

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, SEPTEMBER 16, 2015

NINETY-THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, September 16, 2015, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Clerk called the House to order.

Representative Ryan was selected to preside under the Rule.

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 Representatives Antonio, Brenner, Celebrezze, Hood, Kunze, Pelanda, and Strahorn; appoint Representatives Craig, Hackett, Hambley, McColley, Spragett, Stinziano, and Patterson.

On motion of Representative Hayes, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 332 - Representative Patterson.

Cosponsors: Representatives Roegner, Bishoff, O'Brien, M.

To enact section 4505.072 of the Revised Code to provide that when a certificate of title is issued for a motor vehicle, the owner may request that the certificate indicate that the motor vehicle is a replica vehicle.

H. B. No. 333 - Representatives Schaffer, Hambley.

Cosponsors: Representatives Henne, Grossman, Hackett, Young, Bishoff.

To amend section 5575.01 of the Revised Code to increase the monetary thresholds above which competitive bidding is required for township road construction, repair, or maintenance contracts, and to increase the monetary thresholds above which a force account assessment is required for a township road construction, repair, or maintenance project.

Said bills were considered the first time.

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

Representative Boyce submitted the following report:

The standing committee on Rules and Reference to which was referred **Sub. H. B. No. 134**-Representatives Grossman, Curtin, et. al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Judiciary.

RE: MORTGAGE FORECLOSURES-VACANT/BLIGHTED LAND-EXPEDITE

RON AMSTUTZ
HEARCEL F. CRAIG
STEPHEN D. HAMBLEY
ROBERT MCCOLLEY
DANIEL RAMOS
ROBERT COLE SPRAGUE

KEVIN BOYCE
ROBERT D. HACKETT
BILL HAYES
JOHN PATTERSON
SCOTT RYAN

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Judiciary.

Representative Boyce submitted the following report:

The standing committee on Rules and Reference to which was referred **Sub. H. B. No. 176**-Representatives Hall, O'Brien, S., et. al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Finance.

RE: ALTERNATIVE FUEL

RON AMSTUTZ
HEARCEL F. CRAIG
STEPHEN D. HAMBLEY
ROBERT MCCOLLEY
DANIEL RAMOS
ROBERT COLE SPRAGUE

KEVIN BOYCE
ROBERT D. HACKETT
BILL HAYES
JOHN PATTERSON
SCOTT RYAN

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Finance.

Representative Boyce 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. 268 - Representatives Hall and Dever

TO EXPAND THE LIST OF HUMAN TRAFFICKING-RELATED CONVICTIONS AND DELINQUENCY ADJUDICATIONS THAT MAY BE EXPUNGED, TO INCREASE THE PENALTIES FOR COMPELLING PROSTITUTION AND PROMOTING PROSTITUTION, AND TO AUTHORIZE INTERVENTION IN LIEU OF CONVICTION FOR PERSONS CHARGED WITH COMMITTING AN OFFENSE WHILE A VICTIM OF COMPELLING PROSTITUTION.

To the committee on Judiciary

H. B. No. 270 - Representatives Dever and Pelanda

TO PROVIDE THAT CAUSING THE DEATH OF ANOTHER PERSON BY AN OVERDOSE THAT RESULTS FROM THE OFFENDER'S SALE, DISTRIBUTION, DISPENSATION, OR ADMINISTRATION OF A CONTROLLED SUBSTANCE OR CONTROLLED SUBSTANCE ANALOG IS A VIOLATION OF THE OFFENSE OF INVOLUNTARY MANSLAUGHTER AND TO MAKE THIS PROVISION A STRICT LIABILITY OFFENSE.

To the committee on Judiciary

H. B. No. 274 - Representative Hagan

TO CREATE A SUBPROGRAM OF THE COLLEGE CREDIT PLUS PROGRAM THAT PERMITS STUDENTS TO PARTICIPATE IN CERTIFIED APPRENTICESHIP PROGRAMS.

To the committee on Education

H. B. No. 277 - Representative Brenner

TO AUTHORIZE A COUNTY, TOWNSHIP, OR MUNICIPAL CORPORATION TO IMPOSE A 9-1-1 SYSTEM LEVY IN ONLY THE PORTION OF THE SUBDIVISION THAT WOULD BE SERVED BY THE 9-1-1 SYSTEM.

To the committee on Local Government

H. B. No. 278 - Representative Hambley

TO REQUIRE APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS, INSTEAD OF THE PROBATE JUDGE, OF APPOINTMENTS OF AGENTS BY COUNTY HUMANE SOCIETIES OUTSIDE A MUNICIPAL CORPORATION, TO SPECIFY THAT A COUNTY HUMANE SOCIETY IS A POLITICAL SUBDIVISION, TO MAKE ITS DIRECTORS, AGENTS, OFFICERS, AND EMPLOYEES SUBJECT TO THE ETHICS LAW, AND TO INCREASE THE SALARIES

PAID TO THE AGENTS.

To the committee on Government Accountability and Oversight

H. B. No. 279 - Representative Henne

TO GENERALLY PROHIBIT INDIVIDUALS WHO DO NOT MAINTAIN STATUTORY MINIMUM LEVELS OF AUTOMOBILE INSURANCE FROM COLLECTING NONECONOMIC DAMAGES FOR HARM SUSTAINED IN A MOTOR VEHICLE ACCIDENT.

To the committee on Insurance

H. B. No. 282 - Representatives Roegner and Hood

TO REPEAL THE PREVAILING WAGE LAW.

To the committee on Commerce and Labor

H. B. No. 283 - Representative Fedor

TO REQUIRE DNA TESTING FOR MISDEMEANOR CONVICTIONS OF VOYEURISM, PUBLIC INDECENCY, PROCURING, SOLICITING, LOITERING TO ENGAGE IN SOLICITING, AND PROSTITUTION.

To the committee on Judiciary

H. B. No. 284 - Representatives Dovilla and Anielski

TO ADD EXTORTION AND PERJURY AND CERTAIN FEDERAL OFFENSES TO THE OFFENSES THAT MAY RESULT IN FORFEITURE OR TERMINATION OF PUBLIC RETIREMENT SYSTEM BENEFITS.

To the committee on Judiciary

H. B. No. 286 - Representative Vitale

TO PROVIDE THAT AN ORDAINED OR LICENSED MINISTER OR RELIGIOUS SOCIETY IS NOT REQUIRED TO SOLEMNIZE A MARRIAGE AND A RELIGIOUS SOCIETY IS NOT REQUIRED TO ALLOW ANY BUILDING OR PROPERTY OF THE RELIGIOUS SOCIETY TO BE USED TO HOST A MARRIAGE CEREMONY IF THE MARRIAGE DOES NOT CONFORM TO THE ORDAINED OR LICENSED MINISTER'S OR RELIGIOUS SOCIETY'S SINCERELY HELD RELIGIOUS BELIEFS, TO PROVIDE THAT AN ORDAINED OR LICENSED MINISTER OR RELIGIOUS SOCIETY IS NOT SUBJECT TO CIVIL OR CRIMINAL LIABILITY FOR SUCH A DENIAL, AND TO PROVIDE THAT THE STATE AND POLITICAL SUBDIVISIONS MAY NOT PENALIZE OR WITHHOLD BENEFITS TO AN ORDAINED OR LICENSED MINISTER OR RELIGIOUS SOCIETY FOR SUCH A DENIAL.

To the committee on Community and Family Advancement

H. B. No. 287 - Representative Barnes

TO REQUIRE THE DIRECTOR OF DEVELOPMENT SERVICES TO ESTABLISH A YOUTH SUMMER JOBS PLEDGING INITIATIVE TO INCREASE ACCESS TO SUMMER EMPLOYMENT OPPORTUNITIES

FOR HIGH SCHOOL AND COLLEGE YOUTH.

To the committee on Economic and Workforce Development

H. B. No. 288 - Representatives Henne and Rezabek

TO REQUIRE THE STATEWIDE EMERGENCY SERVICES INTERNET PROTOCOL NETWORK STEERING COMMITTEE TO UPDATE THE OPERATIONAL STANDARDS FOR PUBLIC SAFETY ANSWERING POINTS.

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

H. B. No. 294 - Representatives Patmon and Conditt

TO REQUIRE THE DEPARTMENT OF HEALTH TO ENSURE THAT STATE FUNDS AND CERTAIN FEDERAL FUNDS ARE NOT USED EITHER TO PERFORM OR PROMOTE ELECTIVE ABORTIONS, OR TO CONTRACT OR AFFILIATE WITH ANY ENTITY THAT PERFORMS OR PROMOTES ELECTIVE ABORTIONS.

To the committee on Community and Family Advancement

H. B. No. 296 - Representative Young

TO PROVIDE THAT A BUSINESS IS NOT REQUIRED TO PARTICIPATE IN A CEREMONY CREATING A UNION BETWEEN TWO PERSONS OF THE SAME SEX IF SUCH PARTICIPATION VIOLATES THE BUSINESS'S RIGHT OF CONSCIENCE OR FREEDOM OF RELIGION.

To the committee on Community and Family Advancement

H. B. No. 303 - Representatives Dever and McColley

TO CREATE THE D.O.L.L.A.R. DEED PROGRAM.

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

H. B. No. 305 - Representative Schuring

TO INCLUDE NEW NONTEACHING EMPLOYEES OF THE UNIVERSITY OF AKRON AS MEMBERS IN THE PUBLIC EMPLOYEES RETIREMENT SYSTEM AND TO MAKE AN APPROPRIATION FOR THE UNIVERSITY'S SCHOOL EMPLOYEES RETIREMENT SYSTEM EMPLOYER SURCHARGE PAYMENTS.

To the committee on Health and Aging

H. B. No. 311 - Representative Schuring

TO BASE THE PERCENTAGE OF AN EMPLOYEE'S SALARY THAT MUST BE CONTRIBUTED TO THE STATE TEACHERS RETIREMENT SYSTEM TO MITIGATE THE EFFECT OF THE EMPLOYEE'S PARTICIPATION IN AN ALTERNATIVE RETIREMENT PROGRAM ON THE AVERAGE PERCENTAGE USED TO AMORTIZE THE RETIREMENT SYSTEM'S UNFUNDED ACTUARIAL ACCRUED PENSION LIABILITIES.

To the committee on Health and Aging

H. B. No. 326 - Representatives Amstutz and McClain

TO MAKE TECHNICAL CHANGES TO THE STATE INCOME TAX LAW, TO MODIFY THE REQUIREMENTS FOR RECEIVING THE JOINT FILING CREDIT, AND TO PROVIDE THAT, FOR THE 2015 TAXABLE YEAR, ANY TAXABLE BUSINESS INCOME UNDER \$125,000 FOR MARRIED TAXPAYERS FILING SEPARATELY OR \$250,000 FOR OTHER TAXPAYERS IS SUBJECT TO THE GRADUATED TAX RATES APPLICABLE TO NONBUSINESS INCOME, WHILE BUSINESS INCOME IN EXCESS OF THOSE AMOUNTS REMAINS SUBJECT TO THE EXISTING 3% FLAT TAX.

To the committee on Ways and Means

RON AMSTUTZ

STEPHEN D. HAMBLEY

ROBERT MCCOLLEY

ROBERT COLE SPRAGUE

HEARCEL F. CRAIG

DANIEL RAMOS

ROBERT D. HACKETT

BILL HAYES

SCOTT RYAN

KEVIN BOYCE

JOHN PATTERSON

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 Boyce reported for the Rules and Reference committee recommending that the following House Concurrent Resolutions and House Resolutions be introduced and referred to the following committees for consideration:

H. C. R. No. 24 - Representatives Rezabek and Ginter

TO ENCOURAGE THE UNITED STATES SENATE TO TAKE LEGISLATIVE ACTION OPPOSING A CLEAN WATER RULE PROPOSED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

To the committee on Energy and Natural Resources

H. C. R. No. 25 - Representative Hayes

TO URGE THE CONGRESS OF THE UNITED STATES TO TAKE ACTION TO ENSURE MEMBERS OF THE ARMED FORCES ARE

ADEQUATELY ARMED FOR THEIR PROTECTION AT MILITARY BASES AND OTHER MILITARY SITES WITHIN THE UNITED STATES.
To the committee on Armed Services, Veterans Affairs, and Public Safety

H. C. R. No. 26 - Representatives Sears and Dovilla
TO EXPRESS SUPPORT FOR THE MILITARY BRATPIN.
To the committee on Armed Services, Veterans Affairs, and Public Safety

H. R. No. 192 - Representatives Clyde and Reece
COMMEMORATING THE FIFTIETH ANNIVERSARY OF THE VOTING RIGHTS ACT OF 1965.
To the committee on Government Accountability and Oversight

H. R. No. 206 - Representatives Sykes and Reece
TO URGE THE POWERS OF THE GOVERNMENTS THAT CONTINUE TO MAKE ISSUANCES CONTAINING THE CONFEDERATE FLAG TO DISCONTINUE THIS PRACTICE, TO URGE THE POWERS OF THE GOVERNMENTS THAT FLY THE CONFEDERATE FLAG OR ANY FLAG CONTAINING IMAGERY OF THE CONFEDERATE FLAG ON PUBLIC PROPERTY TO REMOVE THOSE FLAGS IN QUESTION, TO URGE THE POWERS OF GOVERNMENTS THAT HAVE OFFICIAL STATE FLAGS THAT CONTAIN IMAGERY DERIVED FROM THE CONFEDERATE FLAG TO COMMENCE IN THE PROCESS OF REDESIGNING THE OFFICIAL STATE FLAG IMMEDIATELY, TO URGE SOUTH CAROLINA'S GENERAL ASSEMBLY TO DIRECT REMOVAL OF THE CONFEDERATE FLAG FROM STATE PROPERTY, AND TO URGE OHIO RETAILERS TO REMOVE FROM INVENTORY ANY CONFEDERATE FLAG MERCHANDISE.
To the committee on Government Accountability and Oversight

/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 Concurrent Resolutions and House Resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

Said House Concurrent Resolutions and House Resolutions were introduced and referred as recommended.

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

H. R. No. 204 - Representative DeVitis

Honoring Legends Sports Pub and Grille as a 2015 National Hamburger Festival Champion.

H. R. No. 205 - Representative Schuring

Designating Careers in Construction Month, October 2015.

H. R. No. 207 - Representatives Ramos, Perales, Strahorn, Boyd, Leland, Driehaus, Sykes, Antonio, Kuhns, Bishoff, Clyde, Hackett, Butler, Duffey, Ashford, Cera, Smith, K., Brenner, Slesnick, Reece, Sheehy, Patterson, Lepore-Hagan, Celebrezze, Craig, Rogers, O'Brien, S., Stinziano, Johnson, G., Dever

Recognizing National Hispanic Heritage Month in Ohio, September 15 to October 15, 2015.

Add the names: Boyce, Amstutz

H. R. No. 208 - Representatives Antani and Butler

Honoring the Centerville High School girls 3,200-meter relay team on winning the 2015 Division I 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.

Representative Boyce reported for the Rules and Reference committee recommending that the following House Resolution be read by title only and approved:

H. R. No. 186 - Speaker Rosenberger

In memory of Sonny Kim.

/s/RON AMSTUTZ

Ron Amstutz, Chair

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

The motion 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 Representatives Craig, Hackett, Hambley, McColley, Sprague, Stinziano, and Patterson; appoint Representatives Antonio, Brenner, Celebrezze, Hood, Kunze, Pelanda, and Strahorn as Ranking Member.

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

Attest:

BRADLEY J. YOUNG,
Clerk.