



Journal of the Senate

State of Indiana

114th General Assembly

First Regular Session

Fiftieth Meeting Day

Wednesday Afternoon

April 20, 2005

The Senate convened at 1:34 p.m., with the President of the Senate, Rebecca S. Skillman, in the Chair.

Prayer was offered by Rabbi Grossbaum, the guest of Senator Frank Mrvan, Jr.

The Pledge of Allegiance to the Flag was led by Senator Mrvan.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Long
Antich-Carr	Lubbers
Bowser	Lutz
Bray	Meeks
Breaux	Merritt
Broden	Miller
Clark	Mishler
Craycraft	Mrvan
Dillon	Nugent
Drozda	Paul
Ford	Riegsecker
Gard	Rogers
Garton	Server
Harrison	Simpson
Heinold	Sipes
Hershman	Skinner <input checked="" type="checkbox"/>
Howard	Smith
Hume	Steele
Jackman	Waltz
Kenley	Waterman
Kruse	Weatherwax
Lanane	Wyss
Landske	Young, M.
Lawson	Young, R.
Lewis	Zakas

Roll Call 455: present 49; excused 1. [Note: A indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 62

House Concurrent Resolution 62, sponsored by Senator Hershman:

A CONCURRENT RESOLUTION congratulating Kaitlyn Marie Christopher on her selection as Miss Indiana USA 2005.

Whereas, On Sunday, November 14, 2004, Kaitlyn Marie

Christopher of Kokomo, Indiana, was named Miss Indiana USA 2005;

Whereas, Kaitlyn, 18, was also chosen as Miss Photogenic during the pageant;

Whereas, Kaitlyn attends Indiana University Purdue University Indianapolis (IUPUI), where she is a pre-veterinary medical student;

Whereas, Although busy with her school work, Kaitlyn finds time to volunteer at George Washington Elementary School, working with special needs children, and at Pals for Paws, an animal rescue organization;

Whereas, Kaitlyn is an IUPUI Dean of Faculties Scholar, an IUPUI Freshman Service Scholar, and a VICA Interview winner;

Whereas, Kaitlyn's career ambition is to become a runway model and to open her own veterinary office; and

Whereas, Kaitlyn Marie Christopher is a wonderful ambassador for the state of Indiana and will represent the citizens of the Hoosier state 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 wishes to congratulate Kaitlyn Marie Christopher on her selection as Miss Indiana USA 2005.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Kaitlyn Marie Christopher and her family.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

Senate Concurrent Resolution 67

Senate Concurrent Resolution 67, introduced by Senator Waltz:

A CONCURRENT RESOLUTION honoring the cast and crew of the movie "Madison."

Whereas, The independent film "Madison" was written and directed by Indiana natives Bill Bindley and Scott Bindley and was shot in Madison in 1999;

Whereas, The film focuses on the community-owned powerboat, Miss Madison, and its push to defy the odds to earn the top prize during the city's Gold Cup of hydroplane boat racing on the Ohio River in July 1971; and

Whereas, "Madison" premiered at the Ohio Theatre in Madison, Indiana, on Sunday, April 17, 2005: 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 the hard work and dedication of the writers, actors, and crew of the film "Madison."

SECTION 2. That the Indiana General Assembly appreciates Bill Bindley's efforts to encourage filmmaking in the State of Indiana.

SECTION 3. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Bill Bindley and Scott Bindley.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative Bright.

House Concurrent Resolution 63

House Concurrent Resolution 63, sponsored by Senator Harrison:

A CONCURRENT RESOLUTION honoring the Tri-West Hendricks High School Academic Decathlon team.

Whereas, The Tri-West Hendricks High School Academic Decathlon Team captured the 2005 state championship in the small school division at Purdue University in West Lafayette, Indiana on February 10th and 11th;

Whereas, The Tri-West Hendricks High School team advanced to the state competition after winning their Area competition at Madison High School on January 22;

Whereas, The Tri-West Hendricks High School team won eight subject area plaques, a first in the history of academic decathlon for its team;

Whereas, The Tri-West Hendricks High School team also won the Super Quiz competition over all schools with this year's Super Quiz topic being Astronomy;

Whereas, The Tri-West Hendricks High School team was the smallest school at the Academic- Decathlon State Championship Competition;

Whereas, The members of the 2004-05 Tri-West Hendricks High School Academic Decathlon team are: Cody Allison, Angel Mirzad, Melissa Martinez, Amanda Odom, Ashley Engel, Nick Long, Robert May, Cory Woodrum and Travis Summitt;

Whereas, The Tri-West Hendricks High School team won this

title under the leadership of Head Coach Eileen Lurker along with the team of Subject Area coaches: Adam Love, Brad Gillum, Tim Kern, Kate Stroup, Marge Emmert and Cheryl Hahn;

Whereas, This victory marks the twelfth state championship for the Tri-West Hendricks High School team; and

Whereas, This state title is a continuation of the long line of successes achieved by the Tri-West Hendricks High School academic teams: 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 Tri-West Hendricks High School Academic Decathlon Team for capturing the state championship for the small school division in the Hoosier Academic Decathlon state championship and wishes the team members continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to team members Cody Allison, Angel Mirzad, Melissa Martinez, Amanda Odom, Ashley Engel, Nick Long, Robert May, Cory Woodrum and Travis Summitt, coach Eileen Lurker and Subject Area coaches Adam Love, Brad Gillum, Tim Kern, Kate Stroup, Marge Emmert and Cheryl Hahn.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 65

House Concurrent Resolution 65, sponsored by Senators Harrison and Lawson:

A CONCURRENT RESOLUTION to honor the Tri-West High School Football Team for winning the 2004 Indiana High School Class 2A Football Championship.

Whereas, The 2004 Indiana High School Class 2A Football Championship was held in the RCA Dome in Indianapolis on November 26th;

Whereas, The Tri-West Bruins posted an undefeated regular season with 15 wins leading up to the 2004 championship game;

Whereas, Tri-West emerged victorious in this year's 62-21 rout against the No. 4 ranked Eastbrook Panthers;

Whereas, Tri-West's sophomore quarterback, Tyler Bruce, completed 16-of-25 passes for 302 yards and three touchdowns and ran for 101 yards on nine carries, including two touchdown runs;

Whereas, Junior wide receiver/defensive back Chris Rutherford had five catches for 97 yards, including a 2-yard touchdown catch and an 85-yard interception return;

Whereas, Bruins' senior running back, Adam Quilter, opened the game's scoring with a 15-yard touchdown run and finished the game with 79 yards on 15 carries;

Whereas, The Tri-West Bruins were skillfully coached by Head Coach and Athletic Director, Mark Haste, along with his talented team of assistant coaches; and

Whereas, This is the Bruins 2nd Consecutive Class 2A State Title and their 3rd overall: 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 House of Representatives, the Senate concurring, do honor the Tri-West High School Football Team for winning the 2004 Indiana High School Class 2A Football Championship.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this Resolution to Head Coach and Athletic Director, Mark Haste.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

Senate Concurrent Resolution 68

Senate Concurrent Resolution 68, introduced by Senators Zakas and Broden:

A CONCURRENT RESOLUTION congratulating the Studebaker National Museum in South Bend on the setting of the cornerstone of their new state-of-the-art facility.

Whereas, Studebaker has been a part of the South Bend heritage since 1852 when the Studebaker brothers founded their blacksmith business;

Whereas, The Studebaker National Museum began in the late 19th century when Clement Studebaker acquired the Lincoln and Lafayette Carriages and placed them on display in the Studebaker Repository;

Whereas, The collection was given by the Studebaker Corporation to the City of South Bend in 1966, and has been on display at various locations throughout the city since that time;

Whereas, The Studebaker National Museum is the only museum in the country that traces the history of transportation from the covered wagons that carried settlers west to high performance automobiles. It is also the only historical institution exclusively dedicated to Studebaker vehicles and to preserving Studebaker corporate records;

Whereas, The collection includes some of the earliest wagons and other horse drawn vehicles ever made, including five

Presidential Carriages, which is the largest collection outside the Smithsonian. In addition the museum collection also includes several one-of-a-kind vehicles including the 1956 Packard Predictor and the 1934 Bendix car;

Whereas, To remain relevant to the community's expectations, the museum's displays, vehicles, and artifacts are enhanced by memorabilia from other local companies including Oliver Plow Works, Bendix, Torrington, O'Brien Paints, Drewrys, South Bend Bait, South Bend Toy, South Bend Lathe and others;

Whereas, The museum houses the entire Original Studebaker Collection of 54 vehicles. The museum displays approximately 70 vehicles on a rotational basis;

Whereas, The mission of the Studebaker National Museum is to honor and perpetuate the legacy of the rich industrial heritage of the South Bend area through the display, interpretation, conservation, and preservation of Studebaker vehicles, archives, and other objects to educate present and future generations; and

Whereas, Construction of the new Studebaker National Museum facility, designed to reflect the traditions of the Studebaker buildings from the 1920's and 1930's, is well underway and will be completed for opening in October of 2005: 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 State Senate congratulates the Studebaker National Museum in South Bend, on the setting of the cornerstone of the new state-of-the-art facility.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Mark McDonnell, President of the Studebaker National Museum.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives Bauer, Walorski, and Kromkowski.

House Concurrent Resolution 64

House Concurrent Resolution 64, sponsored by Senators Broden and Zakas:

A CONCURRENT RESOLUTION congratulating South Bend St. Joseph's High School on its victory in the Indiana High School Athletic Association Class 3A girls basketball state championship.

Whereas, Number one ranked South Bend St. Joseph's High School defeated Corydon Central High School 70 - 57 to win its first Class 3A Indiana High School Athletic Association girl's basketball state title;

Whereas, The 25 - 1 St. Joseph's Indians entered the final game with a 69.4 scoring average, the highest in the state, and set a record for the most points scored in a quarter with 24 points in the

final eight minutes;

Whereas, The St. Joseph's Indians had three players in double figures in the championship game: junior guard Melissa Lechlitner scored 28 points, senior forward Aimee Litka with 21 points, and sophomore guard Sydney Smallbone with 14 points;

Whereas, Aimee Litka, who will play at Valparaiso University next year, is the school's all time leading scorer with 1,698 points, and Melissa Lechlitner, who will play at the University of Notre Dame, was the championship game's high scorer;

Whereas, Melissa Lechlitner and Aimee Litka each made three of four attempted three point shots, tying the record for three point shots made;

Whereas, St. Joseph's set new Class 3A records with eight three-pointers made and a .571 shooting percentage from three-point range in hitting eight of 14 attempts; and

Whereas, The team's state championship and great season are the result of a total team effort, and each member of the team, the managers, and the coaching staff should be praised for their superior performance and team spirit: 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 congratulate the members and coaches of the South Bend St. Joseph's High School girls basketball team on its recent championship victory in the Class 3A girl's basketball state finals and wish them continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to the team members, coaches, and assistant coaches, athletic director, Principal Daniel Swygart, and Superintendent Michelle Hittie.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

Senate Resolution 29

Senate Resolution 29, introduced by Senator Mrvan:

A SENATE RESOLUTION commemorating the 60th anniversary of the liberation of the concentration camps in Europe.

Whereas, 2005 marks the 60th anniversary of the end of the Holocaust, which was ruthlessly and tragically carried out by Nazi Germany under the leadership of Adolf Hitler;

Whereas, The Holocaust, named for a Greek word meaning sacrifice by fire, was the systematic murder of millions of innocent Jewish men, women, and children along with millions of others;

Whereas, An enormity of suffering was inflicted on Holocaust victims through mistreatment, brutalization, violence, torture, slave labor, highly questionable medical experimentation, death marches, and numerous other acts of cruelty that are known as "crimes against humanity";

Whereas, During the past 60 years, the Holocaust has provided the people of the world with a lesson in the importance of compassion, caring, kindness, an awareness of the dangers inherent in bigotry, racism, intolerance, and prejudice; and an understanding of the importance of appreciating diversity; and

Whereas, In a world where bigotry, racism, intolerance, and prejudice still exist, it is more necessary than ever to communicate that hatred is a destructive force and that prejudice can lead to evil: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana Senate commemorates the 60th anniversary of the ending of the Holocaust.

SECTION 2. That the Secretary of the Senate is to transmit a copy of this resolution to the Jewish Federation of Northwest Indiana.

The resolution was read in full and adopted by standing vote.

Senate Concurrent Resolution 66

Senate Concurrent Resolution 66, introduced by Senator Hershman:

A CONCURRENT RESOLUTION honoring the sesquicentennial celebration of the Carroll County Old Settlers Meeting on August 13, 2005.

Whereas, The Carroll County Old Settlers Meeting is an annual event, running continuously since 1855, making it the oldest event of its kind in the Midwest;

Whereas, The streets around the court house in Delphi are closed and used for a street fair, with many exciting events, including live music performances, blacksmithing, wool spinning, and a fish fry;

Whereas, There are many special events, including an art show, quilt show, memorabilia exhibition, and educational events; and

Whereas, All events center around the community's landmarks, including Riley Park, Canal Park, antique shops, and the Historical Society Museum: Therefore,

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

SECTION 1. The Indiana General Assembly honors the Carroll County Old Settlers Meeting for one hundred and fifty years of celebrating the history of Carroll County.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Mayor Lee Hoard of Delphi, Indiana.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative McClain.

Senate Resolution 34

Senate Resolution 34, introduced by Senators Nugent and Jackman:

A SENATE RESOLUTION honoring Norma Hopper for her service and dedication to the Republican Party.

Whereas, Norma Hopper has been a member of the Franklin County Republican Party and the Franklin County Republican Women's Club since 1970. During her tenure, she has held every office in the Club and has always gone beyond the call of duty to help the party;

Whereas, Ms. Hopper has served faithfully on the Franklin County Republican Central Committee where she has held the positions of Vice Chairman, Secretary, and Treasurer;

Whereas, Ms. Hopper has also served as a Precinct Committeeperson and was a delegate to the State Republican Convention ten times from 1982 through 2004;

Whereas, Ms. Hopper was appointed Honorary Secretary of State by Edwin J. Simcox in 1982. Then in 1987, Linley E. Pearson appointed her Honorary Attorney General, Advocate of the State of Indiana, and Counsel to the Attorney General: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana:

SECTION 1. The Indiana Senate recognizes and honors Norma Hopper for her exemplary service and dedication to the Republican Party and Franklin County, Indiana.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Norma Hopper.

The resolution was read in full and adopted by voice vote.

Senate Resolution 31

Senate Resolution 31, introduced by Senator Lewis:

A SENATE RESOLUTION to congratulate and honor Mr. James Granville Cash, Charlestown, Indiana on the occasion of his 80th birthday.

Whereas, Mr. James Granville Cash was born on November 14, 1924 to Granville and Lena Cash in Louisville, Kentucky and became known as Junior as a child, a name that has followed him to this day;

Whereas, Mr. Cash developed tuberculosis of the bone as a child and the doctors told his parents that he would never walk without a crutch and probably would not live past the age of 12, but he has not used his crutch since the age of 11;

Whereas, Mr. Cash lost his mother at the age of seven when she developed tuberculosis of the lung, but before she passed away she left a prayer that one of her sons would become a preacher;

Whereas, Mr. Cash met and married Esther Mae Thompson April 21, 1945 in Charlestown and has been married 57 years and is still going strong, and they have four children, Arnold William, James Allen, Bruce Edward, and Sheila Darlene;

Whereas, Mr. Cash was called to the ministry in 1951 in which he preached part time and in 1958 he resigned from the Ammunition plant, where he has worked since moving to Charlestown in 1945 so that he could preach full time;

Whereas, Throughout the history of Mr. Cash's preaching countless families are grateful to Mr. & Mrs. Cash for their day in and day out presence in the lives of the families of the community. Many nights Mr. & Mrs. Cash have gotten out of bed to be with a family during times of distress and have traveled thousands of miles visiting the sick in hospitals, nursing homes and shut-ins; and

Whereas, Mr. Cash has assured the congregation of the North Charlestown Church of God that he never plans to retire answering his mother's prayer: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana State Senate congratulates and honors James Granville Cash on the occasion of his 80th birthday.

SECTION 2. That the Secretary of the Senate shall transmit a copy of this Resolution to James Granville Cash.

The resolution was read in full and adopted by voice vote.

House Concurrent Resolution 53

House Concurrent Resolution 53, sponsored by Senator Clark:

A CONCURRENT RESOLUTION to honor Guidant Corporation, Eli Lilly and Company, Emmis Communications, and Roche Diagnostics for their recognition in Fortune Magazine's list of 100 Best Companies to Work For in 2005.

Whereas, Fortune Magazine's top 100 Best Companies to Work For rankings are based on demographic makeup of the workplace, pay and benefits for employees, and job growth and revenues for the companies;

Whereas, Guidant Corporation made the list for the fifth time and is ranked as number 52;

Whereas, Guidant Corporation employs 8,706 people in the United States and is recognized for the active encouragement of

employees to advance into management positions;

Whereas, Eli Lilly and Company made the list for the sixth time and is ranked as number 73;

Whereas, Eli Lilly and Company employs 23,224 people in the United States and is recognized for its profit-sharing which boosted employees' salaries by 10.2 percent in 2003;

Whereas, Emmis Communications is marking its first time on the list and is ranked as number 74;

Whereas, Emmis Communications employs 3,067 people in the United States and is recognized for the effective communication of their CEO, Jeff Smulyan, who encourages input from employees during question and answer sessions;

Whereas, Roche Diagnostics is marking its first time on the list and is ranked as number 97;

Whereas, Roche Diagnostics employs 8,431 people in the United States and is a leader in training their top management with a 10-month development program; and

Whereas, The success of the State of Indiana, the strength of our communities, and the overall vitality of American society depend upon employers such as Guidant Corporation, Eli Lilly and Company, Emmis Communications, and Roche Diagnostics which provide positive and successful workplace environments: Therefore,

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

SECTION 1. The members of the Indiana General Assembly, the Senate concurring, do honor Guidant Corporation, Eli Lilly and Company, Emmis Communications, and Roche Diagnostics for their recognition in Fortune Magazine's list of 100 Best Companies to Work For in 2005.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Guidant Corporation, Eli Lilly and Company, Emmis Communications, and Roche Diagnostics.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 54

House Concurrent Resolution 54, sponsored by Senator Clark:

A CONCURRENT RESOLUTION to honor Guidant Corporation for their recognition in Fortune Magazine's list of 100 Best Companies to Work For in 2005.

Whereas, Fortune Magazine's top 100 Best Companies to Work For rankings are based on demographic makeup of the workplace,

pay and benefits for employees, and job growth and revenues for the companies;

Whereas, Guidant Corporation has made the list for the fifth time and this year is ranked as number 52;

Whereas, Guidant Corporation employs more than 8,000 persons in the United States and is recognized for its active encouragement of employees seeking advancement into management positions;

Whereas, Guidant Corporation from the time of its initial public offering ten years ago has supported the people of the State of Indiana by dedicating itself to community and human service, culture, education, and healthcare through grant contributions to local organizations; and

Whereas, Guidant Corporation has provided lifesaving therapies that are used every twenty seconds of every day, and has treated more than twelve million patients around the world, and continues to sponsor clinical research that significantly influences the practice of cardiovascular medicine: Therefore,

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

SECTION 1. The members of the Indiana General Assembly do honor Guidant Corporation for their recognition in Fortune Magazine's list of 100 Best Companies to Work For in 2005.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Corporate Headquarters of Guidant Corporation.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 59

House Concurrent Resolution 59, sponsored by Senator Clark:

A CONCURRENT RESOLUTION to honor Eli Lilly and Company for their recognition in Fortune Magazine's list of 100 Best Companies to Work For in 2005.

Whereas, Fortune Magazine's top 100 Best Companies to Work For rankings are based on demographic makeup of the workplace, pay and benefits for employees, and job growth and revenues for the companies;

Whereas, Eli Lilly and Company made the list for last six years;

Whereas, Eli Lilly and Company, which has been headquartered in Indianapolis for over 150 years, stands as one of Indiana's most successful corporations;

Whereas, Eli Lilly and Company is a world leader in the research, discovery, and manufacturing of innovative life-saving

medicines with nearly \$2.7 Billion invested in research and development in 2004;

Whereas, Eli Lilly and Company employs over 17,000 people in Indiana, and its employees have contributed most generously over the decades through their philanthropy, community service, and hours of volunteer service to the citizens of Indiana;

Whereas, Eli Lilly and Company was recognized by Working Mother magazine in 2004 as "One of the Best Companies for Working Mothers", and this recognition has been given to Lilly for the past ten years;

Whereas, Science magazine listed Eli Lilly and Company as "One of the Top 10 Best Companies for Scientists" over the last three years;

Whereas, Eli Lilly and Company was recognized in 2002 as one of the "100 Best Corporate Citizens" by Business Ethics magazine; and

Whereas, Fortune magazine recognized Lilly this year as "One of America's Most Admired Companies": 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 House of Representatives congratulates Eli Lilly and Company for this outstanding recognition from Fortune magazine, as well as the dozens of other awards and recognitions over the years.

SECTION 2. That the Indiana House of Representatives extends its sincere appreciation to Eli Lilly and Company for calling Indiana its home, and for bringing the Answers That Matter to Indiana's citizens, and people all over the world.

SECTION 3. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Corporate Headquarters of Eli Lilly and Company.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 51

House Concurrent Resolution 51, sponsored by Senator Merritt:

A CONCURRENT RESOLUTION honoring J. Reid Williamson Jr. on his retirement from the Historic Landmarks Foundation of Indiana.

Whereas, J. Reid Williamson Jr. was hired to lead the Historic Landmarks Foundation of Indiana in 1974;

Whereas, At the end of April 2005, Reid Williamson will retire from that position;

Whereas, During Reid Williamson's 31 year tenure, the Historic Landmarks Foundation of Indiana has grown to unequaled status among statewide preservation organizations in the United States;

Whereas, When Reid Williamson arrived in Indiana, the Historic Landmarks Foundation of Indiana had one house museum, 300 members, and a staff of three;

Whereas, Today the Historic Landmarks Foundation of Indiana has three house museums, 11,000 members, ten offices around the state, and a staff of 53, making it the largest historic preservation organization in the United States apart from the National Trust;

Whereas, Under Reid Williamson's leadership, the Historic Landmarks Foundation of Indiana has helped to create more than 200 local preservation groups and commissions throughout Indiana and devised several funding programs to assist these groups in carrying out preservation projects in their communities;

Whereas, Reid Williamson has also been a highly visible presence in the Indiana General Assembly for many years, advocating for Hoosier landmarks and preservation-friendly laws; and

Whereas, Reid Williamson has made a difference in the quality of life for Hoosiers in the twenty-first century; his presence will be missed by the staff of the Historic Landmarks Foundation of Indiana and by Hoosiers everywhere: 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 Reid Williamson all the best and thanks him for his many contributions to the state of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Reid Williamson and the Historic Landmarks Foundation of Indiana.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 49

House Concurrent Resolution 49, sponsored by Senator Simpson:

A CONCURRENT RESOLUTION congratulating the Indiana University soccer team on winning the 2004 NCAA championship.

Whereas, The Indiana University soccer team successfully defended its title to become the National Collegiate Athletic Association national champion for the second consecutive year;

Whereas, The 2004 NCAA title is the Hoosiers' seventh title and the culmination of a 19-4-1 overall season;

Whereas, In the team's march to the first championship for new head coach Mike Freitag, the fourth ranked Hoosiers won ten of the last 11 games;

Whereas, The team earned its 2004 Division I championship by defeating No. 2 California-Santa Barbara, 3-2, in a penalty-kick tiebreaker after the two schools played a 1-1 draw;

Whereas, Indiana's Drew Moor and Danny O'Rourke were first team selections to the 2004 All-America team;

Whereas, Although he is a first-year head coach, Freitag is no stranger to IU soccer;

Whereas, Freitag was a standout defender for the Hoosiers from 1976 to 1979, served as a graduate assistant coach from 1983 to 1986, and a full-time assistant from 1993 to 2003 before replacing Jerry Yeagley as head coach; and

Whereas, The Indiana University soccer team displayed courage and a never-give-up attitude, which will help the team's outstanding young athletes become valuable and productive members of society: 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 Indiana University soccer team on its seventh NCAA title and wishes team members continued success both on and off the soccer field.

SECTION 2. That the Principal Clerk of the House of Representatives transmit copies of this resolution to the members, managers, and coaches of the Indiana University soccer team and the president of Indiana University.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 50

House Concurrent Resolution 50, sponsored by Senator Simpson:

A CONCURRENT RESOLUTION honoring Danny O'Rourke as the 2004 national soccer player of the year.

Whereas, Danny O'Rourke is the sixth Indiana Hoosier soccer player to be named national player of the year and to receive the Missouri Athletic Club's Hermann Trophy;

Whereas, O'Rourke, captain of the 2003 and 2004 NCAA National Championship teams, started 83 matches during his four year career at Indiana University;

Whereas, During O'Rourke's career, the team went 69-15-9, with four regular season Big Ten championships, two Big Ten

Tournament championships, and three College Cup Final appearances;

Whereas, Danny O'Rourke's career includes many highlights, including two unanimous first team All-Big Ten selections, two first team NSCAA All-Great Lakes Region selections, selection to the 2004 first team NSCAA/Adidas All-American team, and selection to the first team College Soccer News All-America team, and named as one of 11 players honored on Soccer America's MVP team;

Whereas, In addition to his prowess on the soccer field, O'Rourke was a shining star in the classroom;

Whereas, O'Rourke was named the NSCAA/Adidas Scholar Athlete of the Year, a first team NSCAA Scholar All-American, and a third team ESPN Academic All-American, as well as being a three-time Academic All-Big Ten honoree while majoring in biochemistry, and a first team CoSIDA Academic All-District V selection each of the last two seasons;

Whereas, O'Rourke will be continuing his soccer career beyond the collegiate level with his fourth overall selection in the 2005 Major League Soccer SuperDraft by the San Jose Earthquakes; and

Whereas, Danny O'Rourke is a shining example of the Hoosier athlete, who through hard work and dedication has excelled both on and off the athletic field: 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 Danny O'Rourke for the many accomplishments of his collegiate career and wishes him success in his professional career.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Danny O'Rourke and his family.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 47

House Concurrent Resolution 47, sponsored by Senator Simpson:

A CONCURRENT RESOLUTION honoring Janna Brancolini.

Whereas, Janna Brancolini was named the Indiana High School Journalist of the Year by the Indiana High School Press Association;

Whereas, Janna, who is editor-in-chief of the North Star, the Bloomington North High School newspaper, will represent Indiana in the JEA/NSPA National Journalist of the Year contest in April;

Whereas, In addition to her work on the North Star, Janna also contributes to The Herald-Times' weekly YouthINK page;

Whereas, Janna has been interested in writing since she was very young, displaying her exceptional talent as early as the second grade;

Whereas, Janna, who is also a member of the Bloomington North's Science Olympiad squad, is interested in coupling science with journalism;

Whereas, Janna feels journalism is a way to bridge the gap between the arts and science; and

Whereas, Janna Brancolini is a very special person who plans to use her journalistic talents toward the betterment of society: 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 Janna Brancolini on her selection as the Indiana High School Journalist of the Year and wishes her continued success in her future endeavors.

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

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

House Concurrent Resolution 52

House Concurrent Resolution 52, sponsored by Senator Simpson:

A CONCURRENT RESOLUTION honoring Jeff Rudkin and his students at Batchelor Middle School.

Whereas, Jeff Rudkin and his group of budding cinematographers have received numerous awards and recognition for their outstanding work with B-TV;

Whereas, B-TV has had 28 winning projects in the Association for Educational Communications and Technology International Student Media Festival in the last four years - 23 at the middle school level, four at the high school level, and one at the elementary school level and has won three Best of Festival Awards;

Whereas, In November B-TV had two films selected for screening at the prestigious International Student Film Festival in Hollywood: "Reflections - A Tribute to Jill Behrman" produced by Bloomington South High School students who were alumni of B-TV and "Evil Exposed - The Tragedy of the Holocaust";

Whereas, Only 132 projects were selected from the 300 entries submitted to the International Student Film Festival, many of them

from top film schools such as UCLA, USC, and the New York Film Academy;

Whereas, Only 23 projects won awards, with B-TV's "Evil Exposed - The Tragedy of the Holocaust" winning the Best High School Documentary Award even though it was produced by middle school students;

Whereas, In recognition of its fine work, B-TV was officially selected as a member of the press corps for the 60th Anniversary of the Liberation of Auschwitz ceremony by the Polish government in January;

Whereas, B-TV students have won three prestigious Telly Awards, one Communicator Award, one Videographer Award, and numerous awards in the Windsong Film Festival, have been featured twice in AECT's TechTrends Technology Journal, and have been featured as the Classroom in the Spotlight on MacroSystems' web site; and

Whereas, These talented young people are not resting on their laurels; they have set their future goals even higher: 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 Jeff Rudkin and his talented students and encourages them to keep setting their goals high and reaching them.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Jeff Rudkin.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

SENATE MOTION

Madam President: I move that Senator Weatherwax be added as coauthor of Senate Concurrent Resolution 66.

HERSHMAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as coauthor of Senate Concurrent Resolution 68.

ZAKAS

Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate rescind its action whereby it adopted the Motion to Dissent on Engrossed Senate Bill 54 and that said Motion be withdrawn.

RIEGSECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 549, filed April 12, 2005, be withdrawn from further consideration by the Senate.

BRODEN

Motion prevailed.

**MOTIONS TO DISSENT
FROM HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 533 and that a conference committee be appointed to confer with a like committee of the House.

RIEGSECKER

Motion prevailed.

**PRESIDENT PRO TEMPORE'S REPORT
OF**

ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1394:

Conferees: M. Young and Skinner

Advisors: Harrison and Bowser

GARTON

Date: 4/19/05

Time: 2:26 p.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF**

ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1073:

Conferees: Riegsecker and Broden

Advisors: Merritt and Bowser

GARTON

Date: 4/19/05

Time: 2:22 p.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF**

CONFEEEE CHANGES

Pursuant to Rule 81(c), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has made the following change in conferee (or advisor) appointments to Engrossed Senate Bill 307:

Breaux to replace Craycraft as advisor.

GARTON

Date: 4/20/05

Time: 12:07 p.m.

MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On April 19, 2005, I signed the following enrolled act into law: SEA 76.

MITCHELL E. DANIELS, JR.
Governor

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 634.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1262.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 327:

Conferees:

Espich and Grubb

Advisors:

Woodruff and Kuzman

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1501:

Conferee:

Van Haaften

Advisor:

Kuzman

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 536:

Conferees:

T. Harris and Stilwell

Advisors:

Borrer and Cheney

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 382:

Conferees:

Alderman and Kuzman

Advisors:

Whetstone and Bottorff

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 509:

Conferees:

Yount and Kuzman

Advisors:

Koch, Borrer, and Van Haften

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Senate Concurrent Resolution 64 and the same is herewith returned to the Senate.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1590.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1553.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 62, 63, 64, 65, and 66 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 227.

M. CAROLINE SPOTTS
Principal Clerk of the House

**MOTIONS TO CONCUR
IN HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 64.

MERRITT

Roll Call 456: yeas 47, nays 0. Motion prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure reports that, pursuant to Senate Rule 33(c), the following technical corrections are to be made to Engrossed Senate Bill 64.

Delete the title and insert the following:

A BILL FOR AN ACT concerning natural and cultural resources.

(Reference is to ESB 64 as printed March 25, 2005.)

GARTON

Report adopted.

**MOTIONS TO CONCUR
IN HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 340.

LAWSON

Roll Call 457: yeas 47, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 539.

MISHLER

Roll Call 458: yeas 46, nays 0. Motion prevailed.

**MOTIONS TO DISSENT
FROM HOUSE AMENDMENTS**

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 549 and that a conference committee be appointed to confer with a like committee of the House.

BRODEN

Motion prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed Senate Bill 227 because it conflicts with SEA 223-2005 without properly recognizing the existence of SEA 223-2005, has had Engrossed Senate Bill 227 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 227 be corrected as follows:

Page 3, line 2, after "IC 9-24-11-5" insert ", AS AMENDED BY SEA 223-2005, SECTION 1,".

Page 4, between lines 4 and 5, begin a new paragraph and insert: "(f) This subsection applies to a permit or license issued after June 30, 2006, and before July 1, 2011. At the request of the permittee or licensee and if the permittee or licensee provides documentation from a medical laboratory or a blood center (as defined in IC 16-41-12-3), the bureau shall include the permittee's or licensee's blood type, including the rhesus (Rh) factor with the information required by subsection (a) on the permit or license. The permittee or licensee is responsible for the accuracy of the blood type information submitted under this subsection."

Page 4, line 5, after "IC 9-24-16-3" insert ", AS AMENDED BY SEA 223-2005, SECTION 2,".

Page 4, after line 41, begin a new paragraph and insert:

"(d) This subsection applies to an identification card issued after June 30, 2006, and before July 1, 2011. At the request of an applicant for an identification card, and if the applicant for the identification card provides documentation from a medical laboratory or a blood center (as defined in IC 16-41-12-3), the bureau shall include the applicant's blood type, including the rhesus (Rh) factor with the information required by subsection (b) on the identification card. The applicant is responsible for the accuracy of the blood type information submitted under this subsection."

(Reference is to ESB 227 as printed March 22, 2005.)

GARTON, Chair
R. YOUNG, R.M.M.
MILLER

Report adopted.

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1137 because it conflicts with SEA 230-2005, SEA 296-2005, SEA 308-2005, and HEA 1288-2005 without properly recognizing the existence of SEA 230-2005, SEA 296-2005, SEA 308-2005, and HEA 1288-2005, has had EHB 1137 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1137 be corrected as follows:

Page 11, line 5, after "IC 5-2-6-3.5" insert ", AS AMENDED BY SEA 230-2005, SECTION 1,".

Page 11, line 19, delete "IC 20-1-6-1)." and insert "IC 20-18-2-16)."

Page 11, line 20, delete "IC 20-10.1-1-3)." and insert "IC 20-18-2-12)."

Page 11, between lines 26 and 27, begin a new line double block indented and insert:

"(F) A neighborhood association that:

- (i) registers with the institute;
- (ii) includes a description of the geographic boundaries of the neighborhood association with its registration;
- (iii) requests a copy of the directory; and
- (iv) submits the name and address of a neighborhood association contact person to the institute at least one (1) time each year."

Page 11, line 27, delete "(F)" and insert "(G)".

Page 21, line 4, after "IC 6-1.1-31.5-3.5" insert ", AS AMENDED BY SEA 308-2005, SECTION 11,".

Page 21, line 5, delete "After December".

Page 21, line 6, delete "31,1998, each" and insert "Each".

Page 21, line 18, after "with" delete "a" and insert "an elected".

Page 21, line 19, delete "elected under IC 36-6-5-1".

Page 21, line 20, delete "under IC 36-6-5-1".

Page 24, line 11, after "IC 10-13-3-36" insert ", AS AMENDED BY HEA 1288-2005, SECTION 118,".

Page 25, line 1, delete "IC 20-10.1-1-3)" and insert "IC 20-18-2-12)".

Page 27, line 19, after "IC 20-12-12-1" insert ", AS AMENDED BY SEA 296-2005, SECTION 13,".

Page 27, line 33, delete "State" and insert "Community".

Page 27, line 33, after "College" delete "," and insert "of Indiana,".

Page 30, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 40. IC 20-20-13-6, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The educational technology program and fund is established to provide and extend educational technologies to elementary and secondary schools for:

(1) the 4R's technology grant program to assist school corporations (on behalf of public schools) in purchasing technology equipment:

(A) for kindergarten and grade 1 students, to learn reading, writing, and arithmetic using technology;

(B) for students in all grades, to understand that technology is a tool for learning; and

(C) for students in kindergarten through grade 3 who have been identified as needing remediation, to offer daily remediation opportunities using technology to prevent those students from failing to make appropriate progress at the particular grade level;

(2) providing educational technologies, including computers in the homes of students;

(3) conducting educational technology training for teachers; and

(4) other innovative educational technology programs.

(b) The department may also use money in the fund under contracts entered into with the ~~Indiana department of administration and the state data processing oversight commission office of technology established by IC 4-13.1-2-1~~ to study the feasibility of establishing an information telecommunications gateway that provides access to information on employment opportunities, career development, and instructional services from data bases operated by the state among the following:

- (1) Elementary and secondary schools.
 - (2) Institutions of higher learning.
 - (3) Vocational educational institutions.
 - (4) Libraries.
 - (5) Any other agencies offering education and training programs.
- (c) The fund consists of:
- (1) state appropriations;
 - (2) private donations to the fund;
 - (3) money directed to the fund from the corporation for educational technology under IC 20-20-15; or
 - (4) any combination of the amounts described in subdivisions (1) through (3).
- (d) The program and fund shall be administered by the department.

(e) Unexpended money appropriated to or otherwise available in the fund for the department's use in implementing the program under this chapter at the end of a state fiscal year does not revert to the state general fund but remains available to the department for use under this chapter.

(f) Subject to section 7 of this chapter, a school corporation may use money from the school corporation's capital projects fund as permitted under IC 21-2-15-4 for educational technology equipment.

SECTION 41. IC 20-20-16-2, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. As used in this chapter, "telecommunications services and equipment" includes all telecommunication services and equipment eligible for universal service fund discounts as described:

- (1) in the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and applicable regulations or orders issued under that act;
- (2) by the Indiana utility regulatory commission as allowed under the federal act; or
- (3) in the ~~intelenet commission~~ **office of technology established by IC 4-13.1-2-1** or state library technology grant programs.

SECTION 42. IC 20-20-16-3, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. The ~~intelenet commission;~~ **office of technology established by IC 4-13.1-2-1**, with the department of education and the state library, shall coordinate available federal and state funds and funding mechanisms to accomplish full access to telecommunications services and equipment by all schools, libraries, and rural health care providers as defined in:

- (1) the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and regulations or orders issued under that act; or
- (2) any regulations or orders issued by the Indiana utility regulatory commission in fulfillment of the state's obligations under the act."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1137 as reprinted April 9, 2005.)

GARTON, Chair
R. YOUNG, R.M.M.

Report Adopted

FORD

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1553 because it conflicts with HEA 1288-2005 without properly recognizing the existence of HEA 1288-2005, has had EHB 1553 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1553 be corrected as follows:

Page 2, line 16, after "IC 5-22-22-1" insert ", AS AMENDED BY HEA 1288-2005, SECTION 86,".

Page 3, line 14, delete "IC 20-14-3-4(c)." and insert "IC 36-12-3-5(c)."

Page 3, line 23, delete "IC 20-10.1-10." and insert "IC 20-26-12.".

Page 15, line 12, after "IC 36-1-11-1" insert ", AS AMENDED BY HEA 1288-2005, SECTION 234,".

Page 16, line 9, delete "IC 20-14-3-4(c)." and insert "IC 36-12-3-5(c)."

Page 16, line 18, delete "IC 20-10.1-10." and insert "IC 20-26-12.".

(Reference is to EHB 1553 as reprinted March 22,2005.)

GARTON, Chair
R. YOUNG, R.M.M.
MILLER

Report adopted.

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed Senate Bill 253 because it conflicts with SEA 43-2005 and SEA 106-2005 without properly recognizing the existence of SEA 43-2005 and SEA 106-2005, has had Engrossed Senate Bill 253 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 253 be corrected as follows:

Page 14, line 1, delete "IC 27-8-11-7" and insert "IC 27-8-11-8".

Page 14, line 3, delete "7." and insert "8.".

(Reference is to ESB 253 as printed April 5, 2005.)

GARTON, Chair
R. YOUNG, R.M.M.
FORD

Report adopted.

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred Engrossed House Bill 1590 because it conflicts with P.L.4-2005 without properly recognizing the existence of P.L.4-2005, has had EHB 1590 under consideration and begs leave to report back to the Senate with the recommendation that EHB 1590 be corrected as follows:

Page 23, line 26, after "IC 36-7-14-39" insert ", AS AMENDED BY P.L.4-2005, SECTION 135,".

Page 24, line 34, delete "portion" and insert "part".

Page 24, line 38, delete "portion" and insert "part".

Page 26, line 30, delete "portion" and insert "part".

Page 26, line 41, delete "(A)" and insert "(i)".
 Page 27, line 3, delete "(B)" and insert "(ii)".
 Page 27, line 5, delete "(A)" and insert "(i)".
 Page 27, line 6, delete "(B)" and insert "(ii)".
 Page 28, line 36, delete "IC 4-4-6.1," and insert "IC 5-28-15,".
 Page 29, line 6, delete "portion" and insert "part".
 Page 29, line 21, delete "portion" and insert "part".
 Page 51, line 28, after "IC 36-7-15.1-26" insert ", AS AMENDED BY P.L.4-2005, SECTION 138,".
 Page 52, line 36, delete "portion" and insert "part".
 Page 52, line 40, delete "portion" and insert "part".
 Page 56, line 3, delete "IC 4-4-6.1," and insert "IC 5-28-15,".
 Page 56, line 38, delete "portion" and insert "part".
 Page 64, line 5, after "IC 36-7-15.1-53" insert ", AS AMENDED BY P.L.4-2005, SECTION 140,".
 Page 67, line 15, delete " IC 4-4-6.1," and insert "IC 5-28-15,".
 (Reference is to EHB 1590 as printed April 1, 2005.)

GARTON, Chair
 R. YOUNG, R.M.M.
 LONG

Report adopted.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, April 21, 2005.

GARTON

Motion prevailed.

The Senate adjourned at 2:51 p.m.

MARY C. MENDEL
 Secretary of the Senate

REBECCA S. SKILLMAN
 President of the Senate