

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MARCH 18, 2015

TWENTY-NINTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, March 18, 2015, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor John Lewis of the First Presbyterian Church in Hamilton, Ohio, followed by the Pledge of Allegiance to the Flag.

The following guests of the House of Representatives were recognized prior to the commencement of business:

Colonel Carolyn Patrick, Vice Commander of the 88th Air Base Wing, addressed the House.

Troy Ellis, Debera Shankle, and Tennille Cooley received H.R. 35, presented by Representative Craig-26th district.

Dwyer Conklyn, a guest of Representative Anielski-6th district.

Ronna Kaplan and Jennifer Walker, guests of Representatives Boyd-9th district and Patmon-10th district.

Jennifer Bheam and Joe Fantozzi, guests of Representative Sykes-34th district.

Veeba Soram and representatives from the Asian American Hotel Owner Association, guests of Representative Antani-42nd district.

Mark Hequet, a guest of Representatives Retherford-51st district, Conditt-52nd district, Derickson-53rd district, and Zeltwanger-54th district.

Sherry Foster, a guest of Representative Conditt-52nd district.

Dean Shipman, a guest of Representative O'Brien, S.-63rd district.

Cindy Vetere and Rebecca Westlake, guests of Representative Perales-73rd district.

David, Carolyn, Francis, Benedict, Martha, Louis, and Pier Kennedy, guests of Representative LaTourette-76th district.

Erin Jahna, a guest of Representative Koehler-79th district.

Brittney Sheer and Betsy Nasman, guests of Representative Vitale-85th district.

Amanda Johnson and Molly Lofton, guests of Representative Reineke-88th district.

Hollis Stevenson, Vicki Butler, and Jarrod Weiss, guests of Speaker Rosenberger-91st district.

Heidi Huber, a guest of Representative Thompson-95th district.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 124 - Representatives Johnson, T., Huffman.

Cosponsors: Representatives Grossman, Blessing.

To enact sections 4723.489, 4729.282, 4730.432, and 4731.93 of the Revised Code regarding the authority to prescribe without examination a drug for a sexual partner of a patient diagnosed with chlamydia, gonorrhea, or trichomoniasis.

H. B. No. 125 - Representatives Brenner, Retherford.

Cosponsors: Representatives Amstutz, Bishoff, Blessing, Butler, Dever, Grossman, Johnson, T., Kraus, Romanchuk, Ruhl, Smith, R., Terhar.

To amend sections 111.16, 111.17, 1703.31, 1729.12, 1746.06, 1782.63, 2305.10, and 4743.04 and to enact sections 5903.21, 5903.22, 5903.23, 5903.24, and 5903.25 of the Revised Code to establish the Veterans Fee Waiver Program.

H. B. No. 126 - Representatives Kunze, Leland.

Cosponsors: Representatives Sweeney, Boyd, Stinziano, Duffey, Becker, Amstutz, Phillips, Rogers.

To amend section 3767.01 of the Revised Code to expand nuisance law to include any real property on which an offense of violence has occurred or is occurring.

H. B. No. 127 - Representatives Brown, Cera.

To enact sections 3901.43, 3901.431, and 3901.432 of the Revised Code to regulate pharmacy benefit managers.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative O'Brien, S. submitted the following report:

The standing committee on Energy and Natural Resources to which was referred **H. B. No. 8**-Representatives Hagan, Ginter, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: OIL AND GAS-UNIT OPERATION/VALUING RESERVES-METHOD

Representative Landis moved to amend the title as follows:

Add the names: "Thompson, Maag."

AL LANDIS
 SEAN O'BRIEN
 CHERYL L. GROSSMAN
 BRIAN HILL
 DAVID LELAND
 MARILYN SLABY
 ANDY THOMPSON

CHRISTINA HAGAN
 JACK CERA
 DAVID HALL
 STEPHANIE D. HOWSE
 RONALD MAAG
 LOUIS TERHAR

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

Representative Howse submitted the following report:

The standing committee on Community and Family Advancement to which was referred **H. B. No. 28**-Representative Anielski, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: STATE HIGHER EDUCATION INSTITUTIONS-SUICIDE
 PREVENTION PROGRAMS

Representative Derickson moved to amend the title as follows:

Add the names: "Dever, Hagan."

Representative Antani moved to amend as follows:

In line 6, delete "Each" and insert "Not later than one year after the effective date of this section, each"

The motion was agreed to and the bill so amended.

TIMOTHY DERICKSON
 STEPHANIE D. HOWSE
 KEVIN BOYCE
 MARGARET CONDITT
 CHRISTINA HAGAN
 RON HOOD
 JEFFREY A. MCCLAIN
 RON YOUNG

TIMOTHY E. GINTER
 NIRAJ J. ANTANI
 JANINE R. BOYD
 JONATHAN DEVER
 BILL HAYES
 MICHELE LEPORE-HAGAN
 BILL PATMON

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

MOTIONS AND RESOLUTIONS

Representative Dovilla moved that majority party members asking leave to be absent or absent the week of Tuesday, March 17, 2015, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Boyce moved that minority party members asking leave to be absent or absent the week of Tuesday, March 17, 2015, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 8-Representatives Hagan, Ginter.

Cosponsors: Representatives Thompson, Maag.

To amend sections 1509.28 and 5713.051 of the Revised Code to revise provisions in the Oil and Gas Law governing unit operation, including requiring unit operation of land for which the Department of Transportation owns the mineral rights, and to specify that the discounted cash flow formula used to value certain producing oil and gas reserves for property tax purposes is the only method for valuing all oil and gas reserves, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Anielski	Antani	Antonio
Ashford	Baker	Barnes	Becker
Bishoff	Blessing	Boose	Boyce
Boyd	Brenner	Brinkman	Brown
Buchy	Burkley	Butler	Celebrezze
Cera	Clyde	Conditt	Craig
Cupp	Curtin	Derickson	Dever
DeVitis	Dovilla	Driehaus	Duffey
Fedor	Gerberry	Ginter	Gonzales
Green	Grossman	Hackett	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Howse	Huffman
Johnson, G.	Johnson, T.	Koehler	Kraus
Kunze	Landis	LaTourette	Leland
Lepore-Hagan	Maag	Manning	McClain
McColley	O'Brien, M.	O'Brien, S.	Patmon
Patterson	Pelanda	Perales	Phillips
Ramos	Reece	Reineke	Retherford
Rezabek	Roegner	Rogers	Romanchuk
Ruhl	Ryan	Schaffer	Scherer

Schuring	Sears	Sheehy	Slaby
Slesnick	Smith, K.	Smith, R.	Sprague
Stinziano	Strahorn	Sweeney	Sykes
Terhar	Thompson	Vitale	Young
Zeltwanger			Rosenberger-98

The bill passed.

Representative Hagan moved to amend the title as follows:

Add the names: "Amstutz, Antonio, Baker, Barnes, Blessing, Boose, Brown, Buchy, Burkley, Celebrezze, Conditt, Derickson, Dever, Dovilla, Duffey, Fedor, Gerberry, Green, Grossman, Hackett, Hambley, Hayes, Hill, Johnson, T., Koehler, Kraus, Landis, McClain, McColley, O'Brien, M., O'Brien, S., Pelanda, Retherford, Ruhl, Ryan, Schaffer, Scherer, Schuring, Slaby, Smith, R., Sprague, Terhar, Young, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 39-Representatives Duffey, DeVitis.

Cosponsors: Representatives Butler, Thompson, Roegner, Dever, LaTourette, Blessing, Landis, Gonzales, Perales, Hagan, Retherford, Cera, Hill, Hall, Reece, Bishoff, Stinziano, Fedor, Huffman, Antonio, Barnes, Brown, Celebrezze, Schuring, Sprague, Lepore-Hagan.

To amend sections 3313.713, 4729.51, and 4729.60 and to enact sections 3313.7113, 3313.7114, 3314.144, 3326.30, 3328.30, and 5101.77 of the Revised Code to permit schools and camps to procure and use inhalers for alleviating asthmatic symptoms and to exempt the schools and camps from licensing requirements related to possession of inhalers, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Duffey moved to amend, amendment 0375, as follows:

In line 176, delete "(C)" and insert "(D)"

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted – yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Anielski	Antani	Antonio
Ashford	Baker	Barnes	Becker
Bishoff	Blessing	Boose	Boyce
Boyd	Brenner	Brinkman	Brown

Buchy	Burkley	Butler	Celebrezze
Cera	Clyde	Conditt	Craig
Cupp	Curtin	Derickson	Dever
DeVitis	Dovilla	Driehaus	Duffey
Fedor	Gerberry	Ginter	Gonzales
Green	Grossman	Hackett	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Howse	Huffman
Johnson, G.	Johnson, T.	Koehler	Kraus
Kunze	Landis	LaTourette	Leland
Lepore-Hagan	Maag	Manning	McClain
McColley	O'Brien, M.	O'Brien, S.	Patmon
Patterson	Pelanda	Perales	Phillips
Ramos	Reece	Reineke	Retherford
Rezabek	Roegner	Rogers	Romanchuk
Ruhl	Ryan	Schaffer	Scherer
Schuring	Sears	Sheehy	Slaby
Slesnick	Smith, K.	Smith, R.	Sprague
Stinziano	Strahorn	Sweeney	Sykes
Terhar	Thompson	Vitale	Young
Zeltwanger			Rosenberger-98

The bill passed.

Representative Duffey moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Baker, Boose, Boyd, Buchy, Burkley, Conditt, Craig, Cupp, Derickson, Dovilla, Driehaus, Gerberry, Green, Grossman, Hackett, Hayes, Johnson, T., Kraus, Kunze, Leland, Maag, Manning, McClain, McColley, O'Brien, M., O'Brien, S., Patterson, Pelanda, Phillips, Ramos, Rezabek, Rogers, Ruhl, Ryan, Schaffer, Sears, Sheehy, Slaby, Slesnick, Smith, K., Smith, R., Strahorn, Sweeney, Sykes, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the standing committee on Rules and Reference:

Remove Representative Grossman; appoint Representative Ryan.

MESSAGE FROM THE SPEAKER

Pursuant to Section 3701.68 of Am. Sub. S.B. 276, 130th General Assembly, the Speaker hereby appoints Representative Kunze to the Commission on Infant Mortality.

MESSAGE FROM THE SPEAKER

Pursuant to Section 4906.02 of the Ohio Revised Code, the Speaker hereby appoints Representative Hagan to the Power Siting Board.

On motion of Representative Amstutz, the House recessed.

The House met pursuant to recess.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the passage of the following bill:

Sub. H. B. No. 53 - Representative Grossman

Cosponsors: Representatives Smith, R., Cera, Sears, Scherer, Green, Perales, Burkley, Sprague, Reece, Amstutz, Anielski, Antonio, Baker, Barnes, Blessing, Boose, Brenner, Brown, Buchy, Celebrezze, Conditt, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Gerberry, Ginter, Hackett, Hambley, Henne, Hill, Huffman, Johnson, T., Koehler, Kraus, Kunze, Leland, Maag, Manning, McClain, O'Brien, M., O'Brien, S., Patterson, Pelanda, Phillips, Reineke, Rezabek, Rogers, Ruhl, Ryan, Sheehy, Slesnick, Smith, K., Strahorn, Terhar, Thompson, Young, Speaker Rosenberger Senators Manning, Balderson, Beagle, Burke, Eklund, Hite, Hottinger, Hughes, Jones, LaRose, Lehner, Oelslager, Patton, Peterson, Uecker

To amend sections 125.834, 126.06, 126.11, 127.14, 163.06, 163.09, 163.15, 163.21, 166.25, 307.202, 505.69, 717.01, 4117.10, 4501.03, 4501.04, 4501.044, 4501.045, 4501.06, 4501.11, 4501.26, 4501.34, 4503.103, 4503.233, 4503.26, 4505.09, 4505.14, 4506.01, 4506.03, 4506.05, 4506.06, 4506.07, 4506.071, 4506.08, 4506.09, 4506.10, 4506.12, 4506.13, 4506.15, 4506.16, 4506.17, 4506.20, 4506.21, 4507.071, 4507.11, 4507.21, 4508.01, 4508.02, 4508.03, 4508.04, 4508.05, 4508.06, 4508.10, 4509.05, 4509.101, 4509.81, 4511.043, 4513.263, 4519.59, 4519.63, 4749.07, 4981.01, 4981.02, 4981.03, 4981.031, 4981.032, 4981.033, 4981.04, 4981.05, 4981.06, 4981.07, 4981.08, 4981.09, 4981.091, 4981.10, 4981.11, 4981.12, 4981.13, 4981.131, 4981.14, 4981.15, 4981.16, 4981.17, 4981.18, 4981.19, 4981.22, 4981.24, 4981.25, 4981.26, 4981.28, 4981.29, 4981.30, 4981.31, 4981.32, 4981.33, 4981.34, 4981.40, 5501.03, 5501.55, 5501.56, 5502.03, 5502.39, 5502.67, 5512.02, 5512.03, 5512.04, 5512.05, 5512.06, 5519.01, 5528.31, 5528.40, 5531.08, 5705.19, 5728.08, 5735.23, 5735.26, 5735.291, and 5735.30; to amend, for the purpose of adopting new sections numbers as indicated in parentheses, sections 4981.01 (5501.57), 4981.02 (5501.58), 4981.03 (5501.581), 4981.031 (5501.59), 4981.032 (5501.591), 4981.033 (5501.592),

4981.04 (5501.60), 4981.05 (5501.593), 4981.06 (5501.61), 4981.07 (5501.611), 4981.08 (5501.612), 4981.09 (5501.66), 4981.091 (5501.661), 4981.10 (5501.613), 4981.11 (5501.64), 4981.12 (5501.641), 4981.13 (5501.642), 4981.131 (5501.643), 4981.14 (5501.582), 4981.15 (5501.644), 4981.16 (5501.645), 4981.17 (5501.646), 4981.18 (5501.647), 4981.19 (5501.648), 4981.22 (5501.649), 4981.24 (5501.614), 4981.25 (5501.62), 4981.26 (5501.63), 4981.28 (5501.65), 4981.29 (5501.651), 4981.30 (5501.652), 4981.31 (5501.653), 4981.32 (5501.654), 4981.33 (5501.655), 4981.34 (5501.656), 4981.35 (5501.601), and 4981.40 (5501.602); to enact sections 4508.11, 4511.206, and 5531.30; and to repeal sections 4501.19, 4501.28, 4981.20, 4981.21, 5502.131, 5528.19, 5528.32, 5528.33, 5528.35, 5528.36, 5528.38, and 5528.39 of the Revised Code and to amend Section 227.10 of Am. H.B. 497 of the 130th General Assembly to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2015, and ending June 30, 2017, and to provide authorization and conditions for the operation of those programs; and to amend the version of section 4507.11 of the Revised Code that is scheduled to take effect January 1, 2017, to continue the provisions of this act on and after that effective date.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

Vincent L. Keeran,
Clerk.

Representative Amstutz moved that the Senate amendments to **Sub. H. B. No. 53**-Representative Grossman, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 53**-Representative Grossman, et al., were taken up for consideration.

Sub. H. B. No. 53-Representative Grossman.

Cosponsors: Representatives Smith, R., Cera, Sears, Scherer, Green, Perales, Burkley, Sprague, Reece, Amstutz, Anielski, Antonio, Baker, Barnes, Blessing, Boose, Brenner, Brown, Buchy, Celebrezze, Conditt, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Gerberry, Ginter, Hackett, Hambley, Henne, Hill, Huffman, Johnson, T., Koehler, Kraus, Kunze, Leland, Maag, Manning, McClain, O'Brien, M., O'Brien, S., Patterson, Pelanda, Phillips, Reineke, Rezabek, Rogers, Ruhl, Ryan, Sheehy, Slesnick, Smith, K., Strahorn, Terhar, Thompson, Young, Speaker Rosenberger. Senators Manning,

Balderson, Beagle, Burke, Eklund, Hite, Hottinger, Hughes, Jones, LaRose, Lehner, Oelslager, Patton, Peterson, Uecker.

To amend sections 122.14, 125.834, 126.06, 126.11, 127.14, 163.06, 163.09, 163.15, 163.21, 164.05, 166.25, 307.202, 505.69, 717.01, 1548.07, 2953.36, 2953.61, 3772.10, 4117.10, 4501.01, 4501.03, 4501.04, 4501.044, 4501.045, 4501.06, 4501.11, 4501.21, 4501.26, 4501.34, 4503.04, 4503.102, 4503.103, 4503.11, 4503.182, 4503.21, 4503.22, 4503.233, 4503.26, 4503.499, 4503.544, 4505.09, 4505.14, 4506.01, 4506.03, 4506.05, 4506.06, 4506.07, 4506.071, 4506.08, 4506.09, 4506.10, 4506.12, 4506.13, 4506.15, 4506.16, 4506.17, 4506.20, 4506.21, 4507.03, 4507.071, 4507.11, 4507.21, 4508.01, 4508.02, 4508.03, 4508.04, 4508.05, 4508.06, 4508.10, 4509.05, 4509.101, 4509.81, 4511.01, 4511.21, 4511.213, 4511.53, 4511.69, 4513.263, 4513.60, 4513.601, 4513.61, 4513.68, 4513.69, 4517.03, 4517.10, 4519.63, 4582.06, 4582.31, 4749.07, 4921.25, 4981.01, 4981.02, 4981.03, 4981.031, 4981.032, 4981.033, 4981.04, 4981.05, 4981.06, 4981.07, 4981.08, 4981.09, 4981.091, 4981.10, 4981.11, 4981.12, 4981.13, 4981.131, 4981.14, 4981.15, 4981.16, 4981.17, 4981.18, 4981.19, 4981.22, 4981.24, 4981.25, 4981.26, 4981.28, 4981.29, 4981.30, 4981.31, 4981.32, 4981.33, 4981.34, 4981.40, 5501.03, 5501.55, 5501.56, 5502.03, 5502.39, 5502.67, 5512.05, 5512.07, 5519.01, 5528.31, 5528.40, 5531.08, 5534.04, 5537.16, 5537.35, 5537.99, 5543.22, 5577.044, 5705.19, 5728.08, 5735.23, 5735.26, 5735.291, 5735.30, and 5739.02; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4981.01 (5501.57), 4981.02 (5501.58), 4981.03 (5501.581), 4981.031 (5501.59), 4981.032 (5501.591), 4981.033 (5501.592), 4981.04 (5501.60), 4981.05 (5501.593), 4981.06 (5501.61), 4981.07 (5501.611), 4981.08 (5501.612), 4981.09 (5501.66), 4981.091 (5501.661), 4981.10 (5501.613), 4981.11 (5501.64), 4981.12 (5501.641), 4981.13 (5501.642), 4981.131 (5501.643), 4981.14 (5501.582), 4981.15 (5501.644), 4981.16 (5501.645), 4981.17 (5501.646), 4981.18 (5501.647), 4981.19 (5501.648), 4981.22 (5501.649), 4981.24 (5501.614), 4981.25 (5501.62), 4981.26 (5501.63), 4981.28 (5501.65), 4981.29 (5501.651), 4981.30 (5501.652), 4981.31 (5501.653), 4981.32 (5501.654), 4981.33 (5501.655), 4981.34 (5501.656), 4981.35 (5501.601), and 4981.40 (5501.602); to enact sections 4503.111, 4503.86, 4507.213, 4508.11, 4511.351, 4513.70, 5501.08, 5501.491, 5516.15, 5531.30, and 5533.261; and to repeal sections 4501.19, 4501.28, 4981.20, 4981.21, 5502.131, 5528.19, 5528.32, 5528.33, 5528.35, 5528.36, 5528.38, and 5528.39 of the Revised Code and to amend Sections 729.10 and 729.11 of Am. Sub. H.B. 483 of the 130th General Assembly and Section 227.10 of Am. H.B. 497 of the 130th General Assembly to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2015, and ending June 30, 2017, and to provide authorization and conditions for the operation of those programs; and to amend the versions of sections 4501.01

and 4507.11 of the Revised Code that are scheduled to take effect January 1, 2017, to continue the provisions of this act on and after that effective date.

The question being, “Shall the Senate amendments be concurred in?”

The yeas and nays were taken and resulted – yeas 1, nays 91, as follows:

Representative Young voted in the affirmative-1.

Those who voted in the negative were: Representatives

Amstutz	Anielski	Antani	Antonio
Ashford	Baker	Becker	Bishoff
Blessing	Boose	Boyce	Boyd
Brinkman	Brown	Buchy	Burkley
Butler	Celebrezze	Cera	Clyde
Conditt	Craig	Cupp	Curtin
Derickson	Dever	DeVitis	Dovilla
Driehaus	Duffey	Fedor	Gerberry
Ginter	Gonzales	Green	Grossman
Hackett	Hagan	Hall	Hambley
Hayes	Henne	Hill	Hood
Howse	Huffman	Johnson, G.	Johnson, T.
Koehler	Kraus	Kunze	Landis
LaTourette	Leland	Lepore-Hagan	Maag
Manning	McClain	McColley	O'Brien, M.
O'Brien, S.	Patmon	Patterson	Pelanda
Perales	Phillips	Ramos	Reece
Reineke	Retherford	Rezabek	Roegner
Rogers	Romanchuk	Ruhl	Ryan
Schaffer	Scherer	Schuring	Sears
Sheehy	Slaby	Smith, K.	Smith, R.
Sprague	Strahorn	Sweeney	Sykes
Vitale	Zeltwanger		Rosenberger-91

The Senate amendments were not concurred in.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the standing committee on Local Government:

Remove Representative Vitale; appoint Representative Conditt.

On motion of Representative Amstutz, the House adjourned until Thursday, March 19, 2015 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.