

OHIO

House

of

Representatives

JOURNAL

THURSDAY, OCTOBER 10, 2019

ONE HUNDRED ELEVENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, October 10, 2019, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Dr. Stephen Swisher of the Etna United Methodist Church in Etna, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

The following guests of the House of Representatives were recognized prior to the commencement of business:

Bailey Markowski and Carson Huffer, guests of Representative Crossman-15th district

River Kale, a guest of Representative Roemer-38th district.

Former State Senator Jeff Armbruster, a guest of Representative Gayle Manning-55th district.

Commissioner Guzman-Bowman, Lair Marin-Maran, Carly McCain, and Gilda Begla; guests of Representatives Perales and Miranda-73rd and 28th districts.

Doug Cade, a guest of Representative Cross-83rd district.

Nischal Chennuru, a guest of Representatives Antani and Jordan-42nd and 67th districts.

Jill Thompson and Cindy Owens-Waugh, guests of Representatives Edwards-94th districts.

Family and friends of soon-to-be Representative Stephens-93rd district.

Family and friends of soon-to-be Representative Abrams-29th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 364 - Representative Manning, G.

To enact section 5.2521 of the Revised Code to designate February 13 as "Aortic Aneurysm Awareness Day."

H. B. No. 365 - Representative Manning, G.

To amend sections 4758.20 and 4758.42 of the Revised Code to revise the requirements for a chemical dependency counselor II license.

H. B. No. 366 - Representatives Miranda, Plummer.

To amend section 2905.05 of the Revised Code to revise the general prohibition against criminal child enticement.

H. B. No. 367 - Representatives Miranda, Manchester.

Cosponsors: Representatives Smith, K., Riedel, Russo, Galonski, Lepore-Hagan, Weinstein, Lightbody, Patterson, West, Ingram, Carfagna, O'Brien, Kelly, Miller, J., Rogers, Clites, Crawley.

To enact section 3319.091 of the Revised Code to require the Department of Education to make recommendations for a job description for school counselors and to designate at least one staff member as a school counselor liaison.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Cera submitted the following report:

The standing committee on Finance to which was referred **S. B. No. 26**- Senator Kunze, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PERMIT INCOME TAX DEDUCTION FOR CERTAIN TEACHER EXPENSES

Representative Oelslager moved to amend the title as follows:

Add the names: "Carfagna, Greenspan, Hambley, O'Brien, Patterson, Perales, Roemer, Rogers."

SCOTT OELSLAGER
JACK CERA
JIM BUTLER
RICK CARFAGNA
ERICA C. CRAWLEY
ROBERT R. CUPP
DAVE GREENSPAN
PAULA HICKS-HUDSON
STEPHANIE D. HOWSE
P. SCOTT LIPPS
JOHN PATTERSON
PHIL PLUMMER
BILL ROEMER
MARK J. ROMANCHUK
BRIDE ROSE SWEENEY

GARY SCHERER
BRIAN BALDRIDGE
JAMIE CALLENDER
SARA P. CARRUTHERS
JON CROSS
JAY EDWARDS
STEPHEN D. HAMBLEY
JAMES M. HOOPS
BRIGID KELLY
MICHAEL J. O'BRIEN
RICK PERALES
TRACY M. RICHARDSON
JOHN M. ROGERS
MICHAEL J. SKINDELL
THOMAS WEST

SHANE WILKIN

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Butler 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. 245-Speaker Householder

Relative to the election of Jason Stephens to fill the vacancy in the membership of the House of Representatives created by the resignation of Ryan Smith of the 93rd House District.

WHEREAS, Section 11 of Article II of the Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Ryan Smith of the 93rd House District, has resigned as a member of the House of Representatives of the 133rd General Assembly effective October 3, 2019, thus creating a vacancy in the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Jason Stephens, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 93rd House District, is hereby elected, effective October 10, 2019, pursuant to Section 11 of Article II of the Ohio Constitution, as a member of the House of Representatives from the 93rd House District, to fill the vacancy created by the unexpired portion of the term of said Ryan Smith, ending on December 31, 2020; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the

Secretary of State.

The question being, “Shall the resolution be adopted?”

The yeas and nays were taken and resulted – yeas 54, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Antani	Baldrige	Becker	Brinkman
Butler	Callender	Carruthers	Cross
Cupp	Dean	Edwards	Ghanbari
Ginter	Green	Greenspan	Hambley
Hillyer	Holmes, A.	Hood	Hoops
Jordan	Keller	Kick	Koehler
Lanese	Lang	LaRe	Lipps
Manchester	Manning, D.	Manning, G.	McClain
Merrin	Oelslager	Patton	Perales
Plummer	Powell	Reineke	Richardson
Riedel	Roemer	Romanchuk	Ryan
Scherer	Seitz	Smith, T.	Stein
Stoltzfus	Swearingen	Vitale	Wiggam
Wilkin			Householder-54

The resolution was adopted.

Mr. Stephens was escorted to the bar of the House by Representatives Edwards, Hillyer, Baldrige, Carruthers, Cera, Brown, and Crawley, took the oath of office administered by Speaker Householder, and entered upon the discharge of duties.

State of Ohio

County of Franklin

I, Jason Stephens, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ JASON STEPHENS
Jason Stephens

Sworn to and subscribed before me this 10th day of October, 2019.

/s/ Larry Householder
Larry Householder
Speaker

House District 72

Representative Butler 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. 246-Speaker Householder

Relative to the election of Cindy Abrams to fill the vacancy in the membership of the House of Representatives created by the resignation of Louis W. Blessing, III of the 29th House District.

WHEREAS, Section 11 of Article II of the Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Louis W. Blessing, III of the 29th House District, has resigned as a member of the House of Representatives of the 133rd General Assembly effective October 8, 2019, thus creating a vacancy in the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Cindy Abrams, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 29th House District, is hereby elected, effective October 10, 2019, pursuant to Section 11 of Article II of the Ohio Constitution, as a member of the House of Representatives from the 29th House District, to fill the vacancy created by the unexpired portion of the term of said Louis W. Blessing, III, ending on December 31, 2020; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.

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

The yeas and nays were taken and resulted – yeas 55, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Antani	Baldridge	Becker	Brinkman
Butler	Callender	Carruthers	Cross
Cupp	Dean	Edwards	Ghanbari
Ginter	Green	Greenspan	Hambley
Hillyer	Holmes, A.	Hood	Hoops
Jordan	Keller	Kick	Koehler
Lanese	Lang	LaRe	Lipps
Manchester	Manning, D.	Manning, G.	McClain
Merrin	Oelslager	Patton	Perales
Plummer	Powell	Reineke	Richardson
Riedel	Roemer	Romanchuk	Ryan
Scherer	Seitz	Smith, T.	Stein
Stephens	Stoltzfus	Swearingen	Vitale
Wiggam	Wilkin		Householder-55

The resolution was adopted.

Ms. Abrams was escorted to the bar of the House by Representatives Seitz, Wilkin, Carruthers, Brinkman, Denson, Ingram, and Miranda, took the oath of office administered by Speaker Householder, and entered upon the discharge of duties.

State of Ohio

County of Franklin

I, Cindy Abrams, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ CINDY ABRAMS
Cindy Abrams

Sworn to and subscribed before me this 10th day of October, 2019.

/s/ Larry Householder
Larry Householder
Speaker
House District 72

Representative Edwards moved that majority party members asking leave to be absent or absent the week of Thursday, October 10, 2019, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Hicks-Hudson moved that minority party members asking leave to be absent or absent the week of Thursday, October 10, 2019, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Am. S. B. No. 24-Senators Wilson, Yuko.

Cosponsors: Senators Eklund, Kunze, Hackett, Terhar, Antonio, Fedor, Thomas, Williams, Brenner, Burke, Coley, Craig, Dolan, Gavarone, Hoagland, Hottinger, Huffman, M., Huffman, S., Lehner, Maharath, Manning, McColley, Obhof, O'Brien, Roegner, Rulli, Sykes, Uecker Representatives Arndt, Howse, Clites, Green, Liston, Roemer, Russo, Scherer.

To establish the Alzheimer's Disease and Related Dementias Task Force, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

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

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldrige	Becker
Blair	Boggs	Brent	Brinkman
Brown	Butler	Callender	Carruthers
Cera	Clites	Crawley	Cross
Crossman	Cupp	Dean	Denson
Edwards	Galonski	Ghanbari	Ginter
Green	Greenspan	Hambley	Hicks-Hudson
Hillyer	Holmes, A.	Hood	Hoops
Howse	Ingram	Jordan	Keller
Kelly	Kick	Koehler	Lanese
Lang	LaRe	Leland	Lepore-Hagan
Lightbody	Lipps	Liston	Manchester
Manning, D.	Manning, G.	McClain	Merrin
Miller, A.	Miller, J.	Miranda	O'Brien
Oelslager	Patterson	Patton	Perales
Plummer	Powell	Reineke	Richardson
Riedel	Robinson	Roemer	Rogers
Romanchuk	Russo	Ryan	Scherer
Seitz	Sheehy	Skindell	Smith, K.
Smith, T.	Sobecki	Stein	Stephens
Stoltzfus	Strahorn	Swearingen	Sweeney
Sykes	Upchurch	Vitale	Weinstein
West	Wiggam	Wilkin	Householder-92

The bill passed.

Representative Ginter moved to amend the title as follows:

Add the names: "Abrams, Baldrige, Blair, Boggs, Brent, Brown, Butler, Carruthers, Crawley, Crossman, Cupp, Denson, Edwards, Galonski, Ginter, Greenspan, Hambley, Hicks-Hudson, Holmes, A., Hoops, Ingram, Kick, Koehler, Lang, Leland, Lepore-Hagan, Lightbody, Manning, G., Miller, A., Miller, J., Miranda, O'Brien, Oelslager, Patterson, Patton, Perales, Plummer, Reineke, Richardson, Riedel, Rogers, Romanchuk, Ryan, Seitz, Sheehy, Skindell, Smith, K., Sobecki, Stein, Stoltzfus, Strahorn, Swearingen, Sweeney, Sykes, Upchurch, Weinstein, West, Wiggam."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 26-Senator Kunze.

Cosponsors: Senators Maharath, Thomas, Roegner, Sykes, Williams, Fedor, Manning, Antonio, Coley, Craig, Eklund, Gavarone, Hackett, Hoagland, Hottinger, Huffman, S., Lehner, McColley, Obhof, Peterson, Rulli, Schaffer, Schuring, Terhar, Uecker, Wilson, Yuko Representatives Butler, Edwards, Carfagna, Greenspan, Hambley, O'Brien, Patterson, Perales, Roemer, Rogers.

To amend sections 5739.01, 5739.012, 5739.02, 5739.03, 5747.01, and 5747.08 and to repeal section 101.61 of the Revised Code and to amend Sections 333.83 and 757.150 of H.B. 166 of the 133rd General Assembly to authorize a state income tax deduction for teachers' out-of-pocket expenses for professional development and classroom supplies, to modify the business income deduction and delay some tax credit repeals, to exempt feminine hygiene products and some incontinence products from sales and use tax, to abolish the Public Office Compensation Advisory Commission, and to modify a "Food Farmacy" pilot project earmark, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 91, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldrige	Becker
Blair	Boggs	Brent	Brinkman
Brown	Butler	Callender	Carruthers
Cera	Clites	Crawley	Cross
Crossman	Cupp	Dean	Denson
Edwards	Galonski	Ghanbari	Ginter
Green	Greenspan	Hambley	Hicks-Hudson
Hillyer	Holmes, A.	Hood	Hoops
Howse	Ingram	Jordan	Keller
Kelly	Kick	Koehler	Lanese
Lang	LaRe	Leland	Lepore-Hagan
Lightbody	Lipps	Liston	Manchester

Manning, D.	Manning, G.	McClain	Merrin
Miller, A.	Miller, J.	Miranda	O'Brien
Oelslager	Patterson	Patton	Perales
Plummer	Powell	Reineke	Richardson
Riedel	Robinson	Roemer	Rogers
Romanchuk	Russo	Ryan	Scherer
Seitz	Sheehy	Skindell	Smith, K.
Smith, T.	Sobecki	Stein	Stephens
Stoltzfus	Swearingen	Sweeney	Sykes
Upchurch	Vitale	Weinstein	West
Wiggam	Wilkin		Householder-91

The bill passed.

Representative Oelslager moved to amend the title as follows:

Add the names: "Abrams, Antani, Baldrige, Blair, Boggs, Brent, Brown, Callender, Carruthers, Cera, Clites, Crawley, Cross, Crossman, Denson, Galonski, Ghanbari, Ginter, Hicks-Hudson, Hillyer, Hood, Hoops, Howse, Ingram, Jordan, Keller, Kelly, Koehler, Lanese, Lang, Lepore-Hagan, Lightbody, Liston, Manning, D., Manning, G., Miller, A., Miller, J., Miranda, Oelslager, Patton, Plummer, Reineke, Richardson, Riedel, Robinson, Russo, Ryan, Seitz, Sheehy, Smith, T., Sobecki, Stein, Swearingen, Sweeney, Sykes, Upchurch, Weinstein, West, Wiggam, Wilkin."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Butler, the House adjourned until Friday, October 11, 2019 at 9:00 o'clock a.m.

Attest:

John C. Foster,
Assistant Clerk.