

OHIO

House

of

Representatives

JOURNAL

THURSDAY, OCTOBER 24, 2019

ONE HUNDRED EIGHTEENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, October 24, 2019, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Al Davis of the Richfield Bible Baptist Church in Richfield, 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:

Members from the Ohio Task Force One, guests of Representative Perales-73rd district.

Taylah Davis, a guest of Representative Leland- 22nd district.

Dr. Gary Domanick, a guest of Representative Roemer- 38th district.

Bri McKinnon, a guest of Representative Perales- 73rd district.

Sandi Thompson, a guest of Representative Jones- 95th district.

The journal of yesterday was read and approved.

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

Representative Russo submitted the following report:

The standing committee on Armed Services and Veterans Affairs to which was referred **H. B. No. 155**-Representatives Schaffer, Rogers, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROHIBIT REMOVING WAR RELIC FROM PUBLIC LAND OR CEMETERY

Representative Hood moved to amend the title as follows:

Add the name: "Sheehy"

RICK PERALES
RICHARD D. BROWN
BILL DEAN
ADAM HOLMES
DARRELL KICK
TRACY M. RICHARDSON
MICHAEL SHEEHY

RON HOOD
ERICA C. CRAWLEY
HARAZ N. GHANBARI
CANDICE KELLER
LAURA LANESE
C. ALLISON RUSSO

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Edwards moved that majority party members asking leave to be absent or absent the week of Wednesday, October 23, 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 Wednesday, October 23, 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

Sub. H. B. No. 119-Representative Stoltzfus.

Cosponsors: Representatives Becker, Brinkman, Hood, Keller, Koehler, Lang, Merrin, Riedel, Seitz.

To amend sections 4511.202, 4511.204, 4511.205, 4511.75, and 4511.991 of the Revised Code to make corrective changes to the distracted driving and texting-while-driving law and to add the offenses of failure to control and passing a stopped school bus to the distracted driving law, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 91, nays 2, as follows:

Those who voted in the affirmative were: Representatives

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

Representatives Antani and Dean voted in the negative-2.

The bill passed.

Representative Stoltzfus moved to amend the title as follows:

Add the names: "Abrams, Baldrige, Blair, Boggs, Brent, Carfagna, Carruthers, Clites, Crawley, Cross, Crossman, Cupp, Edwards, Galonski, Ghanbari, Ginter, Greenspan, Hambley, Ingram, Jones, Jordan, Lanese, LaRe, Leland, Lepore-Hagan, Lightbody, Liston, Manning, D., Manning, G., Miller, J., O'Brien, Oelslager, Patterson, Plummer, Reineke, Robinson, Rogers, Romanchuk, Russo, Scherer, Seitz, Sheehy, Smith, T., Sobecki, Stein, Sweeney, Upchurch, Weinstein, West."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 76-Representative Merrin.

Cosponsors: Representatives Romanchuk, Becker, Seitz, Lang, Riedel, Jones, Jordan, Hood, Keller, Stein, Brinkman.

To amend sections 133.18, 306.32, 306.322, 345.01, 345.03, 345.04, 505.37, 505.48, 505.481, 511.27, 511.28, 511.34, 513.18, 755.181, 1545.041, 1545.21, 1711.30, 3311.50, 3318.01, 3318.06, 3318.061, 3318.062, 3318.063, 3318.361, 3318.45, 3381.03, 3505.06, 4582.024, 4582.26, 5705.01, 5705.03, 5705.192, 5705.195, 5705.196, 5705.197, 5705.199, 5705.21, 5705.212, 5705.213, 5705.215, 5705.218, 5705.219, 5705.233, 5705.25, 5705.251, 5705.261, 5705.55, 5748.01, 5748.02, 5748.03, 5748.04, 5748.08, and 5748.09 of the Revised Code to enact the "Ballot Uniformity and Transparency Act" to modify the form of election notices and ballot language for property tax levies, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Merrin moved to amend, amendment 1333, as follows:

In line 6008, strike through "purpose,"; strike through the second comma

In line 6009, after "election" insert "and the question to be submitted to the electors"

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

The motion was agreed to and the bill so amended.

Representative Rogers moved that **Am. H. B. No. 76**-Representative Merrin, be rereferred to the committee on Ways and Means.

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

The yeas and nays were taken and resulted – yeas 36, nays 56, as follows:

Those who voted in the affirmative were: Representatives

Baldrige	Blair	Boggs	Brent
Brown	Cera	Clites	Crawley
Crossman	Denson	Galonski	Hicks-Hudson
Howse	Ingram	Kelly	Leland
Lepore-Hagan	Lightbody	Liston	Miller, J.
Miranda	O'Brien	Patterson	Robinson
Rogers	Russo	Scherer	Sheehy
Skindell	Smith, K.	Sobecki	Sweeney
Sykes	Upchurch	Weinstein	West-36

Those who voted in the negative were: Representatives

Abrams	Antani	Becker	Brinkman
Butler	Callender	Carfagna	Carruthers
Cross	Cupp	Dean	DeVitis
Edwards	Ghanbari	Ginter	Green
Greenspan	Hambley	Hillyer	Holmes, A.
Hood	Hoops	Jones	Jordan
Keller	Kick	Koehler	Lang
LaRe	Lipps	Manchester	Manning, D.
Manning, G.	McClain	Merrin	Oelslager
Patton	Perales	Plummer	Powell
Reineke	Richardson	Riedel	Roemer
Romanchuk	Ryan	Seitz	Smith, T.
Stein	Stephens	Stoltzfus	Swearingen
Vitale	Wiggam	Wilkin	Householder-56

The motion was not agreed to.

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

The yeas and nays were taken and resulted – yeas 54, nays 39, as follows:

Those who voted in the affirmative were: Representatives

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

Those who voted in the negative were: Representatives

Baldrige	Blair	Boggs	Brent
Brown	Cera	Clites	Crawley
Crossman	Cupp	Denson	Galonski
Hicks-Hudson	Howse	Ingram	Kelly

Leland	Lepore-Hagan	Lightbody	Liston
Manning, G.	Miller, J.	Miranda	O'Brien
Patterson	Patton	Robinson	Rogers
Russo	Scherer	Sheehy	Skindell
Smith, K.	Sobecki	Sweeney	Sykes
Upchurch	Weinstein		West-39

The bill passed.

Representative Merrin moved to amend the title as follows:

Add the names: "Antani, Callender, Dean, DeVitis, Greenspan, Kick, Lipps, Manning, D., Stoltzfus, Wiggam."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 209-Representatives Carruthers, Kick.

Cosponsors: Representatives Carfagna, Miller, A., Miranda, Riedel, Rogers, Scherer, Seitz, Hambley.

To amend sections 2103.02, 2103.09, and 2106.24 of the Revised Code to abolish the estate by dower, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Skindell moved to amend, amendment 1324, as follows:

In line 1 of the title, delete "and"; after "2106.24" insert ", and 5301.04"

In line 2 of the title, after "dower" insert "and to generally require both spouses to sign and certify conveyancing and other instruments pertaining to the marital residence owned by one spouse"

In line 3, delete "and"; after "2106.24" insert ", and 5301.04"

After line 50, insert:

~~"Sec. 5301.04. A deed, mortgage, or lease of any interest of a married person in real property shall be signed, acknowledged, and certified as provided in section 5301.01 of the Revised Code. (A) As used in this section, "marital residence" means a dwelling, including a unit in a multiple-unit dwelling and a manufactured home or mobile home taxed as real property pursuant to division (B) of section 4503.06 of the Revised Code, that is, or is intended to be, occupied as the primary residence by one or both spouses while domiciled in this state.~~

(B) This section applies to the following:

(1) Real property that is the marital residence of one or both spouses and is individually owned by or titled to one of the spouses regardless of the time when the individual spouse acquired the property;

(2) Instruments described in division (C)(1) of this section evidencing transactions that occur during the marriage of the spouses and duly recorded pursuant to section 317.08 of the Revised Code.

(C)(1) Subject to division (D) of this section, a deed, mortgage, land contract as referred to in division (A)(21) of section 317.08 of the Revised Code, or lease of any interest in real property and a memorandum of trust as described in division (A) of section 5301.255 of the Revised Code, pertaining to real property described in division (B)(1) of this section, shall be signed, acknowledged, and certified by both spouses as provided in section 5301.01 of the Revised Code.

(2) Any instrument described in division (C)(1) of this section that is not signed, acknowledged, and certified by both spouses as provided in section 5301.01 of the Revised Code is not valid.

(D) The spouse who does not own or is not titled to the real property described in division (B)(1) of this section is not required to sign, acknowledge, and certify any of the instruments described in division (C)(1) of this section if any of the following circumstances apply:

(1)(a) Subject to division (D)(1)(b) of this section, that spouse voluntarily abandons the marital residence for a period of at least one year.

(b) Division (D)(1)(a) of this section does not apply to a spouse under that division who abandons the marital residence for any of the following reasons:

(i) The spouse is a victim of domestic violence, as defined in section 3113.31 of the Revised Code.

(ii) The spouse is forced to abandon the marital residence due to a natural disaster or any other circumstance that has made the residence uninhabitable for that spouse.

(2) The spouse is a member of the armed forces of the United States and is away from the marital residence due to the spouse's active duty assignment.

(3) The spouse is unable to inhabit the marital residence due to a medical condition.

(4) The spouse takes up residence in another state for any reason for a period of one year.

(E) When a real property instrument described in division (C)(1) of this section is of record for more than four years from the date of recording of the instrument, and the record shows that there is a defect in the making, execution, or acknowledgment of the instrument as described in division (C) of section 5301.07 of the Revised Code, the instrument and the record of the instrument shall be cured of the defect and be effective in all respects as if the instrument had been legally made, executed, acknowledged, and

recorded."

In line 51, delete "and"

In line 52, after "2106.24" insert ", and 5301.04"

After line 52, insert:

"Section 3. Section 5301.04 of the Revised Code, as amended by this act, applies to transactions described in division (C)(1) of that section that are entered into on or after the effective date of this act."

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

Representative Butler 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 57, nays 36, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldridge	Becker
Butler	Callender	Carfagna	Carruthers
Cross	Cupp	Dean	DeVitis
Edwards	Ghanbari	Ginter	Green
Greenspan	Hambley	Hillyer	Holmes, A.
Hood	Hoops	Jones	Jordan
Keller	Kick	Koehler	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-57

Those who voted in the negative were: Representatives

Blair	Boggs	Brent	Brinkman
Brown	Cera	Clites	Crawley
Crossman	Denson	Galonski	Hicks-Hudson
Howse	Ingram	Kelly	Lanese
Leland	Lepore-Hagan	Lightbody	Liston
Miller, J.	Miranda	O'Brien	Patterson
Robinson	Rogers	Russo	Sheehy
Skindell	Smith, K.	Sobecki	Sweeney
Sykes	Upchurch	Weinstein	West-36

The motion to amend was laid on the table.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 61, nays 32, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldridge	Becker
Brinkman	Butler	Callender	Carfagna
Carruthers	Cera	Cross	Dean

DeVitis	Edwards	Ghanbari	Ginter
Green	Greenspan	Hambley	Hillyer
Holmes, A.	Hood	Hoops	Jones
Jordan	Keller	Kick	Koehler
Lang	LaRe	Lipps	Manchester
Manning, D.	Manning, G.	McClain	Merrin
Miranda	Oelslager	Patton	Perales
Plummer	Powell	Reineke	Richardson
Riedel	Roemer	Rogers	Romanchuk
Ryan	Scherer	Seitz	Smith, T.
Stein	Stephens	Stoltzfus	Swearingen
Vitale	West	Wiggam	Wilkin
			Householder-61

Those who voted in the negative were: Representatives

Blair	Boggs	Brent	Brown
Clites	Crawley	Crossman	Cupp
Denson	Galonski	Hicks-Hudson	Howse
Ingram	Kelly	Lanese	Leland
Lepore-Hagan	Lightbody	Liston	Miller, J.
O'Brien	Patterson	Robinson	Russo
Sheehy	Skindell	Smith, K.	Sobecki
Sweeney	Sykes	Upchurch	Weinstein-32

The bill passed.

Representative Carruthers moved to amend the title as follows:

Add the name: "Antani."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 7-Senators Lehner, Hackett.

Cosponsors: Senators McColley, Hoagland, Huffman, S., Roegner, Fedor, Maharath, Craig, Uecker, Hottinger, Kunze, Antonio, Brenner, Burke, Coley, Dolan, Eklund, Gavarone, Hill, Huffman, M., Manning, Obhof, O'Brien, Peterson, Rulli, Sykes, Terhar, Thomas, Williams, Wilson, Yuko
Representatives Perales, Miller, A., Russo, Sheehy.

To amend sections 4743.04 and 5903.04 and to enact section 4743.041 of the Revised Code to require state occupational licensing agencies, under certain circumstances, to issue temporary licenses or certificates to members of the military and spouses who are licensed in another jurisdiction and have moved to Ohio for military duty, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldrige	Becker
Blair	Boggs	Brent	Brinkman

Brown	Butler	Callender	Carfagna
Carruthers	Cera	Clites	Crawley
Cross	Crossman	Cupp	Dean
Denson	DeVitis	Edwards	Galonski
Ghanbari	Ginter	Green	Greenspan
Hambley	Hicks-Hudson	Hillyer	Holmes, A.
Hood	Hoops	Howse	Ingram
Jones	Jordan	Keller	Kelly
Kick	Koehler	Lanese	Lang
LaRe	Leland	Lepore-Hagan	Lightbody
Lipps	Liston	Manchester	Manning, D.
Manning, G.	McClain	Merrin	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-92

The bill passed.

Representative Perales moved to amend the title as follows:

Add the names: "Abrams, Antani, Baldrige, Blair, Boggs, Brent, Brown, Butler, Callender, Carfagna, Carruthers, Cera, Clites, Crawley, Cross, Crossman, Cupp, Dean, Denson, DeVitis, Edwards, Galonski, Ghanbari, Ginter, Green, Greenspan, Hambley, Hicks-Hudson, Hillyer, Holmes, A., Hood, Hoops, Howse, Ingram, Jones, Jordan, Kick, Koehler, Lanese, Lang, LaRe, Leland, Lepore-Hagan, Lightbody, Lipps, Liston, Manning, D., Manning, G., McClain, Merrin, Miller, J., Miranda, O'Brien, Oelslager, Patterson, Patton, Plummer, Powell, Reineke, Richardson, Riedel, Roemer, Rogers, Romanchuk, Ryan, Scherer, Seitz, Smith, K., Smith, T., Sobecki, Stein, Stephens, Stoltzfus, Swearingen, Sweeney, Sykes, Upchurch, West, Wiggam."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Senate

Mr. Speaker:

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

Sub. H. B. No. 189 - Representatives Patterson, Blessing
Cosponsors: Representatives Riedel, Kent, West, Miller, A., Crossman, Green,

Arndt, Hoops, Jones, O'Brien, Baldrige, Boyd, Brent, Brown, Callender, Carfagna, Carruthers, Cera, Clites, Crawley, Denson, DeVitis, Galonski, Ghanbari, Ginter, Greenspan, Grendell, Hambley, Hicks-Hudson, Holmes, A., Howse, Ingram, Kick, Koehler, Lanese, Leland, Lepore-Hagan, Lightbody, Liston, Manning, D., Manning, G., Miller, J., Miranda, Patton, Perales, Richardson, Rogers, Russo, Ryan, Sheehy, Smith, K., Sobecki, Strahorn, Upchurch, Weinstein, Wiggam Senators Kunze, Maharath, Fedor, Hackett, Antonio, Burke, Coley, Craig, Dolan, Eklund, Gavarone, Hoagland, Hottinger, Johnson, Manning, Obhof, O'Brien, Peterson, Roegner, Schuring, Sykes, Thomas, Williams, Wilson, Yuko

To amend sections 1711.51, 1711.53, and 1711.55 and to enact sections 1711.532, 1711.533, and 1711.552 of the Revised Code to revise the laws governing amusement ride operation and safety, to designate this act as "Tyler's Law," and to declare an emergency.

Attest:

Vincent L. Keeran,
Clerk.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the House amendments to:

Am. S. B. No. 24 - Senators Wilson, Yuko – et al.

Sub. S. B. No. 26 - Senator Kunze – et al.

Attest:

Vincent L. Keeran,
Clerk.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on October 24, 2019, signed the following:

Sub. H. B. No. 189-Representatives Patterson, Blessing - et al.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on October 24, 2019, signed the following:

Am. S. B. No. 24 - Senators Wilson, Yuko – et al.

Sub. S. B. No. 26 - Senator Kunze – et al.

On motion of Representative Butler, the House adjourned until Friday, October 25, 2019 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.