

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, OCTOBER 24, 2017

## NINETY-THIRD DAY

Hall of the House of Representatives, Columbus, Ohio

**Tuesday, October 24, 2017, 9:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by Pastor J.C. Church of the Victory in Truth Ministries in Bucyrus, 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:

Carlos Menendez received H.R. 245, presented by Representatives Huffman-80th district and Faber-84th district.

John O'Handley received H.R. 279, presented by Representative Hughes-24th district.

Jonathan Juravich received H.R. 244, presented by Representatives Leland-22nd district and Brenner-67th district.

Representatives from the Ohio Association of County Boards of Developmental Disabilities received H.R. 278, presented by Representative Duffey-21st district.

Members of the National Pan-Hellenic Council, guests of Representative Howse-11th district.

Pastor Glenn Rogers and members of the Temple Baptist Church, guests of Representative DeVitis-36th district.

Shahzeb, Vickas, Fahad, Habeel, and Zohmingthanga, guests of Representative Hagan-50th district.

Carol Holmes, the wife of Representative Holmes-63rd district.

Rafee Zafar, a guest of Representative Brenner-67th district.

Miami University students in the government relations network, guests of Representative LaTourette-76th district.

Michael Wing, a guest of Representative Schaffer-77th district.

Caleb Franz, a guest of Representative Goodman-87th district.

Jacob and Amy Szabo, guests of Representative Patterson-99th district.

The journal of yesterday was read and approved.

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 390** - Representative Merrin.

To amend sections 1923.04 and 1923.14 of the Revised Code to clarify how

to calculate certain timelines under which a forcible entry and detainer action must occur.

**H. B. No. 391** - Representative Merrin.

To amend section 2929.01 of the Revised Code to include the cost of accounting done to determine the extent of economic loss as a type of economic loss for which restitution may be granted.

**H. B. No. 392** - Representative Stein.

Cosponsors: Representatives Becker, Hambley, Henne, Hill, Kick, Koehler, Retherford, Riedel, Roegner, Thompson, West.

To enact section 909.19 of the Revised Code to grant specified apiary owners immunity in personal injury or property damage cases.

Said bills were considered the first time.

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

Representative Boggs submitted the following report:

The standing committee on Civil Justice to which was referred **H. B. No. 174**-Representatives Hughes, Lanese, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: ADD JUDGES TO FRANKLIN COUNTY DOMESTIC  
RELATIONS DIVISION

Representative Butler moved to amend the title as follows:

Add the names: "Boggs, Brown, Galonski."

Representative Rezabek moved to amend as follows:

In line 4 of the title, after "Pleas" insert ", one"; after "2018" insert "and one to be elected in 2020, and to declare an emergency"

In line 225, delete "and two" and insert "one"; delete "terms" and insert "term"

In line 226, delete the first ","" and insert ",""; delete "January 10, 2019, respectively" and insert "one to be elected in 2020, term to begin January 2, 2021"

In line 321, delete "10, 2019" and insert "2, 2021"

In line 1736, delete "Section 2301.03 of the Revised Code is"

Delete lines 1737 through 1744 and insert "This act is hereby declared

to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is to allow judicial candidates to meet the filing deadlines to appear on the ballot in 2018. Therefore, this act shall go into immediate effect.

**Section 4.** Section 2301.03 of the Revised Code is presented in this act as a composite of the section as amended by both Am. H.B. 11 and Am. Sub. H.B. 64 of the 131st General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the section in effect prior to the effective date of the section as presented in this act."

The motion was agreed to and the bill so amended.

JIM BUTLER  
KRISTIN BOGGS  
TAVIA GALONSKI  
LAURA LANESE  
BILL SEITZ

JIM HUGHES  
RICHARD D. BROWN  
THERESA GAVARONE  
NATHAN H. MANNING

The report was agreed to.

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

### **MOTIONS AND RESOLUTIONS**

Representative McColley moved that majority party members asking leave to be absent or absent the week of Tuesday, October 24, 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 Tuesday, October 24, 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**

**Sub. H. B. No. 142-**Representative Wiggam.

Cosponsors: Representatives Lipps, Goodman, Kick, Merrin, Hood, Thompson, Conditt, Keller, Vitale, Roegner, Koehler, Brinkman, Becker, Seitz, Dean.

To amend sections 2923.12, 2923.126, 2923.128, and 2923.16 of the Revised Code to modify the requirement that a concealed handgun licensee notify a law enforcement officer that the licensee is carrying a concealed

handgun when stopped, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Wiggam moved that **Sub. H. B. No. 142**-Representative Wiggam, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

**Sub. H. B. No. 168**-Representative Stein.

Cosponsors: Representatives Boccieri, Brenner, Hambley, LaTourette, Seitz, Arndt, Carfagna, O'Brien, Blessing.

To amend sections 1721.21, 1721.211, 4717.03, 4717.13, 4717.14, 4717.36, 4767.01, 4767.02, 4767.03, 4767.04, 4767.05, 4767.06, 4767.07, and 4767.08 and to enact sections 4767.021, 4767.09, 4767.10, and 4767.11 of the Revised Code to modify duties of the Division of Real Estate in the Department of Commerce regarding cemetery registration, to specify cemetery owners must reasonably maintain cemeteries, to establish the Cemetery Grant Program, to allow the Board of Embalmers and Funeral Directors to review and vote upon certain license suspensions by telephone, to make various other changes to the embalmers, funeral directors, and crematory licensing laws, and to make an appropriation, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 91, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Boccieri	Boggs	Boyd	Brenner
Brown	Butler	Carfagna	Cera
Clyde	Craig	Cupp	DeVitis
Dean	Dever	Duffey	Edwards
Faber	Fedor	Galonski	Gavarone
Ginter	Gonzales	Goodman	Green
Greenspan	Hagan	Hambley	Henne
Hill	Holmes	Householder	Howse
Huffman	Hughes	Ingram	Johnson
Keller	Kelly	Kent	Kick
Koehler	LaTourette	Landis	Lanese
Lang	Leland	Lepore-Hagan	Lipps
Manning	McColley	Merrin	Miller
O'Brien	Patmon	Patterson	Patton
Ramos	Reece	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Schuring
Seitz	Sheehy	Slaby	Smith, K.
Smith, R.	Sprague	Stein	Strahorn
Sweeney	Thompson	West	Wiggam
Young	Zeltwanger		Rosenberger-91

Representatives Brinkman, Hood, and Vitale voted in the negative-3.  
The bill passed.

Representative Stein moved to amend the title as follows:

Add the names: "Antonio, Boyd, Brown, Craig, Cupp, Edwards, Galonski, Ginter, Green, Greenspan, Hill, Holmes, Howse, Ingram, Lang, Leland, Manning, Patterson, Ramos, Reineke, Retherford, Riedel, Sprague, Sweeney, West."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 194**-Representatives Johnson, Craig.

Cosponsors: Representatives Anielski, Arndt, Boccieri, Butler, Conditt, Dean, Dever, Ginter, Gonzales, Keller, Landis, Riedel, Ryan, Stein, Strahorn, Thompson, Wiggam, Green, Greenspan, Sheehy, DeVitis, Householder, Howse, Hughes, Lepore-Hagan, Manning, Reece, West.

To enact section 4503.29 and to repeal sections 4503.431, 4503.432, 4503.433, 4503.434, 4503.48, 4503.481, 4503.53, 4503.532, 4503.533, 4503.536, 4503.537, 4503.538, 4503.54, 4503.541, 4503.543, 4503.544, 4503.547, 4503.548, 4503.571, 4503.581, 4503.59, and 4503.731 of the Revised Code to establish a program for the issuance of special license plates related to military service and awards, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Boccieri	Boggs	Boyd	Brenner
Brinkman	Brown	Butler	Carfagna
Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	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	LaTourette
Landis	Landese	Lang	Leland
Lepore-Hagan	Lipps	Manning	McColley
Merrin	Miller	O'Brien	Patmon
Patterson	Patton	Ramos	Reece
Reineke	Retherford	Rezabek	Riedel
Roegner	Rogers	Romanchuk	Ryan

Schaffer	Schuring	Seitz	Sheehy
Slaby	Smith, K.	Smith, R.	Sprague
Stein	Strahorn	Sweeney	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-94

The bill passed.

Representative Johnson moved to amend the title as follows:

Add the names: "Antonio, Barnes, Boyd, Brenner, Brown, Clyde, Cupp, Duffey, Edwards, Fedor, Galonski, Gavarone, Hagan, Hambley, Hill, Holmes, Ingram, Kent, Kick, Lanese, Lang, LaTourette, Leland, McColley, Miller, O'Brien, Patmon, Patterson, Patton, Ramos, Reineke, Retherford, Rogers, Romanchuk, Schaffer, Slaby, Smith, K., Sprague, Sweeney, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 251**-Representative Greenspan.

Cosponsors: Representatives Hambley, Stein, Dever.

To amend sections 135.14 and 135.35 of the Revised Code 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, a county's inactive moneys, and money in the county public library fund, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Bocchieri	Boggs	Boyd	Brenner
Brinkman	Brown	Butler	Carfagna
Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	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	LaTourette
Landis	Lanese	Lang	Leland
Lepore-Hagan	Lipps	Manning	McColley
Merrin	Miller	O'Brien	Patmon
Patterson	Patton	Ramos	Reece
Reineke	Retherford	Rezabek	Riedel
Roegner	Rogers	Romanchuk	Ryan

Schaffer	Schuring	Seitz	Sheehy
Slaby	Smith, K.	Smith, R.	Sprague
Stein	Strahorn	Sweeney	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-94

The bill passed.

Representative Greenspan moved to amend the title as follows:

Add the names: "Anielski, Antonio, Arndt, Ashford, Barnes, Boyd, Brown, Carfagna, Galonski, Gavarone, Ginter, Green, Hill, Holmes, Howse, Lang, Leland, Lepore-Hagan, Manning, Miller, Patton, Reineke, Retherford, Rezabek, Riedel, Rogers, Ryan, Schaffer, Schuring, Seitz, Sheehy, Slaby, Smith, K., Smith, R., Sprague, Sweeney, Thompson, West, Wiggam, Young, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. S. B. No. 3-Senators Beagle, Balderson.**

Cosponsors: Senators Bacon, Brown, Gardner, Hite, Hoagland, Manning, Tavares, Terhar, LaRose, Hottinger, Uecker, Coley, Dolan, Eklund, Hackett, Huffman, Kunze, Lehner, Obhof, O'Brien, Oelslager, Peterson, Sykes, Williams, Wilson, Yuko Representatives Duffey, Romanchuk.

To enact section 5.281 of the Revised Code to designate the first week of May as In-Demand Jobs Week, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 93, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Bocchieri	Boggs	Boyd	Brenner
Brinkman	Brown	Butler	Carfagna
Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	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	LaTourette
Landis	Lanese	Lang	Leland
Lepore-Hagan	Lipps	Manning	McColley
Merrin	Miller	O'Brien	Patmon
Patterson	Patton	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner



Rogers	Romanchuk	Ryan	Schaffer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Smith, R.	Sprague	Stein
Strahorn	Sweeney	Thompson	Vitale
West	Wiggam	Young	Zeltwanger
			Rosenberger-93

Representative Ramos voted in the negative-1.

The bill passed.

Representative Reineke moved to amend the title as follows:

Add the names: "Anielski, Antani, Antonio, Arndt, Ashford, Barnes, Boggs, Boyd, Brown, Carfagna, Clyde, Craig, Cupp, Dever, Edwards, Galonski, Gavarone, Ginter, Green, Greenspan, Hagan, Hambley, Hill, Holmes, Howse, Hughes, Johnson, Kent, Kick, Landis, Lanese, Lang, Leland, Lepore-Hagan, Manning, Miller, O'Brien, Patterson, Reece, Reineke, Riedel, Rogers, Ryan, Schaffer, Schuring, Seitz, Sheehy, Slaby, Smith, K., Smith, R., Sprague, Stein, Strahorn, Sweeney, West, Young, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 142**-Representative Wiggam.

Cosponsors: Representatives Lipps, Goodman, Kick, Merrin, Hood, Thompson, Conditt, Keller, Vitale, Roegner, Koehler, Brinkman, Becker, Seitz, Dean.

To amend sections 2923.12, 2923.126, 2923.128, and 2923.16 of the Revised Code to modify the requirement that a concealed handgun licensee notify a law enforcement officer that the licensee is carrying a concealed handgun when stopped, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Wiggam moved that Representative Holmes stand as a joint sponsor of **Sub. H.B. No. 142** – Representative Wiggam, et al.

The motion was agreed to without objection.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 69, nays 25, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Becker
Blessing	Bocieri	Brenner	Brinkman
Butler	Carfagna	Cera	Cupp
Dean	Dever	Duffey	Edwards
Faber	Fedor	Gavarone	Ginter
Gonzales	Goodman	Green	Greenspan
Hagan	Hambley	Henne	Hill
Holmes	Hood	Householder	Huffman

Hughes	Johnson	Keller	Kent
Kick	Koehler	LaTourette	Landis
Lanese	Lang	Lipps	Manning
McColley	Merrin	Patton	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Schuring	Seitz	Slaby	Smith, R.
Sprague	Stein	Thompson	Vitale
West	Wiggam	Young	Zeltwanger
			Rosenberger-69

Those who voted in the negative were: Representatives

Antonio	Ashford	Barnes	Boggs
Boyd	Brown	Clyde	Craig
DeVitis	Galonski	Howse	Ingram
Kelly	Leland	Lepore-Hagan	Miller
O'Brien	Patmon	Patterson	Ramos
Reece	Sheehy	Smith, K.	Strahorn
			Sweeney-25

The bill passed.

Representative Wiggam moved to amend the title as follows:

Add the names: "Anielski, Antani, Brenner, Butler, Duffey, Ginter, Green, Greenspan, Hagan, Hambley, Henne, Johnson, Lanese, Lang, McColley, Patton, Retherford, Rezabek, Riedel, Romanchuk, Schaffer, Schuring, Smith, R., Sprague, Stein, Young, Zeltwanger, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Schuring, the House adjourned until Thursday, October 26, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.