



Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Second Meeting Day

Tuesday Afternoon

January 3, 2017

The Senate convened at 1:30 p.m., with Senator David C. Long in the Chair.

Prayer was offered by Senator Jeffery S. Raatz.

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

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 <input checked="" type="checkbox"/>
Buck	Mrvan
Charbonneau	Niemeyer
Crane	Niezgodski
Crider	Perfect
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 <input checked="" type="checkbox"/>	Zakas
Koch	Zay

Roll Call 3: present 48; excused 2. [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.

PRESIDENT PRO TEMPORE REPORT OF COMMITTEE, SUBCOMMITTEE AND CHAIRPERSON APPOINTMENTS

Mr. President: Pursuant to Rule 31(a) of the Standing Rules and Orders of the Senate of the 120th General Assembly, President Pro Tempore David C. Long hereby announces and reports the attached committee, subcommittee and chairperson appointments:

Agriculture

Senator Leising, Chair	Senator Mrvan, RMM
Senator Glick, RM	Senator Melton
Senator Crider	
Senator Doriot	
Senator Messmer	
Senator Perfect	
Senator Tomes	
Senator Zay	

Appropriations

Senator Kenley, Chair	Senator Tallian, RMM
Senator Mishler, RM	Senator Breaux
Senator Bassler	Senator Niezgodski
Senator Boots	Senator G. Taylor
Senator L. Brown	
Senator Charbonneau	
Senator Eckerty	
Senator Hershman	
Senator Perfect	

School Funding Subcommittee

Senator Mishler, Chair	Senator Tallian
Senator Bassler	Senator G. Taylor
Senator Charbonneau	
Senator Eckerty	

Civil Law

Senator Head, Chair	Senator G. Taylor, RMM
Senator Zakas, RM	Senator Randolph
Senator Alting	
Senator Buck	
Senator Freeman	
Senator Koch	
Senator M. Young	

Commerce and Technology

Senator Messmer, Chair	Senator Randolph, RMM
Senator Merritt, RM	Senator Lanane
Senator Delph	Senator Stoops
Senator Houchin	
Senator Koch	
Senator Leising	
Senator Tomes	

Corrections and Criminal Law

Senator M. Young, Chair	Senator G. Taylor, RMM
Senator Glick, RM	Senator Lanane
Senator Bohacek	
Senator Bray	

Senator Freeman
 Senator Koch
 Senator Tomes

Education and Career Development

Senator Kruse, Chair Senator Melton, RMM
 Senator Raatz, RM Senator Mrvan
 Senator Bassler Senator Stoops
 Senator Crane
 Senator Freeman
 Senator Kenley
 Senator Leising
 Senator Zay

Elections

Senator Walker, Chair Senator Lanane, RMM
 Senator Grooms, RM Senator Breaux
 Senator Bohacek
 Senator Crane
 Senator Ford
 Senator Houchin
 Senator Kruse

Environmental Affairs

Senator Eckerty, Chair Senator Stoops, RMM
 Senator Bassler, RM Senator Niezgodski
 Senator Becker Senator Tallian
 Senator L. Brown
 Senator Niemeyer
 Senator Ruckelshaus
 Senator Sandlin

Ethics

Senator L. Brown, Chair Senator Lanane, Vice Chair
 Senator Eckerty, RM Senator Breaux
 Senator Walker Senator Randolph

Family and Children Services

Senator Grooms, Chair Senator Lanane, RMM
 Senator Walker, RM Senator Breaux
 Senator Bohacek
 Senator Crane
 Senator Ford
 Senator Houchin
 Senator Kruse

Health and Provider Services

Senator Charbonneau, Chair Senator Breaux, RMM
 Senator Mishler, RM Senator Mrvan
 Senator Becker Senator Stoops
 Senator L. Brown
 Senator Crider
 Senator Grooms
 Senator Head
 Senator Leising
 Senator Ruckelshaus

Homeland Security and Transportation

Senator Crider, Chair Senator Niezgodski, RMM
 Senator Delph, RM Senator Melton
 Senator Doriot Senator Mrvan
 Senator Ford
 Senator Merritt
 Senator Niemeyer
 Senator Sandlin

Insurance and Financial Institutions

Senator Holdman, Chair Senator Mrvan, RMM
 Senator Walker, RM Senator Melton
 Senator Bray
 Senator Raatz
 Senator Ruckelshaus
 Senator Zakas
 Senator Zay

Judiciary

Senator Bray, Chair Senator Randolph, RMM
 Senator M. Young, RM Senator Lanane
 Senator Delph Senator G. Taylor
 Senator Freeman
 Senator Glick
 Senator Koch
 Senator Zakas

Local Government

Senator Buck, Chair Senator Breaux, RMM
 Senator J. Smith, RM Senator Niezgodski
 Senator Bohacek Senator Tallian
 Senator Doriot
 Senator Eckerty
 Senator Head
 Senator Niemeyer

Natural Resources

Senator Glick, Chair Senator Melton, RMM
 Senator Leising, RM Senator Mrvan
 Senator Crider
 Senator Doriot
 Senator Messmer
 Senator Perfect
 Senator Tomes
 Senator Zay

Pensions and Labor

Senator Boots, Chair Senator Niezgodski, RMM
 Senator Perfect, RM Senator Melton
 Senator Crane Senator Tallian
 Senator Doriot
 Senator Eckerty
 Senator Kruse
 Senator J. Smith
 Senator Walker

Public Policy

Senator Alting, Chair	Senator Lanane, RMM
Senator Becker, RM	Senator Randolph
Senator Ford	Senator G. Taylor
Senator Grooms	
Senator Merritt	
Senator Messmer	
Senator Sandlin	

Tax and Fiscal Policy

Senator Hershman, Chair	Senator Stoops, RMM
Senator Holdman, RM	Senator Breaux
Senator Buck	Senator Randolph
Senator Charbonneau	Senator Tallian
Senator Houchin	
Senator Kenley	
Senator Mishler	
Senator Raatz	
Senator J. Smith	
Senator Walker	

Utilities

Senator Merritt, Chair	Senator Stoops, RMM
Senator Messmer, RM	Senator Lanane
Senator Delph	Senator Randolph
Senator Houchin	
Senator Koch	
Senator Leising	
Senator Tomes	

Veterans Affairs and The Military

Senator Delph, Chair	Senator Niezgodski, RMM
Senator Crider, RM	Senator Melton
Senator Doriot	Senator Mrvan
Senator Ford	
Senator Merritt	
Senator Niemeyer	
Senator Sandlin	

Rules and Legislative Procedure

Senator Long, Chair	Senator Lanane, RMM
Senator Holdman, RM	Senator Breaux
Senator Bray	Senator Randolph
Senator Charbonneau	Senator Tallian
Senator Eckerty	
Senator Hershman	
Senator Kruse	
Senator Merritt	

Joint Rules

Senator Long (ex officio)	Senator Lanane
Senator Hershman, Chair	Senator Breaux
Senator Merritt	

**REPORT OF THE PRESIDENT
PRO TEMPORE**

Mr. President: Pursuant to the provisions of IC 3-13-5, the

attached documents are submitted for inclusion in the Journal of the Senate:

1. Indiana Republican Party State Chairman's Certification of Selection of Andy Zay to fill the vacancy in the office of the Indiana Senate, District 17 and President Pro Tempore's Notice to the Indiana Secretary of State acknowledging receipt of the Indiana Republican Party State Chairman's Certification of Selection of Andy Zay.
2. Indiana Secretary of State's Certification of Selection to State Legislative Office certifying the selection of Andy Zay to fill the vacancy in the office of the Indiana Senate District 17.
3. Report of the President Pro Tempore on administration of the oath of office by Chief Justice Loretta Rush on December 20, 2016.

LONG

Report adopted.

**CERTIFICATION OF
APPOINTMENT TO A VACANT
STATE LEGISLATIVE OFFICE**

TO THE HONORABLE DAVID LONG
PRESIDENT PRO TEMPORE OF THE INDIANA SENATE

WHEREAS, A vacancy occurred in the office of Indiana State Senator District 17, on November 9, 2016, due to the resignation of the Senator Jim Banks, who was elected to office as a candidate of the Indiana Republican Party;

WHEREAS, The duly elected and acting state chairman of the Indiana Republican Party set the place, date, and time of a caucus comprised of the eligible precinct committeemen from Indiana Senate District 17 and sent a notice by first class mail to all precinct committeemen in the caucus at least ten (10) days before the date of the meeting, setting forth the purpose, place, date and time of the meeting;

WHEREAS, The state chairman or his duly appointed designee presided over the aforesaid caucus, which was conducted on December 6, 2016, this date being not later than thirty (30) days after the vacancy occurred;

WHEREAS, The caucus, voting, by secret ballot, and a majority vote of those casting a vote for the candidate, selected an individual who resides within Indiana Senate District 17 to fill this vacancy;

WHEREAS, The individual selected to fill the aforesaid vacancy had filed a declaration of candidacy with the chairman of the caucus, and had previously filed a statement of economic interests under Indiana Code 2-2.1-3-2 with the Principal Secretary of the Senate, at least seventy-two (72) hours before the time fixed for the caucus, all as required by Indiana Code 3-13-5-3;

WHEREAS, Under Indiana Code 3-13-5-6, the state chairman is required to certify the name of the individual selected under Indiana Code 3-13-5-1 to fill this vacancy to the President Pro Tempore of the Indiana Senate; and

WHEREAS, Under Indiana Code 3-13-5-6, the President Pro Tempore of the Senate is required to acknowledge receipt of this certification, submit a copy of the certificate to be included in the Journal of the Indiana Senate on the day when the individual is seated, (or if this certificate is received after the adjournment sine die of the General Assembly, on the first day that the Indiana Senate is in session following receipt of this certificate), and immediately forward the certificate to the Secretary of the State of Indiana;

NOW, THEREFORE, AS THE DULY ELECTED AND ACTING CHAIRMAN OF THE INDIANA REPUBLICAN STATE COMMITTEE,

- (1) I certify Andy Zay was selected by the aforesaid caucus to fill the vacancy existing in the Office of the Indiana Senate, District 17.
- (2) I request that the President Pro Tempore of the Senate acknowledge receipt of the Certificate by his signature below as provided for by Indiana Code 3-13-5-6;
- (3) I request that the President Pro Tempore include a copy of this Certificate in the Journal of the Indiana Senate as provided by Indiana Code 1-3-5-6.
- (4) I request that this Certificate be immediately forwarded to the Secretary of State, as provided by Indiana Code 3-13-5-6.

CERTIFIED, THIS THE 8th DAY OF DECEMBER, 2016.
Jeff Cardwell, Indiana Republican State Chairman

ACKNOWLEDGMENT OF RECEIPT BY THE PRESIDENT PRO TEMPORE OF THE INDIANA SENATE
I hereby acknowledge receipt of this Certificate by my signature below this 8th day of December, 2016.

David Long
President Pro Tempore of the Indiana Senate

**CERTIFICATE OF SELECTION
TO STATE LEGISLATIVE OFFICE**

TO THE HONORABLE DAVID LONG
PRESIDENT PRO TEMPORE OF THE INDIANA SENATE

WHEREAS, A vacancy occurred in the office of Indiana State Senator, District 17, on November 9, 2016 due to the resignation of the Honorable Jim Banks, who was elected to that office as a candidate of the Indiana Republican Party;

WHEREAS, On December 6, 2016 a caucus composed of Republican Party precinct committeemen from Indiana Senate District 17 selected Andy Zay to fill the vacancy in Indiana Senate District 17;

WHEREAS, The State Chairman of the Indiana Republican Party certified the selection of Andy Zay to fill the vacancy in the office of Indiana State Senator, District 17, to the President Pro Tempore of the Indiana Senate and the President Pro Tempore of the Indiana Senate acknowledged receipt of the certification;

WHEREAS, The President Pro Tempore of the Indiana Senate forwarded the aforesaid certification to the Secretary of State, in accordance with Indiana Code 3-13-5-6; and

WHEREAS, Pursuant to Indiana Code 3-13-5-7, the Secretary of State is required to certify the individual selected to fill a vacant legislative office;

NOW, THEREFORE, AS THE INDIANA SECRETARY OF STATE, I certify that the Honorable Andy Zay has been selected to fill the vacancy existing in the office of Indiana State Senate, District 17.

Given under my hand and the Seal of the State of Indiana, at the City of Indianapolis, this 12th day of December, 2016, being the 241st year of the Independence of the United States, and the 201st year of the Statehood of Indiana.

Connie Lawson
Indiana Secretary of State

**REPORT OF THE PRESIDENT
PRO TEMPORE**

Mr. President: I hereby report that on December 20, 2016 Senator Andy Zay was sworn into office to represent District 17. Chief Justice Loretta Rush administered the oath of office in the Senate Chamber.

LONG

Report adopted.

INTRODUCTION OF BILLS

The following bills and resolutions were read a first time by title and referred to the respective committees:

SB 0002 — Merritt (Utilities)

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

SB 0003 — Randolph Lonnie M (Pensions and Labor)

A BILL FOR AN ACT concerning employment.

SB 0004 — Randolph Lonnie M (Homeland Security and Transportation)

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

SB 0005 — Randolph Lonnie M (Local Government)

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

- SB 0006** — Randolph Lonnie M (Insurance and Financial Institutions)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0007** — Randolph Lonnie M (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0008** — Boots (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0009** — Merritt (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning human services.
- SB 0010** — Merritt (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0011** — Merritt (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0012** — Zakas (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0013** — Tomes (Judiciary)
A BILL FOR AN ACT to repeal a provision of the Indiana Code concerning criminal law and procedure.
- SB 0014** — Tomes (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0015** — Tomes (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0016** — Holdman (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.
- SB 0017** — Becker (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0018** — Zakas (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0019** — Brown L (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0020** — Glick (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0021** — Randolph Lonnie M (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0022** — Randolph Lonnie M (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0023** — Randolph Lonnie M (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0024** — Randolph Lonnie M (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning probate.
- SB 0025** — Randolph Lonnie M (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.
- SB 0026** — Randolph Lonnie M (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.
- SB 0027** — Randolph Lonnie M (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0028** — Randolph Lonnie M (Environmental Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- SB 0029** — Koch (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0030** — Koch (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0031** — Kruse (Natural Resources)
A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources and to make an appropriation.
- SB 0032** — Kruse (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0033** — Kruse (Homeland Security and Transportation)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0034** — Merritt (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0035** — Ford (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0036** — Ford (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

- SB 0037** — Zakas (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0038** — Zakas (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0039** — Zakas (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0040** — Koch (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0041** — Grooms (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0042** — Grooms (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- SB 0043** — Tomes (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0044** — Zakas (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0045** — Zakas (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.
- SB 0046** — Boots, Tallian, Walker (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning pensions and to make an appropriation.
- SB 0047** — Boots (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.
- SB 0048** — Mrvan (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0049** — Glick (Family and Children Services)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0050** — Merritt (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.
- SB 0051** — Grooms (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0052** — Grooms (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0053** — Grooms (Tax and Fiscal Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.
- SB 0054** — Merritt (Family and Children Services)
A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.
- SB 0055** — Bray (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0056** — Raatz (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.
- SB 0057** — Raatz (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0058** — Head (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- SB 0059** — Head (Commerce and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0060** — Head (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.
- SB 0061** — Head (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0062** — Head (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0063** — Head (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0064** — Zakas (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.
- SB 0065** — Breaux (Environmental Affairs)
A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.
- SB 0066** — Breaux (Health and Provider Services)
A BILL FOR AN ACT concerning education.
- SB 0067** — Breaux (Utilities)
A BILL FOR AN ACT to amend the Indiana Code concerning utilities.
- SB 0068** — Breaux (Civil Law)
A BILL FOR AN ACT to repeal a provision of the Indiana Code concerning family law and juvenile law.

- SB 0069** — Breaux (Health and Provider Services)
A BILL FOR AN ACT concerning health.
- SB 0070** — Breaux (Elections)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0071** — Breaux (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0072** — Grooms (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0073** — Grooms (Health and Provider Services)
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.
- SB 0074** — Merritt (Local Government)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0075** — Ford (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0076** — Ford (Commerce and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0077** — Ford (Commerce and Technology)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0078** — Sandlin (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.
- SB 0079** — Merritt (Judiciary)
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- SB 0080** — Boots (Pensions and Labor)
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.
- SB 0081** — Boots (Public Policy)
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.
- SB 0082** — Boots (Agriculture)
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.
- SB 0083** — Boots (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.
- SB 0084** — Brown L (Insurance and Financial Institutions)
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.
- SB 0085** — Brown L (Appropriations)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0086** — Leising (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0087** — Leising (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0088** — Leising (Education and Career Development)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0089** — Leising (Health and Provider Services)
A BILL FOR AN ACT concerning education.
- SB 0090** — Leising (Agriculture)
A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.
- SB 0091** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.
- SB 0092** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning local government.
- SB 0093** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.
- SB 0094** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.
- SB 0095** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.
- SB 0096** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.
- SB 0097** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning education.
- SB 0098** — Lanane (Rules and Legislative Procedure)
A BILL FOR AN ACT to amend the Indiana Code concerning health.
- SB 0099** — Kruse (Civil Law)
A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.
- SB 0100** — Bray (Corrections and Criminal Law)
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

SB 0101 — Bray (Corrections and Criminal Law)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

SB 0102 — Merritt (Appropriations)

A BILL FOR AN ACT concerning mental health and to make an appropriation.

SB 0103 — Zakas (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

SB 0104 — Zakas (Judiciary)

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

SB 0105 — Houchin (Insurance and Financial Institutions)

A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

RESOLUTIONS ON FIRST READING**Senate Resolution 2**

Senate Resolution 2, introduced by Senator Lonnie M. Randolph:

A SENATE RESOLUTION urging the government of Turkey to cease its discrimination against the Ecumenical Patriarchate of the Orthodox Christian Church, to grant the Ecumenical Patriarch appropriate international recognition, ecclesiastical succession, and the right to train clergy of all nationalities, and to respect the property rights and human rights of the Ecumenical Patriarchate.

Whereas, The Ecumenical Patriarchate, located in Istanbul, Turkey, is the sacred See that presides in a spirit of brotherhood over a communion of the self-governing churches of the Orthodox Christian world;

Whereas, The See is led by Ecumenical Patriarch Bartholomew, who is 270th in direct succession to St. Andrew the Apostle and holds titular primacy as primus inter pares, meaning "first among equals", in the community of Orthodox Christian churches worldwide;

Whereas, In 1994, Ecumenical Patriarch Bartholomew, along with leaders of the Appeal of Conscience Foundation, cosponsored the Conference on Peace and Tolerance, bringing together Christian, Jewish, and Muslim religious leaders for an interfaith dialogue to help end the Balkan conflict and the ethnic conflict in the Caucasus region;

Whereas, In 1997, the Congress of the United States awarded Ecumenical Patriarch Bartholomew a Congressional Gold Medal;

Whereas, Following the September 11, 2001, terrorist attacks on our nation, Ecumenical Patriarch Bartholomew gathered a group of international religious leaders to produce the first joint statement with Muslim leaders condemning the attacks as "antireligious";

Whereas, In November 2005, the Ecumenical Patriarch, along with Christian, Jewish, and Muslim leaders, cosponsored the Conference on Peace and Tolerance II to further promote peace and stability in southeastern Europe, the Caucasus region, and Central Asia via religious leaders' interfaith dialogue, understanding, and action;

Whereas, The Orthodox Christian Church, in existence for nearly 2,000 years, numbers approximately 300 million members worldwide, with more than 2 million members in the United States;

Whereas, Since 1453, the continuing presence of the Ecumenical Patriarchate in Turkey has been a living testament to the religious coexistence of Christians and Muslims;

Whereas, This religious coexistence is in jeopardy because the government of Turkey refuses to recognize the rights and religious freedoms of the Ecumenical Patriarchate, which is considered a minority religion by the Turkish government;

Whereas, The Turkish government has limited eligibility to hold the office of Ecumenical Patriarch to only Turkish nationals;

Whereas, From the millions of Orthodox Christians living in Turkey at the turn of the 20th century, there are fewer than 3,000 of the Ecumenical Patriarch's flock in Turkey today because of the continued policies of minority discrimination by the Turkish government;

Whereas, The Turkish government has reneged on its agreement to reopen the Theological School on the island of Halki, closed by the government in 1971, impeding training for Orthodox Christian clergy;

Whereas, The Turkish government has confiscated nearly 94 percent of the properties of the Ecumenical Patriarchate and has placed a 42 percent tax, retroactive to 1999, on the Hospital of Baloukli and Home for the Elderly, a charity hospital run by the Ecumenical Patriarchate;

Whereas, The European Union, a group of nations with a common goal of promoting peace and the well-being of its people, began accession negotiations with Turkey on October 3, 2005;

Whereas, The European Union defined membership criteria for accession at the Copenhagen European Council in 1993, obligating candidate countries to achieve certain levels of reform, including stability of institutions guaranteeing democracy, adherence to the rule of law, and respect for and protection of minorities and human rights;

Whereas, The Turkish government's current treatment of the Ecumenical Patriarchate is inconsistent with the membership criteria of the European Union;

Whereas, Orthodox Christians in Indiana and throughout the United States stand to lose their spiritual leader because of the continued actions of the Turkish government; and

Whereas, In November 2006, the Archons of the Ecumenical Patriarchate of the order of St. Andrew the Apostle, a group of laymen, each of whom has been honored with a Patriarchal title, or "offikion", by the Ecumenical Patriarch for their outstanding service to the Orthodox Church, sent an American delegation to Turkey to meet with Turkish government officials and the United States Ambassador to the Republic of Turkey regarding the Turkish government's treatment of the Ecumenical Patriarchate: Therefore,

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

SECTION 1. That the Indiana Senate urges the Turkish government to uphold and safeguard religious and human rights without compromise; cease its discrimination against the Ecumenical Patriarchate; grant the Ecumenical Patriarchate appropriate international recognition, ecclesiastic succession, and the right to train clergy of all nationalities; and respect the property rights and human rights of the Ecumenical Patriarchate.

SECTION 2. That copies of this resolution be transmitted by the Secretary of the Senate to the President of the United States, the United States Ambassador to the Republic of Turkey, and the Ambassador of the Republic of Turkey to the United States.

The resolution was read in full and referred to the Committee on Judiciary.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, pursuant to Standing Rule 35(b), begs leave to report on Standing Rules 31 and 86 with the recommendation that said Rules be amended as follows:

31. (a) The following shall comprise the standing Senate committees and subcommittees thereto:

- (1) Agriculture.
Ten (10) Members.
- (2) Appropriations.
Thirteen (13) Members.
a. School Funding Subcommittee.
- (3) Civil Law.
Nine (9) Members.
- (4) Commerce and Technology.
Ten (10) Members.
- (5) Corrections and Criminal Law.
Nine (9) Members.
- (6) Education and Career Development.
Eleven (11) Members.
- (7) Elections.
Nine (9) Members.

- (8) Environmental Affairs.
Ten (10) Members.
- (9) Ethics.
Six (6) Members.
- (10) Family and Children Services.
Nine (9) Members.
- (11) Health and Provider Services.
~~Eleven (11)~~ **Twelve (12)** Members.
- (12) Homeland Security and Transportation.
Ten (10) Members.
- (13) Insurance and Financial Institutions.
Nine (9) Members.
- (14) Judiciary.
Ten (10) Members.
- (15) Local Government.
Ten (10) Members.
- (16) Natural Resources.
Ten (10) Members.
- (17) Pensions and Labor.
Eleven (11) Members.
- (18) Public Policy.
Ten (10) Members.
- (19) Tax and Fiscal Policy.
Fourteen (14) Members.
- (20) Utilities.
Ten (10) Members.
- (21) Veterans Affairs and the Military.
Ten (10) Members.
- (22) Joint Rules.
Four (4) Members and President Pro Tempore as Ex Officio Member.
- (23) Rules and Legislative Procedure.
Twelve (12) Members.

(b) Additional subcommittees may be created with the approval of the Committee on Rules and Legislative Procedure.

86. (a) Each report of a conference committee for the adjustment of differences between the Senate and House, together with a digest of the bill and the changes made, shall be reduced to writing, signed by the appointed conferees, reviewed by the Majority Attorney and Minority Attorney, filed with the Office of the Principal Secretary at least eight (8) hours before action is taken thereon, and distributed to the Senators at least four (4) hours before action is taken thereon. If approved by the President Pro Tempore, electronic signature PINs may be accepted.

(b) The four (4) appointed conferees must sign the conference committee report before said report will be accepted for filing. The conference committee report may only be carried for signature by members of the legislature or authorized staff of the Senate or House.

(c) All conference committee reports requiring title amendments shall be stamped "Title Amendment."

(d) No conference committee report shall be referred to the Senate until such time as it has been drawn or approved as to form by both the Majority Attorney and the Minority Attorney.

(e) Any conference committee report which contains subject matter not previously passed by at least one House shall be referred to the Committee on Rules and Legislative Procedure; provided, however, this Rule does not apply to conference committee reports on the appropriation bills. If a conference committee report containing a subject matter not previously passed by at least one House is approved by the Committee on Rules and Legislative Procedure, such report shall be placed on a separate calendar with the heading "Rule 86(e) Conference Committee Reports".

(f) No more than one (1) conference committee report on a bill or joint resolution shall be eligible for consideration by the Senate.

(g) A conference committee report shall be called for action only by the first Senate conferee. If the first Senate conferee is absent from the floor, the second Senate conferee may make the call if permission of the first Senate conferee has been granted, either in writing or by oral communication verified by the President Pro Tempore or member designated by the President Pro Tempore.

(h) A conference committee report which is eligible for consideration may be withdrawn only with the approval of the Senate upon a written motion made by the first Senate conferee.

(i) In order to pass, a conference committee report must be approved by a majority of the members elected. Such majority shall be established by roll call vote. A conference committee report that has not received a constitutional majority of votes against its passage (26 or more nays) may be called down at any time by the first Senate conferee for a second and final vote.

(j) Adoption of a conference committee report by the Senate may only be withdrawn when all of the following are met.

(1) A joint agreement between the President Pro Tempore and the Minority Floor Leader that a clear error exists in the adopted conference committee report and the withdrawal of the report is necessary to correct the error;

(2) A written motion is offered by the first Senate conferee and approved by a majority of the members present and voting; and

(3) The enrolled act has not yet been delivered to the Governor's Office.

(k) In the first regular session, no conference committee report is eligible for consideration after April 12, unless approved by the Committee on Rules and Legislative Procedure.

(l) In the second regular session, no conference committee report is eligible for consideration after March 6, unless approved by the Committee on Rules and Legislative Procedure.

(m) Upon recommendation of the Committee on Rules and Legislative Procedure subsections ~~(j) and (k)~~ **(k) and (l)** of this rule may be suspended as to a specific bill by the approval of a

constitutional majority.

(Reference is to the Senate Standing Rules and Orders adopted November 22, 2016.)

LONG, Chair

Report adopted.

SENATE MOTION

Mr. President: I move that Senator Doriot be added as second author of Senate Bill 15.

TOMES

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Raatz be added as second author of Senate Bill 16.

HOLDMAN

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Houchin be added as second author of Senate Bill 40.

KOCH

Motion prevailed.

SENATE MOTION

Mr. President: I move that Senator Koch be added as second author of Senate Bill 2.

MERRITT

Motion prevailed.

SENATE MOTION

Mr. President: I move we adjourn until 10:00 a.m., Wednesday, January 4, 2017.

HERSHMAN

Motion prevailed.

The Senate adjourned at 1:44 p.m.

JENNIFER L. MERTZ
Secretary of the Senate

ERIC J. HOLCOMB
President of the Senate