

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, FEBRUARY 1, 2017

NINTH DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, February 1, 2017, 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 Kick was selected to preside under the Rule.

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

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 1 - Representatives Sykes, Manning.

Cosponsors: Representatives Riedel, O'Brien, Kent, Craig, Lanese, Boyd, Smith, R., Hill, Ashford, Dever, Holmes, Leland, McColley, Perales, Johnson, G., Antonio, West, Cera, Rogers, Retherford, Sheehy, Pelanda, Ramos, Butler, Henne, Boccieri, Sprague, Boggs, Fedor, Antani, Householder, DeVitis.

To amend sections 109.42, 2151.23, 2919.27, and 3113.33 and to enact section 3113.311 of the Revised Code to authorize the issuance of dating violence protection orders with respect to conduct directed at a petitioner alleging dating violence, to provide access to domestic violence shelters for victims of dating violence, and to require the Attorney General's victim's bill of rights pamphlet to include a notice that a petitioner alleging dating violence has the right to petition for a civil protection order.

H. B. No. 2 - Representative Seitz.

To amend sections 2315.18, 4112.01, 4112.02, 4112.04, 4112.05, 4112.051, 4112.08, and 4112.99; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4112.051 (4112.055) and 4112.052 (4112.056); to enact new sections 4112.051, 4112.052 and sections 4112.053 and 4112.054; and to repeal section 4112.14 of the Revised Code to modify Ohio civil rights laws related to employment.

H. B. No. 3 - Representatives Duffey, Hagan.

Cosponsors: Representatives Vitale, Reineke, Hambley, Henne, Roegner, Retherford, Bishoff, Brenner.

To enact sections 117.432, 117.58, 149.60, 149.61, and 3375.03 of the Revised Code to create the DataOhio Board, to specify requirements for posting public records online, to require the Auditor of State to adopt rules regarding a uniform accounting system for public offices, to establish an online catalog of public data at data.Ohio.gov, to establish the Local Government Information Exchange Grant Program, and to make appropriations.

H. B. No. 4 - Representatives Cupp, Rogers.

Cosponsors: Representatives Becker, Butler, Carfagna, Dever, Faber, Gavarone, Ginter, Goodman, Hambley, Hill, Johnson, G., Riedel, Schaffer, Scherer, Slaby, Stein, Young.

To amend sections 2925.03 and 2925.11 of the Revised Code to provide that in determining the amount of cocaine for trafficking and possession offenses, it also includes a compound, mixture, preparation, or substance containing cocaine, and to declare an emergency.

H. B. No. 5 - Representatives Pelanda, Gavarone.

To enact section 166.50 of the Revised Code to create a statutory definition of "microbusiness."

H. B. No. 6 - Representative Barnes.

To enact section 2927.22 of the Revised Code to prohibit a person who publishes or disseminates criminal record information from soliciting or accepting a fee to remove, correct, modify, or refrain from publishing or otherwise disseminating the information and to provide criminal and civil remedies for a violation of the prohibition.

H. B. No. 7 - Representative Cupp.

Cosponsors: Representatives Becker, Hambley, Smith, R., Huffman, Schaffer, Stein.

To amend sections 2305.113, 2305.252, 2305.51, 2317.421, 2317.43, and 2323.41 and to enact sections 2305.2311, 2317.44, 2317.45, 2323.40, and 2323.451 of the Revised Code to grant qualified civil immunity to certain medical providers who provide emergency medical services as a result of a disaster; to provide that certain communications made regarding an unanticipated outcome of medical care, the development or implementation of standards under federal laws, and an insurer's reimbursement policies on health care are inadmissible as evidence in a medical claim; to provide that medical bills itemizing charges are inadmissible as evidence and an amount accepted as full payment for medical services is admissible as evidence of the reasonableness of the charges; to specify the manner of sending a notice of intent to file a medical claim and provide a procedure for the discovery of other potential claims within a specified period after the filing of a medical claim; to provide that any loss of a chance of recovery or survival by itself is not an injury, death, or loss for which damages may be recovered; to provide civil immunity to certain medical providers regarding the discharge of a patient with a mental condition that threatens the safety of the patient or others; to require that governmental agencies that receive peer review committee records maintain their confidentiality; and to clarify the definition of "medical claim."

H. B. No. 8 - Representatives Hambley, Rezabek.

Cosponsors: Representatives Brenner, Thompson, Koehler, Riedel, Dean, Blessing, Goodman.

To amend section 149.43 of the Revised Code to exempt from the Public Records Law certain information concerning a minor that is included in a record related to a traffic accident involving a school vehicle in which the minor was an occupant at the time of the accident.

H. B. No. 9 - Representative Koehler.

Cosponsors: Representatives O'Brien, Ashford, Riedel.

To amend section 4511.132 of the Revised Code to specify that the alternative protocol for proceeding into an intersection with malfunctioning traffic lights due to a failure of a vehicle detector applies only to bicycles.

H. B. No. 10 - Representative Arndt.

Cosponsors: Representatives Duffey, Thompson, Stein, Goodman.

To amend sections 1707.03, 1724.02, 4582.06, and 4582.31 and to enact sections 1707.05, 1707.051, 1707.052, 1707.053, 1707.054, 1707.055, 1707.056, 1707.057, and 1707.058 of the Revised Code to permit intrastate equity crowdfunding under certain circumstances.

H. B. No. 11 - Representative Scherer.

To amend section 5701.11 of the Revised Code to expressly incorporate changes in the Internal Revenue Code since February 14, 2016, into Ohio law.

H. B. No. 12 - Representative Gonzales.

Cosponsors: Representatives Lipps, Goodman, Miller, Stein.

To enact section 5.074 of the Revised Code to designate the barn as the official historical architectural structure of the state.

H. B. No. 13 - Representative Gonzales.

Cosponsors: Representatives Dean, Brenner, Antonio, Miller, Riedel.

To amend section 2313.14 of the Revised Code to permit a prospective juror who is a mother who is breast-feeding her baby to be excused from jury service.

H. B. No. 14 - Representative Clyde.

Cosponsors: Representatives Ramos, Sheehy, Leland, Boggs, Antonio, West, Boyd, Miller, Smith, K., O'Brien, Kent, Kelly, Johnson, G., Rogers.

To amend sections 3501.05, 3503.09, 3503.10, 3503.12, 3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 3503.20, 3503.21, 3503.28, 3503.30, 3503.33, 3505.18, 3505.181, 3505.183, 3509.03, 3509.05, 3511.02, 3511.09, 3599.11, and 3599.18, to enact new section 3503.11, and to repeal sections 3503.11, 3503.29, and 3505.22 of the Revised Code to require that eligible persons in

certain government and school databases be automatically registered to vote or have their registrations updated automatically unless those persons decline and to expand how a voter may register or update their registration through the online voter registration system.

H. B. No. 15 - Representative Cera.

Cosponsors: Representatives Rogers, O'Brien, Antonio, Fedor, Sheehy.

To amend sections 1513.37, 1561.24, and 5727.81 of the Revised Code to credit a portion of the revenue derived from the kilowatt-hour tax to the Abandoned Mine Reclamation Fund, the Acid Mine Drainage Abatement and Treatment Fund, and the Mine Safety Fund and to make other changes to the use of money in those funds.

H. B. No. 16 - Representative Cera.

To enact section 5534.74 of the Revised Code to designate a portion of State Route 43 in Jefferson County as the "Army Corporal Carl H. Bernhart Memorial Highway."

H. B. No. 17 - Representative Cera.

Cosponsors: Representatives Rogers, Celebrezze, O'Brien, Boggs, Thompson, Riedel, Smith, K., Hood, Sheehy.

To amend sections 2915.08 and 2915.09 of the Revised Code to reduce the licensing fee for charitable organizations conducting instant bingo on five or fewer days per year, and to allow those organizations to change the location and date of the instant bingo sessions after a license has been issued.

H. B. No. 18 - Representatives Pelanda, Retherford.

Cosponsors: Representatives Wiggam, Keller, Blessing, Koehler, Becker, Hambley, McColley, Goodman, Huffman, Dean, Scherer, Dever, Faber, Riedel, Green, Young, Gavarone, Kick, Rezabek.

To amend sections 3513.301 and 3513.312 of the Revised Code to eliminate the requirement of holding a special election to fill a vacancy in a party nomination for the office of representative to Congress under certain circumstances.

H. B. No. 19 - Representatives Blessing, Landis.

Cosponsors: Representatives Hambley, Becker, Seitz, Schaffer, Stein.

To amend section 2909.03 of the Revised Code to include recklessly causing, by means of fire or explosion, physical harm to the offender's or another person's motor vehicle, house, building, or other structure, or to any other property of another person, while manufacturing or attempting to manufacture a controlled substance, as a violation of the offense of arson.

H. B. No. 20 - Representatives Gonzales, Boggs.

Cosponsors: Representatives Antonio, Cera, Dever, Fedor, Johnson, G., Kent,

Lepore-Hagan, Miller, Sheehy.

To amend section 2315.18 of the Revised Code to remove the cap on the amount of compensatory damages that represents damages for noneconomic loss that is recoverable in a tort action when the tort action is brought by a victim of rape, felonious assault, aggravated assault, assault, or negligent assault.

H. B. No. 21 - Representative Hambley.

Cosponsors: Representatives Duffey, Hill, Riedel, Johnson, G., Miller, Rogers.

To amend section 3314.11 of the Revised Code regarding verification of community school enrollments.

H. B. No. 22 - Representative Hambley.

To enact section 5534.69 of the Revised Code to designate a portion of State Route 261 in Medina and Summit Counties as the "Sergeant James F. Allen III Memorial Highway."

H. B. No. 23 - Representatives Patterson, Boggs.

Cosponsors: Representatives Ramos, Lepore-Hagan, Stein, West, Brenner, O'Brien, Rogers, Ashford.

To amend section 4303.05 of the Revised Code to allow A-4 liquor permit holders to manufacture and sell ice cream containing between one-half of one per cent and six per cent of alcohol by volume.

H. B. No. 24 - Representative Ginter.

To amend section 5709.17 of the Revised Code to modify the existing tax exemption for veterans organizations' property to include property of certain veterans organizations exempt from federal taxation under section 501(c)(4) of the Internal Revenue Code and to exclude property that is not used primarily for meetings, administration, and the provision of programs and services to past and present members of the United States armed forces.

H. B. No. 25 - Representatives Ramos, Leland.

Cosponsors: Representatives Johnson, G., Smith, K., Kent, Cera, Ashford, Boyd.

To amend sections 3505.39 and 3505.40 and to enact section 3505.381 of the Revised Code to adopt the Agreement Among the States to Elect the President by National Popular Vote.

H. B. No. 26 - Representative McColley.

To amend sections 122.14, 126.06, 127.14, 164.14, 303.40, 307.152, 2935.27, 2937.221, 3123.59, 3737.84, 4501.03, 4501.044, 4501.045, 4501.06, 4501.10, 4501.26, 4501.34, 4503.03, 4503.04, 4503.042, 4503.07, 4503.10,

4503.102, 4503.13, 4503.182, 4503.19, 4503.191, 4503.192, 4503.233, 4503.24, 4503.26, 4503.31, 4503.311, 4503.312, 4503.40, 4503.42, 4503.44, 4503.47, 4503.471, 4503.49, 4503.491, 4503.492, 4503.493, 4503.494, 4503.495, 4503.496, 4503.497, 4503.498, 4503.499, 4503.50, 4503.501, 4503.502, 4503.503, 4503.504, 4503.505, 4503.51, 4503.513, 4503.514, 4503.515, 4503.52, 4503.521, 4503.522, 4503.523, 4503.524, 4503.525, 4503.526, 4503.527, 4503.528, 4503.529, 4503.531, 4503.534, 4503.535, 4503.545, 4503.55, 4503.551, 4503.552, 4503.553, 4503.554, 4503.555, 4503.556, 4503.56, 4503.561, 4503.562, 4503.563, 4503.564, 4503.565, 4503.573, 4503.574, 4503.575, 4503.576, 4503.577, 4503.58, 4503.591, 4503.592, 4503.67, 4503.68, 4503.69, 4503.70, 4503.701, 4503.702, 4503.71, 4503.711, 4503.712, 4503.713, 4503.715, 4503.72, 4503.721, 4503.722, 4503.73, 4503.731, 4503.732, 4503.733, 4503.74, 4503.75, 4503.751, 4503.752, 4503.76, 4503.761, 4503.762, 4503.763, 4503.83, 4503.85, 4503.86, 4503.87, 4503.871, 4503.874, 4503.877, 4503.89, 4503.90, 4503.901, 4503.902, 4503.903, 4503.904, 4503.91, 4503.92, 4503.93, 4503.94, 4503.95, 4503.96, 4503.97, 4503.98, 4505.061, 4505.09, 4505.11, 4505.111, 4505.14, 4506.08, 4506.09, 4507.011, 4507.091, 4507.1612, 4507.23, 4507.24, 4507.45, 4507.50, 4508.05, 4508.06, 4508.10, 4509.05, 4509.101, 4509.81, 4510.13, 4510.22, 4511.04, 4511.103, 4511.191, 4511.21, 4511.212, 4513.263, 4513.53, 4517.11, 4517.17, 4519.10, 4519.11, 4519.56, 4519.59, 4519.63, 4519.69, 4521.10, 4738.021, 4738.06, 4738.13, 4907.472, 5501.53, 5501.55, 5513.04, 5516.15, 5525.14, 5529.05, 5531.08, 5531.101, 5531.149, 5703.053, 5703.70, 5703.80, 5705.14, 5728.06, 5728.08, 5735.01, 5735.021, 5735.022, 5735.023, 5735.025, 5735.026, 5735.04, 5735.041, 5735.044, 5735.05, 5735.053, 5735.06, 5735.062, 5735.063, 5735.064, 5735.07, 5735.09, 5735.10, 5735.101, 5735.11, 5735.12, 5735.122, 5735.123, 5735.124, 5735.13, 5735.14, 5735.142, 5735.18, 5735.19, 5735.20, 5735.27, 5735.28, 5735.34, 5735.99, and 5736.01; to enact new sections 5735.011, 5735.02, 5735.024, 5735.03, 5735.051, 5735.052, and 5735.061 and section 306.50; and to repeal sections 4501.25, 5735.011, 5735.012, 5735.013, 5735.02, 5735.024, 5735.03, 5735.043, 5735.051, 5735.052, 5735.061, 5735.141, 5735.145, 5735.23, 5735.25, 5735.26, 5735.29, 5735.291, 5735.292, and 5735.30 of the Revised Code; and to amend Sections 512.20 and 751.40 of Am. Sub. H.B. 64 of the 131st General Assembly and Section 245.20 of S.B. 310 of the 131st General Assembly to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs.

H. B. No. 27 - Representative Brinkman.

To amend sections 4123.29, 4123.53, 4123.54, 4123.56, 4123.57, 4123.66, 4123.71, 4167.01, 4167.02, and 4167.10 and to repeal sections 4123.72 and 4167.19 of the Revised Code to make changes to the Workers' Compensation

Law, to make appropriations for the Bureau of Workers' Compensation for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of the Bureau's programs.

H. B. No. 28 - Representative Brinkman.

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of Commission programs.

H. B. No. 29 - Representatives Leland, Boggs.

Cosponsors: Representatives Johnson, G., Patterson, Craig, Kent, Lepore-Hagan, Smith, K.

To repeal section 743.50 of the Revised Code to eliminate law authorizing the maintenance of buffers around municipal water reservoirs by contiguous property owners.

H. B. No. 30 - Representative Koehler.

Cosponsors: Representatives Merrin, Riedel, Thompson.

To amend sections 2929.01, 2929.13, and 2929.14 and to enact section 2941.1425 of the Revised Code to require an additional prison term of 3 to 8 years for an offender who is convicted of or pleads guilty to a felony offense of violence if the offender is convicted of or pleads guilty to a specification that the victim suffered permanent disabling harm and that the victim was under 6 years of age at the time of the offense.

H. B. No. 31 - Representative Cupp.

Cosponsors: Representatives Arndt, Becker, Blessing, Conditt, Goodman, Green, Householder, Huffman, Koehler, Lipps, Reineke, Riedel, Roegner, Scherer, Seitz, Schaffer, Sprague, Stein.

To amend section 9.23 and to repeal section 9.239 of the Revised Code to abolish the Government Contracting Advisory Council.

H. B. No. 32 - Representative Seitz.

Cosponsors: Representatives Greenspan, Riedel, Hughes, Young, Kent, Bishoff, Blessing.

To amend section 3772.99 of the Revised Code to specify that the criminal penalty related to casino operators and employees participating in casino gaming applies at their casino facility or an affiliated casino facility.

Said bills were considered the first time.

MESSAGE FROM THE SPEAKER

Pursuant to Section 5540.02(C) of the Ohio Revised Code, the Speaker hereby appoints Representative Becker to the Clermont County Transportation Improvement District Board of Trustees.

MESSAGE FROM THE SPEAKER

Pursuant to Section 5540.02(C) of the Ohio Revised Code, the Speaker hereby appoints Representative Lipps to the Warren County Transportation Improvement District Board of Trustees.

MESSAGE FROM THE SPEAKER

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

On motion of Representative Slaby, the House adjourned until Tuesday, February 7, 2017 at 9:00 o'clock a.m.

Attest:

CHRISTOPHER J. ALBANESE,
Reading Clerk/Community Outreach Coordinator.