

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MAY 10, 2017

FORTY-FOURTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, May 10, 2017, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Bill Lawson of the Shreve United Methodist Church in Shreve, 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:

Representatives from the Butler County Small Business Development Center received H.R. 79, presented by Representative Keller-53rd district.

Representatives from the Cleveland Metroparks received H.R. 528, presented by Representative Antonio-13th district.

Aidan Pasiuk received H.R. 80, presented by Representative Thompson-95th district.

Dean Zody, a guest of Representative Romanchuk-2nd district.

Jake Hesseling, Josh Burton, Corie Blount, and Leonard Stokes, guests of Representative Dever-28th district.

Students from the University of Cincinnati, guests of Representative Kelly-31st district.

Tara Mosley, Annalisa and Michael Williams, Jackie Silas-Butler, and Ed Gilbert, guests of Representative Sykes-34th district.

Cory Minor Smith, a guest of Representative West-49th district.

Anbil Mahesh, Abbas Ali, Parimal Maya, Syed, Sohaib, and Ross, guests of Representative Hagan-50th district.

Michael Rudolph, a guest of Representative Keller-53rd district.

Members of Americans for Prosperity, guests of Representatives Zeltwanger-54th district and Keller-53rd district.

Courtney Palm, a guest of Representative Perales-73rd district.

Julia Keplinger, the daughter of Representative Koehler-79th district.

Deb Bohlin, Janice Govoni, Marcia Vandervoort, and Thom Little, guests of Speaker Rosenberger-91st district.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 216 - Representatives Hambley, Brinkman.

Cosponsors: Representatives McColley, DeVitis, Kick, Carfagna, Koehler, Reineke, Dean, Riedel, Romanchuk, Lipps, Goodman, Merrin, Green, Henne, Greenspan, Thompson, Rogers, Leland, Boccieri, Becker.

To amend section 5739.01 of the Revised Code to authorize a sales and use tax trade-in credit for purchases of used motor vehicles from a licensed dealer.

Said bill was considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Lepore-Hagan submitted the following report:

The standing committee on Economic Development, Commerce, and Labor to which was referred **H. B. No. 2**-Representative Seitz, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MODIFY CIVIL RIGHTS LAW RELATING TO EMPLOYMENT

RON YOUNG
STEVEN M. ARNDT
BILL DEAN
RON HOOD
P. SCOTT LIPPS

ANTHONY DEVITIS
THOMAS E. BRINKMAN, JR.
DAVE GREENSPAN
AL LANDIS
DICK STEIN

The following members voted "NO"

MICHELE LEPORE-HAGAN
ALICIA REECE
THOMAS WEST

BRIGID KELLY
MICHAEL SHEEHY

The report was agreed to.

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

Representative Lepore-Hagan submitted the following report:

The standing committee on Economic Development, Commerce, and Labor to which was referred **H. B. No. 42**-Representatives Sprague, DeVitis, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROHIBIT INSTALLATION OF UNSAFE USED TIRES

RON YOUNG
 MICHELE LEPORE-HAGAN
 DAVE GREENSPAN
 AL LANDIS
 MICHAEL SHEEHY
 THOMAS WEST

ANTHONY DEVITIS
 STEVEN M. ARNDT
 BRIGID KELLY
 P. SCOTT LIPPS
 DICK STEIN

The following members voted "NO"

THOMAS E. BRINKMAN, JR.
 RON HOOD

BILL DEAN
 ALICIA REECE

The report was agreed to.

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

Representative Ashford submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 69**-Representative Cupp, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: REIMBURSE MEDICAL SERVICE LEVY REVENUE FORGONE
 BECAUSE OF TIF

Representative Hambley moved to amend the title as follows:

Add the names: "Arndt, Carfagna."

Representative Hambley moved to amend as follows:

In line 379, after "2006," insert "or a later date as specified in this division,"

In line 433, after "district" insert ", and only to incentive districts created by an ordinance adopted on or after the effective date of the amendment of this section by H.B. 69 of the 132nd general assembly"

Delete lines 516 through 518

In line 519, delete "**4.**" and insert "**3.**"

The motion was agreed to and the bill so amended.

MARLENE ANIELSKI
 STEVEN M. ARNDT
 JOHN BECKER
 RICK CARFAGNA
 WESLEY A. GOODMAN

STEPHEN D. HAMBLEY
 MICHAEL ASHFORD
 JANINE R. BOYD
 BILL DEAN
 BRIAN HILL

GLENN W. HOLMES
SCOTT RYAN

RICK PERALES

The report was agreed to.

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

Representative Ashford submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 122**-Representatives Hambley, Rogers, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: STUDY REGIONAL ECONOMIC DEVELOPMENT ALLIANCES

MARLENE ANIELSKI
STEVEN M. ARNDT
JOHN BECKER
RICK CARFAGNA
WESLEY A. GOODMAN
GLENN W. HOLMES
SCOTT RYAN

STEPHEN D. HAMBLEY
MICHAEL ASHFORD
JANINE R. BOYD
BILL DEAN
BRIAN HILL
RICK PERALES

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Pelanda 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. 119-Speaker Rosenberger

Relative to the election of Tavia Galonski to fill the vacancy in the membership of the House of Representatives created by the resignation of Greta Johnson of the 35th 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, Greta Johnson of the 35th House District, has resigned as a member of the House of Representatives of the 132nd General Assembly

effective March 26, 2017, thus creating a vacancy in the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Democrat party that Tavia Galonski, Democrat, 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 35th House District, is hereby elected, effective May 10, 2017, pursuant to Section 11 of Article II of the Ohio Constitution, as a member of the House of Representatives from the 35th House District, to fill the vacancy created by the unexpired portion of the term of said Greta Johnson, ending on December 31, 2018; 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 Democrat 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 30, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Antonio	Ashford	Boccieri	Boggs
Boyd	Celebrezze	Cera	Clyde
Craig	Fedor	Holmes	Howse
Ingram	Kelly	Kent	Leland
Lepore-Hagan	Miller	O'Brien	Patmon
Patterson	Ramos	Reece	Rogers
Sheehy	Smith, K.	Strahorn	Sweeney
Sykes			West-30

The resolution was adopted.

Tavia Galonski was escorted to the bar of the House by Representatives Celebrezze, Sykes, Boggs, Cera, Howse, Schuring, Pelanda, LaTourette, Patton, and McColley, took the oath of office administered by The Honorable Randolph Baxter, and entered upon the discharge of her duties.

State of Ohio

County of Franklin

I, Tavia Galonski, 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/ TAVIA GALONSKI
Tavia Galonski

Sworn to and subscribed before me this 10th day of May, 2017.

/s/ RANDOLPH BAXTER
Randolph Baxter
U.S. Bankruptcy Court Judge, retired

Representative Patton moved that majority party members asking leave to be absent or absent the week of Wednesday, May 10, 2017, 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 Wednesday, May 10, 2017, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

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, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Becker	Blessing	Bocchieri
Boggs	Boyd	Brenner	Brinkman
Butler	Carfagna	Celebrezze	Cera
Clyde	Conditt	Craig	Cupp
Dean	Dever	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Goodman
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	Landis
Lanese	LaTourette	Leland	Lepore-Hagan

Lipps	Manning	McColley	Merrin
Miller	O'Brien	Patmon	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-96

The bill passed.

Representative Brinkman moved to amend the title as follows:

Add the names: "Anielski, Antonio, Henne, Leland, Rogers, Sweeney, Thompson, West."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 118-Representative Merrin.

Cosponsors: Representatives Koehler, Roegner, Becker, Brinkman, Vitale, Riedel, Dean, Hood, Seitz, Duffey, Thompson, Faber, Schaffer, Rogers, Hambley.

To amend section 5715.19 of the Revised Code to expressly prohibit the dismissal of a property tax complaint for failure to correctly identify the property owner, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Becker	Blessing	Boccheri
Boggs	Boyd	Brenner	Brinkman
Butler	Carfagna	Celebrezze	Cera
Clyde	Conditt	Craig	Cupp
Dean	Dever	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Goodman
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	Landis
Lanese	LaTourette	Leland	Lepore-Hagan
Lipps	Manning	McColley	Merrin
Miller	O'Brien	Patmon	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek

Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-96

The bill passed.

Representative Merrin moved to amend the title as follows:

Add the names: "Anielski, Arndt, Butler, Carfagna, Cupp, Dever, Gavarone, Ginter, Goodman, Greenspan, Hagan, Ingram, Manning, McColley, Miller, O'Brien, Patterson, Patton, Reineke, Retherford, Romanchuk, Ryan, Schuring, Sheehy, Sprague, Stein, Sweeney, Wiggam, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 101-Representative Merrin.

Cosponsors: Representatives Becker, Thompson, Seitz, Stein, West, Roegner, Sheehy, Sprague, Hood, Smith, R.

To amend sections 3728.03, 4729.16, 4729.99, and 4731.96 and to enact sections 3707.60, 4729.382, 4729.46, and 4731.961 of the Revised Code 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", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Becker	Blessing	Boccieri
Boggs	Boyd	Brenner	Brinkman
Butler	Carfagna	Celebrezze	Cera
Clyde	Conditt	Craig	Cupp
Dean	Dever	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Goodman
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	Landis
Lanese	LaTourette	Leland	Lepore-Hagan

Lipps	Manning	McColley	Merrin
Miller	O'Brien	Patmon	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-96

The bill passed.

Representative Merrin moved to amend the title as follows:

Add the names: "Anielski, Antani, Antonio, Arndt, Boyd, Brenner, Brinkman, Butler, Carfagna, Celebrezze, Clyde, Conditt, Craig, Cupp, Dever, DeVitis, Duffey, Edwards, Galonski, Gavarone, Ginter, Goodman, Greenspan, Hagan, Hambley, Hill, Holmes, Hughes, Johnson, Keller, Kick, Koehler, Landis, Leland, Lepore-Hagan, Lipps, Manning, McColley, O'Brien, Patterson, Patton, Pelanda, Perales, Ramos, Reineke, Retherford, Rogers, Ryan, Schaffer, Slaby, Smith, K., Strahorn, Sweeney, Wiggam, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 165-Representatives Gonzales, Conditt.

Cosponsors: Representatives Sweeney, Lipps, Craig, Huffman, Gavarone, Antonio, Barnes, Butler, Duffey, Ginter, Kent, LaTourette, Lepore-Hagan, Romanchuk, West.

To enact section 5.2518 of the Revised Code to designate June as "Congenital Cytomegalovirus Awareness Month", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Becker	Blessing	Boccieri
Boggs	Boyd	Brenner	Brinkman
Butler	Carfagna	Celebrezze	Cera
Clyde	Conditt	Craig	Cupp
Dean	Dever	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Goodman
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly

Kent	Kick	Koehler	Landis
Lanese	LaTourette	Leland	Lepore-Hagan
Lipps	Manning	McColley	Merrin
Miller	O'Brien	Patmon	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-96

The bill passed.

Representative Gonzales moved to amend the title as follows:

Add the names: "Anielski, Ashford, Boggs, Boyd, Celebrezze, Dever, Faber, Greenspan, Hambley, Holmes, Hughes, Johnson, Keller, Landis, Miller, Patton, Pelanda, Ramos, Reece, Reineke, Rogers, Ryan, Schaffer, Sheehy, Slaby, Smith, R., Sprague, Strahorn, Sykes, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Pelanda, the House recessed.

The House met pursuant to recess.

On motion of Representative Koehler, the House adjourned until Thursday, May 11, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.