

OHIO

House

of

Representatives

JOURNAL

TUESDAY, APRIL 10, 2018

ONE HUNDRED FIFTY-THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, April 10, 2018, 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 Scherer was selected to preside under the Rule.

The journal of yesterday was read and approved.

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

The motion was agreed to.

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

Representative Ramos submitted the following report:

The standing committee on Finance to which was referred **Sub. H. B. No. 318**-Representatives Patterson, LaTourette, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

**RE: DEFINE QUALIFICATIONS AND DUTIES OF SCHOOL
RESOURCE OFFICERS**

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

Add the names: "Smith, R., Cera, Green, Sykes."

RYAN SMITH

JACK CERA

STEVEN M. ARNDT

JIM BUTLER

MIKE DUFFEY

ANNE GONZALES

DAVE GREENSPAN

GEORGE F. LANG

P. SCOTT LIPPS

THOMAS F. PATTON

DANIEL RAMOS

JOHN M. ROGERS

GARY SCHERER

ANDY THOMPSON

SCOTT RYAN

NICKIE J. ANTONIO

LOUIS W. BLESSING III

ROBERT R. CUPP

THERESA GAVARONE

DOUG GREEN

BRIGID KELLY

SARAH LATOURETTE

JOHN PATTERSON

RICK PERALES

BILL REINEKE

MARK J. ROMANCHUK

EMILIA STRONG SYKES

The report was agreed to.

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

Representative Ramos submitted the following report:

The standing committee on Finance to which was referred **H. B. No. 508-** Representatives Ryan, Reineke, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ESTABLISH OHIOCORPS PILOT PROJECT

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

Add the names: "Smith, R., Antonio, Green, Scherer."

RYAN SMITH	SCOTT RYAN
JACK CERA	NICKIE J. ANTONIO
STEVEN M. ARNDT	LOUIS W. BLESSING III
JIM BUTLER	ROBERT R. CUPP
MIKE DUFFEY	THERESA GAVARONE
ANNE GONZALES	DOUG GREEN
DAVE GREENSPAN	GEORGE F. LANG
SARAH LATOURETTE	P. SCOTT LIPPS
ADAM C. MILLER	MICHAEL J. O'BRIEN
JOHN PATTERSON	THOMAS F. PATTON
RICK PERALES	BILL REINEKE
CRAIG S. RIEDEL	JOHN M. ROGERS
MARK J. ROMANCHUK	GARY SCHERER
EMILIA STRONG SYKES	ANDY THOMPSON

The following members voted "NO"

BRIGID KELLY	DANIEL RAMOS
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The report was agreed to.

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

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

The motion was agreed to.

On motion of Representative Patton, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 592 - Representative Ramos.

Cosponsors: Representatives Sykes, West.

To amend section 2953.31 of the Revised Code to permit sealing of records pertaining to multiple criminal offenses that resulted from drug-seeking behavior if the offender has successfully completed a drug treatment program and to name the act the Ohio Second Chance Act.

H. B. No. 593 - Representative Ramos.

Cosponsors: Representatives West, Antonio, Brenner, Riedel.

To amend section 149.43 and to enact section 149.436 of the Revised Code to provide that portions of a peace officer's dashboard camera recordings that show an officer being killed or suffering grievous bodily harm in the line of duty are not public records and generally are confidential and may not be released.

H. B. No. 594 - Representative Ramos.

Cosponsors: Representatives Ashford, West.

To enact section 131.46 of the Revised Code to provide for payments to municipalities or school districts for their lost income tax revenue after a business lays off 50 or more employees within their jurisdiction.

H. B. No. 595 - Representatives Cupp, Rezabek.

Cosponsors: Representatives Seitz, Riedel.

To amend sections 313.14, 2101.24, 2107.01, 2107.05, 2107.07, 2107.08, 2107.09, 2107.10, 2107.11, 2107.12, 2107.16, 2107.18, 2107.20, 2107.22, 2107.33, 2107.52, 2107.71, 2137.01, 2721.03, 5802.03, 5806.04, and 5808.19, to enact sections 2111.182, 2111.52, 5802.05, 5817.01, 5817.02, 5817.03, 5817.04, 5817.05, 5817.06, 5817.07, 5817.08, 5817.09, 5817.10, 5817.11, 5817.12, 5817.13, and 5817.14, and to repeal sections 2107.081, 2107.082, 2107.083, 2107.084, and 2107.085 of the Revised Code relative to procedures for a testator to file a declaratory judgment action to declare the validity of a will prior to death and the settlor of a trust to file such an action to declare its validity, exceptions to antilapse provisions in class gifts in wills and trusts, incorporation of a written trust into a will, trusts for a minor, arbitration of trust disputes, the creation of county and multicounty guardianship services boards, and coroner's disposition of person dying of suspicious or unusual death.

H. B. No. 596 - Representative Ramos.

Cosponsors: Representatives Antonio, Rogers, Smith, K., Boggs, Kelly, Ashford, Sykes, Miller.

To amend sections 3501.10, 3503.16, 3509.02, 3509.03, 3509.05, 3511.02, and 3511.10 of the Revised Code to specify the conditions under which a board of county commissioners may establish one or more branch offices of the board of elections for in-person absent voting.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

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. 561 - Representatives Boggs and Lanese
TO ELIMINATE THE SPOUSAL EXCEPTIONS FOR THE OFFENSES OF RAPE, SEXUAL BATTERY, UNLAWFUL SEXUAL CONDUCT WITH A MINOR, GROSS SEXUAL IMPOSITION, SEXUAL IMPOSITION, AND IMPORTUNING AND TO PERMIT A PERSON TO TESTIFY AGAINST THE PERSON'S SPOUSE IN A PROSECUTION FOR ANY OF THOSE OFFENSES.

To the committee on Criminal Justice

H. B. No. 562 - Representative Leland
TO PROHIBIT THE DRILLING OF A HORIZONTAL WELL IN VARIOUS STATE AND LOCAL PARKS.

To the committee on Energy and Natural Resources

H. B. No. 563 - Representative West
TO PROHIBIT A FEDERALLY LICENSED FIREARMS DEALER FROM TRANSFERRING A FIREARM WHILE A BACKGROUND CHECK IS PENDING UNLESS 30 DAYS HAVE ELAPSED.

To the committee on Federalism and Interstate Relations

H. B. No. 564 - Representative West
TO REQUIRE A 72-HOUR WAITING PERIOD BETWEEN THE PURCHASE AND DELIVERY OF FIREARMS AND TO IMPOSE A FINE FOR VIOLATING THIS REQUIREMENT.

To the committee on Federalism and Interstate Relations

H. B. No. 566 - Representatives Scherer and Cera
REGARDING CIGARETTE MINIMUM PRICING.

To the committee on Economic Development, Commerce, and Labor

H. B. No. 567 - Representative Fedor

TO IMPOSE LIMITATIONS ON LONG-TERM CARE PREMIUM RATE INCREASES.

To the committee on Aging and Long Term Care

H. B. No. 568 - Representative Butler

TO AUTHORIZE A LAW ENFORCEMENT OFFICER TO ARREST A DRIVER OF A MOTOR VEHICLE IF THE OFFICER HAS PROBABLE CAUSE TO BELIEVE THAT THE DRIVER COMMITTED A MOVING VIOLATION AND THAT THE MOVING VIOLATION WAS A CONTRIBUTING FACTOR IN A MOTOR VEHICLE ACCIDENT THAT CAUSED SERIOUS PHYSICAL HARM TO OR THE DEATH OF ANOTHER PERSON, TO AUTHORIZE THE OFFICER TO REQUEST A WARRANT TO CONDUCT A CHEMICAL TEST TO DETERMINE WHETHER THE DRIVER WAS UNDER THE INFLUENCE OF DRUGS OR ALCOHOL IF THERE IS PROBABLE CAUSE TO DO SO, TO AUTHORIZE THE OFFICER TO ORDER THE ADMINISTRATION OF A CHEMICAL TEST UNDER SPECIFIED CIRCUMSTANCES, TO REQUIRE THE MANDATORY BINDOVER (FOR TRIAL AS AN ADULT RATHER THAN A JUVENILE) OF A 16- OR 17- YEAR-OLD WHO IS ALLEGED TO HAVE COMMITTED AGGRAVATED VEHICULAR HOMICIDE, AND TO DESIGNATE THIS ACT AS "SOPHIE'S LAW."

To the committee on Criminal Justice

H. B. No. 569 - Representatives Lipps and Reineke

TO MODIFY THE STANDARD FOR DETERMINING WHEN THE SALES AND USE TAX APPLIES TO BUSINESS-RELATED ELECTRONIC SERVICES THAT ARE PROVIDED TOGETHER WITH OTHER SERVICES.

To the committee on Ways and Means

H. B. No. 570 - Representatives Brown and Lipps

TO CREATE THE "ZERO" LICENSE PLATE TO BENEFIT THE NONPROFIT ZERO, THE END OF PROSTATE CANCER.

To the committee on Transportation and Public Safety

H. B. No. 571 - Representative Greenspan

TO SPECIFY THAT, FOR THE PURPOSES OF THE SALES AND USE TAX AND LOCAL LODGING TAXES, THE "PRICE" ON THE BASIS OF WHICH A HOTEL INTERMEDIARY MUST COLLECT AND REMIT THE TAX IS THE TOTAL AMOUNT PAID BY THE CUSTOMER FOR THE HOTEL LODGING, AS ADVERTISED BY THE HOTEL INTERMEDIARY.

To the committee on Ways and Means

H. B. No. 572 - Representatives Scherer and Howse
REGARDING PUBLIC EMPLOYEES RETIREMENT SYSTEM 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. 573 - Representative Hoops
TO DESIGNATE THE PORTION OF U.S. ROUTE 24 IN HENRY
COUNTY AS THE "HENRY COUNTY VETERANS HIGHWAY."

To the committee on Transportation and Public Safety

H. B. No. 574 - Representative Ingram
TO PERMIT PARENTS AND GUARDIANS TO BE PAID FOR
PROVIDING PERSONAL CARE OR SIMILAR SERVICES TO THEIR
CHILDREN OR WARDS ENROLLED IN A MEDICAID WAIVER
PROGRAM UNDER CERTAIN CIRCUMSTANCES.

To the committee on Community and Family Advancement

H. B. No. 575 - Representatives Keller and Rezabek
TO GRANT INCOME TAX CREDITS TO PERSONS WHO SERVE AS
VOLUNTEER FIREFIGHTERS OR EMERGENCY MEDICAL SERVICE
TECHNICIANS.

To the committee on Ways and Means

H. B. No. 576 - Representative Kelly
TO INCREASE THE STATE MINIMUM WAGE.

To the committee on Government Accountability and Oversight

Add the name: Sykes

H. B. No. 577 - Representative Landis
TO DESIGNATE A PORTION OF STATE ROUTE 93 IN TUSCARAWAS
COUNTY AS THE "PFC OSCAR F. NICEWANDER MEMORIAL
HIGHWAY" AND A PORTION OF STATE ROUTE 520 IN HOLMES
COUNTY AS THE "CPL. JERRY ROBERT SPITLER MEMORIAL
HIGHWAY."

To the committee on Transportation and Public Safety

H. B. No. 578 - Representatives Holmes and O'Brien
TO ESTABLISH NEW SETBACK REQUIREMENTS APPLICABLE TO
NEW CLASS II INJECTION WELLS AND TO REQUIRE THIRTY-SEVEN
AND ONE-HALF PER CENT OF THE OUT-OF-DISTRICT INJECTION
WELL FEE TO BE PAID DIRECTLY TO THE MUNICIPAL
CORPORATION OR TOWNSHIP IN WHICH THE INJECTION WELL IS
LOCATED.

To the committee on Energy and Natural Resources

H. B. No. 579 - Representative Ramos
TO DECLARE NOVEMBER 23RD AS "FLEET ADMIRAL ERNEST JOSEPH KING DAY."

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

H. B. No. 580 - Representative Thompson
TO ESTABLISH PROCEDURES THAT EXECUTIVE AGENCIES MUST FOLLOW WHEN APPLYING FOR GRANTS, TO REQUIRE THE GOVERNOR TO APPROVE ANY MAJOR GRANT APPLICATION, AND TO PERMIT THE GOVERNOR TO DISAPPROVE ANY MINOR GRANT APPLICATION.

To the committee on Federalism and Interstate Relations

H. B. No. 581 - Representatives Miller and Boggs
TO CREATE THE "WEST HIGH SCHOOL ALUMNI ASSOCIATION" LICENSE PLATE AND THE "CENTRAL HIGH SCHOOL ALUMNI ASSOCIATION" LICENSE PLATE.

To the committee on Transportation and Public Safety

H. B. No. 582 - Representative Green
TO DESIGNATE THE PORTION OF U.S. ROUTE 52 IN CLERMONT COUNTY THE "CLERMONT COUNTY VIETNAM VETERANS MEMORIAL HIGHWAY" AND THE PORTION OF U.S. ROUTE 52 IN BROWN COUNTY THE "BROWN COUNTY VIETNAM VETERANS MEMORIAL HIGHWAY."

To the committee on Transportation and Public Safety

H. B. No. 583 - Representative Henne
TO LIMIT THE OCCUPATIONAL LICENSE AND REGISTRATION REQUIREMENTS AND FEES THAT A POLITICAL SUBDIVISION MAY IMPOSE ON STATE-REGULATED OCCUPATIONS, TO ESTABLISH A WAIVER EXEMPTING CERTAIN PERSONS FROM PAYING OCCUPATIONAL LICENSE OR REGISTRATION FEES, AND TO REVISE THE LICENSING RESTRICTIONS APPLICABLE TO INDIVIDUALS CONVICTED OF CRIMINAL OFFENSES.

To the committee on Economic Development, Commerce, and Labor

H. B. No. 584 - Representatives Cera and Rogers
TO EXTEND AN EXISTING INCOME TAX DEDUCTION FOR UNSUBSIDIZED MEDICAL INSURANCE PREMIUMS TO MEDICARE PREMIUMS.

To the committee on Ways and Means

H. B. No. 585 - Representative Henne
TO EXPAND THE DEFINITION OF DANGEROUS ORDNANCE TO INCLUDE ARMOR PIERCING AMMUNITION AND EXPAND THE

DEFINITION OF AN AUTOMATIC FIREARM TO INCLUDE ANY DEVICE WITHIN THE FEDERAL DEFINITION OF MACHINE GUN; TO CREATE ADDITIONAL CONDITIONS UNDER WHICH AN INDIVIDUAL MAY NOT POSSESS A FIREARM OR DANGEROUS ORDNANCE AND TO ELIMINATE THE PROCESS BY WHICH AN INDIVIDUAL MAY APPLY FOR RELIEF FROM A WEAPONS DISABILITY; TO GENERALLY PROHIBIT A PERSON FROM BUYING, PURCHASING, OBTAINING, OR FURNISHING A FIREARM ON BEHALF OF A THIRD PARTY; TO PROVIDE FOR THE ENTRY OF PROTECTION ORDERS INTO THE FEDERAL NCIC DATABASE AND LEADS; AND TO PROVIDE FOR THE ISSUANCE BY A COURT OF AN EXTREME RISK PROTECTION ORDER.

To the committee on State and Local Government

H. J. R. No. 14 - Representatives Smith, K. and Lepore-Hagan PROPOSING TO ENACT SECTION 2T OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF OHIO TO PERMIT THE ISSUANCE OF GENERAL OBLIGATION BONDS TO FUND SEWER AND WATER CAPITAL IMPROVEMENTS.

To the committee on State and Local Government

Sub. S. B. No. 158 - Senator Wilson TO DEVELOP BEST PRACTICES AND EDUCATIONAL OPPORTUNITIES TO COMBAT ELDER FRAUD AND EXPLOITATION AND TO FINE AND REQUIRE FULL RESTITUTION FROM OFFENDERS WHO ARE FOUND GUILTY OF CERTAIN FRAUD-RELATED CRIMES AGAINST THE ELDERLY.

To the committee on Aging and Long Term Care

Am. Sub. S. B. No. 216 - Senator Huffman TO ENACT THE "OHIO PUBLIC SCHOOL DEREGULATION ACT" REGARDING THE ADMINISTRATION OF PRESCHOOL AND PRIMARY AND SECONDARY EDUCATION PROGRAMS.

To the committee on Education and Career Readiness

S. B. No. 244 - Senators Dolan and Manning TO AMEND THE PENALTIES FOR PROMOTING PROSTITUTION.

To the committee on Criminal Justice

KIRK SCHURING
LOUIS W. BLESSING III
ANDREW BRENNER
NICHOLAS CELEBREZZE
BRIGID KELLY

FRED STRAHORN
KRISTIN BOGGS
RICK CARFAGNA
RON HOOD
SARAH LATOURETTE

THOMAS F. PATTON
SCOTT RYAN
EMILIA STRONG SYKES

DOROTHY PELANDA
GARY SCHERER

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

H. C. R. No. 26 - Representatives Faber and Keller
TO RECOGNIZE JERUSALEM AS THE CAPITAL OF THE STATE OF ISRAEL.

To the committee on Federalism and Interstate Relations

H. C. R. No. 27 - Representatives Smith, K. and Rogers
TO EXPRESS SUPPORT FOR THE UNITED STATES ARMY CORPS OF ENGINEERS IN ITS EFFORTS TO STOP THE ASIAN CARP FROM INVADING THE GREAT LAKES AND TO SUPPORT FEDERAL FUNDING OF THOSE EFFORTS.

To the committee on Energy and Natural Resources

H. C. R. No. 28 - Representatives Smith, K. and Dever
TO URGE THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE TO INCREASE THE COMPENSATION OF HOUSE AND SENATE STAFF.

To the committee on Government Accountability and Oversight

H. R. No. 391 - Representative Young
TO URGE PRESIDENT DONALD J. TRUMP, MEMBERS OF HIS ADMINISTRATION, AND THE CONGRESS OF THE UNITED STATES TO REVISE THE REQUIREMENTS FOR THE H-2A TEMPORARY AGRICULTURAL WORKER VISA PROGRAM ESTABLISHED UNDER THE IMMIGRATION AND NATIONALITY ACT TO REDUCE THE COST

AND REGULATORY IMPACT ON EMPLOYERS WHO UTILIZE THE PROGRAM.

To the committee on Federalism and Interstate Relations

/s/KIRK SCHURING

Kirk Schuring, Vice Chair

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

The motion was agreed to.

Said House Concurrent Resolutions 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. 399 - Representative Rogers

Honoring the Fairport High School girls bowling team as the 2018 Division II State Champion.

H. R. No. 400 - Representative Hood

Honoring the Morgan County Herald as an Ohio Newspaper of the Year.

H. R. No. 401 - Representatives Hood and Scherer

Honoring Nate Keaton on winning a 2018 Division II State Wrestling Championship.

H. R. No. 402 - Representatives Hood and Scherer

Honoring Charles V. Bradley as the 2018 Warden of the Year.

H. R. No. 403 - Representative Faber

Honoring the Minster High School girls basketball team on securing the 2018 Division IV State Championship.

H. R. No. 404 - Representative Edwards

Honoring Colt Yinger as a 2018 OHSAA Division III State Champion in wrestling.

H. R. No. 405 - Representative Lanese

Honoring Jaden Mattox as a 2018 Division I State Wrestling Champion.

H. R. No. 406 - Representative Arndt

Honoring the Genoa High School wrestling team on winning the 2018 Division III Dual Team State Championship.

H. R. No. 407 - Representative Gavarone

Honoring Erik Fertig as a 2018 Division II-III State Indoor Track and Field Champion.

H. R. No. 408 - Representative Anielski

Honoring Julian Tagg on winning the 2018 Division I State Wrestling Championship in the 120-pound weight class.

H. R. No. 409 - Representative Anielski

Honoring Gabriel Tagg on winning a 2018 Division I State Wrestling Championship.

H. R. No. 410 - Representative Anielski

Honoring Victor Voinovich on winning the 2018 Division I State Wrestling Championship in the 145-pound weight class.

H. R. No. 411 - Representative Anielski

Honoring the Brecksville-Broadview Heights High School gymnastics team on winning the 2018 State Championship.

H. R. No. 412 - Representative Anielski

Honoring Emily Huffman as a 2018 State Gymnastics Champion.

H. R. No. 413 - Representative Schaffer

Honoring Olivia Schmelzer as the 2018 Division I State Swimming Champion in the 100-yard freestyle.

H. R. No. 414 - Representatives LaTourette and Antonio

Recognizing Sexual Assault Awareness and Prevention Month, April 2018.

H. R. No. 415 - Representative Retherford

Honoring the Badin High School trap shooting club as a 2017 AIM Grand Nationals Champion.

H. R. No. 416 - Representative Gonzales

Honoring the Gahanna Lincoln High School girls track and field team on winning the 2018 Division I Indoor State Championship.

H. R. No. 417 - Representative Sheehy

Honoring Travis Meyers as the 2018 Ohio Military Youth of the Year.
Add the name: Strahorn

H. R. No. 418 - Representative Leland

Recognizing Donate Life Month in Ohio, April 2018.

H. R. No. 419 - Representative Green

Honoring Wendel Donathan as the 2017 Ohio Division II Wrestling Coach of the Year.

H. R. No. 420 - Representative Schaffer

Honoring the Pickerington High School Central girls basketball team as the 2018 Division I State Champion.

H. R. No. 421 - Representative Ashford

Honoring the Rogers High School girls basketball team as the 2018 Division II State Champion.

H. R. No. 422 - Speaker Rosenberger and Representative Greenspan

Recognizing the Governor's Thirty-eighth Annual Holocaust Commemoration, April 12, 2018.

Add the name: Strahorn

/s/KIRK SCHURING

Kirk Schuring, Vice Chair

Representative Scherer moved that the Rules and Reference committee report on resolutions be agreed to and that the resolutions contained therein be approved.

The motion was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to Section 164.02 of the Ohio Revised Code, the Speaker hereby appoints Randy Riley to the Ohio Public Works Commission.

On motion of Representative Scherer, the House adjourned until Wednesday, April 11, 2018 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.