

OHIO

House

of

Representatives

JOURNAL

THURSDAY, NOVEMBER 9, 2017

NINETY-EIGHTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, November 9, 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 Kick 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. 412 - Representative Craig.

Cosponsors: Representatives Antonio, Ashford, Boccieri, Boggs, Boyd, Brown, Cera, Clyde, Duffey, Galonski, Holmes, Howse, Ingram, Kelly, Kent, Leland, Lepore-Hagan, Miller, O'Brien, Ramos, Reece, Rogers, Sheehy, Smith, K., Sprague, Sweeney, Sykes, West.

To amend section 109.15 and to enact section 317.115 of the Revised Code to authorize county recorders, at the request of certain persons, to redact discriminatory covenants from real property instruments displayed on the internet, or to record modifications of those instruments.

H. B. No. 413 - Representative Scherer.

To amend section 145.323 and to enact sections 145.018 and 145.321 of the Revised Code regarding Public Employees Retirement System (PERS) annual cost-of-living adjustments granted to allowance and benefit recipients and PERS service credit for services as a nonteaching school employee of a county board of developmental disabilities.

Said bills were considered the first time.

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

Representative Sheehy submitted the following report:

The standing committee on Transportation and Public Safety to which was referred **Sub. S. B. No. 77**-Senator Coley, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: CREATE KYLERSTRONG FOUNDATION LICENSE PLATE

Representative Manning moved to amend the title as follows:

Add the names: "Representatives Green, West."

Representative Manning moved to amend as follows:

In line 1 of the title, delete the first "section" and insert "sections"; after "4501.21" insert "and 4503.98"

In line 3 of the title, after "plate" insert "and to make changes to the "Juvenile Diabetes Research Foundation" and "Westerville Parks Foundation" license plates"

In line 4, delete the first "section" and insert "sections "; after "4501.21" insert " and 4503.98"

In line 369, before "Ohio" insert "central"; after "foundation" insert "which shall distribute the contributions to the chapters of the juvenile diabetes research foundation"

In line 644, delete "state bureau of motor vehicles" and insert "public safety - highway purposes"

In line 645, delete "4501.25" and insert "4501.06"

After line 645, insert:

"Sec. 4503.98. (A) The owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, motorcycle, cab-enclosed motorcycle, ~~commercial motor vehicle~~, or other vehicle of a class approved by the registrar of motor vehicles may apply to the registrar for registration of the vehicle and issuance of Westerville parks foundation license plates. An application made under this section may be combined with a request for a special reserved license plate under section 4503.40 or 4503.42 of the Revised Code. Upon receipt of the completed application and compliance by the applicant with divisions (B) and (C) of this section, the registrar shall issue to the applicant the appropriate vehicle registration and a set of Westerville parks foundation license plates and a validation sticker, or a validation sticker alone when required by section 4503.191 of the Revised Code.

In addition to the letters and numbers ordinarily inscribed on the license plates, Westerville parks foundation license plates shall be inscribed with identifying words or markings that are designed by the Westerville parks foundation and that are approved by the registrar. Westerville parks foundation license plates shall display county identification stickers that identify the county of registration as required under section 4503.19 of the Revised Code.

(B) Westerville parks foundation license plates and a validation

sticker, or validation sticker alone, shall be issued upon receipt of a contribution as provided in division (C)(1) of this section and upon payment of the regular license tax as prescribed under section 4503.04 of the Revised Code, any applicable motor vehicle license tax levied under Chapter 4504. of the Revised Code, any applicable additional fee prescribed by section 4503.40 or 4503.42 of the Revised Code, a bureau of motor vehicles administrative fee of ten dollars, and compliance with all other applicable laws relating to the registration of motor vehicles.

(C)(1) For each application for registration and registration renewal notice the registrar receives under this section, the registrar shall collect a contribution of thirty dollars. The registrar shall transmit this contribution into the state treasury to the credit of the license plate contribution fund created in section 4501.21 of the Revised Code.

(2) The registrar shall deposit the bureau administrative fee of ten dollars, the purpose of which is to compensate the bureau for additional services required in the issuing of Westerville parks foundation license plates, into the state treasury to the credit of the public safety - highway purposes fund created in section 4501.06 of the Revised Code."

In line 646, delete "section" and insert "sections "; after "4501.21" insert " and 4503.98"

In line 647, delete "is" and insert "are"

The motion was agreed to and the bill so amended.

DOUG GREEN
LARRY HOUSEHOLDER
CANDICE KELLER
NATHAN H. MANNING
THOMAS WEST

MICHAEL SHEEHY
JIM HUGHES
DARRELL KICK
ALICIA REECE

The report was agreed to.

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

Representative Sheehy submitted the following report:

The standing committee on Transportation and Public Safety to which was referred **H. B. No. 219**-Representative Boccieri, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: SPECIFY SPEED LIMIT EFFECTIVE REASONABLE DISTANCE FROM SIGN

Representative Manning moved to amend the title as follows:

Add the names: "Green, Manning."

DOUG GREEN

LARRY HOUSEHOLDER

CANDICE KELLER

NATHAN H. MANNING

THOMAS WEST

MICHAEL SHEEHY

JIM HUGHES

DARRELL KICK

ALICIA REECE

The report was agreed to.

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

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on November 9, 2017, signed the following:

Sub. H. B. No. 31-Representative Cupp - et al.

CLERK'S NOTATION

Pursuant to Article IV, Section 17 of the Constitution of the State of Ohio, the following complaint was filed with the Clerk of the Ohio House of Representatives on Monday, November 6, 2017:

Monday, November 6

Dear Members of the Ohio General Assembly,

Please accept this as a complaint against Justice William O'Neill for violating the Ohio Code of Judicial Conduct. In the code, rule 4.5 clearly states, "Upon becoming a candidate in a primary or general election for a nonjudicial elective office, a judge shall resign from judicial office."

Justice O'Neill became a candidate on Sunday, October 29, 2017, when he announced his candidacy for governor. As you will find in the addendums, the announcement of his candidacy was widely covered in the news media and he gave direct quotes to them promoting his candidacy. In fact, his Twitter page, included as an addendum, clearly states that he is a "Candidate for Governor." His website states he is a "Democrat for Governor." This is convincing to me that he is indeed a declared candidate for governor, and therefore is in violation of rule 4.5 of the Ohio Code of Judicial Conduct.

Perhaps more troublesome, Justice O'Neill went on record taking positions on controversial, partisan issues. You will find several positions he has taken since announcing a run for governor covered in the news media. As well, his website details his thoughts on eight broad subject areas. It also details the

“O’Neill Plan for Ohio,” which is an 8-point plan. This will cause him to recuse himself on a variety of cases the Supreme Court is currently facing.

Thus, I am requesting you to remove Justice O’Neill from the Ohio Supreme Court, a power given to you by Article IV, Section 17 of the Ohio Constitution, and am asking you to enter the substance of this complaint into the journal.

Sincerely,

/s/THOMAS FERRALL

Thomas Ferrall
421 Irving Avenue
Dayton, OH 45409

On motion of Representative Cupp, the House adjourned until Tuesday, November 14, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.