

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, APRIL 15, 2015

THIRTY-EIGHTH DAY

Hall of the House of Representatives, Columbus, Ohio

Wednesday, April 15, 2015, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Reverend Matthew Lee of the St. Mary Church in Urbana, 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:

A special award presentation was made by Major General Mark E. Bartman, Adjutant General, Ohio National Guard, and Representative Johnson, T.-90th district.

Kalvin Koethke received H. R. No. 51, presented by Representative Grossman-23rd district.

The Dublin Jerome High School cheer team received H. R. No. 62, presented by Representative Duffey-21st district.

The Lakota West High School girls basketball team received H. R. No. 61, presented by Representatives Conditt-52nd district, Retherford-51st district, and Derickson-53rd district.

The Versailles High School girls basketball team received H. R. No. 52, presented by Representative Buchy-84th district.

Sarah Krinsky, a guest of Representative Romanchuk-2nd district.

Pam Ginter, wife; Kim Rollison, sister; Amber Rollison, niece; and Jeff Rollison, brother-in-law of Representative Ginter-5th district.

Ashton Colby, a guest of Representative Antonio-13th district.

Kelsey Dobrynio, a guest of Representative Bishoff-20th district.

Jim and Jackie Jahn, and Tim and Caroline Koethke, guests of Representative Grossman-23rd district.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 155 - Representatives Dever, Conditt.

Cosponsors: Representatives Amstutz, Anielski, Becker, Boyd, Brown, Buchy, Derickson, DeVitis, Dovilla, Driehaus, Duffey, Ginter, Grossman, Hall, Hambley, Hayes, Henne, Huffman, Koehler, Landis, LaTourette, Lepore-Hagan, Maag, Manning, McClain, Patmon, Patterson, Ramos, Retherford, Romanchuk, Ryan, Schuring, Sears, Slesnick, Sweeney, Terhar, Zeltwanger.

To amend section 2329.66 and to enact sections 113.50, 113.51, 113.52, 113.53, 113.54, 113.55, and 113.56 of the Revised Code to require the Treasurer of State to create a program offering federally tax-advantaged savings accounts used to pay for a person's qualified disability expenses and to disregard the value of and income from that account in determining whether that person is eligible for state or local means-tested public assistance.

H. B. No. 156 - Representatives Roegner, Patterson.

To amend sections 3302.03, 3314.011, 3314.015, 3314.016, 3314.02, 3314.023, 3314.024, 3314.029, 3314.03, 3314.074, 3314.08, 3314.23, 3314.27, 3314.35, 3314.351, and 3321.19, to enact sections 3313.413, 3314.019, 3314.031, 3314.032, 3314.034, 3314.035, 3314.037, 3314.038, 3314.251, 3314.271, 3314.46, and 3318.53, and to repeal sections 3314.021, 3314.026, and 3314.027 of the Revised Code to make changes to the law regarding governance, operation, and management of community schools, and to make an appropriation.

H. B. No. 157 - Representatives Butler, Johnson, T.

Cosponsors: Representatives Becker, Boose, Brenner, Brinkman, Conditt, DeVitis, Henne, Hood, Huffman, Maag, McColley, Perales, Retherford, Rezabek, Roegner, Romanchuk, Sprague, Terhar, Thompson, Vitale, Young, Zeltwanger.

To amend section 1751.67, 2117.06, 2125.01, 2125.02, 2305.11, 2305.113, 2305.15, 2305.23, 2305.231, 2305.234, 2305.25, 2307.24, 2307.26, 2315.21, 2315.32, 2317.02, 2323.41, 2323.42, 2323.421, 2323.43, 2323.45, 2323.55, 2711.21, 2711.22, 2711.23, 2711.24, 2743.02, 2743.43, 2919.171, 3923.63, 3923.64, 3929.302, 3929.62, 3929.67, 3931.01, 3937.25, 3937.28, 3937.29, 3955.05, 4715.30, 4723.28, 4723.341, 4725.19, 4729.16, 4730.25, 4730.32, 4731.22, 4731.224, 4731.281, 4734.31, 4734.32, 4755.47, 4765.11, 5164.01, 5164.07, 5165.15, 5165.23, 5166.01, 5167.01, 5167.03, 5167.10, and 5167.30 and to enact sections 195.01, 195.02, 195.03, 195.04, 195.05, 195.06, 1739.30, 1739.31, 1739.32, 1739.33, 3727.61, 3937.24, 3965.01, 3965.02, 3965.03, 3965.04, 3965.05, 3965.06, 3965.07, 3965.10, 3965.11, 3965.12, 3965.15, 3965.16, 3965.17, 3965.18, 3965.19, 3965.20, 3965.21, 3965.22, 3965.23, 3965.24, 3965.25, 3965.30, 3965.31, 3965.32, 3965.33, 3965.34, 3965.35, 3965.36, 3965.37, 3965.40, 3965.41, 3965.42, 3965.43, 3965.44, 3965.45, 3965.46, 3965.47, 3965.50, 3965.51, 3965.52, 3965.54, 3965.59, 3965.60, 3965.70, 3965.71, 3965.75, 3965.76, 3965.77, 3965.78, 3965.80, 3967.01, 3967.02, 3967.03, 3967.05, 3967.06, 3967.07, 3967.10, 3967.11, 3967.12, 3967.13, 3967.14, 3967.15, 3967.20, 3967.23, 3967.24, 3967.27, 3967.32, 3967.40, 3967.42, 3967.99, 4731.74, 4743.08, 4743.09, 4746.01, 4746.02, 4746.03, 4746.04, 4746.05, 4746.06, 5162.63, 5164.78, 5164.83, 5165.24, 5165.98, 5166.50, 5166.52, 5166.521, 5166.522, 5166.523,

5166.524, 5166.525, 5166.526, 5166.527, 5166.528, 5166.529, 5166.5210, 5166.53, 5167.04, 5167.16, 5167.32, and 5167.33, and to repeal section 4731.143 of the Revised Code to revise the laws governing health insurance coverage, medical malpractice claims, the Medicaid program, health care provider discipline, and required and permitted health care provider disclosures; and to create the Nonstandard Multiple Employer Welfare Arrangement Program and to terminate that program after five years.

H. B. No. 158 - Representatives Dever, Howse.

Cosponsors: Representatives Amstutz, Anielski, Antonio, Bishoff, Boyd, Brown, Butler, Conditt, Derickson, DeVitis, Dovilla, Ginter, Hambley, Hayes, Huffman, Lepore-Hagan, Maag, McClain, Patmon, Patterson, Phillips, Ramos, Reineke, Retherford, Romanchuk, Ryan, Schuring, Sears, Slesnick, Sweeney, Sykes, Zeltwanger.

To amend sections 1.02, 121.22, 121.37, 135.801, 145.01, 145.012, 145.298, 145.332, 149.431, 152.04, 152.09, 154.02, 154.07, 154.20, 173.25, 173.27, 173.38, 173.381, 305.07, 307.02, 313.12, 325.07, 711.23, 1751.01, 1751.14, 2101.17, 2101.24, 2108.521, 2109.01, 2111.01, 2111.10, 2111.49, 2151.011, 2151.281, 2151.353, 2151.414, 2151.415, 2151.421, 2151.425, 2151.651, 2152.02, 2152.12, 2152.14, 2152.51, 2152.811, 2305.111, 2311.14, 2317.021, 2503.37, 2721.05, 2744.01, 2901.13, 2903.341, 2905.32, 2907.24, 2919.23, 2929.01, 2929.04, 2929.06, 2930.061, 2930.16, 2945.37, 2945.371, 2945.38, 2945.39, 2945.40, 2945.401, 2945.482, 2945.491, 2949.29, 2950.01, 2951.041, 2967.22, 3107.02, 3323.01, 3701.881, 3707.20, 3721.01, 3763.06, 3791.031, 3923.24, 3923.241, 4112.01, 4303.272, 4399.05, 4723.071, 4757.41, 4971.16, 5101.46, 5101.611, 5103.02, 5119.44, 5120.051, 5120.11, 5120.17, 5120.173, 5121.04, 5122.01, 5123.01, 5123.012, 5123.02, 5123.021, 5123.03, 5123.033, 5123.04, 5123.044, 5123.0410, 5123.0413, 5123.0418, 5123.081, 5123.092, 5123.093, 5123.122, 5123.165, 5123.169, 5123.17, 5123.171, 5123.18, 5123.19, 5123.196, 5123.20, 5123.27, 5123.34, 5123.35, 5123.351, 5123.36, 5123.37, 5123.374, 5123.375, 5123.40, 5123.41, 5123.42, 5123.421, 5123.422, 5123.43, 5123.44, 5123.441, 5123.45, 5123.451, 5123.47, 5123.50, 5123.51, 5123.52, 5123.541, 5123.542, 5123.55, 5123.57, 5123.58, 5123.601, 5123.61, 5123.611, 5123.612, 5123.614, 5123.62, 5123.63, 5123.64, 5123.65, 5123.651, 5123.67, 5123.69, 5123.701, 5123.71, 5123.74, 5123.75, 5123.76, 5123.79, 5123.80, 5123.81, 5123.82, 5123.83, 5123.84, 5123.85, 5123.86, 5123.87, 5123.88, 5123.89, 5123.91, 5123.92, 5123.93, 5123.95, 5123.96, 5123.99, 5126.01, 5126.022, 5126.023, 5126.04, 5126.041, 5126.042, 5126.043, 5126.046, 5126.05, 5126.051, 5126.054, 5126.055, 5126.058, 5126.059, 5126.0510, 5126.08, 5126.082, 5126.11, 5126.15, 5126.22, 5126.25, 5126.30, 5126.31, 5126.33, 5126.333, 5126.40, 5126.46, 5126.49, 5126.52, 5126.55, 5126.58, 5139.06, 5139.08, 5139.12, 5139.27, 5139.39, 5139.54, 5164.25, 5164.342, 5164.881, 5165.01, 5166.20, 5166.22, 5168.68, 5301.22, 5305.17, 5307.19, 5310.12, 5321.01, 5705.05,

5705.091, 5705.19, 5705.222, 5709.40, 5709.73, 5709.78, 5711.07, 5747.03, 5815.28, and 5815.35 of the Revised Code to change the variations of the term "mentally retarded person" to "person with an intellectual disability."

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Sheehy submitted the following report:

The standing committee on Transportation and Infrastructure to which was referred **H. C. R. No. 8**-Representative Perales, et. al., having had the same under consideration, reports it back and recommends its adoption.

RE: TO REPUDIATE THE CLAIM BY THE STATE OF CONNECTICUT THAT GUSTAVE WHITEHEAD SUCCESSFULLY FLEW A POWERED, HEAVIER THAN AIR MACHINE OF HIS OWN DESIGN ON AUGUST 14, 1901, OR ON ANY OTHER DATE.

Representative Green moved to amend the title as follows:

Add the names: "Dovilla, DeVitis, Dever, Green, Boose."

TERRY BOOSE

DOUG GREEN

MICHAEL SHEEHY

NIRAJ J. ANTANI

JOHN BECKER

ANTHONY DEVITIS

JONATHAN DEVER

MICHAEL D. DOVILLA

MICHELE LEPORE-HAGAN

MARGARET ANN RUHL

A. NINO VITALE

The report was agreed to.

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

Representative Sheehy submitted the following report:

The standing committee on Transportation and Infrastructure to which was referred **H. B. No. 93**-Representatives Baker, Landis, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: BREAST CANCER AWARENESS LICENSE PLATES-ISSUE FOR MOTORCYCLES

Representative Green moved to amend the title as follows:

Add the names: "Green, Howse, Dovilla, DeVitis, Ruhl."

TERRY BOOSE

DOUG GREEN

MICHAEL SHEEHY

NIRAJ J. ANTANI

JOHN BECKER

ANTHONY DEVITIS

JONATHAN DEVER

MICHAEL D. DOVILLA

STEPHANIE D. HOWSE
MARGARET ANN RUHL

MICHELE LEPORE-HAGAN
A. NINO VITALE

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 Wednesday, April 15, 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 Wednesday, April 15, 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

H. B. No. 46-Representatives Dovilla, Dever.

Cosponsors: Representatives Becker, Blessing, Boose, Brown, Derickson, Duffey, Grossman, Hackett, Hambley, Johnson, T., Maag, Perales, Rezabek, Roegner, Romanchuk, Schaffer, Scherer, Thompson, Vitale, Zeltwanger, Kunze, Sweeney, Huffman.

To enact sections 113.50, 113.51, 113.52, 113.53, 113.54, 113.55, 113.56, 113.57, 113.58, and 113.59 of the Revised Code to require the Treasurer of State to establish the Ohio State Government Expenditure Database, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-----------|----------|-------------|-------------|
| Amstutz | Anielski | Antani | Antonio |
| Baker | Barnes | Becker | Bishoff |
| Blessing | Boose | Boyce | Boyd |
| Brenner | Brinkman | Brown | Buchy |
| Burkley | Butler | Celebrezze | Cera |
| Clyde | Conditt | Craig | Cupp |
| 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 | Kuhns | Kunze | Landis |
| LaTourette | Leland | Lepore-Hagan | Maag |
| Manning | McClain | McColley | O'Brien, M. |
| 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-95 |

The bill passed.

Representative Dovilla moved to amend the title as follows:

Add the names: "Anielski, Antani, Antonio, Baker, Barnes, Bishoff, Boyce, Boyd, Brenner, Buchy, Burkley, Butler, Celebrezze, Conditt, Craig, DeVitis, Driehaus, Fedor, Gerberry, Ginter, Green, Hagan, Hall, Hayes, Henne, Koehler, Landis, LaTourette, Lepore-Hagan, Manning, McClain, McColley, O'Brien, M., Patterson, Pelanda, Phillips, Ramos, Reineke, Retherford, Ruhl, Ryan, Sears, Sheehy, Slaby, Smith, K., Smith, R., Sprague, Stinziano, Strahorn, Terhar, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 98-Representative Brown.

Cosponsors: Representatives Rogers, Stinziano, Lepore-Hagan, Blessing, Antonio, Celebrezze, Johnson, T.

To amend section 5.2281 of the Revised Code to designate the fourteenth day of May as "Childhood Apraxia of Speech Awareness Day", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-----------|----------|------------|----------|
| Amstutz | Anielski | Antani | Antonio |
| Baker | Barnes | Becker | Bishoff |
| Blessing | Boose | Boyce | Boyd |
| Brenner | Brinkman | Brown | Buchy |
| Burkley | Butler | Celebrezze | Cera |
| Clyde | Conditt | Craig | Cupp |
| 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 | Kuhns | Kunze | Landis |
| LaTourette | Leland | Lepore-Hagan | Maag |
| Manning | McClain | McColley | O'Brien, M. |
| 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-95 |

The bill passed.

Representative Brown moved to amend the title as follows:

Add the names: "Anielski, Baker, Barnes, Bishoff, Boyd, Brenner, Buchy, Butler, Clyde, Craig, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Grossman, Hackett, Hayes, Huffman, Johnson, G., Kuhns, Kunze, LaTourette, Leland, O'Brien, M., Patterson, Pelanda, Ramos, Reece, Ryan, Schaffer, Sears, Sheehy, Smith, R., Strahorn, Sweeney, Sykes, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Sears, the House recessed.

The House met pursuant to recess.

On motion of Representative LaTourette, the House adjourned until Thursday, April 16, 2015 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.