



# Journal of the Senate

State of Indiana

120th General Assembly

First Regular Session

Thirty-third Meeting Day

Tuesday Afternoon

March 21, 2017

The Senate convened at 1:35 p.m., with the President of the Senate, Suzanne Crouch, in the Chair.

Prayer was offered by Monsignor Joseph Schaedel, St. Luke's Catholic Church, Indianapolis, Indiana.

The Pledge of Allegiance to the Flag was led by Senator C. Blake Doriot.

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

Alting	Kruse
Bassler	Lanane
Becker	Leising
Bohacek	Long
Boots	Melton
Bray	Merritt
Breaux	Messmer
Brown, L.	Mishler
Buck	Mrvan
Charbonneau	Niemeyer
Crane	Niezdowski
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	Zakas
Koch	Zay

Roll Call 275: present 50; excused 0. [Note: A  indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

## RESOLUTIONS ON FIRST READING

### Senate Resolution 44

Senate Resolution 44, introduced by Senator Koch:

A SENATE RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of supported decision making as an alternative option to adult guardianship in probate courts.

*Whereas, Adult guardianship is the default court order to protect adults with developmental disabilities;*

*Whereas, A court order for adult guardianship removes all legal authority of an adult to control their own lives;*

*Whereas, Students with intellectual and other developmental disabilities receive individual education plans to foster their learning and development in school;*

*Whereas, Schools are required to inform parents of the fact they need to preemptively seek guardianship of their child before they reach the age of majority in order to retain the right to remain involved in their child's individual education plan after they reach the age of 18;*

*Whereas, Once a court orders guardianship of an adult with intellectual and other developmental disabilities it is extraordinarily difficult to dissolve that guardianship order; and*

*Whereas, An alternative to adult guardianship that allows adults with intellectual and other developmental disabilities capable of maintaining control of their own lives, which allows them to retain decision making authority with the aid of trained advisors within a supported decision making model, would further development and quality of life for many individuals: Therefore,*

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

SECTION 1. That the legislative council is urged to assign to the appropriate study committee the topic of implementation of a supported decision making model in Indiana probate courts in lieu of defaulting to guardianship orders where unnecessary.

SECTION 2. That the legislative council should additionally urge the appropriate committee to include the Indiana Adult Guardianship State Task Force, the National Resource Center for Supported Decision-Making, the Arc of Indiana, the Indiana Judicial Conference, and the Indiana State Bar Association during the study.

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

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1031, 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 11, after "(e)" insert "**After the successful completion of a corrective action plan by an audited entity that was required to file a corrective action plan under subsection (c), the audited entity shall notify the state board of accounts.**".

Page 2, line 12, after "plan" insert ".".

Page 2, line 12, delete "during the next succeeding audit following the date on".

Page 2, line 13, delete "which the corrective action plan is filed under subsection (c).".

Page 2, line 26, delete "after providing the notice under subsection".

Page 2, line 27, delete "(g)".

Page 2, line 36, after "institution) or" insert "**the**".

Page 2, line 37, delete "entity (in" and insert "**entity and the department of local government finance (in**".

Page 2, line 37, delete "entity in" and insert "**entity**".

Page 2, line 38, delete "accordance with section 1.6 of this chapter)".

Page 3, delete lines 19 through 42, begin a new line block indented and insert:

**"(7) Recommend that the state board of accounts examine the audited entity within the calendar year following the year in which the audited entity was required to file a corrective action plan under subsection (c)."**

Delete page 4.

(Reference is to EHB 1031 as printed January 24, 2017.)

and when so amended that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Engrossed House Bill 1122, 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 3, line 5, delete "if any of the following apply:" and insert "**for the following purposes:**".

Page 3, line 6, delete "has to make" and insert "**makes**".

Page 3, line 8, delete "has to consult" and insert "**consults**".

Page 3, line 23, after "provider" insert "**in performing CISM services**".

(Reference is to EHB 1122 as printed January 19, 2017.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

CRIDER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Engrossed House Bill 1129, 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 19, delete "IC 6-1.1-18.5-3" and insert "**subsection (a)**".

Page 22, delete lines 3 through 42.

Delete pages 23 through 24.

Page 25, delete lines 1 through 4.

Renumber all SECTIONS consecutively.

(Reference is to EHB 1129 as reprinted February 24, 2017.) and when so amended that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Engrossed House Bill 1260, 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 7, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 12. IC 32-24-1-8, AS AMENDED BY P.L.163-2006, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 8. (a) A defendant may object to the proceedings:

- (1) because the court does not have jurisdiction either of the subject matter or of the person;
- (2) because the plaintiff does not have the right to exercise the power of eminent domain for the use sought; or
- (3) for any other reason disclosed in the complaint or set up in the objections.

(b) Objections under subsection (a) must be:

- (1) in writing;
- (2) separately stated and numbered; and
- (3) filed not later than thirty (30) days after the date the notice required in section 6 of this chapter is served on the defendant. However, the court may extend the period for filing objections by not more than thirty (30) days upon written motion of the defendant.

(c) The court may not allow pleadings in the cause other than the complaint, any objections, and the written exceptions provided for in section 11 of this chapter. However, the court may permit amendments to the pleadings.

(d) If an objection is sustained, the plaintiff may amend the complaint or may appeal from the decision in the manner that appeals are taken from final judgments in civil actions. All the parties shall take notice and are bound by the judgment in an appeal.

(e) If the objections are overruled, the court shall appoint appraisers as provided for in this chapter. Any defendant may appeal the interlocutory order overruling the objections and appointing appraisers in the manner that appeals are taken from final judgments in civil actions. ~~upon filing with the circuit court clerk a bond:~~

- ~~(1) with the penalty that the court fixes;~~
- ~~(2) with sufficient surety;~~
- ~~(3) payable to the plaintiff; and~~
- ~~(4) conditioned for the diligent prosecution of the appeal and for the payment of the judgment and costs that may be affirmed and adjudged against the appellants.~~

~~The appeal bond must be filed not later than ten (10) days after the appointment of the appraisers.~~

(f) All the parties shall take notice of and be bound by the judgment in the appeal.

(g) The transcript must be filed in the office of the clerk of the supreme court not later than thirty (30) days after the ~~filing of the appeal bond~~. **notice of the defendant's appeal is filed.** The appeal does not stay proceedings in the cause."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1260 as printed January 19, 2017.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

CRIDER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Engrossed House Bill 1370, 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 0.

CRIDER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Engrossed House Bill 1491, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 9, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 22. IC 9-13-2-196, AS AMENDED BY P.L.198-2016, SECTION 176, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 196. (a) "Vehicle" means, except as otherwise provided in this section, a device in, upon, or by which a person or property is, or may be, transported or drawn upon a highway. The term does not include the following:

- (1) A device moved by human power.
- (2) A device that runs only on rails or tracks.
- (3) A wheelchair.

(b) For purposes of IC 9-17, the term includes the following:

- (1) Off-road vehicles.
- (2) Manufactured homes or mobile homes that are:
  - (A) personal property not held for resale; and
  - (B) not attached to real estate by a permanent foundation.
- (3) Watercraft.

(c) For purposes of IC 9-22 and IC 9-32, the term refers to a vehicle of a type that must be registered under IC 9-18-2 (before its expiration) or IC 9-18.1, other than an off-road vehicle or a snowmobile under IC 9-18-2.5 (before its expiration) or ~~IC 9-18.1-4~~. **IC 9-18.1-14.**

(d) For purposes of IC 9-30-5, IC 9-30-6, IC 9-30-8, and IC 9-30-9, the term means a device for transportation by land or air. The term does not include an electric personal assistive mobility device."

Page 23, line 1, delete "." and insert "**to pay all applicable excise tax. There is no fee to renew a permanent registration under subsection (b).**".

Page 25, line 4, delete "." and insert "**to pay all applicable excise tax. There is no fee to renew a permanent registration under subsection (a).**".

Page 25, line 4, strike "The fee to renew a permanent registration is eight".

Page 25, strike lines 5 through 11.

Page 46, line 39, delete "IC 9-13-2-60)." and insert "**IC 9-13-2-60(1).**".

Page 46, line 40, delete "IC 9-13-2-60)" and insert "**IC 9-13-2-60(2).**".

Page 47, line 25, delete "IC 9-13-2-60)" and insert "**IC 9-13-2-60(1).**".

Page 47, line 27, delete "IC 9-13-2-60)" and insert "**IC 9-13-2-60(2).**".

Page 49, line 3, delete "IC 9-13-2-60)" and insert "**IC 9-13-2-60(2).**".

Renumber all SECTIONS consecutively.

(Reference is to EHB 1491 as reprinted February 17, 2017.) and when so amended that said bill do pass and be reassigned to the Senate Committee on Tax and Fiscal Policy.

Committee Vote: Yeas 9, Nays 0.

CRIDER, Chair

Report adopted.

#### SENATE MOTION

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

HCR 46 Senator Merritt

Honoring the Marching Pride of Lawrence Township.

HCR 47 Senator G. Taylor  
 Recognizing the many contributions of the Indiana  
 Minority Mental Health Professional Association,  
 Inc.

LONG

Motion prevailed.

**RESOLUTIONS ON FIRST READING**

**House Concurrent Resolution 46**

House Concurrent Resolution 46, sponsored by Senator  
 Merritt:

A CONCURRENT RESOLUTION honoring the Marching  
 Pride of Lawrence Township.

*Whereas, Established in 2014, The Marching Pride of  
 Lawrence Township is made up of high school musicians from  
 Lawrence Central and Lawrence North High Schools;*

*Whereas, This combined, township-wide high school  
 marching band competes at both the Indiana State (Indiana  
 State School Music Association) and National (Bands of  
 America) levels;*

*Whereas, The band is directed by Randy Greenwell, Glen  
 Hauger, Matthew James, and Tom Wallis;*

*Whereas, The Tournament of Roses Committee selected the  
 Marching Pride of Lawrence Township (MPLT) as one of 13  
 national high school marching bands to participate in the  
 Tournament of Roses Parade;*

*Whereas, The band was selected after a lengthy audition and  
 application process that required a video portfolio and  
 recommendations from esteemed music educators around the  
 country;*

*Whereas, On January 2, 2017, the MPLT performed before  
 more than 700,000 spectators and 81 million television viewers  
 worldwide;*

*Whereas, These talented band members represented the  
 Metropolitan School District of Lawrence Township and the  
 State of Indiana with grace and poise; and*

*Whereas, It is fitting that the outstanding accomplishments of  
 the Marching Pride of Lawrence Township be given special  
 recognition: 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  
 congratulates the Marching Pride of Lawrence Township on a  
 job well done and wishes band members continued success in all  
 their future endeavors.

SECTION 2. That the Principal Clerk of the House of  
 Representatives transmit a copy of this resolution to each band  
 member, directors Randy Greenwell, Glen Hauger, Matthew  
 James, and Tom Wallis, Lawrence Central High School Principal  
 Rocco Valadez, Lawrence North High School Principal Brett  
 Crousore, and Superintendent Dr. Shawn A. Smith.

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

**House Concurrent Resolution 47**

House Concurrent Resolution 47, sponsored by Senator G.  
 Taylor:

A CONCURRENT RESOLUTION recognizing the many  
 contributions of the Indiana Minority Mental Health Professional  
 Association, Inc.

*Whereas, The Indiana Minority Mental Health Professional  
 Association, Inc., a nonprofit 501(c)(3) organization, was  
 incorporated in 1999 by Shelvy Haywood Kegl, Ph.D., clinical  
 psychologist and president of Midwest Psychological Center,  
 Inc., William Lawson, M.D., chief of psychiatry at the Veterans  
 Hospital in Indianapolis and professor of psychiatry at Indiana  
 University Medical Center, and Anita Harden, RN MSN, director  
 of psychiatric services at Community Hospital Indianapolis;*

*Whereas, The Indiana Minority Mental Health Professional  
 Association, Inc. came about through the efforts of Dr. Kegl  
 to form a coalition consisting of the presidents of the Association  
 of Black Psychologists, Blacks in Criminal Justice, Black Nurses,  
 and Black Social Workers;*

*Whereas, The Marion County Health Department, HealthNet,  
 Midtown Mental Health Center, Hamilton Center Adult and  
 Child Mental Health Center, Mental Health America Indiana,  
 Indiana Minority Health Coalition, and Indiana Department of  
 Mental Health and Addictions provide support and assistance to  
 the Indiana Minority Mental Health Professional Association,  
 Inc.;*

*Whereas, The Indiana Minority Mental Health Professional  
 Association, Inc. administers to the entire state of Indiana and  
 represents the disciplines of psychology, social work, nursing,  
 psychiatry, mental health counseling, addiction counseling,  
 pastoral counseling, and marriage and family counseling;*

*Whereas, The mission of The Indiana Minority Mental Health  
 Professional Association, Inc. is to eliminate disparities in  
 mental health services to minorities, promote positive mental*

*health in the minority community, disseminate accurate and appropriate information on minority mental health, advocate and conduct research on mental health issues negatively impacting the minority community, monitor and give input on mental health legislation affecting minorities, and address managed care issues affecting minority mental health;*

*Whereas, One of the major accomplishments of the Indiana Minority Mental Health Professional Association, Inc. is to initiate an effort and focus on passing legislation to expunge/seal felony records in Indiana;*

*Whereas, The Indiana Minority Mental Health Professional Association, Inc. has stated its position that a major barrier to full reintegration into society and the family is a felony; and*

*Whereas, This barrier creates an inseparable interface between feelings of hopelessness and mental health disorders of depression, substance abuse, domestic violence, and suicide: Therefore,*

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

SECTION 1. That the Indiana General Assembly recognizes the outstanding work of the Indiana Minority Mental Health Professional Association, Inc.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the Indiana Minority Mental Health Professional Association, Inc.

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.

### **Senate Concurrent Resolution 38**

Senate Concurrent Resolution 38, introduced by Senator Messmer:

A CONCURRENT RESOLUTION honoring the Wood Memorial High School girls basketball team on its 2017 Indiana High School Athletic Association ("IHSAA") Class A state championship title.

*Whereas, On Saturday, February 25, 2017, the Wood Memorial High School girls basketball team won the Indiana High School Athletic Association ("IHSAA") Class A state championship title, defeating the Union City Indians, 68 to 43;*

*Whereas, The Wood Memorial High School girls basketball team finished the season with an impressive record of 29-1 overall, and 8-0 within its conference;*

*Whereas, This was Wood Memorial's second appearance in the girls basketball state finals, after finishing runner-up in 2007;*

*Whereas, This is Wood Memorial High School's first state championship title in school history in any sport;*

*Whereas, Brenna Maikranz led the Trojans with 26 points, Carsen Robinson scored 16 points, Sydney Day scored 10 points, Lexi Lashbrook had 7 points and 12 rebounds, and Chloe Bartley finished with 8 points, 10 rebounds, and 6 assists;*

*Whereas, Senior Brenna Maikranz received the 2017 Patricia L. Roy Mental Attitude Award after her team won the State Finals;*

*Whereas, The Wood Memorial High School girls basketball team is coached by head coach Johnnie Bartley, and assistant coaches Whitney Powers and Joe Robinson;*

*Whereas, The Wood Memorial High School girls basketball team is managed by Taylor Pflug, Cameron Houchins, Hannah Thacker, and Kendel Lashbrook;*

*Whereas, The Wood Memorial High School state champion girls basketball team is comprised of Kylie Hicks, Bailee Speicher, Carsen Robinson, Jenna McGowan, Sydney Lamar, Morgan Loveless, Ashlyn Morgan, Lexi Lashbrook, Kennedy Wilkerson, Sydney Day, Chloe Bartley, Katie Thacker, Chloe Mower, Ashton Stone, Adison Stone, Kennedy Blacklock, Brenna Maikranz, Gretchen Reel, and Makayla Stocker;*

*Whereas, The young women of the Wood Memorial High School basketball team are student-athletes who balanced countless hours of basketball practice on top of a full academic course load; and*

*Whereas, The Indiana General Assembly commends the young women of the Wood Memorial High School basketball team for their commitment to both academics and athletics, and congratulates them on their successful season and state championship title: Therefore,*

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

SECTION 1. That the Indiana General Assembly congratulates the Wood Memorial High School girls basketball team on its 2017 IHSAA Class A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Dr. Mike Brewster, Superintendent of East Gibson School Corporation, Kevin Smith, Principal of Wood Memorial High School, Steve Kilian, Athletic Director of Wood Memorial High School, Johnnie Bartley, Head

Coach of the Wood Memorial High School girls basketball team, Whitney Powers, Assistant Coach of the Wood Memorial High School girls basketball team, Joe Robinson, Assistant Coach of the Wood Memorial High School girls basketball team, each player on the Wood Memorial High School girls basketball team, and each manager of the Wood Memorial High School girls basketball team.

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

**Senate Concurrent Resolution 39**

Senate Concurrent Resolution 39, introduced by Senator Messmer:

A CONCURRENT RESOLUTION celebrating the Town of Stendal on the occasion of its 150th anniversary in June 2017.

*Whereas, In June 2017, the Town of Stendal will celebrate its 150<sup>th</sup> "sesquicentennial" anniversary;*

*Whereas, The people that settled in Stendal, which is located in Lockhart Township in Pike County, were mostly of German descent, having come from Europe because of political, economic, and religious unrest;*

*Whereas, Frederick Poetker immigrated to the United States from Germany in 1860, opened a General Store at the age of 23, and three years later laid out the town of Stendal, Indiana;*

*Whereas, Stendal was given its name by Pastor William Bauermeister, the first full-time pastor at St. Peter's Lutheran Church. It was named after his birthplace, Stendal, in the German Province of Saxony;*

*Whereas, The athletic teams of the former Stendal High were known as the "Purple Aces" and despite the fact that Stendal did not have a gymnasium, the "Gym-less Wonders" won three Pike County tournaments (1927–28, 1928–29 and 1929–30) with the star power of Kern McGlothlin. The Purple Aces also won three Indiana High School Athletic Association ("IHSAA") sectional titles (1930–31, 1931–32 and 1938–39) in boys basketball and they advanced to the finals of the 1938-39 Vincennes regional championship;*

*Whereas, The Purple Aces basketball legacy continued in 1985 when Stendal native Kern McGlothlin became the only Stendal player or coach inducted into the Indiana High School Basketball Hall of Fame;*

*Whereas, National Basketball Association ("NBA") star Don Buse and former United States Senator Vance Hartke are both from Stendal, Indiana;*

*Whereas, The Caldemeyer Mill was built in Stendal during the Civil War. It still stands today as a reminder of the past and once thriving community of Stendal, which was a town of over 30 businesses in its heyday; and*

*Whereas, It is fitting that the Indiana General Assembly honors the Town of Stendal on the occasion of its 150<sup>th</sup> anniversary in June 2017: Therefore,*

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

SECTION 1. That the Indiana General Assembly honors the Town of Stendal on the occasion of its 150<sup>th</sup> anniversary in June 2017.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Mike Goodpasture, Aaron Roettger, Greg Steineker, Jolene Caldemeyer, Robbie Weitkamp, Heath Reller and Kristen Pixley.

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 Bacon.

**House Concurrent Resolution 53**

House Concurrent Resolution 53, sponsored by Senators Bohacek and Niezgodski:

A CONCURRENT RESOLUTION recognizing Bethel College on the occasion of the 70th anniversary of its establishment.

*Whereas, Bethel College, founded in 1947 in Mishawaka, is an accredited evangelical four-year Christian college of the arts and sciences affiliated with the Missionary Church;*

*Whereas, Bethel established some 11 academic programs during its first decade, capped by the Teacher Education Program in 1955;*

*Whereas, Intercollegiate athletic programs were approved in 1958, with the first intercollegiate basketball game played in 1959;*

*Whereas, Today Bethel College offers more than 50 areas of study and is a Christian community of students;*

*Whereas, The mission of Bethel College is "to be a community of learners building lives of commitment for leadership in the Church and world";*

*Whereas, Bethel College has been ranked as a Top Tier Midwestern College for 13 consecutive years by U.S. News & World Report, is recognized in the Top 100 of 4,500 colleges*

*nationally for its commitment to character education, and is ranked number two in the nation by Washington Monthly for proportion of students engaged in community service;*

*Whereas, Displaying wide-ranging influence, Bethel College's 20,000 alumni reside in 49 states and 57 world areas; and*

*Whereas, Bethel College stands ready to embark on a new era deeply rooted in a past sustained by faith and living by the motto, "Forward, with Christ at the helm": 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 congratulates Bethel College on the occasion of the institution's 70th academic year.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Gregg Chenoweth, Ph.D., president of Bethel College.

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

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolutions 19, 27 and 36 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed, with amendments, Engrossed Senate Bills 114, 248, 323, 390 and 443 and the same are herewith returned to the Senate for concurrence.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed, without amendments, Engrossed Senate Bills 64, 152, 253 and 384 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 51 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

## MESSAGE FROM THE PRESIDENT PRO TEMPORE

Madam President and Members of the Senate: I have on Tuesday, March 21, 2017, signed Senate Enrolled Acts: 130, 185, 263 and 456.

DAVID C. LONG  
President Pro Tempore

## ENGROSSED HOUSE BILLS ON SECOND READING

### Engrossed House Bill 1119

Senator Doriot called up Engrossed House Bill 1119 for second reading. The bill was read a second time by title.

#### SENATE MOTION (Amendment 1119-1)

Madam President: I move that Engrossed House Bill 1119 be amended to read as follows:

Page 3, after line 4, begin a new paragraph and insert:

"SECTION 3. IC 16-41-27-32, AS AMENDED BY P.L.87-2005, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 32. (a) A governmental body other than the state department of health may not license or regulate mobile home communities, except for the following:

(1) Local boards may enforce the standards of health and sanitation prescribed for mobile homes, manufactured homes, and mobile home communities by the state department.

(2) County and municipal authorities within their respective jurisdictions have jurisdiction regarding zoning and building codes and ordinances pertaining to mobile home communities.

(3) Local boards may regulate the construction and operation of groups of a combined total of not more than four (4) mobile homes and manufactured homes, in accordance with standards that are compatible with standards set by the state department for mobile home communities.

(b) A governmental body other than the state department of health may not regulate mobile homes or manufactured homes regarding habitability or minimum housing conditions unless the regulation is applicable in the same manner to other forms of residential housing in the jurisdiction.

(c) A governmental body may not regulate or restrict the use, occupancy, movement, or relocation of a mobile home or manufactured home based upon the age of the mobile home or manufactured home.

**(d) A governmental body may not regulate or restrict the ability of a:**

**(1) mobile home community:**

**(A) owner; or**

(B) manager; or  
 (2) manufactured home community:  
 (A) owner; or  
 (B) manager;  
 to obtain a dealer's license or to sell a mobile home or  
 manufactured home located within the owner's or manager's  
 mobile home community or manufactured housing  
 community."

Renumber all SECTIONS consecutively.  
 (Reference is to EHB 1119 as printed March 14, 2017.)

DORIOT

Motion prevailed. The bill was ordered engrossed.

**Engrossed House Bill 1430**

Senator Head called up Engrossed House Bill 1430 for second  
 reading. The bill was read a second time by title.

SENATE MOTION  
 (Amendment 1430-1)

Madam President: I move that Engrossed House Bill 1430 be  
 amended to read as follows:

Page 5, line 23, after "years." insert "**The training required  
 under this subsection must be during the teacher's or school  
 employee's contracted day or at a time chosen by the teacher  
 or employee.**".

(Reference is to EHB 1430 as printed March 17, 2017.)

HEAD

Motion prevailed.

SENATE MOTION  
 (Amendment 1430-2)

Madam President: I move that Engrossed House Bill 1430 be  
 amended to read as follows:

Page 5, line 15, after "(a)" insert "**For purposes of this  
 section, "teacher" includes the following:**

- (1) **A superintendent who holds a license under  
 IC 20-28-5.**
- (2) **A principal.**
- (3) **A teacher.**
- (4) **A librarian.**
- (5) **A school counselor.**
- (6) **A school psychologist.**
- (7) **A school nurse.**
- (8) **A school social worker.**

(b)".

Page 5, line 24, delete "(b)" and insert "(c)".  
 Page 5, line 24, delete "(d)," and insert "(e)".  
 Page 5, line 32, delete "(c)" and insert "(d)".  
 Page 5, line 35, delete "(d)" and insert "(e)".  
 Page 5, line 36, delete "(a)" and insert "(b)".  
 Page 5, line 41, delete "(e)" and insert "(f)".  
 (Reference is to EHB 1430 as printed March 17, 2017.)

HEAD

Motion prevailed. The bill was ordered engrossed.

**ENGROSSED HOUSE BILLS  
 ON THIRD READING**

**Engrossed House Bill 1136**

Senator Raatz called up Engrossed House Bill 1136 for third  
 reading:

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

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

Roll Call 276: yeas 41, nays 9. The bill was declared passed.  
 The question was, Shall the title of the bill remain the title of the  
 act? There being no objection, it was so ordered. The Chair  
 instructed the Secretary to inform the House of the passage of the  
 bill.

**RESOLUTIONS ON FIRST READING**

**House Concurrent Resolution 55**

House Concurrent Resolution 55, sponsored by Senator  
 Alting:

A CONCURRENT RESOLUTION memorializing Stan Jones.

*Whereas, Stan Jones, who transformed education in Indiana  
 and throughout the nation, passed away peacefully at his home  
 in Indianapolis on Monday, February 6, 2017, at the age of 67;*

*Whereas, Born in 1949, Stan Jones graduated from Purdue  
 University in 1974 and was elected student body president  
 during his time there;*

*Whereas, Stan was elected to the Statehouse in 1974 at the  
 age of just 24, to represent the West Lafayette and Lafayette  
 areas as a state representative, a position he held for 16 years;*

*Whereas, As a member of both the education and state budget  
 committees, Stan Jones played a large part in shaping the  
 educational policies of our state;*

*Whereas, Governor Evan Bayh selected Stan Jones to serve  
 as a senior adviser, a position he held for five years;*

*Whereas, At the end of his tenure in the governor's office,  
 Stan Jones was appointed as Indiana's fifth commissioner for  
 higher education;*

*Whereas, Stan Jones spent 12 years at the Commission for  
 Higher Education, serving under governors from both parties  
 and playing a major role in several landmark education policy  
 initiatives, including the 21st Century Scholars program, which  
 aims to help low-income students complete a postsecondary  
 education;*



*Whereas, As commissioner of the Commission on Higher Education, one of Stan Jones' goals was to make postsecondary education more affordable and accessible to all Hoosiers;*

*Whereas, Stan Jones is also known as one of the driving forces behind the state's community college system, Indiana's Education Roundtable, and outcomes-based funding for schools;*

*Whereas, In 2009, Stan Jones founded Complete College America, an organization designed to increase the number of Americans with a postsecondary degree or credential;*

*Whereas, Since its inception, Complete College America has grown to include 42 member states and institutional consortia, including Indiana; and*

*Whereas, Stan Jones touched the lives of countless numbers of Hoosiers; his death has left a void that can never be filled: 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 expresses its deepest sympathy to the family of Stan Jones and expresses its gratitude for his many contributions to education and the well-being of the youth of our state.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the family of Stan Jones.

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

#### **House Concurrent Resolution 54**

House Concurrent Resolution 54, sponsored by Senator M. Young:

A CONCURRENT RESOLUTION honoring the Plainfield High School "We the People" team.

*Whereas, The Indiana Bar Foundation announced that Plainfield High School will compete in the national civics competition "We the People: the Citizen and the Constitution";*

*Whereas, The Plainfield High School team finished second at the Indiana state finals and will attend the national competition as a wild card team;*

*Whereas, Plainfield's team is led by coach and teacher Christopher Cavanaugh;*

*Whereas, This participation in the national competition marks the second time that the Plainfield High School team will compete in the national competition;*

*Whereas, The "We the People" competition helps to teach elementary, middle, and high school students about American democracy and contemporary application of the United States Constitution;*

*Whereas, The students compete in mock congressional hearings as witnesses on various subjects they have studied for the semester and testify before panels of adult judges, typically attorneys, history professors, or other volunteers, and answer questions related to their topics;*

*Whereas, Involvement with the "We the People" competition allows students to develop a greater understanding of democratic principles and prepares Indiana youth for a future that will encourage their knowledge of and participation in our democratic system of government; and*

*Whereas, These young adults continue to give back to the Hendricks County community by volunteering at events across the area: 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 congratulates the Plainfield High School "We the People" team on its performance in the state finals and wishes the team members continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to each team member; teacher Christopher Cavanaugh; principal Melvin Siefert; and superintendent Scott Olinger.

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.

### **ENGROSSED HOUSE BILLS ON THIRD READING**

#### **Engrossed House Bill 1278**

Senator Leising called up Engrossed House Bill 1278 for third reading:

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

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

Roll Call 277: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1286**

Senator Grooms called up Engrossed House Bill 1286 for third reading:

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

After discussion, Senator Grooms withdrew the call.

**Engrossed House Bill 1335**

Senator Crider called up Engrossed House Bill 1335 for third reading:

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

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

Roll Call 278: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1396**

Senator Kenley called up Engrossed House Bill 1396 for third reading:

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

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

Roll Call 279: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1421**

Senator Doriot called up Engrossed House Bill 1421 for third reading:

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

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

Roll Call 280: yeas 49, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the

act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1431**

Senator L. Brown called up Engrossed House Bill 1431 for third reading:

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

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

Roll Call 281: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 52 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 53 and 55 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 54 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

SENATE MOTION

Madam President: I move that Senator Crane be added as coauthor of Senate Resolution 2.

LONNIE M. RANDOLPH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tomes be added as second author of Senate Concurrent Resolution 38.

MESSMER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senators Alting, Bassler, Becker, Bohacek, Boots, Bray, Breaux, L. Brown, Charbonneau, Crane, Crider, Delph, Doriot, Eckerty, Ford, Freeman, Glick, Grooms, Head, Hershman, Holdman, Houchin, Kenley, Koch, Kruse, Lanane, Leising, Long, Melton, Merritt, Messmer, Mishler, Mrvan, Niemeyer, Niezgodski, Perfect, Raatz, Lonnie M. Randolph, Ruckelshaus, Sandlin, J. Smith, Stoops, Tallian, G. Taylor, Tomes, Walker, M. Young, Zakas and Zay be added as cosponsors of House Concurrent Resolution 49.

BUCK

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Zakas be added as cosponsor of House Concurrent Resolution 53.

BOHACEK

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Kenley be added as cosponsor of House Concurrent Resolution 55.

ALTING

Motion prevailed.

## SENATE MOTION

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

NIEMEYER

Motion prevailed.

## SENATE MOTION

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

NIEMEYER

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Melton be added as cosponsor of Engrossed House Bill 1079.

MERRITT

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1079.

MERRITT

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1129.

HERSHMAN

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Buck be removed as cosponsor of Engrossed House Bill 1133.

BUCK

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Buck be added as second sponsor of Engrossed House Bill 1133.

HEAD

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1133.

HEAD

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Melton be added as cosponsor of Engrossed House Bill 1136.

RAATZ

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1136.

RAATZ

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senators Mrvan and Lonnie M. Randolph be added as cosponsors of Engrossed House Bill 1237.

LEISING

Motion prevailed.

## SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1278.

LEISING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1324.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1335.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1336.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1396.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Tomes and Crane be added as cosponsors of Engrossed House Bill 1396.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1430.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lonnie M. Randolph be added as cosponsor of Engrossed House Bill 1431.

L. BROWN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Leising be added as cosponsor of Engrossed House Bill 1447.

HOUCHIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of Engrossed House Bill 1471.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Bray be added as second sponsor of Engrossed House Bill 1516.

CRIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1430, which is eligible for third reading, be returned to second reading for purposes of amendment.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1079, which is eligible for third reading, be returned to second reading for purposes of amendment.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1286, which is eligible for third reading, be returned to second reading for purposes of amendment.

GROOMS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senate Rule 56(c) be suspended with regard to its application to committee request forms received by the Secretary of the Senate prior to March 20, 2017 and posted for the week of March 20, 2017.

LONG

Motion prevailed.

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred the Motion of Senator Long requesting suspension of Senate Rule 56(c) with regard to its application to committee request forms received by the Secretary of the Senate prior to March 20, 2017 and posted

for the week of March 20, 2017, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said motion be adopted.

LONG, Chair

Report adopted.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, March 23, 2017.

LONG

Motion prevailed.

The Senate adjourned at 2:59 p.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUZANNE CROUCH  
President of the Senate