



Journal of the House

State of Indiana

111th General Assembly

Second Regular Session

Twenty-sixth Meeting Day

Wednesday Morning

February 23, 2000

The House convened at 10:00 a.m. with the Deputy Speaker Pro Tempore, Representative Crosby, in the Chair.

The invocation was offered by Pastor Tim Mohon, Gosport Baptist Church, Gosport, the guest of Representative Vern Tincher.

The Pledge of Allegiance to the Flag was led by State Commander William T. Caywood, State Adjutant James S. Powers, and Legislative Chairman Donald D. Peek, Jr., Disabled American Veterans, Department of Indiana, the guests of Representative Charles W. Burton.

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

T. Adams	Kromkowski
Alderman	Kruse
Atterholt	Kruzan
Avery	Kuzman
Ayres	Lawson
Bailey	Leuck
Bardon	Liggett
Bauer	Linder
Becker	J. Lutz
Behning	Lytle
Bischoff	Mahern
Bodiker	Mangus
Bosma	Mannweiler
Bottorff	McClain
C. Brown	Mellinger
T. Brown	Mock
Buck	Moses
Budak	Munson
Buell	Murphy
Burton	Oxley
Cheney	Pelath
Cherry	Pond
Cochran	Porter •
Cook	Richardson
Crawford	Ripley
Crooks	Robertson
Crosby	Ruppel
Day	Saunders
Denbo	Scholer
Dickinson •	M. Smith
Dillon	V. Smith
Dobis	Steele
Dumézich	Stevenson
Duncan	Stilwell
Dvorak	Sturtz
Espich	Summers
Foley	Thompson
Frenz	Tincher
Friend	Torr
Frizzell	Turner
Fry	Ulmer
GiaQuinta	Villalpando
Goeglein	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herrell	D. Young
Hoffman	M. Young
Kersey	Yount
Klinker	Mr. Speaker

Roll Call 285: 98 present; 2 excused. The Speaker announced a quorum in attendance. [NOTE: • indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that we dispense with the reading of the Journal.

KLINKER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, February 28, 2000, at 1:00 p.m.

CROOKS

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1031, 1055, 1062, 1131, 1137, 1391, and 1395 and the same are herewith returned to the House.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1058 and 1329 and the same are herewith returned to the House.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bills 1013, 1030, 1074, 1075, 1097, 1106, 1228, 1239, 1278, 1279, 1283, 1398, and 1419 with amendments and the same are herewith returned to the House for concurrence.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bill 1343 with amendments and the same is herewith returned to the House for concurrence.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolution 20 and the same is herewith returned to the House.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

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

the Senate has passed House Concurrent Resolutions 42, 52, 57, 58, 60, 61, 62, and 64 and the same are herewith returned to the House.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 59 and 63 and the same are herewith returned to the House.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 30 and the same is herewith transmitted to the House for further action.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 33 and the same is herewith transmitted to the House for further action.

CAROLYN J. TINKLE
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I hereby transmit Senate Enrolled Acts 7, 24, 96, 134, 216, and 318 for signature.

CAROLYN J. TINKLE
Secretary of the Senate

ENROLLED ACTS SIGNED

The Speaker announced that he had signed Senate Enrolled Acts 7, 24, 96, 134, 216, and 318 on February 21 and House Enrolled Acts 1058 and 1329 on February 23.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 66

Representatives Burton and Frizzell introduced House Concurrent Resolution 66:

A CONCURRENT RESOLUTION urging compassion and support for the disabled men and women who have served or will serve in the armed forces of the United States of America.

Whereas, The Disabled American Veterans Department of Indiana (DAV) is located in Indianapolis, Indiana;

Whereas, The Disabled American Veterans Department was organized on the twenty-second day of November 1932;

Whereas, The Disabled American Veterans Department was formed for the purpose of upholding and maintaining the constitution and laws of the United States, realizing the true American ideals and aims for which we fought, protecting and advancing the interests and welfare of all World War Veterans who were wounded, gassed, injured, or disabled during or by reason of such military service, cooperating with the Veterans Administration and all other public and private agencies devoted to the cause of relieving, improving, and advancing the physical and mental conditions, cure and medical treatment, health, and economic interests of all such handicapped veterans, stimulating a feeling of mutual devotion, helpfulness, and comradeship among all veterans, and encouraging in all people that spirit of tolerance and understanding that will tend to guard against future wars;

Whereas, There are 22,600 members of the Disabled American Veterans in the State of Indiana;

Whereas, William T. Caywood, Commander of the Disabled

American Veterans of Indiana, has traveled more than 15,000 miles in the past eight months, crisscrossing the state, seeing and listening firsthand to the plight of disabled veterans in the State of Indiana;

Whereas, Commander Caywood has authorized funds for five new DAV hospital vans and opened up three new areas in the state to transport Indiana veterans to the Veterans Administration hospitals; and

Whereas, Under Commander Caywood's watch the DAV donated a new Ford Windstar Van for the homeless team, and the DAV donated a TV entertainment center at the Richard L. Roudebush Medical Center in Indianapolis, Indiana. This is the only TV entertainment center in the entire VA Medical System: Therefore,

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

SECTION 1. The Indiana General Assembly wishes to urge compassion and support for the disabled men and women who have served or will serve in the armed forces of the United States of America.

SECTION 2. The Principal Clerk of the House of Representatives is directed to transmit a copy of this resolution to the Disabled American Veterans Department of Indiana.

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 Mills.

House Concurrent Resolution 67

Representatives Sturtz and Alderman introduced House Concurrent Resolution 67:

A CONCURRENT RESOLUTION to honor the heroic generosity of Rosa Garcia.

Whereas, Rosa Garcia donated a kidney to a child, a child who was a resident with his mother at the Noble House shelter in Albion, Indiana;

Whereas, The student members and adult volunteers of the PRIDE club organized a drive which accumulated the money to pay for the kidney transplant operation for this child;

Whereas, This child's mother was prepared to sacrifice one of her kidneys for her son, but was informed by the child's doctors that it was medically impossible for her to do so, and that her son would die without a kidney transplant;

Whereas, Rosa Garcia as a working mother herself, an inspector at the Ft. Wayne General Motors plant and member of the United Auto Workers union, had the sympathetic imagination and courage to offer one of her own kidneys to save the life of a stranger's child;

Whereas, Rosa Garcia made the further sacrifice to lose several weeks of employment to prepare for and recover from the kidney transplant operation;

Whereas, The kidney transplant operation was successfully conducted at Riley Children's Hospital in Indianapolis in 1999: Therefore,

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

SECTION 1. We acknowledge that our words and proclamations are inadequate to the occasion; nonetheless, we celebrate the courage and generosity and compassion and sacrifice of Rosa Garcia.

SECTION 2. We honor her example as an inspiration for everyone in Indiana, and throughout the world, to which we may all strive for the improvement of ourselves and our communities.

SECTION 3. The Principal Clerk of the House of Representatives is directed to deliver a copy of this resolution to Rosa Garcia.

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 R. Meeks.

House Concurrent Resolution 68

Representatives Ayres, C. Brown, and Cheney introduced House Concurrent Resolution 68:

A CONCURRENT RESOLUTION congratulating Chesterton High School for its victory in the State Debate Championship.

Whereas, On February 4-5, 2000, the Chesterton High School Debate Team successfully defended its state championship with an overwhelming victory at Kokomo High School;

Whereas, Thirty-four high schools competed in the state tournament, with Chesterton scoring 78 points to the runner-up's 21.5 points;

Whereas, Chesterton High won all three individual championships, with Joel Cavallo and Paul Babcock winning the policy team state championship, Matt Gregoline winning the Lincoln-Douglas debate state championship, and John Jernigan winning the Congressional debate state championship;

Whereas, For the first time in tournament history, all seventeen of Chesterton's entries progressed beyond the preliminary competition level and competed in the elimination rounds;

Whereas, The overall state championship is Chesterton's eleventh out of the seventeen state tournaments that have taken place since 1984 when the award was created;

Whereas, In policy debate, Aaron Dartz and Katie Hurley and Stephanie Kendall and Dave Odefey tied for third place, while Christian Nallenweg and Amber Zehner advanced to the double octofinals;

Whereas, In Lincoln-Douglas debate, Dave Blumenthal advanced to the quarterfinals, while Sherry Nelson and Erica Galamback advanced to the double octofinals;

Whereas, In Congressional debate, Wen Sutkowski finished fourth, Mike Podguski finished fifth, and April Jenkins and Meredith Chase both advanced to the semifinals;

Whereas, Chesterton High School was masterfully coached by James Cavallo, Carol Biel, and Kirsten Turnak; and

Whereas, The Chesterton High School debate team is truly an example of teamwork and the work ethic of Indiana's finest scholar orators: Therefore,

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

SECTION 1. The Indiana General Assembly congratulates Chesterton High School for winning the State Debate Championship.

SECTION 2. The Principal Clerk of the House of Representatives is directed to transmit copies of this resolution to the superintendent of the Chesterton school system, the principal of Chesterton High School, coaches James, Cavallo, Carol Biel, and Kirsten Turnak, and each of the aforementioned members of the Chesterton High School debate team.

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

House Concurrent Resolution 69

Representative Ayres introduced House Concurrent Resolution 69:

A CONCURRENT RESOLUTION congratulating the Morgan Township High School Girls Softball Team for winning the 1999 Class A State Softball Championship.

Whereas, The Morgan Township High School Girls Softball Team won the 1999 Class A State Softball Championship;

Whereas, The Morgan Township High School Lady Cherokees won the Hebron Sectional in three games, including a grueling nine inning contest against Porter County Conference foe Hanover Central;

Whereas, The Lady Cherokees won the Regional Championship, including a no-hit regional final game to advance to the state;

Whereas, Morgan Township won its semifinal game with a 4-0 shutout, including fourteen strikeouts;

Whereas, The Lady Cherokees won the championship with a hard fought shutout 1-0 against runner-up South Spencer on June 19, 1999;

Whereas, This victory was Morgan Township High School's first IHSAA title in any sport;

Whereas, The championship is also the first team championship in the history of the Porter County Conference;

Whereas, The Lady Cherokees team included infielder Corinne Aderhold, third baseman Shanna Beach, infielder Jessica Feller, outfielder Julie Jones, infielder and pitcher Tiffany Miller, infielder Kellee King, outfielder Amanda Mattocks, outfielder Jessie Snook, catcher Tami Herlitz, center fielder Julie Inman, first baseman Jody Lackey, second baseman Amanda Lessard, left fielder Kristi Massner, pitcher Kim McGinley (Team Co-Captain and MVP), shortstop Kelly Nicholson (Team Co-Captain), right fielder Michelle Parker, infielder April Riley (Team Co-Captain), and student manager Sally Riffer;

Whereas, The Morgan Township High School Girls Softball Team was masterfully coached by head coach Dana Griffin, recipient of the 1999 Indiana Coaches of Girls Softball Association State "Coach of the Year" Award. Coach Griffin was ably assisted by assistant coach Shea Leek; and

Whereas, The Morgan Township High School Girls Softball Team is a sterling example of Indiana scholar athletes in action; Therefore,

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

SECTION 1. The Indiana General Assembly congratulates the Lady Cherokees of Morgan Township High School for winning the 1999 Class A Girls Softball State Championship.

SECTION 2. The Principal Clerk of the House of Representatives is directed to transmit copies of this resolution to the superintendent of East Porter County School Corporation, the principal of Morgan Township High School, coaches Dana Griffin and Shea Leek, and each of the aforementioned members of the Morgan Township High School Girls Softball Team.

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

House Concurrent Resolution 71

Representatives Whetstone, Foley, Behning, and Kuzman introduced House Concurrent Resolution 71:

A CONCURRENT RESOLUTION congratulating Mitch Napier of Monrovia High School for winning the State Wrestling Championship for his weight class.

Whereas, Mitch Napier of Monrovia won the 1999-2000 State Wrestling Championship for his weight class;

Whereas, Mitch holds the Monrovia High School records for most wins in a season (42), most wins in a career (128), most dual meet wins in a season (24), and most dual meet wins in a career (77);

Whereas, Mitch Napier was the Monrovia team leader in wins (42), falls (21), takedowns (96), and team points (205);

Whereas, Napier ranked number one in the state the entire 1999-2000 season, and placed fourth in the state in 1998-1999;

Whereas, Mitch was on the 1999 Mooresville Times All-Area First Team and the 1999 Indianapolis Star Super Team;

Whereas, He is a three time conference champion, a two time sectional champion, and a two time regional champion;

Whereas, Mitch has been ably coached by Todd E. Fakes, the Monrovia wrestling coach; and

Whereas, Mitch Napier is a sterling example of an Indiana

scholar athlete: Therefore,

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

SECTION 1. The Indiana General Assembly congratulates Mitch Napier for winning the 1999-2000 State Wrestling Championship in his weight class.

SECTION 2. The Principal Clerk of the House of Representatives is directed to transmit a copy of this resolution to Mitch Napier.

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 Concurrent Resolution 72

Representatives Whetstone, Thompson, and Kuzman introduced House Concurrent Resolution 72:

A CONCURRENT RESOLUTION honoring Amber Stauch for her outstanding athletic and academic achievements.

Whereas, Amber Stauch has attained the highest level of achievement in both athletics and academics;

Whereas, Amber has maintained a 3.9 grade point average (on a 4.0 scale) while also excelling in athletics, an accomplishment few can claim;

Whereas, Amber has been recognized for her academic excellence by being initiated as a member of the National Honor Society, Academic All State two years, and Academic Bar/Letter three years;

Whereas, Amber is listed in Who's Who Among America's High School Student-Athletes;

Whereas, Amber's athletic achievements as a champion soccer player are numerous and distinctive, including being a member of the Metro West Team four years, Metro West Player of the Year in 1999, and Indianapolis Star Super Team in 1999;

Whereas, Amber made the All Olympic Conference three years, All District two years, All County First Team four years, and All Tournament Team one year;

Whereas, Amber made All State 3rd Team in 1998 and All State 1st Team in 1999;

Whereas, Amber was the Brownsburg High School Soccer Team Captain three years, Brownsburg High School MVP in 1999, and a four year letterman;

Whereas, Amber was the 1999 Umbro-NSCAA All-American Player, Umbro-NSCAA All-Region Player, and 1999 Indiana Player of the Year;

Whereas, Amber's Brownsburg soccer team won the High School Sectional and Regional Championship three years, the High School Sectional Championship in 1998, and the High School State Finalists in 1999;

Whereas, Amber was the ODP State Team Player six years;

Whereas, The outstanding achievements of Amber Stauch reveal a strength of character and body that is simply extraordinary, marking Amber Stauch as a fine role model for people of all ages;

Whereas, That the state of Indiana is honored to call Amber Stauch one of its own: Therefore,

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

SECTION 1. That the Indiana General Assembly honors and congratulates Amber Stauch for her outstanding athletic and academic achievements.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Amber Stauch and her parents, and Brownsburg High School.

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 C. Lawson.

House Resolution 46

Representatives Frenz and Ayres introduced House Resolution 46:

A HOUSE RESOLUTION to honor Nancy and Russ Adams for their continuing hospitality at the Strongbow Inn.

Whereas, Nancy and Russ Adams are the third-generation owners of The Strongbow Inn;

Whereas, The Strongbow Inn has a rich history, rooted in Hoosier pioneer traditions, entrepreneurial enterprise, hard work, and strong family values;

Whereas, Russ Adams graduated with honors from the world-renowned Culinary Institute of America, and returned to Valparaiso determined to make The Strongbow Inn into a top-notch fine-dining restaurant, which he and his wife Nancy Adams have accomplished to the acclaim of satisfied customers from all over America;

Whereas, Russ and Nancy Adams look forward to passing on the legacy of their accomplishments at The Strongbow Inn to their three children, Ashley, Courtney and Charles Matthew; and;

Whereas, Russ and Nancy Adams, their children, and all the staff at The Strongbow Inn look forward to the celebration of the 60th Anniversary of The Strongbow Inn on March 11, 2000: Therefore,

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

SECTION 1. The House of Representatives of the General Assembly of the State of Indiana congratulates Russ and Nancy Adams, their children, and all the staff of The Strongbow Inn upon their outstanding accomplishments;

SECTION 2. The Principal Clerk of the House of Representatives is directed to deliver a copy of this resolution to Russ and Nancy Adams.

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

House Resolution 47

Representative Budak introduced House Resolution 47:

A RESOLUTION honoring Leon R. Kaminski for his many contributions to the state of Indiana.

Whereas, Leon R. Kaminski was born November 21, 1924, in LaPorte, Indiana;

Whereas, Leon Kaminski graduated from LaPorte High School in 1942, received a bachelor's degree from Indiana University in 1946, and a law degree from Indiana University School of Law, Indianapolis, in 1950;

Whereas, While at Indiana University, Leon was a member of the varsity tennis team, captain of the varsity tennis team in 1945, varsity basketball manager, member of Delta Chi fraternity, Interfraternity Council, Blue Key, Board of Aeons, Union Board, and the Sphinx Club;

Whereas, Leon Kaminski married Norma J. Lynn on October 28, 1950, and together they have six children—Daniel, Anne, Lynn, Paul, James, and William;

Whereas, Leon Kaminski has been practicing law in LaPorte since graduating from law school in 1950, as a solo practitioner, a deputy prosecuting attorney, and as a partner and senior counsel of Newby, Lewis, Kaminski & Jones;

Whereas, Mr. Kaminski is an active member in the legal community and has served as vice president and president of the Indiana State Bar Association, president of the Indiana Continuing Legal Education Forum, a member of the Indiana State Bar Association board of governors, a member of the seventh Federal circuit bar association, president of the LaPorte County Bar Association, president of the LaPorte City Bar Association, and a member of the Indiana State Board of Law Examiners, to name just a few;

Whereas, Mr. Kaminski is an active member of St. Peter Roman Catholic Church in LaPorte, Indiana;

Whereas, Mr. Kaminski also generously gives his time to the

LaPorte community and his church as director of the Holy Family Hospital, charter director of the LaPorte Hospital, charter member of the LaPorte County Sheriff's Merit Board, charter director of the LaPorte Bank and Trust Company, chairman of the LaPorte chapter of the Indiana University Alumni Association, director of the LaPorte Chamber of Commerce, chairman of the LaPorte County March of Dimes drive in 1960, a member of the St. Vincent DePaul Society of St. Peter parish, and vice president of the men's council of the Roman Catholic diocese of Gary;

Whereas, In 1999, Governor Frank O'Bannon presented Mr. Kaminski with a Sagamore of the Wabash, the highest honor bestowed by the governor of Indiana, for distinguished service to the state of Indiana; and

Whereas, It is fitting and proper that special recognition be given to someone who has given so much of himself to his work and his community: 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 wishes to thank Leon R. Kaminski for his numerous contributions to the city of LaPorte and the state of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Leon R. Kaminski and his family.

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

Senate Concurrent Resolution 33

The Speaker handed down Senate Concurrent Resolution 33, sponsored by Representative Murphy:

A CONCURRENT RESOLUTION paying tribute during February 2000 to four Army chaplains for their selfless, ultimate sacrifice during World War II.

Whereas, On February 3, 1943, the United States Army Transport, Dorchester, suffered catastrophic damage when a German torpedo slammed through the hull of the Dorchester and detonated deep within the ship, killing and injuring many of the 904 American soldier passengers;

Whereas, Amid the confusion, four Army chaplains: Lieutenant George L. Fox, Methodist; Lieutenant Alexander D. Goode, Jewish; Lieutenant John P. Washington, Roman Catholic; and Lieutenant Clark V. Poling, Reformed, calmed the survivors and helped them find and don life jackets;

Whereas, As the ship's store of life jackets ran out, the chaplains removed their own life jackets and gave them to the next individuals in line, without regard to the recipients' religious beliefs, and in doing so, the chaplains gave up their only hope for survival;

Whereas, Each of the four chaplains was awarded the Purple Heart and the Distinguished Service Cross posthumously. In further recognition of the chaplains' selfless acts, Congress authorized, for one-time presentation, a Special Medal for Heroism which was awarded posthumously by the President on January 18, 1961;

Whereas, In February 1951, an interfaith memorial chapel was dedicated in Philadelphia to memorialize the four chaplains who went down with the U.S.A.T. Dorchester while a permanent memorial is under construction at its new location in Valley Forge, Pennsylvania;

Whereas, This memorial will be an interfaith shrine with remembrances for members of the Catholic, Jewish and Protestant faiths, calling all to the unity the four chaplains so heroically demonstrated; and

Whereas, The four chaplains are commemorated in the distinguished "Four Chaplains Award" which is given in recognition of outstanding service for the benefit of veterans of all prior wars and military actions: 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 hereby pays tribute, during February 2000, to the four Army chaplains for their selfless, ultimate sacrifice during World War II.

SECTION 2. The Secretary of the Senate is directed to transmit three copies of this resolution to Edward L. Harris, Jr.

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.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 511

Representative Kruzan called down Engrossed Senate Bill 511 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

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

Roll Call 286: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 353

Representative Kuzman called down Engrossed Senate Bill 353 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

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

Roll Call 287: yeas 82, nays 11. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Bauer was excused.

Engrossed Senate Bill 515

Representative Leuck called down Engrossed Senate Bill 515 for third reading:

A BILL FOR AN ACT concerning local government.

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

Roll Call 288: yeas 93, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 470

Representative Leuck called down Engrossed Senate Bill 470 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

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

Roll Call 289: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 52

Representative Liggett called down Engrossed Senate Bill 52 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning

worker's compensation and occupational diseases compensation.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 52-7)

Mr. Speaker: I move that Engrossed Senate Bill 52 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 19, line 12, after "2002," insert "and before July 1, 2003,".

Page 19, between lines 21 and 22, begin a new line block indented and insert:

"(10) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for degrees of permanent impairment in this subdivision shall be the greater of:

- (A) the amount specified for the degrees of permanent impairment as provided in subdivision (9); or
- (B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the degrees of permanent impairment.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 20, line 2, after "2002," insert "and before July 1, 2003,".

Page 20, between lines 2 and 3, begin a new line block indented and insert:

"(11) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for average weekly wages in this subdivision shall be the greater of:

- (A) the average weekly wages amount as provided in subdivision (10); or
- (B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 25, line 6, delete "and".

Page 25, line 8, delete ":" and insert ", and before July 1, 2003:".

Page 25, line 11, delete "." and insert "; and".

Page 25, between lines 11 and 12, begin a new line block indented and insert:

"(7) with respect to injuries occurring on and after July 1, 2003, (as used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index), the amount specified for average weekly wages in this subdivision

shall be the greater of:

- (A) the average weekly wages amount as provided in subsection (6); or
- (B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 28, line 18, after "2002," insert "and before July 1, 2003,".

Page 28, between lines 18 and 19, begin a new line block indented and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to an injury occurring on and after July 1, 2003, the amount specified for maximum compensation for an injury in this subdivision shall be the greater of:

- (A) the maximum compensation for an injury as provided in subdivision (6); or
- (B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the maximum compensation for an injury.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 29, line 11, after "2002," insert "and before July 1, 2003,".

Page 29, line 11, delete "," and insert ": or".

Page 29, between lines 11 and 12, begin a new line double block indented and insert:

"(E) As used in this clause, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for average weekly earnings in this clause shall be the greater of:

- (i) the average weekly wages amount as provided in clause (D); or
- (ii) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the average weekly earnings.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 40, line 9, delete "injuries" and insert "disabilities".

Page 40, line 19, delete "injuries" and insert "disabilities".

Page 40, line 30, delete "injuries" and insert "disabilities".

Page 40, line 31, after "2002," insert "and before July 1, 2003,".

Page 40, between lines 40 and 41, begin a new line block indented and insert:

"(10) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for degrees of permanent impairment in this subdivision shall be the greater of:

(A) the amount specified for degrees of permanent impairment as provided in subdivision (9); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under subdivision (9) for the degrees of permanent impairment.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 41, line 24, delete "injuries" and insert "disabilities".

Page 41, line 26, delete "injuries" and insert "disabilities".

Page 41, line 27, after "2002," insert "and before July 1, 2003,".

Page 41, between lines 27 and 28, begin a new line block indented and insert:

"(11) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for the average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in subdivision (10); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent fiscal year under subdivision (10) for the average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 52, line 8, delete "injuries" and insert "occupational diseases".

Page 52, line 12, delete "injuries" and insert "occupational diseases".

Page 52, line 13, after "2002" insert ", and before July 1, 2003".

Page 52, between lines 16 and 17, begin a new line block indented and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in

subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year 2003 under this subdivision for average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 54, line 14, delete "an injury" and insert "disability or death".

Page 54, line 17, delete "an injury" and insert "disability or death".

Page 54, line 18, after "2002," insert "and before July 1, 2003,".

Page 54, between lines 18 and 19, begin a new line block indented and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disability or death occurring on and after July 1, 2003, the amount specified for maximum compensation for disability or death in this subdivision shall be the greater of:

(A) the amount specified for disability or death as provided in subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under subdivision (6) for maximum compensation for disability or death.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP THREE minus STEP TWO.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

(Reference is to ESB 52 as Reprinted-Digest Correction February 22, 2000.)

LIGGETT

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 52 be made a Special Order of Business for Wednesday, February 23, 2000, at 3:00 p.m.

D. YOUNG

Motion prevailed.

Engrossed Senate Bill 117

Representative Kromkowski called down Engrossed Senate Bill 117 for third reading:

A BILL FOR AN ACT concerning elections.

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

Roll Call 290: yeas 89, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The Deputy Speaker Pro Tempore yielded the gavel to the Speaker Pro Tempore, Representative Dobis.

Representative Bauer, who had been excused, was present.

Engrossed Senate Bill 73

Representative GiaQuinta called down Engrossed Senate Bill 73 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

Roll Call 291: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 76

Representative Moses called down Engrossed Senate Bill 76 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

Roll Call 292: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 79

Representative Welch called down Engrossed Senate Bill 79 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

Roll Call 293: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 370

Representative Klinker called down Engrossed Senate Bill 370 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

Roll Call 294: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 108

Representative C. Brown called down Engrossed Senate Bill 108 for third reading:

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

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

Roll Call 295: yeas 82, nays 13. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 114

Representative Kromkowski called down Engrossed Senate Bill 114 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning

elections.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 114 be made a Special Order of Business for Wednesday, February 23, 2000, at 3:30 p.m.

KROMKOWSKI

Motion prevailed.

Engrossed Senate Bill 118

Representative Kromkowski called down Engrossed Senate Bill 118 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

Roll Call 296: yeas 95, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 442

Representative Lytle called down Engrossed Senate Bill 442 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage.

**HOUSE MOTION
(Amendment 442-3)**

Mr. Speaker: I move that Engrossed Senate Bill 442 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning prosecuting attorneys.

(Reference is to ESB 442 as reprinted February 22, 2000.)

LYTLE

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 442, begs leave to report that said bill has been amended as directed.

LYTLE

Report adopted.

The question then was, Shall the bill pass?

Roll Call 297: yeas 61, nays 34. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 143

Representative T. Adams called down Engrossed Senate Bill 143 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

Roll Call 298: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 1:55 p.m. with the Speaker in the Chair.

Representative Alderman was excused.

RESOLUTIONS ON FIRST READING

House Resolution 48

Representative C. Brown introduced House Resolution 48:

A HOUSE RESOLUTION to honor the life, achievements and legacy of Mr. Jesse Bell, Jr.

Whereas, The lifetime achievements of Jesse Bell, Jr., contributed much to the African-American community in Gary and throughout Indiana;

Whereas, Jesse served all of the citizens of Gary and Indiana with selfless generosity and tireless enthusiasm in his roles as a government official and civic leader;

Whereas, Several generations of Gary citizens owe Mr. Bell a tremendous debt of gratitude for his many years of work as an employee of the Gary Community Schools, where he taught physical education, health and safety classes and served as purchasing agent;

Whereas, Jesse selflessly and tirelessly served the citizens of Gary, Indiana, through his work as a civil rights activist;

Whereas, It was Jesse who successfully challenged the Gary community school system's segregation policies and in 1962 filed a lawsuit in an effort to end the segregation policies of the school system;

Whereas, Jesse served as one of the chief coordinators of Mayor Richard Hatcher's campaign in 1967 as well as serving as city controller in the Hatcher administration and played a key role in organizing various African-American political activities in Lake County;

Whereas, Jesse also secured a Ford Foundation Fellowship in Washington, D.C., where he also worked with Senator Birch Bayh;

Whereas, Jesse was a compassionate father and friend to his five children; and

Whereas, He served as the political mentor and was one of the closest friends and most trusted political allies of Representative Charlie Brown: Therefore,

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

SECTION 1. That during the Second Regular Session of the Indiana House of Representatives recognizes the vital contributions made through the life and accomplishments of Mr. Jesse Bell, Jr.

SECTION 2. That the Principal Clerk of the House of Representatives is directed to transmit a copy of this resolution to the five children of Jesse Bell Jr; Vernon Bell of St. Louis, Missouri, Vernon K. Bell of Laurel, Maryland, Rachel Bell-Brown of Silver Springs, Maryland, Jesse E. Bell of Aberdeen, Maryland, and Maya Onyango of Durham, North Carolina.

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

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 147

Representative Cook called down Engrossed Senate Bill 147 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its

passage. The question was, Shall the bill pass?

Roll Call 299: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 489

Representative Bauer called down Engrossed Senate Bill 489 for third reading:

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

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

Roll Call 300: yeas 83, nays 16. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 46

Representative Leuck called down Engrossed Senate Bill 46 for third reading:

A BILL FOR AN ACT concerning natural and cultural resources.

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

Roll Call 301: yeas 96, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 162

Representative Porter called down Engrossed Senate Bill 162 for third reading:

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

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

Roll Call 302: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 171

Representative Bottorff called down Engrossed Senate Bill 171 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning economic development.

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

Roll Call 303: yeas 93, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 146

Representative Tincher called down Engrossed Senate Bill 146 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

Roll Call 304: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The Speaker yielded the gavel to the Deputy Speaker Pro Tempore, Representative Crosby.

Engrossed Senate Bill 330

Representative Klinker called down Engrossed Senate Bill 330 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 330-2)

Mr. Speaker: I move that Engrossed Senate Bill 330 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

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

"SECTION 1. IC 31-9-2-0.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 0.5. "Abandoned infant", for purposes of IC 31-34-21-5.6, means:

(1) a child who is less than twelve (12) months of age and whose parent, guardian, or custodian (†) has knowingly or intentionally left the child in:

(A) an environment that endangers the child's life or health; or

(B) a hospital or medical facility;

and has no reasonable plan to assume the care, custody, and control of the child; or

(2) a child who is, or who appears to be, not more than thirty (30) days of age and whose parent:

(A) has knowingly or intentionally left the child with an emergency medical services provider; and (‡) has no reasonable plan to assume the care, custody, and control of (B) did not express an intent to return for the child.

SECTION 2. IC 31-9-2-43.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 43.5. "Emergency medical services provider" has the meaning set forth in IC 16-41-10-1.

SECTION 3. IC 31-34-2.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]:

Chapter 2.5. Emergency Custody of Certain Abandoned Children

Sec. 1. (a) An emergency medical services provider shall, without a court order, take custody of a child who is, or who appears to be, not more than thirty (30) days of age if:

(1) the child is voluntarily left with the provider by the child's parent; and

(2) the parent does not express an intent to return for the child.

(b) An emergency medical services provider who takes custody of a child under this section shall perform any act necessary to protect the child's physical health or safety.

Sec. 2. (a) Immediately after an emergency medical services provider takes custody of a child under section 1 of this chapter, the provider shall notify the local child protection service that the provider has taken custody of the child.

(b) The local child protection service shall assume the care, control, and custody of the child immediately after receiving notice under subsection (a).

Sec. 3. A child for whom the local child protection service assumes care, control, and custody under section 2 of this chapter shall be treated as a child taken into custody without a court order, except that efforts to locate the child's parents or reunify the child's family are not necessary, if the court makes a finding to that effect under IC 31-34-21-5.6(b)(5).

Sec. 4. Whenever a child is taken into custody without a court order under this chapter, the attorney for the county office of family and children shall, without unnecessary delay, request the juvenile court to:

(1) authorize the filing of a petition alleging that the child is a child in need of services;

(2) hold an initial hearing under IC 31-34-10 not later than the next business day after the child is taken into custody; and

(3) appoint a guardian ad litem for the child.

SECTION 4. IC 31-34-10-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 2. (a) The juvenile court shall hold an initial hearing on each petition.

(b) Subject to section 2.5 of this chapter, the juvenile court shall set a time for the initial hearing. A summons shall be issued for the following:

(1) The child.

(2) The child's parent, guardian, custodian, or guardian ad litem.

(3) Any other person necessary for the proceedings.

(c) A copy of the petition must accompany each summons. The clerk shall issue the summons under Rule 4 of the Indiana Rules of Trial Procedure.

SECTION 5. IC 31-34-10-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 2.5. (a) The juvenile court shall hold the initial hearing on a petition arising from an emergency medical services provider's taking custody of an infant under IC 31-34-2.5 on the next business day after the emergency medical services provider takes the infant into custody. If the court is unavailable for a hearing on the next business day, the hearing must be held as soon as the court becomes available. However, the hearing must be held not later than the third business day after the infant is taken into custody.

(b) The county office of family and children shall notify the emergency medical services provider who has taken emergency custody of an abandoned infant under IC 31-34-2.5 of the initial hearing. The emergency medical services provider has the right to be heard at the initial hearing."

Page 1, strike line 8.

Page 1, line 9, strike "(3)" and insert "(2)".

Page 2, line 6, strike "(4)" and insert "(3)".

Page 2, line 11, strike "(5)" and insert "(4)".

Page 2, between lines 12 and 13, begin a new line block indented and insert:

"(5) Any emergency medical services provider who has taken custody of an abandoned infant under IC 31-34-2.5."

Page 2, line 13, delete "The" and insert "At least ten (10) days before the periodic case review, including a case review that is a permanency hearing under section 7 of this chapter, the".

Page 2, line 14, delete "persons listed in subsection (a)" and insert "child's foster parent".

Page 2, line 18, after "(a)" insert "or (b)".

Page 2, line 23, after "(a)" insert "or (b)".

Page 2, line 25, delete "subsection" and insert "subsections".

Page 2, line 25, after "(a)" insert "and (b)".

Page 2, line 32, delete "persons listed in" and insert "child's foster parent".

Page 2, line 33, delete "subsection (a)".

Page 2, line 33, delete "persons" and insert "foster parent has".

Page 2, line 34, delete "have".

Page 2, line 36, delete "all the persons listed under subsection (a) appear" and insert "the child's foster parent appears".

Page 3, between lines 8 and 9, begin a new paragraph and insert:

"SECTION 6. IC 31-34-21-5.6, AS AMENDED BY P.L.197-1999, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 5.6. (a) A court may make a finding described in this section at any phase of a child in need of services proceeding.

(b) Reasonable efforts to reunify a child with the child's parent, guardian, or custodian or preserve a child's family as described in section 5.5 of this chapter are not required if the court finds any of the following:

(1) A parent, guardian, or custodian of a child who is a child in need of services has been convicted of:

(A) an offense described in IC 31-35-3-4(1)(B) or IC 31-35-3-4(1)(D) through IC 31-35-3-4(1)(J)

against a victim who is:

(i) a child described in IC 31-35-3-4(2); or

(ii) a parent of the child; or

(B) a comparable offense as described in clause (A) in any

other state, territory, or country by a court of competent jurisdiction.

(2) A parent, guardian, or custodian of a child who is a child in need of services:

(A) has been convicted of:

- (i) the murder (IC 35-42-1-1) or voluntary manslaughter (IC 35-42-1-3) of a victim who is a child described in IC 31-35-3-4(2)(B) or a parent of the child; or
- (ii) a comparable offense described in item (i) in any other state, territory, or country; or

(B) has been convicted of:

- (i) aiding, inducing, or causing another person;
- (ii) attempting; or
- (iii) conspiring with another person;

to commit an offense described in clause (A).

(3) A parent, guardian, or custodian of a child who is a child in need of services has been convicted of:

(A) battery (IC 35-42-2-1 (a)(4)) as a Class B felony;

(B) battery (IC 35-42-2-1(a)(3)) as a Class C felony;

(C) aggravated battery (IC 35-42-2-1.5);

(D) criminal recklessness (IC 35-42-2-2(c)) as a Class C felony;

(E) neglect of a dependent (IC 35-46-1-4) as a Class B felony; or

(F) a comparable offense described in clauses (A) through

(E) in another state, territory, or country;

against a child described in IC 31-35-3-4(2)(B).

(4) The parental rights of a parent with respect to a biological or adoptive sibling of a child who is a child in need of services have been involuntarily terminated by a court under:

(A) IC 31-35-2 (involuntary termination involving a delinquent child or a child in need of services);

(B) IC 31-35-3 (involuntary termination involving an individual convicted of a criminal offense); or

(C) any comparable law described in clause (A) or (B) in any other state, territory, or country.

(5) The child is an abandoned infant, provided that the court:

(A) has appointed a guardian ad litem or court appointed special advocate for the child; and

(B) after receiving a written report and recommendation from the guardian ad litem or court appointed special advocate, and after a hearing, finds that reasonable efforts to locate the child's parents or reunify the child's family would not be in the best interests of the child. **However, there is a rebuttable presumption that it is not in the best interests of the child to locate the child's parent or reunify the child's family if the child was left with an emergency medical services provider who took custody of the child under IC 31-34-2.5."**

Page 3, line 20, strike "subsection" and insert "subsections".

Page 3, line 20, delete "." and insert "and (d)".

Page 3, strike line 24.

Page 3, line 25, strike "(3)" and insert "(2)".

Page 3, line 39, strike "(4)" and insert "(3)".

Page 4, line 2, strike "(5)" and insert "(4)".

Page 4, between lines 4 and 5, begin a new line block indented and insert:

"(5) Any emergency medical services provider who has taken custody of an abandoned infant under IC 31-34-2.5."

Page 4, line 6, delete "The" and insert "**At least ten (10) days before a hearing on a petition or motion under this chapter, the**".

Page 4, line 7, delete "persons listed in subsection (c)" and insert "**child's foster parent**".

Page 4, line 11, after "(c)" insert "**or (d)**".

Page 4, line 15, after "(c)" insert "**or (d)**".

Page 4, line 17, delete "subsection" and insert "**subsections**".

Page 4, line 17, after "(c)" insert "**and (d)**".

Page 4, line 21, delete "persons listed in" and insert "**foster parent**".

Page 4, line 22, delete "subsection (c)".

Page 4, line 22, delete "persons" and insert "**foster parent has**".

Page 4, line 23, delete "have".

Page 4, line 25, delete "all the persons listed under subsection (c) appear" and insert "**the child's foster parent appears**".

Page 4, line 27, after "(c)(5)" insert "**or subsection (d)**".

Page 4, after line 30, begin a new paragraph and insert:

"SECTION 10. IC 35-46-1-4, AS AMENDED BY P.L.197-1999, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 4. (a) A person having the care of a dependent, whether assumed voluntarily or because of a legal obligation, who knowingly or intentionally:

(1) places the dependent in a situation that endangers the dependent's life or health;

(2) abandons or cruelly confines the dependent;

(3) deprives the dependent of necessary support; or

(4) deprives the dependent of education as required by law;

commits neglect of a dependent, a Class D felony.

(b) However, the offense is:

(1) a Class C felony if it is committed under subsection (a)(1), (a)(2), or (a)(3) and results in bodily injury;

(2) a Class B felony if it is committed under subsection (a)(1), (a)(2), or (a)(3) and results in serious bodily injury; and

(3) a Class C felony if it is committed under subsection (a)(2) and consists of cruel or unusual confinement or abandonment.

(c) It is a defense to a prosecution based on an alleged act under this section that:

(1) the accused person left a dependent child who was, at the time the alleged act occurred, not more than thirty (30) days of age with an emergency medical provider who took custody of the child under IC 31-34-2.5 when:

(A) the prosecution is based solely on the alleged act of leaving the child with the emergency medical services provider; and

(B) the alleged act did not result in bodily injury or serious bodily injury to the child; or

(2) the accused person, in the legitimate practice of his religious belief, provided treatment by spiritual means through prayer, in lieu of medical care, to his dependent.

(d) Except for property transferred or received:

(1) under a court order made in connection with a proceeding under IC 31-15, IC 31-16, IC 31-17, or IC 31-35 (or IC 31-11.5 or IC 31-6-5 before their repeal); or

(2) under IC 35-46-1-9(b);

a person who transfers or receives any property in consideration for the termination of the care, custody, or control of a person's dependent child commits child selling, a Class D felony."

Renumber all SECTIONS consecutively.

(Reference is to ESB 330 as printed February 18, 2000.)

KLINKER

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 330, begs leave to report that said bill has been amended as directed.

KLINKER

Report adopted.

The question then was, Shall the bill pass?

Roll Call 305: yeas 91, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 175

Representative Klinker called down Engrossed Senate Bill 175 for third reading:

A BILL FOR AN ACT concerning human services.

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

Roll Call 306: yeas 92, nays 0. The bill was declared passed. The

question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 62

Representative Kromkowski called down Engrossed Senate Bill 62 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass? Representatives Ayres, Bardon, Bauer, Becker, Behning, Klinker, Oxley, Pond, Robertson, Ruppel, Thompson, and Whetstone were excused from voting.

Roll Call 307: yeas 60, nays 24. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 187

Representative Bauer called down Engrossed Senate Bill 187 for third reading:

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

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 187-3)

Mr. Speaker: I move that Engrossed Senate Bill 187 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 5, line 13, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 15, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 20, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 23, delete "subdivision" and insert " **clause (A)**".

Page 5, line 24, delete "(2)(A)".

Page 5, line 26, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 28, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 30, delete "subdivision (2)(A)" and insert " **clause (A)**".

Page 5, line 34, delete "subdivision" and insert " **clause (A)**".

Page 5, delete line 35.

(Reference is to ESB 187 as reprinted February 22, 2000.)

BAUER

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 187, begs leave to report that said bill has been amended as directed.

BAUER

Report adopted.

The question then was, Shall the bill pass?

Roll Call 308: yeas 72, nays 23. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

SPECIAL ORDER OF BUSINESS

Engrossed Senate Bill 52

The Chair handed down for third reading Engrossed Senate Bill 52, sponsored by Representative Liggett, which had been made a special order of business.

A BILL FOR AN ACT to amend the Indiana Code concerning worker's compensation and occupational diseases compensation.

The bill was reread a third time by sections and placed upon its

passage.

HOUSE MOTION (Amendment 52-10)

Mr. Speaker: I move that Engrossed Senate Bill 52 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 19, line 12, after "2002," insert " **and before July 1, 2003,**".

Page 19, between lines 21 and 22, begin a new line block indented and insert:

"(10) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for degrees of permanent impairment in this subdivision shall be the greater of:

(A) the amount specified for the degrees of permanent impairment as provided in subdivision (9); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the degrees of permanent impairment.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 20, line 2, after "2002," insert " **and before July 1, 2003,**".

Page 20, between lines 2 and 3, begin a new line block indented and insert:

"(11) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in subdivision (10); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 25, line 6, delete "and".

Page 25, line 8, delete ":" and insert ", **and before July 1, 2003:**".

Page 25, line 11, delete "." and insert "; **and**".

Page 25, between lines 11 and 12, begin a new line block indented and insert:

"(7) with respect to injuries occurring on and after July 1, 2003, (as used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index), the amount specified for average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 28, line 18, after "2002," insert "and before July 1, 2003,".

Page 28, between lines 18 and 19, begin a new line block indented and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to an injury occurring on and after July 1, 2003, the amount specified for maximum compensation for an injury in this subdivision shall be the greater of:

(A) the maximum compensation for an injury as provided in subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the maximum compensation for an injury.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 29, line 11, after "2002," insert "and before July 1, 2003,".

Page 29, line 11, delete "." and insert " or ".

Page 29, between lines 11 and 12, begin a new line double block indented and insert:

"(E) As used in this clause, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to injuries occurring on and after July 1, 2003, the amount specified for average weekly earnings in this clause shall be the greater of:

(i) the average weekly wages amount as provided in clause (D); or

(ii) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for the average weekly earnings.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 40, line 9, delete "injuries" and insert "disabilities".

Page 40, line 19, delete "injuries" and insert "disabilities".

Page 40, line 30, delete "injuries" and insert "disabilities".

Page 40, line 31, after "2002," insert "and before July 1, 2003,".

Page 40, between lines 40 and 41, begin a new line block indented and insert:

"(10) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for degrees of permanent impairment in this subdivision shall be the greater of:

(A) the amount specified for degrees of permanent impairment as provided in subdivision (9); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under subdivision (9) for the degrees of permanent impairment.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 41, line 24, delete "injuries" and insert "disabilities".

Page 41, line 26, delete "injuries" and insert "disabilities".

Page 41, line 27, after "2002," insert "and before July 1, 2003,".

Page 41, between lines 27 and 28, begin a new line block indented and insert:

"(11) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for the average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in subdivision (10); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent fiscal year under subdivision (10) for the average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 52, line 8, delete "injuries" and insert "occupational diseases".

Page 52, line 12, delete "injuries" and insert "occupational diseases".

Page 52, line 13, after "2002" insert ", and before July 1, 2003".

Page 52, between lines 16 and 17, begin a new line block indented and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disabilities occurring on and after July 1, 2003, the amount specified for average weekly wages in this subdivision shall be the greater of:

(A) the average weekly wages amount as provided in subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the

following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under this subdivision for average weekly wages.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

Page 54, line 14, delete "an injury" and insert " **disability or death**".

Page 54, line 17, delete "an injury" and insert " **disability or death**".

Page 54, line 18, after "2002," insert " **and before July 1, 2003,**".

Page 54, between lines 18 and 19, begin a new line block indented, and insert:

"(7) As used in this subdivision, "CPI" refers to the United States Bureau of Labor Statistics Consumer Price Index, all items, all urban consumers, or its successor index. With respect to disability or death occurring on and after July 1, 2003, the amount specified for maximum compensation for disability or death in this subdivision shall be the greater of:

(A) the amount specified for disability or death as provided in subdivision (6); or

(B) the amount adjusted as determined and published by the worker's compensation board under STEP SEVEN of the following formula:

STEP ONE: Determine the amount applicable to the most recent state fiscal year under subdivision (6) for maximum compensation for disability or death.

STEP TWO: Determine the CPI for the most recent calendar year.

STEP THREE: Determine the CPI for the immediately preceding calendar year used in STEP TWO.

STEP FOUR: Determine the remainder of STEP TWO minus STEP THREE.

STEP FIVE: Divide STEP FOUR by STEP TWO.

STEP SIX: Add one (1) plus STEP FIVE.

STEP SEVEN: Multiply STEP ONE by STEP SIX."

(Reference is to ESB 52 as Reprinted-Digest Correction February 22, 2000.)

LIGGETT

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 52, begs leave to report that said bill has been amended as directed.

LIGGETT

Report adopted.

The question then was, Shall the bill pass?

Roll Call 309: yeas 76, nays 21. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 204

Representative Lytle called down Engrossed Senate Bill 204 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning trusts and fiduciaries.

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

Roll Call 310: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

SPECIAL ORDER OF BUSINESS

Engrossed Senate Bill 114

The Chair handed down for third reading Engrossed Senate Bill 114, sponsored by Representative Kromkowski, which had been made a special order of business.

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

The bill was reread a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 114-4)

Mr. Speaker: I move that Engrossed Senate Bill 114 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 1, delete lines 12 through 14.

Page 8, line 3, after "occurred", delete ", if both of the following apply:".

Page 8, delete line 4.

Page 8, delete line 5.

Page 8, line 6, strike "(2) The" and insert "the".

Renumber all SECTIONS consecutively.

(Reference is to ESB 114 as reprinted February 22, 2000.)

KROMKOWSKI

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 114, begs leave to report that said bill has been amended as directed.

KROMKOWSKI

Report adopted.

The question then was, Shall the bill pass?

Roll Call 311: yeas 88, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 205

Representative Lytle called down Engrossed Senate Bill 205 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

Roll Call 312: yeas 88, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 209

Representative Sturtz called down Engrossed Senate Bill 209 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulations.

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

Roll Call 313: yeas 92, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The Deputy Speaker Pro Tempore yielded the gavel to the Speaker.

Representative Alderman, who had been excused, was present.

Engrossed Senate Bill 212

Representative Crosby called down Engrossed Senate Bill 212 for third reading:

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

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

Roll Call 314: yeas 52, nays 42. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 218

Representative Cook called down Engrossed Senate Bill 218 for third reading:

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

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 218-5)

Mr. Speaker: I move that Engrossed Senate Bill 218 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 3, line 9, after "12." delete ".".
(Reference is to ESB 218 as reprinted February 22, 2000.)

COOK

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 218, begs leave to report that said bill has been amended as directed.

COOK

Report adopted.

The question then was, Shall the bill pass?

Roll Call 315: yeas 90, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 222

Representative Welch called down Engrossed Senate Bill 222 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 222-2)

Mr. Speaker: I move that Engrossed Senate Bill 222 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 2, line 16, after "including" delete ":".
Page 2, line 22, delete "Any" and insert "any".
(Reference is to ESB 222 as printed February 18, 2000.)

WELCH

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 222, begs leave to report that said bill has been amended as directed.

WELCH

Report adopted.

The question then was, Shall the bill pass?

Roll Call 316: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 186

Representative Kuzman called down Engrossed Senate Bill 186 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

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

Roll Call 317: yeas 92, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Cochran was excused.

Engrossed Senate Bill 227

Representative Dvorak called down Engrossed Senate Bill 227 for third reading:

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

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 227-1)

Mr. Speaker: I move that Engrossed Senate Bill 227 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 2, line 9, delete "11." and insert "7".
(Reference is to ESB 227 as printed February 18, 2000.)

DVORAK

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 227, begs leave to report that said bill has been amended as directed.

DVORAK

Report adopted.

The question then was, Shall the bill pass?

Roll Call 318: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 233

Representative Fry called down Engrossed Senate Bill 233 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning insurance, public libraries, and fireworks.

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

was excused from voting.

Roll Call 319: yeas 59, nays 34. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 178

Representative Klinker called down Engrossed Senate Bill 178 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 320: yeas 58, nays 38. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 262

Representative Sturtz called down Engrossed Senate Bill 262 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

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

Roll Call 321: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 278

Representative Porter called down Engrossed Senate Bill 278 for third reading:

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

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

Roll Call 322: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 245

Representative Bauer called down Engrossed Senate Bill 245 for third reading:

A BILL FOR AN ACT concerning university bonds.

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

Roll Call 323: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 246

Representative Bauer called down Engrossed Senate Bill 246 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education finance.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 246-3)

Mr. Speaker: I move that Engrossed Senate Bill 246 be recommitted

to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 2, line 25, reset in roman "(a)".
(Reference is to ESB 246 as reprinted February 22, 2000.)

BAUER

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 246, begs leave to report that said bill has been amended as directed.

BAUER

Report adopted.

The question then was, Shall the bill pass?

Roll Call 324: yeas 94, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Cochran, who had been excused, was present.

Engrossed Senate Bill 315

Representative Stevenson called down Engrossed Senate Bill 315 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

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

Roll Call 325: yeas 98, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 5:00 p.m. with the Speaker in the Chair.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 317

Representative Sturtz called down Engrossed Senate Bill 317 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

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

Roll Call 326: yeas 89, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 244

Representative Klinker called down Engrossed Senate Bill 244 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 327: yeas 82, nays 11. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 331

Representative Lytle called down Engrossed Senate Bill 331 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

Roll Call 328: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Mannweiler was excused.

Engrossed Senate Bill 343

Representative Cook called down Engrossed Senate Bill 343 for third reading:

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

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 343-6)

Mr. Speaker: I move that Engrossed Senate Bill 343 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 7, line 29, delete "or".

Page 7, line 30, after ";," insert "or".

Page 7, line 31, delete "(KK) IC 9-18-56" and insert "(LL) **IC 9-18-56.2**".

Page 18, line 3, delete "IC 9-18-56" and insert "IC 9-18-56.2".

Page 18, line 6, delete "56." and insert "**56.2**".

(Reference is to ESB 343 as reprinted February 22, 2000.)

COOK

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 343, begs leave to report that said bill has been amended as directed.

COOK

Report adopted.

The question then was, Shall the bill pass?

Roll Call 329: yeas 65, nays 34. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 351

Representative Bodiker called down Engrossed Senate Bill 351 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning investment of public funds.

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

Roll Call 330: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Mannweiler, who had been excused, was present.

Engrossed Senate Bill 352

Representative Porter called down Engrossed Senate Bill 352 for third reading:

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

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

Roll Call 331: yeas 99, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 40

Representative Kuzman called down Engrossed Senate Bill 40 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

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

Roll Call 332: yeas 75, nays 23. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 355

Representative Pelath called down Engrossed Senate Bill 355 for third reading:

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

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

Roll Call 333: yeas 89, nays 9. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 372

Representative Wolkins called down Engrossed Senate Bill 372 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION
(Amendment 372-6)

Mr. Speaker: I move that Engrossed Senate Bill 372 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

Page 1, between lines 12 and 13, begin a new line block indented and insert:

"(5) individual industrial waste streams, excluding regulated asbestos-containing material, that otherwise meet the definition of industrial waste, but are generated by a single generator in quantities less than one hundred (100) kilograms or two hundred twenty (220) pounds per month and are disposed of in quantities less than one thousand (1,000) kilograms or two thousand two hundred four (2,204) pounds per shipment, for the combined total of individual industrial waste streams that are generated in quantities of less than one hundred (100) kilograms or two hundred twenty (220) pounds per month."

(Reference is to ESB 372 as reprinted February 22, 2000.)

WOLKINS

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 372, begs leave to report that said bill has been

amended as directed.

WOLKINS

Report adopted.

The question then was, Shall the bill pass?

Roll Call 334: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 455

Representative C. Brown called down Engrossed Senate Bill 455 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

Roll Call 335: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 7:35 p.m. with the Speaker in the Chair.

Representatives Bauer, Day, Domezich, Friend, Kromkowski, Liggett, Linder, Mangus, Steele, Stilwell, and Villalpando were excused.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 373

Representative Klinker called down Engrossed Senate Bill 373 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education finance.

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

Roll Call 336: yeas 88, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representatives Friend, Mangus, and Steele, who had been excused, were present.

Engrossed Senate Bill 393

Representative Crosby called down Engrossed Senate Bill 393 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education finance.

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

Roll Call 337: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 401

Representative Dobis called down Engrossed Senate Bill 401 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning

professions and occupations.

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

Roll Call 338: yeas 86, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representatives Domezich and Linder, who had been excused, were present.

Engrossed Senate Bill 411

Representative GiaQuinta called down Engrossed Senate Bill 411 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 411-1)

Mr. Speaker: With the consent of the sponsor, I move that Engrossed Senate Bill 411 be recommitted to a Committee of One, Representative Dvorak, with specific instructions to amend as follows:

Page 2, line 10, delete "amount".

Page 2, line 11, delete "of".

Page 2, line 11, after "children" insert "in an amount not more than the lesser of:

(A) the amount of assistance provided to the violator's children; or

(B) the amount of support due and owing for the period during which assistance was provided to the violator's children.".

Page 2, line 15, after "bond" and insert ", if such bonds are available commercially or through the courts,".

(Reference is to ESB 411 as printed February 18, 2000.)

DVORAK

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed Senate Bill 411, begs leave to report that said bill has been amended as directed.

DVORAK

Report adopted.

The question then was, Shall the bill pass?

Roll Call 339: yeas 92, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 418

Representative Bardon called down Engrossed Senate Bill 418 for third reading:

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

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

Roll Call 340: yeas 90, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 419

Representative Robertson called down Engrossed Senate Bill 419 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

Roll Call 341: yeas 89, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 431

Representative Sturtz called down Engrossed Senate Bill 431 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

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

Roll Call 342: yeas 90, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Day, who had been excused, was present.

Engrossed Senate Bill 433

Representative Mellinger called down Engrossed Senate Bill 433 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

Roll Call 343: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 447

Representative Mahern called down Engrossed Senate Bill 447 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

Roll Call 344: yeas 90, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representatives Bauer, Kromkowski, Liggett, and Stilwell, who had been excused, were present.

Engrossed Senate Bill 469

Representative Pelath called down Engrossed Senate Bill 469 for third reading:

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

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

Roll Call 345: yeas 98, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 490

Representative Mahern called down Engrossed Senate Bill 490 for third reading:

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

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

Roll Call 346: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 504

Representative Crosby called down Engrossed Senate Bill 504 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

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

Roll Call 347: yeas 96, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 508

Representative Porter called down Engrossed Senate Bill 508 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education finance.

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

Roll Call 348: yeas 98, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 408

Representative Bauer called down Engrossed Senate Bill 408 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

Roll Call 349: yeas 91, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 322

Representative C. Brown called down Engrossed Senate Bill 322 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

Roll Call 350: yeas 98, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 224

Representative Kuzman called down Engrossed Senate Bill 224 for third reading:

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

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

Roll Call 351: yeas 84, nays 14. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act?

There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 158

Representative Leuck called down Engrossed Senate Bill 158 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

Roll Call 352: yeas 99, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 44

Representative Leuck called down Engrossed Senate Bill 44 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

Roll Call 353: yeas 97, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 12

Representative Kuzman called down Engrossed Senate Bill 12 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.

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

Roll Call 354: yeas 96, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

MOTIONS TO DISSENT FROM SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1239 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

DVORAK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1343 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

WOLKINS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1398 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BOTTORFF

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 in the Chair):

EHB 1008	Conferees: Stevenson and Ayres Advisors: Dobis and Goeglein
EHB 1239	Conferees: Dvorak and D. Young Advisors: Weinzapfel and Foley
EHB 1343	Conferees: Kuzman and Wolkins Advisors: Avery and Duncan
EHB 1398	Conferees: Bottorff and Duncan Advisors: Crooks and Yount

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: Having voted with the majority on today's motion that when we do adjourn, we adjourn until Monday, February 28, 2000, at 1:00 p.m., I move pursuant to Rule 95 for the reconsideration thereof and move that when we do adjourn, we adjourn until Tuesday, February 29, 2000, at 11:00 a.m.

KRUZAN

Motion prevailed.

PETITION TO CHANGE VOTING RECORD

Mr. Speaker: Pursuant to House Rule 75, I hereby petition to change my voting record on the third reading of Engrossed Senate Bill 212, Roll Call 314, on February 23, 2000. In support of this petition, I submit the following reason:

"I was present and at the rostrum, but when I attempted to vote, I inadvertently voted Yea when I intended to vote Nay."

M. YOUNG

There being a constitutional majority voting in favor of the petition, the petition was adopted. *[Journal Clerk's note: this changes the vote tally for Roll Call 314 to 52 yeas, 42 nays. The corrected roll call is printed with this Journal.]*

HOUSE MOTION

Mr. Speaker: I move that Representative Mock be added as cosponsor of Engrossed Senate Bill 209.

STURTZ

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Bodiker and Bosma be added as cosponsors of Engrossed Senate Bill 352.

PORTER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Becker and Budak be added as cosponsors of Engrossed Senate Bill 504.

CROSBY

Motion prevailed.

On the motion of Representative Fry the House adjourned at 8:40 p.m., this twenty-third day of February, 2000, until Tuesday, February 29, 2000, at 11:00 a.m.

JOHN R. GREGG
Speaker of the House of Representatives

LEE SMITH
Principal Clerk of the House of Representatives