

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MARCH 7, 2017

TWENTY-FIRST DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, March 7, 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 Hambley 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. 106** - Representatives Patton, Patmon.

To enact section 1181.081 of the Revised Code to regulate nonbank automated teller machines.

**H. B. No. 107** - Representatives Sheehy, Lepore-Hagan.

Cosponsors: Representatives Antonio, Bishoff, Boyd, Cera, Fedor, Hughes, Howse, Johnson, G., Kelly, Leland, Miller, O'Brien, Patton, Riedel, Rogers, Ramos, Smith, K., Sykes, Sweeney, West.

To enact section 4999.09 of the Revised Code to require the crews of freight trains to consist of at least two individuals.

**H. B. No. 108** - Representatives Hagan, McColley.

Cosponsors: Representatives Antani, Young, O'Brien, Brenner, Vitale, Goodman.

To amend sections 3301.079 and 3313.603 and to enact section 3333.89 of the Revised Code to require one-half unit of financial literacy in the high school curriculum, to require the Chancellor of Higher Education to prepare an informed student document for each institution of higher education, to require the State Board of Education to include information on the informed student document in the standards and model curricula it creates for financial literacy and entrepreneurship, and to entitle the act the "Informed Student Document Act."

**H. B. No. 109** - Representative Patmon.

Cosponsors: Representatives Becker, Schaffer.

To amend sections 2152.17, 2929.13, and 2929.14 and to enact sections 2941.1425 and 2941.1426 of the Revised Code to create specifications that impose an additional prison term on a felony offender who commits the offense against a disabled person or elderly person and a period of Department of Youth Services commitment on a delinquent child for felony

act committed against a disabled or elderly person, for felony offenses that do not delineate enhanced penalties when a disabled or elderly person is the victim of the violation.

**H. B. No. 110** - Representatives Hagan, Dean.

Cosponsors: Representatives Roegner, Antani, Vitale, Hood.

To enact section 3365.16 of the Revised Code to create a subprogram of the College Credit Plus Program that permits students to participate in certified apprenticeship programs.

**H. B. No. 111** - Representatives Carfagna, Ryan.

Cosponsors: Representatives Brenner, Butler, Cupp, Dever, Duffey, Goodman, Hambley, LaTourette, Riedel, Schaffer, Seitz, Stein, Wiggam, Young, Holmes, O'Brien.

To amend sections 5122.01 and 5122.10 of the Revised Code to authorize certain advanced practice registered nurses to have a person involuntarily transported to a hospital for a mental health examination.

**H. B. No. 112** - Representative Gonzales.

To amend section 5321.17 of the Revised Code to allow a tenant seeking inpatient treatment for substance abuse to terminate or fail to renew their lease.

**H. B. No. 113** - Representative Brinkman.

Cosponsors: Representatives Goodman, Thompson, Roegner, Vitale, Hood, Becker, Schaffer, Merrin, Zeltwanger, Dean, Riedel, Keller.

To enact sections 4119.01, 4119.02, 4119.04, 4119.05, 4119.06, 4119.07, 4119.08, and 4119.99 of the Revised Code to prohibit any requirement that employees of private employers join or pay dues to any employee organization and to establish civil and criminal penalties against employers who violate that prohibition.

**H. B. No. 114** - Representative Blessing.

Cosponsors: Representative Seitz, Speaker Rosenberger, Representatives Schuring, Pelanda, McColley, Hill, Conditt, Hambley, Retherford, Brinkman, Koehler, Johnson, T., Green, Stein, Thompson, Roegner, Schaffer, Slaby, Scherer, Wiggam, Huffman, Becker, Riedel, Zeltwanger, Vitale, Hood, Keller, Dean, Butler, Householder, Hughes, Brenner, Dever, DeVitis, Goodman, Kick, Landis, LaTourette, Lipps, Rezabek, Romanchuk, Ryan, Smith, R., Young, Patton, Ginter, Cupp, Carfagna, Cera, Greenspan, Perales, Arndt, Faber, Sprague.

To amend sections 4928.142, 4928.143, 4928.20, 4928.61, 4928.62, 4928.64, 4928.641, 4928.643, 4928.644, 4928.645, 4928.65, 4928.66, 4928.662, 4928.6610, 4928.6611, and 5727.75 and to enact sections

4928.031, 4928.647, 4928.6620, and 4928.6621 of the Revised Code and to amend Section 257.80 of Am. Sub. H.B. 64 of the 132nd General Assembly and to repeal Sections 5, 6, 7, 8, 9, 10, and 11 of Sub. S.B. 310 of the 130th General Assembly to revise the provisions governing renewable energy, energy efficiency, and peak demand reduction and to alter funding allocations under the Home Energy Assistance Program.

**H. B. No. 115** - Representatives Gavarone, Wiggam.

Cosponsors: Representatives Ryan, Greenspan, Kick, Goodman, Hambley, Thompson, Arndt, Lipps, Patton, Stein, Riedel.

To enact sections 3304.23 and 5502.08 of the Revised Code to establish a database of persons who voluntarily register as being diagnosed with a communication disability or who voluntarily register a minor child or ward as the parents or guardians of such persons for purposes of law enforcement notification.

**H. B. No. 116** - Representative Merrin.

Cosponsors: Representatives Hambley, McColley, Becker, Roegner, Seitz, Carfagna, Hood, Brinkman, Riedel, Goodman, Sheehy, Keller, Antani, Vitale, Zeltwanger, Koehler, Dean, Bocchieri, Stein, Retherford, Young, Householder.

To amend sections 5739.01 and 5739.02 of the Revised Code to exempt prescription eyeglasses, contact lenses, and other optical aids sold by licensed dispensers from sales and use tax.

**H. B. No. 117** - Representatives Huffman, Brenner.

Cosponsors: Representatives Sprague, Butler, Vitale, Seitz, Manning, Antani, Slaby, Arndt, Johnson, T., Rezabek, West.

To amend sections 2929.16 and 2929.26 and to enact sections 341.43, 753.34, and 5145.33 of the Revised Code to establish a statewide pilot program for the provision of long-acting opioid antagonist therapy for offenders convicted of an opioid-related offense who will be released from confinement on supervised release, and to specify that the therapy is to be provided during both their confinement and their supervised release.

Said bills were considered the first time.

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

Representative O'Brien submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 54**-Representatives Blessing, Gavarone, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: ISSUE STATE REVENUE BONDS TO FINANCE ACQUISITION OF IMPROVEMENTS

Representative Hambley moved to amend the title as follows:

Add the name: "Anielski."

MARLENE ANIELSKI	STEPHEN D. HAMBLEY
STEVEN M. ARNDT	JANINE R. BOYD
RICK CARFAGNA	BILL DEAN
WESLEY A. GOODMAN	BRIAN HILL
MICHAEL J. O'BRIEN	

The report was agreed to.

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

Representative O'Brien submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 59**-Representatives Leland, West, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: DESIGNATE MOSES FLEETWOOD WALKER DAY

Representative Hambley moved to amend the title as follows:

Add the names: "Hambley, Carfagna, Dean, Hill."

MARLENE ANIELSKI	STEPHEN D. HAMBLEY
STEVEN M. ARNDT	JANINE R. BOYD
RICK CARFAGNA	BILL DEAN
WESLEY A. GOODMAN	BRIAN HILL
GLENN W. HOLMES	MICHAEL J. O'BRIEN

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, House Joint Resolution, and Senate Bills be considered for the second time and referred to the following committees for consideration:

**H. B. No. 90** - Representatives Antonio and Patton  
TO DESIGNATE INTERSTATE ROUTE 90 IN CUYAHOGA COUNTY AS  
"OFFICER DAVID FAHEY MEMORIAL HIGHWAY."

To the committee on Transportation and Public Safety

**H. B. No. 91** - Representative Cupp  
TO REQUIRE THE OHIO PEACE OFFICER TRAINING COMMISSION  
TO DEVELOP AND CONDUCT A CHIEF OF POLICE TRAINING

COURSE FOR NEWLY APPOINTED VILLAGE, CITY, AND TOWNSHIP CHIEFS OF POLICE.

To the committee on Transportation and Public Safety

**H. B. No. 92** - Representative Schaffer

TO REQUIRE AN OFFENDER WHO KNOWINGLY COMMITS THE OFFENSE OF PUBLIC INDECENCY UNDER CERTAIN CIRCUMSTANCES INVOLVING EXPOSURE OF PRIVATE PARTS LIKELY TO BE VIEWED BY MINORS AND FOR THE PURPOSE OF SEXUAL AROUSAL OR GRATIFICATION TO REGISTER AS A TIER I SEX OFFENDER/CHILD-VICTIM OFFENDER.

To the committee on Criminal Justice

**H. B. No. 93** - Representative Clyde

TO REQUIRE A CANDIDATE FOR PRESIDENT OR VICE-PRESIDENT OF THE UNITED STATES TO SUBMIT COPIES OF THE CANDIDATE'S FIVE MOST RECENT FEDERAL INCOME TAX RETURNS FOR PUBLICATION ON THE SECRETARY OF STATE'S OFFICIAL WEB SITE.

To the committee on Federalism and Interstate Relations

**H. B. No. 94** - Representatives Sykes and Perales

TO DESIGNATE FEBRUARY AS "TEEN DATING VIOLENCE AWARENESS MONTH."

To the committee on State and Local Government

**H. B. No. 95** - Representatives Hughes and Seitz

TO ESTABLISH AN ENHANCED PENALTY FOR COMMITTING A MOVING VIOLATION WHILE DISTRACTED IF THE DISTRACTION IS THE APPARENT CAUSE OF THE VIOLATION AND TO REENACT PROVISIONS OF LAW THAT SPECIFIED THAT CERTAIN ELECTRONIC WIRELESS COMMUNICATIONS DEVICE VIOLATIONS WERE ALLIED OFFENSES OF SIMILAR IMPORT.

To the committee on Transportation and Public Safety

**H. B. No. 96** - Representative Hughes

TO INCREASE THE PENALTY FOR SEXUAL IMPOSITION WHEN THE OFFENDER PREVIOUSLY HAS BEEN CONVICTED OR PLEADED GUILTY THREE OR MORE TIMES OF ANY OF SEVERAL SPECIFIED SEX OFFENSES AND TO REPEAL THE CORROBORATION REQUIREMENT FOR A SEXUAL IMPOSITION CONVICTION.

To the committee on Criminal Justice

**H. B. No. 97** - Representatives Johnson, G. and Boggs

TO ELIMINATE THE SPOUSAL EXCEPTIONS FOR THE OFFENSES OF RAPE, SEXUAL BATTERY, UNLAWFUL SEXUAL CONDUCT WITH A MINOR, GROSS SEXUAL IMPOSITION, SEXUAL IMPOSITION,

IMPORTUNING, AND PUBLIC INDECENCY AND TO PERMIT A PERSON TO TESTIFY AGAINST THE PERSON'S SPOUSE IN A PROSECUTION FOR ANY OF THOSE OFFENSES.

To the committee on Criminal Justice

**H. B. No. 98** - Representatives Duffey and Boggs  
REGARDING THE PRESENTATION OF CAREER INFORMATION TO STUDENTS.

To the committee on Education and Career Readiness

**H. B. No. 99** - Representative Cera  
TO MODIFY WORKERS' COMPENSATION BENEFIT AMOUNTS FOR OCCUPATIONAL PNEUMOCONIOSIS CLAIMS AND TO CREATE THE OCCUPATIONAL PNEUMOCONIOSIS BOARD TO DETERMINE MEDICAL FINDINGS FOR SUCH CLAIMS.

To the committee on Insurance

**H. B. No. 100** - Representative Lipps  
TO DESIGNATE A PORTION OF STATE ROUTE 73 IN WARREN COUNTY AS THE "OFFICER BILL JOHNSON MEMORIAL HIGHWAY."

To the committee on Transportation and Public Safety

**H. B. No. 101** - Representative Merrin  
TO AUTHORIZE AN EPINEPHRINE AUTOINJECTOR SUBSTITUTION WHEN A PRESCRIPTION IS FILLED OR REFILLED, TO AUTHORIZE EPINEPHRINE TO BE DISPENSED WITHOUT A PRESCRIPTION UNDER A PHYSICIAN-ESTABLISHED PROTOCOL, AND TO DECLARE THE ACT THE "EPINEPHRINE ACCESSIBILITY ACT."

To the committee on Health

**H. B. No. 102** - Representative Brenner  
ALL SUBJECT TO THE APPROVAL OF THE ELECTORS OF THIS STATE, TO REPLACE LOCALLY LEVIED SCHOOL DISTRICT PROPERTY TAXES WITH A STATEWIDE PROPERTY TAX AND REQUIRE RECIPIENTS OF CERTAIN TAX EXEMPTIONS TO REIMBURSE THE STATE FOR SUCH LEVY REVENUE LOST DUE TO THOSE EXEMPTIONS; TO INCREASE THE STATE SALES AND USE TAX RATES AND ALLOCATE ADDITIONAL REVENUE TO STATE EDUCATION PURPOSES; TO REPEAL SCHOOL DISTRICT INCOME TAXES; TO REQUIRE THE TREASURER OF STATE TO ISSUE GENERAL OBLIGATION BONDS TO REFUND CERTAIN SCHOOL DISTRICT DEBT OBLIGATIONS; TO CREATE A NEW SYSTEM OF FUNDING SCHOOLS WHERE THE STATE PAYS A SPECIFIED AMOUNT PER STUDENT THAT EACH STUDENT MAY USE TO ATTEND THE PUBLIC OR CHARTERED NONPUBLIC SCHOOL OF THE STUDENT'S CHOICE, WITHOUT THE REQUIREMENT OF A

LOCAL CONTRIBUTION; TO ELIMINATE THE SCHOOL FACILITIES COMMISSION; TO ELIMINATE THE EDUCATIONAL CHOICE SCHOLARSHIP PILOT PROGRAM, PILOT PROJECT SCHOLARSHIP PROGRAM, AUTISM SCHOLARSHIP PROGRAM, AND JON PETERSON SPECIAL NEEDS SCHOLARSHIP PROGRAM; TO ELIMINATE INTERDISTRICT OPEN ENROLLMENT; TO REQUIRE EDUCATIONAL SERVICE CENTERS TO TRANSPORT STUDENTS ON A COUNTYWIDE BASIS; AND TO PERMIT SCHOOL DISTRICTS TO ENTER INTO A MEMORANDA OF UNDERSTANDING FOR ONE DISTRICT TO MANAGE ANOTHER.

To the committee on Finance

**H. B. No. 103** - Representative Reineke

TO MODIFY THE COMPOSITION AND POWERS OF THE FINANCIAL PLANNING AND SUPERVISION COMMISSION OF A POLITICAL SUBDIVISION THAT IS IN A STATE OF FISCAL EMERGENCY AND TO CLARIFY THE DUTIES OF THAT POLITICAL SUBDIVISION.

To the committee on State and Local Government

**H. B. No. 104** - Representative Schaffer

TO ALLOW VENDORS TO RECEIVE A REFUND OF SALES TAX REMITTED FOR BAD DEBTS ON PRIVATE LABEL CREDIT ACCOUNTS WHEN THE DEBT IS CHARGED OFF AS UNCOLLECTIBLE BY THE CREDIT ACCOUNT LENDER.

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

**H. J. R. No. 3** - Representative Brenner

PROPOSING TO ENACT SECTION 12 OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF OHIO TO CONDITIONALLY AUTHORIZE THE ISSUANCE OF STATE OBLIGATIONS TO REFUND PENDING SCHOOL DISTRICT OBLIGATIONS, TO CONDITIONALLY WAIVE, BEGINNING IN 2020, THE REQUIREMENT THAT SCHOOLS LEVY PROPERTY TAXES TO PAY DEBT CHARGES ON THEIR OBLIGATIONS, AND TO CONDITIONALLY AUTHORIZE A TREASURY FUND THAT IS RESTRICTED EXCLUSIVELY TO EDUCATIONAL PURPOSES.

To the committee on Finance

**S. B. No. 9** - Senator Bacon

TO PROVIDE FOR A THREE-DAY SALES TAX "HOLIDAY" IN AUGUST 2017 DURING WHICH SALES OF CLOTHING AND SCHOOL SUPPLIES ARE EXEMPT FROM SALES AND USE TAXES.

To the committee on Ways and Means



**Am. S. B. No. 23** - Senator Terhar  
TO DESIGNATE JANUARY 31 AS "OMPHALOCELE AWARENESS  
DAY."

To the committee on Health

KIRK SCHURING	FRED STRAHORN
NICKIE J. ANTONIO	KRISTIN BOGGS
ANDREW BRENNER	RICK CARFAGNA
NICHOLAS CELEBREZZE	RON HOOD
SARAH LATOURETTE	THOMAS F. PATTON
DOROTHY PELANDA	SCOTT RYAN
BILL SEITZ	EMILIA STRONG SYKES

Representative Carfagna 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, House Joint Resolution, 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, House Joint Resolution, 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 be introduced and referred to the following committee for consideration:

**H. C. R. No. 6** - Representatives Goodman and Faber  
TO URGE CONGRESS TO CONTINUE ITS EFFORTS TO FULLY  
REPEAL THE AFFORDABLE CARE ACT AND TO RECOMMEND THAT  
FUTURE FEDERAL HEALTH CARE POLICIES RESTORE POWER TO  
THE STATES, FUND THE MEDICAID PROGRAM THROUGH BLOCK  
GRANTS TO INDIVIDUAL STATES, AND PERMIT THE SALE OF  
HEALTH INSURANCE ACROSS STATE LINES.

To the committee on Government Accountability and Oversight

/s/ KIRK SCHURING  
Kirk Schuring, Vice Chair

Representative Carfagna 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. 48 - Representative Boyd**

Honoring Ally Persky and Catherine Areklett as the 2016 Division II State Champions in girls doubles tennis.

**H. R. No. 49 - Representative Boyd**

Honoring the Hathaway Brown School girls tennis team as the 2016 Ohio Tennis Coaches' Association Division II State Champion.

**H. R. No. 50 - Representative Sykes**

Honoring First Apostolic Faith Church on its One Hundredth Anniversary.

**H. R. No. 51 - Representative Arndt**

Honoring Port Clinton Middle School on being named a Model School.

**H. R. No. 52 - Representative Hambley**

Honoring Brady Long on winning the 2017 National Grocers Association's Best Bagger Championship.

Add the name: Strahorn

**H. R. No. 53 - Representative Hambley**

Honoring Emily Holmes on her dog, Bro, being named the Best of Opposite Sex in the 2017 Westminster Kennel Club's All-Breed Dog Show.

/s/KIRK SCHURING

Kirk Schuring, Vice Chair

Representative Carfagna 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 SPEAKER**

Pursuant to Section 4906.02 of the Ohio Revised Code, the Speaker hereby appoints Representative Hagan to the Power Siting Board.

**MESSAGE FROM THE SPEAKER**

Pursuant to Section 171.01 of the Ohio Revised Code, the Speaker hereby appoints Representative Ramos to the Ohio Retirement Study Council.

**MESSAGE FROM THE SPEAKER**

Pursuant to Section 3718.03(A)(3) of the Ohio Revised Code, the Speaker hereby appoints Walter Sandefur, a registered professional engineer with experience in sewage treatment systems, to the Sewage Treatment System Technical Advisory Committee.

**MESSAGE FROM THE SPEAKER**

March 1, 2017

Speaker Cliff Rosenberger  
Riffe Center, 14th Floor  
77 S. High Street  
Columbus, OH 43215

Dear Speaker Rosenberger,

Please accept this letter as notice that my last day as state representative will be March 26th, 2017. I have accepted employment with the Summit County Executive Office that will preclude me from continuing to serve in the Ohio House of Representatives. It has been an honor to serve the people of the State of Ohio and I wish you and all members of the House success in moving our state forward for all Ohioans.

Sincerely,  
Greta Johnson  
Representative to the 35th House District

**MESSAGE FROM THE SPEAKER**

March 2, 2017

The Honorable Greta Johnson  
Ohio House of Representatives  
77 S. High St., 10th Floor  
Columbus, Ohio 43215

Dear Representative Johnson,

This is to acknowledge receipt and acceptance of your letter of resignation, effective Sunday, March 26, 2017.

You have served your constituents and the state of Ohio well over the years and I am confident you will continue to do so at the Summit County Executive Office.

Sincerely,  
Clifford A. Rosenberger  
Speaker, Ohio House of Representatives

On motion of Representative Carfagna, the House adjourned until  
Wednesday, March 8, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.