



Journal of the House

State of Indiana

116th General Assembly

First Regular Session

Fiftieth Meeting Day

Thursday Afternoon

April 23, 2009

The invocation was offered by Speaker B. Patrick Bauer.

The Pledge of Allegiance to the Flag was led by Representative Richard A. Dodge.

The House convened at 10:00 a.m. with Speaker B. Patrick Bauer in the Chair.

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

Austin	Kersey
Avery	Klinker
Bardon	Knollman ☐
Barnes	Koch
Bartlett	L. Lawson
Battles	Lehe
Behning	Lehman
Bell	Leonard
Bischoff	Lutz
Blanton	McClain
Borders	Messmer
Borrer	Michael
Bosma	Moseley
C. Brown	Moses
T. Brown	Murphy
Burton	Neese
Candelaria Reardon	Niezdgodski
Cheatham	Noe
Cherry	Oxley
Clements	Pearson
Clere	Pelath
Crawford	Pflum
Crouch	Pierce
Culver	Pond
Davis	Porter
Day	Pryor
DeLaney	Reske
Dembowski	Richardson
Dermody	Riecken
Dobis	Robertson ☐
Dodge	Ruppel
Duncan	Saunders
Dvorak	M. Smith
Eberhart	V. Smith
Espich	Soliday
Foley	Stemler
Friend	Steuerwald
Frizzell	Stevenson
Fry	Stilwell
GiaQuinta	Sullivan
Goodin	Summers
Grubb	Thompson
Gutwein	Tincher
Harris	Torr ☐
Herrell	Truitt
Hinkle	Turner

Tyler
VanDenburgh
VanHaaften
Walorski

Welch
Wolkins
Yarde
Mr. Speaker

Roll Call 494: 97 present; 3 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Friday, April 24, 2009, at 10:00 a.m.

GIA QUINTA

The motion was adopted by a constitutional majority.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has concurred in the House amendments to Engrossed Senate Bill 480.

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1064:

Advisor: Holdman replacing Wyss

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1096:

Conferees: Merritt and Tallian
Advisors: Holdman, Taylor, and Zakas

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1097:

Conferee: Mrvan replacing Breaux
Advisor: remove Mrvan

JENNIFER L. MERTZ
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House

that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1130:

Conferee: Taylor replacing Breaux
 Advisor: Steele and Lanane replacing Delph and Taylor

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(b) and (c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1132:

Conferee: Bray replacing Wyss
 Advisor: Wyss

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1175:

Conferees: Becker and Sipes
 Advisors: Head and Deig

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1230:

Conferee: Deig replacing R. Young
 Advisor: remove Deig

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1286:

Conferees: Alting and Deig
 Advisors: Leising, Skinner, and Merritt

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1311:

Conferees: C. Lawson and Lewis
 Advisors: Miller and Sipes

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the

following Senators as a conference committee to confer on Engrossed House Bill 1323:

Conferees: Merritt and Arnold
 Advisors: Buck and Randolph

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(b) and (c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1339:

Conferee: Mishler replacing Wyss
 Advisors: Lawson and Wyss replacing Mishler

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1346:

Conferee: C. Lawson replacing Wyss
 Advisor: remove C. Lawson

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1382:

Conferees: Gard and Sipes
 Advisors: Becker, Rogers, Miller, and Breaux

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1447:

Conferee: Skinner replacing Broden

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(b) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1598:

Advisor: Holdman

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1604:

Conferee: Kenley replacing Wyss
 Advisor: Wyss replacing Kenley

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators as a conference committee to confer on Engrossed House Bill 1607:

Conferees: Charbonneau and Tallian
 Advisors: Kenley and Arnold

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 not concurred in House amendments to Engrossed Senate Bill 96 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: C. Lawson, Chair; and Simpson
 Advisors: Gard and Errington

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed Senate Bill 254:

Conferee: Lanane replacing Breaux

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(b) and (c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed Senate Bill 270:

Conferee: Mishler replacing Wyss as Chair
 Advisor: Wyss and C. Lawson replacing Mishler

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 not concurred in House amendments to Engrossed Senate Bill 300 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Merritt, Chair; and Errington
 Advisors: Stutzman and Leising

JENNIFER L. MERTZ
 Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed Senate

Bill 345:

Conferee: Lanane replacing R. Young

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 not concurred in House amendments to Engrossed Senate Bill 374 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Waltz, Chair; and Arnold
 Advisors: Steele and Errington

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 not concurred in House amendments to Engrossed Senate Bill 420 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Hershman, Chair; and Errington
 Advisors: Stutzman and Deig

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 not concurred in House amendments to Engrossed Senate Bill 448 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Charbonneau, Chair; and Broden
 Advisors: Hershman and Tallian

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 not concurred in House amendments to Engrossed Senate Bill 501 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Paul, Chair; and Simpson
 Advisors: Holdman and Lewis

JENNIFER L. MERTZ
 Principal Secretary of the Senate

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 89

Representatives Foley and VanHaafteen introduced House Concurrent Resolution 89:

A CONCURRENT RESOLUTION memorializing Judge Noble Keith Littell.

Whereas, Judge Noble Keith Littell passed away on April 10, 2009, at the age of 88;

Whereas, At the time of his death, Judge Littell was living in Sebring, Florida, but he had spent a great deal of his life in

Martinsville and Eminence, Indiana;

Whereas, Judge Littell was born on May 21, 1920, to Oran Clarnece and Lina Cordelia Littell in Eminence;

Whereas, Judge Littell earned a BA at Central Normal College in Danville, a JD at Indiana University School of Law, and a master's degree at the University of Southern Mississippi;

Whereas, Judge Littell was a veteran of World War II, serving in the United States Army Air Force and was a past National Judge Advocate General;

Whereas, Judge Littell served his state as a deputy prosecuting attorney in Morgan County from 1954 to 1960;

Whereas, In 1960, Judge Littell was elected to the Indiana General Assembly, and in 1962, 1966, and 1970 he was elected to the Morgan County Superior Court bench;

Whereas, Judge Littell compiled several publications, including "One Hundred Men, A Legislative History of Morgan County, Indiana" and "One Hundred Years: a Masonic History of Eminence, Indiana";

Whereas, In retirement, Judge Littell devoted most of his time to travel and genealogy; and

Whereas, Judge Littell served his country and his state nobly; he touched the lives of many people, and he will be greatly missed: 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 express its deepest sympathy to the family of Judge Noble Keith Littell in this time of great sorrow.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the family of Judge Noble Keith Littell.

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 Bray.

House Resolution 83

Representatives Soliday and Moseley introduced House Resolution 83:

A HOUSE RESOLUTION honoring Thomas Jefferson Middle School.

Whereas, On Saturday, March 28, 2009, Thomas Jefferson Middle School placed first in the state's Science Olympiad tournament, qualifying the school to compete in the national tournament in Augusta, Georgia, in May;

Whereas, This marks the 20th consecutive year that the school, located in Valparaiso, has qualified for the national tournament, and the 17th time the school has been crowned state champion;

Whereas, Participants reach the state tournament by winning one of the eight regional events that are held at colleges and universities throughout Indiana;

Whereas, The Science Olympiad is an international nonprofit organization devoted to improving the quality of science education;

Whereas, Science Olympiad tournaments are academic interscholastic competitions following the format of popular board games, TV shows, and athletic games and consist of a series of 32 individual and team events; and

Whereas, In college and for the rest of their lives, students

will find that the team spirit and good sportsmanship they developed during the Science Olympiad are two of the deciding factors in all their future successes: Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates the Thomas Jefferson Middle School Science Olympiad team for its first place finish at this year's state finals and its 20th consecutive national tournament participation.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to team members, Coach Richard Bender, Principal Paul C. Knauff, and Superintendent Dr. Michael P. Benway.

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

House Resolution 84

Representatives Hinkle, Barnes, Murphy, Robertson, Bardon, Plfum, Bischoff, Day, and DeLaney introduced House Resolution 84:

A HOUSE RESOLUTION recognizing the Archdiocese of Indianapolis on the occasion of the 175th anniversary of its establishment.

Whereas, The Archdiocese of Indianapolis, originally known as the Archdiocese of Vincennes, was established by Pope Gregory XVI on May 6, 1834;

Whereas, At that time, the Archdiocese consisted of the entire state of Indiana and the eastern third of Illinois; Illinois was added to the Diocese of Chicago on November 28, 1843;

Whereas, On January 8, 1857, the northern half of Indiana became the Diocese of Fort Wayne, and the remaining southern half of Indiana comprised the Diocese of Vincennes, encompassing 50 counties and covering 18,479 square miles extending from the northern boundaries of Marion County and the adjacent counties to the Ohio River and from Illinois on the west to Ohio on the east;

Whereas, In 1878, Bishop Francis Chatard, the fifth bishop of Vincennes, was directed to establish his residence in Indianapolis although the site of the cathedral and the title of the see were continued at Vincennes;

Whereas, By apostolic brief dated March 28, 1898, the title of the diocese was changed to the Diocese of Indianapolis, and His Holiness Pope Pius XII created the Archdiocese of Indianapolis by apostolic decree on October 21, 1944;

Whereas, Today there are 151 parishes in the Archdiocese of Indianapolis, with over 22,000 Hoosiers enrolled in Catholic elementary and high schools;

Whereas, There are two Catholic hospitals, two seminaries, and two Catholic colleges serving the people of central and southern Indiana in the Archdiocese;

Whereas, Each year Catholic Charities helps 110,000 Hoosiers and helps to resettle 500 refugee families from across the world;

Whereas, Throughout its rich historical past and up to the present day, the Archdiocese of Indianapolis has been supported by the efforts of countless parishioners and ministries, who have sustained their community with kindness and good deeds; and

Whereas, The bishops, priests, and nuns of the Archdiocese of Indianapolis have tended to the flock for 175 years, helping in time of despair and rejoicing in times of elation: Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates the Archdiocese of Indianapolis on the 175th anniversary of its creation and acknowledges its many good works and contributions to our state and our citizens throughout the years.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Archbishop Daniel M. Buechlein.

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

House Resolution 85

Representatives Lehe, McClain, and Dobis introduced House Resolution 85:

A HOUSE RESOLUTION honoring Shloka Ranjan Kini.

Whereas, Shloka Ranjan Kini has been named one of the Indianapolis Star's 2009 Academic All-Stars;

Whereas, The participants in the Indianapolis Star's Academic All-Stars are chosen by nominations from each Indiana high school;

Whereas, Ninety students are recognized as regional winners by a selection committee, and forty of those students are chosen as Indiana Academic All-Stars;

Whereas, The winners are judged on grade point average, SAT or ACT scores, achievements, course load, academic extracurricular activities, and other activities, community service, and leadership;

Whereas, Shloka Ranjan Kini is a senior at Lake Central High School in Schererville and the daughter of Ranjan and Nivedita Kini;

Whereas, Shloka has achieved great success, received numerous awards, and participated in many academic competitions, including an Academic Letter, Academic Super Bowl (social studies, English, fine arts captain), AP Scholar with Honor, Academic Decathlon (Honors Division), high honor roll, honors diploma, Hoosier Girls State (Governor), JETS, National Honor Society, National Merit Semifinalist, Science Olympiad, Lugar Symposium for Tomorrow's Leaders, Hugh O'Brien Youth Leadership, and Rotary Youth Leadership Award;

Whereas, Shloka is a member of the debate team, Chess Club, Spanish Club, Spell Bowl, and Business Professionals of America. She also participates in the high school talent show, jazz band, and student government (class cabinet);

Whereas, Active in her community, Shloka is involved with the Rajpal Nursing Home, St. John Chamber/Rotary, and the Legacy Foundation Youth Philanthropy Council; and

Whereas, Outstanding accomplishments deserve special recognition: Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates Shloka Ranjan Kini on her selection as an Indianapolis Star 2009 Academic All-Star.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Shloka Ranjan Kini and her family.

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

House Resolution 86

Representatives Turner and Pearson introduced House Resolution 86:

A HOUSE RESOLUTION honoring the Taylor University women's volleyball team.

Whereas, The Taylor University women's volleyball team made history on October 21, 2008, when it became the first National Association of Intercollegiate Athletics (NAIA) volleyball program to record 1,000 all-time wins;

Whereas, This monumental victory came in a 25-15, 25-18, and 25-18 sweep over visiting Bluffton University in front of a packed Odle Arena;

Whereas, The Lady Trojans ended this season with a 24-6 record, 6-0 in the Mid-Central College Conference, and 1,000-406-1 since the program's beginning in 1971;

Whereas, The Taylor volleyball program has a tradition of success, claiming four NAIA National Tournament appearances, one NAIA National Tournament Elite 8 finish, nine Mid-Central College Conference championships, a current streak of 21 straight winning seasons, 28 NAIA Scholar-Athletes, and 12 NAIA All-Americans, including three-time All-American Natalie Steele, the all-time NAIA kills leader with 3,602 kills in her career;

Whereas, Dr. Angie Fincannon, coach of the Lady Trojans from 1992-2004 and current athletic director, is responsible for nearly half of the program's wins, compiling a career record of 496-131 and qualifying four different teams for the NAIA National Tournament;

Whereas, Head Coach Brittany Smith sees this milestone from a unique point of view as a former player and now a coach and feels that this accomplishment "is a tribute to the many women who have worn the Taylor volleyball jersey as they have left a legacy of giving God the glory through their hard work and passion for the game"; and

Whereas, The goal of the Taylor University Lady Trojans is to "become the best team we can be with the individual talent and collective desire of each player; Our outcome will always be to play to win for Him": Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates the Taylor University women's volleyball team on its many accomplishments and wishes team members continued success in the future.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the members of the Lady Trojan volleyball team, Coach Brittany Smith, Athletic Director Dr. Angie Fincannon, and University President Dr. Eugene Habecker.

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

House Resolution 87

Representatives Richardson and Tincher introduced House Resolution 87:

A HOUSE RESOLUTION recognizing Richard "Dick" Russell on the occasion of his retirement.

Whereas, Richard "Dick" Russell served his county and his city honorably and bravely for 36 years;

Whereas, Dick Russell was a member of the Hamilton County Sheriff's Department for 23 years;

Whereas, Upon leaving the Sheriff's Department, Dick became the Noblesville chief of police, a position he held for 13 years;

Whereas, Dick was a member of the 34th Session of the Indiana Law Enforcement Academy Basic Class, the first class to graduate from the Plainfield location;

Whereas, Dick graduated from Hamilton Heights High School, Lees College, the National Sheriff's Association Institute of Management, the 132nd Session of the FBI National Academy, and the FBI Law Enforcement Executive Development Academy;

Whereas, Dick has given of his valuable time by serving on the Law Enforcement Training Board originally appointed by the late Governor Frank O'Bannon and reappointed by Governor Joseph Kernan;

Whereas, Dick is currently serving on the board of trustees for the Indiana Criminal Justice Institute, appointed by Governor Mitch Daniels;

Whereas, Dick has also served as past president of the FBI National Academy Associates of Indiana and the Hamilton County Fraternal Order of Police;

Whereas, Richard "Dick" Russell spent his life in Hamilton County and loves the community and its citizens;

Whereas, The people of Indiana would like to acknowledge the many contributions made by Dick Russell and to thank him for a job well done; and

Whereas, The dedication to duty and love for his county and state displayed by Richard "Dick" Russell merit special recognition: Therefore,

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

SECTION 1. That the Indiana House of Representatives thanks Richard "Dick" Russell for his years of dedicated service to his community and his state and wishes him well in his retirement.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Richard "Dick" Russell and his family.

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

House Resolution 88

Representative Sullivan introduced House Resolution 88:

A HOUSE RESOLUTION honoring Mrs. Carolyn Meisberger on the occasion of her retirement.

Whereas, Mrs. Carolyn Meisberger has been a teacher in the Catholic school system for 33 years, teaching at St. Jude Catholic School since 1976;

Whereas, Mrs. Meisberger also served as a substitute teacher for the Perry Township School Corporation and the Archdiocese schools and taught English composition and literature at Sacred Heart Central High School;

Whereas, Mrs. Meisberger received her bachelor of arts in business administration/English from Marian College and master of sciences in English from Indiana University;

Whereas, Mrs. Meisberger has received numerous awards and recognitions throughout her career, including being named in Who's Who Among America's Teachers in 1992, 1996, 1998, 2000, 2002, 2003, 2004, and 2006, receiving the Mother Theodore Guerin Award for Teaching in 2004, and the Daughters of the American Revolution Award in 2006;

Whereas, Mrs. Meisberger teaches in a Catholic school because she views "each day as a gift from God" and her mission is to see that each of her students shares that view;

Whereas, Mrs. Meisberger has helped to teach, nourish, and encourage thousands of students in her 33 year career; and

Whereas, Throughout the years, Mrs. Meisberger has come to understand that "the most rewarding teaching experience cannot be measured by one example but by many": Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates Mrs. Carolyn Meisberger on the occasion of her retirement and thanks her for her many contributions and hours of dedicated service to the children of our state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Mrs. Carolyn Meisberger and her family.

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

House Resolution 89

Representatives Lehe, Klinker, and McClain introduced House Resolution 89:

A HOUSE RESOLUTION honoring Christina Joelle Kriebel.

Whereas, Christina Joelle Kriebel has been named one of the Indianapolis Star's 2009 Academic All-Stars;

Whereas, The participants in the Indianapolis Star's Academic All-Stars are chosen by nominations from each Indiana high school;

Whereas, Ninety students are recognized as regional winners by a selection committee and forty of those students are chosen as Indiana Academic All-Stars;

Whereas, The winners are judged on grade point average, SAT or ACT scores, achievements, course load, academic extracurricular activities, and other activities, community service, and leadership;

Whereas, Christina Joelle Kriebel is a senior at Frontier Junior/Senior High School in Brookston and is the daughter of Robert and Mary Kriebel;

Whereas, Christina has achieved great success, received numerous awards, and participated in many academic competitions, including an Academic Letter, honors diploma, National Honor Society, National Merit Semifinalist, Lugar Symposium for Tomorrow's Leaders, and Top Scholar Awards;

Whereas, Christina is a member of the Academic Super Bowl, Spanish Quiz Bowl, prom committee, Sunshine Society, church youth group, and youth group band. She also participates in softball, choir, drama, and yearbook staff and serves as vice president of her class;

Whereas, Active in her community, Christina has performed missions to Mexico, Philadelphia, and the Appalachian Mountains, works with the Crisis Pregnancy Center, YWCA Domestic Violence Program, and the White County Food Pantry;

Whereas, Christina plans to attend Huntington University with hopes of a career in the missions/foreign service area; and

Whereas, Outstanding accomplishments deserve special recognition: Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates Christina Joelle Kriebel on her selection as an Indianapolis Star 2009 Academic All-Star.

SECTION 2. That the Principal Clerk of the House of

Representatives shall transmit a copy of this resolution to Christina Joelle Kriebel and her family.

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

House Resolution 90

Representatives Hinkle and Pryor introduced House Resolution 90:

A HOUSE RESOLUTION honoring Stan Benge.

Whereas, Stan Benge, Ben Davis High School girls basketball coach, was named the National Coach of the Year for 2009 by the Naismith Awards;

Whereas, Stan Benge was named the National Coach of the Year for 2009 for guiding the Giants to a 30-0 record, winning the Marion County Tournament, the Metropolitan Interscholastic Conference championship, and the Class 4A state title;

Whereas, The Giants were also ranked number one in USA Today's and ESPN Rise's national rankings;

Whereas, Coach Benge was also named the coach of the Indiana Girls All-Star team;

Whereas, Coach Benge is a graduate of Ben Davis High School, where he participated in cross country, track, and basketball, earning all-county honors his senior year in basketball;

Whereas, Coach Benge graduated from Marian College with a major in health and physical education and a minor in social studies;

Whereas, A star on the Marian basketball team, Coach Benge lettered all four years and was named the most valuable player of the team in 1974;

Whereas, Coach Benge's first teaching position was at Roncalli High School in Indianapolis where he taught U.S. history and was assistant boys basketball and assistant boys track coach;

Whereas, Coach Benge returned to Wayne Township in 1978 to teach elementary physical education at Rhoades Elementary;

Whereas, During his career in Wayne Township, Stan Benge has coached girls golf, boys and girls track, boys cross country, middle school girls basketball, and high school girls basketball;

Whereas, During his 24 seasons as the head coach of the Ben Davis Lady Giants, he has won 77 percent of his games (438-126), giving him the most wins in Ben Davis basketball history;

Whereas, With Coach Benge at the helm, the Lady Giants have won two state championships, made five final four appearances, and won three semi-state, ten regional, and 20 sectional championships, seven county titles, and eight MIC championships;

Whereas, Coach Benge has received numerous awards and recognitions throughout his career, including being named District 3 Coach of the Year in 1990 and 1992, Metro Coach of the Year in 1992 and 2000, IndianaBball.com Coach of the Year for the 2003-2004 season, and was selected as one of the coaches of the Indiana All-Stars in their sweep of Kentucky in the summer of 1995; and

Whereas, Special accomplishments deserve special recognition: Therefore,

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

SECTION 1. That the Indiana House of Representatives congratulates Coach Stan Benge on his selection as the National Coach of the Year for 2009 by the Naismith Awards and wishes him continued success in all his future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Stan Benge and his family, Principal Joel McKinney, and Superintendent Dr. Terry Thompson.

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

MOTIONS TO CONCUR IN SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1133.

L. LAWSON

Roll Call 495: yeas 91, nays 1. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1182.

BLANTON

Representative Porter was excused from voting, pursuant to House Rule 46. Roll Call 496: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1246.

HERRELL

Roll Call 497: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1285.

VAN HAAFTEN

Roll Call 498: yeas 96, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1344.

PRYOR

Roll Call 499: yeas 93, nays 0. Motion prevailed.

Representatives Dermody and L. Lawson were excused for the rest of the day.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1398.

GRUBB

Roll Call 500: yeas 91, nays 1. Motion prevailed.

Representative Foley was excused for the rest of the day.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1455.

TYLER

Roll Call 501: yeas 91, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1460.

KERSEY

Roll Call 502: yeas 92, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1487.

BATTLES

Roll Call 503: yeas 91, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1589.

SULLIVAN

Roll Call 504: yeas 92, nays 1. Motion prevailed.

MOTIONS TO DISSENT FROM SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1021 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

CROUCH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1627 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

FRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1701 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

V. SMITH

Motion prevailed.

CONFEREES AND ADVISORS APPOINTED

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

- EHB 1021 Conferees: L. Lawson and Crouch
Advisors: Pryor and Koch
- EHB 1167 Conferees: Battles and Torr
Advisors: Tyler and Gutwein
- EHB 1627 Conferees: Fry and Lehman
Advisors: GiaQuinta, Truitt, and Torr

- EHB 1634 Conferees: Bardon and Burton
Advisors: Riecken and Crouch
- EHB 1701 Conferees: V. Smith and Borders
Advisors: Herrell, Fry, and Torr

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

- ESB 16 Conferees: Welch and Duncan
Advisors: Austin, Blanton, Saunders, Noe, and Friend
- ESB 34 Conferees: Pierce and Truitt
Advisors: L. Lawson, Foley, and Walorski
- ESB 285 Conferees: Pearson and Turner
Advisors: Pelath, Pryor, Michael, Espich, Lehman, and M. Smith
- ESB 342 Conferees: L. Lawson and Crouch
Advisors: Riecken and Foley
- ESB 391 Conferees: Austin and Soliday
Advisors: Dembowski and Clements
- ESB 450 Conferees: GiaQuinta and Foley
Advisors: VanHaaften and Torr
- ESB 486 Conferees: Fry and Torr
Advisors: V. Smith, Herrell, Cherry, and Borders
- ESB 553 Conferees: Dvorak and Neese
Advisors: Bartlett, L. Lawson, Ruppel, and Davis

OTHER BUSINESS ON THE SPEAKER'S TABLE

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(b) and (c) of the Standing Rules and Orders of the Senate, President Pro Tempore David Long has made the following change in conferees appointments to Engrossed House Bill 1607:

Conferee: Rogers replacing Tallian
Advisors: Tallian and Landske

JENNIFER L. MERTZ
Principal Secretary of the Senate

HOUSE MOTION

Mr. Speaker: I move that Representative Foley be added as coauthor of House Bill 1175.

RIECKEN

Motion prevailed.

On the motion of Representative Stemler, the House adjourned at 2:15 p.m., this twenty-third day of April, 2009, until Friday, April 24, 2009, at 10:00 a.m.

B. PATRICK BAUER
Speaker of the House of Representatives

CLINTON McKAY
Principal Clerk of the House of Representatives