



# Journal of the House

State of Indiana

120th General Assembly

Second Regular Session

Fourth Day

Monday Afternoon

January 8, 2018

The invocation was offered by Pastor Matthew Barnes of the Capitol Commission.

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 C. Brown.

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

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

Torr  
VanNatter   
Washburne  
Wesco  
Wolkins

Wright  
J. Young  
Zent  
Ziemke  
Mr. Speaker

Roll Call 4: 91 present; 9 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, January 9, 2018, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

## RESOLUTIONS ON FIRST READING

### House Resolution 2

Representatives Lehman, Kirchhofer, Judy and Summers introduced House Resolution 2:

A HOUSE RESOLUTION urging the legislative council to assign the topic of medical marijuana to the interim study committee on public health, behavioral health, and human services during the 2018 interim.

*Whereas, There is increasing science-based evidence that marijuana and its derivatives may have various medically useful applications;*

*Whereas, These applications are exceedingly difficult to research, study, and finance because marijuana and its derivatives remain classified as a Schedule I drug by the United States Drug Enforcement Administration;*

*Whereas, Classification as a Schedule I drug stipulates there is a high potential for abuse and there are no currently accepted medical uses;*

*Whereas, Designation of marijuana as a Schedule I drug places it within the same legal classification as highly addictive or dangerous drugs and substances that include heroin, lysergic acid diethylamide (LSD), methylenedioxymethamphetamine (ecstasy), methaqualone (Quaalude), and peyote;*

*Whereas, Other drugs with similar or greater potential for abuse than marijuana are classified as a Schedule II drug, including hydrocodone, oxycodone, fentanyl, cocaine, and methamphetamine;*

*Whereas, Classification as a Schedule II drug stipulates there is a high potential for abuse but there are currently accepted medical uses;*

*Whereas, Schedule II drugs remain highly regulated in terms of their production, distribution, prescribing, dispensing, possession, and use;*

*Whereas, If marijuana and its derivatives remain a Schedule I drug, its full therapeutic potential will be unknown, as research institutions cannot legally study its compounds nor conduct clinical trials;*

*Whereas, Reclassifying marijuana as a Schedule II drug would allow traditional scientific avenues of research and testing, offering the potential for new discoveries that could greatly benefit the quality of life and wellness of patients who do not respond to conventional therapies; and*

*Whereas, Once reclassified as a Schedule II drug, states like Indiana could better assess the appropriateness of allowing patients diagnosed with certain disease conditions to undergo medically-supervised, evidence-based therapies involving marijuana or its derivatives: Therefore,*

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

SECTION 1. The legislative council is urged to require the interim study committee on public health, behavioral health, and human services to study the topic of medical marijuana during the 2018 interim, including the following:

- (1) The appropriateness of allowing patients diagnosed with certain chronic, incurable, terminal, or treatment-resistant disease conditions to undergo medically-supervised, evidence-based therapies involving marijuana.
- (2) The therapeutic potential of various chemical components of marijuana and marijuana-derived compounds, which may or may not include tetrahydrocannabinol (THC), by delivery methods other than inhalation or ingestion.
- (3) The potential impact on overall public health, including appreciable changes in the quality of life and wellness of patients who undergoing medically-supervised, evidence-based therapies involving marijuana.
- (4) The experiences of other states and localities in allowing the use of medical marijuana, including:
  - (A) the impact on the addiction and mental health treatment system, including addiction treatment enrollment, drug overdose incidents, and drug-related hospitalizations;
  - (B) the impact and effectiveness of various regulatory schemes to license, permit, monitor, and otherwise control the limited production, processing, and distribution of medical marijuana to approved patients;
  - (C) the impact on youth perceptions and abuse of marijuana and other illicit drugs, as well as child welfare cases and juvenile justice matters;
  - (D) the impact on the illicit trade in marijuana and other illicit drugs, including drug-related arrests, convictions, incarcerations, and other public safety concerns;
  - (E) the impact on traffic and workplace accidents, fatalities, and injuries, including how state and local governments administer, process, and interpret field sobriety tests for marijuana impairment;
  - (F) the impact on the economy and workforce, including employers' recruiting, hiring, and human resource practices;
  - (G) the various data systems implemented to collect, share, and publish medical marijuana information between government entities, the health care sector, research institutions, and the public; and
  - (H) the impact on state and local government revenue and expenditures.

The resolution was read a first time and referred to the Committee on Public Health.

#### House Concurrent Resolution 4

Representative Lehman introduced House Concurrent Resolution 4:

A CONCURRENT RESOLUTION to convene a Joint Session of the One Hundred Twentieth General Assembly of the State of Indiana.

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

SECTION 1. That a joint convention of the Senate and House of Representatives be convened, to meet in the Chamber of the House of Representatives at 2 p.m. on Wednesday, January 10, 2018, to receive the Chief Justice's message which will be given in compliance with Article 7, Section 3 of the Constitution of the State of Indiana and the Speaker is directed to appoint a committee of four members of this House to transmit this resolution to the Senate and report to this House such action as the Senate may take.

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 sponsors: Senators Long and Lanane.

#### House Concurrent Resolution 5

Representative Lehman introduced House Concurrent Resolution 5:

A CONCURRENT RESOLUTION to convene a Joint Session of the One Hundred Twentieth General Assembly of the State of Indiana.

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

SECTION 1. That a joint convention of the Senate and House of Representatives be convened, to meet in the Chamber of the House of Representatives at 7 p.m. on Tuesday, January 9, 2018, to receive the Governor's message that will be given in compliance with Article 5, Section 13 of the Constitution of the State of Indiana and the Speaker is directed to appoint a committee of four members of this House to transmit this resolution to the Senate and report to this House such actions as the Senate may take.

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 sponsors: Senators Long and Lanane.

### REPORTS FROM COMMITTEES

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1031, 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 1031 as introduced.)

Committee Vote: Yeas 11, Nays 0.

STEUERWALD, Chair

Report adopted.

### INTRODUCTION OF BILLS

With consent of the members, the following bills and joint resolutions on Bill List 3 were read a first time by title and referred to the respective committees:

**HB 1001** — Siegrist, Brown T, Olthoff, Pressel  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1002** — Huston, Sullivan  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

**HB 1003** — Gutwein  
Select Committee on Government Reduction  
A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

**HB 1004** — Siegrist, Gutwein, Schaibley  
Select Committee on Government Reduction  
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

**HB 1005** — Ziemke, Torr, Mahan, DeLaney  
Committee on Government and Regulatory Reform  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1006** — Steuerwald  
Committee on Judiciary  
A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

**HB 1007** — Kirchhofer  
Committee on Public Health  
A BILL FOR AN ACT to amend the Indiana Code concerning health.

Because of the lack of a quorum, the House recessed until the fall of the gavel.

## RECESS

The House was called back to order at 2:58 p.m. by the Speaker.

## INTRODUCTION OF BILLS

With consent of the members, the following bills and joint resolutions on Bill List 4 were read a first time by title and referred to the respective committees:

**HB 1083**—Withdrawn

**HB 1139** — Ellington  
Committee on Veterans Affairs and Public Safety  
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

**HB 1140** — Miller D  
Committee on Local Government  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

**HB 1141** — Schaibley  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1142** — Schaibley  
Committee on Insurance  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

**HB 1143** — Schaibley  
Committee on Insurance  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

**HB 1144** — Schaibley  
Committee on Public Policy  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1145** — Schaibley  
Committee on Insurance  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

**HB 1146** — Harris  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1147** — Harris  
Committee on Veterans Affairs and Public Safety  
A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

**HB 1148** — Harris  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1149** — Olthoff  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1151** — Judy  
Committee on Ways and Means  
A BILL FOR AN ACT concerning veterans.

**HB 1152** — Shackleford  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

**HB 1153** — Ziemke  
Committee on Public Health  
A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

**HB 1154** — Heine  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1155** — Burton  
Committee on Local Government  
A BILL FOR AN ACT to amend the Indiana Code concerning local government.

**HB 1156** — Bauer  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1157** — Pierce  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning health.

**HB 1158** — Davisson, Karickhoff  
Committee on Insurance  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

**HB 1159** — Friend  
Committee on Natural Resources  
A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

**HB 1160** — Hamm  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1161** — Cherry  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1162** — Cherry, Lehe, Thompson  
Committee on Agriculture and Rural Development  
A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

**HB 1163** — Cook, Austin  
Committee on Public Policy  
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

**HB 1164** — Cook  
Committee on Education  
A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1165** — Cook  
Committee on Education  
A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

**HB 1166** — Cook  
Committee on Education  
A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1167** — Cook, Brown T  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning education.

**HB 1168** — Carbaugh  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

**HB 1169** — Pelath  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

**HB 1170** — Saunders, Hamm  
Committee on Roads and Transportation  
A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

**HB 1171** — Saunders, Hamm  
Committee on Ways and Means  
A BILL FOR AN ACT concerning the general assembly.

**HB 1172** — Saunders, Hamm  
Committee on Ways and Means  
A BILL FOR AN ACT concerning public safety.

**HB 1173** — Pressel  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

**HB 1174** — Morris  
Committee on Commerce, Small Business and Economic Development  
A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

**HB 1175** — Summers, Kirchofer  
Committee on Public Health  
A BILL FOR AN ACT to amend the Indiana Code concerning health.

**HB 1176** — Summers  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT concerning the general assembly.

**HB 1177** — Summers  
Committee on Employment, Labor and Pensions  
A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

**HB 1178** — Hamilton, Torr, Schaibley, Wright  
Committee on Courts and Criminal Code  
A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

**HB 1179** — Kersey  
Committee on Ways and Means  
A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

**HB 1180** — Mahan, Davisson, Brown T, Hatfield  
Committee on Public Health  
A BILL FOR AN ACT to amend the Indiana Code concerning health.

**HB 1181** — Austin, Eberhart, Cook  
Committee on Public Policy  
A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

**HB 1182** — DeLaney  
Committee on Judiciary  
A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

**HB 1183** — DeLaney  
Committee on Insurance  
A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

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

### **Reassignments**

The Speaker announced the following reassignments:  
House Bill 1060 from the Committee on Judiciary to the Committee on Insurance.  
House Bill 1090 from the Committee on Judiciary to the Committee on Financial Institutions.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1099 be withdrawn.  
CHERRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Schaibley, Karickhoff and Porter be added as coauthors of House Bill 1017.

GUTWEIN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Cook, Heaton and Klinker be added as coauthors of House Bill 1024.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Jordan and Macer be added as coauthors of House Bill 1047.

WESCO

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives GiaQuinta and Ober be added as coauthors of House Bill 1051.

SMALTZ

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Macer be added as coauthor of House Bill 1058.

BACON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Heine be removed as first author and Representative Ober be added as author of House Bill 1066.

HEINE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Mahan be added as coauthor of House Bill 1262.

KARICKHOFF

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Austin, the House adjourned at 2:59 p.m., this eighth day of January, 2018, until Tuesday, January 9, 2018, at 1:30 p.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives