

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, DECEMBER 13, 2017

ONE HUNDRED TENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, December 13, 2017, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Reverend Jeff Rollison of the First Church of the Nazarene in Troy, 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:

Sam Meece received H.R. 204, presented by Representative Riedel-82nd district.

Austin Sipe received H.R. 223, presented by Representative Antani-42nd district.

Billie Johnson received H.R. 276, presented by Representative Arndt-89th district.

Don and Sharon Belkofer, Bill and Jennifer Biegala, and Shirley Haar, guests of Representative Gavarone-3rd district.

Senator Vernon and Barbara Sykes, parents of Representative Sykes-34th district.

Ryan Ingram, a guest of Representative Butler-41st district.

Linda and Greg Dickman, Richard Machcinski, Terri Roberts, and Jeff Koenigseker, guests of Representatives Ashford-44th district and Sheehy-46th district.

Stevie, Lindsey, Jamie, and Steve Spofford, guests of Representative Sprague-83rd district.

John and Carol Morrow, William and Yvonne Spencer, Michael, Ryley, Bruce, and Susan Beatty, Ellen Huntley Hoffman, Don Huntley, Missey Lowrey, Danielle Brown, and John Feltis, guests of Representative Arndt-89th district.

Spencer George, a guest of Representative Thompson-95th district.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 451 - Representative Retherford.

Cosponsors: Representatives Thompson, Seitz, Johnson, Carfagna, DeVitis, Hill, Ryan, Becker, Householder, Butler, Edwards, Sprague, Wiggam, Young, Arndt, Brinkman, Patton, Schaffer, Romanchuk, Dean, Greenspan, Hambley, Riedel, Koehler, Lanese, Blessing, Dever, Anielski, Smith, R., Reineke,

LaTourette, Hood, Manning, Gavarone, Merrin, Rezabek, Perales, Zeltwanger, Stein, Cupp, Hagan, Scherer, Roegner, Green, Brenner, Keller, Ginter, Lipps, Huffman, Sweeney, Cera, Sykes, Kick, Kelly, Henne, Gonzales, Celebrezze, Strahorn, Fedor, Patterson, Galonski, Lepore-Hagan, Schuring, Howse, Boyd, Ashford, Barnes, Rogers, Boggs.

To amend section 149.43 of the Revised Code to exclude from the definition of public record under the Public Records Law any depiction by photograph, film, videotape, or digital, visual, or printed material of victims of crime under specified circumstances dealing with the victims' bodily privacy.

Said bill was considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 170**-Representatives Carfagna, Duffey, et al., were taken up for consideration.

Sub. H. B. No. 170-Representatives Carfagna, Duffey.

Cosponsors: Representatives Brenner, LaTourette, Reineke, Boggs, Hambley, Koehler, Anielski, Antani, Arndt, Ashford, Blessing, Craig, Dever, Edwards, Gavarone, Ginter, Green, Hagan, Howse, Huffman, Kent, Lanese, Leland, Manning, Miller, Pelanda, Perales, Rezabek, Ryan, Schaffer, Scherer, Slaby, Smith, R., Stein, Sweeney, Young Senators Coley, Terhar, Bacon, Balderson, Beagle, Dolan, Eklund, Gardner, Hackett, Hoagland, Hottinger, Kunze, LaRose, Lehner, O'Brien, Oelslager, Peterson, Sykes, Tavares, Uecker, Wilson, Yuko.

To amend sections 3301.079, 3313.603, 3317.024, and 3317.062 and to enact sections 3301.012, 3314.0110, 3315.17, 3319.236, and 3326.082 of the Revised Code with regard to academic content standards and curriculum requirements for computer science; to revise educator qualifications regarding computer science; to authorize public schools to establish computer science and technology funds; and to permit a nonreligious chartered nonpublic school to choose the manner by which auxiliary services funding is distributed to the school.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted – yeas 85, nays 8, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Boggs	Boyd	Brenner	Brinkman
Butler	Carfagna	Celebrezze	Cera
Clyde	Craig	Cupp	DeVitis
Dean	Dever	Duffey	Edwards

Faber	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kent
Kick	Koehler	LaTourette	Lanese
Lang	Leland	Lepore-Hagan	Lipps
Manning	Merrin	Miller	Patmon
Patterson	Patton	Pelanda	Perales
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	West	Wiggam	Young
			Rosenberger-85

Representatives Bocchieri, Brown, Fedor, Galonski, Kelly, Ramos, Thompson, and Vitale voted in the negative-8.

The Senate amendments were concurred in.

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

Representative Ramos submitted the following report:

The standing committee on Finance to which was referred **H. B. No. 3-** Representatives Duffey, Hagan, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: IMPROVE TRANSPARENCY OF PUBLIC DATA

Representative Smith, R. moved to amend the title as follows:

Add the name: "Romanchuk."

Representative Duffey moved to amend as follows:

In line 10 of the title, delete "appropriations" and insert "an appropriation"

Delete lines 267 through 287

The motion was agreed to and the bill so amended.

RYAN SMITH
JACK CERA
STEVEN M. ARNDT
JIM BUTLER
THERESA GAVARONE
DOUG GREEN

SCOTT RYAN
NICKIE J. ANTONIO
LOUIS W. BLESSING III
MIKE DUFFEY
ANNE GONZALES
BRIGID KELLY

SARAH LATOURETTE
ADAM C. MILLER
THOMAS F. PATTON
BILL REINEKE
JOHN M. ROGERS
GARY SCHERER
EMILIA STRONG SYKES

P. SCOTT LIPPS
JOHN PATTERSON
RICK PERALES
CRAIG S. RIEDEL
MARK J. ROMANCHUK
ROBERT COLE SPRAGUE
ANDY THOMPSON

The following member voted "NO"

MARLENE ANIELSKI

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 **S. B. No. 134**-Senator Gardner, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: LT COL THOMAS P. BELKOFER MEMORIAL HIGHWAY

Representative Greenspan moved to amend the title as follows:

Add the names: "Representatives Green, Greenspan, Sheehy, Householder, Hughes, Johnson, Lepore-Hagan, West."

DOUG GREEN
MICHAEL SHEEHY
LARRY HOUSEHOLDER
JIM HUGHES
DARRELL KICK
NATHAN H. MANNING
ALICIA REECE

DAVE GREENSPAN
ANTHONY DEVITIS
STEPHANIE D. HOWSE
TERRY JOHNSON
MICHELE LEPORE-HAGAN
THOMAS F. PATTON
THOMAS WEST

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health to which was referred **H. B. No. 172**-Representative Schuring, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MODIFY LAW GOVERNING ACCESS TO PATIENT MEDICAL RECORDS

Representative Huffman moved to amend the title as follows:

Add the names: "Antani, West."

STEPHEN A. HUFFMAN	NICKIE J. ANTONIO
NIRAJ J. ANTANI	JIM BUTLER
JAY EDWARDS	TIMOTHY E. GINTER
TERRY JOHNSON	CANDICE KELLER
BERNADINE KENNEDY KENT	DARRELL KICK
SARAH LATOURETTE	MICHELE LEPORE-HAGAN
DEREK MERRIN	MARK J. ROMANCHUK
EMILIA STRONG SYKES	THOMAS WEST

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health to which was referred **H. B. No. 258-**Representatives Hagan, Hood, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROHIBIT ABORTION IF UNBORN HAS DETECTABLE HEARTBEAT

STEPHEN A. HUFFMAN	NIRAJ J. ANTANI
JIM BUTLER	JAY EDWARDS
TIMOTHY E. GINTER	TERRY JOHNSON
CANDICE KELLER	DARRELL KICK
SARAH LATOURETTE	DEREK MERRIN
MARK J. ROMANCHUK	

The following members voted "NO"

NICKIE J. ANTONIO	BERNADINE KENNEDY KENT
MICHELE LEPORE-HAGAN	EMILIA STRONG SYKES
THOMAS WEST	

The report was agreed to.

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

Representative Holmes submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 359-**Representative Stein, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: SUGGEST CEREMONIAL PROCEDURE FOR RETIRING OHIO STATE FLAG

Representative Hambley moved to amend the title as follows:

Add the names: "Anielski, Arndt, Carfagna, Hill, Ryan."

MARLENE ANIELSKI	STEPHEN D. HAMBLEY
GLENN W. HOLMES	STEVEN M. ARNDT
MICHAEL ASHFORD	JOHN BECKER
JANINE R. BOYD	RICHARD D. BROWN
RICK CARFAGNA	BILL DEAN
BRIAN HILL	RICK PERALES
SCOTT RYAN	

The report was agreed to.

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

Representative Holmes submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 370**-Representative Perales, et. al., having had the same under consideration, reports it back and recommends its passage.

RE: ADD DEPICTION OF WRIGHT FLYER TO STATE SEAL AND COAT OF ARMS

Representative Hambley moved to amend the title as follows:

Add the name: "Ryan."

MARLENE ANIELSKI	STEPHEN D. HAMBLEY
GLENN W. HOLMES	STEVEN M. ARNDT
MICHAEL ASHFORD	JOHN BECKER
JANINE R. BOYD	RICHARD D. BROWN
RICK CARFAGNA	BILL DEAN
BRIAN HILL	RICK PERALES
SCOTT RYAN	

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Seitz offered the following resolution:

H. R. No. 323-Speaker Rosenberger, Representative Strahorn

Relative to the election of the minority whip and the assistant minority whip for the 132nd General Assembly of Ohio.

WHEREAS, Nickie J. Antonio of the 13th House District has resigned as minority whip of the House of Representatives of the 132nd

General Assembly of Ohio, effective December 7, 2017, thus creating a vacancy in the position of minority whip of the House of Representatives; and

WHEREAS, The members of the House of Representatives of the 132nd General Assembly have been advised that the caucus of Democrat members has chosen Emilia Strong Sykes of House District #34 as minority whip and Brigid Kelly of House District #31 as assistant minority whip; therefore be it

RESOLVED, By the members of the House of Representatives of the 132nd General Assembly that Emilia Strong Sykes be, and upon adoption of this resolution is, hereby elected to the office of minority whip, effective December 13, 2017; and Brigid Kelly be, and upon adoption of this resolution is, hereby elected to the office of assistant minority whip, effective December 13, 2017.

The question being, "Shall the resolution be adopted?"

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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patmon	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy
Smith, K.	Smith, R.	Sprague	Stein
Strahorn	Sweeney	Sykes	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-94

The resolution was adopted.

The minority whip, Representative Sykes, and the assistant minority whip, Representative Kelly, were escorted to the bar of the House by

Representatives Antonio, Celebrezze, Galonski, Ingram, and Reineke, were administered the oath of office by Speaker Rosenberger, and entered upon the discharge of their duties.

State of Ohio

County of Franklin

I, Emilia Strong Sykes, 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 minority leadership 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/ EMILIA STRONG SYKES
Emilia Strong Sykes

Sworn to and subscribed before me this 13th day of December, 2017.

/s/ CLIFFORD A. ROSENBERGER
Clifford A. Rosenberger
Speaker
House District 91

State of Ohio

County of Franklin

I, Brigid Kelly, 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 minority leadership 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/ BRIGID KELLY
Brigid Kelly

Sworn to and subscribed before me this 13th day of December, 2017.

/s/ CLIFFORD A. ROSENBERGER
Clifford A. Rosenberger
Speaker
House District 91

Representative LaTourette moved that majority party members asking leave to be absent or absent the week of Wednesday, December 13, 2017, be

excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Sykes moved that minority party members asking leave to be absent or absent the week of Wednesday, December 13, 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. S. B. No. 134-Senator Gardner.

Cosponsors: Senators Uecker, Tavares, Hottinger, Kunze, Brown, Beagle, LaRose, Bacon, Balderson, Burke, Coley, Dolan, Eklund, Hackett, Hoagland, Huffman, Jordan, Lehner, Obhof, O'Brien, Oelslager, Schiavoni, Skindell, Sykes, Terhar, Thomas, Wilson, Yuko Representatives Green, Greenspan, Sheehy, Householder, Hughes, Johnson, Lepore-Hagan, West.

To amend sections 4501.21, 4503.772, and 4503.98 and to enact sections 1546.30, 4503.435, 4503.436, 4503.4910, 4503.4911, 4503.566, 4503.593, 4503.594, 4503.764, 4503.873, 4503.875, 4503.876, 4503.878, 4503.879, 4503.88, 4503.891, 4503.892, 4503.905, 4503.906, 4503.907, 4503.908, 4503.951, 5534.151, 5534.411, 5534.412, 5534.413, 5534.48, 5534.491, 5534.494, 5534.56, 5534.57, 5534.58, 5534.631, 5534.64, 5534.69, 5534.76, 5534.78, 5534.801, 5534.802, 5534.803, 5534.804, 5534.84, 5534.86, 5534.87, 5534.88, 5534.93, 5534.95, and 5534.97 of the Revised Code to designate multiple memorial highways, a memorial bridge, and a memorial picnic area and to amend and create multiple license plates, 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 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Hughes	Ingram
Johnson	Keller	Kelly	Kent
Kick	Koehler	LaTourette	Lanese
Lang	Leland	Lepore-Hagan	Lipps
Manning	Merrin	Miller	Patmon

Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Smith, K.
Smith, R.	Sprague	Stein	Strahorn
Sweeney	Sykes	Thompson	Vitale
West	Wiggam	Young	Zeltwanger
			Rosenberger-93

The bill passed.

Representative Green moved to amend the title as follows:

Add the names: "Anielski, Antonio, Arndt, Ashford, Barnes, Blessing, Boccieri, Boggs, Boyd, Brenner, Brown, Butler, Celebrezze, Cera, Clyde, Craig, Cupp, Dever, Edwards, Faber, Fedor, Galonski, Gavarone, Ginter, Hagan, Hambley, Hill, Holmes, Howse, Ingram, Kelly, Kent, Lanese, Lang, Leland, Lipps, Miller, Patmon, Patterson, Patton, Pelanda, Perales, Ramos, Reineke, Retherford, Riedel, Roegner, Romanchuk, Ryan, Schaffer, Scherer, Schuring, Smith, K., Stein, Strahorn, Sweeney, Sykes, Thompson, Wiggam, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 21-Representative Hambley.

Cosponsors: Representatives Duffey, Hill, Riedel, Johnson, G., Miller, Rogers, Brenner, Fedor, Cupp, Galonski, Ingram, Manning, Patterson.

To amend sections 3314.03 and 3314.11 of the Revised Code regarding verification of community school enrollments, 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly

Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patmon	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy
Smith, K.	Smith, R.	Sprague	Stein
Strahorn	Sweeney	Sykes	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-94

The bill passed.

Representative Hambley moved to amend the title as follows:

Add the names: "Anielski, Antonio, Barnes, Boyd, Brown, Celebrezze, Clyde, Craig, Edwards, Faber, Ginter, Greenspan, Holmes, Howse, Hughes, Johnson, Kelly, Kick, Koehler, Lang, Leland, Lepore-Hagan, Perales, Ramos, Rezabek, Ryan, Schaffer, Sheehy, Smith, K., Smith, R., Stein, Strahorn, Sweeney, West, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 66-Representative Young.

Cosponsors: Representatives Duffey, Antani.

To establish the Undergraduate Mission Study Committee to evaluate each state university's efforts to secure participation in the undergraduate mission by the university's tenured faculty members, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 86, nays 8, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Ashford	Barnes	Becker	Blessing
Boccieri	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kent
Kick	Koehler	LaTourette	Lanese
Lang	Lepore-Hagan	Lipps	Manning

Merrin	Patmon	Patterson	Patton
Pelanda	Perales	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy
Smith, K.	Smith, R.	Sprague	Stein
Strahorn	Sweeney	Sykes	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-86

Representatives Boggs, Boyd, Cera, Clyde, Kelly, Leland, Miller, and Ramos voted in the negative-8.

The bill passed.

Representative Young moved to amend the title as follows:

Add the names: "Anielski, Ginter, Green, Hagan, Hambley, Householder, Johnson, Patton, Perales, Ryan, Sprague, Sweeney, Thompson."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 104-Representative Schaffer.

Cosponsors: Representatives Henne, Boccieri, Seitz, Becker, Riedel, Hood, Brinkman, Stein, Bishoff, Dever, Brenner.

To amend section 5739.121 of the Revised Code to allow vendors to receive a refund of sales tax remitted for bad debts on private label credit accounts when the debt is charged off as uncollectible by the credit account lender, 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 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford

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

The bill passed.

Representative Schaffer moved to amend the title as follows:

Add the names: "Anielski, Antani, Antonio, Arndt, Barnes, Brown, Craig, Dean, DeVitis, Duffey, Galonski, Ginter, Green, Greenspan, Hambley, Hill, Householder, Hughes, Johnson, Keller, Kent, Lang, Lepore-Hagan, Manning, Merrin, Patterson, Patton, Reineke, Retherford, Roegner, Rogers, Romanchuk, Ryan, Sheehy, Thompson, West, Wiggam, Young, Zeltwanger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 202-Representative Thompson.

Cosponsors: Representatives Johnson, Ramos, Stein, Retherford, Arndt, Rogers, Duffey, Goodman, Riedel, Howse, Smith, K., Romanchuk, Greenspan, Lepore-Hagan, Conditt, Anielski, Hill, Miller, Boccieri, Gavarone, Hambley, Scherer, Ginter, Sweeney, Sprague, West, Dean, Brenner, Kent, Cupp, Keller, Reece, Faber, Lanese, Landis, Young, Zeltwanger.

To enact section 5.481 of the Revised Code to designate the first Saturday of May as "Veterans Suicide Awareness Day", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Thompson moved that Representative Lanese stand as a joint sponsor of **H.B. No. 202** – Representative Thompson, 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 93, 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor

Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Smith, K.
Smith, R.	Sprague	Stein	Strahorn
Sweeney	Sykes	Thompson	Vitale
West	Wiggam	Young	Zeltwanger
			Rosenberger-93

The bill passed.

Representative Thompson moved to amend the title as follows:

Add the names: "Antani, Antonio, Ashford, Blessing, Boggs, Boyd, Brown, Butler, Carfagna, Celebrezze, Cera, Clyde, Craig, Dever, DeVitis, Edwards, Fedor, Galonski, Green, Hagan, Henne, Holmes, Hughes, Ingram, Kelly, Kick, Koehler, Lang, LaTourette, Leland, Lipps, Manning, Patterson, Patton, Pelanda, Perales, Reineke, Roegner, Ryan, Schaffer, Sheehy, Strahorn, Sykes, Wiggam, Speaker Rosenberger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 283-Representative Rezabek.

Cosponsors: Representatives Koehler, Reineke, LaTourette, Manning, Celebrezze, Galonski, Lang, Rogers.

To amend section 3107.05 and to enact sections 3107.041, 3107.042, 3107.043, 3107.044, 3107.045, 3107.046, 3107.047, 3107.048, 3107.049, and 3107.131 of the Revised Code regarding certain adoptions involving abused, neglected, or dependent children and to allow posthumous final decrees of adoption, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 80, nays 13, 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	Celebrezze

Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	Duffey
Edwards	Fedor	Galonski	Gavarone
Ginter	Gonzales	Green	Greenspan
Hambley	Henne	Hill	Holmes
Householder	Howse	Huffman	Ingram
Johnson	Kelly	Kent	Kick
LaTourette	Lanese	Lang	Leland
Lepore-Hagan	Lipps	Manning	Merrin
Miller	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Rezabek	Rogers	Romanchuk	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Smith, K.	Smith, R.	Sprague
Stein	Strahorn	Sweeney	Sykes
West	Wiggam	Young	Rosenberger-80

Those who voted in the negative were: Representatives

Brinkman	Faber	Hagan	Hood
Hughes	Keller	Koehler	Retherford
Riedel	Roegner	Thompson	Vitale
			Zeltwanger-13

The bill passed.

Representative Rezabek moved to amend the title as follows:

Add the names: "Antonio, Boyd, Brown, Craig, Fedor, Hambley, Howse, Kent, Lepore-Hagan, Miller, Pelanda, Perales, Ramos, Smith, R., Strahorn."

Remove the name: "Koehler."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 291-Representative Wiggam.

Cosponsors: Representatives Lipps, Seitz, Arndt, Merrin, Goodman, Dean, Stein, Henne, Anielski, Hambley, Carfagna.

To enact sections 307.442, 505.604, and 701.02 of the Revised Code to authorize counties, townships, and municipal corporations to purchase an employee dishonesty and faithful performance of duty insurance policy, instead of a bond, for protection from loss due to the fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law by, an officer, official, employee, or appointee for which a bond is required by law, 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 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Smith, K.
Smith, R.	Sprague	Stein	Strahorn
Sweeney	Sykes	Thompson	Vitale
West	Wiggam	Young	Zeltwanger Rosenberger-93

The bill passed.

Representative Wiggam moved to amend the title as follows:

Add the names: "Antonio, Barnes, Blessing, Brown, Cupp, Dever, Duffey, Edwards, Ginter, Greenspan, Holmes, Johnson, Kick, Lang, Lepore-Hagan, Pelanda, Riedel, Rogers, Romanchuk, Ryan, Schaffer, Scherer, Schuring, Sheehy, Sprague, Thompson, West, Young, Zeltwanger."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 307-Representative Gonzales.

Cosponsors: Representatives Riedel, Hambley, Arndt, Ashford.

To enact section 5.263 of the Revised Code to designate September as "We Card 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 90, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antonio	Arndt	Ashford
Barnes	Becker	Blessing	Bocchieri
Boggs	Boyd	Brenner	Brinkman
Brown	Butler	Carfagna	Celebrezze
Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	Edwards
Faber	Fedor	Galonski	Gavarone

Ginter	Gonzales	Green	Greenspan
Hagan	Hambley	Henne	Hill
Holmes	Hood	Householder	Howse
Huffman	Hughes	Ingram	Johnson
Keller	Kelly	Kent	Kick
Koehler	LaTourette	Lanese	Leland
Lepore-Hagan	Lipps	Manning	Merrin
Miller	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy
Smith, K.	Smith, R.	Sprague	Stein
Strahorn	Sweeney	Sykes	Thompson
Vitale	West	Wiggam	Young
Zeltwanger			Rosenberger-90

Representatives Antani, Duffey, and Lang voted in the negative-3.

The bill passed.

Representative Gonzales moved to amend the title as follows:

Add the names: "Antonio, Barnes, Patton, Retherford, Scherer, Sprague."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 336-Representatives Barnes, Greenspan.

To require the registrar of motor vehicles to establish a six month driver's license reinstatement fee debt reduction and amnesty program and to name this act the Reinstatement Fee Amnesty Initiative, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 92, nays 1, as follows:

Those who voted in the affirmative were: Representatives

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

Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-92

Representative Antani voted in the negative-1.

The bill passed.

Representative Barnes moved to amend the title as follows:

Add the names: "Ashford, Boyd, Brown, Craig, Dean, Edwards, Galonski, Henne, Holmes, Howse, Ingram, Kent, LaTourette, Manning, Patton, Pelanda, Ramos, Reineke, Schuring, Seitz, Sprague, Sykes, West."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 338-Representative Ginter.

Cosponsors: Representatives Brenner, Hambley.

To amend section 3327.10 of the Revised Code regarding medical examinations for school bus drivers, 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 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Smith, K.
Smith, R.	Sprague	Stein	Strahorn

Sweeney
West

Sykes
Wiggam

Thompson
Young

Vitale
Zeltwanger
Rosenberger-93

The bill passed.

Representative Ginter moved to amend the title as follows:

Add the names: "Anielski, Antonio, Ashford, Brown, Carfagna, Galonski, Hagan, Hill, Hughes, Johnson, Leland, Lepore-Hagan, Patterson, Patton, Perales, Reineke, Riedel, Ryan, Schaffer, Schuring, Smith, R., Sprague, Stein, Sweeney, Thompson, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

S. B. No. 62-Senator Yuko.

Cosponsors: Senators Thomas, Brown, Williams, Huffman, Hackett, Eklund, Tavares, Schiavoni, Beagle, Sykes, LaRose, Coley, Uecker, Skindell, Bacon, Balderson, Burke, Dolan, Gardner, Hite, Hoagland, Hottinger, Kunze, Lehner, Manning, Obhof, O'Brien, Oelslager, Peterson, Terhar, Wilson Representative Hambley.

To enact section 5.236 of the Revised Code to designate July 8 as "Harrison Dillard Day", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 92, 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
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hagan	Hambley
Henne	Hill	Holmes	Hood
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	LaTourette
Lanese	Lang	Leland	Lepore-Hagan
Lipps	Manning	Merrin	Miller
Patterson	Patton	Pelanda	Perales
Ramos	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney

Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-92

The bill passed.

Representative Anielski moved to amend the title as follows:

Add the names: "Anielski, Ashford, Barnes, Boyd, Brenner, Brown, Carfagna, Celebrezze, Clyde, Craig, Galonski, Ginter, Green, Greenspan, Holmes, Howse, Ingram, Johnson, Kent, Leland, Lepore-Hagan, Miller, Patterson, Patton, Ramos, Riedel, Rogers, Romanchuk, Ryan, Schaffer, Schuring, Sheehy, Smith, K., Sprague, Sweeney, Sykes, West, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 169-Senator Wilson.

Cosponsors: Senators Eklund, Hackett, Hottinger, Bacon, Burke, Coley, Hoagland, Huffman, Manning, O'Brien, Oelslager, Terhar, Thomas.

To amend sections 3901.32, 3903.01, 3903.05, 3903.26, 3905.01, 3905.06, and 3905.40 and to enact sections 3901.352 and 3905.064 of the Revised Code to permit the Superintendent of Insurance to act as or select a group-wide supervisor for an internationally active insurance group, regarding delinquency proceedings involving insurer-members of federal home loan banks, and to oversee the sale of travel insurance, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 89, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Ashford
Barnes	Becker	Blessing	Bocchieri
Boggs	Boyd	Brenner	Brinkman
Brown	Butler	Carfagna	Celebrezze
Cera	Clyde	Craig	Cupp
DeVitis	Dever	Duffey	Edwards
Faber	Fedor	Galonski	Gavarone
Ginter	Gonzales	Green	Greenspan
Hagan	Hambley	Henne	Hill
Holmes	Householder	Howse	Huffman
Hughes	Ingram	Johnson	Keller
Kelly	Kent	Kick	Koehler
LaTourette	Lanese	Lang	Leland
Lepore-Hagan	Lipps	Manning	Merrin
Miller	Patterson	Patton	Pelanda
Perales	Ramos	Reineke	Retherford
Rezabek	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer

Schuring	Seitz	Sheehy	Smith, K.
Smith, R.	Sprague	Stein	Strahorn
Sweeney	Sykes	Thompson	Vitale
West	Wiggam	Young	Zeltwanger
			Rosenberger-89

Representatives Dean and Hood voted in the negative-2.

The bill passed.

Representative Brinkman moved to amend the title as follows:

Add the names: "Representatives Anielski, Ashford, Boyd, Craig, Green, Holmes, Kent, Lepore-Hagan, Rogers, Schaffer, Scherer, Schuring, Seitz, Sprague."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

Cosponsors: Representatives Romanchuk, Hambley, Brenner, Hagan, Faber, Riedel, West, Schaffer, Lang, Retherford, Kick, Ginter.

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), was taken up for consideration the third time.

The question being, "Shall the concurrent resolution be adopted?"

Representative Thompson moved to amend the title as follows:

Add the name: "Hughes."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

The question being, "Shall the concurrent resolution be adopted?"

The yeas and nays were taken and resulted – yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

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

Kick	Koehler	LaTourette	Lanese
Lang	Leland	Lepore-Hagan	Lipps
Manning	Merrin	Miller	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney
Sykes	Thompson	Vitale	West
Wiggam	Young	Zeltwanger	Rosenberger-92

The concurrent resolution was adopted.

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. 69 - Representative Cupp

Cosponsors: Representatives Blessing, Dever, Hambley, Hill, Faber, Seitz, Arndt, Carfagna, Anielski, Antonio, Barnes, Brenner, Edwards, Galonski, Ginter, Holmes, Householder, Kent, Manning, O'Brien, Patterson, Patton, Reineke, Riedel, Rogers, Slaby, Sweeney, Thompson, West, Young Senators Brown, Dolan, Eklund, Hoagland, Huffman, Lehner, Manning, O'Brien, Oelslager, Sykes, Terhar, Wilson, Yuko

To amend sections 715.691, 5705.03, 5709.40, 5709.634, 5739.021, 5739.023, and 5739.026 of the Revised Code and to amend Sections 387.10 and 387.20 of Am. Sub. H.B. 49 of the 132nd General Assembly to require reimbursement of certain township fire and emergency medical service levy revenue forgone because of the creation of a municipal tax increment financing district, to authorize subdivisions to remove territory from existing joint economic development zones (JEDZs), to authorize townships to enter into enterprise zone agreements with retail businesses with the approval of the affected school district, to allow a county or transit authority to levy sales tax in increments of 0.25%, to modify the procedures by which resolutions proposing the levy of property taxes are submitted to electors, and to increase the appropriation for the Medicaid Local Sales Tax Transition Fund.

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

Attest:

Vincent L. Keeran,
Clerk.

Representative Schuring moved that the Senate amendments to **Sub. H. B. No. 69**-Representative Cupp, et. al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 69**-Representative Cupp, et. al., were taken up for consideration.

Sub. H. B. No. 69-Representative Cupp.

Cosponsors: Representatives Blessing, Dever, Hambley, Hill, Faber, Seitz, Arndt, Carfagna, Anielski, Antonio, Barnes, Brenner, Edwards, Galonski, Ginter, Holmes, Householder, Kent, Manning, O'Brien, Patterson, Patton, Reineke, Riedel, Rogers, Slaby, Sweeney, Thompson, West, Young Senators Brown, Dolan, Eklund, Hoagland, Huffman, Lehner, Manning, O'Brien, Oelslager, Sykes, Terhar, Wilson, Yuko.

To amend sections 715.691, 5705.03, 5709.40, 5709.634, 5739.021, 5739.023, and 5739.026 of the Revised Code and to amend Sections 387.10 and 387.20 of Am. Sub. H.B. 49 of the 132nd General Assembly to require reimbursement of certain township fire and emergency medical service levy revenue forgone because of the creation of a municipal tax increment financing district, to authorize subdivisions to remove territory from existing joint economic development zones (JEDZs), to authorize townships to enter into enterprise zone agreements with retail businesses with the approval of the affected school district, to allow a county or transit authority to levy sales tax in increments of 0.25%, to modify the procedures by which resolutions proposing the levy of property taxes are submitted to electors, and to increase the appropriation for the Medicaid Local Sales Tax Transition Fund.

The question being, “Shall the Senate amendments be concurred in?”

The yeas and nays were taken and resulted – yeas 85, nays 7, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Arndt	Barnes	Becker
Blessing	Bocchieri	Boggs	Boyd
Brenner	Brinkman	Brown	Carfagna
Celebrezze	Cera	Clyde	Craig
Cupp	DeVitis	Dever	Edwards
Faber	Fedor	Galonski	Gavarone
Ginter	Gonzales	Green	Greenspan
Hambley	Henne	Hill	Holmes
Hood	Householder	Howse	Huffman
Hughes	Ingram	Johnson	Keller
Kelly	Kent	Kick	Koehler
LaTourette	Lanese	Lang	Leland
Lepore-Hagan	Lipps	Manning	Merrin
Miller	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Rezabek	Riedel	Roegner
Rogers	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy

Smith, K.
Strahorn
Vitale

Smith, R.
Sweeney
West

Sprague
Sykes
Wiggam

Stein
Thompson
Young
Rosenberger-85

Representatives Antani, Ashford, Butler, Dean, Duffey, Hagan, and Zeltwanger voted in the negative-7.

The Senate amendments were concurred in.

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:

Am. H. B. No. 223 - Representative Dever

Cosponsors: Representatives Anielski, Antonio, Blessing, Boggs, Lepore-Hagan, Rogers, Sweeney Senators Coley, Eklund, Bacon, Dolan, Hackett, Hottinger, Huffman, O'Brien, Oelslager, Schiavoni, Terhar, Wilson

To amend sections 2109.41, 2323.58, 2323.581, 2323.582, 2323.583, 2323.584, 2323.585, 2323.586, 2323.587, and 4705.09 of the Revised Code relative to transfers of structured settlement payment rights and relative to the placement of fiduciary funds in interest on lawyer's trust accounts.

With the following additional amendments, in which the concurrence of the House is requested.

In line 3 of the title, delete "and"; after "2323.587" insert ", and 4705.09"

In line 9, delete "and"; after "2323.587" insert ", and 4705.09"

In line 30, after "fiduciary" insert "of a trust or estate"

In line 33, after "account" insert "established under division (A)(1)(b) of section 4705.09 of the Revised Code that is"

After line 484, insert:

"Sec. 4705.09. (A)(1)(a) Any person admitted to the practice of law in this state by order of the supreme court in accordance with its prescribed and published rules, or any law firm or legal professional association, may establish and maintain an interest-bearing trust account, for purposes of depositing client funds held by the attorney, firm, or association that are nominal in amount or are to be held by the attorney, firm, or association for a short period of time, with any bank, savings bank, or savings and loan association that is authorized to do business in this state and is insured by the federal deposit insurance corporation or the successor to that corporation, or any credit union insured by the national credit union administration operating

under the "Federal Credit Union Act," 84 Stat. 994 (1970), 12 U.S.C.A. 1751, or insured by a credit union share guaranty corporation established under Chapter 1761. of the Revised Code. Each account established under this division shall be in the name of the attorney, firm, or association that established and is maintaining it and shall be identified as an IOLTA or an interest on lawyer's trust account. The name of the account may contain additional identifying features to distinguish it from other trust accounts established and maintained by the attorney, firm, or association.

(b) Any person admitted to the practice of law in this state by order of the supreme court in accordance with its prescribed and published rules, or any law firm or legal professional association, may establish and maintain an interest-bearing trust account, for purposes of depositing funds received by a client, in the client's name as fiduciary of a trust or estate, with any bank, savings bank, or savings and loan association that is authorized to do business in this state and is insured by the federal deposit insurance corporation or the successor to that corporation, or any credit union insured by the national credit union administration operating under the "Federal Credit Union Act," 84 Stat. 994 (1970), 12 U.S.C.A. 1751, or insured by a credit union share guaranty corporation established under Chapter 1761. of the Revised Code. Each account established under this division shall be in the name of the attorney, firm, or association that established and is maintaining it and shall be identified as an IOLTA or an interest on lawyer's trust account. The name of the account shall contain additional identifying features to distinguish it from other trust accounts established and maintained by the attorney, firm, or association and to distinguish it from an IOLTA established and maintained under division (A)(1)(a) of this section.

No funds received by a client, in the client's name as fiduciary of a trust or estate, shall be deposited into an IOLTA established under division (A)(1)(b) of this section unless the deposit has been approved by the probate court under section 2109.41 of the Revised Code.

Notwithstanding any contrary provision in Chapter 2109. of the Revised Code, a probate court examining a trust or estate may only access the account information of an IOLTA created under this section for purposes of obtaining information related to that particular trust or estate and shall not access records of the IOLTA that pertain to assets of any other estate or trust held in the IOLTA.

(2) Each attorney who receives funds belonging to a client shall do one of the following:

(a) Establish and maintain one or more interest-bearing trust accounts in accordance with division (A)(1) of this section or maintain one or more interest-bearing trust accounts previously established in accordance with that division, and deposit all client funds held that are nominal in amount or are to

be held by the attorney for a short period of time in the account or accounts;

(b) If the attorney is affiliated with a law firm or legal professional association, comply with division (A)(2)(a) of this section or deposit all client funds held that are nominal in amount or are to be held by the attorney for a short period of time in one or more interest-bearing trust accounts established and maintained by the firm or association in accordance with division (A)(1) of this section.

(3) No funds belonging to any attorney, firm, or legal professional association shall be deposited in any interest-bearing trust account established under division (A)(1) or (2) of this section, except that funds sufficient to pay or enable a waiver of depository institution service charges on the account shall be deposited in the account and other funds belonging to the attorney, firm, or association may be deposited as authorized by the Code of Professional Responsibility adopted by the supreme court. The determinations of whether funds held are nominal or more than nominal in amount and of whether funds are to be held for a short period or longer than a short period of time rests in the sound judgment of the particular attorney. No imputation of professional misconduct shall arise from the attorney's exercise of judgment in these matters.

(B) All interest earned on funds deposited in an interest-bearing trust account established under division (A)(1) or (2) of this section shall be transmitted to the treasurer of state for deposit in the legal aid fund established under section 120.52 of the Revised Code. No part of the interest earned on funds deposited in an interest-bearing trust account established under division (A)(1) or (2) of this section shall be paid to, or inure to the benefit of, the attorney, the attorney's law firm or legal professional association, the client or other person who owns or has a beneficial ownership of the funds deposited, or any other person other than in accordance with this section, section 4705.10, and sections 120.51 to 120.55 of the Revised Code.

(C) No liability arising out of any act or omission by any attorney, law firm, or legal professional association with respect to any interest-bearing trust account established under division (A)(1) or (2) of this section shall be imputed to the depository institution.

(D) The supreme court may adopt and enforce rules of professional conduct that pertain to the use, by attorneys, law firms, or legal professional associations, of interest-bearing trust accounts established under division (A)(1) or (2) of this section, and that pertain to the enforcement of division (A)(2) of this section. Any rules adopted by the supreme court under this authority shall conform to the provisions of this section, section 4705.10, and sections 120.51 to 120.55 of the Revised Code."

In line 486, delete "and"

In line 487, after "2323.587" insert ", and 4705.09"

Attest:

Vincent L. Keeran,
Clerk.

Representative Schuring moved that the Senate amendments to **Am. H. B. No. 223**-Representative Dever, et. al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. H. B. No. 223**-Representative Dever, et. al., were taken up for consideration.

Am. H. B. No. 223-Representative Dever.

Cosponsors: Representatives Anielski, Antonio, Blessing, Boggs, Lepore-Hagan, Rogers, Sweeney Senators Coley, Eklund, Bacon, Dolan, Hackett, Hottinger, Huffman, O'Brien, Oelslager, Schiavoni, Terhar, Wilson.

To amend sections 2109.41, 2323.58, 2323.581, 2323.582, 2323.583, 2323.584, 2323.585, 2323.586, 2323.587, and 4705.09 of the Revised Code relative to transfers of structured settlement payment rights and relative to the placement of fiduciary funds in interest on lawyer's trust accounts.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted – yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Ashford
Barnes	Becker	Blessing	Bocchieri
Boggs	Boyd	Brenner	Brinkman
Brown	Butler	Carfagna	Celebrezze
Cera	Clyde	Craig	Cupp
DeVitis	Dean	Dever	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Green
Greenspan	Hagan	Hambley	Henne
Hill	Holmes	Hood	Householder
Howse	Huffman	Hughes	Ingram
Johnson	Keller	Kelly	Kent
Kick	Koehler	LaTourette	Lanese
Lang	Leland	Lepore-Hagan	Lipps
Manning	Merrin	Miller	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Rezabek
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Smith, K.	Smith, R.
Sprague	Stein	Strahorn	Sweeney

Sykes
Wiggam

Thompson
Young

Vitale
Zeltwanger

West
Rosenberger-92

The Senate amendments were concurred in.

On motion of Representative Schuring, the House adjourned until
Thursday, December 14, 2017 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.