

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MAY 13, 2015

FIFTY-FIRST DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, May 13, 2015, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor David Nelson of the New Hope Baptist Church in Akron, 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:

The Franklin High School competition cheerleading squad received H.R. 38, presented by Representative Maag-62nd district.

The St. Francis de Sales High School ice hockey team received H.R. 108, presented by Representative Ashford-44th district.

Barry Hardy, a guest of Representative Cupp-4th district.

Barbara Wallenhorst and Peg Homyak, guests of Representatives Baker-16th district and Boose-57th district.

Shon Myers and representatives from the Community Bankers Association of Ohio, guests of Representative Antani-42nd district.

Mr. and Mrs. Don Melillo, guests of Representative Conditt-52nd district.

Students from Adena Elementary School, guests of Representatives Derickson-53rd district and Conditt-52nd district.

Pat and Lou Williams, guests of Representative Maag-62nd district.

Lisa, Joelle, Jackson, Jay, Jenavieve, and Jordan Connor, guests of Representative Koehler-79th district.

Members of the Legislative Fellows Program for South and Central Asia, guests of Speaker Rosenberger-91st district.

Rebecca Kelley, Deanna Hines, Bill Raymond, Jenna Hoen, and Alayna Kellar, guests of Representative Cera-96th district.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 208 - Representative Schaffer.

To amend section 2907.07 of the Revised Code to amend the penalties for the offense of importuning.

H. B. No. 209 - Representative Grossman.

To amend sections 2917.11, 2917.31, 2917.32, and 2921.31 of the Revised Code to include in the offenses of disorderly conduct, inducing panic, making

false alarms, and obstructing official business, prohibitions against simulating a crime or creating a condition that causes or intends to cause law enforcement officials to falsely believe that a crime is being committed or causes serious public inconvenience or alarm.

H. B. No. 210 - Representative Green.

Cosponsor: Representative Thompson.

To amend sections 325.071, 325.12, and 2981.13 and to enact sections 319.70, 319.71, 319.72, and 319.73 of the Revised Code regarding certain accounts of county agencies and county elected officials.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Curtin submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 23**-Representative Amstutz, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: INCOME TAX REDUCTIONS

Representative McClain moved to amend the title as follows:

Add the name: "Cera."

JEFFREY A. MCCLAIN
RON AMSTUTZ
TERRY BOOSE
MICHAEL F. CURTIN
STEPHEN D. HAMBLEY
BILL REINEKE
SCOTT RYAN
MICHAEL SHEEHY

JACK CERA
JOHN BARNES, JR.
TONY BURKLEY
JONATHAN DEVER
ROBERT MCCOLLEY
JOHN M. ROGERS
TIMOTHY O. SCHAFFER
EMILIA STRONG SYKES

The following members voted "NO"

NAN A. BAKER
MICHAEL HENNE

DENISE DRIEHAUS
MARILYN SLABY

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **H. B. No. 95**-Representative DeVitis, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: DENTAL HEALTH INSURERS-NO FEE SCHEDULE FOR SERVICES NOT COVERED

ANNE GONZALES
JOHN BARNES, JR.
JIM BUTLER
TIMOTHY E. GINTER
SARAH LATOURETTE
KIRK SCHURING

STEPHEN A. HUFFMAN
TIM W. BROWN
MIKE DUFFEY
TERRY JOHNSON
RONALD MAAG
ROBERT COLE SPRAGUE

The following members voted "NO"

NICKIE J. ANTONIO
CHRISTIE BRYANT KUHN
DANIEL RAMOS
EMILIA STRONG SYKES

HEATHER BISHOFF
MICHELE LEPORE-HAGAN
BARBARA R. SEARS

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. 155**-Representatives Dever, Conditt, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: DISABILITY EXPENSE SAVINGS ACCOUNTS

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 Celebrezze reported for the Rules and Reference committee recommending that the following resolution be read and approved:

H. R. No. 66—Speaker Rosenberger, Representatives Strahorn, 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, Kuhns, 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, Sweeney, Sykes, Terhar, Thompson, Vitale, Young, Zeltwanger

In memory of Jack Ford.

/s/RON AMSTUTZ

Ron Amstutz, Chair

Representative Amstutz moved that the Rules and Reference committee report on resolutions be agreed to and that the resolution contained therein be brought up for immediate adoption, read in full, and spread upon the pages of the journal.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

H. R. No. 66-Speaker Rosenberger, Representatives Strahorn, 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, Kuhns, 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, Sweeney, Sykes, Terhar, Thompson, Vitale, Young, Zeltwanger.

In memory of Jack Ford.

WHEREAS, The members of the House of Representatives of the 131st General Assembly of Ohio extend our sincere condolences to the family and friends of Jack Ford in their bereavement; and

WHEREAS, Although there are no words to ease the sadness now felt, surely there is solace in the remembrance of having been touched by

such an outstanding person as Jack Ford. A former member and minority leader of the Ohio House of Representatives, a past mayor of the City of Toledo, and a member of the Toledo City Council, he was a dedicated and devoted public servant whose exemplary career serves as an inspiration for others; and

WHEREAS, A man of exceptional concern and commitment, Jack Ford made a lasting impression on everyone around him, and his numerous contributions to society will long remain in the hearts and minds of many. He led an exemplary life, manifesting those virtues we all seek to emulate, and his generosity, talents, and seemingly inexhaustible energy are a pleasure to recall; and

WHEREAS, Jack Ford's personal sacrifices of time and energy to his family, his friends, his community, and the State of Ohio will certainly live beyond him, and he will long be remembered for his kindness and his unwavering commitment to service. The warmth and understanding he so readily extended to others will stand as a testament to his personal character, and he will be remembered fondly by all those who knew and loved him; therefore be it

RESOLVED, That we, the members of the House of Representatives of the 131st General Assembly of Ohio, in adopting this Resolution, pay tribute to the memory of an honorable man, Jack Ford; and be it further

RESOLVED, That the Clerk of the House of Representatives transmit a duly authenticated copy of this Resolution to the family of Jack Ford.

The resolution was adopted.

Representative Sears moved that majority party members asking leave to be absent or absent the week of Tuesday, May 12, 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, May 12, 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. 74-Representative Brenner.

To amend sections 3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.0715, 3302.02, 3302.03, 3302.13, 3313.608, and 3319.111 and to enact

sections 3301.132, 3301.80, and 3313.903 of the Revised Code and to amend Sections 10 and 13 of Am. Sub. H.B. 487 of the 130th General Assembly with regard to the administration of state primary and secondary education assessments, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 92, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Antani	Antonio	Ashford
Baker	Barnes	Becker	Bishoff
Blessing	Boose	Boyce	Brenner
Brinkman	Brown	Buchy	Burkley
Butler	Cera	Clyde	Conditt
Craig	Cupp	Curtin	Derickson
Dever	DeVitis	Driehaus	Duffey
Fedor	Gerberry	Ginter	Gonzales
Green	Grossman	Hackett	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Howse	Huffman
Johnson, G.	Johnson, T.	Koehler	Kraus
Kuhns	Kunze	Landis	LaTourette
Leland	Lepore-Hagan	Maag	Manning
McClain	McColley	O'Brien, M.	O'Brien, S.
Patmon	Patterson	Pelanda	Perales
Phillips	Ramos	Reece	Reineke
Rezabek	Roegner	Rogers	Romanchuk
Ruhl	Ryan	Schaffer	Schuring
Sears	Sheehy	Slaby	Slesnick
Smith, K.	Smith, R.	Sprague	Stinziano
Strahorn	Sweeney	Sykes	Terhar
Vitale	Young	Zeltwanger	Rosenberger-92

Representative Thompson voted in the negative-1.

The bill passed.

Representative Brenner moved to amend the title as follows:

Add the names: "Amstutz, Bishoff, Blessing, Boose, Brown, Buchy, Burkley, Cera, Conditt, Craig, Cupp, Derickson, Dever, Fedor, Ginter, Green, Grossman, Hackett, Hagan, Hambley, Hayes, Henne, Hill, Johnson, G., Johnson, T., Koehler, Kraus, Kunze, LaTourette, Lepore-Hagan, Maag, O'Brien, M., Patterson, Rogers, Ruhl, Ryan, Schaffer, Slaby, Smith, R., Sweeney, Terhar, Young, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 121-Representatives Stinziano, Ruhl.

Cosponsors: Representatives Amstutz, Celebrezze, Lepore-Hagan, Phillips,

Rezabek, Gerberry, Grossman, Hackett, Slesnick, Sweeney, LaTourette.

To enact section 5.2298 of the Revised Code to designate the last week of July as "Service Dog Awareness Week", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Antani	Antonio	Ashford
Baker	Barnes	Becker	Bishoff
Blessing	Boose	Boyce	Brenner
Brinkman	Brown	Buchy	Burkley
Butler	Cera	Clyde	Conditt
Craig	Cupp	Curtin	Derickson
Dever	DeVitis	Driehaus	Duffey
Fedor	Gerberry	Ginter	Gonzales
Green	Grossman	Hackett	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Howse	Huffman
Johnson, G.	Johnson, T.	Koehler	Kraus
Kuhns	Kunze	LaTourette	Landis
Leland	Lepore-Hagan	Maag	Manning
McClain	McColley	O'Brien, M.	O'Brien, S.
Patmon	Patterson	Pelanda	Perales
Phillips	Ramos	Reece	Reineke
Rezabek	Roegner	Rogers	Romanchuk
Ruhl	Ryan	Schaffer	Schuring
Sears	Sheehy	Slaby	Slesnick
Smith, K.	Smith, R.	Sprague	Stinziano
Strahorn	Sweeney	Sykes	Terhar
Thompson	Vitale	Young	Zeltwanger
			Rosenberger-93

The bill passed.

Representative Ruhl moved to amend the title as follows:

Add the names: "Antonio, Baker, Brenner, Brinkman, Brown, Buchy, Craig, Cupp, Derickson, Driehaus, Fedor, Ginter, Hagan, Hall, Hambley, Hill, Johnson, G., Johnson, T., Kuhns, Kunze, Landis, Leland, O'Brien, M., O'Brien, S., Perales, Ramos, Rogers, Romanchuk, Schaffer, Sears, Sheehy, Slaby, Smith, K., Sprague, Sykes, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 12-Representatives LaTourette, Antonio.

Cosponsors: Representatives Johnson, T., Lepore-Hagan, Ramos, Gerberry, Ruhl, Blessing, Stinziano, Phillips, Sykes, Patterson, Antani, Duffey, Barnes, Rezabek, Boyce, Bishoff, Grossman, Fedor, Smith, K., Rogers, Celebrezze,

Kuhns, Leland, Howse, Reece, Gonzales, Brown, Schuring, Sprague.

To declare Ohio's rate of infant mortality a public health crisis and urge comprehensive preterm birth risk screening for all pregnant women in Ohio, was taken up for consideration the third time.

The question being, "Shall the concurrent resolution be adopted?"

Representative LaTourette moved to amend the title as follows:

Add the names: "Baker, Brenner, Buchy, Cera, Conditt, Derickson, Dever, Driehaus, Ginter, Green, Hackett, Hall, Hambley, Hayes, Henne, Huffman, Kunze, Maag, McClain, McColley, O'Brien, M., O'Brien, S., Perales, Reineke, Romanchuk, Sears, Sheehy, Slesnick, Smith, R., Sweeney, Terhar, Young, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

The question being, "Shall the concurrent resolution be adopted?"

The yeas and nays were taken and resulted – yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Antani	Antonio	Ashford
Baker	Barnes	Becker	Bishoff
Blessing	Boose	Boyce	Brenner
Brinkman	Brown	Buchy	Burkley
Butler	Cera	Clyde	Conditt
Craig	Cupp	Curtin	Derickson
Dever	DeVitis	Driehaus	Duffey
Fedor	Gerberry	Ginter	Gonzales
Green	Grossman	Hackett	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Howse	Huffman
Johnson, G.	Johnson, T.	Koehler	Kraus
Kuhns	Kunze	Landis	LaTourette
Leland	Lepore-Hagan	Maag	Manning
McClain	McColley	O'Brien, M.	O'Brien, S.
Patmon	Patterson	Pelanda	Perales
Phillips	Ramos	Reece	Reineke
Rezabek	Roegner	Rogers	Romanchuk
Ruhl	Ryan	Schaffer	Schuring
Sears	Sheehy	Slaby	Slesnick
Smith, K.	Smith, R.	Sprague	Stinziano
Strahorn	Sweeney	Sykes	Terhar
Thompson	Vitale	Young	Zeltwanger
			Rosenberger-93

The concurrent resolution was adopted.

MESSAGE FROM THE SPEAKER

Pursuant to Section 3(A) of Sub. H.B. 9, 130th General Assembly, the Speaker hereby appoints Representative Leland to the Study Committee on Receivership Laws.

MESSAGE FROM THE SPEAKER

Pursuant to Section 2151.57 of the Ohio Revised Code, the Speaker hereby appoints Representative Rezac to the Interstate Compact for Juveniles.

MESSAGE FROM THE SPEAKER

Pursuant to Section 103.71 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Correctional Institution Inspection Committee:

Representatives Hackett, Green, Craig, and Johnson, G.

MESSAGE FROM THE SPEAKER

Pursuant to Section 755.40 of Sub. H.B. 53, 131st General Assembly, the Speaker hereby appoints Representatives Grossman and Reineke to the Joint Legislative Task Force on Department of Transportation Issues.

MESSAGE FROM THE SPEAKER

Pursuant to Section 3109.15 of the Ohio Revised Code, the Speaker hereby appoints Representative Boyd to the Children's Trust Fund Board.

MESSAGE FROM THE SPEAKER

Pursuant to Section 5101.34 of the Ohio Revised Code, the Speaker hereby appoints Representative Celebrezze to the Ohio Commission on Fatherhood.

MESSAGE FROM THE SPEAKER

Pursuant to Section 3318.30 of the Ohio Revised Code, the Speaker hereby appoints Representative Ramos to the Ohio School Facilities Commission.

On motion of Representative Amstutz, the House adjourned until Thursday, May 14, 2015 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.