

OHIO

House

of

Representatives

JOURNAL

TUESDAY, APRIL 21, 2015

FORTIETH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, April 21, 2015, 9:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of the previous legislative day was read and approved.

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 Hood; appoint Representative Blessing.

On motion of Representative Ryan, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 159 - Representatives Johnson, T., Patmon.

Cosponsors: Representatives Sweeney, Henne, Becker, Brenner, Hood, Roegner, DeVitis, Maag, Dever, Slesnick, Perales, Ginter, Brinkman, Blessing.

To amend sections 4503.181, 4503.19, 4503.21, 4503.23, and 4549.10 and to enact section 4503.193 of the Revised Code to require that motor vehicles carry only one license plate to be displayed on the rear of the vehicle, and to amend the version of section 4503.21 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.

H. B. No. 160 - Representative DeVitis.

Cosponsors: Representatives Becker, Hood, Brenner, Butler, Blessing, Kraus, Antani, Terhar, Phillips.

To enact section 3345.37 of the Revised Code with regard to the selection, availability, and purchase of textbooks that are required for a course offered by any state institution of higher education.

H. B. No. 161 - Representatives Henne, Craig.

Cosponsors: Representatives Rezabek, Schaffer, DeVitis, Lepore-Hagan, Rogers.

To amend sections 4728.01, 4728.02, 4728.03, 4728.04, 4728.05, 4728.06, 4728.07, 4728.08, 4728.09, 4728.10, 4728.11, 4728.12, 4728.13, 4728.14, and 4728.99 and to enact sections 4728.061, 4728.16, 4728.17, and 4728.18

of the Revised Code to make changes to the licensing and records requirements, exemptions, penalties, and other provisions of the Precious Metal Dealers Law and to limit the amount precious metal dealers may charge the true owner of stolen property when restoring that property to the true owner.

H. B. No. 162 - Representative Cera.

To amend sections 1509.02, 1509.071, 1509.11, 1509.34, 1509.50, 1513.08, 1513.182, 1514.11, 5747.98, 5749.01, 5749.02, 5749.06, 5749.11, and 5751.01 and to enact sections 164.29, 190.01, 190.02, 190.03, 190.04, 190.05, 321.50, 321.51, 505.96, 1509.075, 3737.15, 3745.50, 5501.37, 5747.56, 5747.63, and 5749.18 of the Revised Code to change the basis, rates, and revenue distribution of the severance tax on oil and gas, to create a grant program to encourage compressed natural gas as a motor vehicle fuel, to authorize an income tax credit for landowners holding an oil or gas royalty interest, and to exclude some oil and gas sale receipts from the commercial activity tax base.

H. B. No. 163 - Representative Patmon.

Cosponsors: Representatives Bishoff, Dever.

To enact section 5.256 of the Revised Code to designate May 24 as First Responders' Appreciation Day.

Said bills were considered the first time.

**REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS
FOR SECOND CONSIDERATION**

Representative Ramos submitted the following report:

The standing committee on Finance to which was referred **H. B. No. 64**- Representative Smith, R., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MAIN OPERATING BUDGET FY2016-FY2017

RYAN SMITH
MARLENE ANIELSKI
ROBERT R. CUPP
MICHAEL D. DOVILLA
DOUG GREEN
DAVID HALL
RONALD MAAG
RICK PERALES
MARK J. ROMANCHUK
BARBARA R. SEARS

KIRK SCHURING
TONY BURKLEY
TIMOTHY DERICKSON
MIKE DUFFEY
CHERYL L. GROSSMAN
STEPHANIE KUNZE
JEFFREY A. MCCLAIN
BILL REINEKE
GARY SCHERER
ROBERT COLE SPRAGUE

ANDY THOMPSON

The following members voted "NO"

DENISE DRIEHAUS

KEVIN BOYCE

KATHLEEN CLYDE

JOHN PATTERSON

DANIEL RAMOS

EMILIA STRONG SYKES

NICKIE J. ANTONIO

JACK CERA

MICHAEL J. O'BRIEN

DEBBIE PHILLIPS

ALICIA REECE

The report was agreed to.

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

Representative Fedor submitted the following report:

The standing committee on Education to which was referred **H. B. No. 74-** Representative Brenner, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PRIMARY AND SECONDARY EDUCATION ASSESSMENTS-ADMINISTRATION

BILL HAYES

TERESA FEDOR

JANINE R. BOYD

TIMOTHY DERICKSON

STEPHEN A. HUFFMAN

NATHAN H. MANNING

DEBBIE PHILLIPS

MARILYN SLABY

ANDREW BRENNER

LOUIS W. BLESSING III

ROBERT R. CUPP

MICHAEL HENNE

J. KYLE KOEHLER

JOHN PATTERSON

DANIEL RAMOS

RYAN SMITH

The report was agreed to.

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

Representative Celebrezze reported for the Rules and Reference committee recommending that the following House Bills be considered for the second time and referred to the following committees for consideration:

H. B. No. 148 - Representatives Patterson and LaTourette TO REQUIRE THE OHIO SCHOOL FACILITIES COMMISSION TO PROVIDE CLASSROOM FACILITIES ASSISTANCE TO A SCHOOL DISTRICT RESULTING FROM THE CONSOLIDATION OF TWO OR MORE SCHOOL DISTRICTS OR FROM THE VOLUNTARY TRANSFER OF THE ENTIRE TERRITORY OF A SCHOOL DISTRICT IF SPECIFIED CONDITIONS ARE SATISFIED.

To the committee on Education

H. B. No. 149 - Representatives Dever and Patterson

TO MAKE PERMISSIVE ACTUAL DAMAGES AND ATTORNEY'S FEES, TO LIMIT CERTAIN CIVIL PENALTIES, TO ALLOW RESPONDENTS TO RECOVER ATTORNEY'S FEES IN CERTAIN INSTANCES, AND TO EXEMPT CERTAIN LANDLORDS FROM THE HOUSING PROVISIONS OF THE OHIO CIVIL RIGHTS LAW.

To the committee on Financial Institutions, Housing, and Urban Development

H. B. No. 150 - Representatives Grossman and Scherer

TO REQUIRE HOTEL INTERMEDIARIES TO COLLECT AND REMIT APPLICABLE SALES AND USE TAX ON THE FULL AMOUNT PAID FOR HOTEL LODGING, TO REQUIRE HOTEL INTERMEDIARIES TO SUPPLY CUSTOMERS WITH ITEMIZED INVOICES, TO SPECIFY THAT A HOTEL INTERMEDIARY IS PRESUMED TO HAVE "SUBSTANTIAL NEXUS" WITH OHIO IF THE INTERMEDIARY ARRANGES LODGING AT OHIO HOTELS, AND TO SPECIFY THAT HOTELS ARE NOT LIABLE FOR THE FAILURE OF A HOTEL INTERMEDIARY TO PROPERLY COLLECT OR REMIT APPLICABLE TAXES.

To the committee on Ways and Means

H. B. No. 151 - Representative Anielski

TO EXPAND THE OFFENSES OF MENACING BY STALKING AND TELECOMMUNICATIONS HARASSMENT, TO PROHIBIT A PERSON FROM KNOWINGLY CAUSING ANOTHER PERSON TO BELIEVE THAT THE OFFENDER WILL CAUSE PHYSICAL HARM OR MENTAL DISTRESS TO A FAMILY OR HOUSEHOLD MEMBER OF THE OTHER PERSON, TO INCREASE THE PENALTY FOR ASSAULT WHEN THE VICTIM IS A VOLUNTEER FIREFIGHTER, AND TO CORRECT A CROSS REFERENCE IN THE THEFT STATUTE TO SPECIAL PURCHASE ARTICLES.

To the committee on Judiciary

H. B. No. 154 - Representatives Henne and Sheehy

TO PROVIDE THAT WHEN A MOTOR VEHICLE PASSES A BICYCLE THE SAFE PASSING DISTANCE TO THE LEFT IS THREE FEET, AND TO ALTER THE PROTOCOL FOR PROCEEDING INTO AN INTERSECTION THAT HAS MALFUNCTIONING TRAFFIC LIGHTS.

To the committee on Armed Services, Veterans Affairs, and Public Safety

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

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.

To the committee on Community and Family Advancement

H. B. No. 156 - Representatives Roegner and Patterson
TO MAKE CHANGES TO THE LAW REGARDING GOVERNANCE,
OPERATION, AND MANAGEMENT OF COMMUNITY SCHOOLS, AND
TO MAKE AN APPROPRIATION.

To the committee on Education

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

To the committee on Insurance

H. B. No. 158 - Representatives Dever and Howse
TO CHANGE THE VARIATIONS OF THE TERM "MENTALLY
RETARDED PERSON" TO "PERSON WITH AN INTELLECTUAL
DISABILITY."

To the committee on Health and Aging

RON AMSTUTZ
ANDREW BRENNER
STEPHANIE KUNZE
SCOTT RYAN
KEVIN BOYCE
DANIEL RAMOS

LOUIS W. BLESSING III
BILL HAYES
DOROTHY PELANDA
NICKIE J. ANTONIO
NICHOLAS CELEBREZZE

Representative Ryan moved that the House and Constitutional Rules requiring bills to be considered by each house on three different days be suspended as to the second consideration of all House Bills contained in the report of the committee on Rules and Reference.

The motion was agreed to without objection.

The report was agreed to.

Said House Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Celebrezze reported for the Rules and Reference committee recommending that the following House Resolution be introduced and referred to the following committee for consideration:

H. R. No. 56 - Representative Fedor
TO RECOGNIZE APRIL 14, 2015, AS EQUAL PAY DAY TO
ENCOURAGE PUBLIC AWARENESS OF THE GENDER WAGE GAP.
To the committee on State Government

/s/ RON AMSTUTZ
Ron Amstutz, Chair

Representative Ryan moved that the Rules and Reference committee report on resolutions be agreed to and that the House Resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said House Resolution was introduced and referred as recommended.

Representative Celebrezze reported for the Rules and Reference committee recommending that the following resolutions be read by title only and approved:

H. R. No. 63 - Representative Maag
Honoring Luke Kennard on being named the 2015 Ohio Mr. Basketball.

H. R. No. 64 - Representatives Stinziano and Celebrezze
Honoring Nathan Tomasello on securing a 2015 NCAA Wrestling
Championship title.

H. R. No. 65 - Representative Stinziano
Honoring The Ohio State University College of Dentistry on its One Hundred
Twenty-fifth Anniversary.

H. R. No. 67 - Representative Buchy
Honoring the Fort Loramie High School girls basketball team as the 2015
Division IV State Champion.

H. R. No. 68 - Representatives Hill and Craig
Honoring Madison Claire Bailey on being named the 2015 Ohio Military
Child of the Year.

H. R. No. 69 - Representative Hall
Honoring the City of Brunswick on its Bicentennial.

H. R. No. 70 - Representative Hall
Honoring Brunswick Hills Township on its Two Hundredth Anniversary.

H. R. No. 71 - Representative Cupp

Recognizing CASA Day in Ohio, April 30, 2015.

H. R. No. 72 - Representative Boose

Honoring Logan Stieber as a 2015 NCAA Wrestling Champion.

H. R. No. 73 - Representative Buchy

Honoring the Coldwater High School boys bowling team on winning the 2015 Division II State Championship.

/s/RON AMSTUTZ

Ron Amstutz, Chair

Representative Ryan moved that the Rules and Reference committee report on resolutions be agreed to and that the resolutions contained therein be approved.

The motion was agreed to.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

S. B. No. 10 - Senators Burke, LaRose

Cosponsors: Senators Coley, Balderson, Beagle, Brown, Cafaro, Eklund, Faber, Gardner, Gentile, Hite, Hottinger, Jones, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Seitz, Skindell, Tavares, Thomas, Uecker, Widener, Williams, Yuko

To enact sections 5160.471 and 5902.21 of the Revised Code to establish a process for identifying individuals who are medical assistance recipients that may be eligible to receive federal military-related health care benefits.

Attest:

Vincent L. Keeran,
Clerk.

Said bill was considered the first time.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes changes to the membership of the following standing committees:

Rules & Reference:

Remove Representative Blessing; appoint Representative Hood.

Financial Institutions, Housing, and Urban Development:

Remove Representatives Bishoff and Smith, K. as Ranking Member; appoint Representative Kuhns as Ranking Member.

Health and Aging:

Remove Representative Celebrezze; appoint Representative Kuhns.

Insurance:

Remove Representative Leland; appoint Representative Kuhns.

On motion of Representative Ryan, the House adjourned until Wednesday, April 22, 2015 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.