

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

WEDNESDAY, OCTOBER 11, 2023

## SEVENTY-NINTH DAY

Hall of the House of Representatives, Columbus, Ohio

**Wednesday, October 11, 2023, 9:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by Rabbi Miriam Terlinchamp of the Temple Sholom in Blue Ash, 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:

Lisa Meeker, Dakota Ulrich, Mike Remer, and their 8th Grade Career Class from Swanton Middle School, guests of Representative Hoops- 81st district.

Sarah Al-Hashemi & Tabarek Ghulam, guests of Representative Miller, J.-53rd district.

Keith & Deba Mohler, guests of Representative Richardson- 86th district.

Ellen McPherson, guests of Representative Lightbody- 4th district.

Shahana Kalyanasundaram, Representative Listson's intern, guest of Representative Liston- 8th district.

Latisha Coleman, guest of Representative Brewer- 18th district.

Joey Schroer, Intern of the Correctional Institution Inspection Committee, guest of Representative Schmidt- 62nd district.

The journal of yesterday was read and approved.

The yeas and nays were taken and resulted – yeas 84, nays 5, as follows:

Those who voted in the affirmative were: Representatives

Abdullahi	Abrams	Baker	Bird
Blackshear	Brennan	Brent	Brewer
Brown	Callender	Carruthers	Claggett
Click	Creech	Cross	Cutrona
Dell'Aquila	Demetriou	Denson	Dobos
Edwards	Forhan	Fowler Arthur	Galonski
Ghanbari	Grim	Hall	Hillyer
Holmes	Hoops	Humphrey	Isaacsohn
Jarrells	John	Johnson	Jones
Kick	King	Klopfenstein	Lampton
LaRe	Lightbody	Lipps	Liston
Lorenz	Manchester	Manning	Mathews
McNally	Miller, A.	Miller, J.	Miller, K.
Miller, M.	Miranda	Oelslager	Patton
Pavliga	Peterson	Pizzulli	Plummer
Powell	Richardson	Robb Blasdel	Roemer
Rogers	Russo	Santucci	Schmidt
Seitz	Skindell	Somani	Stein

Stewart	Stoltzfus	Swearingen	Sweeney
Thomas, C.	Thomas, J.	Troy	Upchurch
Weinstein	White	Young, T.	Stephens-84

Representatives Ferguson, Gross, Lear, Merrin, and Williams voted in the negative-5.

### INTRODUCTION OF BILLS

The following bill was introduced:

**H. B. No. 298** - Representatives Upchurch, Brewer.

Cosponsors: Representatives Brennan, Dell'Aquila, Forhan, Grim, Hillyer, Hoops, Isaacsohn, Miller, A., Miller, J., Rogers, Russo, Troy.

To enact section 5.266 of the Revised Code to designate October 10 of each year as "Black Brewers Day."

Said bill was considered the first time.

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

Representative McNally submitted the following report:

The standing committee on Commerce and Labor to which was referred **H. B. No. 203**-Representatives Roemer, Sweeney, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: REQUIRE PRIVATE CONSTRUCTION PROJECT OWNER  
TIMELY PAY CONTRACTORS

Representative Roemer moved to amend the title as follows:

Add the name: "Johnson"

Representative Claggett moved to amend as follows:

After line 340, insert:

"**Section 3.** Sections 1 and 2 of this act take effect six months after the effective date of this section."

The motion was agreed to and the bill so amended.

MARK JOHNSON  
JUANITA O. BRENT  
RICHARD DELL'AQUILA  
DONTAVIUS L. JARRELLS  
BILL ROEMER

CINDY ABRAMS  
AL CUTRONA  
ELLIOT FORHAN  
DON JONES  
NICK SANTUCCI

The following members voted "NO"

SUSAN MANCHESTER  
THADDEUS J. CLAGGETT

LAUREN MCNALLY

The report was agreed to.

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

Representative Brown submitted the following report:

The standing committee on Criminal Justice to which was referred **H. B. No. 111**-Representatives LaRe, Miller, K., et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: INCREASE SENTENCE RANGE FOR THIRD DEGREE FELONY DOMESTIC VIOLENCE

Representative Williams moved to amend the title as follows:

Add the names: "Abrams, Williams, Galonski"

Representative LaRe moved to amend as follows:

In line 1 of the title, after "sections" insert "2903.215,"; after "2919.25" insert ", "

In line 6, after "sections" insert "2903.215,"; after "2919.25" insert ", "

After line 7, insert:

**"Sec. 2903.215.** (A) As used in this section, "organization" includes an entity that is a governmental employer.

(B) A corporation, association, or other organization that employs two or more alleged victims of a violation of section 2903.21, ~~2923.211~~2903.211, or 2903.22 of the Revised Code or to which two or more alleged victims of a violation of section 2903.21, ~~2923.211~~2903.211, or 2903.22 of the Revised Code belong may file a motion for a temporary protection order pursuant to section 2903.213 of the Revised Code on behalf of the corporation, association, or other organization if the violation is based on words or conduct of the offender that are directed at or identify the corporation, association, or other organization.

(C) A corporation, association, or other organization that employs two or more alleged victims of a violation of section ~~2923.211~~2903.211 of the Revised Code or to which two or more alleged victims of a violation of section ~~2923.211~~2903.211 of the Revised Code belong may file a petition for a protection order pursuant to section 2903.214 of the Revised Code on behalf of the corporation, association, or other organization if the violation is based on words or conduct of the offender that are directed at or identify the

corporation, association, or other organization.

(D) An attorney who is licensed to practice law in this state, on behalf of the corporation, association, or other organization, may file an affidavit to provide sufficient evidentiary support for the issuance of a temporary protection order pursuant to section 2903.213 of the Revised Code or a protection order pursuant to section 2903.214 of the Revised Code.

(E) Any temporary protection order issued pursuant to section 2903.213 of the Revised Code or any protection order issued pursuant to section 2903.214 of the Revised Code shall specify with particularity the location or persons to be protected by the temporary protection order or the protection order."

In line 1150, after "sections" insert "2903.215,"; after "2919.25" insert ", "

The motion was agreed to and the bill so amended.

Representative LaRe moved to amend as follows:

In line 52, after "offense" insert ", and a violation of division (C) of this section is a misdemeanor of the first degree"

In line 62, strike through ", and a violation of division (C) of this section is a"

In line 63, strike through "misdemeanor of the first degree"

The motion was agreed to and the bill so amended.

CINDY ABRAMS  
RICHARD D. BROWN  
BRETT HUDSON HILLYER  
ISMAIL MOHAMED  
JEAN SCHMIDT  
CECIL THOMAS

JOSH WILLIAMS  
TAVIA GALONSKI  
KEVIN D. MILLER  
PHIL PLUMMER  
BILL SEITZ

The report was agreed to.

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

Representative Lightbody submitted the following report:

The standing committee on Primary and Secondary Education to which was referred **H. B. No. 250**-Representatives Miranda, Richardson, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: REVISE THE MILITARY ENLISTMENT DIPLOMA SEAL

Representative Bird moved to amend the title as follows:

Add the names: "Bird, Fowler Arthur, Click, Lear, Lightbody, Pizzulli, Williams"

Representative Fowler Arthur moved to amend as follows:

In line 50, strike through "enlistment"

After line 216, insert:

**"Section 3.** Any school district that purchased state diploma seals that include the text "Military Enlistment Seal" prior to the effective date of this section may attach or affix those seals to the high school diplomas of students who, on and after that date, earn a military seal prescribed under division (C) (3) of section 3313.6114 of the Revised Code."

The motion was agreed to and the bill so amended.

ADAM C. BIRD  
GARY CLICK  
BETH LEAR  
P. SCOTT LIPPS  
DEREK MERRIN  
JUSTIN PIZZULLI

SARAH FOWLER ARTHUR  
DON JONES  
MARY LIGHTBODY  
GAYLE MANNING  
JOSEPH A. MILLER, III  
JOSH WILLIAMS

The report was agreed to.

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

### MOTIONS AND RESOLUTIONS

Representative Hoops moved that majority party members asking leave to be absent or absent the week of Wednesday, October 11, 2023, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Miranda moved that minority party members asking leave to be absent or absent the week of Wednesday, October 11, 2023, 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

**H. R. No. 292**-Representatives Pizzulli, Isaacsohn.

To express the 135th General Assembly of Ohio's unwavering support for the people of Israel and condemnation of recent attacks against the state of Israel, was taken up for consideration the third time.

Representative Pizzulli moved to amend the title as follows:

Add the names: "Abrams, Baker, Bird, Blackshear, Brennan, Brewer, Brown, Callender, Carruthers, Claggett, Click, Creech, Cross, Cutrona, Dell'Aquila, Demetriou, Denson, Dobos, Edwards, Forhan, Fowler Arthur, Galonski, Ghanbari, Grim, Gross, Hall, Hillyer, Holmes, Hoops, Humphrey, Jarrells, John, Johnson, Jones, Kick, King, Klopfenstein, Lampton, LaRe, Lear, Lightbody, Lipps, Liston, Lorenz, Manchester, Manning, Mathews, Merrin, Miller, A., Miller, J., Miller, K., Miller, M., Miranda, Oelslager, Patton, Pavliga, Peterson, Plummer, Powell, Richardson, Robb Blasdel, Roemer, Rogers, Russo, Santucci, Schmidt, Seitz, Somani, Stein, Stewart, Stoltzfus, Swearingen, Sweeney, Thomas, C., Thomas, J., Troy, Upchurch, Weinstein, White, Williams, Young, T., Speaker Stephens."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted – yeas 88, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Baker	Bird	Blackshear
Brennan	Brent	Brewer	Brown
Callender	Carruthers	Claggett	Click
Creech	Cross	Cutrona	Dell'Aquila
Demetriou	Denson	Dobos	Edwards
Ferguson	Forhan	Fowler Arthur	Galonski
Ghanbari	Grim	Gross	Hall
Hillyer	Holmes	Hoops	Humphrey
Isaacsohn	Jarrells	John	Johnson
Jones	Kick	King	Klopfenstein
Lampton	LaRe	Lear	Lightbody
Lipps	Liston	Lorenz	Manchester
Manning	Mathews	McNally	Merrin
Miller, A.	Miller, J.	Miller, K.	Miller, M.
Miranda	Oelslager	Patton	Pavliga
Peterson	Pizzulli	Plummer	Powell
Richardson	Robb Blasdel	Roemer	Rogers
Russo	Santucci	Schmidt	Seitz
Skindell	Somani	Stein	Stewart
Stoltzfus	Swearingen	Sweeney	Thomas, C.
Thomas, J.	Troy	Upchurch	Weinstein
White	Williams	Young, T.	Stephens-88

Representative Abdullahi voted in the negative-1.

The resolution was adopted.

#### Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has

concurrent in the passage of the following bill:

**Am. Sub. H. B. No. 35** - Representatives Seitz, Miranda

Cosponsors: Representatives Russo, Baker, Brown, Brennan, Denson, Forhan, Isaacsohn, Weinstein, Upchurch, Click, Gross, Hillyer, Lipps, Williams, White, Young, T., Galonski, Schmidt, Abdullahi, Abrams, Barhorst, Brent, Brewer, Carruthers, Claggett, Cross, Dell'Aquila, Dobos, Grim, Hoops, Humphrey, Jarrells, Johnson, Jones, Lightbody, Liston, Mathews, McNally, Miller, A., Miller, J., Mohamed, Patton, Pavliga, Robb Blasdel, Robinson, Roemer, Rogers, Somani, Stein, Thomas, C., Thomas, J., Willis  
Senators Manning, Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hackett, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Kunze, Landis, McColley, Reineke, Reynolds, Roegner, Romanchuk, Schaffer, Smith, Sykes, Wilkin

To amend section 2305.111 and to enact section 2950.021 of the Revised Code to enact the Scout's Honor Law to eliminate the limitations period for a civil action based on a claim of childhood sexual abuse only for purposes of filing claims against a bankruptcy estate of an organization chartered under federal law; to provide with respect to sex offenders and child-victim offenders who committed their offense prior to January 1, 2008, mechanisms for reclassifying or classifying the offenders in specified circumstances under the SORN Law in effect prior to that date; to subsequently amend section 2305.111 of the Revised Code five years after the effective date of that section to remove the described elimination of the limitations period; and to declare an emergency.

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

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

In line 13 of the title, delete "and"

In line 17 of the title, after "period" insert "; and to declare an emergency"

After line 374, insert:

**"Section 7.** Section 2305.111 of the Revised Code, as amended by 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 to ensure the maximum number of individuals receive the maximum amount of each individual's claim in the bankruptcy settlement. Therefore, section 2305.111 of the Revised Code, as amended by this act, shall go into immediate effect."



Attest:

Vincent L. Keeran,  
Clerk.

Representative Oelslager moved that the Senate amendments to **Am. Sub. H. B. No. 35**-Representatives Seitz, Miranda, et. al., be taken up for immediate consideration.

The motion was agreed to.

The Senate amendments to **Am. Sub. H. B. No. 35**-Representatives Seitz, Miranda, et. al., were taken up for consideration.

**Am. Sub. H. B. No. 35** - Representatives Seitz, Miranda.

Cosponsors: Representatives Russo, Baker, Brown, Brennan, Denson, Forhan, Isaacsohn, Weinstein, Upchurch, Click, Gross, Hillyer, Lipps, Williams, White, Young, T., Galonski, Schmidt, Abdullahi, Abrams, Barhorst, Brent, Brewer, Carruthers, Claggett, Cross, Dell'Aquila, Dobos, Grim, Hoops, Humphrey, Jarrells, Johnson, Jones, Lightbody, Liston, Mathews, McNally, Miller, A., Miller, J., Mohamed, Patton, Pavliga, Robb Blasdel, Robinson, Roemer, Rogers, Somani, Stein, Thomas, C., Thomas, J., Willis  
Senators Manning, Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hackett, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Kunze, Landis, McColley, Reineke, Reynolds, Roegner, Romanchuk, Schaffer, Smith, Sykes, Wilkin.

To amend section 2305.111 and to enact section 2950.021 of the Revised Code to enact the Scout's Honor Law to eliminate the limitations period for a civil action based on a claim of childhood sexual abuse only for purposes of filing claims against a bankruptcy estate of an organization chartered under federal law; to provide with respect to sex offenders and child-victim offenders who committed their offense prior to January 1, 2008, mechanisms for reclassifying or classifying the offenders in specified circumstances under the SORN Law in effect prior to that date; to subsequently amend section 2305.111 of the Revised Code five years after the effective date of that section to remove the described elimination of the limitations period; and to declare an emergency.

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

The yeas and nays were taken and resulted – yeas 88, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abdullahi	Abrams	Baker	Bird
Blackshear	Brennan	Brent	Brewer
Brown	Callender	Carruthers	Claggett
Click	Creech	Cross	Cutrona
Dell'Aquila	Demetriou	Denson	Dobos
Edwards	Ferguson	Forhan	Fowler Arthur
Galonski	Ghanbari	Grim	Gross
Hall	Holmes	Hoops	Humphrey

Isaacsohn	Jarrells	John	Johnson
Jones	Kick	King	Klopfenstein
Lampton	LaRe	Lear	Lightbody
Lipps	Liston	Lorenz	Manchester
Manning	Mathews	McNally	Merrin
Miller, A.	Miller, J.	Miller, K.	Miller, M.
Miranda	Oelslager	Patton	Pavliga
Peterson	Pizzulli	Plummer	Powell
Richardson	Robb Blasdel	Roemer	Rogers
Russo	Santucci	Schmidt	Seitz
Skindell	Somani	Stein	Stewart
Stoltzfus	Swearingen	Sweeney	Thomas, C.
Thomas, J.	Troy	Upchurch	Weinstein
White	Williams	Young, T.	Stephens-88

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

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

The yeas and nays were taken and resulted – yeas 88, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abdullahi	Abrams	Baker	Bird
Blackshear	Brennan	Brent	Brewer
Brown	Callender	Carruthers	Claggett
Click	Creech	Cross	Cutrona
Dell'Aquila	Demetriou	Denson	Dobos
Edwards	Ferguson	Forhan	Fowler Arthur
Galonski	Ghanbari	Grim	Gross
Hall	Holmes	Hoops	Humphrey
Isaacsohn	Jarrells	John	Johnson
Jones	Kick	King	Klopfenstein
Lampton	LaRe	Lear	Lightbody
Lipps	Liston	Lorenz	Manchester
Manning	Mathews	McNally	Merrin
Miller, A.	Miller, J.	Miller, K.	Miller, M.
Miranda	Oelslager	Patton	Pavliga
Peterson	Pizzulli	Plummer	Powell
Richardson	Robb Blasdel	Roemer	Rogers
Russo	Santucci	Schmidt	Seitz
Skindell	Somani	Stein	Stewart
Stoltzfus	Swearingen	Sweeney	Thomas, C.
Thomas, J.	Troy	Upchurch	Weinstein
White	Williams	Young, T.	Stephens-88

The Senate amendments were concurred in.

**H. B. No. 74**-Representatives Hall, Lightbody.

Cosponsors: Representatives Johnson, Brennan, Upchurch, Dell'Aquila, Forhan, Seitz, Creech, John.

To amend sections 107.03, 125.18, and 126.506 and to enact sections 103.28, 126.41, and 126.42 of the Revised Code regarding the state's information technology systems and shared services, was taken up for

consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 80, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abdullahi	Abrams	Baker	Bird
Blackshear	Brennan	Brent	Brewer
Brown	Callender	Carruthers	Claggett
Click	Creech	Cross	Cutrona
Dell'Aquila	Demetriou	Dobos	Edwards
Forhan	Fowler Arthur	Galonski	Ghanbari
Grim	Gross	Hall	Holmes
Hoops	Humphrey	Isaacsohn	Jarrells
John	Johnson	Jones	Kick
King	Klopfenstein	Lampton	LaRe
Lear	Lightbody	Lipps	Liston
Lorenz	Manchester	Manning	McNally
Merrin	Miller, A.	Miller, J.	Miller, K.
Miller, M.	Miranda	Oelslager	Patton
Pavliga	Peterson	Pizzulli	Plummer
Powell	Richardson	Robb Blasdel	Roemer
Russo	Santucci	Schmidt	Seitz
Somani	Stein	Stewart	Stoltzfus
Swearingen	Sweeney	Thomas, J.	Troy
White	Williams	Young, T.	Stephens-80

The bill passed.

Representative Hall moved to amend the title as follows:

Add the names: "Abdullahi, Baker, Bird, Brewer, Brown, Carruthers, Click, Dobos, Galonski, Grim, Gross, Holmes, Hoops, Isaacsohn, Kick, Merrin, Miller, A., Miller, J., Miranda, Russo, Schmidt, Somani, White, Williams, Young, T."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Am. H. B. No. 188**-Representatives Brewer, Baker.

Cosponsors: Representatives Brennan, Brent, Lightbody, Skindell, Gross.

To enact section 5.267 of the Revised Code to recognize Ohio Nursing Assistants Week, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 83, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abdullahi	Abrams	Baker	Bird
Blackshear	Brennan	Brent	Brewer
Brown	Callender	Carruthers	Claggett
Click	Creech	Cross	Cutrona

Dell'Aquila	Demetriou	Denson	Dobos
Edwards	Forhan	Fowler Arthur	Galonski
Ghanbari	Grim	Gross	Hall
Holmes	Hoops	Humphrey	Isaacsohn
Jarrells	John	Johnson	Jones
Kick	King	Klopfenstein	Lampton
LaRe	Lear	Lightbody	Lipps
Liston	Lorenz	Manchester	Manning
McNally	Merrin	Miller, A.	Miller, J.
Miller, K.	Miller, M.	Miranda	Oelslager
Patton	Pavliga	Peterson	Pizzulli
Plummer	Powell	Richardson	Robb Blasdel
Roemer	Russo	Santucci	Schmidt
Seitz	Somani	Stein	Stewart
Stoltzfus	Swearingen	Sweeney	Thomas, C.
Thomas, J.	Troy	Upchurch	White
Williams	Young, T.		Stephens-83

The bill passed.

Representative Brewer moved to amend the title as follows:

Add the names: "Abdullahi, Abrams, Bird, Blackshear, Brown, Carruthers, Creech, Cross, Dell'Aquila, Denson, Dobos, Forhan, Galonski, Grim, Hall, Holmes, Hoops, Isaacsohn, Jarrells, John, Johnson, Jones, Lampton, Liston, McNally, Miller, A., Miller, J., Miller, M., Miranda, Oelslager, Patton, Pavliga, Richardson, Roemer, Russo, Schmidt, Thomas, C., White, Williams, Young, T.."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Am. H. B. No. 162**-Representatives Klopfenstein, Kick.

Cosponsors: Representatives Abdullahi, Click, Santucci, Creech, Peterson, Barhorst, Wiggam, King, Dean, John, Brennan, Manchester, Dell'Aquila, Claggett, Miller, K., Plummer, Miller, M., Lear, Hoops, Bird, Brent, Jones, Lightbody, McClain, McNally, Miller, J.

To enact sections 5.2410, 5.2411, 5.2412, and 5.2413 of the Revised Code to make specified day and week designations relating to agriculture, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 83, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Baker	Bird	Blackshear
Brennan	Brent	Brewer	Brown
Callender	Carruthers	Claggett	Click
Creech	Cross	Cutrona	Dell'Aquila
Demetriou	Denson	Dobos	Edwards
Forhan	Fowler Arthur	Galonski	Ghanbari

Grim	Gross	Hall	Holmes
Hoops	Humphrey	Isaacsohn	Jarrells
John	Johnson	Jones	Kick
King	Klopfenstein	Lampton	LaRe
Lear	Lightbody	Lipps	Liston
Lorenz	Manchester	Manning	McNally
Merrin	Miller, A.	Miller, J.	Miller, K.
Miller, M.	Miranda	Oelslager	Patton
Pavliga	Peterson	Pizzulli	Plummer
Powell	Richardson	Robb Blasdel	Roemer
Rogers	Russo	Santucci	Schmidt
Seitz	Somani	Stein	Stewart
Stoltzfus	Swearingen	Sweeney	Thomas, C.
Thomas, J.	Troy	Upchurch	White
Williams	Young, T.		Stephens-83

The bill passed.

Representative Klopfenstein moved to amend the title as follows:

Add the names: "Abrams, Blackshear, Brewer, Brown, Carruthers, Cross, Demetriou, Denson, Dobos, Edwards, Forhan, Fowler Arthur, Galonski, Ghanbari, Grim, Gross, Hall, Humphrey, Isaacsohn, Johnson, Lampton, Liston, Lorenz, Miller, A., Oelslager, Pavliga, Richardson, Robb Blasdel, Roemer, Rogers, Schmidt, Somani, Stein, Stewart, Thomas, C., Upchurch, Williams, Young, T.."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 187-Representatives Hall, Bird.**

Cosponsors: Representatives Roemer, White, Creech, Schmidt, Dean, Plummer, Lear, Young, T., Demetriou, Jones, Carruthers, Kick, Fowler Arthur, Lorenz.

To amend sections 5713.01, 5713.03, 5715.01, 5715.012, 5715.24, 5715.25, 5715.251, and 5715.26 of the Revised Code to modify the procedures used to value real property for tax purposes and to abate property taxes on certain municipal and community improvement corporation property, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Troy moved to amend, amendment 1165, as follows:

In line 1 of the title, after "sections" insert "323.152, 4503.065,"

In line 5 of the title, after "purposes" insert ", to increase the amount of and expand the income qualifications for the homestead exemption,"

In line 8, after "sections" insert "323.152, 4503.065,"

After line 10, insert:

**"Sec. 323.152.** In addition to the reduction in taxes required under section 319.302 of the Revised Code, taxes shall be reduced as provided in divisions (A) and (B) of this section.

(A)(1)(a) Division (A)(1) of this section applies to any of the following persons:

(i) A person who is permanently and totally disabled;

(ii) A person who is sixty-five years of age or older;

(iii) A person who is the surviving spouse of a deceased person who was permanently and totally disabled or sixty-five years of age or older and who applied and qualified for a reduction in taxes under this division in the year of death, provided the surviving spouse is at least fifty-nine but not sixty-five or more years of age on the date the deceased spouse dies.

(b) Real property taxes on a homestead owned and occupied, or a homestead in a housing cooperative occupied, by a person to whom division (A)(1) of this section applies shall be reduced for each year for which an application for the reduction has been approved. The reduction shall equal one of the following amounts, as applicable to the person:

(i) If the person received a reduction under division (A)(1) of this section for tax year 2006, the greater of the reduction for that tax year or the amount computed under division (A)(1)(c) of this section;

(ii) If the person received, for any homestead, a reduction under division (A)(1) of this section for tax year 2013 or under division (A) of section 4503.065 of the Revised Code for tax year 2014 or the person is the surviving spouse of such a person and the surviving spouse is at least fifty-nine years of age on the date the deceased spouse dies, the amount computed under division (A)(1)(c) of this section.

(iii) If the person is not described in division (A)(1)(b)(i) or (ii) of this section and the person's total income does not exceed ~~thirty-fourty-five~~ thirty-fourty-five thousand dollars, as adjusted under division (A)(1)(d) of this section, the amount computed under division (A)(1)(c) of this section.

(c) The amount of the reduction under division (A)(1)(c) of this section equals the product of the following:

(i) ~~Twenty-five~~ Forty thousand dollars of the true value of the property in money, as adjusted under division (A)(1)(d) of this section;

(ii) The assessment percentage established by the tax commissioner under division (B) of section 5715.01 of the Revised Code, not to exceed thirty-five per cent;

(iii) The effective tax rate used to calculate the taxes charged against the property for the current year, where "effective tax rate" is defined as in section 323.08 of the Revised Code;

(iv) The quantity equal to one minus the sum of the percentage reductions in taxes received by the property for the current tax year under section 319.302 of the Revised Code and division (B) of section 323.152 of the Revised Code.

(d) The tax commissioner shall adjust the total income threshold described in division (A)(1)(b)(iii) and the reduction amounts described in divisions (A)(1)(c)(i), (A)(2), and (A)(3) of this section by completing the following calculations in September of each year:

(i) Determine the percentage increase in the gross domestic product deflator determined by the bureau of economic analysis of the United States department of commerce from the first day of January of the preceding calendar year to the last day of December of the preceding calendar year;

(ii) Multiply that percentage increase by the total income threshold or reduction amount for the current tax year, as applicable;

(iii) Add the resulting product to the total income threshold or the reduction amount, as applicable, for the current tax year;

(iv) Round the resulting sum to the nearest multiple of one hundred dollars.

The commissioner shall certify the amount resulting from each adjustment to each county auditor not later than the first day of December each year. The certified total income threshold amount applies to the following tax year for persons described in division (A)(1)(b)(iii) of this section. The certified reduction amount applies to the following tax year. The commissioner shall not make the applicable adjustment in any calendar year in which the amount resulting from the adjustment would be less than the total income threshold or the reduction amount for the current tax year.

(2)(a) Real property taxes on a homestead owned and occupied, or a homestead in a housing cooperative occupied, by a disabled veteran shall be reduced for each year for which an application for the reduction has been approved. The reduction shall equal the product obtained by multiplying fifty thousand dollars of the true value of the property in money, as adjusted under division (A)(1)(d) of this section, by the amounts described in divisions (A)(1)(c)(ii) to (iv) of this section. The reduction is in lieu of any reduction under section 323.158 of the Revised Code or division (A)(1), (2)(b), or (3) of this section. The reduction applies to only one homestead owned and occupied by a disabled veteran.

(b) Real property taxes on a homestead owned and occupied, or a homestead in a housing cooperative occupied, by the surviving spouse of a disabled veteran shall be reduced for each year an application for exemption is approved. The reduction shall equal to the amount of the reduction authorized under division (A)(2)(a) of this section.

The reduction is in lieu of any reduction under section 323.158 of the Revised Code or division (A)(1), (2)(a), or (3) of this section. The reduction applies to only one homestead owned and occupied by the surviving spouse of a disabled veteran. A homestead qualifies for a reduction in taxes under division (A)(2)(b) of this section beginning in one of the following tax years:

(i) For a surviving spouse described in division (L)(1) of section 323.151 of the Revised Code, the year the disabled veteran dies;

(ii) For a surviving spouse described in division (L)(2) of section 323.151 of the Revised Code, the first year on the first day of January of which the total disability rating described in division (F) of that section has been received for the deceased spouse.

In either case, the reduction shall continue through the tax year in which the surviving spouse dies or remarries.

(3) Real property taxes on a homestead owned and occupied, or a homestead in a housing cooperative occupied, by the surviving spouse of a public service officer killed in the line of duty shall be reduced for each year for which an application for the reduction has been approved. The reduction shall equal the product obtained by multiplying fifty thousand dollars of the true value of the property in money, as adjusted under division (A)(1)(d) of this section, by the amounts described in divisions (A)(1)(c)(ii) to (iv) of this section. The reduction is in lieu of any reduction under section 323.158 of the Revised Code or division (A)(1) or (2) of this section. The reduction applies to only one homestead owned and occupied by such a surviving spouse. A homestead qualifies for a reduction in taxes under division (A)(3) of this section for the tax year in which the public service officer dies through the tax year in which the surviving spouse dies or remarries.

(B) To provide a partial exemption, real property taxes on any homestead, and manufactured home taxes on any manufactured or mobile home on which a manufactured home tax is assessed pursuant to division (D)(2) of section 4503.06 of the Revised Code, shall be reduced for each year for which an application for the reduction has been approved. The amount of the reduction shall equal two and one-half per cent of the amount of taxes to be levied by qualifying levies on the homestead or the manufactured or mobile home after applying section 319.301 of the Revised Code. For the purposes of this division, "qualifying levy" has the same meaning as in section 319.302 of the Revised Code.

(C) The reductions granted by this section do not apply to special assessments or respread of assessments levied against the homestead, and if there is a transfer of ownership subsequent to the filing of an application for a reduction in taxes, such reductions are not forfeited for such year by virtue of such transfer.

(D) The reductions in taxable value referred to in this section shall be



applied solely as a factor for the purpose of computing the reduction of taxes under this section and shall not affect the total value of property in any subdivision or taxing district as listed and assessed for taxation on the tax lists and duplicates, or any direct or indirect limitations on indebtedness of a subdivision or taxing district. If after application of sections 5705.31 and 5705.32 of the Revised Code, including the allocation of all levies within the ten-mill limitation to debt charges to the extent therein provided, there would be insufficient funds for payment of debt charges not provided for by levies in excess of the ten-mill limitation, the reduction of taxes provided for in sections 323.151 to 323.159 of the Revised Code shall be proportionately adjusted to the extent necessary to provide such funds from levies within the ten-mill limitation.

(E) No reduction shall be made on the taxes due on the homestead of any person convicted of violating division (D) or (E) of section 323.153 of the Revised Code for a period of three years following the conviction.

**Sec. 4503.065.** (A)(1) Division (A) of this section applies to any of the following persons:

- (a) An individual who is permanently and totally disabled;
- (b) An individual who is sixty-five years of age or older;
- (c) An individual who is the surviving spouse of a deceased person who was permanently and totally disabled or sixty-five years of age or older and who applied and qualified for a reduction in assessable value under this section in the year of death, provided the surviving spouse is at least fifty-nine but not sixty-five or more years of age on the date the deceased spouse dies.

(2) The manufactured home tax on a manufactured or mobile home that is paid pursuant to division (C) of section 4503.06 of the Revised Code and that is owned and occupied as a home by an individual whose domicile is in this state and to whom this section applies, shall be reduced for any tax year for which an application for such reduction has been approved, provided the individual did not acquire ownership from a person, other than the individual's spouse, related by consanguinity or affinity for the purpose of qualifying for the reduction. An owner includes a settlor of a revocable or irrevocable inter vivos trust holding the title to a manufactured or mobile home occupied by the settlor as of right under the trust.

(a) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(2) of that section, the reduction shall equal one of the following amounts, as applicable to the person:

- (i) If the person received a reduction under this section for tax year 2007, the greater of the reduction for that tax year or the amount computed

under division (A)(2)(b) of this section;

(ii) If the person received, for any homestead, a reduction under division (A) of this section for tax year 2014 or under division (A)(1) of section 323.152 of the Revised Code for tax year 2013 or the person is the surviving spouse of such a person and the surviving spouse is at least fifty-nine years of age on the date the deceased spouse dies, the amount computed under division (A)(2)(b) of this section.

(iii) If the person is not described in division (A)(2)(a)(i) or (ii) of this section and the person's total income does not exceed ~~thirty-fourty-five~~ thousand dollars, as adjusted under division (A)(2)(e) of this section, the amount computed under division (A)(2)(b) of this section.

(b) The amount of the reduction under division (A)(2)(b) of this section equals the product of the following:

(i) ~~Twenty-five~~ Forty thousand dollars of the true value of the property in money, as adjusted under division (A)(2)(e) of this section;

(ii) The assessment percentage established by the tax commissioner under division (B) of section 5715.01 of the Revised Code, not to exceed thirty-five per cent;

(iii) The effective tax rate used to calculate the taxes charged against the property for the current year, where "effective tax rate" is defined as in section 323.08 of the Revised Code;

(iv) The quantity equal to one minus the sum of the percentage reductions in taxes received by the property for the current tax year under section 319.302 of the Revised Code and division (B) of section 323.152 of the Revised Code.

(c) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(1) of that section, the reduction shall equal one of the following amounts, as applicable to the person:

(i) If the person received a reduction under this section for tax year 2007, the greater of the reduction for that tax year or the amount computed under division (A)(2)(d) of this section;

(ii) If the person received, for any homestead, a reduction under division (A) of this section for tax year 2014 or under division (A)(1) of section 323.152 of the Revised Code for tax year 2013 or the person is the surviving spouse of such a person and the surviving spouse is at least fifty-nine years of age on the date the deceased spouse dies, the amount computed under division (A)(2)(d) of this section.

(iii) If the person is not described in division (A)(2)(c)(i) or (ii) of this section and the person's total income does not exceed ~~thirty-fourty-five~~ thousand dollars, as adjusted under division (A)(2)(e) of this section, the

amount computed under division (A)(2)(d) of this section.

(d) The amount of the reduction under division (A)(2)(d) of this section equals the product of the following:

(i) ~~Twenty-five~~Forty thousand dollars of the cost to the owner, or the market value at the time of purchase, whichever is greater, as those terms are used in division (D)(1) of section 4503.06 of the Revised Code, and as adjusted under division (A)(2)(e) of this section;

(ii) The percentage from the appropriate schedule in division (D)(1) (b) of section 4503.06 of the Revised Code;

(iii) The assessment percentage of forty per cent used in division (D) (1)(b) of section 4503.06 of the Revised Code;

(iv) The tax rate of the taxing district in which the home has its situs.

(e) The tax commissioner shall adjust the income threshold described in divisions (A)(2)(a)(iii) and (A)(2)(c)(iii) and the reduction amounts described in divisions (A)(2)(b)(i), (A)(2)(d)(i), (B)(1), (B)(2), (C)(1), and (C)(2) of this section by completing the following calculations in September of each year:

(i) Determine the percentage increase in the gross domestic product deflator determined by the bureau of economic analysis of the United States department of commerce from the first day of January of the preceding calendar year to the last day of December of the preceding calendar year;

(ii) Multiply that percentage increase by the total income threshold or reduction amount for the ensuing tax year, as applicable;

(iii) Add the resulting product to the total income threshold or reduction amount, as applicable for the ensuing tax year;

(iv) Round the resulting sum to the nearest multiple of one hundred dollars.

The commissioner shall certify the amount resulting from each adjustment to each county auditor not later than the first day of December each year. The certified amount applies to the second ensuing tax year. The commissioner shall not make the applicable adjustment in any calendar year in which the amount resulting from the adjustment would be less than the total income threshold or the reduction amount for the ensuing tax year.

(B)(1) The manufactured home tax levied pursuant to division (C) of section 4503.06 of the Revised Code on a manufactured or mobile home that is owned and occupied by a disabled veteran shall be reduced for any tax year for which an application for such reduction has been approved, provided the disabled veteran did not acquire ownership from a person, other than the disabled veteran's spouse, related by consanguinity or affinity for the purpose of qualifying for the reduction. An owner includes an owner within the

meaning of division (A)(2) of this section.

(a) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(2) of that section, the reduction shall equal the product obtained by multiplying fifty thousand dollars of the true value of the property in money, as adjusted under division (A)(2)(e) of this section, by the amounts described in divisions (A)(2)(b)(ii) to (iv) of this section.

(b) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(1) of that section, the reduction shall equal the product obtained by multiplying fifty thousand dollars of the cost to the owner, or the market value at the time of purchase, whichever is greater, as those terms are used in division (D)(1) of section 4503.06 of the Revised Code, as adjusted under division (A)(2)(e) of this section, by the amounts described in divisions (A)(2)(d)(ii) to (iv) of this section.

The reduction is in lieu of any reduction under section 4503.0610 of the Revised Code or division (A), (B)(2), or (C) of this section. The reduction applies to only one manufactured or mobile home owned and occupied by a disabled veteran.

(2) The manufactured home tax levied pursuant to division (C) of section 4503.06 of the Revised Code on a manufactured or mobile home that is owned and occupied by the surviving spouse of a disabled veteran shall be reduced for each tax year for which an application for such reduction has been approved. The reduction shall equal the amount of the reduction authorized under division (B)(1)(a) or (b) of this section, as applicable. An owner includes an owner within the meaning of division (A)(2) of this section.

The reduction is in lieu of any reduction under section 4503.0610 of the Revised Code or division (A), (B)(1), or (C) of this section. The reduction applies to only one manufactured or mobile home owned and occupied by the surviving spouse of a disabled veteran. A manufactured or mobile home qualifies for a reduction in taxes under division (B)(2) of this section beginning in one of the following tax years:

(a) For a surviving spouse described in division (H)(1) of section 4503.064 of the Revised Code, the year the disabled veteran dies;

(b) For a surviving spouse described in division (H)(2) of section 4503.064 of the Revised Code, the first year on the first day of January of which the total disability rating described in division (F) of section 323.151 of the Revised Code has been received for the deceased spouse.

In either case, the reduction shall continue through the tax year in which the surviving spouse dies or remarries.

(C) The manufactured home tax levied pursuant to division (C) of section 4503.06 of the Revised Code on a manufactured or mobile home that is owned and occupied by the surviving spouse of a public service officer killed in the line of duty shall be reduced for any tax year for which an application for such reduction has been approved, provided the surviving spouse did not acquire ownership from a person, other than the surviving spouse's deceased public service officer spouse, related by consanguinity or affinity for the purpose of qualifying for the reduction. An owner includes an owner within the meaning of division (A)(2) of this section.

(1) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(2) of that section, the reduction shall equal the product obtained by multiplying fifty thousand dollars of the true value of the property in money, as adjusted under division (A)(2)(e) of this section, by the amounts described in divisions (A)(2)(b)(ii) to (iv) of this section.

(2) For manufactured and mobile homes for which the tax imposed by section 4503.06 of the Revised Code is computed under division (D)(1) of that section, the reduction shall equal the product obtained by multiplying fifty thousand dollars of the cost to the owner, or the market value at the time of purchase, whichever is greater, as those terms are used in division (D)(1) of section 4503.06 of the Revised Code, as adjusted under division (A)(2)(e) of this section, by the amounts described in divisions (A)(2)(d)(ii) to (iv) of this section.

The reduction is in lieu of any reduction under section 4503.0610 of the Revised Code or division (A) or (B) of this section. The reduction applies to only one manufactured or mobile home owned and occupied by such a surviving spouse. A manufactured or mobile home qualifies for a reduction in taxes under this division for the tax year in which the public service officer dies through the tax year in which the surviving spouse dies or remarries.

(D) If the owner or the spouse of the owner of a manufactured or mobile home is eligible for a homestead exemption on the land upon which the home is located, the reduction to which the owner or spouse is entitled under this section shall not exceed the difference between the reduction to which the owner or spouse is entitled under division (A), (B), or (C) of this section and the amount of the reduction under the homestead exemption.

(E) No reduction shall be made with respect to the home of any person convicted of violating division (C) or (D) of section 4503.066 of the Revised Code for a period of three years following the conviction."

In line 625, after "sections" insert "323.152, 4503.065,"

After line 745, insert:

**Section 6.** The amendment by this act of section 323.152 of the

Revised Code applies to tax year 2023 and every tax year thereafter. The amendment by this act of section 4503.065 of the Revised Code applies to tax year 2024 and every tax year thereafter.

**Section 7.** Sections 323.152 and 4503.065 of the Revised Code are presented in this act as a composite of the sections as amended by both H.B. 33 and S.B. 43 of the 135th General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the sections in effect prior to the effective date of the sections as presented in this act."

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 52, nays 31, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Bird	Carruthers	Claggett
Click	Creech	Cross	Cutrona
Demetriou	Dobos	Fowler Arthur	Ghanbari
Gross	Hall	Holmes	Hoops
John	Johnson	Jones	Kick
King	Klopfenstein	Lampton	LaRe
Lear	Lipps	Lorenz	Manchester
Merrin	Miller, K.	Miller, M.	Oelslager
Pavliga	Peterson	Pizzulli	Plummer
Powell	Richardson	Robb Blasdel	Roemer
Santucci	Schmidt	Seitz	Stein
Stewart	Stoltzfus	Swearingen	Thomas, J.
White	Williams	Young, T.	Stephens-52

Those who voted in the negative were: Representatives

Abdullahi	Baker	Blackshear	Brennan
Brent	Brewer	Brown	Callender
Dell'Aquila	Denson	Edwards	Forhan
Galonski	Grim	Humphrey	Isaacsohn
Jarrells	Lightbody	Liston	McNally
Miller, A.	Miller, J.	Miranda	Patton
Rogers	Russo	Somani	Sweeney
Thomas, C.	Troy		Upchurch-31

The motion to amend was laid on the table.

Representative Troy moved to amend, amendment 1208, as follows:

In line 3 of the title, after "to" insert "temporarily"

In line 55, strike through "When the auditor determines to reappraise all the real"

In line 56, strike through "estate in the county or any class thereof"

In line 57, delete "or to"; strike through "increase"; strike through "the aggregate true or"

Strike through lines 58 through 60

In line 61, strike through "pursuant to the order of the commissioner, the" and insert "The"

In line 62, strike through the second "the" and insert "any"

In line 386, after "equalization" insert "recommendations, for tax years 2024 and 2025, or"; after "for" insert "all other"; delete "before 2024,"

In line 387, delete "or recommendations, for tax year 2024 and thereafter"

In line 401, reinsert "the"; delete "making"

In line 402, reinsert "of"; delete "recommendations with respect to"

In line 403, reinsert "Such"; delete "The commissioner shall not use"

In line 404, delete "such"; reinsert "shall not"

In line 405, reinsert "be applied by the commissioner"; delete "in making equalization"

In line 406, delete "recommendations"

In line 407, reinsert "for the purpose of equalization"

In line 440, delete "determination" and insert "determinations"

In line 453, strike through "(A)" and insert "(A)(1) Division (A)(1) of this section applies to all tax years other than tax years 2024 and 2025."

In line 454, reinsert "determine"; delete "analyze"

In line 462, reinsert "determination shall be made"

In line 463, delete "commissioner shall complete this analysis"

In line 465, delete ", in"; reinsert "commissioner finds that"

In line 466, delete "commissioner's opinion,"

In line 469, delete " ,"

In line 471, delete "recommend an"

In line 472, delete "in"

In line 475, delete ", in the commissioner's"

In line 476, delete "opinion,"

In line 481, reinsert "determining"; delete "analyzing"

In line 483, reinsert "determining"; delete "recommending"

In line 484, reinsert "shall"; delete "should"

In line 489, reinsert "considers"; delete "recommends as"

In line 495, reinsert "In implementing"; delete "A county auditor may implement all or a"

In line 496, delete "portion of"

In line 497, reinsert "ordered"; delete "recommended"

In line 498, reinsert ", the county"; delete ". When implementing any such increase"

In line 499, delete "or decrease, the"

After line 503, insert:

"(2) Division (A)(2) of this section applies to tax years 2024 and 2025. The tax commissioner, annually, shall analyze whether the real property and the various classes thereof in the several counties, municipal corporations, and taxing districts that have completed a sexennial reappraisal in the current year and that will have the new taxable values placed on the tax list and duplicate have been assessed as required by law, and whether the values set forth in the agricultural land tax list in such taxing districts correctly reflect the true and agricultural use values of the lands contained therein. The commissioner shall complete this analysis prior to the first Monday in August unless the commissioner, for good cause, extends the date. If, in the commissioner's opinion, the real property or any class thereof in any such county, municipal corporation, or taxing district, as reported to it by the several county auditors of the counties that have completed such reappraisal, is not listed for taxation or recorded on the agricultural land tax list in accordance therewith, the commissioner shall recommend an increase or decrease in the appropriate aggregate value of the real property or any class thereof in any such county, township, municipal corporation, taxing district, or ward or division of a municipal corporation, by a per cent or amount that, in the commissioner's opinion, will cause that property to be correctly valued on the agricultural land tax list and to be correctly assessed on the tax list at its taxable value so that every class of real property shall be listed and valued for taxation and valued for purposes of sections 5713.33 to 5713.35 of the Revised Code as required by law. In analyzing whether a class of real property has been assessed at its correct taxable value and in recommending any per cent or amount by which the aggregate value of the class from a prior year should be increased or decreased to be correctly assessed, the commissioner shall consider only the aggregate values of property that existed in the prior year and that is to be taxed in the current year. In addition to any other adjustments the commissioner recommends as necessary to comply with this requirement, the value of new construction shall not be regarded as an increase in such aggregate value from the prior year, and the value of property destroyed or demolished since the prior year shall be deducted from the aggregate value of that class for the prior year.

A county auditor may implement all or a portion of any increase or



decrease in valuation of real property recommended by the commissioner pursuant to this section. When implementing any such increase or decrease, the auditor shall, when practicable, increase or decrease the taxable valuation of parcels in accordance with actual changes in valuation of real property that occur in different subdivisions, neighborhoods, or among classes of real property in the county."

In line 507, after "**5715.25.**" insert "(A) Division (A) of this section applies to all tax years other than tax years 2024 and 2025."; reinsert "increases"; delete "recommends"

In line 508, delete "an increase"; reinsert "decreases"; delete "decrease in"

In line 513, reinsert "to"; delete "that the commissioner"

In line 514, delete "recommends"

After line 516, insert:

"(B) Division (B) of this section applies to tax years 2024 and 2025. If the tax commissioner recommends an increase or decrease in the aggregate value of the real property or any class thereof on the tax list or agricultural land tax list in any taxing district or subdivision of the state under section 5715.24 of the Revised Code, the commissioner shall transmit to each county auditor a statement that specifies the amount or per cent that the commissioner recommends be added to or deducted from the valuation of such property or class thereof in each taxing district or subdivision in the county auditor's county."

In line 517, after "**5715.251.**" insert "(A) Division (A) of this section applies to all tax years other than tax years 2024 and 2025."; reinsert "county auditor"; delete "tax commissioner"

In line 518, reinsert "determination of change"

In line 519, delete "county auditor's adjustment, or lack of adjustment,"

In line 521, reinsert "is made by"; delete "does not conform with the recommendations"

In line 522, delete "made by"

In line 523, reinsert "appeal"; delete "commissioner"; reinsert "be taken"; delete "file the"

In line 524, delete "notice of appeal with the board and the auditor"

In line 525, reinsert "the statement by the county auditor of the"

Reinsert line 526

In line 527, reinsert "of a notice of appeal with the board and the commissioner"; delete "an"

Delete line 528

In line 529, delete "division (A) of section 5715.26 of the Revised Code"

In line 530, reinsert "determination"; delete "recommendations"

In line 531, delete ", as well as the auditor's abstract or adjusted"

In line 532, delete "abstract"

In line 533, reinsert "commissioner"; delete "auditor"

In line 536, delete ","; reinsert "commissioner"; delete "county auditor"

In line 538, reinsert "commissioner"; delete "auditor"

In line 539, reinsert "county"

In line 541, reinsert "commissioner"; delete "auditor"

In line 542, reinsert "county auditor"; delete "commissioner"

In line 543, reinsert "a certified transcript"

In line 544, reinsert "of the record of the commissioner's proceedings pertaining"; delete "any"

In line 545, delete "records or evidence that the auditor used"; delete "compile"

In line 546, reinsert "determination"; delete "abstract or adjusted abstract"; reinsert "and"; delete "."

In line 547, delete "including"; reinsert "commissioner"; delete "auditor"

In line 548, reinsert "making such determination"; delete "declining to make the commissioner's"

In line 549, delete "recommended changes"; after "." insert:

"(B) Division (B) of this section applies to tax years 2024 and 2025. The tax commissioner may appeal to the board of tax appeals any county auditor's adjustment, or lack of adjustment, in the abstract of real property of a taxing district in the auditor's county that does not conform with the recommendations made by the tax commissioner under section 5715.24 of the Revised Code. The commissioner shall file the notice of appeal with the board and the auditor within thirty days after receipt of an adjusted abstract or notice declining to make adjustments under division (A) of section 5715.26 of the Revised Code. Such notice of appeal shall set forth the recommendations of the commissioner, as well as the auditor's abstract or adjusted abstract appealed from and the errors therein complained of. Proof of the filing of such notice with the auditor shall be filed with the board. The board has exclusive jurisdiction of the appeal.

In all such appeals, the county auditor shall be made appellee. Unless waived, notice of the appeal shall be served upon the auditor by certified mail. The prosecuting attorney shall represent the auditor in such an appeal.

The auditor, upon written demand filed by the commissioner, shall within thirty days after the filing of such demand, file with the board any records or evidence that the auditor used to compile the abstract or adjusted abstract complained of, including the evidence the auditor considered in declining to make the commissioner's recommended changes."

In line 550, before "If" insert "(C)"; strike through "such" and insert "the"

In line 551, after "board" insert "of revision"; reinsert "determination" and insert "or the"

In line 552, after "from" insert ", as applicable,"

In line 554, reinsert "determination" and insert "or"

In line 555, reinsert "reverse and vacate" and insert "or modify"; reinsert "the determination or"

In line 556, strike through "it" and insert "the abstract, as applicable,"; after "enter" insert "a"

In line 564, after "(A)(1)" insert "Division (A)(1) of this section applies to all tax years other than tax years 2024 and 2025."

In line 565, reinsert "shall"

In line 566, reinsert "forthwith"; delete "may"

In line 567, delete "all or a portion of"

In line 568, reinsert "required"; delete "recommended"

In line 572, strike through "(2)"; reinsert "the"; delete "any"; reinsert "required"

In line 573, reinsert "by"; delete "under"

In line 576, reinsert "required"; delete "made"; delete "If the auditor does not"

Delete lines 577 through 579 and insert:

"(2) Division (A)(2) of this section applies to tax years 2024 and 2025. Upon receiving the statement required by section 5715.25 of the Revised Code, the county auditor may add to or deduct from each tract, lot, or parcel of real property or class of real property all or a portion of the recommended percentage or amount of the valuation thereof, adding or deducting any sum less than five dollars so that the value of any separate tract, lot, or parcel of real property shall be ten dollars or some multiple thereof.

After making any additions or deductions under this section, the auditor shall transmit to the tax commissioner the appropriate adjusted abstract of the real property of each taxing district in the auditor's county in which an adjustment was made. If the auditor does not make any adjustments to the abstract of real property of any taxing district, the auditor shall so notify the tax commissioner."

In line 580, reinsert "(3) If" and insert ", in any tax year other than tax year 2024 or 2025,"; reinsert "the commissioner increases or decreases the"

Reinsert lines 581 through 596

In line 597, after "If" insert "a county auditor or, for tax year 2024 or 2025,"

In line 608, delete "(A)" and insert "(A)(2)"; after "section" insert "when applicable"

In line 717, delete "(A)"

Delete lines 737 through 739

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 56, nays 28, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Bird	Callender	Carruthers
Claggett	Click	Creech	Cross
Cutrona	Demetriou	Dobos	Edwards
Fowler Arthur	Ghanbari	Gross	Hall
Holmes	Hoops	John	Johnson
Jones	Kick	King	Klopfenstein
Lampton	LaRe	Lear	Lipps
Lorenz	Manchester	Manning	Merrin
Miller, K.	Miller, M.	Oelslager	Patton
Pavliga	Peterson	Pizzulli	Plummer
Powell	Richardson	Robb Blasdel	Roemer
Santucci	Schmidt	Seitz	Stein
Stewart	Stoltzfus	Swearingen	Thomas, J.
White	Williams	Young, T.	Stephens-56

Those who voted in the negative were: Representatives

Abdullahi	Baker	Blackshear	Brennan
Brent	Brewer	Brown	Dell'Aquila
Denson	Forhan	Galonski	Grim
Humphrey	Isaacsohn	Jarrells	Lightbody
Liston	McNally	Miller, A.	Miller, J.
Miranda	Rogers	Russo	Somani
Sweeney	Thomas, C.	Troy	Upchurch-28

The motion to amend was laid on the table.

Representative Troy moved to amend, amendment 1152, as follows:

In line 3 of the title, after "5715.26" insert "and to enact section 5715.013"

In line 9, after "5715.26" insert "be amended and section 5715.013"

In line 10, delete "amended" and insert "enacted"

After line 452, insert:

"Sec. 5715.013. (A) Within thirty days after a settlement of taxes under divisions (A) and (C) of section 321.24 of the Revised Code, the county treasurer shall certify to the tax commissioner both of the following:

(1) One-half of the total amount of taxes on real property that were reduced pursuant to division (A)(3) of section 5715.01 of the Revised Code for the preceding tax year relative to the total amount of taxes on that property that would have been collected under division (A)(2) of that section had that division been applicable for that year;

(2) One-half of the total amount of taxes on real property that were reduced pursuant to division (B) of section 5715.012 of the Revised Code for the preceding tax year relative to the total amount of taxes on that property that would have been collected under division (A) of that section had that division been applicable for that year.

The commissioner, within thirty days of the receipt of such certifications, shall provide for payment to the county treasurer, from the general revenue fund, of the amounts certified, which shall be credited upon receipt to the county's undivided income tax fund.

(B) Immediately upon receipt of funds into the county undivided income tax fund under this section, the county auditor shall distribute the full amount thereof among the taxing districts in the county as though the total had been paid as taxes by each person for whom taxes were reduced under division (A)(3) of section 5715.01 and division (B) of section 5715.012 of the Revised Code."

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 29, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Bird	Callender	Carruthers
Claggett	Click	Creech	Cross
Cutrona	Demetriou	Dobos	Fowler Arthur
Ghanbari	Gross	Hall	Holmes
Hoops	John	Johnson	Jones
Kick	King	Klopfenstein	Lampton
LaRe	Lear	Lipps	Lorenz
Manchester	Manning	Merrin	Miller, K.
Miller, M.	Oelslager	Patton	Pavliga

Peterson	Pizzulli	Plummer	Powell
Richardson	Robb Blasdel	Roemer	Santucci
Schmidt	Seitz	Stein	Stewart
Stoltzfus	Swearingen	Thomas, J.	White
Williams	Young, T.		Stephens-55

Those who voted in the negative were: Representatives

Abdullahi	Baker	Blackshear	Brennan
Brent	Brewer	Brown	Dell'Aquila
Denson	Edwards	Forhan	Galonski
Grim	Humphrey	Isaacsohn	Jarrells
Lightbody	Liston	McNally	Miller, A.
Miller, J.	Miranda	Rogers	Russo
Somani	Sweeney	Thomas, C.	Troy
			Upchurch-29

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 58, nays 26, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Bird	Brennan	Callender
Carruthers	Claggett	Click	Creech
Cross	Cutrona	Dell'Aquila	Demetriou
Dobos	Edwards	Fowler Arthur	Ghanbari
Gross	Hall	Holmes	John
Johnson	Jones	Kick	King
Klopfenstein	Lampton	LaRe	Lear
Lipps	Lorenz	Manchester	Manning
Merrin	Miller, K.	Miller, M.	Oelslager
Patton	Pavliga	Peterson	Pizzulli
Plummer	Powell	Richardson	Robb Blasdel
Roemer	Santucci	Schmidt	Seitz
Stein	Stewart	Stoltzfus	Swearingen
Sweeney	Thomas, J.	White	Williams
Young, T.			Stephens-58

Those who voted in the negative were: Representatives

Abdullahi	Baker	Blackshear	Brent
Brewer	Brown	Denson	Forhan
Galonski	Grim	Hoops	Humphrey
Isaacsohn	Jarrells	Lightbody	Liston
McNally	Miller, A.	Miller, J.	Miranda
Rogers	Russo	Somani	Thomas, C.
Troy			Upchurch-26

The bill passed.

Representative Hall moved to amend the title as follows:

Add the names: "Click, Cutrona, Dobos, Edwards, Gross, John, Johnson, Miller, M., Peterson, Williams."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**MESSAGE FROM THE SPEAKER**

The Speaker of the House of Representatives, on October 11, 2023, signed the following:

**Am. Sub. H. B. No. 35**-Representatives Seitz, Miranda - et al.

On motion of Representative Oelslager, the House adjourned until Thursday, October 12, 2023 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.