

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, FEBRUARY 20, 2013

THIRTEENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, February 20, 2013, 8:00 o'clock a.m.

The House met pursuant to adjournment.

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

Representative Buchy 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. 67-Representatives Schuring, Ramos.

Cosponsor: Representative Amstutz.

To amend section 145.037 of the Revised Code to delay determinations by the Public Employees Retirement System of eligibility for retirement system membership and to declare an emergency.

H. B. No. 68-Representative Maag.

Cosponsors: Representatives Adams, J., Becker, Brenner, Buchy, Gonzales, Hood, Johnson, Mallory, McGregor, Pillich, Ramos, Retherford, Stebelton, Thompson.

To amend section 4511.21 of the Revised Code to increase the speed limit on interstate freeways outside urbanized areas from 65 to 70 miles per hour for all vehicles.

H. B. No. 69-Representatives Maag, Mallory.

Cosponsors: Representatives Adams, J., Becker, Blessing, Buchy, Dovilla, Hood, Huffman, Milkovich, Ramos.

To enact section 4511.095 and to repeal sections 4511.092 and 4511.094 of the Revised Code to prohibit the use of traffic law photo-monitoring devices by municipal corporations, counties, townships, and the State Highway Patrol to detect traffic signal light and speed limit violations.

H. B. No. 70-Representatives Terhar, Szollosi.

Cosponsors: Representatives Ashford, Grossman, Hackett, Johnson, Letson, Maag, Mallory, Milkovich, Pillich, Phillips, Retherford, Rogers, Scherer.

To enact section 4503.549 of the Revised Code to create the "Combat Action Ribbon" and "Combat Action Badge" license plates.

H. B. No. 71-Representative Roegner.

Cosponsors: Representatives Derickson, Duffey, Stebelton, Brenner, O'Brien, Lynch, Damschroder, Ruhl, Huffman, Maag, Anielski, Patmon, Terhar, Wachtmann, Young.

To amend sections 4503.10, 4503.20, 4509.03, 4509.101, and 4510.04, to enact sections 4509.031 and 4509.032 of the Revised Code, and to repeal Section 3 of Am. Sub. S.B. 20 of the 120th General Assembly, as subsequently amended, to require the Registrar of Motor Vehicles to establish an electronic motor vehicle insurance verification system, to require an insurance company to notify the Registrar upon the cancellation or lapse of a motor vehicle liability insurance policy, to eliminate the financial responsibility random verification program of the Bureau of Motor Vehicles, and to make other changes in the procedures for verifying proof of financial responsibility regarding a motor vehicle.

H. B. No. 72-Representatives Brenner, Gerberry.

To amend sections 135.807, 149.52, 317.02, 317.04, 317.05, 317.07, 317.08, 317.09, 317.10, 317.111, 317.112, 317.12, 317.13, 317.15, 317.17, 317.18, 317.19, 317.20, 317.22, 317.26, 317.28, 317.29, 317.31, 317.32, 317.35, 317.36, 319.203, 323.43, 503.13, 703.16, 707.09, 709.06, 709.32, 709.38, 709.39, 723.04, 723.05, 961.02, 961.05, 971.15, 1311.06, 1311.35, 1311.42, 1337.08, 1513.33, 1513.37, 1701.73, 1701.81, 1701.811, 1702.38, 1702.43, 1702.462, 1705.38, 1705.381, 1729.38, 1776.70, 1776.74, 1782.433, 1782.4310, 2113.62, 2505.13, 2937.27, 3929.18, 4123.76, 4123.78, 4141.23, 4961.39, 5301.01, 5301.14, 5301.21, 5301.25, 5301.255, 5301.28, 5301.32, 5301.33, 5301.331, 5301.332, 5301.34, 5301.35, 5301.52, 5301.56, 5302.15, 5302.17, 5302.171, 5302.222, 5309.13, 5309.41, 5309.64, 5715.701, 5719.04, 5721.35, 5747.451, and 5815.15 and to repeal sections 317.201 and 711.12 of the Revised Code generally to modernize and make other changes regarding how the county recorder's office maintains records.

H. B. No. 73-Representative Anielski.

To amend sections 731.09 and 731.091 of the Revised Code to allow the question of reducing the number of members of the legislative authority of a nonchartered village to be submitted to the electors on the date of any special election, to correct the numerical designation of members eligible to be elected when transitioning to a nonstaggered legislative authority, and to declare an emergency.

H. B. No. 74-Representative Anielski.

Cosponsors: Representatives Hackett, Ruhl, Fedor, Driehaus, Sprague, Gonzales, Buchy, Antonio, Grossman, Pillich.

To amend sections 2903.211 and 2917.21 of the Revised Code to expand the offenses of menacing by stalking and telecommunications harassment and to prohibit a person from knowingly causing another person to believe that the offender will cause physical harm or mental or emotional distress to a member of the other person's immediate family.

H. B. No. 75-Representative Hood.

Cosponsors: Representatives Brenner, Buchy, Wachtmann, Becker, Thompson, Cera, Gonzales, Mallory, Maag, Derickson.

To amend sections 4501.06, 4503.04, 4503.042, and 4503.07 of the Revised Code to eliminate the late fee of twenty dollars for motor vehicle registrations.

H. B. No. 76-Representative Pillich.

Cosponsors: Representatives Antonio, Redfern, Strahorn.

To amend sections 121.41, 121.421, 121.48, and 121.49 of the Revised Code to change the appointing process for the Inspector General, to clarify the offices over which the Inspector General has authority, and to prohibit partisan political activity by the Inspector General and employees in the office of the Inspector General.

H. B. No. 77-Representatives Dovilla, Celebrezze.

Cosponsors: Representatives Sprague, Stinziano, Derickson, Thompson, Strahorn, Hottinger, Antonio, Baker, Adams, R., Reece, Rogers, Barborak, Letson.

To enact section 5.2279 of the Revised Code to designate October as "Manufacturing Month."

Said bills were considered the first time.

MESSAGE FROM THE SPEAKER

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

Remove Representative Huffman as Chair; appoint Representative J. Adams as Chair.

On motion of Representative Brenner, the House recessed.

The House met pursuant to recess.

Prayer was offered by Pastor Eric Waters of the Upper Arlington Lutheran Church in Columbus, Ohio, followed by the Pledge of Allegiance to the Flag.

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

Members of the Russian Delegation to the Open World Program, guests of Representative Heard-26th district.

Members of the Local 75 United Food and Commercial Workers, guests of Representatives Strahorn-39th district and Winburn-43rd district.

Judy Blair, the wife of Representative Blair-42nd district.

Susan McGuinness, Lynn Burabach, Kaylee Bray, Steve Collier, Pamela Combs, Roslyn Ellington, David Kaniecki, and Deb Small, guests of Representative Rogers-60th district.

Jeff Gaskins, a guest of Representative Sprague-83rd district.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

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

H.B. No. 62 – Representative Dovilla

TO PROVIDE THAT A PERSON WHO HOLDS A CURRENT, VALID DRIVER'S LICENSE FROM ANOTHER STATE BE REQUIRED TO PASS ONLY VISION SCREENING IN ORDER TO BE ISSUED A DRIVER'S LICENSE, AND TO AMEND THE VERSION OF SECTION 4507.05 OF THE REVISED CODE THAT IS SCHEDULED TO TAKE EFFECT JANUARY 1, 2017, TO CONTINUE THE PROVISIONS OF THIS ACT ON AND AFTER THAT EFFECTIVE DATE.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 63 – Representatives Cera and O'Brien

TO ESTABLISH A NONREFUNDABLE COMMERCIAL ACTIVITY TAX CREDIT FOR COMPANIES INVOLVED IN HORIZONTAL WELL DRILLING OR RELATED OIL AND GAS PRODUCTION SERVICES THAT HIRE OHIO RESIDENTS OR DISLOCATED WORKERS WHO HAVE ENROLLED IN OR COMPLETED A FEDERALLY REGISTERED APPRENTICESHIP PROGRAM.

To the committee on Ways and Means

H.B. No. 64 – Representative Cera

TO PROVIDE THAT IF A SECURED PARTY DOES NOT CONVEY TO THE OWNER OF A MOTOR VEHICLE, WATERCRAFT, OUTBOARD

MOTOR, OFF-HIGHWAY MOTORCYCLE, OR ALL-PURPOSE VEHICLE A PHYSICAL CERTIFICATE OF TITLE AFTER THE SECURITY INTEREST HAS BEEN DISCHARGED, THE OWNER MAY OBTAIN ONE PHYSICAL CERTIFICATE OF TITLE FROM A CLERK OF A COURT OF COMMON PLEAS AT NO CHARGE.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 65 – Representatives Green and Rosenberger
TO ALLOW AN INDIVIDUAL ON ACTIVE MILITARY DUTY, WHILE ON LEAVE OR FURLOUGH, TO HUNT DEER OR WILD TURKEY WITHOUT PROCURING A DEER OR WILD TURKEY PERMIT.

To the committee on Agriculture and Natural Resources

H.B. No. 66 – Representatives Antonio and Patmon
TO DESIGNATE A PORTION OF STATE ROUTE 2 IN CUYAHOGA COUNTY AS THE GOVERNOR RICHARD F. CELESTE SHOREWAY.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 67 – Representatives Schuring and Ramos
TO DELAY DETERMINATIONS BY THE PUBLIC EMPLOYEES RETIREMENT SYSTEM OF ELIGIBILITY FOR RETIREMENT SYSTEM MEMBERSHIP AND TO DECLARE AN EMERGENCY.

To the committee on Health and Aging

H.B. No. 68 – Representative Maag
TO INCREASE THE SPEED LIMIT ON INTERSTATE FREEWAYS OUTSIDE URBANIZED AREAS FROM 65 TO 70 MILES PER HOUR FOR ALL VEHICLES.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 69 – Representatives Maag and Mallory
TO PROHIBIT THE USE OF TRAFFIC LAW PHOTO-MONITORING DEVICES BY MUNICIPAL CORPORATIONS, COUNTIES, TOWNSHIPS, AND THE STATE HIGHWAY PATROL TO DETECT TRAFFIC SIGNAL LIGHT AND SPEED LIMIT VIOLATIONS.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 70 – Representatives Terhar and Szollosi
TO CREATE THE “COMBAT ACTION RIBBON” AND “COMBAT ACTION BADGE” LICENSE PLATES.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 71 – Representative Roegner
TO REQUIRE THE REGISTRAR OF MOTOR VEHICLES TO ESTABLISH AN ELECTRONIC MOTOR VEHICLE INSURANCE VERIFICATION SYSTEM, TO REQUIRE AN INSURANCE COMPANY TO NOTIFY THE REGISTRAR UPON THE CANCELLATION OR LAPSE OF A MOTOR VEHICLE LIABILITY INSURANCE POLICY, TO ELIMINATE THE FINANCIAL RESPONSIBILITY RANDOM VERIFICATION PROGRAM OF THE BUREAU OF MOTOR VEHICLES,

AND TO MAKE OTHER CHANGES IN THE PROCEDURES FOR VERIFYING PROOF OF FINANCIAL RESPONSIBILITY REGARDING A MOTOR VEHICLE.

To the committee on Insurance

H.B. No. 72 – Representatives Brenner and Gerberry
TO MODERNIZE AND MAKE OTHER CHANGES REGARDING HOW THE COUNTY RECORDER’S OFFICE MAINTAINS RECORDS.

To the committee on State and Local Government

H.B. No. 73 – Representative Anielski
TO ALLOW THE QUESTION OF REDUCING THE NUMBER OF MEMBERS OF THE LEGISLATIVE AUTHORITY OF A NONCHARTERED VILLAGE TO BE SUBMITTED TO THE ELECTORS ON THE DATE OF ANY SPECIAL ELECTION, TO CORRECT THE NUMERICAL DESIGNATION OF MEMBERS ELIGIBLE TO BE ELECTED WHEN TRANSITIONING TO A NONSTAGGERED LEGISLATIVE AUTHORITY, AND TO DECLARE AN EMERGENCY.

To the committee on State and Local Government

H.B. No. 74 – Representative Anielski
TO EXPAND THE OFFENSES OF MENACING BY STALKING AND TELECOMMUNICATIONS HARASSMENT AND TO PROHIBIT A PERSON FROM KNOWINGLY CAUSING ANOTHER PERSON TO BELIEVE THAT THE OFFENDER WILL CAUSE PHYSICAL HARM OR MENTAL OR EMOTIONAL DISTRESS TO A MEMBER OF THE OTHER PERSON’S IMMEDIATE FAMILY.

To the committee on Judiciary

H.B. No. 75 – Representative Hood
TO ELIMINATE THE LATE FEE OF TWENTY DOLLARS FOR MOTOR VEHICLE REGISTRATIONS.

To the committee on Finance and Appropriations

JOHN ADAMS
JIM BUCHY
STEPHANIE KUNZE
TRACY HEARD
MATT SZOLLOSI

ANDREW BRENNER
DOROTHY PELANDA
ARMOND BUDISH
DEBBIE PHILLIPS

Representative Huffman moved that the House and Constitutional Rules requiring bills to be considered by each house on three different days be suspended as to the second consideration of all House Bills contained in the report of the committee on Rules and Reference.

The motion was agreed to without objection.

The report was agreed to.

Said House Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Grossman moved that majority party members asking leave to be absent or absent the week of Tuesday, February 19, 2013, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Heard moved that minority party members asking leave to be absent or absent the week of Tuesday, February 19, 2013, 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. C. R. No. 4-Representatives Romanchuk, Ruhl.

Cosponsors: Representatives Johnson, Thompson, Dovilla, Fedor, Conditt, Gonzales, Derickson, Buchy, Landis, Adams, J., Adams, R., Antonio, Hackett, Pillich, Anielski, Barborak, Bishoff, Milkovich, Retherford, Rosenberger.

To urge the Congress of the United States to maintain operation of the 179th Airlift Wing at Mansfield-Lahm Regional Airport in Mansfield, Ohio, was taken up for consideration the third time.

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

Representative Romanchuk moved to amend the title as follows:

Add the names: "Amstutz, Ashford, Baker, Barnes, Becker, Blair, Blessing, Boose, Boyce, Brenner, Brown, Budish, Burkley, Butler, Carney, Celebrezze, Cera, Clyde, Curtin, DeVitis, Driehaus, Duffey, Foley, Gerberry, Green, Grossman, Hagan, C., Hagan, R., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Kunze, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, O'Brien, Patmon, Patterson, Pelanda, Perales, Phillips, Ramos, Redfern, Reece, Roegner, Rogers, Scherer, Sears, Slaby, Slesnick, Smith, Sprague, Stautberg, Stebelton, Stinziano, Sykes, Szollosi, Terhar, Wachtmann, Williams, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barborak
Barnes	Becker	Bishoff	Blair
Blessing	Boose	Boyce	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Curtin	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Foley	Gerberry	Gonzales
Green	Grossman	Hackett	Hagan, C.
Hagan, R.	Hall	Hayes	Heard
Henne	Hill	Hood	Hottinger
Huffman	Johnson	Kunze	Landis
Letson	Lundy	Lynch	Maag
Mallory	McClain	McGregor	Milkovich
O'Brien	Patmon	Patterson	Pelanda
Perales	Phillips	Pillich	Ramos
Redfern	Reece	Retherford	Roegner
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slaby
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Terhar	Thompson	Wachtmann	Williams
Winburn	Young		Batchelder-95.

The concurrent resolution was adopted.

MESSAGE FROM THE SPEAKER

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

Remove Representative J. Adams as Chair; appoint Representative Huffman as Chair.

On motion of Representative Huffman, the House adjourned until Tuesday, February 26, 2013 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.