

OHIO

House

of

Representatives

JOURNAL

TUESDAY, SEPTEMBER 12, 2023

SEVENTY-FIRST DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, September 12, 2023, 9:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of the previous legislative day was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 259 - Representatives Schmidt, Miller, A.

Cosponsors: Representatives Richardson, Callender, Johnson, Mathews, White, Humphrey, Jarrells, Denson, Galonski, Upchurch, Thomas, C., Brent, Sweeney.

To amend sections 9.07, 120.03, 120.041, 120.06, 120.14, 120.16, 120.18, 120.24, 120.26, 120.28, 120.33, 120.34, 149.43, 149.436, 1901.183, 2152.13, 2152.67, 2301.20, 2307.60, 2317.02, 2701.07, 2743.51, 2901.02, 2909.24, 2929.02, 2929.13, 2929.14, 2929.61, 2930.19, 2937.222, 2941.021, 2941.14, 2941.148, 2941.401, 2941.43, 2941.51, 2945.06, 2945.10, 2945.13, 2945.21, 2945.25, 2945.33, 2945.38, 2949.02, 2949.03, 2953.02, 2953.07, 2953.08, 2953.09, 2953.10, 2953.21, 2953.23, 2953.71, 2953.72, 2953.73, 2953.81, 2967.05, 2967.12, 2967.13, 2967.193, 2967.194, 2971.03, 2971.07, 5120.113, 5120.53, 5120.61, 5139.04, and 5919.16 and to repeal sections 109.97, 120.35, 2725.19, 2929.021, 2929.022, 2929.023, 2929.024, 2929.025, 2929.03, 2929.04, 2929.05, 2929.06, 2945.20, 2947.08, 2949.21, 2949.22, 2949.221, 2949.222, 2949.24, 2949.25, 2949.26, 2949.27, 2949.28, 2949.29, 2949.31, and 2967.08 of the Revised Code to abolish the death penalty and to modify the number of jurors that may be challenged in cases where a defendant may be sentenced to life imprisonment, and to make an appropriation.

H. B. No. 260 - Representatives Seitz, Robb Blasdel.

Cosponsor: Representative Plummer.

To amend sections 4903.082, 4903.083, 4903.10, 4903.11, 4903.13, 4903.15, 4903.221, 4909.04, 4909.05, 4909.052, 4909.06, 4909.07, 4909.08, 4909.15, 4909.156, 4909.18, 4909.19, 4909.42, and 4909.43 and to enact sections 4905.131, 4905.221, 4905.321, 4905.331, 4909.041, 4909.042, 4909.043, 4909.157, 4909.173, 4909.174, 4909.175, 4909.176, 4909.178, 4909.181, and 4909.46 of the Revised Code regarding public utilities and competitive retail electric service.

H. B. No. 261 - Representatives Patton, Sweeney.

To amend section 145.01 and to enact section 145.335 of the Revised Code

to make emergency medical services workers "public safety officers" under the Ohio Public Employees Retirement System.

H. B. No. 262 - Representatives Roemer, Plummer.

Cosponsors: Representatives Brennan, Dell'Aquila.

To enact section 5.2321 of the Revised Code to designate May as "Umpire Recognition Month."

H. B. No. 263 - Representatives Isaacsohn, Hall.

Cosponsors: Representatives Baker, McNally, Miranda, Lampton, Gross, Brent, Dean, Brown, Dobos, Weinstein, Humphrey, Mohamed, Grim, Upchurch, Liston, Somani, Miller, J., Miller, A., Brennan, Galonski, Jarrells, Abdullahi, Thomas, C., Schmidt, Richardson.

To amend sections 323.152, 323.153, 323.158, 4503.06, 4503.066, 4503.067, 4503.068, 4503.069, and 4503.0610 and to enact section 4503.0612 of the Revised Code to authorize a property tax freeze for certain owner-occupied homes.

H. B. No. 264 - Representatives Pizzulli, Johnson.

Cosponsors: Representatives Seitz, Williams, Schmidt.

To amend section 4928.01 of the Revised Code to make certain steam-producing facilities waste energy recovery systems for purposes of the state's energy efficiency laws.

H. B. No. 265 - Representatives Wiggam, Hall.

Cosponsors: Representatives Plummer, Williams, Willis, Gross, Young, T.

To amend sections 149.43, 149.45, and 319.28 of the Revised Code to exempt redaction request forms, affidavits, and the records of the work schedules of designated public service workers from disclosure under public records law.

H. B. No. 266 - Representative Wiggam.

To amend sections 3314.03, 3326.11, and 3328.24 and to enact section 5502.264 of the Revised Code to require school districts and schools to update emergency management plans to include evacuation procedures for individuals with disabilities and to amend the version of section 3314.03 of the Revised Code that is scheduled to take effect January 1, 2025, to continue the changes on and after that effective date.

H. B. No. 267 - Representative Loychik.

To amend sections 3311.053, 3505.03, 3505.04, 3513.04, 3513.052, and 3513.261 and to repeal sections 3513.254, 3513.255, 3513.256, and 3513.259 of the Revised Code to provide for primary elections for state and school district board of education members and move the election for state and

school district board members from the nonpartisan ballot.

H. B. No. 268 - Representative Schmidt.

To enact section 5534.925 of the Revised Code to designate a portion of State Route 32 in Clermont County as the "Richard "Dick" Mallon Memorial Highway."

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Russo reported for the Rules and Reference committee recommending that the following House Bills, House Joint Resolution, and Senate Bills be considered for the second time and referred to the following committees for consideration:

H. B. No. 223 - Representative Thomas, J.
TO CREATE THE "JACKSON LOCAL SCHOOLS" LICENSE PLATE.
To the committee on Homeland Security

H. B. No. 224 - Representatives Miller, J. and Lightbody
TO ALLOW A DEDICATED ORGAN RECOVERY VEHICLE TO USE A FLASHING LIGHT AND SIREN, TO PROHIBIT FAILING TO STOP FOR, YIELD TO, OR PROCEED WITH CAUTION AROUND SUCH VEHICLES, AND TO EXEMPT THE DRIVER OF A DEDICATED ORGAN RECOVERY VEHICLE FROM CERTAIN TRAFFIC LAWS.
To the committee on Transportation

H. B. No. 225 - Representatives Brent and Galonski
TO DESIGNATE THE MONTH OF JUNE AS "PRIDE MONTH."
To the committee on State and Local Government

H. B. No. 226 - Representatives Robb Blasdel and Jarrells
TO PERMIT WATER-WORKS COMPANIES TO BEAR THE COSTS FOR REPLACING CERTAIN CUSTOMER-OWNED WATER SERVICE LINES.
To the committee on Public Utilities

H. B. No. 227 - Representative Pizzulli
REGARDING THE COMPOSITION OF BOARDS OF ALCOHOL, DRUG ADDICTION, AND MENTAL HEALTH SERVICES; THE AUTHORITY OF THE BOARDS; AND THE REQUIREMENTS FOR OPERATION OF RECOVERY HOUSING RESIDENCES.
To the committee on Behavioral Health

H. B. No. 228 - Representatives Johnson and Plummer
TO RENAME THE VERN RIFFE CENTER FOR GOVERNMENT AND THE ARTS AS THE TAWNYA SALYER MEMORIAL CENTER FOR

GOVERNMENT AND THE ARTS.

To the committee on Government Oversight

H. B. No. 229 - Representatives Sweeney and Patton

TO REQUIRE HEALTH CARE PRACTITIONERS TO PROVIDE INFORMATION ON SUDDEN UNEXPECTED DEATH IN EPILEPSY TO AT RISK PATIENTS AND TO NAME THE ACT THE BRENNA BROSSARD SUDEP AWARENESS ACT.

To the committee on Health Provider Services

H. B. No. 230 - Representatives Abrams and Swearingen

TO INCREASE PENALTIES FOR DRUG TRAFFICKING ABOVE CERTAIN AMOUNTS AND TO PROHIBIT ORGANIZED TRAFFICKING OF PERSONS.

To the committee on Homeland Security

H. B. No. 231 - Representatives Pavliga and Miller, A.

TO ESTABLISH A 9-8-8 SUICIDE PREVENTION AND MENTAL HEALTH CRISIS TELEPHONE LINE.

To the committee on Finance

H. B. No. 232 - Representatives Callender and Loychik

TO CREATE THE "HISTORICAL AND PATRIOTIC EDUCATION" LICENSE PLATE.

To the committee on Homeland Security

H. B. No. 233 - Representatives Williams and Hillyer

TO ENACT THE SELF-DEFENSE PROTECTION ACT TO CREATE A PRETRIAL PROCEDURE FOR A PERSON ASSERTING SELF-DEFENSE, DEFENSE OF ANOTHER, OR DEFENSE OF THAT PERSON'S PROPERTY.

To the committee on Criminal Justice

H. B. No. 234 - Representatives Williams and Rogers

TO PROHIBIT A COURT IMPOSING A SENTENCE ON AN OFFENDER FOR A FELONY OR MISDEMEANOR FROM CONSIDERING WHETHER THE OFFENDER WHO ENTERED AN ALFORD PLEA SHOWS GENUINE REMORSE FOR THE OFFENSE.

To the committee on Criminal Justice

H. B. No. 235 - Representative Fowler Arthur

WITH REGARD TO MEMBERSHIP AND ELECTION OF STATE BOARD OF EDUCATION MEMBERS AND TO MAKE CHANGES REGARDING THE STATE BOARD'S PUBLIC MEETINGS.

To the committee on Primary and Secondary Education

H. B. No. 236 - Representatives Miller, M. and Lear

TO PROHIBIT A CONGREGATE CARE SETTING FROM DENYING A

PATIENT OR RESIDENT ACCESS TO AN ADVOCATE AND TO NAME THIS ACT THE NEVER ALONE ACT.

To the committee on Health Provider Services

H. B. No. 237 - Representatives Miller, K. and Plummer
TO MAKE CHANGES TO THE LAWS GOVERNING ALL-PURPOSE VEHICLES, OFF-HIGHWAY MOTORCYCLES, SNOWMOBILES, UTILITY VEHICLES, AND MINI-TRUCKS.

To the committee on Homeland Security

H. B. No. 238 - Representatives Fowler Arthur and Klopfenstein
TO REVISE AND STREAMLINE THE STATE'S OCCUPATIONAL REGULATIONS.

To the committee on State and Local Government

H. B. No. 239 - Representatives Fowler Arthur and Dean
TO ESTABLISH REQUIREMENTS RELATIVE TO THE REGISTRATION, TITLING, AND USE OF REPLICA MOTOR VEHICLES.

To the committee on Transportation

H. B. No. 240 - Representative Stoltzfus
TO PERMIT PUBLIC SCHOOLS TO EMPLOY CHAPLAINS TO PROVIDE SUPPORT SERVICES.

To the committee on Primary and Secondary Education

H. B. No. 241 - Representatives Miller, J. and Miller, K.
REGARDING FILLING A VACANT POLICE DEPARTMENT POSITION WITHOUT A COMPETITIVE EXAMINATION.

To the committee on Homeland Security

H. B. No. 242 - Representatives Miller, A. and Stein
TO ESTABLISH THE ARMED FORCES RESERVE COMPONENT SCHOLARSHIP PROGRAM AND RELATED FUNDS.

To the committee on Higher Education

H. B. No. 243 - Representative Pizzulli
TO DESIGNATE NOVEMBER 5TH AS "ROY ROGERS DAY."

To the committee on State and Local Government

H. B. No. 244 - Representative Schmidt
TO MAKE A SUPPLEMENTAL APPROPRIATION FOR A FIRE DEPARTMENT.

To the committee on Finance

H. B. No. 245 - Representatives King and Williams
TO PROHIBIT ADULT CABARET PERFORMANCES IN LOCATIONS OTHER THAN ADULT CABARETS.

To the committee on Criminal Justice

H. B. No. 246 - Representatives Cutrona and Brewer
REGARDING SELF-DIRECTION IN CERTAIN MEDICAID HOME AND
COMMUNITY-BASED SERVICES WAIVER PROGRAMS.

To the committee on Public Health Policy

H. B. No. 247 - Representatives Mohamed and Abdullahi
TO DESIGNATE THE TWENTIETH DAY OF JUNE AS "WORLD
REFUGEE DAY."

To the committee on State and Local Government

H. B. No. 248 - Representatives Demetriou and Manchester
TO CREATE THE "SUICIDE PREVENTION" LICENSE PLATE.

To the committee on Homeland Security

H. B. No. 249 - Representatives Galonski and Hillyer
TO MAKE CHANGES TO THE LAW REGARDING INVOLUNTARY
TREATMENT FOR PERSONS WITH A MENTAL ILLNESS SUBJECT TO
COURT ORDER.

To the committee on Behavioral Health

H. B. No. 250 - Representatives Miranda and Richardson
TO REVISE THE MILITARY ENLISTMENT DIPLOMA SEAL.

To the committee on Primary and Secondary Education

H. B. No. 251 - Representative Pavliga
TO DESIGNATE A PORTION OF STATE ROUTE 88 IN PORTAGE
COUNTY AS THE "DEPUTY SHERIFF JAMES "JIM" WERT MEMORIAL
HIGHWAY."

To the committee on Transportation

H. B. No. 252 - Representative John
TO DESIGNATE A PORTION OF STATE ROUTE 39 IN RICHLAND
COUNTY AS THE "SM1 CORNELIUS ANTHONY MCCAFFERTY, JR.
MEMORIAL HIGHWAY."

To the committee on Transportation

H. B. No. 253 - Representatives Upchurch and Holmes
TO DESIGNATE PORTIONS OF UNITED STATES ROUTES 42, 68, AND
62 AS THE "BRIGADIER GENERAL CHARLES YOUNG MEMORIAL
HISTORICAL CORRIDOR."

To the committee on Transportation

H. B. No. 254 - Representatives Richardson and Holmes
TO EXPAND AND ENHANCE THE HOMESTEAD PROPERTY TAX
EXEMPTION FOR DISABLED VETERANS.

To the committee on Ways and Means

H. B. No. 255 - Representatives Miller, K. and Ghanbari
TO MAKE CHANGES TO THE LAWS GOVERNING MASSAGE

ESTABLISHMENTS AND TO ESTABLISH A NONTHERAPEUTIC MASSAGE REGISTRATION AND TO AMEND THE VERSION OF SECTION 503.41 OF THE REVISED CODE SCHEDULED TO TAKE EFFECT ON DECEMBER 29, 2023, TO CONTINUE THE CHANGE ON AND AFTER THAT DATE.

To the committee on Criminal Justice

H. B. No. 256 - Representatives Miller, K. and Creech
TO REQUIRE THE DEPARTMENT OF NATURAL RESOURCES TO INQUIRE ABOUT ORGAN DONATION UNDER SPECIFIED CIRCUMSTANCES.

To the committee on Public Health Policy

H. B. No. 257 - Representatives Hoops and Claggett
TO AUTHORIZE CERTAIN PUBLIC BODIES TO MEET VIRTUALLY, AND TO DECLARE AN EMERGENCY.

To the committee on Government Oversight

H. B. No. 258 - Representative Carruthers
TO INCREASE FINES FOR REPEATEDLY SELLING TOBACCO PRODUCTS TO MINORS AND TO APPLY THE PUBLIC NUISANCE LAW TO PLACES WHERE SUCH SALES OCCUR.

To the committee on Criminal Justice

H. J. R. No. 3 - Representatives McClain and Willis
APPLICATION TO THE CONGRESS OF THE UNITED STATES FOR A CONVENTION OF THE STATES UNDER ARTICLE V OF THE CONSTITUTION OF THE UNITED STATES THAT IS LIMITED TO PROPOSING AMENDMENTS THAT IMPOSE FISCAL RESTRAINTS ON THE FEDERAL GOVERNMENT, LIMIT THE POWER AND JURISDICTION OF THE FEDERAL GOVERNMENT, AND LIMIT THE TERMS OF OFFICE FOR ITS OFFICIALS AND MEMBERS OF CONGRESS.

To the committee on Government Oversight

S. B. No. 90 - Senator Roegner
TO ENTER INTO THE SOCIAL WORK LICENSURE COMPACT.

To the committee on Commerce and Labor

Sub. S. B. No. 91 - Senator Schaffer
REGARDING FRAUD, WASTE, AND ABUSE OF PUBLIC FUNDS.

To the committee on Government Oversight

Am. Sub. S. B. No. 117 - Senators Cirino and McColley
TO ESTABLISH THE SALMON P. CHASE CENTER FOR CIVICS, CULTURE, AND SOCIETY AT THE OHIO STATE UNIVERSITY, TO ESTABLISH THE INSTITUTE OF AMERICAN CONSTITUTIONAL

THOUGHT AND LEADERSHIP AT THE UNIVERSITY OF TOLEDO, TO ESTABLISH SIMILAR CENTERS AT THE UNIVERSITY OF CINCINNATI, MIAMI UNIVERSITY, AND CLEVELAND STATE UNIVERSITY, AND TO MAKE AN APPROPRIATION.

To the committee on Finance

Sub. S. B. No. 119 - Senator Reineke

TO MAKE CHANGES TO THE LAWS GOVERNING THE TRANSFER AND DISPOSAL OF SOLID WASTE AND CONSTRUCTION AND DEMOLITION DEBRIS, INCLUDING THE REVISION AND ESTABLISHMENT OF CERTAIN FEES.

To the committee on Energy and Natural Resources

JASON STEPHENS

C. ALLISON RUSSO

JAY EDWARDS

DONTAVIUS L. JARRELLS

JESSICA E. MIRANDA

BILL SEITZ

SCOTT OELSLAGER

JON CROSS

JAMES M. HOOPS

JEFF LARE

TRACY M. RICHARDSON

Representative Oelslager moved that the Rules and Reference committee report on referrals be agreed to and that the House Bills, House Joint Resolution, and Senate Bills contained therein be considered for the second time and referred as recommended.

The motion was agreed to without objection.

The report was agreed to.

Said House Bills, House Joint Resolution, and Senate Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Russo reported for the Rules and Reference committee recommending that the following House Concurrent Resolution be introduced and referred to the following committee for consideration:

H. C. R. No. 9 - Representatives Gross and Willis

TO URGE THE UNITED STATES CONGRESS TO RESTORE THE DEPARTMENT OF DEFENSE'S SUPERIOR WARFIGHTING PRINCIPLES OF RECRUITING, ASSIGNING, TRAINING, PROMOTING, AND RETAINING PERSONNEL SOLELY BASED ON MERIT AND ENSURING SUCH PERSONNEL MAINTAIN AND DISPLAY A WARRIOR ETHOS, AND TO NAME THIS RESOLUTION THE "RESTORATION OF AMERICA'S READINESS (ROAR) RESOLUTION."

To the committee on Homeland Security

/s/ JASON STEPHENS
Jason Stephens, Chair

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

The motion was agreed to.

Said House Concurrent Resolution was introduced and referred as recommended.

Representative Russo reported for the Rules and Reference committee recommending that the following resolutions be read by title only and approved:

H. R. No. 275 - Representative Demetriou

Honoring the Akron Hungarian American Club on its Centennial.

H. R. No. 276 - Representative Sweeney

Honoring Katie Moon as a 2023 World Athletics Champion in the pole vault.

H. R. No. 277 - Representative Williams

Honoring TESCO Specialty Vehicles on being distinguished by the Healthcare Leadership Council.

H. R. No. 278 - Representatives Dobos and Upchurch

Recognizing Cholesterol Education Awareness Month in Ohio and LDL-C Awareness Day in Ohio 2023.

/s/ JASON STEPHENS
Jason Stephens, Chair

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

The motion was agreed to.

Representative Oelslager moved that **Sub. H. B. No. 71**-Representative Santucci, be taken from the calendar and re-referred to the committee on Rules and Reference.

The motion was agreed to without objection.

MESSAGE FROM THE SPEAKER

Speaker Stephens,

I am officially giving you my resignation as State Representative for district 32 effective as of October 2, 2023. This will allow time to engage a qualified Summit Co. Republican for my replacement. Serving in the Ohio House of Representatives has been the honor and privilege of a lifetime. I will always honor the time and effort, put forth in trying to make my district and the state a better place to live.

All of the allegations that I am facing have become a distraction. I will be vigorously defending myself, and I'm looking forward to personal and legal vindication as the court process plays out. I was hopeful that this matter could be resolved before this point, but I can no longer deny the distraction that this matter has caused the Ohio House of Representatives as an institution, as well as my colleagues, with whom I serve. Therefore, out of respect for them and the Ohio legislature, I will not continue any further while these matters are pending. The business of the Ohio House must continue uninterrupted, and no one individual is more important than that business.

Again, I'm asking that my family's privacy be respected. As I continue to focus on the most important consideration my family.

Thank you for your time and attention to this matter. God bless you and all of my house colleagues, as you strive to make Ohio a better place to live, work, and raise a family.

Sincerely,

/s/ BOB YOUNG

Bob Young

MESSAGE FROM THE SPEAKER

September 8, 2023

Representative Bob Young
Ohio House of Representatives
77 South High Street, 11th Floor
Columbus, Ohio 43215

Dear Representative Young,

This is to acknowledge receipt and acceptance of your letter of resignation from the Ohio House of Representatives. As set forth in the letter, the resignation will become effective on October 2, 2023.

Sincerely,

/s/ JASON STEPHENS

Jason Stephens
Speaker of the Ohio House of Representatives
House District 93

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the standing committee on Rules and Reference:

Remove Representatives Miller, K. and Schmidt; appoint Representatives Cross and Seitz.

On motion of Representative Oelslager, the House adjourned until Monday, September 18, 2023 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.