

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, AUGUST 2, 2016

ONE HUNDRED NINETY-FIRST DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, August 2, 2016, 9:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by Reverend Dr. David Mabry of the Orange Friends Church in Lewis Center, 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:

John Ruthven received H.R. 478, presented by Representative Green-66th district.

Ellen Turk, a guest of Representatives Gonzales-19th district and Gavarone-3rd district.

Mary McDonald, Bettye Gales, Scotty Sly, Quincy Pope, and Rap Hankins, guests of Representative Rezabek-43rd district.

Roy and Logan Martinez, guests of Representative Arndt-89th district.

Dennis Kane, a guest of Representative Johnson, T.-90th district.

The journal of yesterday was read and approved.

### **MOTIONS AND RESOLUTIONS**

Representative Amstutz moved that the following resolution be brought up for immediate adoption, read by title only, 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. 473**-Speaker Rosenberger.

Relative to the election of Theresa Gavarone to fill the vacancy in the membership of the House of Representatives created by the resignation of Tim W. Brown of the 3rd House District.

WHEREAS, Section 11 of Article II of the Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Tim W. Brown of the 3rd House District, has resigned as a member of the House of Representatives of the 131st General Assembly

effective July 17, 2016; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Theresa Gavarone, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 3rd House District, is hereby elected, effective August 2, 2016, pursuant to Section 11 of Article II of the Ohio Constitution, as a member of the House of Representatives from the 3rd House District, to fill the vacancy created by the unexpired portion of the term of said Tim W. Brown, ending on December 31, 2016; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.

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

The yeas and nays were taken and resulted – yeas 57, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Anielski	Antani	Arndt
Baker	Becker	Blessing	Boose
Brenner	Brinkman	Buchy	Burkley
Butler	Cupp	Derickson	Dever
DeVitis	Dovilla	Duffey	Ginter
Gonzales	Green	Grossman	Hagan
Hall	Hambley	Hayes	Henne
Hill	Hood	Huffman	Johnson, T.
Koehler	Kunze	Landis	LaTourette
Maag	Manning	McClain	Pelanda
Perales	Reineke	Rezabek	Roegner
Romanchuk	Ruhl	Ryan	Schaffer
Scherer	Schuring	Slaby	Smith, R.
Terhar	Thompson	Vitale	Zeltwanger
			Rosenberger-57

The resolution was adopted.

Theresa Garavone was escorted to the bar of the House by Representatives Amstutz, Schuring, Buchy, Pelanda, LaTourette, Cera, Johnson, G., Smith, K., and Sykes, took the oath of office administered by Speaker Rosenberger, and entered upon the discharge of her duties.

State of Ohio

County of Franklin

I, Theresa Garavone, do solemnly swear to support the Constitution of the

United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ THERESA GARAVONE  
Theresa Garavone

Sworn to and subscribed before me this 2nd day of August, 2016.

/s/ CLIFFORD A. ROSENBERGER  
Clifford A. Rosenberger  
Speaker  
Ohio House of Representatives

Representative Amstutz moved that the following resolution be brought up for immediate adoption, read by title only, 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. 472-Speaker Rosenberger**

Relative to the election of Derek Merrin to fill the vacancy in the membership of the House of Representatives created by the resignation of Barbara Sears of the 47th House District.

WHEREAS, Section 11 of Article II of the Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Barbara Sears of the 47th House District, has resigned as a member of the House of Representatives of the 131st General Assembly effective June 30, 2016; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Derek Merrin, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 47th House District, is hereby elected, effective August 2, 2016, pursuant to Section 11 of Article II of the Ohio Constitution, as a member of the House of Representatives from the 47th House District, to fill the vacancy created by the unexpired portion of the term of said Barbara Sears, ending on December

31, 2016; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.

The question being, “Shall the resolution be adopted?”

The yeas and nays were taken and resulted – yeas 58, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Anielski	Antani	Arndt
Baker	Becker	Blessing	Boose
Brenner	Brinkman	Buchy	Burkley
Butler	Cupp	Derickson	Dever
DeVitis	Dovilla	Duffey	Gavarone
Ginter	Gonzales	Green	Grossman
Hagan	Hall	Hambley	Hayes
Henne	Hill	Hood	Huffman
Johnson, T.	Koehler	Kunze	Landis
LaTourette	Maag	Manning	McClain
Pelanda	Perales	Reineke	Rezabek
Roegner	Romanchuk	Ruhl	Ryan
Schaffer	Scherer	Schuring	Slaby
Smith, R.	Terhar	Thompson	Vitale
Zeltwanger			Rosenberger-58

The resolution was adopted.

Derek Merrin was escorted to the bar of the House by Representatives Amstutz, Schuring, Buchy, Pelanda, LaTourette, Antonio, Ashford, Fedor, and Sheehy, took the oath of office administered by Speaker Rosenberger, and entered upon the discharge of his duties.

State of Ohio

County of Franklin

I, Derek Merrin, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ DEREK MERRIN

Derek Merrin

Sworn to and subscribed before me this 2nd day of August, 2016.

/s/ CLIFFORD A. ROSENBERGER  
Clifford A. Rosenberger  
Speaker  
Ohio House of Representatives

Representative Amstutz moved that the following resolution be brought up for immediate adoption, read by title only, 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. 474**-Speaker Rosenberger, Representative Strahorn

Relative to travel allowance.

WHEREAS, Section 101.27 of the Revised Code provides that each member receive a travel reimbursement based upon the mileage from and to the member's place of residence, by the most direct highway route of public travel to and from the seat of government; therefore be it

RESOLVED, That the Chief Administrative Officer of the House of Representatives is hereby authorized to pay the following member's travel allowance based upon their round trip mileage opposite their name and district number:

Member's Name	District Number	Round-Trip Mileage
Kristina Roegner	37	274

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

The yeas and nays were taken and resulted – yeas 90, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Amstutz	Anielski	Antani	Antonio
Arndt	Ashford	Baker	Barnes
Becker	Bishoff	Blessing	Bocchieri
Boggs	Boose	Boyce	Boyd
Brenner	Buchy	Burkley	Butler
Celebrezze	Cera	Clyde	Craig
Cupp	Derickson	Dever	DeVitis
Dovilla	Driehaus	Duffey	Fedor
Gavarone	Ginter	Gonzales	Green
Grossman	Hagan	Hall	Hambley
Hayes	Henne	Hill	Hood
Howse	Huffman	Johnson, G.	Johnson, T.
Koehler	Kuhns	Kunze	Landis
LaTourette	Leland	Lepore-Hagan	Maag

Manning	McClain	Merrin	O'Brien, M.
O'Brien, S.	Patmon	Patterson	Pelanda
Perales	Phillips	Ramos	Reece
Reineke	Rezabek	Roegner	Rogers
Romanchuk	Ruhl	Ryan	Schaffer
Scherer	Schuring	Sheehy	Slaby
Smith, K.	Smith, R.	Strahorn	Sweeney
Sykes	Terhar	Thompson	Vitale
Zeltwanger			Rosenberger-90

The resolution was adopted.

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

**H. R. No. 300 - Speaker Rosenberger, Representatives Strahorn, Romanchuk, Amstutz, Anielski, Antani, Antonio, Arndt, Ashford, Baker, Barnes, Becker, Bishoff, Blessing, Boccieri, Boggs, Boose, Boyce, Boyd, Brenner, Brinkman, Brown, Buchy, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Craig, Cupp, Curtin, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Fedor, Ginter, Gonzales, Green, Grossman, Hackett, Hagan, Hall, Hambley, Hayes, Henne, Hill, Hood, Howse, Huffman, Johnson, G., Johnson, T., Koehler, 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, Ruhl, Ryan, Schaffer, Scherer, Schuring, Sears, Sheehy, Slaby, Slesnick, Smith, K., Smith, R., Sprague, Sweeney, Sykes, Terhar, Thompson, Vitale, Young, Zeltwanger**

In memory of Martha Joan Douglass.

/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. 300-Speaker Rosenberger, Representatives Strahorn, Romanchuk, Amstutz, Anielski, Antani, Antonio, Arndt, Ashford, Baker, Barnes, Becker, Bishoff, Blessing, Boccieri, Boggs, Boose, Boyce, Boyd, Brenner, Brinkman, Brown, Buchy, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Craig, Cupp, Curtin, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Fedor, Ginter, Gonzales, Green, Grossman, Hackett, Hagan, Hall, Hambley, Hayes, Henne, Hill, Hood, Howse, Huffman, Johnson, G., Johnson, T., Koehler, 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, Ruhl, Ryan, Schaffer, Scherer, Schuring, Sears, Sheehy, Slaby, Slesnick, Smith, K., Smith, R., Sprague, Sweeney, Sykes, Terhar, Thompson, Vitale, Young, Zeltwanger. In memory of Martha Joan Douglass.

WHEREAS, The members of the House of Representatives of the 131st General Assembly of Ohio extend our sincere condolences and offer our profound sympathies to the family and friends of Martha Joan Douglass on the sorrowful occasion of her death; and

WHEREAS, Joan Douglass will long be remembered as a woman who contributed a great deal to her community and state. The first woman to serve on the Mansfield City Council, she was elected to the Ohio House of Representatives in 1973, and she worked as a receptionist for Governor George Voinovich and Senator Mike DeWine. In addition, she was a Realtor and a member of Altrusa, the Daughters of the American Revolution, the Clear Fork Sailing Club, and Mansfield First Evangelical Presbyterian Church; and

WHEREAS, It is our sincere hope that the memory of Joan Douglass will be a source of comfort to those who loved and cherished her, including her three children, Ronald, Susan, and Melinda, her one grandchild, Tyler, and her two great-grandchildren, Colin and Natalie. Her legacy will remain forever in the hearts of all who knew her; 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 Joan Douglass. The warmth of her personality made a lasting impression on the people whose lives she touched, and the warmth and understanding she so readily extended to others will stand as a testament to her personal character; therefore be it

RESOLVED, That we, the members of the House of Representatives of the 131st General Assembly of Ohio, in adopting this Resolution, mourn the loss and salute the memory of a truly honorable woman, Martha Joan Douglass; 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 Martha Joan Douglass.

The resolution was adopted.

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

**H. R. No. 438 - Speaker Rosenberger, Representatives Strahorn, Kunze, Amstutz, Anielski, Antani, Antonio, Arndt, Ashford, Baker, Barnes, Becker, Bishoff, Blessing, Boccieri, Boggs, Boose, Boyce, Boyd, Brenner, Brinkman, Buchy, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Craig, Cupp, Curtin, Dean, Derickson, Dever, DeVitis, Dovilla, Driehaus, Duffey, Fedor, Ginter, Gonzales, Green, Grossman, Hagan, Hall, Hambley, Hayes, Henne, Hill, Hood, Howse, Huffman, Johnson, G., Johnson, T., Koehler, Kuhns, 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, Sheehy, Slaby, Slesnick, Smith, K., Smith, R., Sprague, Sweeney, Sykes, Terhar, Thompson, Vitale, Young, Zeltwanger**  
In memory of Sean R. Johnson.

**H. R. No. 459 - Speaker Rosenberger and Representative Strahorn**  
In memory of John F. Wolfe.  
Add the names: Boyce, Kunze, Brenner, Ryan, Hood, Amstutz, Hayes

**H. R. No. 466 - Representatives Antani and Butler**  
Honoring Forte as the 2016 ICHSA National Champion.

**H. R. No. 467 - Representative Leland**  
Honoring the St. Francis DeSales High School girls lacrosse team as the 2016 Division II State Champion.

**H. R. No. 468 - Representative Hagan**  
Honoring the St. Thomas Aquinas High School girls track and field team as the 2016 Division III State Champion.

**H. R. No. 469 - Representative Hagan**  
Honoring the St. Thomas Aquinas High School boys track and field team on winning the 2016 Division III State Championship.

**H. R. No. 470 - Representative Ramos**  
Honoring Zion Cross as a 2016 Division I State Track and Field Champion.

**H. R. No. 471 - Representative Anielski**  
Honoring Holly Koester as a 2016 National Veterans Wheelchair Games medalist.

**H. R. No. 475 - Representative Hood**  
Honoring the Village of Malta on its Bicentennial.

**H. R. No. 478 - Speaker Rosenberger and Representative Green**  
Honoring John A. Ruthven for seven decades of service to the arts in Ohio.

**H. R. No. 480 - Representative Boyce**

Designating August 26, 2016, as Ohio Lineworker Day.

Add the names: Antonio, Ramos, Strahorn, Celebrezze

**H. R. No. 481 - Representative Amstutz**

Recognizing Free Clinic Appreciation Month in Ohio, December 2016.

Add the names: Antonio, Ramos, Strahorn, Celebrezze, Brenner, Pelanda, Hood

**H. R. No. 482 - Representatives O'Brien, S. and Lepore-Hagan**

Honoring Collin Harden as a 2016 Division II State Track and Field Champion.

**H. R. No. 483 - Representative Boyce**

Recognizing August 7-13, 2016, as National Health Center Week.

Add the names: Strahorn, Celebrezze

/s/RON AMSTUTZ

Ron Amstutz, Chair

Representative Amstutz 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 Pelanda moved that majority party members asking leave to be absent or absent the week of Tuesday, August 2, 2016, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Antonio moved that minority party members asking leave to be absent or absent the week of Tuesday, August 2, 2016, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

On motion of Representative Amstutz, the House adjourned until Monday, August 8, 2016 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.