

OHIO

House

of

Representatives

JOURNAL

TUESDAY, NOVEMBER 28, 2017

ONE HUNDRED THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, November 28, 2017, 9:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

Representative Blessing moved that the House advance to the sixth order of business, being motions and resolutions.

The motion was agreed to.

MOTIONS AND RESOLUTIONS

Representative Blessing moved that **S. B. No. 163**-Senator Wilson, et al., be taken from the calendar and re-referred to the committee on Rules and Reference.

The motion was agreed to.

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

The motion was agreed to.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 429 - Representative West.

To amend section 4501.21 and to enact section 4503.872 of the Revised Code to create the "Canton Bulldogs" license plate.

Said bill was 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 **S. B. No. 163**-Senator Wilson, et. al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Government Accountability and Oversight.

RE: MODIFY QUALIFICATIONS FOR INVESTING COUNTY
INACTIVE MONEYS

KIRK SCHURING
NICKIE J. ANTONIO
KRISTIN BOGGS
RICK CARFAGNA
RON HOOD
THOMAS F. PATTON
SCOTT RYAN

FRED STRAHORN
LOUIS W. BLESSING III
ANDREW BRENNER
NICHOLAS CELEBREZZE
SARAH LATOURETTE
DOROTHY PELANDA
EMILIA STRONG SYKES

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Government Accountability and Oversight.

Representative Smith, K submitted the following report:

The standing committee on Financial Institutions, Housing, and Urban Development to which was referred **H. B. No. 329**-Representative Pelanda, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MODIFY LAW GOVERNING PYRAMID PROMOTIONAL
SCHEMES

Representative Sprague moved to amend the title as follows:

Add the name: "Dever."

JONATHAN DEVER
KENT SMITH
ANDREW BRENNER
JIM HUGHES
LAURA LANESE
SCOTT WIGGAM

ROBERT COLE SPRAGUE
MARLENE ANIELSKI
HEARCEL F. CRAIG
CATHERINE D. INGRAM
DAVID LELAND
RON YOUNG

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. 398 - Representatives Perales and Boggs
TO REVISE THE LAW GOVERNING SALES OF SPIRITUOUS LIQUOR
BY MICRO-DISTILLERIES.

To the committee on Government Accountability and Oversight

H. B. No. 399 - Representatives Henne and Butler
TO ENACT THE OHIO RIGHT TO SHOP ACT TO REQUIRE HEALTH INSURERS TO ESTABLISH SHARED SAVINGS INCENTIVE PROGRAMS FOR ENROLLEES.

To the committee on Health

H. B. No. 400 - Representative Holmes
TO DESIGNATE THE BRIDGE SPANNING SQUAW CREEK, THAT IS PART OF STATE ROUTE 169 IN TRUMBULL COUNTY, AS THE "WORLD WAR I AND WORLD WAR II VETERANS MEMORIAL BRIDGE."

To the committee on Transportation and Public Safety

H. B. No. 401 - Representative Holmes
TO DESIGNATE THE BRIDGE SPANNING SQUAW CREEK, THAT IS PART OF UNITED STATES ROUTE 422 IN GIRARD, AS THE "PURPLE HEART VETERANS MEMORIAL BRIDGE."

To the committee on Transportation and Public Safety

H. B. No. 402 - Representative Hill
TO REVISE STATE REGULATION OF TELEPHONE COMPANIES.

To the committee on Public Utilities

H. B. No. 403 - Representatives Howse and Kelly
TO CREATE THE GENDER PAY DISPARITY TASK FORCE.

To the committee on Government Accountability and Oversight

H. B. No. 404 - Representative Patton
TO CREATE THE "WEST TECHNICAL HIGH SCHOOL ALUMNI" LICENSE PLATE.

To the committee on Transportation and Public Safety

H. B. No. 405 - Representative Perales
TO CREATE THE OFFENSE OF COUNTERFEITING AND TO INCLUDE COUNTERFEITING WITHIN THE DEFINITION OF "CORRUPT ACTIVITY" UNDER THE CORRUPT ACTIVITIES LAW.

To the committee on Criminal Justice

H. B. No. 406 - Representative Lanese
TO INCLUDE FORENSIC EVALUATION EXAMINERS AND MENTAL HEALTH EVALUATION PROVIDERS AS INDIVIDUALS WHOSE RESIDENTIAL AND FAMILIAL INFORMATION IS EXEMPT FROM DISCLOSURE UNDER THE PUBLIC RECORDS LAW, AND WHOSE ADDRESSES PUBLIC OFFICES, UPON REQUEST, MUST REDACT FROM RECORDS AVAILABLE TO THE GENERAL PUBLIC ON THE INTERNET.

To the committee on Government Accountability and Oversight

H. B. No. 407 - Representatives Dever and Seitz
TO ABOLISH THE ESTATE BY DOWER.

To the committee on Civil Justice

H. B. No. 408 - Representatives West and Boggs
TO CREATE THE HEALTH INSURANCE PARTICIPATION WEEK.

To the committee on Health

H. B. No. 409 - Representatives Butler and Perales
TO PERMIT COURTS TO CREATE VETERANS TREATMENT COURTS
AND TO ALLOW COURTS TO DIVERT CERTAIN CRIMINAL
DEFENDANTS TO PARTICIPATE IN VETERANS TREATMENT COURT.

To the committee on Criminal Justice

H. B. No. 410 - Representatives Seitz and Butler
TO GRANT MUNICIPAL AND COUNTY COURTS ORIGINAL AND
EXCLUSIVE JURISDICTION OVER ANY CIVIL ACTION
CONCERNING A TRAFFIC LAW VIOLATION, TO SPECIFY THAT THE
COURT REQUIRE AN ADVANCE DEPOSIT FOR THE FILING OF
SPECIFIED CIVIL ACTIONS BY THE LOCAL AUTHORITY BRINGING
THE CIVIL ACTION, AND TO MODIFY THE REPORTING
REQUIREMENTS AND LGF WITHHOLDING THAT APPLY TO
SUBDIVISIONS THAT OPERATE TRAFFIC LAW PHOTO-
MONITORING DEVICES.

To the committee on Government Accountability and Oversight

H. B. No. 411 - Representatives Seitz and Sykes
TO MODIFY THE STATE'S WRONGFUL IMPRISONMENT LAW.

To the committee on Government Accountability and Oversight

H. B. No. 412 - Representative Craig
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.

To the committee on Civil Justice

H. B. No. 413 - Representative Scherer
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.

To the committee on Aging and Long Term Care

H. B. No. 414 - Representative Schaffer
TO DESIGNATE JULY 16 AS "NATIONAL ATOMIC VETERANS DAY"
IN OHIO.

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

H. B. No. 415 - Representatives Greenspan and Ryan
TO ALLOCATE ONE-HALF OF ANY SURPLUS REVENUE TO A NEW
LOCAL GOVERNMENT ROAD IMPROVEMENT FUND, FROM WHICH
MONEY WILL BE DISTRIBUTED DIRECTLY TO LOCAL
GOVERNMENTS TO FUND ROAD IMPROVEMENTS.

To the committee on State and Local Government

H. B. No. 416 - Representative Huffman
REGARDING THE PROVISION OF COST ESTIMATES FOR
SCHEDULED HEALTH CARE SERVICES AND HEALTH CARE
SERVICES REQUIRING INSURER PREAUTHORIZATION.

To the committee on Insurance

H. B. No. 417 - Representative Anielski
TO CREATE THE "PADUA FRANCISCAN HIGH SCHOOL" LICENSE
PLATE.

To the committee on Transportation and Public Safety

H. B. No. 418 - Representative Ingram
TO REQUIRE A PUBLIC OR CHARTERED NONPUBLIC SCHOOL TO
TRANSMIT A STUDENT'S RECORDS WITHIN FIVE BUSINESS DAYS
WHEN THE STUDENT TRANSFERS TO ANOTHER SCHOOL.

To the committee on Education and Career Readiness

H. B. No. 419 - Representative Henne
TO MODIFY THE DEFENSE TO THE LIABILITY OF A MEMBER OF A
POLICE OR FIRE DEPARTMENT OR EMERGENCY MEDICAL
SERVICE OF A POLITICAL SUBDIVISION FOR THE NEGLIGENT
OPERATION OF A MOTOR VEHICLE IN RESPONSE TO AN
EMERGENCY BY REQUIRING THAT THE VEHICLE HAS ITS LIGHTS
AND SIRENS SIMULTANEOUSLY ACTIVATED.

To the committee on Civil Justice

H. B. No. 420 - Representatives Sykes and Boyd
TO DESIGNATE THE MONTH OF NOVEMBER AS OHIO ADOPTION
AWARENESS MONTH.

To the committee on Community and Family Advancement

H. B. No. 421 - Representatives Patterson and Becker
TO PROVIDE THAT WHEN A CERTIFICATE OF TITLE IS ISSUED FOR
A MOTOR VEHICLE, THE OWNER MAY REQUEST THAT THE

CERTIFICATE INDICATE THAT THE MOTOR VEHICLE IS A REPLICIA VEHICLE.

To the committee on Transportation and Public Safety

H. B. No. 422 - Representatives Ginter and Rogers

TO GOVERN ACQUISITIONS OF MUNICIPAL WATER-WORKS AND SEWAGE DISPOSAL SYSTEM COMPANIES BY CERTAIN LARGER NONMUNICIPAL WATER-WORKS OR SEWAGE DISPOSAL SYSTEM COMPANIES.

To the committee on Energy and Natural Resources

H. B. No. 423 - Representatives Lang and Seitz

TO CREATE THE CRIME OF MASKED INTIMIDATION, A MISDEMEANOR OF THE FIRST DEGREE.

To the committee on Criminal Justice

H. B. No. 424 - Representative Wiggam

TO ENACT THE "SUBSTANCE RECOVERY AND WORKFORCE IMPROVEMENT ACT" REGARDING DRUG TESTING AND ELIGIBILITY FOR UNEMPLOYMENT COMPENSATION BENEFITS.

To the committee on Government Accountability and Oversight

H. B. No. 425 - Representatives Antani and Craig

TO PROVIDE THAT SPECIFIED PORTIONS OF PEACE OFFICERS' BODY-WORN CAMERA RECORDINGS AND THE INFRASTRUCTURE RECORD OF A PUBLIC SCHOOL ARE NOT PUBLIC RECORDS FOR PURPOSES OF THE PUBLIC RECORDS LAW.

To the committee on Government Accountability and Oversight

H. B. No. 426 - Representative Hagan

TO PROHIBIT AN EMPLOYEE OF A SCHOOL OR INSTITUTION OF HIGHER EDUCATION WHO IS NOT IN A POSITION OF AUTHORITY FROM ENGAGING IN SEXUAL CONDUCT WITH CERTAIN STUDENTS.

To the committee on Criminal Justice

H. J. R. No. 5 - Representative Antani

PROPOSING TO AMEND SECTIONS 1A, 1B, 1E, AND 1G OF ARTICLE II OF THE CONSTITUTION OF THE STATE OF OHIO TO MODIFY THE REQUIREMENTS FOR THE INITIATIVE AND REFERENDUM PROCESSES.

To the committee on Government Accountability and Oversight

S. B. No. 152 - Senator Dolan

RELATIVE TO TRANSFERS OF STRUCTURED SETTLEMENT PAYMENT RIGHTS.

To the committee on Civil Justice

S. B. No. 164 - Senator LaRose

TO PROHIBIT A PERSON FROM PERFORMING, INDUCING, OR ATTEMPTING TO PERFORM OR INDUCE AN ABORTION ON A PREGNANT WOMAN WHO IS SEEKING THE ABORTION BECAUSE AN UNBORN CHILD HAS OR MAY HAVE DOWN SYNDROME.

To the committee on Health

KIRK SCHURING
 NICKIE J. ANTONIO
 KRISTIN BOGGS
 RICK CARFAGNA
 RON HOOD
 THOMAS F. PATTON
 SCOTT RYAN

FRED STRAHORN
 LOUIS W. BLESSING III
 ANDREW BRENNER
 NICHOLAS CELEBREZZE
 SARAH LATOURETTE
 DOROTHY PELANDA
 EMILIA STRONG SYKES

Representative Blessing 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 and House Resolution be introduced and referred to the following committees for consideration:

H. C. R. No. 16 - Representative Thompson

TO URGE THE CONGRESS OF THE UNITED STATES AND THE PRESIDENT OF THE UNITED STATES TO TAKE CERTAIN ACTIONS TO COUNTER MANIPULATION OF THE OIL MARKET BY THE ORGANIZATION OF PETROLEUM EXPORTING COUNTRIES (OPEC).

To the committee on Energy and Natural Resources

H. R. No. 298 - Representatives Sprague and Hill

TO RECOGNIZE THE EXISTENCE OF TWO ALFALFA PRODUCTS IN LIGHT OF THE RECENT ACTION OF THE INGREDIENT DEFINITION COMMITTEE OF THE ASSOCIATION OF AMERICAN FEED CONTROL

OFFICIALS.

To the committee on Agriculture and Rural Development

/s/ KIRK SCHURING

Kirk Schuring, Vice Chair

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

The motion was agreed to.

Said House Concurrent Resolution and House Resolution 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. 301 - Representative Antani

Honoring Christina Hole on receiving a 2017 Ohio March of Dimes Nurse Hero Award.

Add the name: Strahorn

H. R. No. 302 - Representatives Brenner and Carfagna

Honoring the Olentangy Orange High School girls golf team on winning the 2017 Division I State Championship.

H. R. No. 303 - Representative Romanchuk

Honoring Natalie Hershberger on winning a light heavyweight title at the 2017 USA Taekwondo National Championships.

H. R. No. 304 - Representative Smith, R.

Honoring the Gallia Academy High School FFA urban soils team as the 2017 State Champion.

H. R. No. 305 - Representative DeVitis

Honoring Maxwell Moldovan on winning the 2017 Division I State Championship in boys golf.

H. R. No. 306 - Representative Roegner

Honoring the Hudson High School boys cross country team as the 2017 Division I State Champion.

H. R. No. 307 - Representative DeVitis

Honoring Claire Holdren on placing first at the Ohio's National Singing Star Competition.

H. R. No. 308 - Representatives Perales and Ginter

Designating 2018 as the Year of the Scenic River in Ohio.

Add the name: Strahorn

H. R. No. 309 - Representatives Keller, Lang, Retherford

Honoring Dustin Horter on winning the 2017 Division I State Championship in boys cross country.

H. R. No. 310 - Representative Anielski

Honoring the Independence High School girls golf team on winning the 2017 Division II State Championship.

H. R. No. 311 - Representatives Keller, Lipps, Zeltwanger

Honoring the Atrium Medical Center on its Centennial.

/s/KIRK SCHURING

Kirk Schuring, Vice Chair

Representative Blessing 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 Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the passage of the following bill:

Sub. H. B. No. 199 - Representative Blessing

Cosponsors: Representatives Seitz, Wiggam, Sprague, Brenner, Hughes, Dever, Carfagna, Hambley, Miller, Patton, Schaffer, Scherer, Young Senators Hottinger, Coley, Dolan, Eklund, Gardner, Hackett, Hoagland, Oelslager, Terhar, Wilson

To amend sections 9.02, 109.572, 1181.21, 1181.25, 1315.21, 1319.12, 1321.02, 1321.51, 1321.52, 1321.53, 1321.54, 1321.55, 1321.551, 1321.57, 1321.58, 1321.59, 1321.60, 1321.631, 1321.72, 1321.99, 1322.01, 1322.02, 1322.021, 1322.023, 1322.024, 1322.025, 1322.03, 1322.031, 1322.04, 1322.041, 1322.042, 1322.043, 1322.05, 1322.051, 1322.052, 1322.06, 1322.061, 1322.065, 1322.07, 1322.072, 1322.073, 1322.074, 1322.075, 1322.081, 1322.09, 1322.10, 1322.11, 1322.12, 1322.99, 1329.71, 1335.02, 1345.01, 1349.27, 1349.43, 1349.44, 1349.45, 1349.99, 2923.31, 4712.01, 4719.01, 4728.11, 4735.05, and 4763.03; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 1322.02 (1322.07), 1322.021 (1322.16), 1322.023 (1322.05), 1322.024 (1322.02), 1322.025 (1322.55), 1322.03 (1322.09), 1322.031 (1322.20), 1322.04

(1322.10), 1322.041 (1322.21), 1322.042 (1322.24), 1322.043 (1322.25), 1322.05 (1322.32), 1322.051 (1322.27), 1322.052 (1322.28), 1322.06 (1322.34), 1322.061 (1322.36), 1322.065 (1322.17), 1322.07 (1322.40), 1322.072 (1322.35), 1322.073 (1322.15), 1322.074 (1322.41), 1322.075 (1322.42), 1322.081 (1322.45), 1322.09 (1322.46), 1322.10 (1322.50), 1322.101 (1322.51), 1322.11 (1322.52), and 1322.12 (1322.57); to enact new sections 1322.04 and 1322.12 and sections 1322.29, 1322.30, 1322.43, and 1322.56; and to repeal sections 1321.521, 1321.522, 1321.531, 1321.532, 1321.533, 1321.534, 1321.535, 1321.536, 1321.537, 1321.538, 1321.552, 1321.592, 1321.593, 1321.594, 1322.022, 1322.062, 1322.063, 1322.064, 1322.071, and 1322.08 of the Revised Code to create the Ohio Residential Mortgage Lending Act for the purpose of regulating all non-depository lending secured by residential real estate, to limit the application of the current Mortgage Loan Law to unsecured loans and loans secured by other than residential real estate, and to modify an exemption to the Ohio Consumer Installment Loan Act.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code Section 3781.34, the Speaker hereby appoints the following public member to the Underground Technical Committee:

David Celona – representing the natural gas distribution industry.

MESSAGE FROM THE SPEAKER

Pursuant to Section 757.130 of Am. Sub. H.B. No. 49, 132nd General Assembly, the Speaker hereby appoints Representative Kelly to the Joint Committee on Ohio College Affordability.

On motion of Representative Blessing, the House adjourned until Wednesday, November 29, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.