



Journal of the House

State of Indiana

114th General Assembly

Second Regular Session

First Meeting Day

Tuesday Morning

November 22, 2005

The members of the House of Representatives of the One Hundred Fourteenth General Assembly of the State of Indiana assembled in the House Chambers in the State House in the City of Indianapolis on Tuesday, the twenty-second day of November, 2005, A.D., at 10:00 a.m., being the day fixed by law for the convening of the second regular session of the General Assembly, viz:

"...the second regular session of each term of the general assembly shall convene on the third Tuesday after the first Monday of November of each odd-numbered year..."

The House was called to order by Speaker Brian C. Bosma.

The invocation was offered by Pastor David Rodriguez, Grace Community Church, Noblesville, the guest of Speaker Bosma.

The Pledge of Allegiance to the Flag was led by Representative P. Eric Turner.

Representative Kathy K. Richardson introduced Susan Guilkey, Miss Indiana 2005, who sang "God Bless America".

FILLING VACANT LEGISLATIVE OFFICES

District 83

April 26, 2005

The Honorable Brian C. Bosma
Speaker of the House
Indiana House of Representatives
200 W. Washington St.
Indianapolis, IN 46204

Dear Speaker Bosma,

It has been my privilege to serve as a State Representative in the Indiana General Assembly for the past 29 years. At this time, I would like to submit my letter of resignation from the Indiana House of Representatives effective Sunday, May 8th at 12:00 noon with the exception of a Special Session. Should a special session be called, I will fulfill my duties and responsibilities as a State Representative until adjournment on the last day of that session.

It has been a great pleasure to serve during the last 29 years. I would like to extend my thanks to you for showing excellent leadership this past session during many difficult times and pressing issues.

Sincerely,

Robert K. Alderman
State Representative

CERTIFICATION OF APPOINTMENT TO A VACANT STATE LEGISLATIVE OFFICE

TO THE HONORABLE BRIAN BOSMA,
SPEAKER OF THE INDIANA
HOUSE OF REPRESENTATIVES:

WHEREAS, A vacancy occurred in the office of Indiana State Representative, District 83, on May 8, 2005, due to the resignation of the Honorable Robert K. Alderman, who was elected to office as a candidate of the Indiana Republican Party;

WHEREAS, The duly elected and acting state chairman of the Indiana Republican Party set the place, date, and time of a caucus comprised of the eligible precinct committeemen from Indiana House District 83 and sent a notice by first class mail to all precinct committeemen in the caucus at least ten (10) days before the date of the meeting, setting forth the purpose, place, date, and time of the meeting;

WHEREAS, The duly appointed designee of the state chairman presided over the aforesaid caucus, which was conducted on May 24, 2005, this date being not later than thirty (30) days after the vacancy occurred;

WHEREAS, The caucus, voting by secret ballot, and a majority vote of those casting a vote for a candidate, selected an individual who resides within Indiana House District 83 to fill this vacancy;

WHEREAS, The individual selected to fill the aforesaid vacancy had filed a declaration of candidacy with the chairman of the caucus, and had previously filed a statement of economic interests under Indiana Code 2-2.1-3-2 with the Principal Clerk of the Indiana House of Representatives, at least seventy-two (72) hours before the time fixed for the caucus, all as required by Indiana Code 3-13-5-3;

WHEREAS, Under Indiana Code 3-13-5-6, the state chairman is required to certify the name of the individual selected under Indiana Code 3-13-5-1 to fill this vacancy to the Speaker of the House of Representatives; and

WHEREAS, Under Indiana Code 3-13-5-6, the Speaker of the House of Representatives is required to acknowledge receipt of this certification, submit a copy of the certificate to be included in the Journal of the House of Representatives on the day when the individual is seated, (or if this certificate is received after the adjournment *sine die* of the General Assembly, on the first day that the House of Representatives is in session following receipt of this certificate), and immediately forward the certificate to the Secretary of State of Indiana: NOW, THEREFORE,

AS THE DULY ELECTED AND ACTING CHAIRMAN OF THE INDIANA REPUBLICAN STATE COMMITTEE,

- (1) I certify that Matthew P. Bell was selected by the aforesaid caucus to fill the vacancy existing in the Office of Indiana House of Representatives, District 83;
- (2) I request that the Speaker of the House of Representatives acknowledge receipt of this Certificate by his signature below as provided for by Indiana Code 3-13-5-6;
- (3) I request that the Speaker of the House of Representatives include a copy of this Certificate in the Journal of the House of Representatives as provided by Indiana Code 3-13-5-6; and
- (4) I request that this Certificate be immediately forwarded to the Secretary of State, as provided by Indiana Code 3-13-5-6.

CERTIFIED, THIS THE 25TH DAY OF MAY, 2005:

Jim Kittle, Jr.

ACKNOWLEDGMENT OF RECEIPT BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

I hereby acknowledge receipt of this Certificate by my signature below this 27th day of May, 2005.

Signed: Brian Bosma
Speaker of the Indiana House of Representatives

CERTIFICATE OF SELECTION
TO STATE LEGISLATIVE OFFICE

TO THE HONORABLE BRIAN BOSMA
SPEAKER OF THE INDIANA
HOUSE OF REPRESENTATIVES:

WHEREAS, A vacancy occurred in the office of Indiana State Representative, District 83, on May 8, 2005, due to the resignation of the Honorable Robert K. Alderman, who was elected to office as a candidate of the Indiana Republican Party;

WHEREAS, On May 24, 2005, a caucus composed of Republican Party precinct committeemen from Indiana House District 83 selected Matthew P. Bell to fill the vacancy in Indiana House District 83;

WHEREAS, On May 25, 2005, the State Chairman of the Indiana Republican Party certified the selection of Matthew P. Bell to fill the vacancy in Indiana House District 83 to the Speaker of the House of Representatives and the Speaker of the House acknowledged receipt of the certification thereon;

WHEREAS, On May 27, 2005, the Speaker of the House of Representatives forwarded the aforesaid certification to the Secretary of State, in accordance with Indiana Code 3-13-5-6; and

WHEREAS, Pursuant to Indiana Code 3-13-5-7, the Secretary of State is required to certify the individual selected to fill a vacant legislative office: NOW, THEREFORE,

AS THE DULY ELECTED AND ACTING SECRETARY OF THE STATE OF INDIANA, I certify that the Honorable Matthew P. Bell has been selected to fill the vacancy existing in the office of Indiana State Representative, District 83.

Given under my hand and the Seal of the State of Indiana, at the City of Indianapolis, this 31st day of May, 2005, being the 229th year of the Independence of the United States, and the 189th year of the Statehood of Indiana.

TODD ROKITA
Secretary of the State of Indiana

Representative-elect Bell was sworn into office on June 1, 2005. The oath of office is: "I, Matthew Bell, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully and impartially discharge my duties as a member of the House of Representatives of the General Assembly of the State of Indiana to the best of my skill and ability, so help me God."

Sworn before me, Randall T. Shepard, Chief Justice of Indiana, this 1st day of June, 2005.

District 78

September 29, 2005

The Honorable Brian C. Bosma
Speaker of the House
Indiana House of Representatives
200 W. Washington St.
Indianapolis, IN 46204

Dear Speaker Bosma,

It is with sadness and excitement that I submit to you my letter of resignation from the Indiana House of Representatives, District 78. I cherish each of my years here and I know we will continue a positive working relationship when I start my duties in the Senate.

Best wishes,
Vaneta Becker
State Representative

CERTIFICATION OF
APPOINTMENT TO A VACANT
STATE LEGISLATIVE OFFICE

TO THE HONORABLE BRIAN BOSMA,

SPEAKER OF THE INDIANA
HOUSE OF REPRESENTATIVES:

WHEREAS, A vacancy occurred in the office of Indiana State Representative, District 78, on September 29, 2005, due to the resignation of the Honorable Vaneta Becker, who was elected to office as a candidate of the Indiana Republican Party;

WHEREAS, The duly elected and acting state chairman of the Indiana Republican Party set the place, date, and time of a caucus comprised of the eligible precinct committeemen from Indiana House District 78 and sent a notice by first class mail to all precinct committeemen in the caucus at least ten (10) days before the date of the meeting, setting forth the purpose, place, date, and time of the meeting;

WHEREAS, The duly appointed designee of the state chairman presided over the aforesaid caucus, which was conducted on October 15, 2005, this date being not later than thirty (30) days after the vacancy occurred;

WHEREAS, The caucus, voting by secret ballot, and a majority vote of those casting a vote for a candidate, selected an individual who resides within Indiana House District 78 to fill this vacancy;

WHEREAS, The individual selected to fill the aforesaid vacancy had filed a declaration of candidacy with the chairman of the caucus, and had previously filed a statement of economic interests under Indiana Code 2-2.1-3-2 with the Principal Clerk of the Indiana House of Representatives, at least seventy-two (72) hours before the time fixed for the caucus, all as required by Indiana Code 3-13-5-3;

WHEREAS, Under Indiana Code 3-13-5-6, the state chairman is required to certify the name of the individual selected under Indiana Code 3-13-5-1 to fill this vacancy to the Speaker of the House of Representatives; and

WHEREAS, Under Indiana Code 3-13-5-6, the Speaker of the House of Representatives is required to acknowledge receipt of this certification, submit a copy of the certificate to be included in the Journal of the House of Representatives on the day when the individual is seated, (or if this certificate is received after the adjournment *sine die* of the General Assembly, on the first day that the House of Representatives is in session following receipt of this certificate), and immediately forward the certificate to the Secretary of State of Indiana: NOW, THEREFORE,

AS THE DULY ELECTED AND ACTING CHAIRMAN
OF THE INDIANA REPUBLICAN STATE COMMITTEE,

- (1) I certify that Suzanne Crouch was selected by the aforesaid caucus to fill the vacancy existing in the Office of Indiana House of Representatives, District 78;
- (2) I request that the Speaker of the House of Representatives acknowledge receipt of this Certificate by his signature below as provided for by Indiana Code 3-13-5-6;
- (3) I request that the Speaker of the House of Representatives include a copy of this Certificate in the Journal of the House of Representatives as provided by Indiana Code 3-13-5-6; and
- (4) I request that this Certificate be immediately forwarded to the Secretary of State, as provided by Indiana Code 3-13-5-6.

CERTIFIED, THIS THE 18TH DAY OF OCTOBER, 2005:

Jim Kittle, Jr.

ACKNOWLEDGMENT OF RECEIPT BY THE
SPEAKER OF THE HOUSE OF REPRESENTATIVES

I hereby acknowledge receipt of this Certificate by my signature below this 18th day of October, 2005.

Signed: Brian Bosma
Speaker of the Indiana House of Representatives

CERTIFICATE OF SELECTION
TO STATE LEGISLATIVE OFFICE

TO THE HONORABLE BRIAN BOSMA

SPEAKER OF THE INDIANA
HOUSE OF REPRESENTATIVES:

WHEREAS, A vacancy occurred in the office of Indiana State Representative, District 78, on September 29, 2005, due to the resignation of the Honorable Vaneta Becker, who was elected to office as a candidate of the Indiana Republican Party;

WHEREAS, On October 15, 2005, a caucus composed of Republican Party precinct committeemen from Indiana House District 78 selected Suzanne Crouch to fill the vacancy in Indiana House District 78;

WHEREAS, On October 18, 2005, the State Chairman of the Indiana Republican Party certified the selection of Suzanne Crouch to fill the vacancy in Indiana House District 78 to the Speaker of the House of Representatives and the Speaker of the House acknowledged receipt of the certification thereon;

WHEREAS, On November 16, 2005, the Speaker of the House of Representatives forwarded the aforesaid certification to the Secretary of State, in accordance with Indiana Code 3-13-5-6; and

WHEREAS, Pursuant to Indiana Code 3-13-5-7, the Secretary of State is required to certify the individual selected to fill a vacant legislative office: NOW, THEREFORE,

AS THE DULY ELECTED AND ACTING SECRETARY OF THE STATE OF INDIANA, I certify that the Honorable Suzanne Crouch has been selected to fill the vacancy existing in the office of Indiana State Representative, District 78.

Given under my hand and the Seal of the State of Indiana, at the City of Indianapolis, this 17th day of November, 2005, being the 230th year of the Independence of the United States, and the 190th year of the Statehood of Indiana.

TODD ROKITA
Secretary of the State of Indiana

Representative-elect Crouch was sworn into office on October 26, 2005. The oath of office is: "I, Suzanne Crouch, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully and impartially discharge my duties as a member of the House of Representatives of the General Assembly of the State of Indiana to the best of my skill and ability, so help me God."

Sworn before me, Randall T. Shepard, Chief Justice of Indiana, this 26th day of October, 2005.

ROLL CALL OF MEMBERS

The roll was called and the following members answered to their names:

R. Tiny Adams, District 34, Delaware County
John C. Aguilera, District 12, Lake County
Terri Jo Austin, District 36, Hamilton and Madison Counties
Dennis T. Avery, District 75, Gibson, Vanderburgh, and Warrick Counties
Ralph D. Ayres, District 4, Jasper, Lake, and Porter Counties
Jeb A. Bardon, District 25, Marion County
B. Patrick Bauer, District 6, St. Joseph County
Robert W. Behning, District 91, Hendricks, Marion, and Morgan Counties
Matthew P. Bell, District 83, Allen, Noble, and Whitley Counties
Robert J. Bischoff, District 68, Dearborn, Franklin, Ohio, Ripley, and Switzerland Counties
Bruce A. Borders, District 45, Daviess, Greene, Knox, Sullivan, and Vigo Counties
Randy L. Borrer, District 84, Allen County

William E. Bright, District 69, Jefferson, Jennings, and Ripley Counties

Charlie Brown, District 3, Lake and Porter Counties

Timothy N. Brown, District 41, Montgomery, Parke, and Tippecanoe Counties

James R. Buck, District 38, Boone, Clinton, Hamilton, and Howard Counties

Mary Kay Budak, District 20, Jasper, LaPorte, Porter, and Pulaski Counties

Lawrence L. Buell, District 89, Marion County

Charles "Woody" Burton, District 58, Johnson County

Duane Cheney, District 10, Porter County

Robert W. Cherry, District 53, Hancock, Rush, and Shelby Counties

William C. Cochran, District 72, Clark and Floyd Counties

William A. Crawford, District 98, Marion County

David L. Crooks, District 63, Daviess, Dubois, Martin, and Pike Counties

Suzanne M. Crouch, District 78, Spencer, Vanderburgh, and Warrick Counties

Bill J. Davis, District 33, Delaware, Jay, and Randolph Counties

John J. Day, District 100, Marion County

Jerry L. Denbo, District 62, Greene, Lawrence, Martin, Orange, and Washington Counties

Mae Dickinson, District 95, Marion County

Chester F. Dobis, District 13, Lake County

Richard Dodge, District 51, Dekalb and Steuben Counties

Cleo R. Duncan, District 67, Decatur, Franklin, Ripley, and Rush Counties

Ryan M. Dvorak, District 8, St. Joseph County

Jeffrey K. Espich, District 82, Allen, Grant, and Wells Counties

Ralph M. Foley, District 47, Hendricks, Johnson, Morgan, and Owen Counties

William C. Friend, District 23, Elkhart, Fulton, Kosciusko, Marshall, and Miami Counties

David N. Frizzell, District 93, Johnson and Marion Counties

Craig R. Fry, District 5, Elkhart and St. Joseph Counties

Benjamin E. GiaQuinta, District 80, Allen County

Terry A. Goodin, District 66, Clark, Jackson, Jennings, and Scott Counties

F. Dale Grubb, District 42, Fountain, Parke, Vermillion, Vigo, and Warren Counties

Eric A. Gutwein, District 16, Cass, Fulton, Jasper, Pulaski, and White Counties

Earl L. Harris, District 2, Lake County

Timothy W. Harris, District 31, Blackford and Grant Counties

Steven Heim, District 17, LaPorte, Marshall, and Starke Counties

Phillip D. Hinkle, District 92, Marion County

Robert A. Hoffman, District 55, Dearborn, Fayette, Franklin, Union, and Wayne Counties

Phil Hoy, District 77, Vanderburgh and Warrick Counties

Clyde Kersey, District 43, Clay and Vigo Counties

Sheila A. Klinker, District 27, Tippecanoe County

Eric A. Koch, District 65, Bartholomew, Brown, Jackson, and Lawrence Counties

Thomas S. Kromkowski, District 7, St. Joseph County

Robert D. Kuzman, District 19, Lake, Newton, and Porter Counties

Linda C. Lawson, District 1, Lake County

Don Lehe, District 15, Benton, Lake, Newton, and White Counties

Daniel J. Leonard, District 50, Huntington and Whitley Counties

Edmund M. Mahern, District 97, Marion County

Carolene Mays, District 94, Marion County

Richard W. McClain, District 24, Carroll, Cass, Miami, and White Counties

A. Lucas Messer, District 57, Bartholomew and Shelby Counties

Joe Micon, District 26, Tippecanoe and Warren Counties

Winfield C. Moses, Jr., District 81, Allen County

Michael B. Murphy, District 90, Marion County

Timothy Neese, District 48, Elkhart and St. Joseph Counties

Cynthia J. Noe, District 87, Boone, Hamilton, and Marion Counties

Dennie Oxley II, District 73, Clark, Crawford, Dubois, Harrison, Jackson, Perry, Scott, and Washington Counties

Scott D. Pelath, District 9, LaPorte County

Phillip Pflum, District 56, Henry and Wayne Counties

Matt Pierce, District 61, Monroe County

Phyllis J. Pond, District 85, Allen and Dekalb Counties

Gregory W. Porter, District 96, Marion County

Scott E. Reske, District 37, Madison County

Kathy Kreag Richardson, District 29, Hamilton and Hancock Counties

Michael A. Ripley, District 79, Adams, Allen, and Wells Counties

Paul J. Robertson, District 70, Clark, Floyd, and Harrison Counties

William J. Ruppel, District 22, Kosciusko and Wabash Counties

Thomas E. Saunders, District 54, Henry, Randolph, and Wayne Counties

John E. Smith, District 30, Howard County

Vernon G. Smith, District 14, Lake County

Dan C. Stevenson, District 11, Lake County

Russell L. Stilwell, District 74, Dubois, Perry, Spencer, and Warrick Counties

Marlin A. Stutzman, District 52, Dekalb, LaGrange and Noble Counties

Andrew P. Thomas, District 44, Clay, Parke, Putnam, and Vigo Counties

Jeffrey A. Thompson, District 28, Boone, Hendricks, and Montgomery Counties

W. Vern Tincher, District 46, Clay, Monroe, Owen, and Vigo Counties

Gerald R. Torr, District 39, Hamilton County

P. Eric Turner, District 32, Grant, Hamilton, Howard, Miami, and Tipton Counties

John D. Ulmer, District 49, Elkhart County

W. Trent VanHaften, District 76, Gibson, Posey, and Vanderburgh Counties

Jackie S. Walorski, District 21, Elkhart and St. Joseph Counties

Peggy Welch, District 60, Brown, Greene, and Monroe Counties

Matthew D. Whetstone, District 40, Hendricks County

David A. Wolkins, District 18, Elkhart, Kosciusko, and LaGrange Counties

Troy A. Woodruff, District 64, Daviess, Gibson, Knox, and Pike Counties

David B. Yount, District 59, Bartholomew and Johnson Counties

Speaker Brian C. Bosma, District 88, Hamilton and Marion Counties

Roll Call 1: 96 present. Representatives James L. Bottorff (District 71, Clark County), L. Jack Lutz (District 35, Delaware, Hamilton, Madison, and Tipton Counties), David Orentlicher (District 86, Hamilton and Marion Counties), and Vanessa Summers (District 99, Marion County) were excused. The Speaker announced a quorum in attendance.

The House convened at 10:17 a.m.

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Wednesday, January 4, 2006 at 1:30 p.m.

TURNER

Motion prevailed.

OPENING REMARKS BY SPEAKER BRIAN C. BOSMA

We are here together at an extraordinary time in our state's history. We have a lot to be thankful for as we prepare for our Thanksgiving holiday this coming weekend, but we have a lot of challenges that are ahead of us today.

I recently read that great leaders are more than crisis managers—they have vision and they have goals. And I am honestly proud to say that this body—in the last several years, not just the last year, but in the last several years—has begun to move away from that role. The traditional role of this legislative institution (not just the House) was to deal just with the crisis at hand rather than to adopt a long-range vision for our state. That's what I want to talk with all of us about for just a few moments this morning.

Maybe you have heard me cite John Maxwell. He has spoken to this Chamber, and he is one of my favorite authors on leadership. In his book *The 21 Irrefutable Laws of Leadership* he says, "Everything rises and falls on leadership." I truly believe that.

We face challenges today that have not been faced by our predecessors. We have an economy that has been hit hard by job losses. We continue to deal with the loss of Delphi in the last several weeks and the effects, perhaps future, of the 30,00 jobs that will be lost around the nation through General Motors. We've been hit hard by the realities of the 21st Century because our manufacturing economy where we focused so much of our resources for so many years will not be the economy of any state's future.

We have all together over the last decade failed to stop and plan for the realities of the 21st Century. We have suffered over the last 30 years a drop in personal income in our state from 17th to 37th in the Nation. I just read an article two weeks ago that indicated that for the average couple in Indiana their collective income, together, was almost \$46,000 for that two-person family in the year 2000; last year it was \$42,000, a real loss in family income for Hoosiers. The average is 88 cents that we Hoosiers make for every dollar made by other Americans.

We have gained back about half of the 117,500 jobs that our state lost over the last five years. But we remain 50th in the nation in the percentage of our workforce that is in executive, managerial, or professional positions. We are 47th in the percentage of our workforce that has a bachelor's degree or higher. I was just told yesterday that we have 23% more children on food stamps than we did just four years ago.

Challenges Dealt with in 2005 Session

We have dealt with many of these challenges. We took the first step in many of these challenges in this last session by collectively together—in almost all cases, ultimately, in a bipartisan effort—although there might have been a little bit of discussion before we got there.

- We have dealt with the issues of trying to make Indiana the place to locate rather than the place to vacate by giving incentives to those in logistics, information technology, biotechnology, advanced agriculture, advanced manufacturing industries, incentives to create those jobs here.
- We finalized the vision of planning for the future by creating the Indiana Economic Development Corporation in its final form—a vision that we had together three years before the Administration did. I'm proud that we did that and proud that this group of business leaders is, for the first time currently, going to update Indiana's economic plan which has not been updated since 1999.
- We created an Inspector General office to root out state corruption. We will see in reports to be coming out soon that many of the issues that we all didn't like going on in state government are being addressed like never before.
- We increased our Core 40 graduation requirements so that the Class of 2011, the class of my son, will be required to all be prepared for college, the college that we have to send them to, or at least the vocational training that they must receive to have the jobs of the 21st Century.
- We created a Department of Child Services; we all together funded 400 additional caseworkers so that we could address the tragedy that we have all looked at over the last year with, on the average, more than one child that is in state protective care dying due to neglect and abuse per week. Hopefully, we will bring that to an end.
- We took care of critical regional projects like the Northwest Indiana Regional Development Authority as well as the Indianapolis Convention Center and Indianapolis dome situation with regional solutions, something very creative that we worked on together, something that we will have to do in the future as well.
- While we may disagree on its results, we had the discipline to adopt the first balanced budget that the state has seen in a decade. We did those things in a bipartisan fashion. And, yes, we disagreed on a lot of details, but we came to compromises and we moved forward.

Institutional Improvements

We will continue to work in a bipartisan fashion as we are doing today. At the request of Representative Bauer and myself many of you brought in supplies to help not only those in the southeastern United State but those in southwestern Indiana. I'm happy to tell you that the vast majority of you have chosen to participate either financially or by bringing in materials that will assist those who are trying to reconstruct Indiana and reconstruct America in a very substantive way.

It has been a time in the last year for institutional change for all of us as well, hopefully, permanent institutional improvement.

- We made the committee process the workhorse of this institution again by requiring each of us to be present as testimony is given and decisions are made. Some said it couldn't work, but it did, and I congratulate each of you for making that happen.
- We hit the ground running last session on the first day by having committee meetings in the first week, usually a dead time for all of us. We will do the same thing again this year.
- We adopted reasonable bill limits to make our work, collectively, a little bit more manageable.
- And for the first time in institutional memory, we gave the public, the press—and yes, ourselves—48 hours to review a budget before we were each forced to vote on it.
- In short, we worked very diligently together; Republicans and

Democrats, committee chairs and committee members, senior members who've been here many years and those who were new to the process, worked hard to make the 2005 General Assembly a tremendously successful effort in state governance for all of us.

2006 Institutional Changes

But there is much more yet to be done.

- The first step will be to open our doors further to the public. Today's broadcast over the Internet of our floor proceedings is greatly enhanced. As you open your computers in the future, you will see that when you are speaking at the microphone, you will be identified by name so that those who are watching will know who is participating in the process. You will be able to see the vote tally so that individual members' votes will be available for those watching, a shortcoming that was brought to our attention in last year's efforts.
- And for the first time in state history, we are opening two of our committee rooms, the House Ways and Means Committee room and Room 156-C (for meetings held in that room) to Internet broadcast. We are also enhancing those committee rooms so that members of the public who attend meetings here but are frequently unable to enter (because of overcrowding) will be able to hear and observe as well.
- I truly believe that public debate is the very essence of democracy. We have lots of debate here; the key for us is to make it public debate. And we will make every effort that we can to make that happen.

Issues of the 21st Century

We also need to continue to deal in this coming session with the issues of the 21st Century, issues like job creation.

- I have already given you the statistics. Indiana's economy, while it is, hopefully, on the move, much yet must happen for our students, our children, my children, to be attracted to and retained in this state. Hopefully, we will have renewed emphasis on where 75% of the new jobs will be coming from in the next decade: employers with 75 or fewer employees.
- We will address the road funding crisis that we all know exists, and we will have differences of opinion on how to address it. Indiana's new lane miles come to a close on July 1, 2006. And we can't be the Crossroads of America if we don't have crossroads.
- We will together wade through the Governor's proposal. The good parts we will adopt; the parts that aren't so good, we might work over just a bit. But together we will make knowledgeable decisions in this regard. I'd like to tell you already that there is bipartisan cooperation on this. Representative Bauer and I have each designated individuals to receive special training, special education on what issues we are going to be dealing with in this coming session in this regard. There are issues that we have not had to deal with before and issues we need to be knowledgeable on.
- We also will have to examine creative alternatives to make local government more efficient. We may have differing ideas on exactly how to do that, but our goals are the same: to make Indiana local government as efficient and as effective as possible.
- We need to continue improving our schools by redirecting resources to the classroom. And there are those of us who believe that 65% of the resources that we appropriate for public schools should make their way to the classroom despite the fact that only something like 61% are making their way there today. The national average is 65%, and Indiana ought to at least be able to do that.
- Perhaps it is time to take a look at the 5500 families in this state with autistic children and give them the opportunity to select where their child receives service and where their child is educated.
- It's my hope that we will also deal with two problems that loom on the horizon for all of us. The first is that the state mandates our child welfare program, mandates the employees that are administering the program, mandates the standards by which it is enforced yet hands local property taxpayers the bill. If the state

were to pick this cost up, the property tax issue (that we all know looms on the horizon, the one that will probably be the most important issue we deal with in this coming session) would be eased. Property taxes would be cut by 5.6%, on the average, statewide, if the state were to pick up that portion of the levy across the state. We may not have the resources to do it in one step; it may have to be a 2-step process, but we do have resources to give homeowners relief in this coming session.

And, I'm proud to announce that Representative Jeff Espich will be announcing later today a series of hearings on what will be filed as House Bill 1001. These hearings will be held in December so that those of you on the Ways and Means Committee (the most important committee on budget matters here) can begin wading through this issue, can begin debating it publicly and over the Internet, and begin discussing the direction our state needs to go.

I want to thank Representative Bauer and the Democrat leadership for agreeing to waive rules today to allow that bill to be filed and assigned in a single day and to allow the Ways and Means Committee members and their leaders to work on this extremely important problem.

- Despite the statistics that I started with, I honestly believe that Indiana has a very bright future. But, we as leaders must be willing to lead our state to significant change if we are going to be effective. I recently read that 30 years ago there were 10 billion dollars of international transactions in commerce per day. Today, there are 10 billion dollars of international commerce transactions per second! The rest of the world, the rest of the nation has moved far in 30 years, and Indiana has not.

While we continue to debate whether our population is smart enough or inconvenienced too much by changing our clocks twice a year so that we are connected internationally for business, the rest of the world is concerned about creating jobs, is concerned about taking the jobs that are currently here for Hoosiers and for Americans. In the United States we graduate 55,000 engineers per year, which has fallen by half over the last 15 years. In China they are graduating half that number every month, 350,000 engineers graduating in China per year and another 150,000 in India.

Yes, these are national problems, but many states are reacting to these problems. Many states are moving forward, not looking back, and Indiana needs to do the same. If you have read Thomas Friedman, the Pulitzer Prize winner's, book *The World is Flat*, you know that the jobs that have been done locally are now done over the Internet. And it's not by folks in Ohio or Michigan or North Carolina, it's by English-speaking Chinese in Beijing, it's by English-speaking Indians in Bangalore. Our state has to react.

Closing Remarks

These are tough challenges and lofty goals, especially for a short session. But together we will be able to do it! I look out across this body, and there is incredible talent here. New members and senior members who have many, many years of experience. Together we have to resolve that we will address these issues and that we will lead Hoosiers in the right direction. And we will do it in as bipartisan a fashion as we possibly can!

And I sincerely want to thank the Democrat leadership and the Republican leadership for this last session. We did work in a bipartisan fashion, and boy, we had some tough arguments, some of them heated. I hope we can avoid those arguments during this session. But after tempers cooled, after emotions settled down, we sat down and said "What can we do together?" And we extend that same challenge and offer to you today: we will do this together.

I have just one final thought for you: we together are engaged in a battle. And it's not a battle between right and wrong or good and evil, those were the easy ones when you were a kid. It's not even a battle between Republicans and Democrats. It is a battle between those of us in this chamber and across the hall and throughout the State who think that Indiana is fine just where it is—that the status quo is good enough—and those of us who think that Indiana can and must be so much more.

I have a 17-year old and a 14-year old at home now and we're talking about college and career. This is even a battle between those of us who think that our children have every tool that they need for the future and those of us who think that we can't even imagine the future that they will be exposed to.

When I became a young lawyer with a prominent law firm here in Indianapolis twenty-two years ago, if we needed two copies of a document, we asked our assistant to use carbon paper and make a second copy. On Saturday at the Bucket game, I was introduced to a singer who was a Grammy Award winner. I had no idea who she was, although I told her I loved her work! Within three minutes, after sitting down and using my handheld Palm Pilot, I not only knew who she was, I knew the records she had received Grammy recognition for, I knew her touring schedule for the next two months, and—if I had been in a place where I could have done it—I could even have played her song on my handheld.

Who would have thought we could do something like this even 10 years ago? We can't imagine what our children are going to be exposed to in the business world and commerce in the next decade.

I'll close with Henry Ford; he was fond of saying, "Whether you believe you can do a thing or not, you are right." I believe we can do this; we can do it in a bipartisan fashion, we can do it on time, we can do it in the public domain, and we can do it together! Thank you, and I look forward to working with you throughout this session.

ORGANIZATION OF SECOND REGULAR SESSION

HOUSE MOTION

Mr. Speaker: I move that a committee of four members be appointed by the Speaker to notify the Senate that the House of Representatives has met, has formed a quorum, and is now prepared to proceed with legislative business and to receive any communications which the Senate may transmit.

FRIEND

Motion prevailed. The Speaker appointed Representatives Turner, T. Brown, Bauer, and Stilwell.

COMMITTEE REPORT

Mr. Speaker: Your committee which was appointed by the Speaker to notify the Senate that the House has met, has formed a quorum, and is prepared to proceed with the legislative business and to receive any communications which the Senate may transmit, respectfully reports that they have performed the duties assigned to them.

TURNER
T. BROWN

BAUER
STILWELL

Report adopted.

HOUSE MOTION

Mr. Speaker: I move that a committee of four members be appointed by the Speaker to act with a like committee of the Senate, to wait upon the Governor, to notify him of the organization of both Houses of the General Assembly, and to inform him that the General Assembly is ready for the transaction of legislative business.

RICHARDSON

Motion prevailed. The Speaker appointed Representatives Bell, Crouch, Grubb, and Porter.

COMMITTEE REPORT

Mr. Speaker: Your committee which was appointed by the Speaker to act with a like committee of the Senate to wait upon the Governor, to notify him of the organization of both Houses of the General Assembly, and to inform him that they are ready for the transaction of legislative business begs leave to report that they have performed the duties assigned to them.

BELL
CROUCH

GRUBB
PORTER

Report adopted.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has adopted the following motion:

“I move that Senators Heinold, Mishler, L. Lutz, and Rogers be appointed as a committee of four members of the Senate to notify the House of Representatives that the Senate has met, has formed a quorum, and is now prepared to proceed with legislative business and to receive any communications which the House of Representatives may transmit.”

MARY C. MENDEL
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 adopted the following motion:

“I move that Senators Harrison, Miller, Craycraft, and Skinner be appointed as a committee of four members of the Senate to act with a like committee of the House of Representatives to wait upon the Governor and to notify him of the convening of both Houses of the General Assembly and to inform him that they are ready for the transaction of legislative business and to learn from him when it will suit his convenience to submit whatever communication he may offer to the General Assembly.”

MARY C. MENDEL
Principal Secretary of the Senate

RECEIPT OF ENROLLED ACT VETOED

MESSAGE FROM THE CLERK OF THE HOUSE

Mr. Speaker and Members of the House: On this day, November 22, 2005, House Enrolled Act 1142, enacted by the First Regular Session of the 114th General Assembly and vetoed by Governor Daniels after adjournment *sine die*, was returned to the House by Governor Daniels and received by me, pursuant to Article 5, Section 14(a)(2)(D) of the Indiana Constitution.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE GOVERNOR

Mr. Speaker and Members of the House: By the authority vested in me as Governor of Indiana, under the provisions of Article 5, Section 14, of the Constitution of the State of Indiana, I do hereby veto House Enrolled Act No. 1142, enacted during the regular session of the 114th General Assembly and related to the expansion of Medicaid eligibility and organ procurement procedures.

Tomorrow I will sign a budget bill that curbs the rate of Medicaid spending to just above 5%. Considering that spending in this area was projected to grow at an unsustainable annual rate of more than 10% for the next several years, you and your colleagues made some very difficult decisions to implement a number of important and necessary measures to achieve this goal. In this situation, I cannot support measures that would damage the state's ability to control spending in this area and that would further strain its Medicaid budget.

This Act would have expanded Medicaid eligibility by permitting individuals to assign pre-paid life insurance policies to the state or make an irrevocable election to name the state a beneficiary of the policy. It is my understanding that the intention of the Act was to begin to address some of the significant financial issues facing our long-term care system. However, according to the State Budget Agency, this Act could have led to additional state Medicaid expenditures of \$12.4 million in FY06 and \$12.9 million in FY07.

In addition, this Act might have had the unintended consequence of opening the door to the kind of abuse that already plagues an overburdened Medicaid system—the manipulation of eligibility parameters at the expense of both the state and those already receiving coverage. Finally, it is unclear whether such a measure would have been acceptable to the Centers for Medicare and Medicaid Services at the federal level or would have resulted in the need to amend our State Medicaid Plan. As such, I do not believe that

the passage of this Act is the most advisable step our state can take to provide long-term care coverage for needy Hoosiers at this time. This is a laudable goal, one that my administration will work in close coordination with the initial sponsor of the Act to pursue.

The other component of this Act purports to offer an improved process for organ harvesting and procurement in certain circumstances. However, it appears that many of the people affected by these measures—namely, the county coroners, county prosecutors, and organ and tissue procurement organizations—have not reached consensus on this effort. As a result, I am in favor of allowing more time for these constituencies to work on this very important issue and to address it in future legislative sessions.

I look forward to working with the authors of this Act on finding other ways to solve our looming uninsured problem in this state and providing quality health and long-term care services to Indiana's citizens in the future.

Date: May 12, 2005

MITCHELL E. DANIELS, JR.
Governor

RULES SUSPENSION

HOUSE MOTION

Mr. Speaker: I move that House Rule 104 be suspended for the purpose of immediately introducing and assigning House Bill 1001 to the Committee on Ways and Means.

WHETSTONE

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

APPOINTMENT OF COMMITTEES

The Speaker announced the following changes in appointments to standing committees:

Courts and Criminal Code: Representative Crouch replacing former Representative Becker;

Elections and Apportionment: Representative Crouch replacing former Representative Becker;

Family, Children and Human Affairs: Representative Bell replacing former Representative Becker;

Natural Resources: Representative Bell replacing former Representative Alderman;

Public Health: Representative T. Brown replacing former Representative Becker as Chair and Representative Crouch replacing Representative T. Brown as Vice Chair;

Public Policy and Veterans Affairs: Representative Stutzman replacing former Representative Alderman as Chair and Representative Bell replacing Representative Stutzman as Vice Chair;

Public Safety and Homeland Security: Representative Crouch replacing former Representative Alderman; and

Rules and Legislative Procedures: Representative Burton replacing former Representative Alderman.

INTRODUCTION OF BILLS

The following bill was read a first time by title and referred to committee:

HB 1001 — Espich
Ways and Means

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.

RESOLUTIONS ON FIRST READING**House Concurrent Resolution 1**

Representatives Welch, T. Adams, Aguilera, Austin, Avery, Ayres,

Bardon, Bauer, Behning, Bell, Bischoff, Borders, Borrer, Bottorff, Bright, C. Brown, T. Brown, Buck, Budak, Buell, Burton, Cheney, Cherry, Cochran, Crawford, Crooks, Crouch, Davis, Day, Denbo, Dickinson, Dobis, Dodge, Duncan, Dvorak, Espich, Foley, Friend, Frizzell, Fry, GiaQuinta, Goodin, Grubb, Gutwein, E. Harris, T. Harris, Heim, Hinkle, Hoffman, Hoy, Kersey, Klinker, Koch, Kromkowski, Kuzman, L. Lawson, Lehe, Leonard, J. Lutz, Mahern, Mays, McClain, Messer, Micon, Moses, Murphy, Neese, Noe, Orentlicher, Oxley, Pelath, Pflum, Pierce, Pond, Porter, Reske, Richardson, Ripley, Robertson, Ruppel, Saunders, J. Smith, V. Smith, Stevenson, Stilwell, Stutzman, Summers, Thomas, Thompson, Tincher, Torr, Turner, Ulmer, VanHaafte, Walorski, Whetstone, Wolkins, Woodruff, Yount, and Speaker Bosma introduced House Concurrent Resolution 1:

A CONCURRENT RESOLUTION recognizing Operation Hoosier Relief.

Whereas, Governor Mitch Daniels signed Executive Order 05-24 to create Operation Hoosier Relief, an effort to help fellow Americans devastated by Hurricane Katrina;

Whereas, Operation Hoosier Relief authorized and established mobile support units to respond to requests for assistance in the aftermath of Hurricane Katrina;

Whereas, State Police officers, medical and mental health professionals, Department of Homeland Security employees, Department of National Resources employees, Department of Transportation employees, fire professionals, and National Guard members made up Operation Hoosier Relief, the largest deployment ever sent by the state of Indiana;

Whereas, Operation Hoosier Relief members established "Camp Indiana" and began to respond to requests made by the Mississippi Emergency Operations Center;

Whereas, The members of Operation Hoosier Relief had one mission: secure the safety and well-being of Mississippi Gulf Coast citizens; and

Whereas, Operation Hoosier Relief stands as a shining example of the goodness and compassion that exists in the hearts of Hoosiers: Therefore,

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

SECTION 1. That the Indiana General Assembly recognizes the efforts of the members of Operation Hoosier Relief for their hours of dedicated service helping the victims of Hurricane Katrina.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Operation Hoosier Relief.

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 Wyss.

House Concurrent Resolution 2

Representative Welch introduced House Concurrent Resolution 2:

A CONCURRENT RESOLUTION honoring the medical and mental health professionals of Operation Hoosier Relief.

Whereas, Some of the most important members of relief teams are the dedicated medical and mental health professionals;

Whereas, These tireless professionals offer spiritual and physical help to the injured and those administering to them;

Whereas, People devastated by Hurricane Katrina needed medicine for their wounds and salve for their psyche;

Whereas, Devastation such as that caused by Hurricane Katrina affects every aspect of life;

Whereas, The dedicated medical professionals of Operation Hoosier Relief spent countless hours treating injuries ranging from minor wounds to serious infections and administering life saving prescription medications to those suffering from serious illnesses, like heart disease and diabetes;

Whereas, Deeper than the physical destruction of Hurricane Katrina, however, is the human toll;

Whereas, Mental health professionals were called upon to offer support and advice to people who had lost everything and to rescue workers who were forced to deal with death and loss;

Whereas, Rescue workers and public safety officials are often confronted with unfamiliar emotions;

Whereas, Without the help of these dedicated medical and mental health professionals, the rescue effort would have been far less successful; and

Whereas, Throughout history there have been tales of the dedication and bravery of medical and mental health professionals in times of great distress, and the members of Operation Hoosier Relief have added their own stories to this history: Therefore,

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

SECTION 1. That the members of the Indiana General Assembly recognize the dedicated medical and mental health professionals of Operation Hoosier Relief and commend them on their dedication to duty and compassion for their fellow man.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the medical and mental health professionals of Operation Hoosier Relief.

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 Wyss.

House Concurrent Resolution 3

Representatives Welch, T. Adams, Aguilera, Austin, Avery, Ayres, Bardon, Bauer, Behning, Bell, Bischoff, Borders, Borrer, Bottorff, Bright, C. Brown, T. Brown, Buck, Budak, Buell, Burton, Cheney, Cherry, Cochran, Crawford, Crooks, Crouch, Davis, Day, Denbo, Dickinson, Dobis, Dodge, Duncan, Dvorak, Espich, Foley, Friend, Frizzell, Fry, GiaQuinta, Goodin, Grubb, Gutwein, E. Harris, T. Harris, Heim, Hinkle, Hoffman, Hoy, Kersey, Klinker, Koch, Kromkowski, Kuzman, L. Lawson, Lehe, Leonard, J. Lutz, Mahern, Mays, McClain, Messer, Micon, Moses, Murphy, Neese, Noe, Orentlicher, Oxley, Pelath, Pflum, Pierce, Pond, Porter, Reske, Richardson, Ripley, Robertson, Ruppel, Saunders, J. Smith, V. Smith, Stevenson, Stilwell, Stutzman, Summers, Thomas, Thompson, Tincher, Torr, Turner, Ulmer, VanHaafte, Walorski, Whetstone, Wolkins, Woodruff, Yount, and Speaker Bosma introduced House Concurrent Resolution 3:

A CONCURRENT RESOLUTION praising the people of Southaven, Mississippi.

Whereas, Hurricane Katrina destroyed the lives of countless people in the Gulf Coast area;

Whereas, In times of desperation, acts of true kindness and selflessness shine through the despair like rays of hope;

Whereas, Operation Hoosier Relief team members arrived in Southaven, Mississippi, and took shelter in a Wal-Mart store that had been converted into an evacuee shelter;

Whereas, The Southaven residents welcomed the Hoosiers with open arms, providing them with food and shelter;

Whereas, The people of Southaven proved to be rays of hope for the first team of Operation Hoosier Relief;

Whereas, These warm and generous people reached out to the first team members of Operation Hoosier Relief with help and comfort in a time of chaos and destruction;

Whereas, Southaven officials briefed the team members on what to expect but were unable to prepare them for the devastation they encountered; and

Whereas, Countless people lost their homes, their possessions, and sadly family and friends, but the people of Southaven were still able to extend a hand of friendship and help the members of Operation Hoosier Relief prepare for the difficult job they faced: 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 members of the Indiana General Assembly wish to thank the residents of Southaven, Mississippi, for their hospitality and the help they gave the members of Operation Hoosier Relief during their time in the Gulf Coast.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Mayor Charles G. "Greg" Davis of Southaven, Mississippi.

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 Wyss.

House Concurrent Resolution 4

Representative Richardson introduced House Concurrent Resolution 4:

A CONCURRENT RESOLUTION congratulating Susan Guilkey on being named Miss Indiana 2005.

Whereas, Susan Guilkey was crowned Miss Indiana 2005 on Saturday, June 25, in Zionsville;

Whereas, Susan Guilkey graduated from Huntington University in May 2005 with a degree in communication studies;

Whereas, Susan has chosen the promotion of Girls, Inc., as her platform during her reign as Miss Indiana and hopes to inspire young girls to be "strong, smart, and bold";

Whereas, Susan became familiar with Girls, Inc., during the spring semester of her senior year at Huntington University when she completed an internship with the Indianapolis chapter of Girls, Inc.;

Whereas, During her reign as Miss Indiana, Susan Guilkey hopes to travel nationally and locally on behalf of Girls, Inc., to gain a greater understanding of the diverse issues facing girls today, to help in the expansion of Girls, Inc., into Hamilton County, and to raise awareness and funds for the Girls, Inc., Indiana affiliates through the sale of Girls, Inc., awareness bracelets;

Whereas, Susan Guilkey currently works as a public relations specialist for MMY Consulting and hopes to obtain a master's degree in professional communications at Purdue University; and

Whereas, Susan Guilkey is a wonderful ambassador for Indiana and will represent Hoosiers with pride throughout her reign: 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 Susan Guilkey on being named Miss Indiana 2005.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Susan Guilkey and her 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 Kenley.

House Concurrent Resolution 5

Representative Torr introduced House Concurrent Resolution 5:

A CONCURRENT RESOLUTION honoring the Carmel Symphony Orchestra on their 30th anniversary season.

Whereas, The Carmel Symphony Orchestra was founded in 1976 as a community orchestra;

Whereas, The 70-member orchestra is comprised of professional and volunteer musicians who share the joy of making music;

Whereas, During the past 30 years the Carmel Symphony Orchestra has grown into an arts organization with a professional administrative staff, a talented musical director and a dedicated governing board;

Whereas, The Carmel Symphony Orchestra provides several

unique concerts throughout the year that include a mix of the classics along with a pop repertoire;

Whereas, The Carmel Symphony Orchestra prides itself on bringing "family-friendly" concerts to the community as well as educational concerts for elementary students;

Whereas, This season includes "Family Fun!", a concert dedicated to young children who are interested in sitting among the orchestra musicians and learning more about the instruments they play;

Whereas, More than half of the orchestra musicians are involved in music education;

Whereas, This involvement in music education has led to strong partnerships with other arts and educational organizations such as the Indianapolis Children's Choir, Hamilton Southeastern High School, Carmel High School Symphony, the Carmel High School Wind Symphony, the Indianapolis Youth Orchestra, and an ongoing yearly partnership with Anderson University Chorale and Symphonic Chorus;

Whereas, The Carmel Symphony Orchestra is unique nationally in that it is a hybrid of professional and volunteer musicians with high artistic standards that has chosen to focus especially on serving children and their families;

Whereas, 2005-2006 Board of Directors includes: Don Bennett, President; Tom Akins, Vice President; Paul Sweeney, Secretary; Carl Mills, Treasurer; Bob Land; Dan Moriarity; Ersal Ozdemir; Tracy Phillips; Maryann Snyder; Ann Manship, Orchestra President; Melinda Bowman, Orchestra Representative; Alan Davis, Ex-officio; and David Bowden, Ex-officio; and

Whereas, The 2005-2006 members of the Carmel Symphony Orchestra include: David Bowden, Music Director and Conductor; Larry Shapiro, Concertmaster; Kate Withrow, Assistant Concertmaster; Shara Cutts; Hebe de Champeaux; Teresa Fritsche; Ingrid Hobbs; Andrew Ling; Ann Manship; Mary McLean; Blake Richardson; Reinhold Strnat; Hannah Yim; Kathy Schemine, Principal; Andrea Byers; Mary Cole; Amanda Cornet; Sandy Fartouh; Kara Hazen; John Kassebaum; Jill Kirk; Chuck Okada; Eugene Paik; Anne-Marie Schreiber; Pat Williams-Price; Kris Zaloudek; Suzane Um, Principal; Sarah Belt; Melinda Bowman; Katie Garvey; Rachel Gries; Robin Hong; Karen Hutchins; Barbara Jeffries; Rachel Morris; Julie Hampton Scull; Nancy Smith, Principal; Nancy Boettner; Jan Brill; Eunjung Hwang; Kelly Makeever; Joerg Schreiber; Jennifer Weber; Rose Meyers, Principal; Matt Greven; Andy Katt; Don McKibben; Hennessey Ng; Laura Payne; Karen Sheely, Principal; Kathy Sasseman; Kim Coplen; Monika Spangler; Steve Nelson, Principal; Sharon McCullough; Tama Poncar; Ed Staubach, Principal; Laura Richardson; Kate Engle; Pawel Wnuk, Principal; Erin Johnson; Matthew Hogan; Dan Poncar, Principal; Ginny Kundrat; Larry Lemon; Bill Richardson; Steve Pfoser, Principal; Bob Bonner; Mitch Spencer; Jim Rodenbeck, Principal; Tom Price; Ken Shearer; Andy Meyer; Jason Spangler; Mark Stempel, Principal; Ken Belt; Jeff Dick; Keli Welsh; and Alissa Shoemaker, Principal: 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 wishes to congratulate the Carmel Symphony Orchestra on their 30th year anniversary season.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Don Bennett, President of the Board of Directors and David Bowden, Music Director and Conductor of the Carmel Symphony Orchestra.

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 Kenley and Lubbers.

House Concurrent Resolution 6

Representatives J. Smith and Buck introduced House Concurrent Resolution 6:

A CONCURRENT RESOLUTION recognizing Kokomo, Indiana,

on the occasion of the 150th anniversary of its founding.

Whereas, Kokomo was originally part of a tract of land known as the Big Miami Reserve and given to the Miami Indians in a treaty signed in 1818;

Whereas, In the years following the signing of this treaty, the Miami Indians sold most of this land to the state of Indiana and began moving west to the Kansas Territory;

Whereas, During that time, a Miami chief named Jean Baptiste de Richardville was awarded seven sections of land in Indiana in what is now Howard County;

Whereas, After de Richardville's death in 1841, his son-in-law, Francis Lafountain, took over as chief and sold some of the land along Wildcat Creek to Allen Hamilton;

Whereas, This land along Wildcat Creek, which Hamilton later sold to David Foster for a sum of \$4,000, became the city of Kokomo;

Whereas, Foster constructed a log cabin to serve as a trading post and a family home, naming the land Ko-Ko-Mo after a Miami Indian named Ma-Ko-Ko-Mo;

Whereas, Foster's original cabin became the first church and school in the community;

Whereas, Kokomo's future changed dramatically with the discovery of a huge natural gas well by the Kokomo Natural Gas & Oil Co. in 1886, attracting several factories and businesses and increasing employment and commerce in Howard County;

Whereas, The increased commerce caused close to 250 new houses to be built in Kokomo;

Whereas, Unfortunately, excessive use and waste of the gas took its toll, and by the end of the 1890's, the gas was almost gone;

Whereas, During these years, Elwood Haynes came to Kokomo;

Whereas, Haynes invented such things as the first successful "Horseless Carriage", Stellite alloy, and stainless steel and put Howard County on the map, and is the major reason Kokomo is called the "City of Firsts";

Whereas, Through the years, Kokomo has continued to grow and develop into a world-class city offering its residents many cultural, educational, and economic opportunities;

Whereas, Kokomo was recently named the number one city in the United States for European manufacturing investments by Expansion Management Magazine, Industry Week ranked Kokomo first in the United States and eighth worldwide as a Manufacturing Metropolitan Area, and Entrepreneur magazine and the National Policy Research Council named Kokomo as one of the nation's hottest places for entrepreneurs, ranking it 97th in the rapid growth category and 105th overall in the small cities division; and

Whereas, The residents of Kokomo should be extremely proud of their city, which sets an example for cities throughout the United States to emulate: 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 residents of Kokomo on the occasion of the 150th anniversary of the city's founding.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Mayor Matt McKillip.

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 Drozda.

House Concurrent Resolution 7

Representatives Crouch, Avery, Hoy, VanHaafte, and Stilwell introduced House Concurrent Resolution 7:

A CONCURRENT RESOLUTION lamenting the devastation and loss of life caused by the November 6, 2005, tornado in Vanderburgh and Warrick counties in southern Indiana.

Whereas, In the pre-dawn hours of Sunday, November 6, 2005, at least one tornado ripped through southern Indiana, killing at least 25 people and injuring approximately 230 in Vanderburgh and Warrick counties, making this the deadliest twister to hit the area since 1974;

Whereas, The tornado touched down about 2 a.m. in Henderson County, Kentucky, then crossed the Ohio River and hit an Evansville mobile home park before moving into Warrick County;

Whereas, The greatest loss of life occurred in a mobile home park in Evansville, where witnesses said several trailers were picked up by the winds and tossed into a nearby lake;

Whereas, There was severe property damage to residences and businesses in Warrick County;

Whereas, The path of damage caused by the tornado was estimated to be approximately 3/4 of a mile wide and 20 miles long;

Whereas, Rescuers searched for survivors throughout the day and into the night amid the ruins of destroyed buildings and shattered lives; and

Whereas, Although Mother Nature has shown her strength in Vanderburgh and Warrick counties, but the citizens of these counties, along with their fellow Hoosiers throughout the state, will rise above this catastrophe and rebuild their homes and their lives: 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 members of the Indiana General Assembly express their sympathy for the residents of Vanderburgh and Warrick counties and offer support along the road to recovery.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Evansville Mayor Jonathon Weinzapfel and to the County Councils and County Commission members of Vanderburgh and Warrick counties.

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 Becker and L. Lutz.

Pursuant to House Rule 60, committee meetings were announced.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 12:05 p.m. with the Speaker in the Chair.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 1, 2, 3, 4, 5, 6, and 7 and the same are herewith returned to the House.

MARY C. MENDEL
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 2, 3, 4, 5, and 6 and the same are herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 2

The Speaker handed down Senate Concurrent Resolution 2, sponsored by Representatives Welch and Buell:

A CONCURRENT RESOLUTION honoring Clarian Health Partners (Methodist Hospital, Indiana University Hospital, and Riley Hospital for Children), Indiana University School of Medicine, and the outstanding doctors who serve the health care needs of the citizens

of Indiana.

Whereas, Leaders in cancer research and treatment from Indiana University School of Medicine and Clarian Health Partners were recently selected to be included in the first edition of America's Top Doctors for Cancer;

Whereas, 18 specialists from Indiana University Hospital and Riley Hospital for Children were among the nearly 2,000 leading cancer specialists profiled in this premiere edition;

Whereas, Doctors listed in this first edition publication were selected by a physician-led research team based on comprehensive national surveys of physicians and medical leaders. The doctors represent more than 40 medical specialties involved in the diagnosis and treatment of cancers in adults and children;

Whereas, Thanks to better methods of preventing, finding, and treating the disease, the death rate from cancer is slowly but steadily decreasing in the United States; and

Whereas, It is through organizations like Clarian Health Partners, Indiana University School of Medicine, and their dedicated doctors that the death rate from cancer is decreasing and their continued efforts will possibly help to eliminate cancer as a cause of death throughout the world: 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 thanks Clarian Health Partners, Indiana University School of Medicine, and their dedicated doctors for their efforts to bring the citizens of Indiana the best possible cancer care and improved treatment capabilities and congratulates them on their well deserved recognition.

SECTION 2. That the Indiana General Assembly congratulates Dr. John J. Coleman, Dr. Lawrence Einhorn, Dr. Robert J. Fallon, Dr. Richard S. Foster, Dr. Robert J. Goulet, Dr. Jay L. Grosfeld, Dr. Valerie P. Jackson, Dr. Keith Douglas Lillemoe, Dr. Patrick J. Loehrer, Dr. Katherine Look, Dr. Richard T. Miyamoto, Dr. David H. Moore, Dr. Scott A. Shapiro, Dr. George W. Sledge, Jr., Dr. Federick B. Stehman, Dr. Thomas M. Ulbright, Dr. Terry A. Vik, and Dr. Stephen D. Williams for their inclusion in the list of top cancer specialists in the nation.

SECTION 3. That copies of this resolution be transmitted by the Secretary of the Senate to Daniel F. Evans, Jr., President and Chief Executive Officer of Clarian Health Partners; D. Craig Brater, M.D., Dean of the Indiana University School of Medicine; and each Indiana doctor profiled in *America's Top Doctors for Cancer*.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 3

The Speaker handed down Senate Concurrent Resolution 3, sponsored by Representative T. Brown:

A CONCURRENT RESOLUTION honoring Ron Wuensch.

Whereas, Ron Wuensch retired as the executive director of the Indiana Optometric Association after 44 years of dedicated service to that organization;

Whereas, The Indiana Society of Association Executives, for whom Ron served as president from 1973-1974, honored Ron by making him the first recipient of its Association Executive of the Year Award in 1982;

Whereas, Ron also received the National Management Achievement Award from the American Society of Association Executives in 1965, 1967, and 1968, and was elected a Certified Association Executive, an honor bestowed on only a very select group of association executives in the United States;

Whereas, During his years as executive director of the Indiana Optometric Association, Ron felt that to be a truly effective administrator, the executive director must personally experience the legislative process and its effect on the association;

Whereas, Therefore, Ron could be seen daily in the halls of the

State House ensuring that the best interests of his organization were being met;

Whereas, Ron was dedicated to making sure that he was fully informed regarding all the issues affecting his association;

Whereas, Ron believed that grassroots work and collaboration were the keys to success for the Indiana Optometric Association and helped its local societies around the state put on a pre-legislative conference to bring health care issues to the attention of legislators and candidates; and

Whereas, Ron Wuensch worked diligently to further the Indiana Optometric Association's primary goal, which is "the continuing development and the participation therein of quality eye/vision care for Hoosier citizens": 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 Senate thanks Ron Wuensch for his dedicated service to the Indiana Optometric Association and the state of Indiana and its citizens and wishes him happiness and contentment in his retirement.

SECTION 2. That copies of this resolution be transmitted by the Secretary of the Senate to Ron Wuensch 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 Concurrent Resolution 5

The Speaker handed down Senate Concurrent Resolution 5, sponsored by Representatives Davis, Hoffman, Saunders, and Pflum:

A CONCURRENT RESOLUTION to honor State Senator Allen E. Paul for his heroic actions on September 19, 1968, and to recognize him for being awarded a Bronze Star Medal with a valor device.

Whereas, While serving as a radio-telephone operator with Battery A, 1st Battalion (Airmobile), 77th Artillery during a combat mission in the Republic of Vietnam, then Private First Class Allen Paul performed a heroic deed;

Whereas, On September 19th, 1968, his unit became heavily engaged with a large enemy force and sustained several casualties;

Whereas, With complete disregard for his own safety, Private First Class Paul volunteered to move forward in an attempt to reach the wounded soldiers;

Whereas, Exposing himself to intense hostile fire, Private First Class Paul crossed an open area to administer first aid and evacuate the injured men;

Whereas, Private First Class Paul's actions saved the lives of several fellow soldiers;

Whereas, The Bronze Star Medal is awarded to any person who, while serving in any capacity in or with the military of the United States after December 6, 1941, distinguished himself by heroic or meritorious achievement or service while engaged in an action against an enemy of the United States;

Whereas, The Bronze Star Medal is a United States Armed Forces individual military decoration and is the fourth highest award for bravery, heroism or meritorious service;

Whereas, Private First Class Paul was awarded a Bronze Star Medal with a valor device in 1968; however, since the medal allocation system in place at that time allowed for the distribution of only a few medals per month, Private First Class Paul did not receive his medal, but instead received an Army Commendation Medal;

Whereas, On October 2, 2005, in a ceremony dedicating Freedom Park in Portland, Indiana, U.S. Representative Mike Pence presented the Bronze Star Medal with a valor device to Allen Paul;

Whereas, This was the second Bronze Star Medal received by Allen Paul. His first was for meritorious service during a battle in which his unit participated. The ribbon worn for the first medal carries the "M" device;

Whereas, In his capacity as a State Senator, Allen Paul has worked tirelessly to assure that other veterans have received their long overdue recognition; and

Whereas, Senator Allen Paul risked his life in order to save others and it is fitting that the Indiana General Assembly acknowledge the sacrifice and dedication of one of its own members: 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 recognizes Senator Allen E. Paul for his exemplary service in the United States Army and congratulates him on being awarded and receiving a Bronze Star Medal with a valor device for his dedication to the United States of America.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Senator Allen E. Paul 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 Concurrent Resolution 6

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

A CONCURRENT RESOLUTION to honor Ed Noel on his retirement from the Greendale Fire Department.

Whereas, Ed Noel joined the Greendale Fire Department in 1965. During his tenure, he has held the positions of Lieutenant and Assistant Chief and was elected Chief in 1978;

Whereas, At the end of this year, Chief Noel will have completed 40 years of service with the Greendale Fire Department and plans to retire;

Whereas, One of Chief Noel's major goals was to oversee construction of a new Fire Station that was more centrally located and provided more space to meet the needs of the City of Greendale. This was achieved when the fire department moved into a new station in December 2004;

Whereas, Chief Noel has always believed that training made the difference between a good department and a great department and has promoted at least two training sessions per month since becoming Chief;

Whereas, Along with his duties at the fire department, Chief Noel has trained and worked with his search dog, Sammy, for the last four years. They have aided several police departments in searches for missing persons;

Whereas, Ed has also served as President of the Dearborn County Fire Chiefs Association and has been a member of the county's Fire Investigation Team;

Whereas, When not on duty, Ed has been active in coaching Little League baseball and soccer, as well as serving on the Dearborn County Local Emergency Planning Committee, the Dearborn County Communications Board, and the County Advisory Board for Emergency Management;

Whereas, Ed has been married to his wife, Bev, for 45 years and they have two married children and five grandchildren; and

Whereas, Chief Noel has dedicated many years to the betterment of Dearborn County and the Greendale Fire Department: 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 congratulates Ed Noel on his retirement after 40 successful years of service to the Greendale Fire Department.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Ed Noel 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 Concurrent Resolution 4

The Speaker handed down Senate Concurrent Resolution 4, sponsored by Representative Friend:

A CONCURRENT RESOLUTION to allow the Senate and the House of Representatives of the 114th Indiana General Assembly to adjourn and recess separately throughout the Second Regular Session for periods in excess of three (3) consecutive days as the need, in the judgment of the President Pro Tempore of the Senate and the Speaker of the House of Representatives, respectively, may arise.

Whereas, The Indiana Senate and the House of Representatives met for the purpose of organization of each House and to conduct the public business of the people of the State of Indiana;

Whereas, The Indiana Senate and the House of Representatives shall operate on their own respective schedules, having been separated from each other pursuant to IC 2-2.1-1-3;

Whereas, During the consideration of legislative business, each House may, in the respective judgment of the President Pro Tempore of the Senate and the Speaker of the House of Representatives, deem it necessary to adjourn and recess for periods in excess of three (3) consecutive days and to operate on a schedule different from the other House;

Whereas, Article 4, Section 10 of the Constitution of the State of Indiana states that neither House shall, without consent of the other, adjourn for more than three (3) consecutive days;

Whereas, Each House desires to consent to any adjournment or recess by the other House which might last more than three (3) days during the Second Regular Session of the 114th General Assembly; and

Whereas, The House of Representatives and the Senate intend to recess after November 22, 2005, and the House of Representatives will reconvene on January 4, 2006 and the Senate will convene on January 9, 2006, to conduct legislative business: Therefore,

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

SECTION 1. That each House of the 114th Indiana General Assembly hereby consents to any adjournment or recess of the other House during the Second Regular Session of the 114th Indiana General Assembly for a period in excess of three (3) days, where such recess or adjournment is approved, in the case of the Senate, by the President Pro Tempore of the Senate, or, in the case of the House of Representatives, by the Speaker of the House of Representatives.

SECTION 2. The Secretary of the Senate is directed to inform the House of Representatives of the passage of the resolution.

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.

On the motion of Representative Bell, the House adjourned at 12:10 p.m., this twenty-second day of November, 2005, until Wednesday, January 4, 2006, at 1:30 p.m.

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives