

OHIO

House

of

Representatives

JOURNAL

TUESDAY, JUNE 6, 2017

FIFTY-THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, June 6, 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 Brenner was selected to preside under the Rule.

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

Representative Carfagna moved that the House advance to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

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

Representative Clyde submitted the following report:

The standing committee on Government Accountability and Oversight to which was referred **H. B. No. 145**-Representatives Huffman, Sprague, et. al., having had the same under consideration, reports it back and recommends its passage.

**RE: ESTABLISH CONFIDENTIAL PROGRAM TO TREAT IMPAIRED
PRACTITIONERS**

Representative Blessing moved to amend the title as follows:

Add the names: "Clyde, Faber."

LOUIS W. BLESSING III
KATHLEEN CLYDE
TIMOTHY E. GINTER
BRIGID KELLY
DOROTHY PELANDA
RYAN SMITH

BILL REINEKE
KEITH FABER
DAVE GREENSPAN
BERNADINE KENNEDY KENT
BILL SEITZ
MARTIN J. SWEENEY

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. 168**-Representative Stein, et. al., having had the same under consideration, reports it back with the following amendment and recommends its re-referral to the committee on Rules and Reference.

RE: MODIFY CEMETERY LAW

Representative Hambley moved to amend the title as follows:

Add the names: "Arndt, Carfagna, O'Brien."

Representative Hambley moved to amend as follows:

In line 641, strike through "Ohio"

In line 642, strike through "cemetery dispute resolution commission" and insert "division of real estate pursuant to section 1721.211 of the Revised Code"

In line 688, delete "at least"; strike through "four"

In line 750, strike through "and"; after "4767.02" insert ", and 4767.09"

In line 777, strike through "4767.05" and insert "4767.02"; strike through "4767.08" and insert "4767.10"

In line 806, after "Code" insert ";

(9) Conducting audits of financial records of a cemetery to ensure compliance with sections 1721.21 and 1721.211 of the Revised Code;

(10) Establishing procedures for registrations and renewals"

In line 851, after "registered" insert ", or a cemetery that is not registered but is required to be registered."

In line 883, strike through "and"; after "4767.03" insert ", and 4767.09"

Strike through lines 904 through 910

In line 937, delete the underlined semicolon

Delete lines 938 and 939

In line 940, delete "the Revised Code"

In line 967, after "of" insert "exceptional"

Delete lines 987 through 993

The motion was agreed to and the bill so amended.

MARLENE ANIELSKI
STEVEN M. ARNDT
RICK CARFAGNA
WESLEY A. GOODMAN
GLENN W. HOLMES
RICK PERALES

STEPHEN D. HAMBLEY
JOHN BECKER
BILL DEAN
BRIAN HILL
MICHAEL J. O'BRIEN
SCOTT RYAN

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Rules and Reference.

Representative Carfagna moved that the House revert to the second order of business, being introduction of bills.

The motion was agreed to.

On motion of Representative Carfagna, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 256 - Representatives Butler, Zeltwanger.

To enact sections 4563.40, 4563.41, 4565.01, 4565.02, 4565.03, 4565.04, 4565.05, 4565.06, 4565.07, 4565.08, 4565.09, 4565.10, 4565.11, 4565.111, 4565.12, 4565.13, 4565.14, 4565.15, 4565.16, 4565.17, 4565.18, and 4565.19 of the Revised Code to create the Major Air Hub Council, to require the Council to construct two commercial service airports, one in Fayette County and one in Portage County, and to create the Southern Ohio Airport Authority and the Northern Ohio Airport Authority to operate the airports.

H. B. No. 257 - Representative Green.

Cosponsors: Representatives Cera, Craig, Faber, Galonski, Greenspan, Hambley, Lepore-Hagan, Riedel, Rogers, Romanchuk, Schaffer, Smith, K., Sprague, Sweeney, Perales, West.

To enact section 5534.804 of the Revised Code to designate a portion of U.S. Route 68 in Brown County as the "Army Specialist David Lee Bingamon Memorial Highway."

H. B. No. 258 - Representatives Hagan, Hood.

Cosponsors: Representatives Wiggam, Romanchuk, Ginter, Patton, Patmon, Lanese, Brinkman, Blessing, DeVitis, Roegner, Slaby, Henne, Butler, Antani, Merrin, Schuring, Retherford, Conditt, Keller, Zeltwanger, Stein, Young, Becker, Green, Brenner, Hambley, Kick, Householder, Perales, Dean, LaTourette, Schaffer, Koehler, Huffman, McColley, Riedel, Sprague, Vitale, Pelanda, Goodman, Johnson, Speaker Rosenberger, Representatives Smith, R., Thompson, Landis, Faber, Hill, Lipps.

To amend sections 2317.56, 2919.171, 2919.19, 2919.191, 2919.192, 2919.193, and 4731.22; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 2919.191 (2919.192), 2919.192 (2919.194), and 2919.193 (2919.198); and to enact new sections 2919.191

and 2919.193 and sections 2919.195, 2919.196, 2919.197, 2919.199, 2919.1910, and 2919.1911 of the Revised Code to generally prohibit an abortion of an unborn human individual with a detectable heartbeat and to create the Joint Legislative Committee on Adoption Promotion and Support.

H. B. No. 259 - Representatives Seitz, West.

Cosponsors: Representatives Strahorn, Dean.

To enact section 4301.612 of the Revised Code to require the Attorney General to establish a database of persons who have committed an offense of violence at an A-1-A, A-1c, or D liquor permit premises and to provide access to the database to holders of those categories of liquor permits.

H. B. No. 260 - Representatives Butler, Sykes.

Cosponsors: Representatives Becker, Brenner, Craig, Dean, Goodman, Hambley, Henne, Kent, Manning, McColley, Ramos, Reece, Rezabek, Seitz, Sheehy, Smith, K., West.

To enact section 4510.023 of the Revised Code to require a court to grant limited driving privileges to a person in relation to a driver's license suspension under certain circumstances.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Celebrezze submitted the following report:

The standing committee on Rules and Reference to which was referred **Am. H. B. No. 168**-Representative Stein, et. al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Finance.

RE: MODIFY CEMETERY LAW

CLIFFORD A. ROSENBERGER
NICKIE J. ANTONIO
KRISTIN BOGGS
RICK CARFAGNA
RON HOOD
THOMAS F. PATTON
SCOTT RYAN
BILL SEITZ

KIRK SCHURING
LOUIS W. BLESSING III
ANDREW BRENNER
NICHOLAS CELEBREZZE
SARAH LATOURETTE
DOROTHY PELANDA
GARY SCHERER
EMILIA STRONG SYKES

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Finance.

Representative Celebrezze reported for the Rules and Reference committee recommending that the following House Bills and Senate Bill be considered for the second time and referred to the following committees for consideration:

H. B. No. 234 - Representatives Howse and Lepore-Hagan
TO CRIMINALIZE IMPEDING ACCESS TO REPRODUCTIVE HEALTH CARE AND TO CREATE A CAUSE OF ACTION FOR HARASSMENT OR INTIMIDATION OF ONE OR MORE EMPLOYEES OF A HEALTH CARE FACILITY.

To the committee on Criminal Justice

H. B. No. 235 - Representative Gavarone
REGARDING PROCEDURES FOR APPROVAL OR DISAPPROVAL OF THE STATE EDUCATION PLAN FOR THE FEDERAL EVERY STUDENT SUCCEEDS ACT.

To the committee on Education and Career Readiness

H. B. No. 236 - Representatives Patton and Cupp
TO ENACT THE MODEL ELEVATOR LAW.

To the committee on Economic Development, Commerce, and Labor

H. B. No. 237 - Representative Pelanda
TO REQUIRE A POLITICAL SUBDIVISION WITH TERRITORY IN MORE THAN ONE COUNTY THAT PLACES AN ISSUE ON THE BALLOT TO NOTIFY THE BOARD OF ELECTIONS OF EVERY COUNTY IN WHICH THE POLITICAL SUBDIVISION HAS TERRITORY, TO REQUIRE THE SECRETARY OF STATE TO ESTABLISH A DATABASE TO FACILITATE COMMUNICATION BETWEEN THE BOARDS OF ELECTIONS AND THE SECRETARY CONCERNING LOCAL ELECTIONS, AND TO MAKE AN APPROPRIATION.

To the committee on Government Accountability and Oversight

H. B. No. 238 - Representatives Retherford and Brenner
TO ESTABLISH THE VETERANS FEE WAIVER PROGRAM.

To the committee on Armed Services, Veterans Affairs, and Homeland Security

H. B. No. 239 - Representatives Smith, R. and Carfagna
TO ALLOW ELECTRIC DISTRIBUTION UTILITIES TO RECOVER COSTS FOR A NATIONAL SECURITY GENERATION RESOURCE.

To the committee on Public Utilities

H. B. No. 240 - Representative Barnes
TO ENACT THE "RESPECT YOUR DATE ACT" TO DESIGNATE THE MONTH OF APRIL AS "RESPECT YOUR DATE MONTH" AND TO REQUIRE EACH STATE INSTITUTION OF HIGHER EDUCATION TO

ADOPT A POLICY REGARDING DATING VIOLENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT, STALKING, AND RAPE ON CAMPUS AND TO DECLARE AN EMERGENCY.

To the committee on Higher Education and Workforce Development

H. B. No. 241 - Representative Barnes
TO ESTABLISH THE OHIO DIABETES REGISTRY.
To the committee on Health

H. B. No. 242 - Representative Carfagna
REGARDING SCHOOL EMPLOYEES RETIREMENT SYSTEM ANNUAL COST-OF-LIVING ADJUSTMENTS.
To the committee on Aging and Long Term Care

H. B. No. 243 - Representatives Patterson and Cera
TO EXEMPT FROM SALES AND USE TAXATION THE BULK SALE OF FIREWOOD AND CERTAIN OTHER HEATING FUELS, AND TO REIMBURSE THE LOCAL GOVERNMENT FUND AND PUBLIC LIBRARY FUND AND COUNTY AND TRANSIT SALES TAX COLLECTIONS FOR THE RESULTING REVENUE LOSSES.
To the committee on Ways and Means

H. B. No. 244 - Representative Patterson
TO DESIGNATE THE MONTH OF JUNE AS "ALZHEIMER'S AND BRAIN AWARENESS MONTH."
To the committee on Health

H. B. No. 245 - Representatives Boccieri and Lepore-Hagan
TO ENACT THE CONSUMER PROTECTION CALL CENTER ACT OF 2017 TO REQUIRE THE DEPARTMENT OF JOB AND FAMILY SERVICES TO COMPILE A LIST OF ALL EMPLOYERS THAT RELOCATE A CALL CENTER TO A FOREIGN COUNTRY AND TO DISQUALIFY EMPLOYERS ON THAT LIST FROM STATE GRANTS, LOANS, AND OTHER BENEFITS.
To the committee on Economic Development, Commerce, and Labor

H. B. No. 246 - Representatives Boccieri and Rezabek
TO REQUIRE THE OHIO SCHOOL FACILITIES COMMISSION TO PROVIDE FUNDING TO CERTAIN COUNTY BOARDS OF DEVELOPMENTAL DISABILITIES TO ASSIST IN THE ACQUISITION OF CLASSROOM FACILITIES.
To the committee on Education and Career Readiness

H. B. No. 247 - Representative Romanchuk
TO REQUIRE REFUNDS TO UTILITY CUSTOMERS WHO HAVE BEEN IMPROPERLY CHARGED, TO ELIMINATE ELECTRIC SECURITY PLANS AND REQUIRE ALL ELECTRIC STANDARD SERVICE OFFERS

TO BE DELIVERED THROUGH MARKET-RATE OFFERS, AND TO STRENGTHEN CORPORATE SEPARATION REQUIREMENTS.

To the committee on Public Utilities

H. B. No. 248 - Representatives Antonio and Lepore-Hagan
REGARDING COVERAGE FOR PRESCRIPTION CONTRACEPTIVE DRUGS AND DEVICES, THE PROVISION OF CERTAIN HOSPITAL AND PREGNANCY PREVENTION SERVICES FOR VICTIMS OF SEXUAL ASSAULT, THE DISPENSING OF HORMONAL CONTRACEPTIVES TO ADULTS WITHOUT A PRESCRIPTION, AND COMPREHENSIVE SEXUAL HEALTH AND SEXUALLY TRANSMITTED INFECTION EDUCATION IN SCHOOLS.

To the committee on Health

H. B. No. 249 - Representative Duffey
TO PERMIT THE PUBLIC UTILITIES COMMISSION TO ADOPT RULES GOVERNING RESIDENTIAL UTILITY RESELLING.

To the committee on Public Utilities

H. B. No. 250 - Representative Brinkman
TO ESTABLISH REQUIREMENTS FOR THE USE OF ELECTRIC BICYCLES.

To the committee on Transportation and Public Safety

H. B. No. 251 - Representative Greenspan
TO INCREASE FROM FIVE TO TEN YEARS THE MATURITY PERIOD OF OTHER POLITICAL SUBDIVISION'S BONDS AND OBLIGATIONS ELIGIBLE FOR INVESTMENT OF A SUBDIVISION'S INTERIM MONEYS.

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

H. B. No. 252 - Representative Huffman
TO DESIGNATE THE MONTH OF JANUARY AS "BLOOD DONOR AWARENESS MONTH."

To the committee on Health

H. B. No. 253 - Representatives Householder and Lanese
TO PERMIT LAW ENFORCEMENT OFFICERS TO CARRY FIREARMS OFF DUTY IN PLACES OTHERWISE PROHIBITED FOR CONCEALED HANDGUN LICENSEES.

To the committee on Federalism and Interstate Relations

H. B. No. 254 - Representative Wiggam
TO ENACT THE POW/MIA REMEMBRANCE ACT REQUIRING THE POW/MIA FLAG TO BE DISPLAYED AT CERTAIN BUILDINGS OPERATED BY THE STATE ON ARMED FORCES DAY, MEMORIAL DAY, FLAG DAY, INDEPENDENCE DAY, NATIONAL POW/MIA

RECOGNITION DAY, AND VETERANS' DAY.

To the committee on Armed Services, Veterans Affairs, and Homeland Security

H. B. No. 255 - Representative Hambley

TO AUTHORIZE A TOWNSHIP OFFICER WHO SERVES A POPULATION OF GREATER THAN 5,000 TO MAKE ARRESTS FOR SPECIFIED TRAFFIC OFFENSES ON INTERSTATE HIGHWAYS WITHIN AND ADJACENT TO THE OFFICER'S TERRITORY AND TO PROHIBIT TOWNSHIPS FROM USING TRAFFIC LAW PHOTO-MONITORING DEVICES ON INTERSTATE HIGHWAYS.

To the committee on Transportation and Public Safety

S. B. No. 131 - Senator Dolan

TO PROVIDE THAT COMPENSATION PAID TO CERTAIN HOME-BASED EMPLOYEES MAY BE COUNTED FOR PURPOSES OF AN EMPLOYER QUALIFYING FOR AND COMPLYING WITH THE TERMS OF A JOB CREATION TAX CREDIT.

To the committee on Ways and Means

CLIFFORD A. ROSENBERGER	KIRK SCHURING
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 Brenner 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 and Senate Bill 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 and Senate Bill 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 Resolutions be introduced and referred to the following committees for consideration:

H. C. R. No. 10 - Representatives Thompson and Greenspan
TO CONDEMN THE BOYCOTT, DIVESTMENT, AND SANCTIONS

MOVEMENT AND INCREASING INCIDENTS OF ANTI-SEMITISM.
To the committee on Government Accountability and Oversight

H. C. R. No. 11 - Representative Gavarone
TO APPROVE OHIO'S STATE EDUCATION PLAN FOR
IMPLEMENTATION OF THE FEDERAL EVERY STUDENT SUCCEEDS
ACT.

To the committee on Education and Career Readiness

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

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

The motion was agreed to.

Said House Concurrent Resolutions were 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. 139 - Representative LaTourette
Honoring Kami Goodrick as the 2017 Division II State Girls Diving Champion.

H. R. No. 140 - Representative LaTourette
Honoring the West Geauga High School Academic Decathlon team on winning the 2017 State Championship in the novice division.

H. R. No. 141 - Representative Pelanda
Honoring Joshua Shields as the 2017 Wildlife Officer of the Year.

H. R. No. 142 - Representative Householder
Honoring Colton Conkle as a 2017 Elks National Hoop Shoot Champion.

H. R. No. 143 - Representative Koehler
Honoring the Wittenberg University men's golf team on winning the 2017 NCAA Division III Championship.

H. R. No. 144 - Representatives Lanese, Hughes, Scherer
Honoring the Step 1 All Stars Pretty small junior team as a 2017 Summit Varsity All Star Cheerleading Champion.

H. R. No. 145 - Representatives Lanese, Hughes, Scherer
Honoring the Step 1 All Stars Incredible small youth team as a 2017 Summit Varsity All Star Cheerleading Champion.

H. R. No. 146 - Representative Anielski

Honoring Emily Huffman as the 2017 Ohio State Uneven Parallel Bars Champion.

H. R. No. 147 - Representatives Kelly, Ingram, Reece

Honoring the University of Cincinnati women's track and field team as the 2017 American Athletic Conference Outdoor Champion.

H. R. No. 148 - Representative Ashford

Honoring Keyaunte Jones as the 2017 Boys and Girls Clubs of America Ohio Youth of the Year.

H. R. No. 149 - Representative Ashford

Honoring The University of Toledo women's basketball team on winning the 2017 MAC Championship title.

H. R. No. 150 - Representative Craig

Honoring Mackenzie Lewis as one of Ohio's top youth volunteers for 2017.

H. R. No. 153 - Representative Wiggam

Honoring Zach Steiner as a 2017 Division III State Wrestling Champion.

H. R. No. 154 - Representative Hughes

Honoring the Freemasons of Ohio on the Three Hundredth Anniversary of Freemasonry.

H. R. No. 155 - Representative Landis

Honoring Randy and Koral Clum as the 2017 Ohio Tree Farmers of the Year.

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

Representative Brenner 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

May 31, 2017

Speaker Cliff Rosenberger
Ohio House of Representatives
77 S. High Street, 14th Floor
Columbus, OH 43215

Dear Speaker Rosenberger:

After much thought and reflection, I have decided it is time for me to resign as Majority Floor Leader for the Ohio House of Representatives.

This is not a decision that I have come to lightly. In thinking about our entire caucus and this great institution that I've had the privilege of serving these last six years, I feel the role of Majority Floor Leader may be best filled by someone who can devote a larger amount of time and energy to this role and your leadership team at this time. I hope you will support my resignation.

I would like to thank you for trusting me with such important roles as Assistant Majority Whip, Majority Whip, and my current role as Majority Floor Leader. My time serving on the Leadership Team has undoubtedly been the highest honor of my life and I will cherish the time I have been blessed to give to our caucus in that role, as well as all the relationships I have been able to establish as a result.

I have a great amount of respect for you as a leader, friend, and colleague, and I look forward to continuing our work together as I step down from this important position and continue to serve the people of the 86th House District.

Sincerely,

Dorothy Pelanda
State Representative
86th House District

MESSAGE FROM THE SPEAKER

June 5, 2017

Representative Dorothy Pelanda
Ohio House of Representatives
77 South High Street, 14th Floor
Columbus, Ohio 43215

Dear Representative Pelanda,

This letter acknowledges receipt of your House Majority Floor Leader resignation letter, and confirms that you have stepped down as the House Majority Floor Leader, effective May 31, 2017.

It has been an honor working with you during your tenure as a member of Leadership for the House Majority Caucus and I look forward to working with you for the remainder of this General Assembly.

Best Regards,

Clifford A. Rosenberger
Speaker, Ohio House of Representatives

On motion of Representative Brenner, the House adjourned until
Wednesday, June 7, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.