

OHIO

House

of

Representatives

JOURNAL

TUESDAY, APRIL 26, 2016

ONE HUNDRED SIXTY-SECOND DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, April 26, 2016, 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 yesterday was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 534 - Representatives Grossman, Perales.

Cosponsors: Representatives Bocchieri, Rezabek, Duffey.

To amend sections 5302.30, 5311.01, 5311.08, 5311.081, 5311.09, 5311.091, 5311.16, 5311.18, and 5311.22 and to enact sections 5311.082, 5311.083, 5311.29, 5311.30, 5311.31, 5311.32, and 5311.33 of the Revised Code relative to the Condominium Law and Planned Community Law.

H. B. No. 535 - Representative Perales.

Cosponsors: Representatives Butler, Thompson, Boose, Retherford, Bishoff, Grossman, Rezabek, O'Brien, M., Phillips.

To amend section 5903.02 of the Revised Code to extend employment and reemployment protection to a person who is a member of another state's national guard or organized militia and who is employed in Ohio.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Fedor submitted the following report:

The standing committee on Education to which was referred **H. B. No. 137**-Representatives Grossman, Phillips, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: SCHOOL HEALTH CURRICULUM-INSTRUCTION ON ORGAN AND TISSUE DONATION

Representative Brenner moved to amend the title as follows:

Add the names: "Brenner, Cupp, Patterson, Ramos, Smith, K."

ANDREW BRENNER
 TERESA FEDOR
 JANINE R. BOYD
 TIMOTHY DERICKSON
 J. KYLE KOEHLER
 BILL PATMON
 DEBBIE PHILLIPS
 TIMOTHY O. SCHAFFER
 KENT SMITH

BILL HAYES
 LOUIS W. BLESSING III
 ROBERT R. CUPP
 STEPHEN A. HUFFMAN
 NATHAN H. MANNING
 JOHN PATTERSON
 DANIEL RAMOS
 MARILYN SLABY
 RYAN SMITH

The following member voted "NO"

MICHAEL HENNE

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Rules and Reference to which was referred **Am. H. B. No. 429**-Representatives Antani, Reineke, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: WORKFORCE TRAINING VOUCHER PROGRAM-EMPLOYERS-AUTOMOTIVE TECHNICIANS

Representative Brenner moved to amend as follows:

In line 5 of the title, delete ", and to"

In line 6 of the title, delete "declare an emergency"

Delete lines 219 through 224

The motion was agreed to and the bill so amended.

RON AMSTUTZ
 NICKIE J. ANTONIO
 ANDREW BRENNER
 BILL HAYES
 STEPHANIE KUNZE
 SCOTT RYAN

FRED STRAHORN
 KEVIN BOYCE
 NICHOLAS CELEBREZZE
 RON HOOD
 DOROTHY PELANDA

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 and Senate Bills be considered for the second time and referred to the following committees for consideration:

H. B. No. 511 - Representatives Kuhns and Boyd

TO ESTABLISH FAMILY AND MEDICAL LEAVE INSURANCE BENEFITS TO PROVIDE PAID LEAVE TO ALLOW AN INDIVIDUAL TO ADDRESS THE INDIVIDUAL'S OWN SERIOUS HEALTH CONDITION, TO CARE FOR A FAMILY MEMBER, OR TO BOND WITH A NEW CHILD AND TO EXEMPT THOSE BENEFITS FROM PERSONAL INCOME TAX.

To the committee on Insurance

H. B. No. 512 - Representative Ginter

TO ESTABLISH REQUIREMENTS GOVERNING LEAD AND COPPER TESTING FOR COMMUNITY AND NONTRANSIENT NONCOMMUNITY WATER SYSTEMS, TO REVISE THE LAW GOVERNING LEAD CONTAMINATION FROM PLUMBING FIXTURES, TO MAKE APPROPRIATIONS TO THE FACILITIES CONSTRUCTION COMMISSION FOR PURPOSES OF PROVIDING GRANTS FOR LEAD FIXTURE REPLACEMENT IN ELIGIBLE SCHOOLS, AND TO REVISE THE LAWS GOVERNING THE WATER POLLUTION CONTROL LOAN AND DRINKING WATER ASSISTANCE FUNDS.

To the committee on Energy and Natural Resources

H. B. No. 513 - Representative Gonzales

TO PERMIT A PROSPECTIVE JUROR WHO IS A MOTHER WHO IS BREAST-FEEDING HER BABY TO BE EXCUSED FROM JURY SERVICE.

To the committee on Judiciary

H. B. No. 514 - Representative Sykes

TO REQUIRE CERTAIN HEALTH CARE PROFESSIONALS TO COMPLETE INSTRUCTION IN CULTURAL COMPETENCY.

To the committee on Commerce and Labor

H. B. No. 515 - Representatives Patterson and Cera

TO EXEMPT FROM SALES AND USE TAXATION THE BULK SALE OF FIREWOOD AND CERTAIN OTHER HEATING FUELS, AND TO REIMBURSE THE LOCAL GOVERNMENT FUND AND PUBLIC LIBRARY FUND AND COUNTY AND TRANSIT SALES TAX COLLECTIONS FOR THE RESULTING REVENUE LOSSES.

To the committee on Ways and Means

H. B. No. 516 - Representative Celebrezze

TO REQUIRE A COURT TO ISSUE A MUTUAL RESTRAINING ORDER

ON BOTH PARTIES UPON THE FILING OF A COMPLAINT FOR A DIVORCE, ANNULMENT, OR LEGAL SEPARATION.

To the committee on Judiciary

H. B. No. 517 - Representative Celebrezze

TO REQUIRE THE CLERK OF COURT, IN DOMESTIC RELATIONS CASES IN WHICH PROOF OF A CHILD'S BIRTH IS REQUIRED TO BE INCLUDED IN A PLEADING, TO ACCESS THE ELECTRONIC SYSTEM OF VITAL RECORDS OF THE STATE REGISTRAR OR DEPARTMENT OF HEALTH AND ISSUE A CERTIFICATION OF BIRTH TO THE PARTY APPLYING FOR SUCH CERTIFICATION UPON PAYMENT OF THE REQUIRED FEES.

To the committee on Judiciary

H. B. No. 518 - Representative Vitale

TO PERMIT AN ELECTED OFFICEHOLDER OF THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE WHO HOLDS A VALID CONCEALED HANDGUN LICENSE TO CARRY A CONCEALED HANDGUN IN A GOVERNMENT FACILITY OF THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE.

To the committee on State Government

H. B. No. 519 - Representative Howse

TO REQUIRE THE DIRECTOR OF THE LEGISLATIVE SERVICE COMMISSION TO PREPARE A HUMAN IMPACT STATEMENT CONCERNING A BILL OR RESOLUTION THAT PROPOSES TO AMEND THE LAW GOVERNING CRIMINAL JUSTICE.

To the committee on State Government

H. B. No. 520 - Representatives Schuring and Ramos

TO REVISE THE LAW GOVERNING THE STATE'S PUBLIC RETIREMENT SYSTEMS.

To the committee on Health and Aging

H. B. No. 521 - Representative Manning

TO PROVIDE SPECIAL PAROLE ELIGIBILITY DATES FOR PERSONS WITH AN INDEFINITE OR LIFE SENTENCE IMPOSED FOR AN OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN 18 YEARS OF AGE, TO REQUIRE THE PAROLE BOARD TO CONSIDER SPECIFIED MITIGATING FACTORS IN THOSE CASES, AND TO REQUIRE NOTICE TO THE OHIO PUBLIC DEFENDER AND PROSECUTING ATTORNEY PRIOR TO THE PAROLE CONSIDERATION HEARING.

To the committee on Judiciary

H. B. No. 522 - Representative Phillips

TO PROHIBIT INJECTION OF BRINE AND OTHER WASTE

SUBSTANCES EXCEPT IN CLASS I INJECTION WELLS, TO PROHIBIT THE CONVERSION OF OIL AND GAS WELLS, TO REQUIRE MUNICIPAL OR TOWNSHIP APPROVAL PRIOR TO THE ISSUANCE OF AN OIL OR GAS WELL PERMIT, AND TO LEVY A FEE ON THE INJECTION OF BRINE AND OTHER WASTE SUBSTANCES INTO A CLASS I INJECTION WELL.

To the committee on Energy and Natural Resources

H. B. No. 524 - Representatives Cupp and Smith, R.

TO REVIEW THE VALUE-ADDED PROGRESS DIMENSION MEASURE USED FOR PURPOSES OF STATE REPORT CARD RATINGS FOR SCHOOL DISTRICTS AND SCHOOLS.

To the committee on Education

H. B. No. 525 - Representative Johnson, G.

TO REQUIRE MULTI-LINE TELEPHONE SYSTEMS TO HAVE A DEFAULT CONFIGURATION THAT PERMITS USERS TO DIRECTLY INITIATE A CALL TO 9-1-1 WITHOUT DIALING ANY ADDITIONAL DIGIT OR CODE.

To the committee on Public Utilities

H. B. No. 526 - Representative Bishoff

TO PROHIBIT A PERSON FROM KILLING OR INJURING A CAT OR DOG THAT IS TRESPASSING ON THE PERSON'S PROPERTY.

To the committee on State Government

H. B. No. 527 - Representative Dever

TO REGULATE THE COLLECTION, USE, AND RETENTION OF CERTAIN INFORMATION OBTAINED FROM AN APPLICANT DURING THE EMPLOYEE SELECTION PROCESS.

To the committee on Commerce and Labor

H. B. No. 528 - Representative Ruhl

TO AUTHORIZE ADDITIONAL PERMISSIVE LOCAL MOTOR VEHICLE LICENSE TAXES UP TO A TOTAL OF \$15.

To the committee on Ways and Means

Sub. S. B. No. 27 - Senator Patton

TO PROVIDE THAT A FIREFIGHTER WHO IS DISABLED AS A RESULT OF SPECIFIED TYPES OF CANCER IS PRESUMED FOR PURPOSES OF THE LAWS GOVERNING WORKERS' COMPENSATION AND THE OHIO POLICE AND FIRE PENSION FUND TO HAVE INCURRED THE CANCER WHILE PERFORMING OFFICIAL DUTIES AS A FIREFIGHTER.

To the committee on Insurance

S. B. No. 171 - Senator Seitz

TO ENACT THE UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT.

To the committee on Judiciary

Sub. S. B. No. 204 - Senator Seitz

TO MAKE THE SUSPENSION OF AN OFFENDER'S DRIVER'S LICENSE FOR A VIOLATION OF SPECIFIED DRUG OFFENSES DISCRETIONARY RATHER THAN MANDATORY, EXCEPT IN SPECIFIED CIRCUMSTANCES; TO AUTHORIZE A COURT TO TERMINATE A DRIVER'S LICENSE SUSPENSION IMPOSED FOR SPECIFIED DRUG OFFENSES COMMITTED OUT-OF-STATE; TO GENERALLY AUTHORIZE A COURT TO TERMINATE A PREVIOUSLY IMPOSED MANDATORY SUSPENSION FOR SPECIFIED DRUG OFFENSES; TO PROVIDE FOR THE SUSPENSION OF AN OFFENDER'S DRIVER'S LICENSE FOR POSSESSING NITROUS OXIDE IN A MOTOR VEHICLE; AND TO MAKE CONSISTENT THE PROVISIONS OF LAW GOVERNING THE ABILITY OF A COURT TO GRANT LIMITED DRIVING PRIVILEGES.

To the committee on Judiciary

S. B. No. 232 - Senator Bacon

TO AMEND THE LAW RELATED TO TRANSFER ON DEATH DESIGNATION DEEDS AND AFFIDAVITS.

To the committee on Judiciary

S. B. No. 310 - Senator Oelslager

TO MAKE CAPITAL APPROPRIATIONS AND CHANGES TO THE LAW GOVERNING CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2018.

To the committee on Finance

RON AMSTUTZ

BILL HAYES

STEPHANIE KUNZE

SCOTT RYAN

NICKIE J. ANTONIO

NICHOLAS CELEBREZZE

ANDREW BRENNER

RON HOOD

DOROTHY PELANDA

FRED STRAHORN

KEVIN BOYCE

Representative Kunze 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 and Senate 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 and Senate 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 Concurrent Resolution and House Resolution be introduced and referred to the following committee for consideration:

H. C. R. No. 34 - Representative Ramos
TO URGE THE UNITED STATES SENATE TO HOLD ANY AND ALL NECESSARY HEARINGS, TO PERFORM THE SENATE'S CONSTITUTIONAL DUTY, AND, AFTER APPROPRIATE CONSIDERATION, TO HOLD A VOTE TO CONFIRM OR DENY THE NOMINATION OF THE HONORABLE MERRICK GARLAND TO THE SUPREME COURT OF THE UNITED STATES.

To the committee on State Government

H. R. No. 383 - Representatives Sheehy and Lepore-Hagan
TO SUPPORT THE FEDERAL RAILROAD ADMINISTRATION'S PROPOSED RULE REQUIRING TRAINS OPERATED IN THE UNITED STATES TO HAVE AT LEAST A TWO-PERSON CREW.

To the committee on State Government

/s/ RON AMSTUTZ
Ron Amstutz, Chair

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

The motion was agreed to.

Said House Concurrent Resolution and House Resolution were 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. 387 - Representative Anielski

Honoring the Hawken School girls swimming and diving team on winning the 2016 Division II State Championship.

H. R. No. 388 - Representative Anielski

Honoring Elegant Ice Creations as the 2016 Ice Carving World Champion.

H. R. No. 389 - Representative Anielski

Honoring Crile Hart as a 2016 Division II State Swimming Champion.

H. R. No. 390 - Representative Anielski

Honoring Lauren Heller as a 2016 Division II State Swimming Champion.

H. R. No. 391 - Representative Anielski

Honoring the Hawken School girls 400-yard freestyle relay team as the 2016 Division II State Champion.

H. R. No. 392 - Representative Anielski

Honoring the Hawken School girls 200-yard medley relay team on winning the 2016 Division II State Championship.

H. R. No. 393 - Representatives Sheehy, Craig, Perales

Honoring Sydney Barret as the 2016 Ohio Military Kid of the Year.

Add the name: Strahorn

H. R. No. 395 - Representative Cupp

Honoring the Lima Central Catholic High School boys basketball team as the 2016 Division III State Champion.

H. R. No. 396 - Representative Cupp

Honoring Xavier Simpson as Ohio's Mr. Basketball for 2016.

H. R. No. 397 - Representative Cupp

Honoring Quincey Simpson as the 2016 All-Northwest Division I Coach of the Year.

H. R. No. 398 - Representative Anielski

Honoring the Brecksville-Broadview Heights High School gymnastics team on its 2016 State Championship.

Add the name: Celebrezze

H. R. No. 399 - Representative Reineke

Honoring the Rutherford B. Hayes Presidential Library and Museums on its One Hundredth Anniversary.

Add the name: Brenner

H. R. No. 400 - Representative Buchy

Honoring Drew Lament as a 2016 Division II/III Indoor State Track and Field Champion.

H. R. No. 401 - Representative Buchy

Honoring Chloe Flora as a 2016 Division II/III Indoor State Track and Field Champion.

H. R. No. 402 - Representative Boggs

Honoring the Columbus Africentric Early College girls basketball team on

winning the 2016 Division III State Championship.

Add the name: Boyce

H. R. No. 403 - Representatives Perales and Craig

Honoring Katie Pauley on being named the 2016 Ohio Military Youth of the Year.

Add the name: Strahorn

/s/RON AMSTUTZ

Ron Amstutz, Chair

Representative Kunze 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.

On motion of Representative Kunze, the House adjourned until Wednesday, April 27, 2016 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.