

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MAY 3, 2016

ONE HUNDRED SIXTY-FIFTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, May 3, 2016, 9:00 o'clock a.m.**

The House met pursuant to adjournment.

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

Representative Hood moved that the House advance to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

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

Representative Curtin submitted the following report:

The standing committee on State Government to which was referred **Am. S. C. R. No. 11**-Senator Uecker, et. al., having had the same under consideration, reports it back and recommends its adoption.

RE: TO URGE THE UNITED STATES CONGRESS TO PASS AND THE PRESIDENT TO SIGN INTO LAW THE TOXIC EXPOSURE RESEARCH ACT OF 2015

RONALD MAAG

JOHN BECKER

MICHAEL F. CURTIN

CHERYL L. GROSSMAN

STEPHEN A. HUFFMAN

RICK PERALES

STEPHEN D. HAMBLEY

KRISTIN BOGGS

BILL DEAN

RON HOOD

SARAH LATOURETTE

MARTIN J. SWEENEY

The report was agreed to.

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

Representative Patterson submitted the following report:

The standing committee on Agriculture and Rural Development to which was referred **H. C. R. No. 33**-Representative Scherer, et. al., having had the same under consideration, reports it back and recommends its adoption.

RE: TO EXPRESS SUPPORT FOR THE NOMINATION OF THE HOPEWELL CEREMONIAL EARTHWORKS AS A UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION (UNESCO) WORLD HERITAGE SITE

Representative Burkley moved to amend the title as follows:

Add the names: "Hill, Burkley, Patterson, Boose, Buchy, Cera, O'Brien, S., Phillips, Schaffer."

BRIAN HILL	TONY BURKLEY
JOHN PATTERSON	TERRY BOOSE
JIM BUCHY	JACK CERA
CHRISTINA HAGAN	J. KYLE KOEHLER
SARAH LATOURETTE	MICHAEL J. O'BRIEN
SEAN O'BRIEN	BILL PATMON
DEBBIE PHILLIPS	WES RETHERFORD
JEFFERY S. REZABEK	MARGARET ANN RUHL
TIMOTHY O. SCHAFFER	ANDY THOMPSON
PAUL ZELTWANGER	

The report was agreed to.

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

Representative Patterson submitted the following report:

The standing committee on Agriculture and Rural Development to which was referred **Sub. S. B. No. 75**-Senators Jones, Peterson, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: AGRITOURISM

Representative Hill moved to amend the title as follows:

Add the names: "Representatives Hill, Burkley, Patterson, Boose, Buchy, Cera, Hagan, Koehler, LaTourette, O'Brien, S., Phillips, Retherford, Rezabek, Ruhl, Schaffer."

BRIAN HILL	TONY BURKLEY
JOHN PATTERSON	TERRY BOOSE
JIM BUCHY	JACK CERA
CHRISTINA HAGAN	J. KYLE KOEHLER
SARAH LATOURETTE	MICHAEL J. O'BRIEN
SEAN O'BRIEN	DEBBIE PHILLIPS
WES RETHERFORD	JEFFERY S. REZABEK
MARGARET ANN RUHL	TIMOTHY O. SCHAFFER
ANDY THOMPSON	PAUL ZELTWANGER

The report was agreed to.

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

Representative Curtin submitted the following report:

The standing committee on State Government to which was referred **Am. S. B. No. 152**-Senator Uecker, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PUBLIC IMPROVEMENTS-REMOVE LOCAL HIRING RESTRICTION

RONALD MAAG	STEPHEN D. HAMBLEY
JOHN BECKER	BILL DEAN
CHERYL L. GROSSMAN	RON HOOD
STEPHEN A. HUFFMAN	SARAH LATOURETTE
RICK PERALES	

The following members voted "NO"

KRISTIN BOGGS	MICHAEL F. CURTIN
MARTIN J. SWEENEY	

The report was agreed to.

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

Representative Curtin submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 341**-Representatives Young, Sweeney, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: TOWING LAW-CHANGES

RONALD MAAG	STEPHEN D. HAMBLEY
JOHN BECKER	KRISTIN BOGGS
MICHAEL F. CURTIN	BILL DEAN
CHERYL L. GROSSMAN	RON HOOD
STEPHEN A. HUFFMAN	SARAH LATOURETTE
RICK PERALES	MARTIN J. SWEENEY

The report was agreed to.

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

Representative Cera submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 466**-Representative Smith, R., having had the same under consideration, reports it back and recommends its passage.

RE: SALES TAX-EXEMPT DIGITAL ADVERTISING SERVICES

Representative Schaffer moved to amend the title as follows:

Add the names: "Schaffer, Dever, Hambley, Rogers."

TIMOTHY O. SCHAFFER  
 RON AMSTUTZ  
 JOHN BARNES, JR.  
 TERRY BOOSE  
 MICHAEL F. CURTIN  
 DENISE DRIEHAUS  
 MICHAEL HENNE  
 ROBERT MCCOLLEY  
 JOHN M. ROGERS  
 EMILIA STRONG SYKES

JACK CERA  
 NAN A. BAKER  
 JOHN BECKER  
 TONY BURKLEY  
 JONATHAN DEVER  
 STEPHEN D. HAMBLEY  
 JEFFREY A. MCCLAIN  
 BILL REINEKE  
 MARILYN SLABY

The report was agreed to.

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

Representative Hood moved that the House revert to the second order of business, being introduction of bills.

The motion was agreed to.

On motion of Representative Hood, the House recessed.

The House met pursuant to recess.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 540** - Representative Cera.

Cosponsors: Representatives Hill, Rogers, Patterson, Antonio, Curtin, Slesnick.

To amend sections 1509.02, 1509.071, 1509.11, and 5749.02 and to enact sections 321.50, 321.51, 321.52, 505.96, 1509.075, and 3737.15 of the Revised Code to limit the amount of revenue that may be credited to the Oil and Gas Well Fund and to allocate funds in excess of that amount to local governments and fire departments.

**H. B. No. 541** - Representative Landis.

To enact section 3745.25 of the Revised Code to prohibit any state agency from implementing the federal "Clean Power Plan."

**H. B. No. 542** - Representative McColley.

To amend sections 3501.17, 3501.28, 3501.32, 3505.18, 3505.181, 3505.182, and 3505.183 and to enact sections 2505.40 and 3501.321 of the Revised Code to specify the conditions under which a court may order that a

polling place be kept open for extended hours on the day of an election and to require a person who votes pursuant to such an order to cast a provisional ballot.

**H. B. No. 543** - Representative Ramos.

Cosponsors: Representatives Strahorn, Patterson, Smith, K., Lepore-Hagan, Sykes, Leland, Rogers, Antonio, Boyce, Boyd.

To amend sections 3501.10, 3503.16, 3509.02, 3509.03, 3509.05, 3511.02, and 3511.10 of the Revised Code to specify the conditions under which a board of county commissioners may establish one or more branch offices of the board of elections for in-person absent voting.

**H. B. No. 544** - Representatives Koehler, Landis.

Cosponsors: Representatives Cupp, Brenner, Romanchuk.

To amend section 3301.0712 of the Revised Code to permit high school students to take a civics assessment instead of the American government end-of-course examination.

**H. B. No. 545** - Representatives Driehaus, Dever.

To amend sections 1151.38, 1151.61, 1701.01, 1701.03, 1701.04, 1701.05, 1701.38, 1701.59, 1701.591, and 1701.94 and to enact section 1701.96 of the Revised Code to allow a corporation to become a benefit corporation.

**H. B. No. 546** - Representative DeVitis.

Cosponsors: Representatives Butler, Boose, Blessing, Patmon, Bishoff.

To amend sections 5747.08 and 5747.98 and to enact sections 3313.94 and 5747.64 of the Revised Code to authorize a board of education or governing authority of a school to enter into an agreement with a volunteer who is a current or retired law enforcement officer to patrol school premises to prevent or respond to a mass casualty event, to generally provide to a board of education or governing authority of a school and to such a volunteer immunity from civil liability for injury, death, or loss arising from the volunteer's services, and to provide a tax credit for volunteer service.

**H. B. No. 547** - Representative Smith, R.

To amend sections 122.171, 124.152, 124.181, 124.382, 126.32, 127.19, 305.31, 305.42, 323.73, 3316.042, 4741.11, 5537.02, 5709.084, and 5747.51, to repeal sections 324.01, 324.02, 324.021, 324.03, 324.04, 324.05, 324.06, 324.07, 324.08, 324.09, 324.10, 324.11, 324.12, and 324.99 of the Revised Code, to amend Sections 207.190, 223.10, 229.10, 245.10, 263.50, 263.220, 305.30, 309.10, and 379.10 of Am. Sub. H.B. 64 of the 131st General Assembly, to amend Sections 263.10 and 371.10 of Am. Sub. H.B. 64 of the 131st General Assembly, as subsequently amended, to amend Sections 273.10, 273.30, and 287.10 of Am. Sub. S.B. 260 of the 131st General

Assembly, and to amend Sections 207.10, 207.80, 207.90, 207.100, 207.220, 207.280, 207.290, 221.10, and 239.10 of S.B. 310 of the 131st General Assembly to provide authorization and conditions for the operation of state programs and to make appropriations.

**H. B. No. 548** - Representative Schuring.

Cosponsor: Representative Sprague.

To amend sections 4723.43, 4723.44, 4729.01, and 4761.17 of the Revised Code regarding the authority of certified registered nurse anesthetists to select, order, and administer drugs and to direct certain other persons to administer drugs or perform clinical support functions.

Said bills were considered the first time.

### MOTIONS AND RESOLUTIONS

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

**H. R. No. 404 - Representative Antonio**

Honoring the Paisley Monkey on being named the 2015 Heritage Ohio Main Street Business of the Year.

**H. R. No. 405 - Speaker Rosenberger**

Recognizing the Governor's Thirty-sixth Annual Holocaust Commemoration, May 4, 2016.

Add the names: Strahorn, Amstutz, Ramos, Antonio, Hood, Pelanda, Kunze, Brenner, Ryan, Celebrezze.

**H. R. No. 406 - Representative DeVitis**

Honoring Tyler Kemerer as a U.S. National Irish Dance Champion.

**H. R. No. 407 - Representative Boose**

Honoring the Federal Farm Loan Act of 1916 on its Centennial.

Add the names: Strahorn, Ramos, Pelanda, Kunze, Antonio, Celebrezze.

**H. R. No. 408 - Representative Kunze**

Honoring Jacob Ross on placing first in the high jump at the 2016 Division I Indoor State Championship.

**H. R. No. 409 - Representative Landis**

Honoring Lane Peters on winning a 2016 National Wrestling Championship.

**H.R. No. 410 Representatives Brenner, Blessing, Perales, Ruhl**

Recognizing National Charter Schools Week, May 1-7, 2016.

**H. R. No. 411 - Representative Dean**

Honoring Evan Adkins as the 2016 Division I State Boys Bowling Champion.

**H. R. No. 412 - Representatives Koehler and Dean**

Honoring Jessica Pitt as the 2016 Division II State Champion in girls bowling.

**H. R. No. 413 - Representatives Koehler and Dean**

Honoring the Northeastern High School girls powerlifting team on winning the 2016 Division I, II, and III State Championship.

**H. R. No. 414 - Representative LaTourette**

Recognizing Myositis Awareness Month, May 2016.

/s/RON AMSTUTZ

Ron Amstutz, Chair

Representative Dever 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 concurred in the passage of the following bill:

**Sub. H. B. No. 299 - Representatives Blessing, Rezabek**

Cosponsors: Representatives Butler, Terhar, Dever, Brenner, Bishoff, LaTourette, Grossman, Huffman, Schaffer, Amstutz, Anielski, Ashford, Baker, Barnes, Boyce, Boyd, Brown, Buchy, Burkley, Conditt, Craig, Driehaus, Duffey, Green, Hackett, Hall, Hambley, Hayes, Henne, Hill, Johnson, G., Johnson, T., Kuhns, Kunze, Maag, Manning, O'Brien, M., O'Brien, S., Patmon, Pelanda, Perales, Reece, Reineke, Rogers, Ruhl, Ryan, Scherer, Schuring, Sheehy, Slesnick, Sprague, Stinziano, Strahorn, Sweeney, Sykes, Thompson Senators Hite, Bacon, Balderson, Brown, Coley, Eklund, Jones, LaRose, Lehner, Obhof, Oelslager, Patton, Peterson, Seitz, Thomas

To amend sections 3301.079, 3301.0711, 3301.0712, 3301.16, 3310.03, 3310.14, 3310.41, 3310.522, 3313.612, 3313.615, 3313.619, and 3313.976 of the Revised Code to permit the temporary, legal, or permanent custodian of a qualified child to apply for an Autism Scholarship and to revise the law regarding the testing and graduation requirements for students attending a chartered nonpublic school.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

Vincent L. Keeran,  
Clerk.



The Senate amendments were laid over under the Rule.

### **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:

Insurance:

Remove Representative Cera; appoint Representative Boggs.

State Government:

Remove Representative Kunze.

### **CLERK'S NOTATION**

This is to acknowledge receipt from the Supreme Court of Ohio, on April 29, 2016, of amendments to the Ohio Rules of Civil Procedure, the Ohio Rules of Criminal Procedure, the Ohio Rules of Evidence, and the Ohio Rules of Juvenile Procedure.

On motion of Representative Dever, the House adjourned until Wednesday, May 4, 2016 at 9:00 o'clock a.m.

Attest:

**BRADLEY J. YOUNG,**  
Clerk.