



Journal of the House

State of Indiana

120th General Assembly

First Regular Session

Eleventh Day

Thursday Morning

January 26, 2017

The invocation was offered by Pastor Jeff Hudelson of Mount Pleasant Christian Church in Bedford, a guest of Representative May.

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 Jordan.

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

Arnold	Kirchhofer
Austin	Klinker
Aylesworth	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard <input type="checkbox"/>
Bauer	Lucas
Behning	Lyness
Beumer	Macer
Borders	Mahan
Braun	May
C. Brown	Mayfield
T. Brown	McNamara
Burton	Miller
Candelaria Reardon	Moed
Carbaugh	Morris
Cherry	Morrison
Clere <input type="checkbox"/>	Moseley
Cook	Negele
Culver	Nisly
Davisson	Ober
DeLaney	Olthoff
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter
Ellington	Pressel
Engleman	Pryor
Errington	Richardson <input type="checkbox"/>
Forestal <input type="checkbox"/>	Saunders
Friend	Schaibley
Frizzell	Shackleford
Frye	Siegrist
GiaQuinta	Slager
Goodin	Smaltz
Gutwein	M. Smith
Hamilton	V. Smith
Hamm	Soliday
Harris	Speedy
Hatfield	Stemler
Heaton	Steuerwald
Heine	Sullivan
Huston	Summers
Jordan	J. Taylor
Judy	Thompson
Karickhoff	Torr
Kersey	VanNatter

Washburne
Wesco
Wolkins
Wright

J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 21: 95 present; 5 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Friend.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 13

Representatives Wright and Kirchhofer introduced House Concurrent Resolution 13:

A CONCURRENT RESOLUTION honoring Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle.

Whereas, Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle are juniors at Daleville High School and have been singing together since they were in the second grade;

Whereas, As sixth graders, the girls arranged their own version of the national anthem and began performing it publicly at a Daleville High School basketball game;

Whereas, Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle have continued to perform their version at community and school functions including veterans' programs, fairs, fundraisers, and a multitude of sporting events;

Whereas, In 2016 Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle represented their school and their community at the state level when they sang at the Indiana High School Athletic Association's state championship finals for wrestling, boys' track and field, baseball, and football;

Whereas, The girls have displayed their talents at some of Indiana's most notable venues, including Bankers Life Fieldhouse, Indiana University's Haugh Track and Field Complex, Victory Field, and Lucas Oil Stadium;

Whereas, In addition to performing the national anthem, Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle participate in a variety of other school and community activities;

Whereas, The girls are multisport athletes, members of the National Honor Society, serve on Student Council, are involved in their churches, and represent Daleville High School on the county's youth drug awareness group, the Delaware County PRIDE Team; and

Whereas, Outstanding accomplishments such as these deserve 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 acknowledges the many accomplishments and contributions of Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Marlee Hobbs, Mackenzie Riddle, and Morgan Riddle and their families and the principal of Daleville High School.

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 Eckerty.

House Concurrent Resolution 14

Representatives Wright and Mahan introduced House Concurrent Resolution 14:

A CONCURRENT RESOLUTION congratulating the Daleville High School baseball team.

Whereas, The Daleville High School baseball team is the Class A state champion;

Whereas, The Daleville team ended its season with a 21-9 record, securing the school's first state championship in any sport;

Whereas, Senior Brandon Vermillion pitched a complete-game shutout, leading the Broncos past Lanesville 4-0;

Whereas, Daleville scored the game's first run in the top of the fourth inning with a lead-off home run by TJ Price, his fifth of the season;

Whereas, With the bases loaded in the fifth, Elliott Jackson hit a drive past first base scoring Spencer Horsley, Corbin Maddox, and Price, giving Jackson 38 RBIs on the season;

Whereas, The state championship game marked the 400th win for head coach Terry Turner;

Whereas, Brandon Vermillion was named the winner of the L. V. Phillips Mental Attitude Award;

Whereas, As valedictorian of his graduating class with a 4.32 grade point average, Brandon led all Class A pitchers in wins this season and was named to the All-Conference and All-Delaware County teams for the past two seasons; and

Whereas, Outstanding accomplishments such as this deserve 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 Daleville High School baseball team on its Class A state championship and wishes the players continued 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; student managers Kiana Rector and Adrien Badger; assistant coaches Wally Winans, Jake Banwart, and Terry Sheets; head coach Terry Turner; athletic director Daniel Hanson; principal Eric Douglas; and superintendent Paul Garrison.

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 Eckerty.

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, January 30, 2017, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1002, 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 5, line 6, delete "November" and insert "**September**".
- Page 5, line 10, delete "October" and insert "**August**".
- Page 5, line 19, delete "November" and insert "**September**".
- Page 5, line 40, delete "November" and insert "**September**".
- Page 6, line 2, delete "October" and insert "**August**".
- Page 6, line 18, delete "November" and insert "**September**".
- Page 6, line 20, delete "November" and insert "**September**".
- Page 6, line 21, delete "November" and insert "**September**".
- Page 6, line 24, delete "December" and insert "**October**".
- Page 6, line 30, delete "December" and insert "**October**".
- Page 6, line 40, delete "November" and insert "**September**".
- Page 7, line 3, delete "October" and insert "**August**".
- Page 7, line 12, delete "November" and insert "**September**".
- Page 7, line 33, delete "November" and insert "**September**".
- Page 7, line 36, delete "October" and insert "**August**".
- Page 8, line 12, delete "November" and insert "**September**".
- Page 8, line 14, delete "November" and insert "**September**".
- Page 8, line 15, delete "November" and insert "**September**".
- Page 8, line 18, delete "December" and insert "**October**".
- Page 8, line 24, delete "December" and insert "**October**".
- Page 9, line 11, delete "November" and insert "**September**".
- Page 9, line 15, delete "October" and insert "**August**".
- Page 9, line 24, delete "November" and insert "**September**".
- Page 9, line 39, delete "November" and insert "**September**".
- Page 10, line 1, delete "October" and insert "**August**".
- Page 10, line 11, delete "November" and insert "**September**".
- Page 10, line 13, delete "November" and insert "**September**".
- Page 10, line 14, delete "November" and insert "**September**".
- Page 10, line 17, delete "December" and insert "**October**".
- Page 11, line 14, delete "November" and insert "**September**".
- Page 11, line 18, delete "October" and insert "**August**".
- Page 11, line 28, delete "November" and insert "**September**".
- Page 12, line 2, delete "November" and insert "**September**".
- Page 12, line 6, delete "October" and insert "**August**".
- Page 12, line 17, delete "November" and insert "**September**".
- Page 12, line 19, delete "November" and insert "**September**".
- Page 12, line 20, delete "November" and insert "**September**".
- Page 12, line 23, delete "December" and insert "**October**".
- Page 13, line 11, after "((\$0.01))." insert "**However, after June 30, 2018, the new applicable rate may not exceed the rate in effect on June 30 plus one cent (\$0.01).**".

Page 13, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 26. IC 6-6-1.1-801.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 801.5. (a) The administrator shall transfer ~~one-ninth (1/9)~~ **the first seventy million dollars (\$70,000,000)** of the taxes that are collected under this chapter **during a state fiscal year** to the state highway road construction and improvement fund.

(b) ~~The administrator shall transfer one-eighteenth (1/18) of the taxes that are collected under this chapter to the state~~

highway fund:

(c) The administrator shall transfer one-eighteenth (1/18) of the taxes that are collected under this chapter to the auditor of state for distribution to counties, cities, and towns. The auditor of state shall distribute the amounts transferred under this subsection to each of the counties, cities, and towns eligible to receive a distribution from the motor vehicle highway account under IC 8-14-1 and in the same proportion among the counties, cities, and towns as funds are distributed from the motor vehicle highway account under IC 8-14-1. Money distributed under this subsection may be used only for purposes that money distributed from the motor vehicle highway account may be expended under IC 8-14-1.

(~~h~~) (b) After the transfers transfer required by subsections subsection (a), through (c), the administrator shall transfer the next twenty-five million dollars (\$25,000,000) of the taxes that are collected under this chapter and received during a period beginning July 1 of a year and ending June 30 of the immediately succeeding year state fiscal year to the auditor of state for distribution in the following manner:

(1) Thirty percent (30%) to each of the counties, cities, and towns eligible to receive a distribution from the local road and street account under IC 8-14-2 and in the same proportion among the counties, cities, and towns as funds are distributed under IC 8-14-2-4.

(2) Thirty percent (30%) to each of the counties, cities, and towns eligible to receive a distribution from the motor vehicle highway account under IC 8-14-1 and in the same proportion among the counties, cities, and towns as funds are distributed from the motor vehicle highway account under IC 8-14-1. and

(3) Forty percent (40%) to the Indiana department of transportation.

(~~e~~) (c) The auditor of state shall hold all amounts of collections received under subsection (~~h~~) (b) from the administrator that are made during a particular month and shall distribute all of those amounts pursuant to subsection (~~h~~) (b) on the fifth day of the immediately succeeding month.

(~~f~~) (d) All amounts distributed under subsection (~~h~~) (b) may only be used for purposes that money distributed from the motor vehicle highway account may be expended under IC 8-14-1."

Page 15, line 23, after "\$0.01)." insert "**However, after June 30, 2018, the new applicable rate may not exceed the rate in effect on June 30 plus one cent (\$0.01).**"

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

"SECTION 31. IC 6-6-4.1-4, AS AMENDED BY P.L.277-2013, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) A tax is imposed on the consumption of motor fuel by a carrier in its operations on highways in Indiana. The rate of this tax is determined as follows:

(1) When imposed upon the consumption of gasoline or special fuel (other than a special fuel that is an alternative fuel), the tax rate is the same rate per gallon as the rate per gallon at which special fuel is taxed under IC 6-6-2.5 **plus, for a carrier that has paid the surcharge tax at the time of purchasing special fuel that is not an alternative fuel, the surcharge tax rate under section 4.5 of this chapter for those gallons purchased.**

(2) When imposed upon the consumption of a special fuel that is an alternative fuel, the tax rate is either of the following:

(A) The same rate per diesel gallon equivalent as the rate per gallon at which special fuel is taxed under IC 6-6-2.5, in the case of liquid natural gas.

(B) The same rate per gasoline gallon equivalent at which special fuel is taxed under IC 6-6-2.5, in the case of compressed natural gas or an alternative fuel commonly or commercially known or sold as butane or

propane.

The tax shall be paid quarterly by the carrier to the department on or before the last day of the month immediately following the quarter.

(b) The amount of motor fuel consumed by a carrier in its operations on highways in Indiana is the total amount of motor fuel consumed in its entire operations within and without Indiana, multiplied by a fraction. The numerator of the fraction is the total number of miles traveled on highways in Indiana, and the denominator of the fraction is the total number of miles traveled within and without Indiana.

(c) The amount of tax that a carrier shall pay for a particular quarter under this section equals the product of the tax rate in effect for that quarter, multiplied by the amount of motor fuel consumed by the carrier in its operation on highways in Indiana and upon which the carrier has not paid tax imposed under IC 6-6-1.1, or IC 6-6-2.5, or **section 4.5 of this chapter.**

(d) Subject to section 4.8 of this chapter, a carrier is entitled to a proportional use credit against the tax imposed under this section for that portion of motor fuel used to propel equipment mounted on a motor vehicle having a common reservoir for locomotion on the highway and the operation of the equipment, as determined by rule of the commissioner. An application for a proportional use credit under this subsection shall be filed on a quarterly basis on a form prescribed by the department."

Page 22, line 4, delete "The" and insert "**Beginning July 1, 2017, the surcharge tax that applies to special fuel that is not an alternative fuel shall be collected and remitted in the manner specified for the special fuel tax under IC 6-6-2.5 as required by the department. A carrier shall reconcile the amount owed under this section as part of the carrier's motor fuel use tax reconciliation under this chapter. However, for a carrier that has not paid any surcharge tax at the time of purchase, the**"

Page 22, line 19, after "\$0.01)." insert "**However, after June 30, 2018, the new applicable rate may not exceed the rate in effect on June 30 plus one cent (\$0.01).**"

Page 25, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 34. IC 6-6-4.1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 5. (a) The department shall deposit revenue collected under sections 4 and 12 of this chapter in the state highway fund (IC 8-23-9-54).

(b) The department shall deposit revenue collected under section 4.5 of this chapter as follows:

(1) ~~Forty-five and one-half percent (45.5%)~~ **Forty-seven and seventy-five hundredths percent (47.75%)** in the state highway fund (IC 8-23-9-54).

(2) ~~Forty-five and one-half percent (45.5%)~~ **Forty-seven and seventy-five hundredths percent (47.75%)** in the motor vehicle highway account (IC 8-14-1).

(3) ~~Nine percent (9%)~~ **Four and five-tenths percent (4.5%)** in the motor carrier regulation fund administered by the department.

(c) The department shall deposit revenue collected under section 13 of this chapter as follows:

(1) Thirty-five percent (35%) in the motor vehicle highway account (IC 8-14-1).

(2) Sixty-five percent (65%) in the state highway fund (IC 8-23-9-54).

SECTION 34. IC 6-6-4.1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 6. (a) A carrier is entitled to a credit against the tax imposed under section 4 of this chapter if the carrier, or a lessor operating under the carrier's annual permit, has:

(1) paid the tax imposed under IC 6-6-1.1 or IC 6-6-2.5 **and section 4.5 of this chapter** on motor fuel purchased in Indiana;

(2) consumed the motor fuel outside Indiana; and

(3) paid a gasoline, special fuel, or road tax with respect

to the fuel in one (1) or more other states or jurisdictions.

(b) The amount of credit for a quarter is equal to the tax paid under IC 6-6-1.1 and IC 6-6-2.5 on motor fuel that:

- (1) was purchased in Indiana;
- (2) was consumed outside Indiana; and
- (3) with respect to which the carrier paid a gasoline, special fuel, or road tax to another state or jurisdiction.

(c) To qualify for the credit, the carrier shall submit any evidence required by the department of payment of the tax imposed under IC 6-6-1.1 or IC 6-6-2.5 **and section 4.5 of this chapter.**

(d) A credit earned by a carrier in a particular quarter shall be applied against the carrier's tax liability under this chapter for that quarter before any credit carryover is applied against that liability under section 7 of this chapter.

SECTION 35. IC 6-6-4.1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 7. (a) As used in this section, the credit of a carrier for any quarter is the amount by which the credit to which the carrier is entitled under section 6 of this chapter for that quarter exceeds the tax liability of the carrier under **section sections 4 and 4.5** of this chapter for that quarter.

(b) The credit for any quarter shall be allowed as a credit against the tax for which the carrier would otherwise be liable in the quarter in which the credit accrued.

(c) A carrier is entitled to the refund of any credit not previously used to offset a tax liability or for any erroneously paid tax or penalty. To obtain the refund, the carrier shall submit to the department a properly completed application in accordance with rules adopted by the department under IC 4-22-2. The application must be submitted within three (3) years after the end of:

- (1) the quarter in which the credit accrued; or
- (2) the calendar year that contains the taxable period in which the tax or penalty was erroneously paid.

Along with the application, the carrier shall submit any evidence required by the department and any reports required by the department under this chapter.

(d) The department shall pay interest on any part of a refund that is not made within ninety (90) days after the date on which all of the following have been completed:

- (1) The filing of:
 - (A) the properly completed application for refund; or
 - (B) the quarterly return on which a refund is claimed.
- (2) The submission of any evidence required by the department of payment of the tax imposed under IC 6-6-1.1 or IC 6-6-2.5 **and section 4.5 of this chapter.**
- (3) The submission of reports required by the department under this chapter.
- (4) The furnishing of a surety bond, letter of credit, or cash deposit under section 8 of this chapter.

(e) The department shall pay interest at the rate established under IC 6-8.1-9 from the date of:

- (1) the refund application;
- (2) the due date of a timely filed quarterly return on which a refund is claimed; or
- (3) the filing date of a quarterly return on which a refund is claimed, if the quarterly refund is filed after the due date of the quarterly return;

to a date determined by the department that does not precede the date on which the refund is made by more than thirty (30) days.

SECTION 36. IC 6-6-4.1-28 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 28. (a) A person that:**

- (1) is not a carrier; and**
- (2) owns a vehicle and purchases special fuel that is not an alternative fuel for the vehicle upon which the surcharge tax imposed by section 4.5 of this chapter is included;**

is entitled to an annual refund for surcharge taxes paid on

the special fuel consumed by that vehicle.

(b) The bureau of motor vehicles shall provide an annual refund of one hundred dollars (\$100) to each person for each vehicle described in subsection (a) at the time the owner registers the vehicle under IC 9-18.1.

(c) An owner of a vehicle described in subsection (a) who:
(1) is not required to register the owner's vehicle under IC 9-18.1; or

(2) pays more than one hundred dollars (\$100) in surcharge taxes for a particular vehicle during the previous registration year;

may claim a refund for annual surcharge taxes paid with regard to that vehicle. To obtain the refund, the person shall submit to the bureau of motor vehicles a properly completed refund claim in accordance with rules adopted by the bureau of motor vehicles commission under IC 4-22-2. A refund shall be paid from the funds and using the ratios specified in section 5(b) of this chapter.

(d) Refunds made under this section are not to be considered a reduction in the registration fees or excise taxes for a vehicle for purposes of allocating revenue from the fees and excise taxes for that vehicle. If necessary, the auditor of state shall monthly reconcile the appropriate funds that should be charged for the refund using the funds named in section 5(b) of this chapter and using the ratios specified in section 5(b) of this chapter."

Page 26, delete lines 4 through 29.

Page 27, line 41, delete "state revenue." and insert **"transportation."**

Page 28, line 11, delete "shall" and insert **"may"**.

Page 28, line 12, delete "The" and insert **"If the department adopts rules under this section, the"**.

Page 28, line 32, delete "commission" and insert **"department"**.

Page 35, line 15, reset in roman "is equal".

Page 35, line 16, reset in roman "to".

Page 35, line 16, delete "may not exceed".

Page 35, line 20, reset in roman "fifty".

Page 35, line 20, delete "forty".

Page 35, line 21, reset in roman "(50%)".

Page 35, line 21, delete "(40%)".

Page 35, between lines 24 and 25, begin a new paragraph and insert:

"SECTION 7. IC 9-18.1-5-8, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 8. (a) Except as provided in section 11 of this chapter, the fee to register a trailer is as follows:

Declared Gross	Weight (Pounds)	Fee (\$)
Greater than	Equal to or less than	
0	3,000	\$16.35
3,000	9,000	25.35
9,000	12,000	72
12,000	16,000	108
16,000	22,000	168
22,000		228

(b) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(b)(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:

- (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 and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.

(5) For a vehicle registered 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 ten cents (\$3.10) to the commission fund.

(6) For a vehicle registered after June 30, 2019, four dollars and thirty-five cents (\$4.35) to the commission fund.

(7) Any remaining amount to the motor vehicle highway account.

SECTION 8. IC 9-18.1-5-9, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 9. (a) Except as provided in section 11 of this chapter, the fee to register a truck, a tractor used with a semitrailer, or a for-hire bus is determined as follows:

Declared Gross Greater than	Weight (Pounds) Equal to or less than	Fee (\$)
0	11,000	\$ 30.35
11,000	16,000	144
16,000	26,000	180
26,000	36,000	300 315
36,000	48,000	504 529
48,000	66,000	720 756
66,000	78,000	960 1,008
78,000		1,356 1,423

(b) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

~~(b)~~ **(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:**

- (1) Twenty-five cents (\$0.25) to the state police building account.
- (2) For a truck with a declared gross weight of eleven thousand (11,000) pounds or less, thirty cents (\$0.30) to the spinal cord and brain injury fund.
- (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (5) Four dollars (\$4) to the crossroads 2000 fund.
- (6) For a vehicle registered 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 ten cents (\$3.10) to the commission fund.

(7) For a vehicle registered after June 30, 2019, four dollars and thirty-five cents (\$4.35) to the commission fund.

(8) For a truck, tractor used with a semitrailer, or for-hire bus having a declared gross weight of at least twenty-six thousand (26,000) pounds, five percent (5%) of the total fees, determined before any allocation under subdivision (1) and subdivisions (3) through (7), to the local road and bridge matching grant fund established by IC 8-23-30.

~~(8)~~ **(9) Any remaining amount to the motor vehicle highway account.**

~~(e)~~ **(d) A trailer that is towed by a truck must be registered separately, and the appropriate fee must be paid under this chapter.**

SECTION 9. IC 9-18.1-5-10, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 10. (a) The following vehicles shall be registered as semitrailers:

- (1) A semitrailer converted to a full trailer through the use

of a converter dolly.

(2) A trailer drawn behind a semitrailer.

(3) A trailer drawn by a vehicle registered under the International Registration Plan.

(b) The fee for a permanent registration of a semitrailer is eighty-two dollars (\$82).

(c) A fee described in subsection (b) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(d) The fee described in subsection (b) that is not required to be distributed under subsection (c) shall be distributed as follows:

- (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 and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Twelve dollars (\$12) to the crossroads 2000 fund.
- (5) For a vehicle registered 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 ten cents (\$3.10) to the commission fund.

(6) For a vehicle registered after June 30, 2019, four dollars and thirty-five cents (\$4.35) to the commission fund.

(7) Any remaining amount to the motor vehicle highway account.

~~(e)~~ **(e) A permanent registration under subsection (b) must be renewed on an annual basis. The fee to renew a permanent registration is eight dollars and seventy-five cents (\$8.75). The fee is in addition to any applicable excise tax. and shall be distributed as follows:**

(f) A fee described in subsection (e) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(g) A fee described in subsection (e) that is not required to be distributed under subsection (f) shall be distributed as follows:

- (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) Three dollars (\$3) to the crossroads 2000 fund.
- (4) Three dollars and ten cents (\$3.10) to the commission fund.
- (5) Any remaining amount to the motor vehicle highway account.

~~(d)~~ **(h) A permanent registration under subsection (b) may be transferred under IC 9-18.1-11.**

~~(e)~~ **(i) A semitrailer that is registered under IC 9-18-10-2(a)(2) (before its expiration) or IC 9-18-10-2(a)(3) (before its expiration) remains valid until its expiration and is not subject to renewal under subsection ~~(e)~~: (e). This subsection expires July 1, 2020.**

SECTION 10. IC 9-18.1-5-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 10.5. **(a) This section applies after June 30, 2017.**

(b) This section applies only to fees described in sections 8(a), 9(a), 10(b), and 10(e) of this chapter that are collected under the International Registration Plan.

(c) The fees collected under the International Registration Plan during each state fiscal year shall be distributed as follows:

- (1) The first one hundred twenty-five thousand dollars (\$125,000) to the state police building account.**
- (2) Five percent (5%) of the total fees collected**

(without regard to the distribution under subdivision (1) to the local road and bridge matching grant fund established by IC 8-23-30.

(3) Any remaining amounts to the motor vehicle highway account."

Page 36, line 13, after "vehicle" insert "with a declared gross weight equal to or less than twenty-six thousand (26,000) pounds".

Page 36, line 30, delete "may accept a voucher from the department of".

Page 36, line 31, delete "state revenue showing payment of the fee for a motor vehicle" and insert "shall collect an apportioned registration fee for any motor vehicle".

Page 38, delete lines 5 through 12, begin a new paragraph and insert:

"SECTION 55. IC 36-9-42.2-2, AS ADDED BY P.L.141-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. As used in this chapter, "eligible entity" means a county or municipality that receives, is eligible to receive, directly or indirectly, federal funds through a metropolitan planning organization or otherwise."

Page 38, line 17, after "with" insert "section 6(b) of".

Page 38, line 23, delete "allocated" and insert "provided".

Page 38, delete lines 37 through 41.

Page 39, line 11, delete "or to an".

Page 39, line 12, delete "MPO member".

Page 39, line 15, delete "Except for design-build projects, the following must be" and insert "Exchanged funds may be expended for any transportation purpose allowable under federal law."

Page 39, delete lines 16 through 21.

Page 39, line 25, delete "full-time".

Page 39, line 26, delete "listed in subdivision (2)".

Page 39, line 37, delete "or an MPO member".

Page 39, line 39, delete "receive" and insert "be awarded".

Page 40, line 3, delete "or MPO".

Page 40, line 4, delete "member".

Page 40, line 4, delete "reasonable." and insert "reasonable after its selection of a consultant or consultants."

Page 40, line 10, delete "or MPO member".

Page 40, line 17, delete "that year." and insert "that year and notify the budget agency of the amount."

Page 40, line 17, delete "By November 1 of each year, the department".

Page 40, delete lines 18 through 19, begin a new paragraph and insert:

"(b) After review by the budget committee and after approval by the budget director, the department shall exchange one hundred percent (100%) of the local share for state dollars.

(c) The department shall allocate the exchanged funds for the following purposes:

(1) To be distributed to eligible entities for projects under the program in accordance with federal law regarding distributions between areas within a metropolitan planning organization and areas not within a metropolitan planning organization.

(2) To be available for direct distribution to eligible entities for projects or annual services including, but not limited to, federally required bridge inspections."

Page 40, line 20, delete "(b)" and insert "(d)".

Page 40, line 21, delete "that exceed the local share." and insert "at any time."

Page 40, line 22, delete "to exceed the local share,".

Page 40, line 23, strike "adequate" and insert "additional".

Page 40, line 23, strike "to".

Page 40, line 23, delete "allocate".

Page 40, line 24, delete "additional state funds to" and insert "for".

Page 40, line 24, delete "beyond the local share".

Page 40, line 25, delete "amount".

Page 40, delete lines 29 through 31.

Page 40, line 36, after "department" insert "or to a metropolitan planning organization".

Page 40, line 38, after "department;" insert "and".

Page 40, delete lines 39 through 41.

Page 40, line 42, delete "(4)" and insert "(2)".

Page 40, line 42, delete "entity's" and insert "entity".

Page 41, line 1, delete "fiscal body".

Page 41, delete lines 4 through 5.

Page 41, delete lines 25 through 41.

Page 42, line 35, delete "awarded exchanged funds to eligible".

Page 42, line 36, delete "entities and".

Page 42, line 36, strike "exchange agreements entered into".

Page 42, line 36, delete "with" and insert "awarded exchanged funds to eligible entities".

Page 42, line 37, delete "metropolitan planning organizations".

Page 43, between lines 13 and 14, begin a new paragraph and insert:

"(c) IC 9-18.1-5-9, as amended by this act, applies to registrations after June 30, 2017."

Page 43, line 14, delete "(c)" and insert "(d)".

Page 43, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 72. [EFFECTIVE UPON PASSAGE] (a) IC 6-6-4.1-4.5, as amended by this act, applies to the collection of the motor fuel surcharge tax imposed on the consumption of special fuel that is not an alternative fuel as follows:

(1) For special fuel received by a licensed supplier in Indiana for sale or resale in Indiana, the special fuel received after June 30, 2017.

(2) For special fuel subject to a tax precollection agreement under IC 6-6-2.5-35(j), the special fuel removed after June 30, 2017, by a licensed supplier from a terminal outside Indiana for sale for export or for export to Indiana.

(3) For special fuel imported into Indiana, other than into a terminal, the special fuel imported into Indiana after June 30, 2017, as measured by invoiced gallons received at a terminal or at a bulk plant.

(b) This SECTION expires June 30, 2018."

Renumber all SECTIONS consecutively.

(Reference is to HB 1002 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 5.

SOLIDAY, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1036, 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 6, line 36, after "committee" insert "ex officio".

Page 6, line 40, after "committee" insert "ex officio".

Page 8, line 40, delete "or introduced into evidence" and insert "and considered".

Page 10, line 32, delete "subsection (d)(2)" and insert "subsection (d)".

(Reference is to HB 1036 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 3.

WASHBURN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1053, 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 7, after "Shelby" insert "**circuit and**".

Page 1, line 8, after "the" insert "**circuit and**".

Page 1, line 10, after "of the" insert "**circuit and**".

(Reference is to HB 1053 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1116, 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 1116 as introduced.)

Committee Vote: Yeas 12, Nays 1.

ZENT, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1176, 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 1176 as introduced.)

Committee Vote: Yeas 13, Nays 0.

WASHBURNE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred House Bill 1234, 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 1234 as introduced.)

Committee Vote: Yeas 11, Nays 0.

LEHE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1306, 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 1306 as introduced.)

Committee Vote: Yeas 11, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1335, 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 4, line 12, after "including" insert "**contracting with a nonstate facility for patient support services.**".

Page 4, delete lines 13 through 14.

(Reference is to HB 1335 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1336, 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 1336 as introduced.)

Committee Vote: Yeas 12, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1438, 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 1438 as introduced.)

Committee Vote: Yeas 12, Nays 1.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1439, 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 6, line 30, delete "is inconsistent" and insert "**conflicts**".

Page 6, line 31, after "with" insert "**the administration of the programs under**".

(Reference is to HB 1439 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1495, 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, delete lines 29 through 42.

Page 11, delete lines 1 through 4, begin a new paragraph and insert:

"SECTION 16. IC 13-23-9-1.3, AS ADDED BY P.L.96-2016, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1.3. (a) The total amount otherwise available from the ELTF in connection with an eligible release **discovered on or after July 1, 2016**, shall be reduced by:

(1) a deductible amount of fifteen thousand dollars (\$15,000); and

(2) if ~~applicable~~, **any annual registration fees that were due in 2014 or a later year are not paid in full before**

the submittal of the initial site characterization as required by the rules adopted by the environmental rules board, an additional amount under subsection (b).

(b) The additional amount referred to in subsection (a)(2) is the sum of:

(1) all annual registration fees due under IC 13-23-12-1 for USTs located at the facility from which the release occurred that:

- (A) were due in ~~1991~~ **2014** or a later year; and
- (B) were not paid in the year the fees were originally due; plus

(2) an additional amount of one thousand dollars (\$1,000) for each annual registration fee imposed by IC 13-23-12-1 on a UST located at the facility from which the release occurred that:

- (A) was due in ~~1991~~ **2014** or a later year; and
- (B) was not paid in the year the fee was originally due."

(Reference is to HB 1495 as introduced.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 2.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1507, 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 1507 as introduced.)

Committee Vote: Yeas 12, Nays 0.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1539, 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 20, between lines 7 and 8, begin a new line blocked left and insert:

"For purposes of this section, the collection of the amount of any conditionally waived closing costs (as allowed under section 202(d) of this chapter) by a creditor, as stipulated in the loan agreement, at the time of prepayment in full does not constitute a prepayment penalty and is not subject to the limitations set forth in this subsection."

Page 28, delete line 42.

Delete page 29.

Page 30, delete lines 1 through 17.

Page 30, between lines 37 and 38, begin a new paragraph and insert:

"SECTION 25. IC 28-1-8-0.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 0.5. As used in this chapter, "corporation" means:

- (1) a bank;
- (2) a trust company;
- (3) a corporate fiduciary;
- (4) a savings bank;
- (5) a savings association; ~~or~~
- (6) an industrial loan and investment company that maintains federal deposit insurance; ~~or~~
- (7) a credit union.**

SECTION 26. IC 28-1-8-0.7, AS AMENDED BY P.L.13-2013, SECTION 72, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 0.7. As used in this chapter, "shareholder", with respect to a:

- (1) mutual savings bank; ~~or~~
- (2) mutual savings association; ~~or~~
- (3) credit union;**

refers to a member of the mutual savings bank, ~~or~~ mutual savings association, **or credit union, as applicable.**

SECTION 27. IC 28-1-8-2, AS AMENDED BY P.L.27-2012, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. (a) A sale, lease, exchange, or other disposition described in section 1 of this chapter must first be proposed by the board of directors by the adoption of a resolution that:

- (1) sets forth the terms and conditions of the sale, lease, exchange, or other disposition; and
- (2) directs that the proposed disposition be submitted to a vote of the shareholders at the annual meeting or a special meeting.

- (b) The meeting **described in subsection (a)(2)** shall:
 - (1) be called **by in the resolution and notice of the meeting shall required by subsection (a); and**
 - (2) be given **in the manner provided in accordance with:**
 - (A) IC 28-13-5-8, **in the case of a corporation other than a credit union; and**
 - (B) **IC 28-7-1-14, in the case of a credit union.**

SECTION 28. IC 28-1-8-3, AS AMENDED BY P.L.27-2012, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) Before a proposed disposition described in section 1 of this chapter is submitted to a vote of the shareholders, the resolution proposing the disposition shall be submitted for the approval of the department.

(b) Subject to section ~~5(c)~~ **5(d)** of this chapter, and any approvals required under federal law, the department may approve a resolution if the corporation has and will have assets in excess of the corporation's liabilities and either of the following applies:

- (1) The corporation intends to merge out of existence under IC 28-1-7-1 **or IC 28-7-1-33, as applicable.**
- (2) The corporation intends to voluntarily dissolve under IC 28-1-9 **or IC 28-7-1-27.1, as applicable.**

(c) An officer or a director of a corporation whose proposed disposition is approved by the department under subsection (b) may not negotiate for or receive any economic benefit in connection with any sale of assets under this chapter, except for:

- (1) compensation and other benefits paid to the officer or director and to officers and directors of the purchasing institution in the ordinary course of business;
- (2) any economic benefit realized by all shareholders as a result of the disposition; or
- (3) any economic benefit received as part of a compensation or benefit plan existing at the time of the disposition and approved before the initiation of sale negotiations.

(d) If the department approves a resolution submitted under this section, the department shall:

- (1) write or stamp on the resolution:
 - (A) the words "Approved by the Department of Financial Institutions of the State of Indiana"; and
 - (B) the date of the approval; and
- (2) place the impression of the seal of the department and the signature of the director or the director's authorized designee beneath the approval stamp.

SECTION 29. IC 28-1-8-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. If a resolution proposing a disposition described in section 1 of this chapter is approved by the department, the resolution may then be submitted to the shareholders at the annual meeting or a special meeting. The resolution shall be authorized upon receiving the affirmative votes of two-thirds (2/3) of the outstanding shares. **However, the department may permit the resolution to be authorized without receiving shareholder**

approval if the corporation whose assets are to be disposed of is in danger of insolvency.

SECTION 30. IC 28-1-8-5, AS AMENDED BY P.L.27-2012, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 5. **(a) This section does not apply to a shareholder of a credit union that is the subject of a proposed transaction concerning the sale, lease, exchange, or other disposition of the credit union's property or assets under this chapter.**

~~(a)~~ **(b)** Subject to subsection ~~(c)~~; **(d)**, the rights of dissenting shareholders in the case of a merger or consolidation, as set forth in IC 28-1-7-21, apply to the sale, lease, exchange, or other disposition of the property and assets of a corporation under this chapter. Any dissenting shareholder shall have such rights and remedies as provided for in IC 28-1-7-21.

~~(b)~~ **(c)** For purposes of the application of IC 28-1-7-21 to this chapter, the "effective date" of a sale, lease, exchange, or other disposition under this chapter, within the meaning of IC 28-1-7-21, is the date upon which the disposition was authorized by the shareholders of the corporation.

~~(c)~~ **(d)** In a proposed disposition described in section 3(b) of this chapter, if the corporation that is the subject of the proposed disposition is a mutual savings bank or a mutual savings association, the rights and remedies for dissenting shareholders set forth in IC 28-1-7-21 do not apply."

Page 43, line 23, strike "another credit union" and insert "**a corporation (as defined in IC 28-1-8-0.5)**".

Page 43, line 24, strike "selling credit union." and insert "**corporation, or to sell, lease, exchange, or otherwise dispose of all or substantially all of the credit union's property and assets to a corporation, if:**

- (A) the credit union complies with IC 28-1-8; and**
(B) the transaction is authorized in accordance with IC 28-1-8-4."

Page 54, line 16, delete "pawn ticket," and insert "**items set forth in subdivisions (1) through (3),"**

Renumber all SECTIONS consecutively.

(Reference is to HB 1539 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

BURTON, Chair

Report adopted.

Representative Lehman, who had been present, is now excused.

HOUSE BILLS ON SECOND READING

House Bill 1031

Representative Slager called down House Bill 1031 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1079

Representative Thompson called down House Bill 1079 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1123

Representative Wesco called down House Bill 1123 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1124

Representative Wesco called down House Bill 1124 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1171

Representative Mahan called down House Bill 1171 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1278

Representative Negele called down House Bill 1278 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1281

Representative Sullivan called down House Bill 1281 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1281-1)

Mr. Speaker: I move that House Bill 1281 be amended to read as follows:

Page 3, delete lines 9 through 35, begin a new paragraph and insert:

"SECTION 4. IC 21-12-13-3, AS AMENDED BY P.L.6-2012, SECTION 147, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. (a) This section applies to a grant or reduction in tuition or fees described in section 1 or 2 of this chapter.

(b) As used in this section, "professional **degree program or accelerated graduate degree program**" refers to a four (4) or five (5) year postsecondary school course of study:

(1) to which an individual may be admitted without completing an ~~undergraduate~~ **baccalaureate degree**;

(2) that requires an individual to enroll in graduate level or professional degree courses before completing a baccalaureate degree; and

~~(2) (3) that leads to a degree that is not an undergraduate or graduate degree, as determined by the commission. and~~
~~(3) that prepares the holder of the degree for a profession.~~

(c) **An individual who has previously received a grant or reduction in tuition or fees described in section 1 or 2 of this chapter including may continue to use all renewals and extensions may be used for a professional degree program or accelerated graduate degree program.** The total grant or reduction in tuition or fees under a statute listed in section 1 or 2 of this chapter for all:

(1) undergraduate credit hours or semesters; and

(2) professional degree program or accelerated graduate degree program credit hours or semesters;

may not exceed the maximum credit hours or semesters permitted under section 1 or 2 of this chapter, as applicable and must be used within eight (8) years after the date the individual first applies and becomes eligible for benefits under the applicable law."

(Reference is to HB 1281 as printed January 24, 2017.)

SULLIVAN

Motion prevailed. The bill was ordered engrossed.

House Bill 1369

Representative M. Smith called down House Bill 1369 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1407

Representative Washburne called down House Bill 1407 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Representative Forestal, who had been excused, is now present.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1080

Representative Frizzell called down Engrossed House Bill 1080 for third reading:

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

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

Roll Call 22: yeas 93, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Grooms and Breaux.

The Speaker Pro Tempore yielded the gavel to the Speaker.

Representatives J. Young and Lehman, who had been excused, are now present.

Engrossed House Bill 1260

Representative Soliday called down Engrossed House Bill 1260 for third reading:

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

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

Roll Call 23: yeas 95, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Charbonneau and Niemeyer.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 5

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

A CONCURRENT RESOLUTION celebrating Indiana's "Jobs for American Graduates" (JAG) program on the occasion of its 10th Anniversary.

Whereas, JAG is a state-based, national not-for-profit organization dedicated to helping young people succeed academically by overcoming barriers to high school graduation;

Whereas, JAG's mission is to keep young people in school through graduation and provide work-based learning experiences that will lead to career advancement opportunities or enrollment in a post-secondary institution;

Whereas, The JAG Indiana class of 2015 had a 94% graduation rate, and 88% are enrolled in a post-secondary education program, military service, or gainfully employed;

Whereas, Since Governor Mitchell E. Daniels launched JAG Indiana in 2006, the program has successfully supported over 17,000 students through in-school and out-of-school dropout recovery programs;

Whereas, In 2013, Under the leadership of Governor Michael R. Pence, the state doubled its investment in JAG in order to sustain and grow the JAG Indiana program;

Whereas, Due to the dedication of the Indiana General Assembly, Daniels and Pence, students, parents, educators, administrators, schools, and Workforce Development Boards, JAG Indiana has grown to be the largest state affiliate program

in the country;

Whereas, As of 2017, JAG operates 112 in-school and out-of-school programs throughout the state;

Whereas, The success of JAG would not be possible without the dedication of the 165 JAG Indiana staff members; and

Whereas, It is fitting that the Indiana General Assembly recognize and commend the success of the Indiana JAG program on the 10th anniversary of its creation: 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 celebrates Indiana's "Jobs for American Graduates" (JAG) program on the occasion of its 10th Anniversary.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Brenda Summers of the Indiana Department of Workforce Development.

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 Concurrent Resolution 6

The Speaker handed down Senate Concurrent Resolution 6, sponsored by Representative Kirchofer:

A CONCURRENT RESOLUTION honoring the life and accomplishments of the late Francis Marion "Frank" Hendley II.

Whereas, Francis Marion Hendley was born on February 24, 1917, in Birmingham, Alabama;

Whereas, Francis Marion Hendley attended Norwood Grammar School and Phillips High School in Birmingham, Alabama, completing the 11th grade in 1933;

Whereas, The Civil War is very much a part of Francis Marion Hendley's family heritage, with three great uncles having served in the Tennessee Cavalry during the war;

Whereas, Francis Marion Hendley volunteered in the United States Coast Guard Reserves on August 18, 1942, and he served his country with valor in the Pacific theater during World War II as a member of the Amphibious Assault Forces assigned to the U.S.S. Hunter Liggett;

Whereas these sea units were issued a commendation on January 11, 1943, by Admiral Chester Nimitz, Commander-in-Chief of the U.S. Pacific Fleet for "the movement of a large number of troops into and out of the Guadalcanal-Tulagi area...without the loss of a single soldier from enemy action";

Whereas, On May 21, 1944, a commendation designated Mr. Hendley as a member of Admiral William F. Halsey, Jr.'s "Fighting Team," and on November 20, 1944, Major General Roy S. Geiger, U.S. Marine Corps Commanding, issued a commendation to Mr. Hendley's unit Boat Pool 11 for "the outstanding conduct displayed by them in fighting a fire in the fuel dump on Puruate Island...worked to the point of physical exhaustion to limit the loss of supplies in the fire which resulted from bombing by hostile aircraft...merits the high esteem of the entire command";

Whereas, Francis Marion Hendley received a commendation from Oliver O. Kessing, Captain, Commanding Naval Base Torokina, for Operations on November 29, 1943, which stated in part, "The Commander Naval Base expresses his thanks and admiration for the outstanding work of Boat Pool Eleven in evacuating the paratrooper battalion. Every man involved showed the old navy guts and the example of each man is an inspiration to our fighting forces";

Whereas, Francis Marion Hendley operated landing craft invasions from Guadalcanal, America's first amphibious operation since 1898, during the Solomon Islands campaign;

Whereas, Francis Marion Hendley was honorably discharged on October 10, 1945, with the rank of Boatswains Mate 2nd Class, and he was awarded numerous decorations, including the World War II Victory Medal, the Asiatic Pacific Campaign Medal with Three Battle Stars, the Combat Action Ribbon, the American Campaign Medal, and the American Defense Service Medal;

Whereas, Francis Marion Hendley truly lived up to the Coast Guard motto of "Semper Paratus" ("Always Ready");

Whereas, Francis Marion Hendley married Martha Elizabeth (Edmonson) Hendley on February 10, 1945, while on leave from the Coast Guard, and they had five children: Joyce Clarisse Todd, Patricia Ann Kitching, Reverend George Meredith Hendley, Ginger Lynne Lanier, and Pastor Dan Dixon Hendley;

Whereas, Francis Marion Hendley returned to work at Gordon Foods Company at their office in Louisville, Kentucky, and upon his return he was promoted to District Manager, organizing salesmen in the states of Indiana, Kentucky, and Tennessee, with his headquarters in Beech Grove, Indiana;

Whereas, Francis Marion Hendley was elected the first national president of The Hendley Family Association, Inc., on November 22, 1975, leading the association with honor and distinction during his term of office from 1976 through 1977;

Whereas, Francis Marion Hendley made many contributions to both the business and public communities as a rancher, cattleman, real estate broker and salesman, and as a valiant sailor, public servant, and dedicated family man, and because of these attributes he was appointed as an "Honorary Hoosier - State of Indiana" on April 6, 1982, by Lieutenant Governor John M. Mutz, under the authority of the Indiana Department of Commerce;

Whereas, Francis Marion Hendley passed away on November 15, 1986, and since then he has been honored by the Legislatures of all seven states in which he resided;

Whereas, The late William H. "Bill" Hudnut, III, Mayor of Indianapolis, stated on August 23, 1988: "He [Hendley] was a man of great influence and fortitude, and Indiana has felt his presence far beyond the years that he lived here"; and

Whereas, Francis Marion Hendley was awarded a "Certificate of Recognition" on July 1, 2001, during the term of United States President George W. Bush, signed by Secretary of Defense Donald Rumsfeld, which states: "In recognition of your service during the Cold War (2 September 1945 - 26 December 1991) in promoting peace and stability for this Nation, the people of this Nation are forever grateful": 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 and memorializes the life of Mr. Francis Marion "Frank" Hendley II, and commemorates his legacy.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Mr. William H. Hendley, National President of The Hendley Family Association, Inc.

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.

HOUSE BILLS ON SECOND READING

House Bill 1100

Representative Lehman called down House Bill 1100 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 1002, 1053, 1176 and 1306 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representative Frye be added as coauthor of House Bill 1002.

SOLIDAY

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative V. Smith be added as coauthor of House Bill 1009.

COOK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Clere, Davisson and Pryor be added as coauthors of House Bill 1060.

SHACKLEFORD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Torr be added as coauthor of House Bill 1167.

SCHAIBLEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Lawson be added as coauthor of House Bill 1209.

NEGELE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Candelaria Reardon and Pressel be added as coauthors of House Bill 1260.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Schaibley be added as coauthor of House Bill 1273.

BAIRD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Sullivan, Kirchhofer and Summers be added as coauthors of House Bill 1278.

NEGELE

Motion prevailed.

HOUSE MOTION

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

FRYE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Aylesworth and Cook be added as coauthors of House Bill 1344.

HARRIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Davisson be added as coauthor of House Bill 1438.

KIRCHHOFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hatfield be added as coauthor of House Bill 1464.

CARBAUGH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Heaton be added as coauthor of House Bill 1467.

CARBAUGH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Frizzell be added as coauthor of House Bill 1474.

KIRCHHOFER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Clere be added as coauthor of House Bill 1496.

SMALTZ

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative May be added as coauthor of House Bill 1511.

BRAUN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Lawson and Ober be added as coauthors of House Bill 1517.

MACER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Miller and Mahan be added as coauthors of House Bill 1536.

ENGLEMAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Schaibley be added as coauthor of House Bill 1542.

DAVISSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Saunders be added as coauthor of House Bill 1562.

PIERCE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Bauer be removed as first author and Representative Steuerwald be added as author of House Bill 1577.

BAUER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamm be added as coauthor of House Bill 1596.

LEHE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamm be added as coauthor of House Bill 1597.

SAUNDERS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Torr and Friend be added as coauthors of House Bill 1624.

SPEEDY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative GiaQuinta be added as coauthor of House Bill 1643.

SUMMERS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Carbaugh be added as coauthor of House Bill 1653.

MACER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Ziemke be added as coauthor of House Bill 1654.

TORR

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Joint Resolution 7 and the same is herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 159 and 190 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolution 11 and the same is herewith returned to the House.

JENNIFER L. MERTZ
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Heine, the House adjourned at 10:50 a.m., this twenty-sixth day of January, 2017, until Monday, January 30, 2017, at 1:30 p.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives