

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, APRIL 23, 2013

## THIRTY-THIRD DAY

Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, April 23, 2013, 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 Thompson 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. 138**-Representatives McClain, Letson.

To amend sections 5703.02, 5717.01, 5717.011, 5717.02, and 5717.04 and to enact sections 5703.021 and 5717.031 of the Revised Code to make changes to the law governing the Board of Tax Appeals, including authorizing a small claims division within the Board, requiring the Board to institute measures to manage certain appeals, requiring the Board to receive notices of appeal and statutory transcripts electronically, providing pleading standards for appeals to the Board, granting the Board authority to grant summary judgments and consider motions, vesting hearing examiners with the authority to determine credibility of witnesses and issue statements of fact and conclusions of law separately, and authorizing the Board to require parties to engage in mediation, and to authorize the Tax Commissioner to expedite and issue a final determination for residential property value appeals with written consent of the parties.

**H. B. No. 139**-Representative Gonzales.

Cosponsors: Representatives Hackett, Letson, Antonio.

To amend section 3727.06 of the Revised Code to permit certain advanced practice registered nurses and physician assistants to admit patients to hospitals.

**H. B. No. 140**-Representative Patmon.

Cosponsors: Representatives Strahorn, Stebelton.

To amend sections 4722.02 and 4745.01 and to enact sections 4785.01 to 4785.17, 4785.20, and 4785.99 of the Revised Code to require licensure of residential construction contractors and to create the Residential Builders' and Maintenance and Alteration Contractors' Licensing Board to regulate the licensure and performance of residential construction contractors.

Said bills were considered the first time.

#### MESSAGE FROM THE SPEAKER

Pursuant to Section 3301.61 of the Ohio Revised Code, the Speaker hereby appoints the following members to the State Council on Educational Opportunities for Military Children:

Representatives Johnson and Pillich.

On motion of Representative Scherer, the House recessed.

The House met pursuant to recess.

#### 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 and Senate Bills be considered for the second time and referred to the following committees for consideration:

**H.B. No. 131** – Representatives Johnson and Stinziano  
TO REGULATE CHEMICAL TANNING AND PROHIBIT TANNING FACILITIES FROM ALLOWING THE USE OF SUN LAMPS BY CERTAIN INDIVIDUALS UNDER 18 YEARS OF AGE.  
To the committee on Health and Aging

**H.B. No. 132** – Representative Boyce  
TO DESIGNATE A PORTION OF INTERSTATE ROUTE 270 IN FRANKLIN COUNTY AS THE “LT. MIROSLAV STEVEN ZILBERMAN MEMORIAL HIGHWAY.”  
To the committee on Transportation, Public Safety and Homeland Security

**H.B. No. 133** – Representatives Slesnick and Johnson  
TO REQUIRE THAT MOTOR VEHICLES CARRY ONLY ONE LICENSE PLATE TO BE DISPLAYED ON THE REAR OF THE VEHICLE, AND TO AMEND THE VERSION OF SECTION 4503.21 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. 134** – Representative Cera  
TO ALLOW A MUNICIPAL CORPORATION TO TRANSFER FUNDS RECEIVED UNDER CONTRACTS FOR THE SALE OF WATER FOR USE IN WELL STIMULATION TO THE GENERAL FUND OF THE MUNICIPAL CORPORATION.  
To the committee on State and Local Government

**H.B. No. 135** – Representatives Pelanda and Cera  
TO AUTHORIZE A NONREFUNDABLE CREDIT AGAINST THE  
INCOME TAX AND CERTAIN BUSINESS TAXES FOR THE  
REHABILITATION OF A VACANT INDUSTRIAL SITE.

To the committee on Economic Development and Regulatory Reform

**H.B. No. 136** – Representative Schuring  
TO AUTHORIZE THE THIRD FRONTIER COMMISSION TO AWARD  
GRANTS RELATED TO THE ESTABLISHMENT AND OPERATION OF  
DATA CENTERS AND THE DEVELOPMENT OF A HIGH SPEED FIBER  
OPTIC NETWORK IN THE STATE, AND TO AUTHORIZE A  
KILOWATT-HOUR EXCISE TAX REDUCTION FOR ELECTRIC  
DISTRIBUTION COMPANIES SUPPLYING SUCH CENTERS AT A  
DISCOUNTED RATE.

To the committee on Public Utilities

**H.B. No. 137** – Representative Patmon  
TO PROHIBIT ANY TRANSFER OF A FIREARM FROM A PERSON  
WHO IS NOT A FEDERALLY LICENSED FIREARMS DEALER TO A  
PERSON WHO IS NOT A FEDERALLY LICENSED FIREARMS DEALER  
UNLESS THE FIREARM IS TRANSFERRED THROUGH A FEDERALLY  
LICENSED FIREARMS DEALER, THROUGH A STATE OR LOCAL  
LAW ENFORCEMENT AGENCY, OR PURSUANT TO A SPECIFIC  
EXCEPTION; TO REQUIRE THAT BACKGROUND CHECKS BE  
CONDUCTED WHEN A FIREARM IS TRANSFERRED THROUGH A  
FEDERALLY LICENSED FIREARMS DEALER OR THROUGH A STATE  
OR LOCAL LAW ENFORCEMENT AGENCY; AND TO PROVIDE FOR  
RECORDKEEPING WITH RESPECT TO INFORMATION OBTAINED  
PURSUANT TO SUCH A BACKGROUND CHECK.

To the committee on State and Local Government

**H.B. No. 138** – Representatives McClain and Letson  
TO MAKE CHANGES TO THE LAW GOVERNING THE BOARD OF  
TAX APPEALS, INCLUDING AUTHORIZING A SMALL CLAIMS  
DIVISION WITHIN THE BOARD, REQUIRING THE BOARD TO  
INSTITUTE MEASURES TO MANAGE CERTAIN APPEALS,  
REQUIRING THE BOARD TO RECEIVE NOTICES OF APPEAL AND  
STATUTORY TRANSCRIPTS ELECTRONICALLY, PROVIDING  
PLEADING STANDARDS FOR APPEALS TO THE BOARD, GRANTING  
THE BOARD AUTHORITY TO GRANT SUMMARY JUDGMENTS AND  
CONSIDER MOTIONS, VESTING HEARING EXAMINERS WITH THE  
AUTHORITY TO DETERMINE CREDIBILITY OF WITNESSES AND  
ISSUE STATEMENTS OF FACT AND CONCLUSIONS OF LAW  
SEPARATELY, AND AUTHORIZING THE BOARD TO REQUIRE  
PARTIES TO ENGAGE IN MEDIATION, AND TO AUTHORIZE THE  
TAX COMMISSIONER TO EXPEDITE AND ISSUE A FINAL  
DETERMINATION FOR RESIDENTIAL PROPERTY VALUE APPEALS

WITH WRITTEN CONSENT OF THE PARTIES.

To the committee on Ways and Means

**H.B. No. 139** – Representative Gonzales

TO PERMIT CERTAIN ADVANCED PRACTICE REGISTERED NURSES AND PHYSICIAN ASSISTANTS TO ADMIT PATIENTS TO HOSPITALS.

To the committee on Health and Aging

**H.B. No. 140** – Representative Patmon

TO REQUIRE LICENSURE OF RESIDENTIAL CONSTRUCTION CONTRACTORS AND TO CREATE THE RESIDENTIAL BUILDERS' AND MAINTENANCE AND ALTERATION CONTRACTORS' LICENSING BOARD TO REGULATE THE LICENSURE AND PERFORMANCE OF RESIDENTIAL CONSTRUCTION CONTRACTORS.

To the committee on Commerce, Labor and Technology

**S.B. No. 1** – Senators Beagle and Balderson

TO CREATE THE OHIOMEANSJOBS WORKFORCE DEVELOPMENT REVOLVING LOAN FUND, TO CREATE THE OHIOMEANSJOBS WORKFORCE DEVELOPMENT REVOLVING LOAN PROGRAM, TO ALLOCATE A PORTION OF CASINO LICENSE FEES TO FINANCE THE LOAN PROGRAM, AND TO MAKE AN APPROPRIATION.

To the committee on Manufacturing and Workforce Development

**S.B. No. 5** – Senators Brown and Manning

TO REQUIRE WIRELESS SERVICE PROVIDERS TO PROVIDE DEVICE LOCATION INFORMATION TO LAW ENFORCEMENT OFFICERS OR AGENCIES IN CERTAIN EMERGENCY SITUATIONS.

To the committee on Transportation, Public Safety and Homeland Security

MATT HUFFMAN  
ANDREW BRENNER  
DOROTHY PELANDA  
TRACY HEARD

JOHN ADAMS  
JIM BUCHY  
STEPHANIE KUNZE  
DEBBIE PHILLIPS

Representative Kunze 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 and Senate 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 and Senate Bills were considered the second time and referred as recommended.

**MOTIONS AND RESOLUTIONS**

Representative Phillips reported for the Rules and Reference committee recommending that the following House Concurrent Resolutions be introduced and referred to the following committees for consideration:

**H.C.R. No. 14** – Representative Romanchuk  
TO EXPRESS THE GENERAL ASSEMBLY’S SUPPORT OF FEDERAL  
LEGISLATION TO REMOVE THE STATE VOLUME CAP FOR PRIVATE  
ACTIVITY BONDS FOR WATER AND WASTEWATER  
INFRASTRUCTURE PROJECTS.  
To the committee on State and Local Government

**H.C.R. No. 15** – Representative Beck  
RECOGNIZING THE FORTIETH ANNIVERSARY OF OPERATION  
HOMECOMING.  
To the committee on Military and Veterans Affairs

**H.C.R. No. 16** – Representatives Beck and J. Adams  
HONORING THE STATE OF ISRAEL ON ITS SIXTY-FIFTH  
ANNIVERSARY.  
To the committee on Policy and Legislative Oversight

/s/MATT HUFFMAN  
Matt Huffman, Chair

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

The motion was agreed to.

Said House Concurrent Resolutions were introduced and referred as recommended.

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

**H.R. No. 91** – Representative Buchy  
Honoring the Fort Loramie High School girls basketball team as the 2013  
Division IV State Champion.

**H.R. No. 92** – Representative Szollosi  
Honoring Jasmin Daly as a 2013 Division IV State Wrestling Champion.

**H.R. No. 93** – Representative Landis  
Honoring Tyler Warner as a 2013 Division II State Wrestling Champion.

**H.R. No. 94** – Representative Buchy

Honoring Eric Rosenbeck as a 2012-2013 All-Ohio Division IV Boys Basketball Coach of the Year.

**H.R. No. 95** – Representatives Hood and Scherer

Honoring the Ohio Christian University men's basketball team on winning the 2013 NCCAA Division II Tournament.

**H.R. No. 96** – Representatives Pillich and Slaby

To designate April as "Ohio Month of the Military Child."

Add the names: Heard, Phillips

/s/MATT HUFFMAN  
Matt Huffman, Chair

Representative Kunze 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.

## 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. 3**–Representatives Sears, Kunze

Cosponsors: Representatives Hottinger, Anielski, Brown, Hackett, Henne, Rosenberger, Sprague, Wachtmann, Speaker Batchelder Senators Bacon, Hite, Peterson

To amend sections 1751.12, 3905.01, and 4713.62 and to enact sections 3905.47, 3905.471, 3905.472, 3905.473, and 3905.474 of the Revised Code to specify licensing and continuing education requirements for insurance agents involved in selling, soliciting, or negotiating sickness and accident insurance through a health benefit exchange, to make changes to copayments, cost sharing, and deductibles for health insuring corporations, and to make changes to the law related to continuing education requirements for cosmetologists.

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

Attest:

Vincent L. Keeran,  
Clerk.

## MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on April 19, 2013, signed the following:

**S.C.R. No. 12** - Senators Faber, Kearney - et al.

## MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on April 23, 2013, signed the following:

**Sub. S.B. No. 48** - Senator Balderson - et al.

**S.C.R. No. 7** - Senator Hite - et al.

On motion of Representative Kunze, the House adjourned until Wednesday, April 24, 2013 at 1:30 p.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.