



Journal of the House

State of Indiana

121st General Assembly

First Regular Session

Thirty-fifth Day

Thursday Morning

March 21, 2019

The invocation was offered by Pastor Dave Sumrall of Itown Church in Fishers, a guest of Representative Huston.

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 Smaltz.

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

Abbott	Huston
Austin	Jackson
Aylesworth	Jordan
Bacon	Judy
Baird	Karickhoff
Barrett	Kirchhofer
Bartels	Klinker
Bartlett	Lauer
Bauer	Lehe
Beck	Lehman
Behning	Leonard
Borders	Lindauer
Boy	Lucas
T. Brown <input type="checkbox"/>	Lyness
Burton <input type="checkbox"/>	Macer
Campbell	Mahan
Candelaria Reardon	Manning
Carbaugh	May
Cherry	Mayfield
Chyung	McNamara
Clere	Miller
Cook	Moed
Davisson	Morris
Deal	Morrisson
DeLaney	Moseley
DeVon	Negele
Dvorak	Nisly
Eberhart	Pfaff
Ellington <input type="checkbox"/>	Pierce
Engleman	Porter
Errington	Prescott
Fleming	Pressel
Forestal	Pryor
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin	Smaltz
Goodrich	V. Smith <input type="checkbox"/>
Gutwein <input type="checkbox"/>	Soliday
Hamilton	Speedy
Harris	Steuerwald
Hatcher	Stutzman
Hatfield	Sullivan
Heaton	Summers
Heine	Thompson
Hostettler	Torr

VanNatter
Wesco
Wolkins
Wright

J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 332: 94 present; 6 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

[*Journal Clerk's Note: the Speaker announced that the Indiana House of Representatives was presented the 2019 trophy from the American Red Cross - Indiana Region American Red Cross for donating the most blood.*]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, March 25, 2019, at 1:30 p.m.

LEHMAN

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 37

Representatives Nisly, Abbott and Stutzman introduced House Concurrent Resolution 37:

A CONCURRENT RESOLUTION congratulating the Fairfield Jr.-Sr. High School Varsity Winter Guard for winning the 2019 Indiana High School Color Guard Association Divisional Regional A state title.

Whereas, The Fairfield Varsity Winter Guard from Goshen, Indiana, won gold and posted the top score in its class during the 2019 Indiana High School Color Guard Association Divisional State Finals;

Whereas, The Fairfield Varsity Winter Guard competed against 41 other color guard teams on March 9 at Center Grove High School in Greenwood, Indiana, and recorded the top score of 86.9;

Whereas, The Fairfield Varsity Winter Guard won the state title with its program "Dear Hate" and the song "Dear Hate" by Maren Morris featuring Vince Gill and a composition of modern dance using choreographed dance, flags, and rifles;

Whereas, The Fairfield Varsity Winter Guard is directed by Jen Buckholz and Melissa Shull;

Whereas, The Fairfield Varsity Winter Guard team consists of Maria Nisly, Nikki Miller, Kiley Miller, Zach Silva, Gabi Silva, and Alex Mathes;

Whereas, Color guard programs require hard work, talent, skill, and commitment from each participant and the support of family, friends, and volunteers; and

Whereas, The Fairfield Varsity Winter Guard continues a tradition of strength, precision, and expression that is recognized by the IHSCGA and its peers: 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 Fairfield Varsity Winter Guard team from Fairfield Jr.-Sr. High School for winning the 2019 Indiana High School Color Guard Association Divisional Regional A state title.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Indiana State Representative Curt Nisly for distribution.

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 Doriott.

House Concurrent Resolution 38

Representative Errington introduced House Concurrent Resolution 38:

A CONCURRENT RESOLUTION honoring Mr. Jack E. Disher for his service in the United States Army during the Korean War.

Whereas, Mr. Jack E. Disher is a Korean War veteran, having served as an Army medic from 1951 to 1953;

Whereas, Mr. Disher provided medical treatment and care for his fellow soldiers in times of need;

Whereas, The profession of arms requires the skill, talent, and care of medical staff to ensure mission success, and to provide for the health and wellness of soldiers, sailors, airmen, and Marines;

Whereas, Mr. Disher provided an essential service to the United States Army and is applauded by the Indiana House of Representatives for his contributions to the preservation of a free South Korea;

Whereas, Mr. Disher gained an interest in the pharmacy field during his tenure in the military and parlayed that interest into a pharmacy degree from Purdue University; and

Whereas, Mr. Disher served as an Indiana community pharmacist for nearly 40 years, providing advice, expertise, and compassion to thousands of community members: 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 honors Mr. Jack E. Disher for his contributions to his community, the state of Indiana, and the United States of America during his Army service and subsequent career as a community pharmacist.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Mr. Jack E. Disher and his family.

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 Lanane.

House Concurrent Resolution 39

Representatives Summers, Shackelford, Harris, Hatcher, Bartlett, Jackson, Porter, Pryor and V. Smith introduced House Concurrent Resolution 39:

A CONCURRENT RESOLUTION recognizing the 26th anniversary of the Indiana Minority Health Coalition.

Whereas, The Indiana Minority Health Coalition (IMHC) is a statewide agency addressing health disparities, chronic health

conditions, and policy matters that disproportionately impact minorities at the state, national, and international levels;

Whereas, In 1992, local minority health coalitions throughout Indiana began addressing the health disparities among Indiana residents;

Whereas, Through the vision of the late State Representative William Crawford and the efforts of the Indiana Black Legislative Caucus, this group of minority health coalitions established the IMHC to serve as a focal point and a unified voice for the local coalitions' concerns;

Whereas, The IMHC was incorporated in 1994;

Whereas, Throughout its 26-year history, the IMHC has steadily expanded its network of coalition affiliates, ensuring that health services, screenings, and programs are offered to communities throughout Indiana;

Whereas, The mission of the IMHC is "to enhance the quality of life through education, advocacy, and quality health care services for racial/ethnic minorities" and "to conduct research and training, develop policy, and maintain a broad-based network of affiliate agencies";

Whereas, The IMHC has become a trusted partner of the state to address the health challenges of both minority communities and all Hoosiers across the state and has become a model for the rest of the country;

Whereas, While the IMHC focuses on the elimination of health disparities, it also plays a key role in addressing the health priorities of the state, including infant mortality, mental health, addiction, oral health, chronic disease, and health insurance access; and

Whereas, The IMHC is dedicated to helping Hoosiers through its programs, research, educational sessions, screenings, and much more: 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 commends the Indiana Minority Health Coalition for its years of dedicated service to Hoosiers and as a valued partner of the state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Indiana Minority Health Coalition.

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 Breau, Melton, Randolph and Taylor.

House Concurrent Resolution 40

Representatives Pierce and Pfaff introduced House Concurrent Resolution 40:

A CONCURRENT RESOLUTION memorializing Dorothy Weitz Drummond.

Whereas, Dorothy Weitz Drummond, an educator, author, and world traveler, who made many contributions to the nation, state, and Terre Haute community, passed away on November 30, 2018, just days before her 90th birthday;

Whereas, Dorothy Drummond was a leading geography educator who considered herself a student throughout her life and pursued knowledge and learning with a deep passion;

Whereas, Dorothy's love for learning, travel, and sharing her experiences with others took her to more than 80 countries and was evident during the last of her many trips to China, where

she died while gathering information for an Osher Lifelong Learning Institute presentation at Indiana State University;

Whereas, Dorothy Drummond, the oldest of four children, was born in San Diego, California, on December 19, 1928, to Fredrick William Weitz and Dora Ida Sofia Weidenhofer;

Whereas, Dorothy grew up in Oxnard, California, and graduated from Valparaiso University in 1949, earning her master's degree in geography at Northwestern University in 1951;

Whereas, Dorothy began her professional career as assistant to the editor of the *Geographical Review*, published by the American Geographical Society in New York City;

Whereas, In 1953 Dorothy moved to Terre Haute when she married Robert Drummond, an Indiana State University professor of geography whom she met while they were both in graduate school at Northwestern University. They embraced a life of learning together until his passing in 1982;

Whereas, Dorothy and Robert spent the 1957-58 academic year as Fulbright Scholars at the University College of Mandalay in Burma;

Whereas, Dorothy Drummond emerged as a state and national leader in geography education, authoring world culture textbooks, scores of encyclopedia articles, and study guides while also teaching World Geography at Saint Mary-of-the-Woods College and Indiana State University. During this time she held a series of geography workshops for teachers;

Whereas, Dorothy was a founding member and longtime board member of the Geography Educators' Network of Indiana (GENI) that was formed in 1983. Through GENI, Dorothy promoted the value of geography education in school curriculums and everyday life. She also served as president of the National Council for Geographic Education in 1990;

Whereas, Dorothy Drummond was a humanitarian who cared deeply about those in need and worked to make a difference in their lives. She was instrumental in resettling Vietnamese refugees in Terre Haute and establishing the Terre Haute chapter of Bread for the World to fight hunger;

Whereas, Dorothy was active in the civic affairs of Terre Haute. She was a leader in planning the original Banks of the Wabash Festival, served as a Girl Scout leader, was an active board member of United Campus Ministries, and participated with the group Citizens for Better Government in Vigo County; and

Whereas, Dorothy Drummond's passion for life, commitment to education and lifelong learning, and her service to others made her a role model for her three daughters, Kathleen, Gael, and Martha, as well as her colleagues and anyone fortunate enough to have met her: 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 honors the memory of Dorothy Weitz Drummond for her many contributions to her community, state, and nation and for her commitment to education and her love of learning.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the family of Dorothy Drummond.

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 J. Ford.

House Resolution 42

Representatives Beck and Carbaugh introduced House Resolution 42:

A HOUSE RESOLUTION concerning workplace injury and fatality in Indiana.

Whereas, The 2017 Indiana Census of Fatal Occupational Injuries found that more than 1,000 Hoosiers died from workplace injuries between 2010 and 2017;

Whereas, "It is true that some occupations are inherently more dangerous than others, but the mentality that dying is 'just part of the job' is erroneous and obsolescent", according to the same report;

Whereas, Hoosier families are left to grieve after the loss of a loved one as a result of fatal workplace injuries each year, including Shacarra Lashae Hogue, 23, who died after suffering severe injuries while working at Fort Wayne Plastics on January 7, 2018, in Fort Wayne, Indiana; and

Whereas, Protecting Indiana's workforce requires further study to identify the underlying circumstances that lead to serious bodily injury and workplace fatalities in Indiana: 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 urges the Legislative Council to assign to the appropriate study committee the topic of workplace injuries and fatalities in Indiana and subsequent recommendations concerning the Indiana Code and current regulations.

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

House Resolution 43

Representative Moed introduced House Resolution 43:

A HOUSE RESOLUTION recognizing the 50th anniversary of the George Washington High School basketball state championship in 1969.

Whereas, George Washington High School celebrates the 50th anniversary of its historic basketball state championship win at Hinkle Fieldhouse on March 22, 1969;

Whereas, The Continentals went undefeated at 31-0 and defeated Gary Tolleston High School, 79-76, to win the 1969 title;

Whereas, The starting five players were: George McGinnis, Steve Downing, Wayne Pack, Louie Day, and Jim Arnold;

Whereas, George McGinnis, Steve Downing, Wayne Pack, and Louie Day went on to play professional basketball;

Whereas, The historic 1969 Continentals team included Harvey Galbreath, Steve Stanfield, Kenny Carter, Kenny Parks, Abner Nibbs, James Riley, and Alan Glaze;

Whereas, The Continentals were coached by Bill Green who went on to coach Marion High School to five state championships from 1975 to 1987;

Whereas, The George Washington High School basketball team played great basketball and showcased skill, talent, passion, and conviction to win the 1969 state championship; and

Whereas, George Washington High School represents a tradition of excellence, a strength of spirit, and a source of pride for westside Hoosiers and the state of Indiana: Therefore,

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

SECTION 1. That the House of Representatives recognizes the 50th anniversary of the George Washington High School basketball team's 1969 state championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the George Washington High School Alumni Association.

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

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 28, 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 SB 28 as printed January 11, 2019.)

Committee Vote: Yeas 10, Nays 2.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 85, 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 26, after "(d)" insert "This subsection applies to a fund member who retires before July 1, 2019."

(Reference is to ESB 85 as printed March 12, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 21, nays 0.

HUSTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 182, 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, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 6. IC 9-22-1-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7.5. (a) As used in this section, "record of sale" means either of the following:

- (1) A legible photocopy of a reassigned vehicle title.
(2) A form document that includes the:
(A) address;
(B) date of sale or transfer;
(C) driver's license number;
(D) name; and
(E) signature;

of the person to whom a vehicle is sold or transferred.

(b) This section does not apply to an owner under section 8 of this chapter or the last titled owner of a vehicle who:

- (1) delivers:
(A) possession of the vehicle; and
(B) the applicable certificate of title; to a subsequent purchaser or transferee; and
(2) possesses a record of sale for the vehicle that is delivered to the subsequent purchaser or transferee.

(c) An owner under section 8 of this chapter or the last titled owner who does not appear within the time specified

to claim a vehicle prior to a public sale under section 23 of this chapter commits a Class C infraction.

(d) The unit or holder of a mechanic's lien including a towing service, city, town, or county shall forward a copy of the abandoned vehicle report including a copy of a complaint and summons for a vehicle that is considered abandoned for purposes of subsection (c) to the public agency who placed the notice tag under section 11 of this chapter.

(e) Upon receipt of a copy of an abandoned vehicle report, the unit shall send the complaint and summons for the abandoned vehicle:

- (1) on a form that complies with IC 9-30-3-6(d);
(2) by first class mail addressed to the owner of the vehicle; and
(3) postmarked not later than ten (10) days after the date the vehicle is eligible to be sold in a public sale under section 23 of this chapter.

SECTION 7. IC 9-22-1-12, AS AMENDED BY P.L.125-2012, SECTION 119, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. (a) If a vehicle or a part tagged under section 11 of this chapter is not removed within the applicable period, the officer shall prepare a written abandoned vehicle report of the vehicle or parts, including information on the condition and missing parts. Photographs may be taken to describe the condition of the vehicle or parts.

(b) The written abandoned vehicle report should include a complaint and summons to be used under section 7.5 of this chapter that is on a form that complies with IC 9-30-3-6(d).

SECTION 8. IC 9-24-9-2.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.6. An applicant requesting to change the gender appearing on the applicant's driver's license or permit shall provide to the bureau a certified amended birth certificate showing the applicant's change in gender."

Page 9, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 15. IC 9-24-16-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7.5. An applicant requesting to change the gender appearing on the applicant's identification card shall provide to the bureau a certified amended birth certificate showing the applicant's change in gender.

SECTION 16. IC 9-24-16.5-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6.5. An applicant requesting to change the gender appearing on the applicant's photo exempt identification card shall provide to the bureau a certified amended birth certificate showing the applicant's change in gender."

Page 9, after line 36, begin a new paragraph and insert:

"SECTION 18. IC 9-30-3-6, AS AMENDED BY P.L.206-2007, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) This section does not apply to electronic traffic tickets.

(b) In traffic cases, the information and summons shall be in substantially the following form:

In the _____ Court of _____ County
Cause No. _____ Docket No. _____
Page No. _____
State of Indiana
SS: No. _____
County _____

INFORMATION AND SUMMONS

The undersigned having probable cause to believe and being duly sworn upon his oath says that:

On the _____ Day of _____, 20__ at ___ M
Name _____
Last First Middle
Street _____
City _____ State _____ Zip Code _____
Race ___ Sex ___ Age ___ D.O.B. _____ HT ___ WT ___
Oper. Lic. # _____ St. _____ Did Unlawfully _____
Operate Veh. Color _____ Veh. Yr. ___ Veh. Make _____
Veh. Lic. Yr. ___ Veh. Lic. St. ___ Veh. Lic. # _____
Upon, (Location) _____

(CITY) \$ _____
DAYS IN _____ DAYS SUSP.
() RECOMMENDED LICENSE SUSPENDED FOR _____
() PROBATIONARY LICENSE AUTHORIZED FOR ONE YEAR PROBATION

A PUBLIC STREET OR HIGHWAY IN _____
COUNTY, INDIANA, AND COMMIT, THE OFFENSE OF: _____

JUDGE: _____
DATE: _____
ATTORNEY FOR DEFENDANT _____
ADDRESS _____
TELEPHONE _____

CONTRARY TO THE FORM OF THE () STATE STATUTE
() LOCAL ORDINANCE IN SUCH CASE MADE AND PROVIDED.

WITNESSES _____

OFFICER'S SIGNATURE _____
I.D. No. _____ Div. Dist. _____
P O L I C E A G E N C Y

The notice, the appearance, the plea of either guilty or not guilty, and the waiver shall be printed on the summons. The trimmed size of the paper and stock on which the form is printed shall be nominally four and one quarter (4 1/4) inches by eight and one quarter (8 1/4) inches.

Subscribed And Sworn to Before Me
(Deputy Clerk) _____
This _____ Day of _____, 20__
COURT APPEARANCE
I PROMISE TO APPEAR IN COURTROOM

(c) In civil traffic cases, the complaint and summons shall be in substantially the following form:
In the _____ Court of _____
County _____
Cause No. _____ Docket No. _____
Page No. _____
State of Indiana

ADDRESS: _____
ON _____ THE _____ DAY OF _____, 20__
AT _____ M. OR BE SUBJECT TO ARREST.
SIGNATURE _____

SS: No. _____
County of _____
COMPLAINT AND SUMMONS

"YOUR SIGNATURE IS NOT AN ADMISSION OF GUILT"
The information and summons shall consist of four (4) parts:
(1) the original copy, printed on white paper, which shall be the abstract of court record for the Indiana bureau of motor vehicles;
(2) the court copy, printed on white paper;
(3) the police record, which shall be a copy of the information, printed on pink paper; and
(4) the summons copy, printed on white stock.

The undersigned having probable cause to believe and being duly sworn upon his oath says that:

The reverse sides of the information and abstract of court record shall be substantially as follows, with such additions or deletions as are necessary to adapt the form to the court involved:
RECEIPT # _____
DATE _____

On the _____ Day of _____, 20__ at ___ M
Name _____
Last First Middle
Street _____
City _____ State _____ Zip Code _____
Race ___ Sex ___ Age ___ D.O.B. _____ HT ___ WT ___
Oper. Lic. # _____ St. _____ Did Unlawfully _____
Operate Veh. Color _____ Veh. Yr. ___ Veh. Make _____
Veh. Lic. Yr. ___ Veh. Lic. St. ___ Veh. Lic. # _____
Upon, (Location) _____

COURT ACTION AND OTHER ORDERS

A PUBLIC STREET OR HIGHWAY IN _____
COUNTY, INDIANA, AND COMMIT, THE OFFENSE OF: _____

BAIL \$ _____
REARREST BOND \$ _____ DATE _____
1. CONTINUANCE TO _____ 4. CONTINUANCE TO _____
2. CONTINUANCE TO _____ 5. CONTINUANCE TO _____
3. CONTINUANCE TO _____ 6. CONTINUANCE TO _____

Table with 4 columns: Motions, Date, Ruling, Date. Rows 1-4.

PLEA () GUILTY
() NOT GUILTY
FINDING () GUILTY
() NOT GUILTY

CONTRARY TO THE FORM OF THE () STATE STATUTE
() LOCAL ORDINANCE IN SUCH CASE MADE AND PROVIDED.

THE COURT THEREFORE, ENTERS THE FOLLOWING ORDER
FINE \$ _____ AMOUNT SUSP. \$ _____
(STATE) \$ _____
COSTS _____

OFFICER'S SIGNATURE _____
I.D. No. _____ Div. Dist. _____
POLICE AGENCY _____
Subscribed And Sworn to Before Me
(Deputy Clerk) _____
This _____ Day of _____, 20__
COURT APPEARANCE
I PROMISE TO APPEAR IN _____

COURTROOM ADDRESS: ON THE DAY OF , 20 AT M. OR BE SUBJECT TO ARREST.

SIGNATURE "YOUR SIGNATURE IS NOT AN ADMISSION OF A VIOLATION"

- The complaint and summons shall consist of four (4) parts: (1) the original copy, printed on white paper, which shall be the abstract of court record for the Indiana bureau of motor vehicles; (2) the court copy, printed on white paper; (3) the police record, which shall be a copy of the complaint, printed on pink paper; and (4) the summons copy, printed on white stock.

The reverse sides of the complaint and abstract of court record shall be substantially as follows, with such additions or deletions as are necessary to adapt the form to the court involved:

RECEIPT # DATE

COURT ACTION AND OTHER ORDERS

- BAIL \$ REARREST BOND \$ DATE 1. CONTINUANCE TO 4. CONTINUANCE TO 2. CONTINUANCE TO 5. CONTINUANCE TO 3. CONTINUANCE TO 6. CONTINUANCE TO

Table with 4 columns: Motions, Date, Ruling, Date. Rows 1-4.

PLEA () ADMIT () DENY () NOLO CONTENDERE FINDING () JUDGMENT FOR PLAINTIFF () JUDGMENT FOR DEFENDANT

THE COURT THEREFORE, ENTERS THE FOLLOWING ORDER

FINE \$ AMOUNT SUSP. \$ (STATE) \$ COSTS (CITY) \$

() RECOMMENDED LICENSE SUSPENDED FOR () PROBATIONARY LICENSE AUTHORIZED FOR ONE YEAR PROBATION

JUDGE: DATE: ATTORNEY FOR DEFENDANT ADDRESS TELEPHONE WITNESSES

The notice, appearance, plea of either admission, denial, or nolo contendere shall be printed on the summons. The trimmed size of the paper and stock on which the form is printed shall be nominally four and one quarter (4 1/4) inches by eight and one quarter (8 1/4) inches.

(d) In abandoned vehicle cases under IC 9-22-1-7.5, the complaint and summons shall be in substantially the following form: In the Court of

County Cause No. Docket No. Page No. State of Indiana

SS: No. County of

COMPLAINT AND SUMMONS

The undersigned having probable cause to believe and being duly sworn upon his oath says that:

On the Day of , 20 at M N a m e

Street Last First Middle City State Zip Code

Did Unlawfully Abandon Veh. Color Veh. Yr. Veh. Make

Veh. Lic. Yr. Veh. Lic. St. Veh. Lic. # Upon, (Location)

A PUBLIC STREET OR HIGHWAY IN

COUNTY, INDIANA, AND VIOLATE IC 9-22-1-7.5 (ABANDONING A VEHICLE).

OFFICER'S SIGNATURE I. D. No. Div. Dist.

POLICE AGENCY Subscribed And Sworn to Before Me (Deputy Clerk)

This Day of , 20

The complaint and summons shall consist of four (4) parts:

- (1) the original copy, printed on white paper, which shall be the abstract of court record for the Indiana bureau of motor vehicles; (2) the court copy, printed on white paper; (3) the police record, which shall be a copy of the complaint, printed on pink paper; and (4) the summons copy, printed on white stock.

The reverse sides of the complaint and abstract of court record shall be substantially as follows, with such additions or deletions as are necessary to adapt the form to the court involved:

RECEIPT # DATE

COURT ACTION AND OTHER ORDERS

- 1. CONTINUANCE TO 4. CONTINUANCE TO 2. CONTINUANCE TO 5. CONTINUANCE TO 3. CONTINUANCE TO 6. CONTINUANCE TO

Table with 4 columns: Motions, Date, Ruling, Date. Rows 1-4.

PLEA () ADMIT () DENY () NOLO CONTENDERE FINDING () JUDGMENT FOR PLAINTIFF () JUDGMENT FOR DEFENDANT

THE COURT THEREFORE, ENTERS THE FOLLOWING ORDER

FINE \$ AMOUNT SUSP. \$ (STATE) \$ COSTS (CITY) \$

JUDGE: _____
 DATE: _____
 ATTORNEY FOR DEFENDANT _____
 ADDRESS _____ TELEPHONE _____

WITNESSES

The notice, appearance, plea of either admission, denial, or nolo contendere shall be printed on the summons. The trimmed size of the paper and stock on which the form is printed shall be nominally four and one quarter (4 1/4) inches by eight and one quarter (8 1/4) inches.

(d) (e) The complaint form shall be used in traffic cases, whether the charge is made by a law enforcement officer or by any other person.

(e) (f) Each judicial officer or police authority issuing traffic complaints and summons:

- (1) is responsible for the disposition of all the traffic complaints and summons issued under the authority of the officer or authority; and
- (2) shall prepare and submit the records and reports relating to the traffic complaints in the manner and at the time prescribed by both the state examiner of the state board of accounts and the bureau.

SECTION 19. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to SB 182 as printed February 8, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 3.

Representative Sullivan, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 228, 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 2, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 3. IC 16-27-2.5-2, AS ADDED BY P.L.224-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) A home health agency must:

- (1) have a written drug testing policy that is distributed to all employees; and
- (2) require each employee to acknowledge receipt of the policy.

(b) A home health agency shall randomly test:

- (1) at least fifty percent (50%) of the home health agency's employees who:
 - (A) have direct contact with patients; and
 - (B) are not licensed by a board or commission under IC 25;

at least annually; **or and**

- (2) when the home health agency has reasonable suspicion that an employee is engaged in the illegal use of a controlled substance.

(c) A home health agency shall either discharge or discipline with a minimum of a six (6) month suspension an employee who refuses to submit to a drug test."

Renumber all SECTIONS consecutively.

(Reference is to SB 228 as printed January 25, 2019.) 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 Courts and Criminal Code, to which was referred Senate Bill 240, 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, line 4, delete "IC 35-31.5-2-130.5" and insert "IC 35-31.5-2-130.2".

Page 20, line 6, delete "130.5." and insert "**130.2.**"

Page 20, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 9. IC 35-31.5-2-237.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 237.5. "Police radio mobile application", for purposes of IC 35-44.1-2-7, has the meaning set forth in IC 35-44.1-2-7(d).**"

Page 21, between lines 19 and 20, begin a new paragraph and insert:

"SECTION 15. IC 35-44.1-2-7, AS ADDED BY P.L.126-2012, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) A person who knowingly or intentionally:

- (1) possesses a police radio;
- (2) transmits over a frequency assigned for police emergency purposes; or
- (3) possesses or uses a police radio **or a police radio mobile application:**
 - (A) while committing a crime;
 - (B) to further the commission of a crime; or
 - (C) to avoid detection by a law enforcement agency;

commits unlawful use of a police radio, a Class B misdemeanor.

(b) Subsection (a)(1) and (a)(2) do not apply to:

- (1) a governmental entity;
- (2) a regularly employed law enforcement officer;
- (3) a common carrier of persons for hire whose vehicles are used in emergency service;
- (4) a public service or utility company whose vehicles are used in emergency service;
- (5) a person who has written permission from the chief executive officer of a law enforcement agency to possess a police radio;
- (6) a person who holds an amateur radio license issued by the Federal Communications Commission if the person is not transmitting over a frequency assigned for police emergency purposes;
- (7) a person who uses a police radio only in the person's dwelling or place of business;
- (8) a person:
 - (A) who is regularly engaged in newsgathering activities;
 - (B) who is employed by a newspaper qualified to receive legal advertisements under IC 5-3-1, a wire service, or a licensed commercial or public radio or television station; and
 - (C) whose name is furnished by the person's employer to the chief executive officer of a law enforcement agency in the county in which the employer's principal office is located;
- (9) a person engaged in the business of manufacturing or selling police radios; or
- (10) a person who possesses or uses a police radio during the normal course of the person's lawful business.

(c) As used in this section, "police radio" means a radio that is capable of sending or receiving signals transmitted on frequencies assigned by the Federal Communications Commission for police emergency purposes and that:

- (1) can be installed, maintained, or operated in a vehicle; or
- (2) can be operated while it is being carried by an individual.

The term does not include a radio designed for use only in a dwelling.

(d) As used in this section, "police radio mobile application" means an application installed on a mobile device that allows a person to listen to the contents of traffic carried on police radio frequencies."

Renumber all SECTIONS consecutively.

(Reference is to SB 240 as reprinted February 13, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 3.

McNamara, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 278, 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 SB 278 as reprinted February 5, 2019.)

Committee Vote: Yeas 12, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 333, 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 2, line 21, delete "contraband," and insert "**contraband**".

Page 2, line 34, delete "the".

Page 6, after line 24, begin a new paragraph and insert:

"SECTION 6. IC 34-30-2-33 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 33. IC 9-30-6-6 (Concerning physicians, **licensed health care professionals**, hospitals, and their agents for matters related to obtaining, testing, and releasing samples and information regarding blood, urine, or other bodily substances)."

Renumber all SECTIONS consecutively.

(Reference is to SB 333 as reprinted February 22, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 336, 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, line 2, after "if" insert "**the**".

Page 6, line 2, after "minor." insert "**or**".

Page 11, line 35, delete "of" and insert "**under**".

Page 19, line 6, strike "subdivision (1)," and insert "**subsection (a) or (b),**".

Page 19, line 35, delete "years," and insert "**years**".

(Reference is to SB 336 as reprinted February 26, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 1.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred Senate Bill 375, 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 SB 375 as printed February 20, 2019.)

Committee Vote: Yeas 11, Nays 0.

WOLKINS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 416, 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 SB 416 as printed February 8, 2019.)

Committee Vote: Yeas 10, Nays 0.

KIRCHHOFER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 424, 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 2, between lines 38 and 39, begin a new paragraph and insert:

"SECTION 4. IC 16-21-8-9.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 9.5. After a forensic medical examination, an alleged sex crime victim may shower at the facility where the examination was conducted, if available, without charge.**"

Renumber all SECTIONS consecutively.

(Reference is to ESB 424 as printed March 12, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 22, nays 0.

HUSTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 488, 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 32 through 42, begin a new paragraph and insert:

"SECTION 4. IC 33-40-7-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) A county executive may adopt an ordinance establishing a county public defender board consisting of three (3) members. The county executive shall appoint one (1) member. The judges who exercise felony or juvenile jurisdiction in the county shall appoint by majority vote ~~the other two (2) members: one (1) member.~~ **The Indiana public defender commission shall appoint one (1) member who must be a resident of the county or region managing the public defender's office.**

(b) ~~The members appointed by the judges may not be from the same political party.~~ The members must be persons who have demonstrated an interest in high quality legal representation for indigent persons. However, a member may not be:

- (1) a city, town, or county attorney;
- (2) a law enforcement officer;
- (3) a judge; **or**
- (4) a court employee;
- (5) **an attorney who provides representation to indigent persons in the county or region managed by the public defender board;**
- (6) **an employee of the department of child services; or**
- (7) **an employee of any individuals described in subdivisions (1) through (6).**

(c) Each member of the board serves a three (3) year term beginning with the date of the member's appointment. A member appointed to fill a vacancy holds office for the remainder of the previous member's term. If a successor has not been appointed by the end of a member's three (3) year term, the member continues in office until the member's successor takes office. **In the case of a county public defender board established before July 1, 2019, the appointment by the Indiana public defender commission shall begin upon the first expiration of a current term of a member appointed by the judges who exercise felony or juvenile jurisdiction in the county.**

(d) The members shall, by a majority vote, elect one (1) member to serve as chairperson.

(e) Meetings shall be held at least quarterly and may be held at other times during the year at the call of the:

- (1) chairperson; or
- (2) other two (2) members.

(f) A county executive may terminate the board by giving at least ninety (90) days written notice to the judges described in subsection (a)."

Page 4, delete lines 1 through 20.

Page 5, delete line 6.

Page 5, line 7, delete "(4)" and insert "(3)".

Page 5, line 8, delete "(5)" and insert "(4)".

Page 5, line 9, delete "(6)" and insert "(5)".

Page 5, line 9, delete "attorney affiliated with" and insert **"employee of"**.

Page 5, line 10, delete "or".

Page 5, line 11, delete "(7)" and insert "(6)".

Page 5, line 14, delete "board." and insert **"board; or"**.

Page 5, between lines 14 and 15, begin a new line block indented and insert:

"(7) an employee of any individuals described in subdivisions (1) through (6)."

Page 7, line 13, after "defender board" insert ",".

Page 7, line 14, delete "office," and insert **"office"**.

Renumber all SECTIONS consecutively.

(Reference is to SB 488 as printed January 23, 2019.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

MCNAMARA, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred Senate Bill 554, 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 2, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 2. IC 5-28-15.5-5, AS ADDED BY P.L.238-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) For each state fiscal year beginning after June 30, 2019, until a district expires under section 3 of this chapter, if a district board applies for a grant under section 8(a)(3) of this chapter, the corporation may shall, before September 1, make a determination on grants from the Indiana twenty-first century research and technology fund established under IC 5-28-16-2 to a district board established in:

(1) the city of Lafayette; and

(2) the city of Fort Wayne.

(b) The total amount of grant money that a district board established in the city of Lafayette may receive during a state fiscal year may not exceed one million dollars (\$1,000,000).

(c) The total amount of grant money that a district board established in the city of Fort Wayne may receive during a state fiscal year may not exceed one million dollars (\$1,000,000).

(d) **Except as provided in subsection (e),** one hundred percent (100%) of grant money awarded to a district board under this section must be used by the district board for programs **or projects** that support entrepreneurship, small business development, technology development, and innovation.

(e) A district board may use grant money awarded under this section to reimburse itself for costs incurred before the grant money was awarded if the costs are attributable to the purposes described in subsection (d).

(f) The corporation may develop guidelines, without complying with IC 4-22-2, for awarding grants under this section.

SECTION 3. IC 5-28-16-2, AS AMENDED BY P.L.86-2018, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The Indiana twenty-first century research and technology fund is established within the state treasury to provide grants or loans to support proposals for economic development in one (1) or more of the following areas:

(1) To increase the capacity of Indiana postsecondary educational institutions, Indiana businesses, and Indiana nonprofit corporations and organizations to compete successfully for federal or private research and development funding.

(2) To stimulate the transfer of research and technology into marketable products.

(3) To assist with diversifying Indiana's economy by focusing investment in biomedical research and biotechnology, information technology, development of alternative fuel technologies, development and production of fuel efficient vehicles, and other high technology industry clusters requiring high skill, high wage employees.

(4) To encourage an environment of innovation and cooperation among universities and businesses to promote research activity.

(5) To provide grants to district boards that are established in the city of Lafayette and the city of Fort Wayne under the entrepreneur and enterprise district pilot program established under IC 5-28-15.5 and as set forth in IC 5-28-15.5-5.

(b) The fund consists of:

(1) appropriations from the general assembly; and

(2) loan repayments.

(c) The corporation shall administer the fund. The following may be paid from money in the fund:

(1) Expenses of administering the fund.

(2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

(d) Earnings from loans made under this chapter shall be deposited in the fund.

(e) The budget committee shall review programs and initiatives and corresponding investment policies established by the board. The budget agency shall review each recommendation to verify and approve available funding and compliance with the established investment policy. Money in the fund may not be used to provide a recurring source of revenue for the normal operating expenditures of any project.

(f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the state

general fund.

(g) The money in the fund at the end of a state fiscal year does not revert to the state general fund but remains in the fund.

(h) For each state fiscal year beginning after June 30, 2017, and ending before July 1, ~~2022~~, **2023**, the corporation ~~may~~ **shall** allocate **not more than** two million dollars (\$2,000,000) of the total amount held within the fund in that state fiscal year for the purposes of making grants from the fund under subsection (a)(5) to district boards established in the city of Lafayette and the city of Fort Wayne as set forth in IC 5-28-15.5-5. **If a district board established in the city of Lafayette and the city of Fort Wayne does not apply for a grant from the fund under IC 5-28-15.5-8(a)(3) during a particular state fiscal year, the allocated amount may be used for another purpose described in subsection (a)(1) through (a)(4) for that state fiscal year.** This subsection expires December 31, ~~2022~~, **2023**.

SECTION 4. IC 24-5-27 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 27. Ticket Sales

Sec. 1. This chapter does not apply to tickets of admission to any boxing, sparring, or unarmed combat match or exhibition under IC 4-33-22.

Sec. 2. As used in this chapter, "Internet domain name" means a globally unique, hierarchical reference to an Internet host or service, which is assigned through centralized Internet naming authorities and which is comprised of a series of character strings separated by periods, with the right most string specifying the top of the hierarchy.

Sec. 3. As used in this chapter, "nontransferable ticketing system" means any program, platform, process, or act that restricts, through contractual or technological means, a ticket purchaser's ability to:

- (1) freely use;
- (2) give away;
- (3) assign; or
- (4) resell;

a ticket purchased by the ticket purchaser.

Sec. 4. As used in this chapter, "person" means an individual, a corporation, a business trust, an estate, a trust, a partnership, an association, a nonprofit corporation or organization, a cooperative, or any other legal entity.

Sec. 5. As used in this chapter, "resale of tickets" means the act of selling a valid and previously purchased ticket to a person who is not:

- (1) the original purchaser of the ticket; or
- (2) the ticket issuer.

Sec. 6. As used in this chapter, "ticket issuer" means any person that makes tickets available, directly or indirectly, for an entertainment event. The term includes the following:

- (1) The operator of a venue.
- (2) The sponsor or promoter of an entertainment event.
- (3) A sports team participating in an entertainment event or a league whose teams are participating in an entertainment event.
- (4) A theater company, musical group, or similar participant in an entertainment event.
- (5) An agent of any person or entity described in subdivisions (1) through (4).

Sec. 7. As used in this chapter, "ticket platform" means a marketplace that enables consumers to purchase and sell tickets.

Sec. 8. As used in this chapter, "ticket web site" means an Internet web site:

- (1) advertising the sale of tickets;
- (2) offering the sale of tickets; or
- (3) offering tickets for resale;

to an event in this state.

Sec. 9. As used in this chapter, "URL" means an Internet

web site's uniform resource locator.

Sec. 10. As used in this chapter, "venue" means an arena, stadium, theater, concert hall, or other place of exhibition or performance in this state.

Sec. 11. As used in this chapter, "web site operator" means a person:

- (1) owning;
- (2) operating; or
- (3) controlling;

a ticket web site for an event scheduled at a venue.

Sec. 12. Subject to section 13 of this chapter, a person may, through the use of an Internet web site:

- (1) resell;
- (2) offer to resell; or
- (3) attempt to resell;

any ticket, privilege, or license of admission to an entertainment event, place of public amusement, arena, stadium, theater, performance, sport, exhibition, or athletic contest in this state without restriction or monetary limitation.

Sec. 13. A person who resells, offers to resell, or attempts to resell a ticket, as described under section 12 of this chapter, must provide the ticket purchaser with a full refund or comparable replacement ticket, as applicable, if any of the following occur:

- (1) The event is canceled and not rescheduled.
- (2) The ticket received by the purchaser is counterfeit.
- (3) The ticket fails to conform to the description provided by the seller or reseller.
- (4) The ticket was not delivered to the purchaser prior to the occurrence of the event, unless such failure of delivery was due to an act or omission of the purchaser.
- (5) The ticket does not provide the consumer with admission to the event for which it was purchased unless such failure to be admitted is due to actions caused by the purchaser or venue.

Sec. 14. A refund under section 13 of this chapter must include the following:

- (1) Reimbursement for the full price paid by the consumer for the ticket.
- (2) Reimbursement for any fee related to the purchase, download, delivery, or shipping of the ticket, as applicable.

Sec. 15. A person who engages in the resale of event tickets may comply with the requirements of this chapter by using a ticket platform that fully complies with this chapter.

Sec. 16. A ticket issuer may employ a nontransferable ticketing system if the following conditions are met:

- (1) The ticket purchaser is offered, at the time of sale, the opportunity to purchase a transferable:
 - (A) physical; or
 - (B) electronic ticket portable document format file; version of the same ticket.
- (2) The ticket described in subdivision (1) may be given away or resold:
 - (A) independently of the ticket issuer's preferred ticket platform; and
 - (B) without penalty or discrimination.

Sec. 17. A ticket purchaser or seller shall not be penalized, discriminated against, or denied access to an event:

- (1) because the ticket or tickets were resold; or
- (2) because of the purchaser's or seller's choice of ticket platform.

Sec. 18. Nothing in this chapter shall prevent a ticket issuer or venue operator from doing the following:

- (1) Maintaining and enforcing policies with respect to conduct, behavior, or age at the venue or event.
- (2) Prohibiting the possession or use of illicit narcotics at the venue or event.

- (3) Prohibiting or regulating the possession, display, or use of firearms at the venue or event.
- (4) Establishing and enforcing limits on the quantity of tickets that may be purchased.
- (5) Establishing and enforcing occupancy limits for the venue or event, as applicable.
- (6) Canceling tickets that were procured in violation of IC 35-43-2-3 or 15 U.S.C. 45(c).
- (7) Employing a nontransferable ticketing system for one (1) of the following purposes:

(A) The issuance of a ticket that:

(i) is not promotionally offered to the general public; and

(ii) is made available to an individual or group as part of a targeted promotion, discounted price, or for a private event due to the individual's or group's student status, economic hardship status, disability status, group affiliation, or membership in a religious or civic organization.

(B) The issuance of a ticket for a NCAA Division I postseason collegiate basketball or hockey tournament.

Sec. 19. (a) This section does not apply to a web site operator that is authorized by the venue to be acting upon the venue's behalf.

(b) A web site operator may not intentionally use an Internet domain name or any subdomain in a ticket web site's URL that contains any of the following:

- (1) The name of the venue.
- (2) The name of the exhibition or performance.
- (3) The name of the person or entity scheduled to perform or appear at the venue.
- (4) Any name substantially similar to the name of the venue, exhibition, or performance.

(c) A person who violates this section commits a deceptive act that is actionable by the attorney general and is subject to the remedies and penalties under IC 24-5-0.5."

Renumber all SECTIONS consecutively.

(Reference is to SB 554 as printed January 29, 2019.) and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

Morris, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 621, 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 SB 621 as printed January 29, 2019.)

Committee Vote: Yeas 21, Nays 0.

HUSTON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 632, 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 SB 632 as printed February 22, 2019.)

Committee Vote: Yeas 12, Nays 0.

KIRCHHOFER, Chair

Report adopted.

ENGROSSED SENATE 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: Engrossed Senate Bills 99, 170, 380, 471, 545, 596 and 604.

Representatives Eberhart, Lehman, Morrison and Sullivan, who had been present, are now excused.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 324

Representative Judy called down Engrossed Senate Bill 324 for third reading:

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

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

Roll Call 333: yeas 90, 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.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 12:01 p.m. with the Speaker in the Chair.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 2

Representative Manning called down Engrossed Senate Bill 2 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 2-6)

Mr. Speaker: I move that Engrossed Bill 2 be amended to read as follows:

Page 2, line 34, delete "shall" and insert "**may**".

Page 2, delete lines 38 through 42.

Page 3, line 11, delete "shall" and insert "**may**".

Page 4, delete lines 15 through 42.

Delete page 5.

Page 6, delete lines 1 through 29.

Page 11, delete lines 36 through 42.

Delete pages 12 through 13.

Page 14, delete lines 1 through 33.

Renumber all SECTIONS consecutively.

(Reference is to ESB 2 as printed March 15, 2019.)

MANNING

Motion prevailed.

HOUSE MOTION (Amendment 2-4)

Mr. Speaker: I move that Engrossed Senate Bill 2 be amended to read as follows:

Page 2, line 19, after "roadway" insert "**or a private road**".

Page 3, line 5, after "roadway" insert "**or a private road**".

Page 3, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 4. IC 9-21-12-13, AS AMENDED BY P.L.217-2014, SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) Except:

- (1) as provided in subsection (b); or
- (2) when a school bus is stopped at an intersection or another place where traffic is controlled by a traffic control device or a police officer;

whenever a school bus is stopped on a roadway or a private road to load or unload a student, the driver shall use an arm signal device, which must be extended while the bus is stopped.

(b) The governing body of a public school may authorize a school bus driver to load or unload a student at a location off the roadway that the governing body designates as a special school bus loading area. The driver is not required to extend the arm signal device when loading or unloading a student in the designated area.

(c) A school bus driver who knowingly or intentionally violates subsection (a) commits a Class C misdemeanor.

SECTION 5. IC 9-21-12-15, AS AMENDED BY P.L.217-2014, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 15. (a) The driver of a school bus shall use flashing lights as prescribed by the state school bus committee to give adequate warning that the school bus is stopped or about to stop on the roadway or the private road to load or unload a student.

(b) A school bus driver who knowingly or intentionally violates subsection (a) commits a Class C misdemeanor."

Renumber all SECTIONS consecutively.
(Reference is to ESB 2 as printed March 15, 2019.)

GOODIN

Motion prevailed.

HOUSE MOTION
(Amendment 2-3)

Mr. Speaker: I move that Engrossed Senate Bill 2 be amended to read as follows:

Page 10, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 12. IC 20-27-9-5, AS AMENDED BY P.L.228-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) A special purpose bus may be used:

- (1) by a school corporation to provide regular transportation of a student between one (1) school and another school but not between the student's residence and the school;
- (2) to transport students and their supervisors, including coaches, managers, and sponsors to athletic or other extracurricular school activities and field trips;
- (3) by a school corporation to provide transportation between an individual's residence and the school for an individual enrolled in a special program for the habilitation or rehabilitation of persons with a developmental or physical disability, and, if applicable, the individual's sibling; ~~and~~
- (4) to transport homeless students under IC 20-27-12; **and**
- (5) by a school corporation to provide regular transportation of an individual described in section 4 or section 7 of this chapter between the individual's residence and the school.**

(b) The mileage limitation of section 3 of this chapter does not apply to special purpose buses.

(c) The operator of a special purpose bus must be at least twenty-one (21) years of age, be authorized by the school corporation, and meet the following requirements:

- (1) **Except as provided in subdivision (2)(B) and in addition to the license required under this subdivision,** if the special purpose bus has a capacity of less than sixteen (16) passengers, the operator must hold a valid:

- (A) operator's;

- (B) chauffeur's;
- (C) public passenger chauffeur's; or
- (D) commercial driver's;

license.

(2) If the special purpose bus:

- (A) has a capacity of more than fifteen (15) passengers; **or**
- (B) is used to provide transportation to an individual described in subsection (a)(3) or (a)(5);**

the operator must meet the requirements for a school bus driver set out in IC 20-27-8.

(d) A special purpose bus is not required to be constructed, equipped, or painted as specified for school buses under this article or by the rules of the committee.

(e) An owner or operator of a special purpose bus, other than a special purpose bus owned or operated by a school corporation or a nonpublic school, is subject to IC 8-2.1."

Renumber all SECTIONS consecutively.

(Reference is to ESB 2 as printed March 15, 2019.)

PRESSEL

Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 258

Representative Manning called down Engrossed Senate Bill 258 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 258-2)

Mr. Speaker: I move that Engrossed Senate Bill 258 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 35-38-2-2.2, AS AMENDED BY P.L.114-2012, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2.2. (a) As a condition of probation for a sex offender (as defined in IC 11-8-8-4.5), the court shall:

- (1) require the sex offender to register with the local law enforcement authority under IC 11-8-8;
- (2) prohibit the sex offender from residing within one thousand (1,000) feet of school property (as defined in IC 35-31.5-2-285), as measured from the property line of the sex offender's residence to the property line of the school property, for the period of probation, unless the sex offender obtains written approval from the court;
- (3) require the sex offender to consent:
 - (A) to the search of the sex offender's personal computer at any time; and
 - (B) to the installation on the sex offender's personal computer or device with Internet capability, at the sex offender's expense, of one (1) or more hardware or software systems to monitor Internet usage; and
- (4) prohibit the sex offender from:
 - (A) accessing or using certain web sites, chat rooms, or instant messaging programs frequented by children; and
 - (B) deleting, erasing, or tampering with information on the sex offender's personal computer with intent to conceal an activity prohibited by clause (A).

If the court allows the sex offender to reside within one thousand (1,000) feet of school property under subdivision (2), the court shall notify each school within one thousand (1,000) feet of the sex offender's residence of the order. However, a court may not allow a sex offender who is a sexually violent predator (as defined in IC 35-38-1-7.5) or an offender against children under IC 35-42-4-11 to reside within one thousand (1,000) feet of school property.

(b) As a condition of probation for a sex offender who is a sexually violent predator under IC 35-38-1-7.5 or an offender against children under IC 35-42-4-11, the court may:

(1) subject to subdivision (2), prohibit the sex offender from having any:

(A) unsupervised contact; or

(B) contact;

with a person less than sixteen (16) years of age; and (2) if the court finds it is in the best interests of the child, prohibit the sex offender from having any:

(A) unsupervised contact; or

(B) contact;

with a child or stepchild of the sex offender, if the child or stepchild is less than sixteen (16) years of age."

Renumber all SECTIONS consecutively.

(Reference is to ESB 258 as printed March 19, 2019.)

HATFIELD

Motion prevailed.

Representatives Huston and Negele, who had been present, are now excused.

Representatives Burton, Eberhart, Ellington, Gutwein, Lehman, Morrison and Sullivan, who had been excused, are now present.

HOUSE MOTION
(Amendment 258-3)

Mr. Speaker: I move that Engrossed Senate Bill 258 be amended to read as follows:

Page 2, line 40, strike "or".

Page 2, line 41, reset in roman "or".

Page 2, between lines 41 and 42, begin a new line double block indented and insert:

"(D) A day care center licensed under IC 12-17.2;"

(Reference is to ESB 258 as printed March 19, 2019.)

JACKSON

Upon request of Representatives Jackson and Pryor, the Speaker ordered the roll of the House to be called. Roll Call 334: yeas 78, nays 14. Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 442

Representative Morrison called down Engrossed Senate Bill 442 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

RESOLUTIONS ON FIRST READING

House Resolution 39

Representative Boy introduced House Resolution 39:

A HOUSE RESOLUTION congratulating and honoring Mr. Adrian Huizar, a top youth volunteer of Indiana for 2019.

Whereas, The annual Prudential Spirit of Community Awards recognized Mr. Adrian Huizar of Michigan City as a State Honoree and a top youth volunteer in Indiana for 2019;

Whereas, 29,000 young people across the country participated in the 2019 program;

Whereas, Mr. Huizar, an eighth-grader at Queen of All Saints Catholic School, earned this award by giving generously of his time and energy to start, build, and maintain a tutoring program at his school;

Whereas, Mr. Huizar received approval from his school and interested parents in 2017, and he built a program that offers children in first through sixth grades tutoring lessons for 45 minutes a day, four days a week;

Whereas, Mr. Huizar enlisted the support of National Junior Honor Society members and found adults willing to be present during tutoring sessions;

Whereas, Mr. Huizar is responsible for all scheduling and attendance, and provides the tutors with worksheets to use during their lessons;

Whereas, More than 60 students, tutors, and supervisors have been involved in the program since its creation;

Whereas, The Prudential Spirit of Community Awards program was created in 1995 by Prudential Financial, in partnership with the National Association of Secondary Schools Principals, and is designed to emphasize the importance of volunteerism and service to the community;

Whereas, Mr. Huizar represents the best of America's youth, and is a role model to his peers and fellow Hoosiers;

Whereas, Mr. Huizar will receive a \$1,000 award, an engraved silver medallion, and a trip to Washington, D.C., as one of two State Honorees from Indiana; and

Whereas, Mr. Huizar will be considered for one of 10 national awards that would provide him with an additional \$5,000 award and a \$5,000 grant from the Prudential Foundation to a charitable organization of his choice: Therefore,

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

SECTION 1. That the House of Representatives congratulates Mr. Adrian Huizar as a 2019 top youth volunteer and for being named a State Honoree by the Prudential Spirit of Community Awards.

SECTION 2. That the Indiana House of Representatives honors Mr. Huizar for his outstanding record of volunteer service, peer leadership, and contributions to the education of fellow students at Queen of All Saints Catholic School in Michigan City, Indiana.

SECTION 3. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Mr. Adrian Huizar and his family.

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

ENROLLED ACTS SIGNED

The Speaker announced that he had signed Senate Enrolled Acts 41 on March 21.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that Engrossed Senate Bills 278 and 554 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Lauer be added as cosponsor of Senate Concurrent Resolution 36.

MAHAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Lauer be added as coauthor of House Concurrent Resolution 29.

MACER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Harris be added as cosponsor of Engrossed Senate Bill 85.

VANNATTER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Wesco be added as cosponsor of Engrossed Senate Bill 130.

MILLER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Boy be added as cosponsor of Engrossed Senate Bill 170.

ZIEMKE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Frye and Pressel be added as cosponsors of Engrossed Senate Bill 471.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative DeLaney be added as cosponsor of Engrossed Senate Bill 596.

SCHAIBLEY

Motion prevailed.

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 Bills 1005, 1019, 1029, 1051, 1057, 1060, 1075, 1080, 1084, 1094, 1280, 1295, 1296, 1492, 1500 and 1517 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 Engrossed House Bills 1009, 1056, 1063, 1087, 1182, 1196, 1236, 1245, 1257, 1268, 1342 and 1487 with amendments and the same are herewith returned to the House for concurrence.

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 34, 36, 41 and 47 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 Resolutions 33 and 35 and the same are 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 Borders, the House adjourned at 12:42 p.m., this twenty-first day of March, 2018, until Monday, March 25, 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