

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, FEBRUARY 21, 2017

## FIFTEENTH DAY

Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, February 21, 2017, 9:00 o'clock a.m.**

The House met pursuant to adjournment.

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

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 71** - Representative DeVitis.

Cosponsors: Representatives Arndt, Becker, Blessing, Brenner, Dever, Goodman, Hood, Merrin, Johnson, T., Roegner, Romanchuk, Seitz, Stein, Perales, Patmon.

To amend sections 4503.21 and 4511.043 of the Revised Code to specify that failure to display a license plate on the front of a motor vehicle that is required to display a front license plate is a secondary traffic offense and to establish a maximum fine of \$100 for such an offense.

**H. B. No. 72** - Representatives Johnson, T., Antonio.

Cosponsors: Representatives Blessing, Boccieri, Brenner, Fedor, Ginter, Hill, LaTourette, Sheehy.

To amend section 5167.12 and to enact sections 3901.82, 3901.821, 3901.822, 3901.823, 5164.7512, 5164.7513, and 5164.7514 of the Revised Code to adopt requirements related to step therapy protocols implemented by health plan issuers and the Department of Medicaid.

**H. B. No. 73** - Representatives Rezabek, Koehler.

To enact section 2925.62 of the Revised Code to prohibit sales of dextromethorphan without a prescription to persons under age 18.

**H. B. No. 74** - Representatives Huffman, Gavarone.

Cosponsors: Representatives Green, Cupp, Henne, Seitz, Vitale, Riedel, Sweeney, Blessing, Hughes, Faber, Brenner, Goodman, Scherer, Bishoff, Carfagna, Rogers, Rezabek, Dever.

To amend section 5747.70 of the Revised Code to increase the maximum income tax deduction for contributions to the state's 529 college savings program from \$2,000 to \$3,000 per beneficiary per year.

**H. B. No. 75** - Representatives Gavarone, Merrin.

Cosponsors: Representatives Goodman, Koehler, Riedel, Wiggam, Seitz, Faber, Miller, Blessing, Sprague, McColley, Young, Schaffer, Boccieri.

To amend sections 5903.01, 5903.03, and 5903.04 of the Revised Code to establish an expedited process to grant a professional license to an individual

who is on active duty as a member of the armed forces of the United States, or is the spouse of such an individual, and holds a valid license in another state.

Said bills were considered the first time.

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

Representative Celebrezze 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. 54** - Representatives Blessing and Gavarone  
TO AUTHORIZE THE TREASURER OF STATE TO ISSUE REVENUE OBLIGATIONS OF THE STATE FOR THE PURPOSE OF MAKING LOANS TO QUALIFYING PUBLIC ENTITIES FOR THEIR ACQUISITION OF PERMANENT IMPROVEMENTS THROUGH THE TREASURER OF STATE'S PURCHASE OF PUBLIC OBLIGATIONS OF THOSE QUALIFYING ENTITIES.

To the committee on State and Local Government

**H. B. No. 55** - Representative Rogers  
TO DESIGNATE A PORTION OF STATE ROUTE TWO IN LAKE COUNTY AS THE "LCPL BRET M. POKLAR MEMORIAL HIGHWAY."

To the committee on Transportation and Public Safety

**H. B. No. 56** - Representatives Dever and Gavarone  
TO PERMIT A PERSON WHO IS FOUND NOT GUILTY OR IS THE DEFENDANT IN A DISMISSED CASE TO APPLY FOR AN EXPUNGEMENT OF THE PERSON'S RECORDS IN THE CASE IF THE COMPLAINT, INDICTMENT, OR FINDING OF NOT GUILTY RESULTED FROM THE APPLICANT HAVING BEEN A VICTIM OF HUMAN TRAFFICKING, TO PERMIT A PERSON CONVICTED OF CERTAIN PROSTITUTION-RELATED OFFENSES TO APPLY FOR THE EXPUNGEMENT OF ANY RECORD OF CONVICTION OF AN OFFENSE, WITH CERTAIN EXCEPTIONS, IF THE PERSON'S PARTICIPATION IN THE OFFENSE WAS A RESULT OF HAVING BEEN A VICTIM OF HUMAN TRAFFICKING, 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 Criminal Justice

**H. B. No. 57** - Representatives Boccieri and Ramos  
TO REQUIRE THE USE OF DOMESTIC STEEL IN CONSTRUCTION, REPAIR, OR IMPROVEMENT PROJECTS INVOLVING CERTAIN

BUILDINGS USED BY PUBLIC SCHOOLS, STATE INSTITUTIONS OF HIGHER EDUCATION, AND SPECIFIED PRIVATE COLLEGES.

To the committee on Economic Development, Commerce, and Labor

**H. B. No. 58** - Representatives Brenner and Slaby

TO REQUIRE INSTRUCTION IN CURSIVE HANDWRITING.

To the committee on Higher Education and Workforce Development

**H. B. No. 59** - Representatives Leland and West

TO DESIGNATE OCTOBER 7 AS "MOSES FLEETWOOD WALKER DAY."

To the committee on State and Local Government

**H. B. No. 60** - Representatives Hambley and Rogers

TO AUTHORIZE THE ISSUANCE OF AN ENHANCED DRIVER'S LICENSE, ENHANCED COMMERCIAL DRIVER'S LICENSE, AND ENHANCED IDENTIFICATION CARD TO FACILITATE LAND AND SEA BORDER CROSSINGS BETWEEN THE UNITED STATES AND CANADA AND MEXICO, PURSUANT TO AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY.

To the committee on Transportation and Public Safety

**H. B. No. 61** - Representatives Johnson, G. and Kelly

TO EXEMPT FROM SALES TAX THE SALE OF TAMPONS AND OTHER FEMININE HYGIENE PRODUCTS ASSOCIATED WITH MENSTRUATION.

To the committee on Ways and Means

**H. B. No. 62** - Representatives Patterson and Sheehy

TO REQUIRE THE DIRECTOR OF AGRICULTURE TO ADOPT RULES ESTABLISHING THE OHIO WATER QUALITY IMPROVEMENT PROGRAM, TO EXEMPT LAND ENROLLED IN THE PROGRAM FROM TAXATION, AND TO REIMBURSE LOCAL TAXING UNITS FOR REVENUE LOST DUE TO THAT EXEMPTION.

To the committee on Agriculture and Rural Development

**H. B. No. 63** - Representative Hughes

TO REQUIRE AN ADDITIONAL PRISON TERM FOR FELONIOUS ASSAULT OF 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, OR 20 YEARS IF THE OFFENDER ALSO IS CONVICTED OF A SPECIFICATION THAT CHARGES THAT THE HARM CAUSED BY THE VIOLATION RESULTED IN A PERMANENT, SERIOUS DISFIGUREMENT OR SUBSTANTIAL INCAPACITY OR THAT THE OFFENDER USED AN ACCELERANT IN COMMITTING THE VIOLATION AND TO NAME THE ACT'S PROVISIONS "JUDY'S LAW."

To the committee on Criminal Justice

**H. B. No. 64** - Representatives Schuring and Reece

TO PROVIDE FOR THE EXPUNGEMENT OF OFFICIAL RECORDS RELATED TO THE APPREHENSION, ARREST, CRIMINAL CHARGING, OR TRIAL OF A PERSON BASED ON MISTAKEN IDENTITY.

To the committee on Community and Family Advancement

**H. B. No. 65** - Representative Hill

TO REQUIRE THE DIRECTOR OF AGRICULTURE AND THE DIRECTOR OF HEALTH TO ADOPT RULES GOVERNING REVIEWS OF REGISTERED SANITARIANS AND SANITARIANS-IN-TRAINING WHO CONDUCT INSPECTIONS OF RETAIL FOOD ESTABLISHMENTS AND FOOD SERVICE OPERATIONS.

To the committee on State and Local Government

**H. B. No. 66** - Representative Young

TO REQUIRE PERMANENTLY TENURED STATE UNIVERSITY OR COLLEGE FACULTY MEMBERS TO TEACH AT LEAST THREE CREDIT HOURS OF UNDERGRADUATE COURSES PER SEMESTER.

To the committee on Higher Education and Workforce Development

**H. B. No. 67** - Representative Young

TO PROHIBIT A PERSON FROM OBTAINING A CONFESSION OF JUDGMENT FROM ANOTHER PERSON EXCEPT IN CONNECTION WITH THE SETTLEMENT OF A DISPUTE.

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

**H. B. No. 68** - Representative Anielski

TO INCLUDE AN IMPAIRED PERSON AS A POTENTIAL VICTIM OF VOYEURISM, TO INCLUDE CONDUCT INVOLVING AN IMPAIRED PERSON WITHIN THE OFFENSES OF PANDERING OBSCENITY INVOLVING A MINOR, PANDERING SEXUALLY ORIENTED MATTER INVOLVING A MINOR, AND ILLEGAL USE OF A MINOR IN A NUDITY-ORIENTED MATERIAL OR PERFORMANCE, AND TO PROHIBIT AN OWNER, OPERATOR, ADMINISTRATOR, OR EMPLOYEE OF A CARE FACILITY FROM CREATING, SHARING, REPRODUCING, OR PUBLISHING ANY IMAGE OF A CARE FACILITY RESIDENT WITHOUT A PROPER PURPOSE AND WITHOUT PRIOR WRITTEN CONSENT FROM THE RESIDENT.

To the committee on Criminal Justice

**H. B. No. 69** - Representative Cupp

TO REQUIRE REIMBURSEMENT OF CERTAIN TOWNSHIP FIRE AND EMERGENCY MEDICAL SERVICE LEVY REVENUE FORGONE BECAUSE OF THE CREATION OF A MUNICIPAL TAX INCREMENT FINANCING DISTRICT.

To the committee on State and Local Government

**H. B. No. 70** - Representative Merrin

TO ENACT THE "FUEL TAX TRANSPARENCY ACT" REQUIRING STICKERS TO BE PLACED ON RETAIL SERVICE STATION PUMPS DISPLAYING THE RATES OF FEDERAL AND STATE TAXES APPLICABLE TO GASOLINE AND DIESEL FUEL.

To the committee on Government Accountability and Oversight

CLIFFORD A. ROSENBERGER	KIRK SCHURING
FRED STRAHORN	NICKIE J. ANTONIO
LOUIS W. BLESSING III	KRISTIN BOGGS
ANDREW BRENNER	RICK CARFAGNA
NICHOLAS CELEBREZZE	RON HOOD
SARAH LATOURETTE	THOMAS F. PATTON
DOROTHY PELANDA	SCOTT RYAN
GARY SCHERER	BILL SEITZ
EMILIA STRONG SYKES	

Representative Hood 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 Celebrezze reported for the Rules and Reference committee recommending that the following House Concurrent Resolution be introduced and referred to the following committee for consideration:

**H. C. R. No. 4** - Representative Young

TO URGE CONGRESS TO AMEND THE FEDERAL CLEAN AIR ACT TO ELIMINATE THE REQUIREMENT TO IMPLEMENT THE E-CHECK PROGRAM, TO URGE THE ADMINISTRATOR OF USEPA TO ALLEVIATE BURDENSOME REQUIREMENTS OF THE E-CHECK PROGRAM AND THE CLEAN AIR ACT IF CONGRESS FAILS TO ACT, AND TO ENCOURAGE OEPA TO EXPLORE ALTERNATIVES TO E-CHECK.

To the committee on Federalism and Interstate Relations

/s/ CLIFFORD A. ROSENBERGER  
Clifford A. Rosenberger, Chair

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

The motion was agreed to.

Said House Concurrent Resolution was 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. 39 - Representative Dean**

Honoring Olivia Rinesmith on winning her class in the lead line competition at the 2016 North American International Livestock Show.

**H. R. No. 40 - Representative Wiggam**

Honoring the Wooster Christian girls volleyball team as the Ohio Christian Schools Athletic Association Junior High State Champion.

/s/ CLIFFORD A. ROSENBERGER  
Clifford A. Rosenberger, Chair

Representative Hood 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 Hood moved that the following resolution be read by title only and brought up for immediate adoption:

**H. R. No. 41 - Representatives Boggs, Kent, Gonzales, Bishoff, Leland, Lanese, Craig, Miller, Duffey, Hughes**

Honoring Tiffany Tynes Curry on receiving a Milken Ohio Educator Award for 2016.

The motion was agreed to.

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

The resolution was adopted.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has

passed the following bill in which the concurrence of the House is requested:

**Sub. S. B. No. 25** - Senator Hottinger

Cosponsors: Senators Coley, Bacon, Balderson, Dolan, Eklund, Gardner, Hoagland, Skindell, Thomas, Yuko

To amend sections 1901.01, 1901.02, 1901.03, 1901.07, 1901.08, 1901.31, 1901.312, 1901.34, and 1907.11 of the Revised Code and to amend Section 729.10 of Am. Sub. H.B. 483 of the 130th General Assembly, as subsequently amended, to create the Perry County Municipal Court in New Lexington on January 1, 2018, to establish one full-time judgeship in that court, to provide for the nomination of the judge by petition only, to abolish the Perry County County Court on that date, to designate the Perry County Clerk of Courts as the clerk of the Perry County Municipal Court, to provide for the election for the Perry County Municipal Court of one full-time judge in 2017, to modify the provisions regarding the membership of the Criminal Justice Recodification Committee, and to declare an emergency.

Attest:

Vincent L. Keeran,  
Clerk.

Said bill was considered the first time.

**MESSAGE FROM THE SPEAKER**

Pursuant to Section 103.41(B)(2) of the Ohio Revised Code, the Speaker hereby appoints the following members to the Joint Medicaid Oversight Committee:

Representatives Antonio and Sykes.

On motion of Representative Hood, the House adjourned until Wednesday, February 22, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.