



Journal of the House

State of Indiana

120th General Assembly

First Regular Session

Eighteenth Day

Monday Afternoon

February 13, 2017

The invocation was offered by Pastor Woody Church of Stones Crossing Church in Greenwood, a guest of Representative Frizzell.

The House convened at 1:30 p.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Bacon.

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

Arnold	Kirchhofer
Austin	Klinker
Aylesworth <input type="checkbox"/>	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Bauer	Lucas <input type="checkbox"/>
Behning	Lyness
Beumer	Macer
Borders	Mahan
Braun	May
C. Brown	Mayfield
T. Brown	McNamara
Burton	Miller
Candelaria Reardon	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cook	Negele
Culver	Nisly
Davisson	Ober
DeLaney	Olthoff
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter
Ellington	Pressel
Engleman	Pryor
Errington	Richardson
Forestal	Saunders
Friend	Schaibley
Frizzell <input type="checkbox"/>	Shackleford
Frye	Siegrist
GiaQuinta	Slager
Goodin	Smaltz
Gutwein	M. Smith
Hamilton	V. Smith
Hamm	Soliday
Harris	Speedy <input type="checkbox"/>
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 94: 96 present; 4 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, February 14, 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 Education, to which was referred House Bill 1003, 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 25, between lines 15 and 16, begin a new paragraph and insert:

"SECTION 30. IC 20-32-5-21.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 21.5. For a school year beginning after June 30, 2017, a public school, a state accredited school, or an eligible school (as defined in IC 20-51-1-4.7) shall administer end of course assessments in at least the areas of:**

- (1) English/language arts;
- (2) science; and
- (3) algebra I.

subject matter or discipline with regard to the end of course assessment passed by the student."

Page 25, line 31, delete "IC 20-19-2-4.5" and insert "**IC 20-19-2-14.5**".

Page 26, line 14, delete "IC 20-19-2-4.5" and insert "**IC 20-19-2-14.5**".

Page 27, line 10, delete "or".

Page 27, line 10, after "nonpublic school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 27, line 23, delete "or".

Page 27, line 23, after "nonpublic school" insert ", **or eligible school (as defined in IC 20-51-1-4.7)**".

Page 27, line 25, delete "a" and insert "**at least one (1) of the following**".

Page 27, line 26, delete "assessment" and insert "**assessments**".

Page 27, line 26, delete ", including the following:" and insert ":",

Page 27, line 29, delete "delete "Advance" and insert "**Advanced**".

Page 27, between lines 36 and 37, begin a new line block indented and insert:

"(6) The Armed Services Vocational Aptitude Battery."

Page 27, line 37, delete "(6)" and insert "(7)".

Page 28, line 10, delete "the graduation examination must consist of" and insert **"a high school shall administer"**.

Page 28, line 11, delete "examinations" and insert **"assessments"**.

Page 28, line 16, delete "examinations" and insert **"assessments"**.

Page 28, line 19, delete "examinations" and insert **"assessments"**.

Page 28, line 21, delete "examination" and insert **"assessment"**.

Page 28, line 26, after "before" insert **"completing"**.

Page 28, line 28, delete "examination" and insert **"assessment"**.

Page 28, between lines 30 and 31, begin a new paragraph and insert:

"(d) All assessments approved by the state board under subsection (a) and any other benchmark, interim, or similar type assessments created or provided in conjunction with the statewide assessment described in section 7 of this chapter and used by a school corporation, charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) must comply with each of the following requirements:

(1) All assessment data results shall be owned by the school corporation or school that elects to administer the assessment.

(2) All assessment data shall be available to the school corporation or school promptly upon request and at no additional charge.

(3) The assessment data shall be provided in a manner that permits it to be used with any instructional program."

Page 28, line 31, delete "public school" and insert **"school corporation, charter school, eligible school (as defined in IC 20-51-1-4.7),"**

Page 28, line 36, after "school" insert **"or an eligible school (as defined in IC 20-51-1-4.7)"**.

Page 29, line 2, after "accommodations" insert **"as outlined in the student's individualized education plan or individualized service plan"**.

Page 29, line 4, after "program" insert **"or individualized service plan"**.

Page 29, line 16, after "program" insert **"or individualized service plan"**.

Page 29, line 40, after "a school corporation," insert **"charter school, state accredited nonpublic school, or eligible school (as defined in IC 20-19-2-14.5),"**

Page 29, line 40, after "the school corporation" insert **"or school"**.

Page 30, line 39, delete "schedule" and insert **"offer"**.

Page 31, line 39, delete "guide" and insert **"provide"**.

Page 31, line 40, delete "or".

Page 31, line 40, after "nonpublic school" insert **", or eligible school (as defined in IC 20-51-1-4.7)"**.

Page 31, line 42, delete "." and insert **"and the statewide assessment described in section 7 of this chapter."**

Page 32, line 1, delete "public or" and insert **"school corporation, charter school,"**

Page 32, line 1, after "school" insert **", or eligible school (as defined in IC 20-51-1-4.7)"**.

Page 32, line 8, delete "or".

Page 32, line 9, after "school" insert **", or eligible school (as defined in IC 20-51-1-4.7)"**.

Page 32, line 11, delete "or state" and insert **"state"**.

Page 32, line 11, after "school" insert **", or eligible school (as defined in IC 20-51-1-4.7)"**.

Page 32, line 14, delete "or".

Page 32, line 15, after "school" insert **", or eligible school (as defined in IC 20-51-1-4.7)"**.

Page 32, delete lines 18 through 24, begin a new paragraph and insert:

"Sec. 17. (a) The department, with the approval of the state board, shall develop and implement programs, policies, and procedures necessary to carry out this chapter to:

(1) continuously improve teacher, student, parent, and community understanding of assessment results;

(2) strategically use data and information from the assessment results to improve student growth and proficiency of all students; and

(3) instruct teachers and administrators how formative assessment practices can be used on a daily basis during class instruction."

Renumber all SECTIONS consecutively.

(Reference is to HB 1003 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 2.

BEHNING, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1577, 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 3, delete lines 22 through 27, begin a new paragraph and insert:

"(d) The officer, employee, or designee who obtains a DNA sample from a person under this section shall inform the person of the person's right to DNA expungement under section 18 of this chapter."

Page 4, line 6, strike "(1) a".

Page 4, line 6, delete "letter or form requesting".

Page 4, line 6, strike "expungement".

Page 4, strike line 7.

Page 4, line 8, strike "(2)" and insert **"(1)"**.

Page 4, line 9, delete "or other evidence sufficient to establish or".

Page 4, line 10, delete "permit the superintendent to establish" and insert **"stating"**.

Page 4, line 21, strike "(3)" and insert **"(2)"**.

Renumber all SECTIONS consecutively.

(Reference is to HB 1577 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEUERWALD, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

House Resolution 18

Representative V. Smith introduced House Resolution 18:

A HOUSE RESOLUTION recognizing the Sixth Annual Bill Johnson Black Film Festival.

Whereas, African American Achievers Youth Corps, Inc. partners with other local groups to sponsor a film festival dedicated to Gary native William L. Johnson, which is hosted by the actor;

Whereas, William Johnson is a graduate of Emerson School for Visual and Performing Arts in Gary and has had starring roles in many theatrically released projects, including the lead role in "Blue Hill Avenue", which garnered top honors at the Acapulco and Black Hollywood film festivals;

Whereas, More than just an actor, William Johnson's goal is to "reinvest the majority of his earnings into a structured business that supports the advancement of the urban

community. By spreading the message of self-reliance and providing opportunities to qualified individuals from disadvantaged backgrounds, he hopes to break the cycle that keeps generations impoverished";

Whereas, Equally important to William Johnson is his passion to deliver conscious messages through his music using his stage persona, "Brotha Bill";

Whereas, William Johnson has been involved in more than 20 film projects and independent short films and features, including "Motives 2", "The Mannsfield 12", "Crossover", "Doing Hard Time", "Tears of a Clown", "Motives", "Move", "Wanted: Soulful Energy Xchange" with Gary Dourdan and Mari Morrow, and director Tony Spires' "Two Degrees" starring Don "D.C." Curry;

Whereas, The Sixth Annual Bill Johnson Black Film Festival will feature the films "Love Isn't Enough" by Saquan Jones, "Make America Great?" by Candice Vernon, "Rise Up" by Marcellus Cox, "Same Fruit, Different Tree" by Mansur Rashid, "Split Decision" by Kel Davis, "Gila Monster: The Adventures of Adrian Manx" by Alonzo Crawford, "The Conscience" by Tari Robinson, "Stripes" by Jacalyn Evone, "Love" by Marcellus Cox, "Woman Scorned" by Eriah Howard, "The Letter Carrier" by Melissa Kyle, "Behind Closed Doors" by Max Cole, "The Storyteller" by Alex Emanuel, "Dreams My Master" by Michael A. Krehan, "From Noya: Don't Suffer in Silence" by Daniel Anderson, "Spin Cycle" by Janeen Talbott, "The Golden Rule" by Felix Crumsby, "Father" by Idris Busari, "Color Blues" by David Hebrero, "On Time" by Xavier Neal-Burgin, "Good Morning" by Ganeesh Genus, "Ball is Life" by Terry Bluez, "Reel Inspiration" by Jerome Harrison, "Ludo Mentis (Mind Game)" by Nnamdi Kanaga, "Engage" by Jerome Harrison, "Introvert" by Chaz Bottoms, "Some Torches Don't Burn" by Chris Reese, and "Showtime" by Marko Albrecht;

Whereas, Among the film producers, directors, and actors scheduled to attend the Sixth Annual Bill Johnson Black Film Festival are Charles Greer IV, a child actor who is best known for "Dreams My Master," "School of Rock," and "Legendary Dudas;" Ganeesh Genus, a student film producer; Candice Vernon, a writer, director, and film producer; Saquan Jones, author of the novel "The Weight of the World" and director of movies "Founders Keepers" and "10 Minutes;" and Kel Davis, a young film producer who wrote and produced "Split Decision;"

Whereas, This year's festival will add a youth festival featuring short films produced by high school or college students;

Whereas, The Bill Johnson Black Film Festival came about as an idea to help northwest Indiana come together to share ideas and hold discussions surrounding film messages; and

Whereas, The arts are a valuable tool in creating an atmosphere of understanding and open discussions to help bring communities together in a meaningful way: Therefore,

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

SECTION 1. That the Indiana House of Representatives recognizes the value to the community of the Sixth Annual Bill Johnson Black Film Festival and thanks William L. Johnson for dedicating his time and energy to this worthwhile project.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to the African American Achievers Youth Corps, Inc., and William L. Johnson.

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

House Resolution 19

Representative Ellington introduced House Resolution 19:

A HOUSE RESOLUTION congratulating the Linton-Stockton High School football team on the occasion of its Class A state championship.

Whereas, Linton-Stockton High School football team is the state champion for the second time after completing an undefeated season;

Whereas, The second ranked Linton-Stockton Miners defeated third ranked Pioneer High School 34-20 at Lucas Oil Stadium on November 26, 2016;

Whereas, Senior quarterback Tyler Meurer accounted for all five of the Miners' touchdowns, running for 158 yards and four scores and throwing for 95 yards and a touchdown;

Whereas, Pioneer, 14-1, took a 20-19 lead with 11:45 left in the game, but Linton-Stockton engineered back-to-back scoring drives to capture the state title;

Whereas, The team's state championship and great 15-0 season are the consequence of a total team effort, and each member of the team, the managers, and the coaching staff should be praised for superior performance and team spirit; and

Whereas, Outstanding athletic 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:

SECTION 1. That the Indiana House of Representatives congratulates Linton-Stockton High School on its Class A football championship and wishes the players continued success in all their future endeavors, both on and off the field.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to team members Dreyden Ward, Braxton Robinson, Tyler Meurer, Robert Heacox, Keaton Cox, Owen Sparks, Lance Dyer, Ben Burris, Luke Wilson, Jarrett Hazlewood, Chase Howard, Joshua Warnock, Luke Lannan, Daymeon Alzman, Ben Lewellyn, Alec McKee, Justin Riggelman, Levi Jerrells, Trevor Dyer, John Martin, Drake Cunningham, Tyler Mongeau, Devyn Robertson, Noah Clark, Dylan Smith, Caleb Clark, Kendall Williams, Bill Smith, Trey Passen, Braden Jackson, Cody Corbin, Clayton Hauser, Justin Rippey, Avery Gentry, Garrett Mason, Noah Ricketts, Avery Puckett, Luke Miller, Cash Howard, Brayden Irish, Dalton Smith, Ian Fonceca, Tyler Moore, Chance Howard, Robert Ratcliff, Bryer Pope, Cayden Walker, Kole Padgett, Billy Raybern, Craig Gretlein, Matthew Ketchem, Trayton Tannehill, Trevor Hill, Hayden Norris, Ryan Figg, Hunter Boldrey, and Micheal Lowell; assistant coaches Joe Lorig, Mark Gennicks, Jacob Gennicks, Sandy Woodruff, Scott Padgett, Andrew Bredeweg, Nick Trabant, and Dennis Gentry; head coach Brian Oliver; managers Brooklyn Smith, Aubrey Davenport, Bailey Scharbrough, and Jaxson Haynes; trainer Barette Goodman; team physicians Fred Ridge, MD, and Eric Wilson, MD; athletic director Charlie Karazsia, principal Nathan Moore, and superintendent Nick Karazsia.

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

House Concurrent Resolution 22

Representatives Bacon, Braun, Hatfield, McNamara, Sullivan and Washburne introduced House Concurrent Resolution 22:

A CONCURRENT RESOLUTION recognizing Deaconess Health System on the occasion of the 125th anniversary of its establishment.

Whereas, In 1892, the Protestant Deaconess Association in Evansville called for a new hospital to be created and modeled after the Deaconess hospitals of Europe;

Whereas, Women trained in the spiritual, intellectual, and technical aspects of nursing, called deaconesses, were brought to Evansville to work in the new Protestant Deaconess Nursing Home and Hospital;

Whereas, Deaconess has transformed from its humble roots as a 19 bed hospital on the corner of Mary and Iowa Streets in downtown Evansville, to a six hospital, multistate health system;

Whereas, Throughout its history, Deaconess has maintained the standard of high quality health care delivered with a compassionate spirit;

Whereas, Deaconess serves as a pillar of service and support for the community through sponsorships, donations, charity care, and collaboration;

Whereas, Deaconess is committed to improving the quality of life for the people of Indiana by providing access to quality health care, promoting healthy lifestyles, offering spiritual and psychological support, and advancing health knowledge through research and teaching; and

Whereas, It is fitting that the Indiana General Assembly honor Deaconess Health System for its dedication to Hoosier health and wellness over its 125 year history: 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 many contributions of Deaconess Health System in helping to maintain the health and well-being of Hoosiers in southern Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the administration of Deaconess Health System.

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 Becker.

House Concurrent Resolution 23

Representatives Bauer, Dvorak, Pelath, Aylesworth, Candelaria Reardon, Slager, Lehe, Klinker, Zent, Ziemke, Clere, Bacon, Hatfield, GiaQuinta, DeLaney, Kirchhofer and Forestal introduced House Concurrent Resolution 23:

A CONCURRENT RESOLUTION congratulating the Indiana Catholic Conference on the 50th anniversary of its founding.

Whereas, Since 1967, The Indiana Catholic Conference has served the people of Indiana and the Roman Catholic Church;

Whereas, The Indiana Catholic Conference's purpose is to serve the spiritual, moral, and material well-being of the people of the state;

Whereas, The Indiana Catholic Conference is the statewide coordinating body for the five Roman Catholic dioceses in Indiana;

Whereas, The Indiana Catholic Conference is the official public policy voice of the Catholic Church in Indiana regarding state and national matters;

Whereas, The Indiana Catholic Conference develops cooperative relationships with religious and civic, social, and governmental units where common public policy interests exist;

Whereas, The Catholic Conference is a liaison between the Catholic Church in Indiana and national Catholic groups in areas of common public policy interests;

Whereas, The Indiana Catholic Conference provides a readily accessible source to which public inquiry can be made about the position of the Church on matters affecting the common good; and

Whereas, The Indiana Catholic Conference provides communication and understanding among Catholics throughout Indiana regarding the mission and role of the Church in the public order, the political and democratic processes, and the issues and developments in public policy: 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 Indiana Catholic Conference on its 50th anniversary and the many contributions it has made to the people of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the staff of the Indiana Catholic Conference.

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: Senators Charbonneau.

House Concurrent Resolution 24

Representatives Lehe and VanNatter introduced House Concurrent Resolution 24:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename State Road 75 between the northern entrance of the town of Cutler and the southern entrance off of State Road 75 the "Cary D. Landis Memorial Mile".

Whereas, Cary D. Landis was born in Claypool, Kosciusko County, on May 10, 1873, and died in Tallahassee, Florida, on May 10, 1938;

Whereas, A graduate of the University of Michigan School of Law, Cary D. Landis had a long and varied career, including positions as school principal in Burlington, Indiana, lawyer, law professor, and the state attorney general of Florida;

Whereas, The son of David and Elizabeth Landis, Cary married Margaret Weaver on September 4, 1895, and had two sons and one daughter;

Whereas, In 1899, Cary D. Landis and Fred H. Bowers formed a partnership and established the legal firm of Bowers & Landis;

Whereas, In 1901, Cary D. Landis moved to Florida and joined the faculty of Stetson College of Law as an Assistant Professor of Law;

Whereas, In 1902, Cary D. Landis and Bert Fish founded Landis Graham French Law Firm in Volusia County, Florida;

Whereas, In 1911, Landis was elected Florida state attorney for the Seventh Judicial Circuit, and in 1931, he was appointed as Florida's attorney general by Doyle Carlton, the newly elected governor; and

Whereas, Cary D. Landis's beginnings were modest, but his career was stellar as his life progressed: 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 urges the Indiana Department of Transportation to rename State Road 75

between the northern entrance of the town of Cutler and the southern entrance off of State Road 75 the "Cary D. Landis Memorial Mile".

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the commissioner of the Indiana Department of Transportation and Mark A. Smith, Carroll County Historian and Museum Coordinator.

The resolution was read a first time and referred to the Committee on Roads and Transportation.

House Concurrent Resolution 25

Representatives Clere, Engleman, Stemler and Arnold introduced House Concurrent Resolution 25:

A CONCURRENT RESOLUTION congratulating the New Albany High School boys basketball team.

Whereas, The New Albany High School Bulldogs are the 2016 Class 4A state basketball champions;

Whereas, The top ranked Bulldogs defeated No. 4 ranked McCutcheon 62-59 in the state championship game;

Whereas, This victory marked New Albany's second state title, coming 43 years after the first one;

Whereas, After falling behind 8-4 in the first quarter, McCutcheon scored 15 of the next 17 points to take a 19-10 lead with 6 minutes and 35 seconds left in the half;

Whereas, New Albany answered the McCutcheon scoring frenzy by outscoring the Mavericks 16-7 to tie the game at 26, but McCutcheon scored seven of the final nine points of the half to go back on top 33-28 at the half;

Whereas, The teams traded the lead in the third quarter, but a 3-point shot gave the Bulldogs the lead for good with 1:32 left in the quarter;

Whereas, The New Albany Bulldogs finished 27-1 under head coach Jim Shannon; 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 New Albany High School boys basketball team on its 2016 Class 4A state championship victory 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 team members Romeo Langford, Adrian Pratt-Thomas, Savion Southers, Sean East, Peyton Martin, Rondale Moore, Isaac Hibbard, Michael Maxwell, Josh Jefferson, Kameron Guess, Blake Murphy, and Seth Short; student managers Mosi Moore, LaRontay Standard, Zach Carpenter, and Derek Griffin; assistant coaches Matt Lynch, BJ McAlister, Ryan Wheeler, Derek Hobbs, Martin Luther, and Matt Denison; head coach Jim Shannon; athletic business manager John Breeding; athletic director Don Unruh; Dr. Janet Page, who was principal at the time of the victory; and superintendent Dr. Bruce Hibbard.

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 Grooms.

Senate Concurrent Resolution 15

The Speaker handed down Senate Concurrent Resolution 15, sponsored by Representatives DeVon, Bauer, Dvorak, J. Taylor and Wesco:

A CONCURRENT RESOLUTION honoring the Marian High School boys soccer team on their second straight Indiana High School Athletic Association ("IHSAA") Class 1-A state championship title.

Whereas, On October 29, 2016, the Marian High School boys soccer team won 4-0 against Providence High School in the IHSAA Class 1-A boys soccer championship game at Carroll Stadium in Indianapolis;

Whereas, This was the second straight season in which the Marian Knights claimed the IHSAA Class 1-A boys soccer championship;

Whereas, "Win...Retool...Repeat" was the formula that the Marian Knights used this season to claim their second straight state championship;

Whereas, Junior Ontiveros scored the first goal for the Marian Knights during the first half of the game, Jordan Morris scored the second and third goals, and Johnathan Tavares scored the fourth goal during the second half of the game;

Whereas, The members of the Marian boys soccer team are student-athletes who managed to balance countless hours of soccer practice on top of a full academic course load, and the Indiana General Assembly recognizes these young men for their success; and

Whereas, It is fitting that the Indiana General Assembly gives special recognition to the hard work of these student-athletes, Head Coach Ben Householter, and the support staff of the Marian High School boys soccer team: 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 Marian High School boys soccer team on their second straight Class 1-A state championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Mark Kirzeder, Principal of Marian High School, Ben Householter, Head Coach of the Marian High School boys soccer team, and Steve Ravotto, Athletic Director of Marian 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.

HOUSE BILLS ON SECOND READING

Pursuant to House Rule 143.1, the following bills which had no amendments filed, were read a second time by title and ordered engrossed: House Bills 1064, 1174, 1218, 1344, 1395, 1408, 1431, 1488, 1513 and 1527.

The House recessed until the fall of the gavel.

RECESS

The House was called back to order at 4:15 p.m. by the Speaker.

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

HOUSE BILLS ON SECOND READING**House Bill 1010**

Representative Steuerwald called down House Bill 1010 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1284

Representative T. Brown called down House Bill 1284 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1284-1)

Mr. Speaker: I move that House Bill 1284 be amended to read as follows:

Page 1, line 2, delete "2017]" and insert "2018]".

Page 1, line 15, delete "2017]" and insert "2018]".

Page 3, delete lines 9 through 17, begin a new paragraph and insert:

"SECTION 4. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "facilitator" has the meaning set forth in IC 6-2.5-1-19.5, before its repeal by this act.

(b) The general assembly urges the legislative council to assign the following study topics to an appropriate study committee during the 2017 legislative interim:

(1) Issues related to the state gross retail or use tax and any innkeeper's tax under IC 6-9 imposed and collected from a facilitator as a retail merchant making a retail transaction.

(2) Issues related to the state gross retail or use tax and any innkeeper's tax under IC 6-9 imposed and collected for transient residential housing rented or furnished for consideration.

(c) If the topics described in subsection (b) are assigned to a study committee, the study committee shall issue a final report on the topics to the legislative council in an electronic format under IC 5-14-6 not later than November 1, 2017.

(d) This SECTION expires January 1, 2018.

SECTION 5. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding the effective date in P.L.181-2016, SECTION 16, for IC 6-2.5-1-19.5, the effective date of that SECTION is July 1, 2018, and not July 1, 2017.

(b) Notwithstanding the effective date in P.L.181-2016, SECTION 19, for IC 6-2.5-4-4, the effective date of that SECTION is July 1, 2018, and not July 1, 2017.

SECTION 6. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to HB 1284 as printed February 7, 2017.)

OBER

Motion prevailed. The bill was ordered engrossed.

House Bill 1312

Representative Negele called down House Bill 1312 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Representatives M. Smith and Wesco, who had been present, are now excused.

House Bill 1386

Representative Behning called down House Bill 1386 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1386-1)

Mr. Speaker: I move that House Bill 1386 be amended to read as follows:

Page 2, line 10, delete "." and insert ", which must include at least two (2) urban school corporations."

(Reference is to HB 1386 as printed February 10, 2017.)

V. SMITH

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 95: yeas 29, nays 63. Motion failed.

HOUSE MOTION
(Amendment 1386-5)

Mr. Speaker: I move that House Bill 1386 be amended to read as follows:

Page 2, line 2, after "corporation" delete "," and insert "or".

Page 2, line 3, delete ", or consortium of school corporations or public".

Page 2, line 4, delete "schools".

Page 2, line 8, after "corporation" delete "," and insert "or".

Page 2, line 8, after "schools" delete ",".

Page 2, line 9, delete "or consortiums of school corporations or public schools".

Page 2, line 41, delete "or is selected to participate as part of a" and insert ",".

Page 2, line 42, delete "consortium under section 4 of this chapter,".

Page 3, line 8, after "corporations" delete "," and insert "or".

Page 3, line 8, delete ", or consortiums selected to participate" and insert ".".

Page 3, delete line 9.

Page 3, line 13, after "corporations" delete "," and insert "or".

Page 3, line 13, delete ", or consortiums selected" and insert ".".

Page 3, delete line 14.

Page 3, line 16, after "corporations" delete "," and insert "or".

Page 3, line 16, delete ", or".

Page 3, line 17, delete "consortiums".

(Reference is to HB 1386 as printed February 10, 2017.)

V. SMITH

Motion failed. The bill was ordered engrossed.

House Bill 1601

Representative Huston called down House Bill 1601 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**ENGROSSED HOUSE BILLS
ON THIRD READING**

Representatives M. Smith and Wesco, who had been excused, are now present.

Engrossed House Bill 1009

Representative Cook called down Engrossed House Bill 1009 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 96: yeas 92, nays 3. 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 sponsor: Senator Kenley.

Engrossed House Bill 1013

Representative Ober called down Engrossed House Bill 1013 for third reading:

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

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

Roll Call 97: yeas 83, nays 11. 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 Ford and Mishler.

Engrossed House Bill 1085

Representative Cook called down Engrossed House Bill 1085 for third reading:

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

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

Roll Call 98: yeas 80, nays 14. 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 sponsor: Senator Hershman.

Engrossed House Bill 1089

Representative Ellington called down Engrossed House Bill 1089 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

Roll Call 99: yeas 69, nays 25. 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 Doriot and Head.

Engrossed House Bill 1157

Representative Miller called down Engrossed House Bill 1157 for third reading:

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

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

Roll Call 100: yeas 94, 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 sponsor: Senator Messmer.

Engrossed House Bill 1211

Representative Stemler called down Engrossed House Bill 1211 for third reading:

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

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

Roll Call 101: 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 Charbonneau and Grooms.

Representative V. Smith, who had been present, is now excused.

Engrossed House Bill 1243

Representative Wesco called down Engrossed House Bill 1243 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 102: yeas 82, nays 11. 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 sponsor: Senator Brown.

Engrossed House Bill 1351

Representative Huston called down Engrossed House Bill 1351 for third reading:

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

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

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of House Bill 1351. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. I am the owner of rental equipment, and this bill changes the way tax is collected on motorized equipment rentals. It is in the best interest of the House of Representatives that I am excused from this vote.

EBERHART

Motion prevailed.

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of House Bill 1351. Pursuant to House Rule 168, the reason for the request is the following:

I have a duty to conduct my official duties in a manner that avoids the appearance of impropriety. I am the owner of rental equipment, and this bill changes the way tax is collected on motorized equipment rentals. It is in the best interest of the House of Representatives that I am excused from this vote.

SMALTZ

Motion prevailed.

Roll Call 103: yeas 89, nays 2. 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 sponsor: Senator Hershman.

Engrossed House Bill 1370

Representative M. Smith called down Engrossed House Bill 1370 for third reading:

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

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

Roll Call 104: yeas 92, 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 Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Walker.

Engrossed House Bill 1430

Representative Olthoff called down Engrossed House Bill 1430 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 105: yeas 94, 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 Head and Messmer.

Engrossed House Bill 1467

Representative Carbaugh called down Engrossed House Bill 1467 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 106: 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 Brown and Niezgodski.

Engrossed House Bill 1520

Representative VanNatter called down Engrossed House Bill 1520 for third reading:

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

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

Roll Call 107: 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 sponsor: Senator Messmer.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1007.

COOK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Stemler be added as coauthor of House Bill 1043.

THOMPSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Bauer be added as coauthor of House Bill 1089.

ELLINGTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Ziemke be added as coauthor of House Bill 1104.

BEUMER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative J. Young be added as coauthor of House Bill 1131.

CLERE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives VanNatter, Summers and Pryor be added as coauthors of House Bill 1243.

WESCO

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Sullivan be added as coauthor of House Bill 1350.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1386.

BEHNING

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Burton and Harris be added as coauthors of House Bill 1449.

DEVON

Motion prevailed.

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 Lawson be added as coauthor of House Bill 1508.

JUDY

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 Summers be added as coauthor of House Bill 1513.

OLTHOFF

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Judy, Miller and Pressel be added as coauthors of House Bill 1520.

VANNATTER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representatives Olthoff, Cherry and Burton be added as coauthors of House Bill 1577.

STEUERWALD

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 Representatives Morris, Cherry and Macer be added as coauthors of House Bill 1601.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Schaibley be added as coauthor of House Concurrent Resolution 23.

BAUER

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 Bills 20, 386, 449 and 539 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 Senate Concurrent Resolutions 13 and 15 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, without amendments, Engrossed House Bill 1230 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 Olthoff, the House adjourned at 5:49 p.m., this thirteenth day of February, 2017, until Tuesday, February 14, 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