otherwise provided in this chapter, the annual excise tax for tractors used with semitrailers shall be determined by multiplying the registration fee under IC 9-29-5-5 (**before its expiration**) or **IC 9-18.1-5-9** by the tax factor determined in subsection (a).

(d) Except as otherwise provided in this chapter, the annual excise tax for trailers having a declared gross weight in excess of three thousand (3,000) pounds shall be determined by multiplying the registration fee under IC 9-29-5-4 (**before its expiration**) or **IC 9-18.1-5-8** by the tax factor determined in subsection (a).

(e) The annual excise tax for a semitrailer shall be determined by multiplying the average annual registration fee under ~~IC 9-29-5-6~~ **subsection (f)** by the tax factor determined in subsection (a).

(f) The average annual registration fee for a semitrailer under ~~IC 9-29-5-6~~ is sixteen dollars and seventy-five cents (\$16.75).

(g) The annual excise tax determined under this section shall be rounded upward to the next full dollar amount."

Page 44, delete lines 1 through 12.

Page 63, line 18, after "under" insert "**IC 9-24-8-4 (before its expiration) or**".

Page 64, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 106. IC 9-13-2-77, AS AMENDED BY P.L.262-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 77. "Implement of agriculture" means **the following:**

(1) Agricultural implements, pull type and self-propelled, **that are used for the:**

- (+) (A) transport;
- (-) (B) delivery; or
- (+) (C) application; or
- (D) harvest;

of crop inputs, including seed, fertilizers, and crop protection products, and ~~vehicles designed to transport these types of agricultural implements.~~

(2) Vehicles that:

- (A) are designed or adapted and used exclusively for agricultural, horticultural, or livestock raising operations; and
- (B) are not primarily operated on or moved along a highway.

(3) Vehicles that are designed to lift, carry, or transport:

- (A) an agricultural implement described in subdivision (1); or
- (B) a vehicle described in subdivision (2)."

Page 71, line 41, after "home," insert "mobile home,".

Page 103, line 34, delete "both" and insert "all".

Page 103, delete lines 36 through 39, begin a new line block indented and insert:

"(1) Notice of the convenience fee must be provided, in writing or by electronic means, to the customer by:

- (A) the full service provider;
- (B) the partial services provider; or
- (C) a dealer that interacts directly with the

customer at the initial transaction level.

(2) The notice must disclose only the following:"

Page 104, line 7, delete "(2)" and insert "(3)".

Page 104, line 13, delete "(d)(2)." and insert "(d)(3)".

Page 113, line 3, delete "trailer." and insert "trailer or semitrailer."

Page 116, delete lines 33 through 42, begin a new paragraph and insert:

"SECTION 201. IC 9-17-2-14.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 14.5. (a) The bureau may:

(1) make investigations or require additional information; and

(2) reject an application or request;

if the bureau is not satisfied of the genuineness, regularity, or legality of an application or the truth of a statement in an application, or for any other reason.

(b) If the bureau is satisfied that the person applying for a certificate of title for a vehicle is the owner of the vehicle, the bureau shall issue a certificate of title for the vehicle after the person pays the applicable fee under subsection (c) or (d).

(c) The fee for a certificate of title for a vehicle other than a watercraft is fifteen dollars (\$15). Except as provided in subsection (e), the fee shall be distributed as follows:

(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(2) To the motor vehicle highway account as follows:

(A) For a title issued before January 1, 2017, one dollar (\$1).

(B) For a title issued after December 31, 2016, three dollars and twenty-five cents (\$3.25).

(3) For a title issued before January 1, 2017, three dollars (\$3) to the highway, road and street fund.

(4) Five dollars (\$5) to the crossroads 2000 fund.

(5) For a title issued before July 1, 2019, one dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(6) To the commission fund as follows:

(A) For a title issued before January 1, 2017, four dollars and twenty-five cents (\$4.25).

(B) For a title issued after December 31, 2016, and before July 1, 2019, five dollars (\$5).

(C) For a title issued after June 30, 2019, six dollars and twenty-five cents (\$6.25).

(d) The fee for a certificate of title for a watercraft is as follows:

(1) For a certificate of title issued before January 1, 2017, fifteen dollars and fifty cents (\$15.50). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) Two dollars (\$2) to the crossroads 2000 fund.

(C) For a certificate of title issued before July 1, 2019, as follows:

(i) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(ii) Four dollars and seventy-five cents (\$4.75) to the commission fund.

(D) For a certificate of title issued after June 30, 2019, six dollars (\$6) to the commission fund.

(E) Seven dollars (\$7) to the department of natural resources.

(2) For a certificate of title issued after December 31, 2016, fifteen dollars (\$15). The fee shall be distributed as follows:

(A) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(B) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.

- (C) Five dollars (\$5) to the crossroads 2000 fund.
- (D) For a title issued before July 1, 2019, as follows:
  - (i) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
  - (ii) Five dollars (\$5) to the commission fund.
- (E) For a title issued after June 30, 2019, six dollars and twenty-five cents (\$6.25).

(e) Fees paid by dealers under this section shall be deposited in the motor vehicle odometer fund.

(f) The bureau shall deliver a certificate of title:

- (1) to the person that owns the vehicle for which the certificate of title was issued, if no lien or encumbrance appears on the certificate of title; or
- (2) if a lien or an encumbrance appears on the certificate of title, to the person that holds the lien or encumbrance as set forth in the application for the certificate of title."

Page 117, delete lines 1 through 42, begin a new paragraph and insert:

"SECTION 202. IC 9-17-2-14.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 14.7. (a) This section does not apply to a mobile home or a manufactured home.

(b) Except as provided in subsection (c), a person must apply for a certificate of title for a vehicle within forty-five (45) days after the date on which the person acquires the vehicle.

(c) A person that acquires a vehicle through a transfer on death conveyance under IC 9-17-3-9 must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person acquires the vehicle.

(d) A person that owns a vehicle and becomes an Indiana resident must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person becomes an Indiana resident.

(e) A person that violates this section with respect to a certificate of title for a vehicle other than a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty-one dollars and fifty cents (\$21.50). The administrative penalty shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the crossroads 2000 fund.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) Three dollars (\$3) to the highway, road and street fund.
- (D) Five dollars (\$5) to the motor vehicle highway account.
- (E) One dollar and fifty cents (\$1.50) to the integrated public safety communications fund.
- (F) Eleven dollars and twenty-five cents (\$11.25) to the commission fund.

(2) For a violation that occurs after December 31, 2016, and before July 1, 2019, an administrative penalty of thirty dollars (\$30). The administrative penalty shall be distributed as follows:

- (A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (B) Twenty-eight dollars and seventy-five cents (\$28.75) to the commission fund.

(3) For a violation that occurs after June 30, 2019, an administrative penalty of thirty dollars (\$30) to be deposited in the commission fund.

(f) A person that violates this section with respect to a certificate of title for a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty dollars (\$20). The

administrative penalty shall be distributed as follows:

- (A) Three dollars (\$3) to the crossroads 2000 fund.
- (B) Eight dollars (\$8) to the department of natural resources.
- (C) Nine dollars (\$9) to the commission fund.

(2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars (\$30). The administrative penalty shall be distributed as follows:

- (A) Twenty-five cents (\$0.25) to the state police building account.
- (B) Two dollars and fifty cents (\$2.50) to the commission fund.
- (C) Twenty-seven dollars and twenty-five cents (\$27.25) to the department of natural resources."

Page 118, delete lines 1 through 29.

Page 120, delete lines 6 through 25, begin a new paragraph and insert:

"(e) The fee for a duplicate certificate of title issued before January 1, 2017, for a vehicle other than a watercraft is eight dollars (\$8). The fee shall be distributed as follows:

- (1) One dollar (\$1) to the motor vehicle highway account.
- (2) One dollar (\$1) to the highway, road and street fund.
- (3) Six dollars (\$6) to the commission fund.

(f) The fee for a duplicate certificate of title issued before January 1, 2017, for a watercraft is fifteen dollars and fifty cents (\$15.50). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) Two dollars (\$2) to the crossroads 2000 fund.
- (3) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (4) Four dollars and seventy-five cents (\$4.75) to the commission fund.
- (5) Seven dollars (\$7) to the department of natural resources.

(g) The fee for a duplicate certificate of title issued after December 31, 2016, is fifteen dollars (\$15). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar and twenty-five cents (\$1.25) to the department of natural resources.
- (3) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.
- (4) Five dollars (\$5) to the crossroads 2000 fund.
- (5) For a duplicate title issued before July 1, 2019, as follows:
  - (A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
  - (B) Three dollars and seventy-five cents (\$3.75) to the commission fund.
- (6) For a duplicate title issued after June 30, 2019, five dollars (\$5) to the commission fund."

Page 125, delete lines 7 through 29, begin a new paragraph and insert:

"(c) The fee for an application for an identification number other than a hull identification number that is submitted before January 1, 2017, is thirteen dollars (\$13). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar (\$1) to the highway, road and street fund.
- (3) One dollar (\$1) to the motor vehicle highway account.
- (4) One dollar and fifty cents (\$1.50) to the integrated public safety communications fund.

(5) Four dollars (\$4) to the crossroads 2000 fund.

(6) Five dollars (\$5) to the commission fund.

(d) The fee for an application for a hull identification number that is submitted before January 1, 2017, is ten dollars and fifty cents (\$10.50). The fee shall be distributed as follows:

(1) Two dollars and fifty cents (\$2.50) to the department of natural resources.

(2) Four dollars (\$4) to the crossroads 2000 fund.

(3) Four dollars (\$4) to the commission fund.

(e) The fee for an application for an identification number that is submitted after December 31, 2016, is ten dollars (\$10). The fee shall be distributed as follows:

(1) Fifty cents (\$0.50) to the state motor vehicle technology account.

(2) Three dollars and twenty-five cents (\$3.25) to the motor vehicle highway account.

(3) For an application submitted before July 1, 2019, as follows:

(A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(B) Five dollars (\$5) to the commission fund.

(4) For an application submitted after June 30, 2019, six dollars and twenty-five cents (\$6.25) to the commission fund."

Page 125, line 30, delete "(e)" and insert "(f)".

Page 132, delete lines 14 through 25, begin a new paragraph and insert:

"SECTION 243. IC 9-17-6-17, AS ADDED BY P.L.203-2013, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 17. A purchase contract for a **mobile or** manufactured home that is ~~subject to section 1 of this chapter required to be titled under IC 9-17-1-0.5~~ is subject to the following terms and conditions:

(1) The seller must provide a copy of the title to the **mobile or** manufactured home.

(2) The contract must specify whether the seller or buyer is responsible for the payment of property taxes assessed against the **mobile or** manufactured home under IC 6-1.1-7.

(3) The buyer of the **mobile or** manufactured home must record the contract in the county recorder's office."

Page 142, line 10, after "annually." insert "**The fee to register an antique motor vehicle is the fee under IC 9-29-5-28, IC 9-29-5-28.1, or IC 9-29-5-28.2, as appropriate.**".

Page 149, line 32, delete "(a)".

Page 150, delete lines 35 through 38.

Page 160, line 16, delete "account." and insert "**fund.**".

Page 160, line 37, delete "account." and insert "**fund.**".

Page 161, line 9, delete "account." and insert "**account.**".

Page 161, line 16, delete "account." and insert "**fund.**".

Page 161, line 35, delete "account." and insert "**fund.**".

Page 162, line 12, delete "account." and insert "**fund.**".

Page 162, line 31, delete "account." and insert "**fund.**".

Page 163, line 18, delete "account." and insert "**fund.**".

Page 164, line 11, delete "account." and insert "**fund.**".

Page 164, line 39, delete "account." and insert "**fund.**".

Page 165, line 18, delete "account." and insert "**fund.**".

Page 167, line 7, delete "account." and insert "**fund.**".

Page 168, line 40, delete "account." and insert "**fund.**".

Page 169, line 17, delete "account." and insert "**fund.**".

Page 169, line 38, delete "account." and insert "**fund.**".

Page 170, line 23, delete "account." and insert "**fund.**".

Page 176, line 39, delete "account." and insert "**fund.**".

Page 177, line 24, delete "account." and insert "**fund.**".

Page 179, line 11, delete "account." and insert "**fund.**".

Page 180, line 12, delete "account." and insert "**fund.**".

Page 180, line 39, delete "account." and insert "**fund.**".

Page 192, line 7, delete "account." and insert "**fund.**".

Page 193, line 7, delete "account." and insert "**fund.**".

Page 200, between lines 22 and 23, begin a new paragraph and insert:

"**Sec. 6. There is no additional fee for a disabled Hoosier veteran license plate issued under this chapter.**".

Page 200, line 26, delete "received" and insert "**been awarded**".

Page 200, line 26, delete "decoration that is awarded to an" and insert "**decoration.**".

Page 200, delete lines 27 through 28.

Page 213, line 33, delete "places" and insert "**plates**".

Page 297, line 23, delete "390" and insert "**383**".

Page 298, delete lines 4 through 16, begin a new line block indented and insert:

"(1) **Twenty-five cents (\$0.25) to the state police building account.**

(2) **Fifty cents (\$0.50) to the state motor vehicle technology fund.**

(3) **Two dollars (\$2) to the crossroads 2000 fund.**

(4) **For a commercial driver's license issued before July 1, 2019, as follows:**

(A) **One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.**

(B) **Four dollars and seventy-five cents (\$4.75) to the commission fund.**

(5) **For a commercial driver's license issued after June 30, 2019, six dollars (\$6) to the commission fund.**

(6) **Any remaining amount to the motor vehicle highway account.**".

Page 299, line 6, delete "a" and insert "**the**".

Page 299, line 6, delete "application" and insert "**renewal**".

Page 299, line 7, delete "for" and insert "**of**".

Page 304, between lines 12 and 13, begin a new paragraph and insert:

"(e) **The fee for a motorcycle operational skills test administered under this chapter is as follows:**

(1) **For tests given by state employees, the fee is five dollars (\$5) and shall be deposited in the motor vehicle highway account under IC 8-14-1.**

(2) **For tests given by a contractor approved by the bureau, the fee is:**

(A) **determined under rules adopted by the bureau under IC 4-22-2 to cover the direct costs of administering the test; and**

(B) **paid to the contractor.**".

Page 308, line 23, after "under" insert "**IC 9-24-8-4 (before its expiration) or**".

Page 308, line 27, after "under" insert "**IC 9-24-8-4 (before its expiration) or**".

Page 309, between lines 21 and 22, begin a new paragraph and insert:

"(e) **The fee for a motorcycle operational skills test administered under this chapter is as follows:**

(1) **For tests given by state employees, the fee is five dollars (\$5) and shall be deposited in the motor vehicle highway account under IC 8-14-1.**

(2) **For tests given by a contractor approved by the bureau, the fee is:**

(A) **determined under rules adopted by the bureau under IC 4-22-2 to cover the direct costs of administering the test; and**

(B) **paid to the contractor.**".

Page 333, line 12, after "subsection" insert "**after December 31, 2016,**".

Page 334, line 14, delete "under IC 9-24-8.5".

Page 334, line 18, delete "There" and insert "**After December 31, 2016, there**".

Page 335, between lines 37 and 38, begin a new paragraph and insert:

"SECTION 479. IC 9-24-12-13 IS ADDED TO THE

INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 13. An individual who fails to renew the individual's driver's license on or before the driver's license expiration date shall pay to the bureau an administrative penalty as follows:**

(1) Before January 1, 2017, an administrative penalty of five dollars (\$5).

(2) After December 31, 2016, an administrative penalty of six dollars (\$6).

**An administrative penalty shall be deposited in the commission fund."**

Page 363, delete lines 20 through 42.

Page 364, delete lines 1 through 24.

Page 369, delete lines 5 through 42, begin a new paragraph and insert:

"SECTION 565. IC 9-29-9 IS REPEALED [EFFECTIVE JULY 1, 2016]. (Fees Under IC 9-24)."

Delete pages 370 through 373.

Page 374, delete lines 1 through 33.

Page 378, line 11, strike "holds".

Page 378, line 12, delete "an operator's".

Page 378, line 12, strike "license".

Page 378, line 13, delete "and".

Page 392, line 15, strike "a".

Page 392, line 15, delete "permit to exercise".

Page 393, delete lines 17 through 42, begin a new paragraph and insert:

"SECTION 598. IC 9-30-16-3, AS AMENDED BY P.L.188-2015, SECTION 124, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3. (a) If a court orders a suspension of driving privileges under this chapter, or imposes a suspension of driving privileges under IC 9-30-6-9(c), the court may stay the suspension and grant a specialized driving privilege as set forth in this section.

**(b) An individual who seeks specialized driving privileges must file a petition for specialized driving privileges in each court that has ordered or imposed a suspension of the individual's driving privileges. Each petition must:**

(1) be verified by the petitioner;

(2) state the petitioner's age, date of birth, and address;

(3) state the grounds for relief and the relief sought;

(4) be filed in a circuit or superior court; and

(5) be served on the bureau and the prosecuting attorney.

**A prosecuting attorney shall appear on behalf of the bureau to respond to a petition filed under this subsection.**

~~(b)~~ (c) Regardless of the underlying offense, specialized driving privileges granted under this section shall be granted for at least one hundred eighty (180) days.

~~(c)~~ (d) **The terms of specialized driving privileges must be determined by a court, and may include, but are not limited to:**

~~(1)~~ requiring the use of certified ignition interlock devices; and

~~(2)~~ restricting a person to being allowed to operate a motor vehicle:

~~(A)~~ during certain hours of the day; or

~~(B)~~ between specific locations and the person's residence.

~~(d)~~ (e) A stay of a suspension and specialized driving privileges may not be granted to a ~~person~~ **an individual** who:

(1) has previously been granted specialized driving privileges; and ~~the person~~

(2) has more than one (1) conviction under section 5 of this chapter.

~~(e)~~ **A person (f) An individual** who has been granted specialized driving privileges shall:

(1) maintain proof of future financial responsibility insurance during the period of specialized driving privileges;

(2) carry a copy of the order granting specialized driving privileges or have the order in the vehicle being operated by the ~~person~~; **individual**;

(3) produce the copy of the order granting specialized driving privileges upon the request of a police officer; and

(4) carry a validly issued state identification card or driver's license.

~~(f)~~ **A person (g) An individual** who holds a commercial driver's license and has been granted specialized driving privileges under this chapter may not, for the duration of the suspension for which the specialized driving privileges are sought, operate any vehicle that requires the ~~person~~ **individual** to hold a commercial driver's license to operate the vehicle.

~~(g)~~ **A person may independently file a petition for specialized driving privileges in the court from which the ordered suspension originated."**

Page 394, delete lines 1 through 29.

Page 395, delete lines 27 through 33, begin a new paragraph and insert:

"SECTION 601. IC 9-30-16-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: **Sec. 7. If the bureau issues a driver's license to an individual who has been issued specialized driving privileges, the individual shall pay a specialized driving privileges charge of ten dollars (\$10). The charge is in addition to any applicable fees under IC 9-24 and shall be deposited in the commission fund."**

Page 396, line 2, delete "(a)." and insert "**(a)(1)**."

Page 396, delete lines 26 through 42, begin a new paragraph and insert:

"SECTION 608. IC 9-31-2 IS REPEALED [EFFECTIVE JULY 1, 2016]. (Watercraft Certificates of Title)."

Delete pages 397 through 400.

Page 401, delete lines 1 through 36.

Page 405, delete lines 23 through 35.

Renumber all SECTIONS consecutively.

(Reference is to HB 1087 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

SOLIDAY, Chair

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1102, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 14 through 20, begin a new line block indented and insert:

"(2) The department may, after review by the budget committee and approval by the budget agency, make additional grants as provided in this chapter to:

**(A) county jails and pretrial diversion programs for evidence based mental health and addiction forensic treatment services; and**

**(B) counties for the establishment and operation of community corrections programs and court supervised recidivism reduction programs;**

from funds appropriated to the department for the department's operating expenses for the state fiscal year."

Page 6, line 9, after "services" insert "**that may be**".

(Reference is to HB 1102 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

WASHBURN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1181, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1181 as introduced.)

Committee Vote: Yeas 11, Nays 2.

BURTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred House Bill 1201, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1201 as introduced.)

Committee Vote: Yeas 12, Nays 0.

LEHE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred House Bill 1224, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 16, delete "beef council" and insert "**Beef Council**".

Page 6, delete lines 41 through 42.

Page 7, delete line 1.

Page 7, line 2, delete "(3)" and insert "(2)".

Page 7, line 14, delete "(4)" and insert "(3)".

Page 7, line 17, delete "(5)" and insert "(4)".

Page 7, line 20, delete "or to pay any" and insert ",".

Page 7, line 21, delete "penalty assessed under subsection (b)".

Page 7, line 26, after "assessments" insert ";".

Page 7, line 27, delete "and any unpaid penalty".

Page 8, line 38, delete "beef council" and insert "**Beef Council**".

(Reference is to HB 1224 as introduced.) and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

LEHE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 200, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 200 as printed January 8, 2016.)

Committee Vote: Yeas 13, Nays 0.

BEHNING, Chair

Report adopted.

**HOUSE BILLS ON SECOND READING**

**House Bill 1012**

Representative Koch called down House Bill 1012 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**House Bill 1032**

Representative Carbaugh called down House Bill 1032 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1032-1)

Mr. Speaker: I move that House Bill 1032 be amended to read as follows:

Page 2, line 39, strike "annuity savings account" and insert "**investment**".

Page 2, line 41, after "program)" insert "**within the annuity savings account**".

Page 3, line 1, delete "The" and insert "**After December 31, 2016, the**".

(Reference is to HB 1032 as printed January 12, 2016.)

NIEZGODSKI

Motion prevailed. The bill was ordered engrossed.

**House Bill 1035**

Representative Wasburne called down House Bill 1035 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**House Bill 1036**

Representative Washburne called down House Bill 1036 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**House Bill 1088**

Representative Bacon called down House Bill 1088 for second reading. The bill was read a second time by title.

HOUSE MOTION  
(Amendment 1088-1)

Mr. Speaker: I move that House Bill 1088 be amended to read as follows:

Page 1, delete lines 9 through 11, begin a new paragraph and insert:

**"(b) If a person dies or is declared dead in the emergency department and the emergency department physician is the physician last in attendance and is uncertain as to the cause and manner of death:".**

(Reference is to HB 1088 as printed January 12, 2016.)

BACON

Motion prevailed. The bill was ordered engrossed.

**House Bill 1172**

Representative Schaibley called down House Bill 1172 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**OTHER BUSINESS ON THE SPEAKER'S TABLE**

**Referrals to Ways and Means**

The Speaker announced, pursuant to House Rule 127, that House Bills 1045 and 1224 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Karickhoff be removed as coauthor of House Bill 1377.

NEGELE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Truitt and VanNatter be added as coauthors of House Bill 1025.

MILLER



Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Aylesworth be added as coauthor of House Bill 1039.

BEUMER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Summers and Davisson be added as coauthors of House Bill 1077.

SHACKLEFORD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Hamm and Heaton be added as coauthors of House Bill 1181.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative M. Smith be added as coauthor of House Bill 1226.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Truitt, Kersey and Eberhart be added as coauthors of House Bill 1243.

KLINKER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Truitt be added as coauthor of House Bill 1245.

KLINKER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1248.

TRUITT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Kirchhofer be added as coauthor of House Bill 1279.

SHACKLEFORD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Truitt be added as coauthor of House Bill 1302.

KLINKER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Niezgodski be added as coauthor of House Bill 1309.

VANNATTER

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Moseley, the House adjourned at 12:15 p.m., this fourteenth day of January, 2016, until Tuesday, January 19, 2016, at 1:30 p.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives