

OHIO

House

of

Representatives

JOURNAL

THURSDAY, MAY 2, 2013

THIRTY-SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Thursday, May 2, 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 Hackett was selected to preside under the Rule.

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

INTRODUCTION OF BILLS

The following bills and joint resolutions were introduced:

H. B. No. 149-Representative Anielski.

Cosponsors: Representatives Grossman, Baker, Huffman, Landis, Boose, Budish, Clyde, Conditt, Thompson, Terhar, Szollosi, Wachtmann, Dovilla, Ruhl, Romanchuk, O'Brien, Antonio, Cera, Phillips, Duffey, Gonzales, Blair, Scherer, Pillich, Derickson, Beck, Slesnick, Brenner, Butler, Sears, Ramos, Buchy, Sprague, Smith, Stinziano, Fedor.

To enact section 5.2286 of the Revised Code to designate September 10 as "Ohio Suicide Prevention Day."

H. B. No. 150-Representative Gonzales.

Cosponsors: Representatives Smith, Adams, R., Phillips, Mallory, Sprague, Buchy, Sears.

To amend sections 121.35, 121.37, 123.01, 124.11, 125.602, 125.603, 127.16, 191.02, 2151.83, 3303.41, 3304.11, 3304.12, 3304.13, 3304.14, 3304.15, 3304.16, 3304.17, 3304.18, 3304.181, 3304.182, 3304.19, 3304.20, 3304.21, 3304.22, 3304.23, 3304.231, 3304.24, 3304.25, 3304.27, 3304.28, 3304.41, 3501.01, 3798.01, 4112.31, 4121.69, 4123.57, 4503.44, 4511.191, 5107.64, 5111.709, 5120.07, 5123.022, and 5126.051; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 3304.14 (3304.15), 3304.15 (3304.16), and 3304.16 (3304.14); and to repeal sections 3304.26 and 3304.38 of the Revised Code to replace the Rehabilitation Services Commission with the Opportunities for Ohioans with Disabilities Agency, to require the Governor to appoint the Opportunities for Ohioans with Disabilities Commission within the Agency, to revise definitions in the law governing the Agency, and to make related organizational changes.

H. B. No. 151-Representative Roegner.

Cosponsors: Representatives Thompson, Boose, Adams, J., Becker, Buchy, Maag, Wachtmann, Young, Lynch, Brenner, Blair, Beck, Terhar, Rosenberger, Stautberg.

To enact sections 4119.01, 4119.02, 4119.04, 4119.05, 4119.06, 4119.07, 4119.08, and 4119.99 of the Revised Code to prohibit any requirement that employees of private employers join or pay dues to any employee organization and to establish civil and criminal penalties against employers who violate that prohibition.

H. B. No. 152-Representative Maag.

Cosponsors: Representatives Adams, J., Beck, Becker, Blair, Boose, Brenner, Buchy, Hood, Lynch, Roegner, Rosenberger, Stautberg, Terhar, Thompson, Wachtmann, Young.

To amend sections 9.81, 4117.03, 4117.09, and 4117.11 of the Revised Code to remove any requirement under the Public Employees Collective Bargaining Law that public employees join or pay dues to any employee organization and to prohibit public employers from requiring public employees to join or pay dues to any employee organization.

H. B. No. 153-Representative Hagan, R.

Cosponsors: Representatives Foley, Ramos.

To amend sections 2925.02, 2925.03, 2925.04, 2925.11, 2925.14, and 3781.32 and to enact sections 2925.43, 2925.44, 2925.45, 2925.46, 3728.01, 3728.02, 3728.03, 3728.04, 3728.05, 3728.06, 3728.07, 3728.08, 3728.09, 3728.10, 3728.11, 3728.12, 3728.13, 3728.14, 3728.15, 3728.16, 3728.17, 3728.18, 3728.20, 3728.21, 3728.22, 3728.25, 3728.26, 3728.27, 3728.28, 3728.29, 3728.30, 3728.31, 3728.35, 3728.36, 3728.37, 3728.38, 3728.381, 3728.40, 3728.41, 3728.42, 3728.43, 3728.45, and 3728.99 of the Revised Code regarding the medical use of cannabis.

H. J. R. No. 5-Representatives Roegner, Maag.

Proposing to enact Section 22 of Article I of the Constitution of the State of Ohio to prohibit employees from being forced to participate in a labor organization as a condition of employment.

H. J. R. No. 6-Representative Hagan, R.

Cosponsor: Representative Foley.

Proposing to enact Section 12 of Article XV of the Constitution of the State of Ohio to legalize the production, use, and sale of marijuana under specified conditions and to provide for the regulation and taxation of marijuana.

Said bills and joint resolutions were considered the first time.

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

Representative Fedor submitted the following report:

The standing committee on Education to which was referred **H. B. No. 14**-Representative Pelanda, et al., having had the same under consideration, reports it back and recommends its passage.

RE: ABUSED/NEGLECTED/DEPENDENT CHILD-TRANSFER OF SCHOOL RECORDS

Representative Stebelton moved to amend the title as follows:

Add the name: "Brenner."

GERALD L. STEBELTON	ANDREW BRENNER
JOHN BECKER	TIMOTHY DERICKSON
BILL HAYES	MICHAEL HENNE
MATT HUFFMAN	STEPHANIE KUNZE
RYAN SMITH	TERESA FEDOR
NICKIE ANTONIO	DENISE DRIEHAUS
TRACY HEARD	JOHN PATTERSON

The report was agreed to.

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

Representative Gerberry submitted the following report:

The standing committee on Policy and Legislative Oversight to which was referred **H. C. R. No. 16**-Representatives Beck, Adams, J., et al., having had the same under consideration, reports it back and recommends its adoption.

RE: ISRAEL-HONOR ON 65TH ANNIVERSARY

Representative Dovilla moved to amend the title as follows:

Add the names: "Dovilla, Gerberry, Perales, Cera, Clyde, Curtin."

MIKE DOVILLA	JIM BUCHY
RON GERBERRY	JOHN ADAMS
LOUIS W. BLESSING	ANDREW BRENNER
MATT HUFFMAN	DOROTHY PELANDA
RICK PERALES	JACK CERA
KATHLEEN CLYDE	MICHAEL F. CURTIN
TERESA FEDOR	

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Transportation, Public Safety and Homeland Security to which was referred **H. B. No. 19**-Representative Thompson, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: US ARMY SPECIALIST ALLEN NOLAN MEMORIAL HIGHWAY

Representative Damschroder moved to amend the title as follows:

Add the names: "Damschroder, Ruhl, Celebrezze, Hagan, R., Johnson, Milkovich, Perales."

REX DAMSCHRODER
JOHN BECKER
ANTHONY DEVITIS
ROBERT F. HAGAN
ROSS MCGREGOR
BILL PATMON

MARGARET RUHL
NICHOLAS J. CELEBREZZE
DOUG GREEN
TERRY JOHNSON
ZACK MILKOVICH
RICK PERALES

The report was agreed to.

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

Representative Cera submitted the following report:

The standing committee on Agriculture and Natural Resources to which was referred **H. B. No. 29**-Representative Damschroder, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: WATERCRAFT SAFETY INSPECTIONS-ESTABLISH CONDITIONS FOR

Representative Hall moved to amend the title as follows:

Add the names: "Burkley, Hagan, C., Lynch, Patterson, Redfern, Scherer, Strahorn."

DAVE HALL
JACK CERA
TERRY BOOSE
TONY BURKLEY
MICHAEL F. CURTIN
CHRISTINA HAGAN
AL LANDIS
SEAN O'BRIEN
DOROTHY PELANDA

ANDY THOMPSON
NICK BARBORAK
JIM BUCHY
KATHLEEN CLYDE
REX DAMSCHRODER
BRIAN HILL
MATT LYNCH
JOHN PATTERSON
CHRIS REDFERN

WES RETHERFORD
GARY K. SCHERER
ROLAND WINBURN

MARGARET RUHL
FRED STRAHORN

The report was agreed to.

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

Representative Cera submitted the following report:

The standing committee on Agriculture and Natural Resources to which was referred **H. B. No. 90**-Representatives Gerberry, Grossman, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: COMPANION ANIMALS-PROHIBIT CRUEL TREATMENT

Representative Hall moved to amend the title as follows:

Add the names: "Burkley, Damschroder, Hagan, C., Lynch, Patterson, Retherford, Winburn."

DAVE HALL
JACK CERA
TERRY BOOSE
TONY BURKLEY
MICHAEL F. CURTIN
CHRISTINA HAGAN
AL LANDIS
SEAN O'BRIEN
DOROTHY PELANDA
WES RETHERFORD
GARY K. SCHERER

ANDY THOMPSON
NICK BARBORAK
JIM BUCHY
KATHLEEN CLYDE
REX DAMSCHRODER
BRIAN HILL
MATT LYNCH
JOHN PATTERSON
CHRIS REDFERN
MARGARET RUHL
ROLAND WINBURN

The report was agreed to.

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

Representative Celebrezze submitted the following report:

The standing committee on Transportation, Public Safety and Homeland Security to which was referred **H. B. No. 110**-Representative Schuring, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: SPECIAL LICENSE PLATES-MISCELLANEOUS

Representative Damschroder moved to amend the title as follows:

Add the names: "Damschroder, Celebrezze, Hagan, R., Milkovich."

Representative Johnson moved to amend as follows:

In lines 440, 474, and 481, after "guard" insert ". and who died while serving in the line of duty and not of willful misconduct as defined in 38 C.F.R. 3.1(n)."

The motion was agreed to and the bill so amended.

Representative Damschroder moved to amend as follows:

In line 342, delete "transmit" and insert "pay"; after "contribution" insert "into the state treasury"; delete "treasurer of state for deposit"

In line 343, delete "into" and insert "credit of"

In line 345, delete "deposit" and insert "pay"

In line 348, after "into" insert "the state treasury to the credit of"

In line 387, delete "transmit" and insert "pay"

In line 388, after "contribution" insert "into the state treasury"; delete "treasurer of state for deposit into" and insert "credit of"

In line 391, delete "deposit" and insert "pay"

In line 394, after "into" insert "the state treasury to the credit of"

In line 531, delete "deposit" and insert "pay"

In line 534, delete "deposit" and insert "pay"

In line 537, delete "in" and insert "into the state treasury to the credit of"

In line 576, delete "deposit" and insert "pay"

In line 579, delete "deposit" and insert "pay"

The motion was agreed to and the bill so amended.

REX DAMSCHRODER
JOHN BECKER
ANTHONY DEVITIS
ROBERT F. HAGAN
ROSS MCGREGOR
BILL PATMON

MARGARET RUHL
NICHOLAS J. CELEBREZZE
DOUG GREEN
TERRY JOHNSON
ZACK MILKOVICH
RICK PERALES

The report was agreed to.

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

Representative Barnes submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 112**-Representatives Schuring, Gonzales, et al., having had the same under consideration, reports it back and recommends its passage.

RE: INCOME TAX REFUND CONTRIBUTIONS-MINIMUM
AMOUNT OR CANCEL/BREAST AND CERVICAL CANCER

Representative Beck moved to amend the title as follows:

Add the names: "Blair, Letson."

PETER BECK
TOM LETSON
JOHN BARNES
TERRY BLAIR
DOUG GREEN
BILL PATMON
KIRK SCHURING
LOUIS TERHAR

TERRY BOOSE
NAN BAKER
JOHN BECKER
MIKE FOLEY
JEFF MCCLAIN
GARY K. SCHERER
STEPHEN SLESNICK
ROLAND WINBURN

The following member voted "NO"

RON AMSTUTZ

The report was agreed to.

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

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

S. B. No. 19 -Senators Tavares, Manning
Cosponsors: Senators Schiavoni, Brown, Turner, Kearney, Smith, Sawyer,
Gentile, Skindell, Cafaro, Beagle, Coley, Gardner, Hite, Jones, LaRose,
Lehner, Obhof, Oelslager, Patton, Peterson

To enact section 5101.345 of the Revised Code to create the Ohio Family Stability Commission and to repeal section 5101.345 of the Revised Code four years after the effective date of that section.

Attest:

Vincent L. Keeran,
Clerk.

Said bill was considered the first time.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has adopted the following concurrent resolution in which the concurrence of the House is requested:

S. C. R. No. 13 -Senator LaRose

Cosponsors: Senators Gardner, Turner, Obhof, Hite, Brown, Cafaro, Bacon, Patton, Burke, Tavares, Skindell, Sawyer, Kearney, Seitz, Jones, Balderson, Beagle, Coley, Eklund, Faber, Gentile, Hughes, Lehner, Manning, Oelslager, Peterson, Schaffer, Smith, Uecker, Widener

Honoring the State of Israel on its Sixty-fifth Anniversary.

Attest:

Vincent L. Keeran,
Clerk.

Said concurrent resolution was referred to the committee on Rules and Reference under the Rule.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bills in which the concurrence of the House is requested:

Am. S. B. No. 94 -Senator Balderson

Cosponsors: Senators Seitz, Hughes, Kearney, LaRose, Beagle, Brown, Burke, Eklund, Faber, Gardner, Gentile, Hite, Jones, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Schiavoni, Smith, Tavares, Turner, Uecker, Widener

To enact section 5.2285 of the Revised Code to designate the first week of October as "Ohio Forest Products Awareness Week."

Sub. S. B. No. 115 -Senator Faber

Cosponsors: Senators Obhof, Bacon, Balderson, Burke, Coley, Eklund, Gardner, Hite, Hughes, Lehner, Oelslager, Patton, Peterson, Schaffer, Seitz, Uecker, Widener

To amend Section 12 of Am. Sub. H.B. 386 of the 129th General Assembly to extend the moratorium on new establishments conducting sweepstakes by

sweepstakes terminal devices, to require establishments to file a new affidavit, and to declare an emergency.

Attest:

Vincent L. Keeran,
Clerk.

Said bills were considered the first time.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on May 2, 2013, signed the following:

S.B. No. 24 - Senator Obhof - et al.

S.B. No. 33 - Senators Bacon, LaRose - et al.

On motion of Representative Ruhl, the House adjourned until Tuesday, May 7, 2013 at 8:30 a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.