

OHIO

House

of

Representatives

JOURNAL

TUESDAY, FEBRUARY 18, 2014

ONE HUNDRED TWENTY-FOURTH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, February 18, 2014, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Clerk called the House to order.

Representative Pelanda was selected to preside under the Rule.

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

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 449-Representative Gonzales.

Cosponsors: Representatives Bishoff, Fedor, Grossman, Hackett, Hill, Hood, Stebelton, Wachtmann.

To amend section 3333.31 and to enact section 3333.311 of the Revised Code with respect to residency status for certain veterans, spouses, and dependents at state institutions of higher education.

H. B. No. 450-Representative Patterson.

Cosponsors: Representatives Lundy, Hagan, R., Hood, Barborak, Fedor.

To amend sections 5739.02 and 5739.05 of the Revised Code to provide a three-day sales tax "holiday" each August during which sales of back-to-school clothing, school supplies, personal computers, and personal computer accessories are exempt from sales and use taxes.

H. B. No. 451-Representative Gerberry.

To amend section 101.28 of the Revised Code to require joint conventions of the General Assembly held for the purpose of hearing the Governor's annual message on the condition of the state to be held in the Hall of the House of Representatives.

Said bills were considered the first time.

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

Representative Phillips submitted the following report:

The standing committee on Rules and Reference to which was referred **Am. H. B. No. 402**-Representatives Duffey, Landis, et al., having had the same

under consideration, reports it back and recommends its re-referral to the committee on Finance and Appropriations.

RE: TAX/FEE OVERPAYMENT-TAX COMMISSIONER NOTIFY TAXPAYER OF

MATT HUFFMAN
ANDREW BRENNER
DOROTHY PELANDA
DEBBIE PHILLIPS

JOHN ADAMS
STEPHANIE KUNZE
JIM BUCHY
DAN RAMOS

The report was agreed to.

The bill was ordered to be engrossed and re-referred to the committee on Finance and Appropriations.

MOTIONS AND RESOLUTIONS

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

H.R. No. 341 – Representative Green
Honoring William Marshall for sixty-five years as a Freemason.

H.R. No. 342 – Representatives Perales and Hackett
Honoring the Ohio FFA Association as it observes National FFA Week.
Add the names: Ramos, Brenner, Buchy, Huffman, Pelanda, Phillips, J. Adams, Kunze

H.R. No. 343 – Representative Driehaus
Honoring the University of Cincinnati dance team on winning the 2014 UCA and UDA Division IA Hip Hop Championship.

H.R. No. 344 – Representatives Grossman and Bishoff
Honoring Tammy Green as the Ohio Fire Code Official of the Year.

/s/MATT HUFFMAN
Matt Huffman, Chair

Representative Brenner 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.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 416-Representatives Burkley, Hill.
Cosponsors: Representatives Blessing, Brenner, Brown, Derickson, Dovilla,

Hall, Hood, Landis, Kunze, Retherford, Roegner, Rosenberger, Stautberg, Thompson, Milkovich, Smith, Bishoff.

To amend Section 733.10 of Am. Sub. H.B. 59 of the 130th General Assembly to permit up to four additional school "calamity" days in the 2013-2014 school year; to authorize, for the 2013-2014 school year, schools to make up in half-hour increments "calamity" days missed in excess of the number of days permitted by law; and to declare an emergency, was taken up for consideration the third time.

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

Representative Brenner moved that **Am. H. B. No. 416**-Representatives Burkley, Hill, et al., be informally passed and retain its place on the calendar.

The motion 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:

Am. Sub. H. B. No. 19 -Representative Thompson

Cosponsors: Representatives Damschroder, Ruhl, Celebrezze, Hagan, R., Johnson, Milkovich, Perales, Adams, R., Anielski, Antonio, Ashford, Baker, Barborak, Barnes, Beck, Bishoff, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Carney, Cera, Clyde, Conditt, Curtin, Derickson, DeVitis, Dovilla, Driehaus, Duffey, Fedor, Foley, Gerberry, Gonzales, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Landis, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Pillich, Ramos, Redfern, Reece, Retherford, Rogers, Romanchuk, Rosenberger, Scherer, Schuring, Sears, Slaby, Slesnick, Sprague, Stautberg, Stebelton, Stinziano, Strahorn, Sykes, Terhar, Wachtmann, Winburn, Young, Speaker Batchelder Senators Manning, Gardner, LaRose, Cafaro, Gentile, Turner, Bacon, Balderson, Beagle, Brown, Burke, Coley, Eklund, Faber, Hite, Hughes, Jones, Jordan, Lehner, Obhof, Oelslager, Peterson, Sawyer, Schaffer, Schiavoni, Seitz, Skindell, Smith, Tavares, Uecker, Widener

To amend section 5533.376 and to enact sections 5533.061, 5533.182, 5533.191, 5533.342, 5533.542, 5533.592, 5533.647, 5533.649, 5533.725, 5533.755, and 5533.903 of the Revised Code to rename part of Interstate 77 in Tuscarawas County as the "Army Corporal Keith Nepsa Memorial Highway" and to designate several memorial highways.

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

In line 5, after "That" insert "section 5533.376 be amended and"

Between lines 38 and 39, insert:

"**Sec. 5533.376.** In addition to the designation in section 5533.37 of the Revised Code, that portion of the road known as interstate route number seventy-seven, commencing in Tuscarawas county at mile marker number seventy-nine and proceeding in a northerly direction to mile marker number eighty-one, shall be known as the "Army ~~Private First Class~~ Corporal Keith Nepsa Memorial Highway."

The director of transportation may erect suitable markers along the highway indicating its name."

After line 93, insert:

"**Section 2.** That existing section 5533.376 of the Revised Code is hereby repealed."

In line 1 of the title, after "To" insert "amend section 5533.376 and to"

In line 4 of the title, after "Code" insert "to rename part of Interstate 77 in Tuscarawas County as the "Army Corporal Keith Nepsa Memorial Highway" and"

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

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. 95-Representative Hill

Cosponsors: Representatives Huffman, Adams, J., Buchy, Beck, Becker, Blair, Boose, Brown, Conditt, Derickson, Gonzales, Hood, Ruhl, Sprague, Stebelton, Terhar, Milkovich, Wachtmann, Antonio, Bishoff, Carney, Adams, R., Amstutz, Anielski, Baker, Barborak, Barnes, Blessing, Brenner, Burkley, Butler, Celebrezze, Cera, Curtin, Damschroder, DeVitis, Dovilla, Driehaus, Fedor, Foley, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hottinger, Landis, Lynch, Mallory, McClain, O'Brien, Patmon, Patterson, Phillips, Pillich, Ramos, Reece, Retherford, Rogers, Rosenberger, Scherer, Schuring, Sears, Slaby, Smith, Stautberg, Stinziano, Sykes, Thompson, Winburn, Young, Speaker Batchelder Senators Jordan, Gardner, Jones, Tavares, Faber, Balderson, Beagle, Burke, Coley, Eklund, Hite,

Hughes, LaRose, Lehner, Manning, Obhof, Oelslager, Peterson, Schaffer, Uecker, Widener

To amend sections 3701.46, 3705.01, 3705.09, 3705.15, 3705.20, and 3705.23 of the Revised Code regarding the issuance of certificates recognizing stillborn infants and the provision by certified nurse-midwives of information for birth certificates.

As a substitute bill, in which the concurrence of the House is requested.

Attest: Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

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. 144-Representative Kunze
Cosponsors: Representatives Gonzales, Duffey, Hood, Ruhl, Strahorn, Becker, Pillich, Grossman, Hackett, Stebelton, Wachtmann, Brown, Lynch, Sears, Smith, Amstutz, Baker, Blair, Boose, Brenner, Buchy, Burkley, Butler, DeVitis, Green, Hagan, C., Hayes, Huffman, Johnson, McClain, Patmon, Pelanda, Romanchuk, Scherer, Sprague, Young, Speaker Batchelder Senators Beagle, Eklund, Hughes, Lehner, Peterson

To amend sections 2151.87, 2927.02, 2927.021, and 2927.022 of the Revised Code to include alternative nicotine products within the restrictions that apply to the sale or distribution to, and possession or use by, minors of cigarettes and other tobacco products.

As a substitute bill, in which the concurrence of the House is requested.

Attest: Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

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. 202-Representative Blessing

Cosponsors: Representatives Duffey, Hood, Gonzales, Butler, Beck, Amstutz, Grossman, Smith, Wachtmann, Terhar, Stinziano, Milkovich, Perales, Thompson, Conditt, Anielski, Blair, Brenner, Brown, Buchy, Burkley, Damschroder, Hagan, C., Hall, Letson, Mallory, McClain, Retherford, Sprague, Winburn, Young, Speaker Batchelder Senators Bacon, Burke, Coley, Eklund, Peterson, Seitz, Uecker

To amend sections 4703.30, 4733.01, 4733.09, 4733.11, 4733.12, 4733.13, 4733.15, and 4733.151 of the Revised Code to make changes to the examination, reporting, and educational requirements of professional engineers and surveyors.

As a substitute bill, in which the concurrence of the House is requested.

Attest: Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby removes Representative Beck as Chairman of the Ways and Means Committee.

On motion of Representative Brenner, the House adjourned until Wednesday, February 19, 2014 at 9:00 o'clock a.m.

Attest: BRADLEY J. YOUNG,
Clerk.