



# Journal of the House

State of Indiana

120th General Assembly

First Regular Session

Forty-sixth Day

Thursday Morning

April 13, 2017

The invocation was offered by Pastor Paul Walerczak of Hillview Christian Church, a guest of Representative Arnold.

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 Miller.

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

Washburne  
Wesco  
Wolkins   
Wright

J. Young  
Zent  
Ziemke  
Mr. Speaker

Roll Call 479: 90 present; 10 excused. The Speaker announced a quorum in attendance. [NOTE:  indicates those who were excused.]

## RESOLUTIONS ON FIRST READING

### House Resolution 66

Representatives Schaibley and Torr introduced House Resolution 66:

A HOUSE RESOLUTION congratulating John Williams on the occasion of his retirement.

*Whereas, John Williams has served as principal at Carmel High School since 2003;*

*Whereas, During his tenure at Carmel High School, the student population has grown from approximately 3,800 to slightly more than 5,000;*

*Whereas, Principal Williams was instrumental in quadrupling the number of students taking Advanced Placement courses, more than doubling the number of dual credit courses offered, and introducing the International Baccalaureate program in 2006;*

*Whereas, Principal Williams will retire in July after a 40 year teaching and coaching career;*

*Whereas, Principal Williams' hearty handshake will be missed in the hallways of Carmel High School; and*

*Whereas, Principal Williams is a beloved member of the Carmel community whose leadership has touched the lives of thousands of students and their families: 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 John Williams on his retirement as principal of Carmel High School and thanks him for his years of dedicated service to the children of his community and his state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to John Williams and his family.

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

### Senate Concurrent Resolution 55

The Speaker handed down Senate Concurrent Resolution 55, sponsored by Representative Bacon:

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

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

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

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

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

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

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

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

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

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

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

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

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Mike Goodpaster, Aaron Roettger, Greg Stieneker, Jolene Caldemeyer, William Caldemeyer, John Hemmer, Gary Caldemeyer, Rob Weitkamp, Heath Reller, and Kristen Pixley.

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.

Representatives Judy and Soliday, who had been present, are now excused.

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

### **MOTIONS TO CONCUR IN SENATE AMENDMENTS**

#### **HOUSE MOTION**

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1289.

**BACON**

Roll Call 480: yeas 78, nays 10. Motion prevailed.

Representatives Eberhart and Smaltz, who had been present, are now excused.

### **HOUSE MOTION**

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1431.

**GIAQUINTA**

Roll Call 481: yeas 84, nays 3. Motion prevailed.

### **CONFEREES AND ADVISORS APPOINTED**

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed House Bills (the Representative listed first is the Chair):

HB 1006 Conferees:	Kirchhofer and Shackelford
Advisors:	Ziemke, Steuerwald, McNamara and Hamilton

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

SB 337 Conferees:	Behning and Porter
Advisors:	Cook, Jordan, Candelaria Reardon and V. Smith

The House recessed until the fall of the gavel.

### **RECESS**

The House reconvened at 2:23 p.m. with the Speaker in the Chair.

Representatives Arnold, Austin, Behning, Braun, Dvorak, GiaQuinta, Heaton, Lawson, Soliday and J. Taylor, who had been present, are now excused.

Representatives Hamilton, Leonard, Lucas, Porter, Smaltz, M. Smith and Summers, who had been excused, are now present.

### **MOTIONS TO CONCUR IN SENATE AMENDMENTS**

#### **HOUSE MOTION**

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1024.

**BARTLETT**

Roll Call 482: yeas 79, nays 7. Motion prevailed.

Representatives DeLaney and Pierce, who had been present, are now excused.

Representatives Arnold, Cook and Eberhart, who had been excused, are now present.

### **HOUSE MOTION**

Mr. Speaker: I move that the House reconsider its actions whereby it dissented from the Senate amendments to Engrossed House Bill 1102 and that the House now concur in the Senate amendments to said bill.

**CLERE**

Roll Call 483: yeas 85, nays 0. Motion prevailed.

Representatives Davisson, Macer, Steuerwald, Washburne J. Young and Ziemke, who had been present, are now excused.

Representatives Candelaria Reardon and GiaQuinta, who had been excused, are now present.

HOUSE MOTION

Mr. Speaker: I move that the House reconsider its actions whereby it dissented from the Senate amendments to Engrossed House Bill 1287 and that the House now concur in the Senate amendments to said bill.

CLERE

Roll Call 484: yeas 81, nays 0. Motion prevailed.

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

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

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1537.

GUTWEIN

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 46, I request to be excused from voting on the question of House Bill 1537. 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 a recipient of a thirteenth check, and this matter will directly benefit me.

V. SMITH

Motion prevailed.

Roll Call 485: yeas 82, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, April 17, 2017, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

MESSAGE FROM THE GOVERNOR

Mr. Speaker and Members of the House of Representatives: On April 12, 2017, I signed into law House Enrolled Acts 1033, 1048, 1065, 1074, 1295, 1441, 1467, 1535, 1536, 1626, 1642 and 1644.

ERIC HOLCOMB  
Governor

MESSAGE FROM THE GOVERNOR

Mr. Speaker and Members of the House of Representatives: On April 13, 2017, I signed into law House Enrolled Acts 1100, 1308 and 1520.

ERIC HOLCOMB  
Governor

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

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has concurred in the House amendments to Engrossed Senate Bills 108, 246, 322, 348, 404, 449 and 472.

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 Resolutions 8 and 79 and the same are herewith returned to the House.

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 Resolution 55 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 pursuant to Rule 84(b) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed Senate Bill 567:

Add: Senator Eckerty as advisor

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1009:

Conferees: Kenley and Tallian  
Advisors: Mishler, Niezgodski, Eckerty and Bassler

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1274:

Conferees: Bray and G. Taylor  
Advisors: Zakas, Randolph and Ruckelshaus

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1382:

Conferees: Kruse and Melton  
Advisors: Raatz, Mrvan, Bassler and L. Brown

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1384:

Conferees: Raatz and Melton  
Advisors: Kruse, Stoops, Bassler, Crane and Zay

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1395:

Conferees: Leising and Breaux  
Advisors: Niemeyer, Melton and Bohacke

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1422:

Conferees: Crider and Niezgodski  
Advisors: Bohacek, Mrvan and Delph

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1430:

Conferees: Head and Mrvan  
Advisors: Messmer, Stoops and Ruckelshaus

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1489:

Conferees: J. Smith and Stoops  
Advisors: Grooms, Tallian and Merritt

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1493:

Conferees: Mishler and Stoops  
Advisors: Charbonneau, Breaux and Bohacek

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed Senate Bill 190:

Conferees: M. Young, Chair and G. Taylor  
Advisors: Koch, Lanane and Freeman

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed Senate Bill 324:

Conferees: Houchin, Chair and G. Taylor  
Advisors: M. Young, Lanane, Koch and Freeman

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed Senate Bill 337:

Conferees: Kruse, Chair and G. Taylor  
Advisors: Raatz, Melton

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed Senate Bill 455:

Conferees: Head, Chair and Randolph  
Advisors: Hershman, Stoops and Perfect

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 President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed Senate Bill 567:

Conferees: Kenley, Chair and Melton  
Advisors: Charbonneau, Lanane and Buck

JENNIFER L. MERTZ  
Principal Secretary of the Senate

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Carbaugh, the House adjourned at 2:52 p.m., this thirteenth day of April, 2017, until Monday, April 17, 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