

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, DECEMBER 12, 2018

TWO HUNDRED EIGHTEENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, December 12, 2018, 9:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

Representative Brenner moved that the House advance to the seventh order of business, being bills for third consideration.

The motion was agreed to without objection.

BILLS FOR THIRD CONSIDERATION

H. B. No. 546-Representative Patton.

Cosponsors: Representatives Gavarone, Smith, K.

To enact section 3902.30 of the Revised Code to prohibit health benefit plans from treating telemedicine services differently from in-person health care services solely because they are provided as telemedicine services, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Brenner moved that **H. B. No. 546**-Representative Patton, et al., be re-referred to the committee on Rules and Reference.

The motion was agreed to without objection.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the standing committee on Finance, effective December 12, 2018:

Remove Representative Gonzales; appoint Representative Seitz.

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

The motion was agreed to without objection.

On motion of Representative Brenner, the House recessed.

The House met pursuant to recess.

Prayer was offered by Pastor Harry Strachan of the Ashland Calvary Baptist Church in Ashland, 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:

The family of Patrolman Matthew J. Mazany received H.R. 536, presented by Representative Rogers-60th district.

Sheriff Orvis Campbell received H.R. 607, presented by Representative Landis-98th district.

The Hudson High School boys cross country team received H.R. 584, presented by Representative Roegner-37th district.

Allison Russo, a guest of Representative Miller-17th district.

CJ Castle a guest of Representative Keller-53rd district.

Josh Cehulik, John Oleyar, and Austin Rissler, guests of Representative Kick-70th district.

Angela Garcia and Andrew Olson, guests of Representative Riedel-82nd district.

Joe and Carole Sagraves, guests of Representative Sprague-83rd district.

Michael and Becky Larson, guests of Speaker Smith-93rd district.

Eva Miller, a guest of Representative Patterson-99th district.

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. S. B. No. 51**-Senators Skindell, Eklund, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: FACILITATE LAKE ERIE SHORELINE IMPROVEMENT

SCOTT RYAN
NICKIE J. ANTONIO
LOUIS W. BLESSING III
MIKE DUFFEY
DOUG GREEN
GEORGE F. LANG
ADAM C. MILLER
THOMAS F. PATTON
BILL REINEKE
GARY SCHERER
EMILIA STRONG SYKES

P. SCOTT LIPPS
STEVEN M. ARNDT
ROBERT R. CUPP
THERESA GAVARONE
DAVE GREENSPAN
SARAH LATOURETTE
JOHN PATTERSON
RICK PERALES
JOHN M. ROGERS
ROBERT COLE SPRAGUE

The following members voted "NO"

JACK CERA	JIM BUTLER
CANDICE KELLER	BRIGID KELLY
MICHAEL J. O'BRIEN	DANIEL RAMOS
MARK J. ROMANCHUK	ANDY THOMPSON

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Criminal Justice to which was referred **S. B. No. 145**-Senators Huffman, Wilson, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CRIMINALIZE AND CREATE CIVIL ACTION FOR
DISMEMBERMENT ABORTION

NATHAN H. MANNING	LAURA LANESE
JIM BUTLER	ROBERT R. CUPP
THERESA GAVARONE	JIM HUGHES
GEORGE F. LANG	DOROTHY PELANDA
BILL SEITZ	

The following members voted "NO"

NICHOLAS CELEBREZZE	TAVIA GALONSKI
BERNADINE KENNEDY KENT	JOHN M. ROGERS

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Criminal Justice to which was referred **Sub. S. B. No. 201**-Senators Bacon, O'Brien, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ENACT REAGAN TOKES LAW-INDEFINITE PRISON TERMS

Representative Celebrezze moved to amend the title as follows:

Add the names: "Representatives Manning, Butler, Galonski, Rogers."

NATHAN H. MANNING	LAURA LANESE
NICHOLAS CELEBREZZE	JIM BUTLER
ROBERT R. CUPP	TAVIA GALONSKI
THERESA GAVARONE	JIM HUGHES

GEORGE F. LANG
JOHN M. ROGERS

DOROTHY PELANDA
BILL SEITZ

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Criminal Justice to which was referred **Am. S. B. No. 214**-Senators Terhar, Lehner, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: PROHIBIT FEMALE GENITAL MUTILATION

Representative Celebrezze moved to amend the title as follows:

Add the names: "Representatives Manning, Lanese, Celebrezze, Butler, Galonski, Rogers."

Representative Lanese moved to amend as follows:

In line 2 of the title, after "mutilation" insert ", and to declare an emergency"

After line 35, insert:

"Section 2. This act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is the devastating and irreversible effect of female genital mutilation upon persons under eighteen years of age. Therefore, this act shall go into immediate effect."

The motion was agreed to and the bill so amended.

NATHAN H. MANNING
NICHOLAS CELEBREZZE
ROBERT R. CUPP
THERESA GAVARONE
GEORGE F. LANG
JOHN M. ROGERS

LAURA LANESE
JIM BUTLER
TAVIA GALONSKI
JIM HUGHES
DOROTHY PELANDA
BILL SEITZ

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 Insurance to which was referred **Am. S. B. No. 227**-Senator Huffman, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: REQUIRE HEALTH INSURERS TO RELEASE GROUP PLAN CLAIM INFORMATION

Representative Henne moved to amend the title as follows:

Add the name: "Representative Henne."

THOMAS E. BRINKMAN, JR.	MICHAEL HENNE
KRISTIN BOGGS	ANDREW BRENNER
BILL DEAN	GLENN W. HOLMES
LARRY HOUSEHOLDER	GEORGE F. LANG
WES RETHERFORD	

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 **Sub. S. B. No. 229**-Senator Eklund, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MODIFY BOARD OF PHARMACY AND CONTROLLED SUBSTANCES LAWS

Representative Gavarone moved to amend the title as follows:

Add the names: "Representatives Huffman, Johnson."

STEPHEN A. HUFFMAN	THERESA GAVARONE
NICKIE J. ANTONIO	NIRAJ J. ANTANI
JIM BUTLER	MIKE DUFFEY
JAY EDWARDS	TIMOTHY E. GINTER
TERRY JOHNSON	CANDICE KELLER
BERNADINE KENNEDY KENT	DARRELL KICK
SARAH LATOURETTE	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 **Sub. S. B. No. 259**-Senator Hackett, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: REVISE PHYSICIAN ASSISTANT PRACTICE LAWS

STEPHEN A. HUFFMAN	THERESA GAVARONE
NICKIE J. ANTONIO	NIRAJ J. ANTANI
JIM BUTLER	MIKE DUFFEY
JAY EDWARDS	TIMOTHY E. GINTER
TERRY JOHNSON	CANDICE KELLER
BERNADINE KENNEDY KENT	DARRELL KICK
SARAH LATOURETTE	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 Ramos submitted the following report:

The standing committee on Finance to which was referred **Am. S. B. No. 296**-Senators LaRose, Hottinger, et. al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROVIDE HEALTH BENEFITS TO SURVIVORS OF SAFETY OFFICERS

SCOTT RYAN	P. SCOTT LIPPS
JACK CERA	NICKIE J. ANTONIO
STEVEN M. ARNDT	LOUIS W. BLESSING III
ROBERT R. CUPP	MIKE DUFFEY
THERESA GAVARONE	DOUG GREEN
DAVE GREENSPAN	CANDICE KELLER
BRIGID KELLY	GEORGE F. LANG
SARAH LATOURETTE	ADAM C. MILLER
MICHAEL J. O'BRIEN	JOHN PATTERSON
RICK PERALES	DANIEL RAMOS
BILL REINEKE	CRAIG S. RIEDEL
JOHN M. ROGERS	GARY SCHERER
BILL SEITZ	EMILIA STRONG SYKES

The following members voted "NO"

JIM BUTLER	MARK J. ROMANCHUK
ANDY THOMPSON	

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Criminal Justice to which was referred **H. B. No. 461**-Representatives Fedor, Galonski, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: APPLY SAME HUMAN TRAFFICKING OFFENSE TO ALL VICTIMS UNDER 18

Representative Celebrezze moved to amend the title as follows:

Add the name: "Manning."

Representative Lanese moved to amend as follows:

In line 138, delete "or"

In line 139, after "item" insert ", or the prosecuting attorney"

In line 141, delete "shall" and insert "may"

In line 142, delete "does not object" and insert "consents"

In line 147, delete "objects" and insert "does not consent"

In line 149, after "issue." insert "The court may order the child to complete a forensic interview or other clinical assessment to assist the court in making its findings or in imposing conditions of abeyance under division (F) (4) of this section."

In line 162, after "finds" insert "by a preponderance of the evidence"

In line 163, delete "if after a"

In line 164, delete "hearing the court finds"

In line 166, after "victimization." insert "or if the court grants the petition without a hearing."

In line 168, after "child." insert "A psychiatrist, psychologist, licensed professional clinical counselor, or other clinician selected by the court under division (F)(3) of this section, who has assessed the child, may make recommendations that are in the best interest of the child."

The motion was agreed to and the bill so amended.

NATHAN H. MANNING
NICHOLAS CELEBREZZE
ROBERT R. CUPP
THERESA GAVARONE

LAURA LANESE
JIM BUTLER
TAVIA GALONSKI
JIM HUGHES

BERNADINE KENNEDY KENT
DOROTHY PELANDA

GEORGE F. LANG
JOHN M. ROGERS

The following member voted "NO"
BILL SEITZ

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

MOTIONS AND RESOLUTIONS

Representative Schuring moved that the following resolution be brought up for immediate adoption, read by title only, and spread upon the pages of the journal.

The motion was agreed to.
The question being on the adoption of the resolution, reading as follows:
H. R. No. 611-Speaker Smith, Representative Strahorn
Relative to travel allowance.

WHEREAS, Section 101.27 of the Revised Code provides that each member receive a travel reimbursement based upon the mileage from and to the member's place of residence, by the most direct highway route of public travel to and from the seat of government; therefore be it

RESOLVED, That the Chief Administrative Officer of the House of Representatives is hereby authorized to pay the following members' travel allowance based upon their round trip mileage as set opposite their name and district number:

Member's Name	District Number	Round-Trip Mileage
Bride Rose Sweeney	14	272
P. Scott Lipps	62	176

The question being, "Shall the resolution be adopted?"
The yeas and nays were taken and resulted – yeas 86, nays 0, as follows:
Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Becker	Blessing	Boggs	Boyd
Brenner	Brown	Butler	Carfagna

Celebrezze	Cera	Craig	Cupp
Dean	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hambley	Henne
Hill	Holmes	Hood	Hoops
Huffman	Hughes	Ingram	Johnson
Keller	Kelly	Kent	Kick
Koehler	Landis	Lanese	Lang
LaTourette	Leland	Lepore-Hagan	Lipps
Manning	McClain	Merrin	Miller
O'Brien	Patmon	Patterson	Patton
Pelanda	Perales	Ramos	Reece
Reineke	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Smith, T.	Sprague	Stein
Strahorn	Sweeney, B.	Sykes	Thompson
West	Wiggam	Wilkin	Young
Zeltwanger			Smith, R.-86

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 51-Senators Skindell, Eklund.

Cosponsors: Senators Thomas, Schiavoni, Williams, Hite, O'Brien, LaRose, Burke, Coley, Dolan, Gardner, Hackett, Lehner, Manning, Oelslager, Peterson, Tavares, Terhar, Yuko.

To amend sections 109.572, 718.81, 718.85, 1710.01, 1710.02, 1710.06, 5739.02, and 5739.09, to enact section 124.74 of the Revised Code, and to amend Sections 323.10, 337.10, and 337.50 of Am. Sub. H.B. 49 of the 132nd General Assembly and Sections 207.80, 207.100, 207.240, 211.10, 211.20, 213.10, 213.20, 223.10, 223.15, 223.50, 227.10, 237.10, 237.13, 237.20, and 285.10 of H.B. 529 of the 132nd General Assembly, as subsequently amended, to authorize the creation of a special improvement district to facilitate Lake Erie shoreline improvement, to revise other laws governing taxation and public property and otherwise provide authorization and conditions for the operation of state programs, to make appropriations, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

Representative Ryan moved to amend, amendment 3649-1, as follows:

In line 2 of the title, delete the fourth comma and insert "and"

In line 5 of the title, after "Assembly" insert ", Section 211.20 of Am. Sub. H.B. 49 of the 132nd General Assembly, as subsequently amended, Sections 207.80, 211.10, 213.10, 213.20, 223.50, and 237.20 of H.B. 529 of

the 132nd General Assembly,"

In line 6 of the title, delete "207.80,"; delete "211.10,"

In line 7 of the title, delete "211.20, 213.10, 213.20,"; delete "223.50,"

In line 8 of the title, delete "237.20,"

In line 4817, after the period insert "Therefore the amendment or enactment by this act of those sections shall go into immediate effect."

The question being, "Shall the motion to amend be agreed to?"

The motion was agreed to and the bill so amended.

The question being, "Shall the emergency clause stand as part of the bill as amended?"

The yeas and nays were taken and resulted – yeas 68, nays 20, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Blessing	Boggs	Brenner
Brown	Carfagna	Craig	Cupp
Duffey	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Green
Greenspan	Hambley	Hill	Holmes
Hoops	Hughes	Ingram	Johnson
Kent	Landis	Lanese	Lang
LaTourette	Leland	Lepore-Hagan	Lipps
Manning	McClain	Merrin	Miller
O'Brien	Patterson	Patton	Pelanda
Perales	Reece	Reineke	Riedel
Roegner	Rogers	Romanchuk	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Sprague
Stein	Sweeney, B.	Sykes	West
Wiggam	Wilkin	Young	Smith, R.-68

Those who voted in the negative were: Representatives

Becker	Boyd	Brinkman	Butler
Celebrezze	Cera	Dean	Dever
DeVitis	Edwards	Henne	Hood
Huffman	Keller	Kelly	Patmon
Ramos	Smith, T.	Thompson	Zeltwanger-20

Having received the required Constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill as amended pass as an emergency measure?"

The yeas and nays were taken and resulted – yeas 68, nays 26, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Blessing	Boggs	Boyd

Brenner	Brown	Carfagna	Celebrezze
Craig	Cupp	Duffey	Faber
Fedor	Galonski	Gavarone	Gonzales
Green	Greenspan	Hambley	Hill
Holmes	Hoops	Hughes	Ingram
Johnson	Kent	Kick	Landis
Lanese	Lang	LaTourette	Leland
Lepore-Hagan	Lipps	Manning	McClain
Merrin	Miller	O'Brien	Patterson
Patton	Pelanda	Perales	Reece
Reineke	Riedel	Rogers	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Sprague
Stein	Strahorn	Sweeney, B.	Sykes
West	Wilkin	Young	Smith, R.-68

Those who voted in the negative were: Representatives

Becker	Brinkman	Butler	Cera
Dean	Dever	DeVitis	Edwards
Ginter	Henne	Hood	Householder
Howse	Huffman	Keller	Kelly
Koehler	Patmon	Ramos	Retherford
Roegner	Romanchuk	Smith, T.	Thompson
Wiggam			Zeltwanger-26

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Ryan moved to amend the title as follows:

Add the names: "Representatives Antonio, Barnes, Craig, Duffey, Greenspan, Lanese, Lepore-Hagan, Miller, Reineke, Riedel, Rogers, Schaffer, Scherer, Smith, K., Sprague, Young, Speaker Smith."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 273-Senator Hackett.

Cosponsors: Senators Hottinger, Brown, Burke.

To amend sections 3905.30, 3905.33, 3905.423, 3905.426, 3937.25, 3937.28, 3955.05, 3960.11, and 3963.02, to enact sections 1.65, 3901.91, 3905.332, 3937.47, 3965.01, 3965.02, 3965.03, 3965.04, 3965.05, 3965.06, 3965.07, 3965.08, 3965.09, 3965.10, and 3965.11, and to repeal section 3905.425 of the Revised Code to enact for the Revised Code a definition of the term "insurance rating agency"; to establish standards for data security and for the investigation of and notification to the Superintendent of Insurance of a cybersecurity event; regarding motor vehicle ancillary product protection contracts and motor vehicle service contracts; to authorize domestic surplus lines insurers; regarding cancellation of certain insurance policies; and regarding the regulatory authority of the Superintendent of 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 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
DeVitis	Duffey	Edwards	Faber
Fedor	Galonski	Gavarone	Ginter
Gonzales	Green	Greenspan	Hambley
Henne	Hill	Holmes	Hood
Hoops	Householder	Howse	Huffman
Hughes	Ingram	Johnson	Keller
Kelly	Kent	Kick	Koehler
Landis	Lanese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Merrin	Miller	O'Brien
Patmon	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Smith, T.	Sprague	Stein
Strahorn	Sweeney, B.	Sykes	Thompson
West	Wiggam	Wilkin	Young
Zeltwanger			Smith, R.-94

The bill passed.

Representative Brinkman moved to amend the title as follows:

Add the names: "Representatives Anielski, Craig, Galonski, Hambley, Henne, Hughes, Lang, LaTourette, Miller, Pelanda, Perales, Reineke, Smith, K., Smith, T., Sprague, Speaker Smith."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 81-Representatives Seitz, Antonio.

Cosponsors: Representatives Dever, Miller, Hambley, Duffey, Brinkman, Blessing, Riedel, Lepore-Hagan, Smith, K., Ryan, Stein, Manning.

To amend sections 2929.02, 2929.022, 2929.024, 2929.03, 2929.04, 2929.06, 2953.21, and 2953.23 and to enact section 2929.025 of the Revised Code to provide that a person convicted of aggravated murder who shows that the person had a serious mental illness at the time of committing the offense cannot be sentenced to death for the offense and to provide a mechanism for resentencing to a life sentence a person previously sentenced to death who

proves that the person had a serious mental illness at the time of committing the offense, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Seitz moved that **Sub. H. B. No. 81**-Representatives Seitz, Antonio, et al., be informally passed and retain its place on the calendar.

The motion was agreed to without objection.

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. Sub. H. B. No. 58 - Representatives Brenner, Slaby

Cosponsors: Representatives Perales, Zeltwanger, Vitale, Hambley, Conditt, Young, Roegner, Riedel, Thompson, Dean, Cupp, Keller, Blessing, Anielski, Antonio, Ashford, Barnes, Boccieri, Faber, Fedor, Ginter, Hagan, Hill, Hood, Johnson, Leland, Lepore-Hagan, Miller, O'Brien, Patterson, Patton, Retherford, Rogers, Schaffer, Scherer, Schuring, Sheehy, Stein, Strahorn, Sweeney, West Senators Skindell, Tavares, Thomas, Williams, Yuko

To amend section 3301.0726 of the Revised Code to require the Department of Education to include supplemental instructional materials in cursive handwriting in the English language arts model curriculum.

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

In line 1 of the title, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

In line 2 of the title, delete "State Board" and insert "Department"

In line 3 of the title, delete "develop and adopt a model"

Delete line 4 of the title

In line 5 of the title, delete "which may be used by public schools" and insert "include supplemental instructional materials in cursive handwriting in the English language arts model curriculum"

In line 6, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

Delete lines 8 through 44 and insert:

"Sec. 3301.0726. (A) The department of education shall develop a packet of high school instructional materials on personal financial

responsibility, including instructional materials on the avoidance of credit card abuse, and shall distribute that packet to all school districts. The board of education of any school district may adopt part or all of the materials included in the packet for incorporation into the district's curriculum.

(B) The department of education shall include supplemental instructional materials on the development of handwriting as a universal skill in the English language arts model curriculum under division (B) of section 3301.079 of the Revised Code for grades kindergarten through five. The instructional materials shall be designed to enable students to print letters and words legibly by grade three and create readable documents using legible cursive handwriting by the end of grade five. The instructional materials shall be included in the model curriculum not later than the first day of July that next succeeds the effective date of this amendment and, thereafter, shall periodically be updated."

In line 45, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

In line 46, delete "are" and insert "is"

Delete lines 47 through 52

Attest:

Vincent L. Keeran,
Clerk.

Representative Schuring moved that the Senate amendments to **Am. Sub. H. B. No. 58**-Representatives Brenner, Slaby, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. Sub. H. B. No. 58**-Representatives Brenner, Slaby, et al., were taken up for consideration.

Am. Sub. H. B. No. 58-Representatives Brenner, Slaby.

Cosponsors: Representatives Perales, Zeltwanger, Vitale, Hambley, Conditt, Young, Roegner, Riedel, Thompson, Dean, Cupp, Keller, Blessing, Anielski, Antonio, Ashford, Barnes, Boccieri, Faber, Fedor, Ginter, Hagan, Hill, Hood, Johnson, Leland, Lepore-Hagan, Miller, O'Brien, Patterson, Patton, Retherford, Rogers, Schaffer, Scherer, Schuring, Sheehy, Stein, Strahorn, Sweeney, West Senators Skindell, Tavares, Thomas, Williams, Yuko.

To amend section 3301.0726 of the Revised Code to require the Department of Education to include supplemental instructional materials in cursive handwriting in the English language arts model curriculum.

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

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

The yeas and nays were taken and resulted – yeas 90, nays 4, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Gonzales
Green	Greenspan	Hambley	Hill
Holmes	Hood	Hoops	Householder
Howse	Huffman	Hughes	Ingram
Johnson	Keller	Kelly	Kent
Kick	Koehler	Landis	Lanese
Lang	LaTourette	Leland	Lepore-Hagan
Lipps	Manning	McClain	Merrin
Miller	O'Brien	Patmon	Patterson
Patton	Pelanda	Perales	Reineke
Retherford	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Smith, T.	Sprague	Stein
Strahorn	Sweeney, B.	Sykes	Thompson
West	Wiggam	Wilkin	Young
Zeltwanger			Smith, R.-90

Representatives DeVitis, Henne, Ramos, and Reece voted in the negative-4.

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:

Sub. H. B. No. 286 - Representative LaTourette

Cosponsors: Representatives Arndt, Schaffer, Schuring, Anielski, Antonio, Ashford, Barnes, Blessing, Boggs, Boyd, Brenner, Brown, Carfagna, Celebrezze, Cera, Clyde, Craig, Cupp, Dean, DeVitis, Edwards, Faber, Fedor, Galonski, Gavarone, Ginter, Green, Greenspan, Hagan, Hambley, Hill, Holmes, Howse, Huffman, Hughes, Ingram, Kick, Landis, Lang, Leland, Lepore-Hagan, Lipps, Manning, McColley, Miller, O'Brien, Patterson, Patton, Pelanda, Perales, Ramos, Reece, Reineke, Rezabek, Riedel, Rogers, Ryan, Scherer, Seitz, Sheehy, Smith, K., Smith, R., Sprague, Stein, Sweeney, Sykes, Thompson, West, Young, Speaker Rosenberger Senators Beagle, Burke, Coley, Eklund, Gardner, Hackett, Huffman, Kunze, Lehner, Manning, Oelslager, Peterson, Schiavoni, Tavares, Terhar, Thomas, Yuko

To amend sections 3702.51, 3702.594, 3712.01, and 4731.054 and to enact sections 3701.36, 3701.361, 3701.362, 3712.10, and 3712.11 of the Revised Code to create the Palliative Care and Quality of Life Interdisciplinary Council and a related education program, to require identification of patients and residents who could benefit from palliative care, to authorize hospice care programs to provide palliative care in their inpatient facilities or units to non-hospice patients, to specify that Medicaid coverage for palliative care is not being expanded, to modify the pain management clinic licensing law relative to certain palliative care patients, and to authorize the Director of Health to approve the transfer of certain nursing home beds to a facility in a contiguous county.

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. 286**-Representative LaTourette, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 286**-Representative LaTourette, et al., were taken up for consideration.

Sub. H. B. No. 286-Representative LaTourette.

Cosponsors: Representatives Arndt, Schaffer, Schuring, Anielski, Antonio, Ashford, Barnes, Blessing, Boggs, Boyd, Brenner, Brown, Carfagna, Celebrezze, Cera, Clyde, Craig, Cupp, Dean, DeVitis, Edwards, Faber, Fedor, Galonski, Gavarone, Ginter, Green, Greenspan, Hagan, Hambley, Hill, Holmes, Howse, Huffman, Hughes, Ingram, Kick, Landis, Lang, Leland, Lepore-Hagan, Lipps, Manning, McColley, Miller, O'Brien, Patterson, Patton, Pelanda, Perales, Ramos, Reece, Reineke, Rezabek, Riedel, Rogers, Ryan, Scherer, Seitz, Sheehy, Smith, K., Smith, R., Sprague, Stein, Sweeney, Sykes, Thompson, West, Young, Speaker Rosenberger Senators Beagle, Burke, Coley, Eklund, Gardner, Hackett, Huffman, Kunze, Lehner, Manning, Oelslager, Peterson, Schiavoni, Tavares, Terhar, Thomas, Yuko.

To amend sections 3702.51, 3702.594, 3712.01, and 4731.054 and to enact sections 3701.36, 3701.361, 3701.362, 3712.10, and 3712.11 of the Revised Code to create the Palliative Care and Quality of Life Interdisciplinary Council and a related education program, to require identification of patients and residents who could benefit from palliative care, to authorize hospice care programs to provide palliative care in their inpatient facilities or units to non-hospice patients, to specify that Medicaid coverage for palliative care is not being expanded, to modify the pain management clinic licensing law relative

to certain palliative care patients, and to authorize the Director of Health to approve the transfer of certain nursing home beds to a facility in a contiguous county.

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

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
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
DeVitis	Duffey	Edwards	Faber
Fedor	Galonski	Gavarone	Ginter
Gonzales	Green	Greenspan	Hambley
Henne	Hill	Holmes	Hood
Hoops	Householder	Howse	Huffman
Hughes	Ingram	Johnson	Keller
Kelly	Kent	Kick	Koehler
Landis	Langese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Merrin	Miller	O'Brien
Patmon	Patterson	Patton	Pelanda
Perales	Ramos	Reece	Reineke
Retherford	Riedel	Roegner	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Smith, T.	Sprague	Stein
Sweeney, B.	Sykes	Thompson	West
Wiggam	Wilkin	Young	Zeltwanger
			Smith, R.-93

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:

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

Cosponsors: Representatives Lipps, Seitz, Arndt, Merrin, Goodman, Dean, Stein, Henne, Anielski, Hambley, Carfagna, 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 Senators Coley, Gardner, Hackett, Jordan, Kunze, Obhof, Peterson, Terhar, Uecker, Wilson

To amend sections 3.30, 153.24, 305.04, 309.03, 311.02, 313.03, 315.03, 317.02, 319.02, 321.02, 325.071, 325.12, 329.01, 505.02, 505.03, 507.02, 507.021, 507.03, 509.02, 519.161, 705.27, 705.60, 733.65, 733.69, 735.03, 739.02, 747.01, 749.22, 755.23, 955.12, 1901.32, 1907.20, 2101.03, 2151.12, 2153.10, 2301.12, 2303.02, 3313.23, 3313.25, 3314.011, 3319.05, 3375.32, 5155.04, 5571.04, 5593.05 and to enact section 3.061 of the Revised Code to allow certain political subdivisions to adopt a policy authorizing the use of an "employee dishonesty and faithful performance of duty policy" instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to give bond before entering upon the discharge of duties.

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. 291**-Representative Wiggam, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 291**-Representative Wiggam, et al., were taken up for consideration.

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

Cosponsors: Representatives Lipps, Seitz, Arndt, Merrin, Goodman, Dean, Stein, Henne, Anielski, Hambley, Carfagna, 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 Senators Coley, Gardner, Hackett, Jordan, Kunze, Obhof, Peterson, Terhar, Uecker, Wilson.

To amend sections 3.30, 153.24, 305.04, 309.03, 311.02, 313.03, 315.03, 317.02, 319.02, 321.02, 325.071, 325.12, 329.01, 505.02, 505.03, 507.02, 507.021, 507.03, 509.02, 519.161, 705.27, 705.60, 733.65, 733.69, 735.03, 739.02, 747.01, 749.22, 755.23, 955.12, 1901.32, 1907.20, 2101.03, 2151.12, 2153.10, 2301.12, 2303.02, 3313.23, 3313.25, 3314.011, 3319.05, 3375.32, 5155.04, 5571.04, 5593.05 and to enact section 3.061 of the Revised Code to allow certain political subdivisions to adopt a policy authorizing the use of an "employee dishonesty and faithful performance of duty policy" instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to give bond before entering upon the discharge of duties.

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	Antonio	Arndt
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
DeVitis	Duffey	Edwards	Faber
Fedor	Galonski	Gavarone	Ginter
Green	Greenspan	Hambley	Henne
Hill	Holmes	Hood	Hoops
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	Landis
Lanese	Lang	LaTourette	Leland
Lepore-Hagan	Lipps	Manning	McClain
Merrin	Miller	O'Brien	Patmon
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Sheehy	Slaby	Smith, K.	Smith, T.
Sprague	Stein	Strahorn	Sweeney, B.
Sykes	Thompson	West	Wiggam
Wilkin	Young	Zeltwanger	Smith, R.-92

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:

Sub. H. B. No. 522 - Representative Lanese

Cosponsors: Representatives Anielski, Antonio, Arndt, Brenner, Celebrezze, Hambley, Leland, Lepore-Hagan, Manning, Miller, Patton, Ramos, Retherford, Rogers, Scherer, Schuring, Seitz, Strahorn, Sweeney, West, Wiggam Senators Hoagland, Hackett, Beagle, Kunze, Bacon, Burke, Coley, Dolan, Eklund, McColley, Schiavoni, Thomas, Uecker, Wilson

To amend sections 4301.62 and 4301.82 and to enact sections 1545.081 and 4303.101 of the Revised Code to revise certain provisions of the liquor control laws.

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. 522**-Representative Lanese, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 522**-Representative Lanese, et al., were taken up for consideration.

Sub. H. B. No. 522-Representative Lanese.

Cosponsors: Representatives Anielski, Antonio, Arndt, Brenner, Celebrezze, Hambley, Leland, Lepore-Hagan, Manning, Miller, Patton, Ramos, Retherford, Rogers, Scherer, Schuring, Seitz, Strahorn, Sweeney, West, Wiggam Senators Hoagland, Hackett, Beagle, Kunze, Bacon, Burke, Coley, Dolan, Eklund, McColley, Schiavoni, Thomas, Uecker, Wilson.

To amend sections 4301.62 and 4301.82 and to enact sections 1545.081 and 4303.101 of the Revised Code to revise certain provisions of the liquor control laws.

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

The yeas and nays were taken and resulted – yeas 89, nays 4, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
DeVitis	Duffey	Edwards	Faber
Fedor	Galonski	Gavarone	Green
Greenspan	Hambley	Henne	Hill
Holmes	Hood	Hoops	Householder
Howse	Huffman	Hughes	Ingram
Kelly	Kent	Kick	Koehler
Landis	Lanese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Miller	O'Brien	Patmon
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Riedel	Roegner	Rogers	Romanchuk
Ryan	Schaffer	Scherer	Schuring
Seitz	Sheehy	Slaby	Smith, K.
Smith, T.	Sprague	Stein	Strahorn
Sweeney, B.	Sykes	Thompson	West
Wiggam	Wilkin	Young	Zeltwanger
			Smith, R.-89

Representatives Ginter, Johnson, Keller, and Merrin voted in the negative-4.

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:

Sub. H. B. No. 572 - Representatives Scherer, Howse

Cosponsors: Representatives Schuring, Smith, K., Antonio, Boccieri, Brenner, Dever, Patterson, Ramos, Anielski, Arndt, Ashford, Barnes, Boyd, Brown, Celebrezze, Clyde, Craig, Edwards, Galonski, Gavarone, Ginter, Green, Holmes, Ingram, Kelly, Leland, Lepore-Hagan Miller, O'Brien, Patton, Pelanda, Perales, Rezabek, Rogers, Sheehy, Sykes, West Senators Hottinger, Beagle, Bacon, Hackett, Burke, Eklund, Gardner, Kunze, Tavares, Uecker, Wilson, Yuko

To amend sections 145.01, 145.016, 145.33, 145.332, 145.362, 145.384, 145.45, 145.571, 145.62, 742.03, 742.05, 3307.05, 3307.14, 3307.20, 3307.231, 3307.25, 3307.251, 3307.26, 3307.28, 3307.351, 3307.352, 3307.39, 3307.44, 3307.48, 3307.501, 3307.56, 3307.562, 3307.58, 3307.60, 3307.62, 3307.66, 3307.71, 3307.74, 3307.761, 3309.01, 3309.011, 3309.22, and 3309.671, to enact section 145.018, and to repeal sections 3307.23, 3307.241, 3307.96, 3307.97, and 3307.98 of the Revised Code to revise the laws governing the Public Employees Retirement System, the Ohio Police and Fire Pension Fund, the State Teachers Retirement System, and the School Employees Retirement System.

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. 572**-Representatives Scherer, Howse, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 572**-Representatives Scherer, Howse, et al., were taken up for consideration.

Sub. H. B. No. 572-Representatives Scherer, Howse.

Cosponsors: Representatives Schuring, Smith, K., Antonio, Boccieri, Brenner, Dever, Patterson, Ramos, Anielski, Arndt, Ashford, Barnes, Boyd, Brown,

Celebrezze, Clyde, Craig, Edwards, Galonski, Gavarone, Ginter, Green, Holmes, Ingram, Kelly, Leland, Miller, O'Brien, Pelanda, Perales, Rezabek, Rogers, Sheehy, Sykes, West Senators Hottinger, Beagle, Bacon, Hackett, Burke, Eklund, Gardner, Kunze, Tavares, Uecker, Wilson, Yuko.

To amend sections 145.01, 145.016, 145.33, 145.332, 145.362, 145.384, 145.45, 145.571, 145.62, 742.03, 742.05, 3307.05, 3307.14, 3307.20, 3307.231, 3307.25, 3307.251, 3307.26, 3307.28, 3307.351, 3307.352, 3307.39, 3307.44, 3307.48, 3307.501, 3307.56, 3307.562, 3307.58, 3307.60, 3307.62, 3307.66, 3307.71, 3307.74, 3307.761, 3309.01, 3309.011, 3309.22, and 3309.671, to enact section 145.018, and to repeal sections 3307.23, 3307.241, 3307.96, 3307.97, and 3307.98 of the Revised Code to revise the laws governing the Public Employees Retirement System, the Ohio Police and Fire Pension Fund, the State Teachers Retirement System, and the School Employees Retirement System.

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	Antonio	Arndt
Barnes	Becker	Blessing	Boggs
Boyd	Brenner	Brinkman	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	Dean	Dever
DeVitis	Duffey	Edwards	Faber
Fedor	Galonski	Gavarone	Ginter
Green	Greenspan	Hambley	Henne
Hill	Holmes	Hood	Hoops
Householder	Howse	Huffman	Hughes
Ingram	Johnson	Keller	Kelly
Kent	Kick	Koehler	Landis
Lanese	Lang	LaTourette	Leland
Lepore-Hagan	Lipps	Manning	McClain
Merrin	Miller	O'Brien	Patterson
Patton	Pelanda	Perales	Ramos
Reece	Reineke	Retherford	Riedel
Roegner	Rogers	Romanchuk	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Smith, T.
Sprague	Stein	Strahorn	Sweeney, B.
Sykes	Thompson	West	Wiggam
Wilkin	Young	Zeltwanger	Smith, R.-92

The Senate amendments were concurred in.

On motion of Representative Schuring, the House recessed.

The House met pursuant to recess.

Representative Sykes having voted with the prevailing side, moved that the vote by which **Am. Sub. S. B. No. 51**-Senators Skindell, Eklund, et al., passed be reconsidered and that the motion be taken up for immediate consideration.

This motion under House Rule 95 was properly supported by the following members who voted on the prevailing side of the question:

KENT SMITH

NICKIE J. ANTONIO

MICHELE LEPORE-HAGAN

TAVIA GALONSKI

RICHARD D. BROWN

The question being, "Shall the motion to reconsider the vote by which **Am. Sub. S. B. No. 51**-Senators Skindell, Eklund, et al., passed be agreed to?"

The yeas and nays were taken and resulted – yeas 77, nays 4, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antonio	Arndt	Barnes
Becker	Boggs	Boyd	Brown
Butler	Carfagna	Celebrezze	Cera
Craig	Cupp	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Green	Greenspan
Hambley	Henne	Hill	Holmes
Hood	Hoops	Howse	Hughes
Ingram	Johnson	Kelly	Kent
Kick	Koehler	Landis	Lanese
Lang	LaTourette	Leland	Lepore-Hagan
Lipps	Manning	McClain	Merrin
Miller	O'Brien	Patterson	Patton
Pelanda	Perales	Ramos	Reece
Reineke	Retherford	Riedel	Rogers
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Sheehy	Slaby
Smith, K.	Stein	Strahorn	Sweeney, B.
Sykes	Thompson	West	Young
			Smith, R.-77

Representatives Antani, Brinkman, Dean, and Smith, T. voted in the negative-4.

The motion was agreed to and the vote by which **Am. Sub. S. B. No. 51**-Senators Skindell, Eklund, et al., passed was reconsidered.

The question being, "Shall the bill pass as an emergency measure?"

Representative Schuring moved to suspend Rule 71(b) and amend, amendment 3694x1, as follows:

In line 15 of the title, after ", " insert "and"

In line 16 of the title, delete ", and to declare an emergency"

Delete lines 4801 through 4818

In the amendment designated AM3649-1, delete lines 11 through 13 of the amendment

The question being, "Shall Rule 71(b) be suspended?"

The yeas and nays were taken and resulted – yeas 80, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antonio	Arndt	Barnes
Blessing	Boggs	Boyd	Brenner
Brinkman	Brown	Butler	Carfagna
Celebrezze	Craig	Cupp	DeVitis
Duffey	Edwards	Faber	Fedor
Galonski	Gavarone	Ginter	Green
Greenspan	Hambley	Henne	Hill
Holmes	Hood	Hoops	Howse
Huffman	Hughes	Ingram	Johnson
Kelly	Kent	Kick	Koehler
Landis	Landese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Merrin	Miller	O'Brien
Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Riedel	Rogers	Romanchuk	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Stein
Strahorn	Sweeney, B.	Sykes	Thompson
West	Wilkin	Young	Smith, R.-80

Representatives Antani, Becker, and Smith, T. voted in the negative-3.

The motion was agreed to.

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted – yeas 85, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Blessing	Boggs	Boyd
Brenner	Brinkman	Brown	Butler
Carfagna	Celebrezze	Cera	Craig
Cupp	Dean	DeVitis	Duffey
Edwards	Faber	Fedor	Galonski
Gavarone	Ginter	Gonzales	Green
Greenspan	Hambley	Henne	Hill
Holmes	Hood	Hoops	Howse
Huffman	Hughes	Ingram	Johnson
Kelly	Kent	Kick	Koehler
Landis	Landese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Merrin	Miller	O'Brien

Patterson	Patton	Pelanda	Perales
Ramos	Reece	Reineke	Retherford
Riedel	Rogers	Romanchuk	Ryan
Schaffer	Scherer	Schuring	Seitz
Sheehy	Slaby	Smith, K.	Stein
Strahorn	Sweeney, B.	Sykes	Thompson
West	Wiggam	Wilkin	Young
			Smith, R.-85

Representatives Becker and Smith, T. voted in the negative-2.

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

Representative Patterson moved to amend, amendment 3623, as follows:

In line 1 of the title, after "109.572," insert "321.24,"

In line 2 of the title, after "1710.06," insert "5715.27, 5717.02,"

In line 3 of the title, delete "section" and insert "sections"; after "124.74" insert ", 1515.12, and 5709.30"

In line 17, after "109.572," insert "321.24,"

In line 18, after "1710.06," insert "5715.27, 5717.02,"; delete "section" and insert "sections"

In line 19, after "124.74" insert ", 1515.12, and 5709.30"

After line 592, insert:

"Sec. 321.24. (A) On or before the fifteenth day of February, in each year, the county treasurer shall settle with the county auditor for all taxes and assessments that the treasurer has collected on the general duplicate of real and public utility property at the time of making the settlement. If the county treasurer has made or will make advance payments to the several taxing districts of current year unpaid taxes under section 321.341 of the Revised Code before collecting them, the county treasurer shall take the advance payments into account for purposes of the settlement with the county auditor under this division.

(B) On or before the thirtieth day of June, in each year, the treasurer shall settle with the auditor for all advance payments of general personal and classified property taxes that the treasurer has received at the time of making the settlement.

(C) On or before the tenth day of August, in each year, the treasurer shall settle with the auditor for all taxes and assessments that the treasurer has collected on the general duplicates of real and public utility property at the time of making such settlement, not included in the preceding February settlement. If the county treasurer has made or will make advance payments to the several taxing districts of the current year delinquent taxes under

section 321.341 of the Revised Code before collecting them, the county treasurer shall take the advance payments into account for purposes of the settlement with the county auditor under this division.

(D) On or before the thirty-first day of October, in each year, the treasurer shall settle with the auditor for all taxes that the treasurer has collected on the general personal and classified property duplicates, and for all advance payments of general personal and classified property taxes, not included in the preceding June settlement, that the treasurer has received at the time of making such settlement.

(E) In the event the time for the payment of taxes is extended, pursuant to section 323.17 of the Revised Code, the date on or before which settlement for the taxes so extended must be made, as herein prescribed, shall be deemed to be extended for a like period of time. At each such settlement, the auditor shall allow to the treasurer, on the moneys received or collected and accounted for by the treasurer, the treasurer's fees, at the rate or percentage allowed by law, at a full settlement of the treasurer.

(F) Within thirty days after the day of each settlement of taxes required under divisions (A) and (C) of this section, the treasurer shall certify to the tax commissioner any adjustments that have been made to the amount certified previously pursuant to section 319.302 of the Revised Code and that the settlement has been completed. Upon receipt of such certification, the commissioner shall provide for payment to the county treasurer from the general revenue fund of an amount equal to one-half of the amount certified by the treasurer in the preceding tax year under section 319.302 of the Revised Code, less one-half of the amount computed for all taxing districts in that county for the current fiscal year under section 5703.80 of the Revised Code for crediting to the property tax administration fund. Such payment shall be credited upon receipt to the county's undivided income tax fund, and the county auditor shall transfer to the county general fund from the amount thereof the total amount of all fees and charges which the auditor and treasurer would have been authorized to receive had such section not been in effect and that amount had been levied and collected as taxes. The county auditor shall distribute the amount remaining among the various taxing districts in the county as if it had been levied, collected, and settled as real property taxes. The amount distributed to each taxing district shall be reduced by the total of the amounts computed for the district under section 5703.80 of the Revised Code, but the reduction shall not exceed the amount that otherwise would be distributed to the taxing district under this division. The tax commissioner shall make available to taxing districts such information as is sufficient for a taxing district to be able to determine the amount of the reduction in its distribution under this section.

(G)(H) Within thirty days after the day of the a settlement required in ~~division (D) of taxes under divisions (A) and (C) of this section~~, the county

treasurer shall ~~notify~~ certify to the tax commissioner ~~that the settlement has been completed~~ one-half of the difference obtained by subtracting the amount of tax assessed on property in the county appearing on the tax list for the preceding tax year from the amount of tax that would be assessed on property in the county that would appear on the tax list for the preceding tax year but for the exemption authorized under section 5709.30 of the Revised Code. Upon receipt of that notification, the ~~The~~ commissioner, within thirty days of receiving such a certification, shall provide for payment to the county treasurer, from the general revenue fund, ~~of an the amount equal to the amount certified under former section 319.311 of the Revised Code and paid in the state's fiscal year 2003 multiplied by the percentage specified in division (G)(2) of this section.~~ The payment, which shall be credited upon receipt to the county's undivided income tax fund; ~~and, Immediately upon receipt of funds into that fund,~~ the county auditor shall distribute the amount thereof among the various ~~to each~~ taxing districts ~~of authority in~~ the county as if it had been levied, collected, and settled as ~~personal property taxes an~~ amount equal to one-half of the difference obtained by subtracting the amount of tax levied by the taxing authority and assessed on property in the county appearing on the tax list for the preceding tax year from the amount of tax levied by the taxing authority that would be assessed on property in the county that would appear on the tax list for the preceding tax year but for the exemption authorized under section 5709.30 of the Revised Code. ~~The Any~~ amount received by a taxing district ~~authority~~ under this division shall be apportioned among its funds in the same proportion as the ~~current preceding tax year's personal property taxes are apportioned.~~

~~(2) Payments required under division (G)(1) of this section shall be made at the following percentages of the amount certified under former section 319.311 of the Revised Code and paid under division (G)(1) of this section in the state's fiscal year 2003:-~~

- ~~(a) In fiscal year 2004, ninety per cent;-~~
- ~~(b) In fiscal year 2005, eighty per cent;-~~
- ~~(c) In fiscal year 2006, sixty-four per cent;-~~
- ~~(d) In fiscal year 2007, forty per cent;-~~
- ~~(e) In fiscal year 2008, thirty-two per cent;-~~
- ~~(f) In fiscal year 2009, sixteen per cent.-~~

~~After fiscal year 2009, no payments shall be made under division (G)(1) of this section.~~

(H)(1) On or before the fifteenth day of April each year, the county treasurer shall settle with the county auditor for all manufactured home taxes that the county treasurer has collected on the manufactured home tax duplicate at the time of making the settlement.

(2) On or before the fifteenth day of September each year, the county treasurer shall settle with the county auditor for all remaining manufactured home taxes that the county treasurer has collected on the manufactured home tax duplicate at the time of making the settlement.

(3) If the time for payment of such taxes is extended under section 4503.06 of the Revised Code, the time for making the settlement as prescribed by divisions (H)(1) and (2) of this section is extended for a like period of time.

(I) On or before the second Monday in September of each year, the county treasurer shall certify to the tax commissioner the total amount by which the manufactured home taxes levied in that year were reduced pursuant to section 319.302 of the Revised Code. Within ninety days after the receipt of such certification, the commissioner shall provide for payment to the county treasurer from the general revenue fund of an amount equal to the amount certified by the treasurer. Such payment shall be credited upon receipt to the county's undivided income tax fund, and the county auditor shall transfer to the county general fund from the amount thereof the total amount of all fees and charges that the auditor and treasurer would have been authorized to receive had such section not been in effect and that amount had been levied and collected as manufactured home taxes. The county auditor shall distribute the amount remaining among the various taxing districts in the county as if it had been levied, collected, and settled as manufactured home taxes."

After line 819, insert:

"Sec. 1515.12. The supervisors of a soil and water conservation district shall, upon the request of an owner of land within the district, provide assistance with the creation or maintenance of a riparian buffer on such land."

After line 1354, insert:

"Sec. 5709.30. (A) As used in this section, "riparian buffer" means a strip of land between thirty-five and one hundred feet in width that borders a permanent body of water or wetlands. A riparian buffer shall consist entirely of naturally regenerated, seeded, or planted trees, or perennial vegetation, or both. A riparian buffer shall not contain invasive plants or noxious weeds.

For the purposes of this division, the width of a riparian buffer shall be determined by measuring perpendicularly from the top or crown of the bank or from normal water level landward from the body of water or wetland that borders the riparian buffer.

(B) Land in the western basin, as defined in section 905.326 of the Revised Code, that qualifies as a riparian buffer for an entire tax year shall be exempt from taxation for that year. Except as otherwise provided by division (C) of this section, the exemption is subject to the approval of an application

for exemption by the director of agriculture under section 5715.27 of the Revised Code.

(C) Once approved, a tax exemption under this section shall continue for each subsequent taxable year until such time as the director is notified or discovers that the land no longer qualifies as a riparian buffer. The owner of such land shall not be required to file a subsequent application for exemption under section 5715.27 of the Revised Code unless there is a change in ownership of the exempted land. When land exempted under this section no longer qualifies as a riparian buffer, the owner shall immediately notify the director of agriculture. The director shall then notify the county auditor, who shall cause the property to be restored to the tax list or agricultural tax list, as applicable, for that tax year.

(D) If an owner of land exempted from taxation under this section fails to timely notify the director of agriculture when the land no longer qualifies as a riparian buffer, a charge shall be levied on such land equal to the amount of tax that would have been levied on the land if it had not been exempted under this section for the tax year during which the land first ceased to qualify and all subsequent tax years for which the land was improperly exempted from taxation. The charge is a lien of the state upon such land as of the first day of January of the tax year in which the charge is levied as provided in section 323.11 of the Revised Code. The auditor shall place the charge as a separate item on the tax list for the current tax year to be collected by the county treasurer in the same manner and at the same time as real property taxes levied against such land for the current year are collected.

(E) Upon the collection of any charge made under this section and any penalties and interest arising thereon, the county auditor, after deducting all fees allowed on the collection of moneys on the tax list and duplicate, shall remit the full amounts collected to the treasurer of state, who shall credit the amount to the general revenue fund.

Sec. 5715.27. (A)(1) Except as provided in ~~division~~ divisions (A)(2) and (3) of this section and in section 3735.67 of the Revised Code, the owner, a vendee in possession under a purchase agreement or a land contract, the beneficiary of a trust, or a lessee for an initial term of not less than thirty years of any property may file an application with the tax commissioner, on forms prescribed by the commissioner, requesting that such property be exempted from taxation and that taxes, interest, and penalties be remitted as provided in division (C) of section 5713.08 of the Revised Code.

(2) If the property that is the subject of the application for exemption is any of the following, the application shall be filed with the county auditor of the county in which the property is listed for taxation:

(a) A public road or highway;

(b) Property belonging to the federal government of the United States;

(c) Additions or other improvements to an existing building or structure that belongs to the state or a political subdivision, as defined in section 5713.081 of the Revised Code, and that is exempted from taxation as property used exclusively for a public purpose.

(3) If the application is for the exemption for riparian buffer land authorized under section 5709.30 of the Revised Code, the application shall be filed with the director of agriculture.

(B) The board of education of any school district may request the tax commissioner-~~or~~, county auditor, or director of agriculture to provide it with notification of applications for exemption from taxation for property located within that district. If so requested, the commissioner-~~or~~, auditor, or director shall send to the board on a monthly basis reports that contain sufficient information to enable the board to identify each property that is the subject of an exemption application, including, but not limited to, the name of the property owner or applicant, the address of the property, and the auditor's parcel number. The commissioner-~~or~~, auditor, or director shall mail the reports by the fifteenth day of the month following the end of the month in which the commissioner-~~or~~, auditor, or director receives the applications for exemption.

(C) A board of education that has requested notification under division (B) of this section may, with respect to any application for exemption of property located in the district and included in the commissioner's-~~or~~, auditor's, or director's most recent report provided under that division, file a statement with the commissioner-~~or~~, auditor, or director and with the applicant indicating its intent to submit evidence and participate in any hearing on the application. The statements shall be filed prior to the first day of the third month following the end of the month in which that application was docketed by the commissioner-~~or~~, auditor, or director. A statement filed in compliance with this division entitles the district to submit evidence and to participate in any hearing on the property and makes the district a party for purposes of sections 5717.02 to 5717.04 of the Revised Code in any appeal of the commissioner's-~~or~~, auditor's, or director's decision to the board of tax appeals.

(D) The commissioner-~~or~~, auditor, or director shall not hold a hearing on or grant or deny an application for exemption of property in a school district whose board of education has requested notification under division (B) of this section until the end of the period within which the board may submit a statement with respect to that application under division (C) of this section. The commissioner-~~or~~, auditor, or director may act upon an application at any time prior to that date upon receipt of a written waiver

from each such board of education, or, in the case of exemptions authorized by section 725.02, 1728.10, 5709.40, 5709.41, 5709.411, 5709.45, 5709.62, 5709.63, 5709.632, 5709.73, 5709.78, 5709.84, or 5709.88 of the Revised Code, upon the request of the property owner. Failure of a board of education to receive the report required in division (B) of this section shall not void an action of the ~~commissioner or~~ auditor, or director with respect to any application. The ~~commissioner or~~ auditor, or director may extend the time for filing a statement under division (C) of this section.

(E) A complaint may also be filed with the ~~commissioner or~~ auditor, or director by any person, board, or officer authorized by section 5715.19 of the Revised Code to file complaints with the county board of revision against the continued exemption of any property granted exemption ~~by the commissioner or auditor~~ under this section.

(F) An application for exemption and a complaint against exemption shall be filed prior to the thirty-first day of December of the tax year for which exemption is requested or for which the liability of the property to taxation in that year is requested. The ~~commissioner or~~ auditor, or director shall consider such application or complaint in accordance with procedures established by the commissioner, determine whether the property is subject to taxation or exempt therefrom, and, if the commissioner or the director makes the determination, certify the determination to the auditor. Upon making the determination or receiving the ~~commissioner's~~ or director's determination, the auditor shall correct the tax list and duplicate accordingly. If a tax certificate has been sold under section 5721.32 or 5721.33 of the Revised Code with respect to property for which an exemption has been requested, the tax ~~commissioner or~~ auditor, or director shall also certify the findings to the county treasurer of the county in which the property is located.

(G) Applications and complaints, and documents of any kind related to applications and complaints, filed with the tax ~~commissioner or~~ county auditor, or director under this section are public records within the meaning of section 149.43 of the Revised Code.

(H) If the ~~commissioner or~~ auditor, or director determines that the use of property or other facts relevant to the taxability of property that is the subject of an application for exemption or a complaint under this section has changed while the application or complaint was pending, the commissioner ~~or~~ auditor, or director may make the determination under division (F) of this section separately for each tax year beginning with the year in which the application or complaint was filed or the year for which remission of taxes under division (C) of section 5713.08 of the Revised Code was requested, and including each subsequent tax year during which the application or complaint is pending before the ~~commissioner or~~ auditor, or director.

Sec. 5717.02. (A) Except as otherwise provided by law, appeals from final determinations by the tax commissioner of any preliminary, amended, or final tax assessments, reassessments, valuations, determinations, findings, computations, or orders made by the commissioner may be taken to the board of tax appeals by the taxpayer, by the person to whom notice of the tax assessment, reassessment, valuation, determination, finding, computation, or order by the commissioner is required by law to be given, by the director of budget and management if the revenues affected by that decision would accrue primarily to the state treasury, or by the county auditors of the counties to the undivided general tax funds of which the revenues affected by that decision would primarily accrue. Appeals from the redetermination by the director of development services under division (B) of section 5709.64 or division (A) of section 5709.66 of the Revised Code may be taken to the board of tax appeals by the enterprise to which notice of the redetermination is required by law to be given. Appeals from a decision of the tax commissioner ~~or~~ county auditor, or director of agriculture concerning an application for a property tax exemption may be taken to the board of tax appeals by the applicant or by a school district that filed a statement concerning that application under division (C) of section 5715.27 of the Revised Code. Appeals from a redetermination by the director of job and family services under section 5733.42 of the Revised Code may be taken by the person to which the notice of the redetermination is required by law to be given under that section.

(B) The appeals shall be taken by the filing of a notice of appeal with the board, and with the tax commissioner if the tax commissioner's action is the subject of the appeal, with the county auditor if the county auditor's action is the subject of the appeal, with the director of development services if that director's action is the subject of the appeal, ~~or~~ with the director of job and family services if that director's action is the subject of the appeal, or with the director of agriculture if that director's action is the subject of the appeal. The notice of appeal shall be filed within sixty days after service of the notice of the tax assessment, reassessment, valuation, determination, finding, computation, or order by the commissioner, property tax exemption determination by the commissioner ~~or~~ the county auditor, or the director of agriculture, or redetermination by the director of development services has been given as provided in section 5703.37, 5709.64, 5709.66, or 5733.42 of the Revised Code. The notice of appeal may be filed in person or by certified mail, express mail, facsimile transmission, electronic transmission or by authorized delivery service. If the notice of appeal is filed by certified mail, express mail, or authorized delivery service as provided in section 5703.056 of the Revised Code, the date of the United States postmark placed on the sender's receipt by the postal service or the date of receipt recorded by the authorized delivery service shall be treated as the date of filing. If notice of appeal is filed by facsimile transmission or electronic transmission, the date

and time the notice is received by the board shall be the date and time reflected on a timestamp provided by the board's electronic system, and the appeal shall be considered filed with the board on the date reflected on that timestamp. Any timestamp provided by another computer system or electronic submission device shall not affect the time and date the notice is received by the board. The notice of appeal shall have attached to it and incorporated in it by reference a true copy of the notice sent by the commissioner, county auditor, or director to the taxpayer, enterprise, or other person of the final determination or redetermination complained of, but failure to attach a copy of that notice and to incorporate it by reference in the notice of appeal does not invalidate the appeal.

(C) A notice of appeal shall contain a short and plain statement of the claimed errors in the determination or redetermination of the tax commissioner, county auditor, or director showing that the appellant is entitled to relief and a demand for the relief to which the appellant claims to be entitled. An appellant may amend the notice of appeal once as a matter of course within sixty days after the certification of the transcript. Otherwise, an appellant may amend the notice of appeal only after receiving leave of the board or the written consent of each adverse party. Leave of the board shall be freely given when justice so requires.

(D) Upon the filing of a notice of appeal, the tax commissioner, county auditor, or the director, as appropriate, shall certify to the board a transcript of the record of the proceedings before the commissioner, auditor, or director, together with all evidence considered by the commissioner, auditor, or director in connection with the proceedings. Those appeals or applications may be heard by the board at its office in Columbus or in the county where the appellant resides, or it may cause its examiners to conduct the hearings and to report to it their findings for affirmation or rejection.

(E) The board may order the appeal to be heard upon the record and the evidence certified to it by the commissioner, county auditor, or director, but upon the application of any interested party the board shall order the hearing of additional evidence, and it may make an investigation concerning the appeal that it considers proper. An appeal may proceed pursuant to section 5703.021 of the Revised Code on the small claims docket if the appeal qualifies under that section."

In line 3291, after "109.572," insert "321.24,"

In line 3292, after "1710.06," insert "5715.27, 5717.02,"

After line 4785, insert:

"Section 321.24 of the Revised Code as amended by both Sub. S.B. 353 of the 127th General Assembly and Am. Sub. H.B. 1 of the 128th General Assembly"

The question being, "Shall the motion to amend be agreed to?"

Representative Seitz moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted – yeas 55, nays 30, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Becker
Blessing	Brenner	Butler	Carfagna
Cupp	Dean	DeVitis	Duffey
Gavarone	Ginter	Gonzales	Green
Greenspan	Hambley	Henne	Hill
Hood	Hoops	Huffman	Hughes
Johnson	Kick	Koehler	Landis
Lanese	Lang	LaTourette	Lipps
Manning	McClain	Merrin	Patton
Pelanda	Perales	Reineke	Retherford
Riedel	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Slaby
Smith, T.	Stein	Thompson	Wiggam
Wilkin	Young		Smith, R.-55

Those who voted in the negative were: Representatives

Antonio	Boggs	Boyd	Brinkman
Brown	Celebrezze	Craig	Edwards
Faber	Fedor	Galonski	Holmes
Howse	Ingram	Kelly	Kent
Leland	Lepore-Hagan	Miller	O'Brien
Patterson	Ramos	Reece	Rogers
Sheehy	Smith, K.	Strahorn	Sweeney, B.
Sykes			West-30

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Howse moved to amend, amendment 3613, as follows:

In line 3 of the title, delete "section" and insert "sections"; after "124.74" insert "and 5501.91"

In line 15 of the title, after the comma insert "to create the Ohio Maritime Assistance Program,"

In line 18, delete "section" and insert "sections"

In line 19, after "124.74" insert "and 5501.91"

After line 1354, insert:

"Sec. 5501.91. (A) As used in this section, "port authority" means a port authority created under Chapter 4582. of the Revised Code.

(B) There is hereby established the Ohio maritime assistance program, which the department of transportation shall administer. Under the program, a municipal corporation or port authority may apply to the

department for a grant to be used as prescribed in division (D) of this section. In order to be eligible for a grant under this section, a municipal corporation or port authority is required to meet either of the following requirements:

(1) At the time of application for a grant, the municipal corporation or port authority has an active marine cargo terminal located on the shore of Lake Erie or the Ohio river or on a Lake Erie tributary.

(2) The grant application is for the planning and construction of a new marine cargo terminal located on the shore of Lake Erie or the Ohio river or on a Lake Erie tributary.

(C)(1) Every applicant for a grant shall submit with its application a written business justification for the investment that indicates the operational and market need for the project in a form the director of transportation shall prescribe.

(2) The department shall evaluate all grant applications according to the following criteria:

(a) The degree to which the proposed project will increase the efficiency or capacity of maritime cargo terminal operations;

(b) Whether the project will result in the handling of new types of cargo or an increase in cargo volume;

(c) Whether the project will meet an identified supply chain need or benefit Ohio firms that export goods to foreign markets, or import goods to Ohio for use in manufacturing or for value-added distribution;

(d) Any other criteria the director determines to be appropriate.

(3) If a grant application does not meet the criteria specified in divisions (C)(2)(b) and (c) of this section, an applicant is not eligible for a grant under this section.

(D) A municipal corporation or port authority shall use a grant awarded under this section only for any of the following purposes:

(1) Land acquisition and site development for marine cargo terminal and associated uses, including demolition and environmental remediation;

(2) Construction of wharves, quay walls, bulkheads, jetties, revetments, breakwaters, shipping channels, dredge disposal facilities, projects for the beneficial use of dredge material, and other structures and improvements directly related to maritime commerce and harbor infrastructure;

(3) Construction and repair of warehouses, transit sheds, railroad tracks, roadways, gates and gatehouses, fencing, bridges, offices, ship yards, and other improvements needed for marine cargo terminal and associated uses, including ship yards;

(4) Acquisition of cargo handling equipment, including mobile shore

cranes, stationary cranes, tow motors, fork lifts, yard tractors, craneways, conveyor and bulk material handling equipment, and all types of ship loading and unloading equipment;

(5) Operating funds for marine cargo terminal operations and associated uses.

(E) A municipal corporation or port authority shall pay a matching amount not to exceed one dollar for each grant dollar received for the proposed project.

(F) The director of transportation, in accordance with Chapter 119. of the Revised Code, shall adopt rules governing the program established under this section, including the grant application, evaluation, award processes, and how the grant money may be spent by a municipal corporation or port authority."

After line 4452, insert:

"**Section 15.** All items in this section are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all appropriations made in this act, those in the first column are for fiscal year 2018 and those in the second column are for fiscal year 2019. The appropriations made in this act are in addition to any other appropriations made for the FY 2018-FY 2019 biennium.

Section 16. DOT DEPARTMENT OF TRANSPORTATION

Dedicated Purpose Fund Group

5QT0 776670	Ohio Maritime	\$	0	\$	4,000,000
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Assistance Program

TOTAL DPF Dedicated Purpose Fund	\$	0	\$	4,000,000
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Group

TOTAL ALL BUDGET FUND GROUPS	\$	0	\$	4,000,000
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OHIO MARITIME ASSISTANCE PROGRAM

The foregoing appropriation item 776670, Ohio Maritime Assistance Program, shall be used for the Ohio Maritime Assistance Program established in section 5501.91 of the Revised Code.

Notwithstanding anything to the contrary in Chapter 166. of the Revised Code, at the request of the Director of Transportation, the Director of Budget and Management shall transfer \$4,000,000 cash in fiscal year 2019

from the Facilities Establishment Fund (Fund 7037) to the Ohio Maritime Assistance Fund (Fund 5QT0), which is hereby created in the state treasury. The Ohio Maritime Assistance Fund shall consist of state and federal dollars allocated to it as permitted by law.

Section 17. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from appropriations contained in this act shall be accounted for as though made in Am. Sub. H.B. 49 of the 132nd General Assembly.

The appropriations made in Sections 15 and 16 of this act are subject to all provisions of Am. Sub. H.B. 49 of the 132nd General Assembly that are generally applicable to such appropriations."

Renumber succeeding uncodified sections accordingly

The question being, "Shall the motion to amend be agreed to?"

Representative Seitz moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted – yeas 55, nays 32, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Becker
Blessing	Brenner	Butler	Carfagna
Cupp	Dean	DeVitis	Duffey
Gavarone	Ginter	Gonzales	Green
Greenspan	Hambley	Henne	Hill
Hood	Hoops	Huffman	Hughes
Johnson	Kick	Koehler	Landis
Lanese	Lang	LaTourette	Lipps
Manning	McClain	Merrin	Patton
Pelanda	Perales	Reineke	Retherford
Riedel	Romanchuk	Ryan	Schaffer
Scherer	Schuring	Seitz	Slaby
Smith, T.	Stein	Thompson	Wiggam
Wilkin	Young		Smith, R.-55

Those who voted in the negative were: Representatives

Antonio	Barnes	Boggs	Boyd
Brinkman	Brown	Celebrezze	Cera
Craig	Edwards	Faber	Fedor
Galonski	Holmes	Howse	Ingram
Kelly	Kent	Leland	Lepore-Hagan
Miller	O'Brien	Patterson	Ramos
Reece	Rogers	Sheehy	Smith, K.
Strahorn	Sweeney, B.	Sykes	West-32

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Sheehy moved to amend, amendment 3622, as follows:

In line 1 of the title, after "109.572," insert "321.24,"; after "718.85," insert "939.01, 939.02,"

In line 3 of the title, delete "section" and insert "sections"; after "124.74" insert "and 5709.30"

In line 15 of the title, after the comma insert "to require the Director of Agriculture to adopt rules establishing the Ohio Water Quality Improvement Program, to exempt land enrolled in the Program from taxation, to reimburse local taxing units for revenue lost due to that exemption,"

In line 17, after "109.572," insert "321.24, "; after "718.85," insert "939.01, 939.02,"

In line 18, delete "section" and insert "sections"

In line 19, after "124.74" insert "and 5709.30"

After line 592, insert:

"Sec. 321.24. (A) On or before the fifteenth day of February, in each year, the county treasurer shall settle with the county auditor for all taxes and assessments that the treasurer has collected on the general duplicate of real and public utility property at the time of making the settlement. If the county treasurer has made or will make advance payments to the several taxing districts of current year unpaid taxes under section 321.341 of the Revised Code before collecting them, the county treasurer shall take the advance payments into account for purposes of the settlement with the county auditor under this division.

(B) On or before the thirtieth day of June, in each year, the treasurer shall settle with the auditor for all advance payments of general personal and classified property taxes that the treasurer has received at the time of making the settlement.

(C) On or before the tenth day of August, in each year, the treasurer shall settle with the auditor for all taxes and assessments that the treasurer has collected on the general duplicates of real and public utility property at the time of making such settlement, not included in the preceding February settlement. If the county treasurer has made or will make advance payments to the several taxing districts of the current year delinquent taxes under section 321.341 of the Revised Code before collecting them, the county treasurer shall take the advance payments into account for purposes of the

settlement with the county auditor under this division.

(D) On or before the thirty-first day of October, in each year, the treasurer shall settle with the auditor for all taxes that the treasurer has collected on the general personal and classified property duplicates, and for all advance payments of general personal and classified property taxes, not included in the preceding June settlement, that the treasurer has received at the time of making such settlement.

(E) In the event the time for the payment of taxes is extended, pursuant to section 323.17 of the Revised Code, the date on or before which settlement for the taxes so extended must be made, as herein prescribed, shall be deemed to be extended for a like period of time. At each such settlement, the auditor shall allow to the treasurer, on the moneys received or collected and accounted for by the treasurer, the treasurer's fees, at the rate or percentage allowed by law, at a full settlement of the treasurer.

(F) Within thirty days after the day of each settlement of taxes required under divisions (A) and (C) of this section, the treasurer shall certify to the tax commissioner any adjustments that have been made to the amount certified previously pursuant to section 319.302 of the Revised Code and that the settlement has been completed. Upon receipt of such certification, the commissioner shall provide for payment to the county treasurer from the general revenue fund of an amount equal to one-half of the amount certified by the treasurer in the preceding tax year under section 319.302 of the Revised Code, less one-half of the amount computed for all taxing districts in that county for the current fiscal year under section 5703.80 of the Revised Code for crediting to the property tax administration fund. Such payment shall be credited upon receipt to the county's undivided income tax fund, and the county auditor shall transfer to the county general fund from the amount thereof the total amount of all fees and charges which the auditor and treasurer would have been authorized to receive had such section not been in effect and that amount had been levied and collected as taxes. The county auditor shall distribute the amount remaining among the various taxing districts in the county as if it had been levied, collected, and settled as real property taxes. The amount distributed to each taxing district shall be reduced by the total of the amounts computed for the district under section 5703.80 of the Revised Code, but the reduction shall not exceed the amount that otherwise would be distributed to the taxing district under this division. The tax commissioner shall make available to taxing districts such information as is sufficient for a taxing district to be able to determine the amount of the reduction in its distribution under this section.

(G)(1) Within thirty days after the day of the a settlement required in division (D) of taxes under divisions (A) and (C) of this section, the county treasurer shall notify-certify to the tax commissioner that the settlement has been completed one-half of the difference obtained by subtracting the amount

of tax assessed on property in the county appearing on the tax list for the preceding tax year from the amount of tax that would be assessed on property in the county that would appear on the tax list for the preceding tax year but for the exemption authorized under section 5709.30 of the Revised Code. Upon receipt of that notification, ~~the~~ The commissioner, within thirty days of receiving such a certification, shall provide for payment to the county treasurer, from the general revenue fund, ~~of an amount equal to the amount certified under former section 319.311 of the Revised Code and paid in the state's fiscal year 2003 multiplied by the percentage specified in division (G)(2) of this section.~~ The payment, which shall be credited upon receipt to the county's undivided income tax fund, ~~and, immediately upon receipt of funds into that fund,~~ the county auditor shall distribute ~~the amount thereof among the various to each taxing districts of authority in the county as if it had been levied, collected, and settled as personal property taxes an amount equal to one-half of the difference obtained by subtracting the amount of tax levied by the taxing authority and assessed on property in the county appearing on the tax list for the preceding tax year from the amount of tax levied by the taxing authority that would be assessed on property in the county that would appear on the tax list for the preceding tax year but for the exemption authorized under section 5709.30 of the Revised Code.~~ The Any amount received by a taxing ~~district~~ authority under this division shall be apportioned among its funds in the same proportion as the ~~current preceding tax year's personal property taxes~~ are apportioned.

(2) Payments required under division (G)(1) of this section shall be made at the following percentages of the amount certified under former section 319.311 of the Revised Code and paid under division (G)(1) of this section in the state's fiscal year 2003:

- (a) In fiscal year 2004, ninety per cent;
- (b) In fiscal year 2005, eighty per cent;
- (c) In fiscal year 2006, sixty-four per cent;
- (d) In fiscal year 2007, forty per cent;
- (e) In fiscal year 2008, thirty-two per cent;
- (f) In fiscal year 2009, sixteen per cent.

After fiscal year 2009, no payments shall be made under division (G)(1) of this section.

(H)(1) On or before the fifteenth day of April each year, the county treasurer shall settle with the county auditor for all manufactured home taxes that the county treasurer has collected on the manufactured home tax duplicate at the time of making the settlement.

(2) On or before the fifteenth day of September each year, the county treasurer shall settle with the county auditor for all remaining manufactured

home taxes that the county treasurer has collected on the manufactured home tax duplicate at the time of making the settlement.

(3) If the time for payment of such taxes is extended under section 4503.06 of the Revised Code, the time for making the settlement as prescribed by divisions (H)(1) and (2) of this section is extended for a like period of time.

(I) On or before the second Monday in September of each year, the county treasurer shall certify to the tax commissioner the total amount by which the manufactured home taxes levied in that year were reduced pursuant to section 319.302 of the Revised Code. Within ninety days after the receipt of such certification, the commissioner shall provide for payment to the county treasurer from the general revenue fund of an amount equal to the amount certified by the treasurer. Such payment shall be credited upon receipt to the county's undivided income tax fund, and the county auditor shall transfer to the county general fund from the amount thereof the total amount of all fees and charges that the auditor and treasurer would have been authorized to receive had such section not been in effect and that amount had been levied and collected as manufactured home taxes. The county auditor shall distribute the amount remaining among the various taxing districts in the county as if it had been levied, collected, and settled as manufactured home taxes."

After line 819, insert:

"Sec. 939.01. As used in this chapter:

(A) "Agricultural pollution" means failure to use management or conservation practices in farming operations to abate wind or water erosion of the soil or to abate the degradation of the waters of the state by residual farm products, manure, or soil sediment, including attached substances.

(B) "Animal feeding operation" means the production area, as defined in section 903.01 of the Revised Code, of an agricultural operation where agricultural animals are kept and raised in confined areas. "Animal feeding operation" does not include a facility that possesses a permit issued under Chapter 903. or division (J) of section 6111.03 of the Revised Code.

(C) "Best management practices" means practices or a combination of practices that are determined to be the most effective and practicable means of preventing or reducing agricultural pollution sources to a level compatible with the attainment of applicable water quality standards. "Best management practices" includes structural and nonstructural practices, conservation practices, and operation and maintenance procedures.

(D) "Composting" means the controlled decomposition of organic solid material consisting of dead animals that stabilizes the organic fraction of the material.

(E) "Conservation" means the wise use and management of natural resources.

(F) "Conservation reserve program" means the federal conservation reserve program that is established under 16 U.S.C. 3831 and administered by the United States department of agriculture, and that provides benefits to a landowner in exchange for the landowner removing land from agricultural production and planting species to improve water quality.

(G) "Manure" means animal excreta.

~~(G)~~(H) "Ohio soil and water conservation commission" means the Ohio soil and water conservation commission established in section 940.02 of the Revised Code.

~~(H)~~(I) "Operation and management plan" means a written record, developed or approved by the director of agriculture, the director's designee, or the board of supervisors of a soil and water conservation district, for the owner or operator of agricultural land or an animal feeding operation that contains both of the following:

(1) Implementation schedules and operational procedures for a level of management and pollution abatement practices that will abate the degradation of the waters of the state by residual farm products, manure, and soil sediment, including attached pollutants;

(2) Best management practices that are to be used by the owner or operator.

~~(H)~~(J) "Pollution abatement practice" means any erosion control, residual farm products, or manure pollution abatement facility, structure, or procedure and the operation and management associated with it as contained in an operation and management plan.

~~(J)~~(K) "Residual farm products" means bedding, wash waters, waste feed, and silage drainage. "Residual farm products" also includes the compost products resulting from the composting of dead animals in operations subject to section 939.04 of the Revised Code when either of the following applies:

(1) The composting is conducted by the person who raises the animals and the compost product is used in agricultural operations owned or operated by that person regardless of whether the person owns the animals.

(2) The composting is conducted by the person who owns the animals, but does not raise them and the compost product is used in agricultural operations either by a person who raises the animals or by a person who raises grain that is used to feed them and that is supplied by the owner of the animals.

~~(K)~~(L) "Soil and water conservation district" has the same meaning as in section 940.01 of the Revised Code.

~~(E)~~(M) "Waters of the state" means all streams, lakes, ponds, wetlands, watercourses, waterways, wells, springs, irrigation systems, drainage systems, and other bodies or accumulations of water, surface and underground, natural or artificial, regardless of the depth of the strata in which underground water is located, that are situated wholly or partly within, or border on, this state or are within its jurisdiction, except those private waters that do not combine or effect a junction with natural surface or underground waters.

Sec. 939.02. The director of agriculture shall do all of the following:

(A) Provide administrative leadership to soil and water conservation districts in planning, budgeting, staffing, and administering district programs and the training of district supervisors and personnel in their duties, responsibilities, and authorities as prescribed in this chapter and Chapter 940. of the Revised Code;

(B) Administer this chapter and Chapter 940. of the Revised Code pertaining to state responsibilities and provide staff assistance to the Ohio soil and water conservation commission in exercising its statutory responsibilities;

(C) Assist in expediting state responsibilities for watershed development and other natural resource conservation works of improvement;

(D) Coordinate the development and implementation of cooperative programs and working agreements between soil and water conservation districts and the department of agriculture or other agencies of local, state, and federal government;

(E) Subject to the approval of the Ohio soil and water conservation commission, adopt rules in accordance with Chapter 119. of the Revised Code that do or comply with all of the following:

(1) Establish technically feasible and economically reasonable standards to achieve a level of management and conservation practices in farming operations that will abate wind or water erosion of the soil or abate the degradation of the waters of the state by residual farm products, manure, or soil sediment, including attached substances, and establish criteria for determination of the acceptability of such management and conservation practices;

(2) Establish procedures for administration of rules for agricultural pollution abatement and for enforcement of those rules;

(3) Specify the pollution abatement practices eligible for state cost sharing and determine the conditions for eligibility, the construction standards and specifications, the useful life, the maintenance requirements, and the limits of cost sharing for those practices. Eligible practices shall be limited to practices that address agricultural operations and that require

expenditures that are likely to exceed the economic returns to the owner or operator and that abate soil erosion or degradation of the waters of the state by residual farm products, manure, or soil sediment, including attached pollutants.

(4) Establish procedures for administering grants to owners or operators of agricultural land or animal feeding operations for the implementation of operation and management plans;

(5) Do both of the following with regard to composting conducted in conjunction with agricultural operations:

(a) Establish methods, techniques, or practices for composting dead animals, or particular types of dead animals, that are to be used at such operations, as the director considers to be necessary or appropriate;

(b) Establish requirements and procedures governing the review and approval or disapproval of composting plans by the supervisors of soil and water conservation districts under division (R) of section 940.06 of the Revised Code.

(6) Establish best management practices for inclusion in operation and management plans;

(7) Establish the amount of civil penalties assessed by the director under division (A) of section 939.07 of the Revised Code for violation of rules adopted under division (E) of this section;

(8) Not conflict with air or water quality standards adopted pursuant to section 3704.03 or 6111.041 of the Revised Code. Compliance with rules adopted under this section does not affect liability for noncompliance with air or water quality standards adopted pursuant to section 3704.03 or 6111.041 of the Revised Code. The application of a level of management and conservation practices recommended under this section to control windblown soil from farming operations creates a presumption of compliance with section 3704.03 of the Revised Code as that section applies to windblown soil.

(F) Cost share with landowners on practices established pursuant to division (E)(3) of this section as moneys are appropriated and available for that purpose. Any practice for which cost share is provided shall be maintained for its useful life. Failure to maintain a cost share practice for its useful life shall subject the landowner to full repayment to the department.

(G) Employ field assistants and other employees that are necessary for the performance of the work prescribed by Chapter 940. of the Revised Code, for performance of work of the department under this chapter, and as agreed to under working agreements or contractual arrangements with soil and water conservation districts, prescribe their duties, and fix their compensation in accordance with schedules that are provided by law for the

compensation of state employees. All such employees of the department, unless specifically exempted by law, shall be employed subject to the classified civil service laws in force at the time of employment.

(H) In connection with new or relocated projects involving highways, underground cables, pipelines, railroads, and other improvements affecting soil and water resources, including surface and subsurface drainage:

(1) Provide engineering service that is mutually agreeable to the Ohio soil and water conservation commission and the director to aid in the design and installation of soil and water conservation practices as a necessary component of such projects;

(2) Maintain close liaison between the owners of lands on which the projects are executed, soil and water conservation districts, and authorities responsible for such projects;

(3) Review plans for such projects to ensure their compliance with standards developed under division (E) of this section in cooperation with the department of transportation or with any other interested agency that is engaged in soil or water conservation projects in the state in order to minimize adverse impacts on soil and water resources adjacent to or otherwise affected by these projects;

(4) Recommend measures to retard erosion and protect soil and water resources through the installation of water impoundment or other soil and water conservation practices;

(5) Cooperate with other agencies and subdivisions of the state to protect the agricultural status of rural lands adjacent to such projects and control adverse impacts on soil and water resources.

(I) Collect, analyze, inventory, and interpret all available information pertaining to the origin, distribution, extent, use, and conservation of the soil resources of the state;

(J) Prepare and maintain up-to-date reports, maps, and other materials pertaining to the soil resources of the state and their use and make that information available to governmental agencies, public officials, conservation entities, and the public;

(K) Provide soil and water conservation districts with technical assistance including on-site soil investigations and soil interpretation reports on the suitability or limitations of soil to support a particular use or to plan soil conservation measures. The assistance shall be on terms that are mutually agreeable to the districts and the department of agriculture.

(L) Assist local government officials in utilizing land use planning and zoning, current agricultural use value assessment, development reviews, and land management activities;

(M) When necessary for the purposes of this chapter or Chapter 940.

of the Revised Code, develop or approve operation and management plans. The director may designate an employee of the department to develop or approve operation and management plans in lieu of the director.

(N) Adopt rules in accordance with Chapter 119. of the Revised Code establishing a water quality improvement program that do all of the following:

(1) Require the director to develop, implement, and operate the program, to the extent possible, in a manner consistent with the development, implementation, and operation of the conservation reserve program as that program pertains to water quality;

(2) Require the applicable soil and water conservation district to assist a landowner who participates in the program when the landowner requests such assistance;

(3) Authorize a person to apply to the director, on forms furnished and prescribed by the director, to enroll land owned by the person in the water quality improvement program;

(4) Prescribe standards and criteria by which the director shall determine whether land is eligible to be enrolled in the program. The director shall ensure that the standards and criteria are consistent with the standards and criteria prescribed under the conservation reserve program as that program pertains to determining whether land is eligible to be enrolled in the program.

Land enrolled in the water quality improvement program is exempt from taxation under section 5709.30 of the Revised Code. The director shall notify the tax commissioner if land ceases to be enrolled in the program.

This section does not restrict the manure of domestic or farm animals defecated on land outside an animal feeding operation or runoff from that land into the waters of the state."

After line 1354, insert:

"Sec. 5709.30. Land enrolled in the water quality improvement program created under division (N) of section 939.02 of the Revised Code on the first day of January of a tax year shall be exempt from taxation for that tax year. If land subject to the exemption for the preceding tax year is no longer enrolled in that program on the first day of the current tax year, a charge shall be levied on such land equal to the amount of tax that would have been levied on the land if it had not been exempted under this section for the tax year during which the land is removed from the program and the two preceding tax years. The charge is a lien of the state upon such land as of the first day of January of the tax year in which the charge is levied as provided in section 323.11 of the Revised Code. The auditor shall place the charge as a separate item on the tax list for the current tax year to be

collected by the county treasurer in the same manner and at the same time as real property taxes levied against such land for the current calendar year are collected.

Upon the collection of any charge made under this section and any penalties and interest arising thereon, the county auditor, after deducting all fees allowed on the collection of moneys on the tax list and duplicate, shall remit the full amount thereof to the treasurer of state, who shall credit the amount to the general revenue fund."

In line 3291, after "109.572," insert "321.24,"; after "718.85," insert "939.01, 939.02,"

After line 4785, insert:

"Section 321.24 of the Revised Code as amended by both Sub. S.B. 353 of the 127th General Assembly and Am. Sub. H.B. 1 of the 128th General Assembly."

The question being, "Shall the motion to amend be agreed to?"

Representative Seitz moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted – yeas 54, nays 32, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Arndt	Becker
Blessing	Brenner	Carfagna	Cupp
Dean	Duffey	Faber	Gavarone
Ginter	Gonzales	Green	Greenspan
Hambley	Henne	Hill	Hood
Hoops	Huffman	Hughes	Johnson
Kick	Koehler	Landis	Lanese
Lang	La Tourette	Lipps	Manning
McClain	Merrin	Patton	Pelanda
Perales	Reineke	Retherford	Riedel
Romanchuk	Ryan	Schaffer	Scherer
Schuring	Seitz	Slaby	Smith, T.
Stein	Thompson	Wiggam	Wilkin
Young			Smith, R.-54

Those who voted in the negative were: Representatives

Antonio	Barnes	Boggs	Boyd
Brinkman	Brown	Butler	Celebrezze
Cera	Craig	Dever	DeVitis
Edwards	Fedor	Galonski	Holmes
Ingram	Kelly	Kent	Leland
Lepore-Hagan	Miller	O'Brien	Patterson
Ramos	Rogers	Sheehy	Smith, K.
Strahorn	Sweeney, B.	Sykes	West-32

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted – yeas 66, nays 21, as follows:

Those who voted in the affirmative were: Representatives

Anielski	Antani	Antonio	Arndt
Barnes	Blessing	Boggs	Boyd
Brenner	Brown	Carfagna	Celebrezze
Craig	Cupp	DeVitis	Duffey
Faber	Fedor	Galonski	Gavarone
Gonzales	Green	Greenspan	Hambley
Hill	Holmes	Hoops	Hughes
Ingram	Johnson	Kent	Kick
Landis	Lanese	Lang	LaTourette
Leland	Lepore-Hagan	Lipps	Manning
McClain	Merrin	Miller	O'Brien
Patterson	Patton	Pelanda	Reineke
Riedel	Rogers	Ryan	Schaffer
Scherer	Schuring	Seitz	Sheehy
Slaby	Smith, K.	Stein	Strahorn
Sweeney, B.	Sykes	West	Wilkin
Young			Smith, R.-66

Those who voted in the negative were: Representatives

Becker	Brinkman	Butler	Cera
Dean	Dever	Edwards	Ginter
Henne	Hood	Howse	Huffman
Kelly	Koehler	Perales	Ramos
Retherford	Romanchuk	Smith, T.	Thompson
			Wiggam-21

The bill passed.

Representative Ryan moved to amend the title as follows:

Add the names: "Representatives Antonio, Barnes, Craig, Duffey, Holmes, Lanese, Lepore-Hagan, Miller, Pelanda, Reineke, Riedel, Rogers, Scherer, Smith, K., Strahorn, Young."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

CLERK'S NOTATION

This is to acknowledge receipt of the report of the committee of conference on **Sub. S.B. No. 86**-Senator Hackett, et al., on December 12, 2018.

On motion of Representative Schuring, the House adjourned until Thursday, December 13, 2018 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.