OHIO House of Representatives JOURNAL

WEDNESDAY, MAY 8, 2013

THIRTY-EIGHTH DAY

Hall of the House of Representatives, Columbus, Ohio Wednesday, May 8, 2013, 8:30 a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Rex Schrolucke of the Trinity Christian Fellowship Church in Williamsburg, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

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

The Ashland University women's basketball team received H.R. 100, presented by Representative Hall-70th district.

The Grandview Heights High School Botcats Team 128 received H.R. 110, presented by Representatives Stinziano-18th district and Curtin-17th district.

Andy, Edna, Hannah, and Esther Yoder, Lucinda Schlabach, Amber Coblentz, Karen Hertzler, Eldora Mast, Kyle Keim, Samuel Troyer, Ryan Miller, Ron Hershberger, Charles Covert, Shane Duffy, Brian Morris, and Ronald Peake, guests of Representative Green-66th district.

Members of the Medina County Leadership and Junior Leadership, guests of Speaker Batchelder-69th district and Representative Hall-70th district.

Jon Duraj and Andrew Fishpaw, guests of Representative McGregor-79th district.

Mike, Terri, Riley, and Ryan Peters, guests of Representative Landis-98th district.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 160-Representative Hagan, R.

Cosponsors: Representatives Antonio, Foley, Fedor, Driehaus.

To amend sections 2919.26 and 3113.31 and to enact sections 2919.261 and 3113.311 of the Revised Code to require a person who is subject to a civil or criminal domestic violence temporary protection order to surrender all firearms in the person's immediate possession or control to a law enforcement agency or to a federally licensed firearms dealer.

Said bill was considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Carney submitted the following report:

The standing committee on Insurance to which was referred **Sub. S. B. No. 9-**Senator Bacon, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: HEALTH INSURANCE EXCHANGES-AGENT CONTINUING EDUCATION/CHANGE DEDUCTIBLES AND COPAYMENTS

Representative Hackett moved to amend the title as follows:

Add the names: "Representatives Hackett, Carney."

ROBERT HACKETT MICHAEL HENNE
JOHN PATRICK CARNEY JOHN ADAMS
JIM BUTLER ANTHONY DEVITIS
STEPHANIE KUNZE ROSS MCGREGOR
WES RETHERFORD MARK J. ROMANCHUK
MARILYN SLABY ROBERT COLE SPRAGUE
MICHAEL STINZIANO FRED STRAHORN

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. 23**-Representative Gonzales, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OVARIAN CANCER AWARENESS LICENSE PLATE

Representative Damschroder moved to amend the title as follows:

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

REX DAMSCHRODER MARGARET RUHL
DALE MALLORY NICHOLAS J. CELEBREZZE
ANTHONY DEVITIS ROBERT F. HAGAN
TERRY JOHNSON ROSS MCGREGOR
ZACK MILKOVICH RICK PERALES

The report was agreed to.

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

Representative Pillich submitted the following report:

The standing committee on Military and Veterans Affairs to which was referred **S. C. R. No. 6**-Senator Bacon, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: RICKENBACKER AIR GUARD STATION-LOCATE KC-46A MAIN OPERATING BASE THERE

Representative Johnson moved to amend the title as follows:

Add the names: "Representatives Johnson, Landis, Pillich, Anielski, Barborak, Bishoff, Dovilla, Milkovich, Perales, Retherford."

TERRY JOHNSON CONNIE PILLICH NICK BARBORAK MIKE DOVILLA ZACK MILKOVICH WES RETHERFORD AL LANDIS MARLENE ANIELSKI HEATHER BISHOFF TERESA FEDOR RICK PERALES

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **S. B. No. 26**-Senator Schaffer, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: CONCUSSIONS-YOUTH ATHLETIC ACTIVITIES-CORRECT CROSS-REFERENCE

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Bishoff, Brown, Hottinger."

Representative Wachtmann moved to amend as follows:

In line 6, delete "section" and insert "sections 3313.539, 3319.303, and"

Between lines 7 and 8, insert:

- "Sec. 3313.539. (A) As used in this section, "physician" means a person authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery.
- (B) No school district board of education or governing authority of a chartered or nonchartered nonpublic school shall permit a student to practice for or compete in interscholastic athletics until the student has submitted, to a school official designated by the board or governing authority, a form signed by the parent, guardian, or other person having care or charge of the student stating that

the student and the parent, guardian, or other person having care or charge of the student have received the concussion and head injury information sheet required by section 3707.52 of the Revised Code. A completed form shall be submitted each school year, as defined in section 3313.62 of the Revised Code, for each sport or other category of interscholastic athletics for or in which the student practices or competes.

- (C)(1) No school district board of education or governing authority of a chartered or nonchartered nonpublic school shall permit an individual to coach interscholastic athletics unless the individual holds a pupil-activity program permit issued under section 3319.303 of the Revised Code for coaching interscholastic athletics.
- (2) No school district board of education or governing authority of a chartered or nonchartered nonpublic school shall permit an individual to referee interscholastic athletics unless the individual holds a pupil-activity program permit issued under section 3319.303 of the Revised Code for coaching interscholastic athletics or presents evidence that the individual has successfully completed, within the previous three years, a training program in recognizing the symptoms of concussions and head injuries to which the department of health has provided a link on its internet web site under section 3707.52 of the Revised Code or a training program authorized and required by an organization that regulates interscholastic eonferences or athletic competition and conducts interscholastic athletic events.
- (D) If a student practicing for or competing in an interscholastic athletic event exhibits signs, symptoms, or behaviors consistent with having sustained a concussion or head injury while participating in the practice or competition, the student shall be removed from the practice or competition by either of the following:
- (1) The individual who is serving as the student's coach during that practice or competition;
- (2) An individual who is serving as a referee during that practice or competition.
- (E)(1) If a student is removed from practice or competition under division (D) of this section, the coach or referee who removed the student shall not allow the student, on the same day the student is removed, to return to that practice or competition or to participate in any other practice or competition for which the coach or referee is responsible. Thereafter, the coach or referee shall not allow the student to return to that practice or competition or to participate in any other practice or competition for which the coach or referee is responsible until both of the following conditions are satisfied:
 - (a) The student's condition is assessed by either of the following:
 - (i) A physician;
 - (ii) Any other licensed health care provider the school district board of

education or governing authority of the chartered or nonchartered nonpublic school, pursuant to division (E)(2) of this section, authorizes to assess a student who has been removed from practice or competition under division (D) of this section.

- (b) The student receives written clearance that it is safe for the student to return to practice or competition from a physician or from another licensed health care provider authorized pursuant to division (E)(2) of this section to grant the clearance.
- (2) A school district board of education or governing authority of a chartered or nonchartered nonpublic school may authorize a licensed health care provider who is not a physician to make an assessment or grant a clearance for purposes of division (E)(1) of this section only if the provider is acting in accordance with one of the following, as applicable to the provider's authority to practice in this state:
 - (a) In consultation with a physician;
 - (b) Pursuant to the referral of a physician;
 - (c) In collaboration with a physician;
 - (d) Under the supervision of a physician.
- (3) A physician or other licensed health care provider who makes an assessment or grants a clearance for purposes of division (E)(1) of this section may be a volunteer.
- (F) A school district board of education or governing authority of a chartered or nonchartered nonpublic school that is subject to the rules of an interscholastic conference or an organization that regulates interscholastic conferences or athletic competition and conducts interscholastic athletic events shall be considered to be in compliance with divisions (B), (D), and (E) of this section, as long as the requirements of those rules are substantially similar to the requirements of divisions (B), (D), and (E) of this section.
- (G)(1) A school district, member of a school district board of education, or school district employee or volunteer, including a coach or referee, is not liable in damages in a civil action for injury, death, or loss to person or property allegedly arising from providing services or performing duties under this section, unless the act or omission constitutes willful or wanton misconduct.

This section does not eliminate, limit, or reduce any other immunity or defense that a school district, member of a school district board of education, or school district employee or volunteer, including a coach or referee, may be entitled to under Chapter 2744. or any other provision of the Revised Code or under the common law of this state.

(2) A chartered or nonchartered nonpublic school or any officer, director, employee, or volunteer of the school, including a coach or referee, is not liable in damages in a civil action for injury, death, or loss to person or property allegedly

arising from providing services or performing duties under this section, unless the act or omission constitutes willful or wanton misconduct.

- **Sec. 3319.303.** (A) The state board of education shall adopt rules establishing standards and requirements for obtaining a pupil-activity program permit for any individual who does not hold a valid educator license, certificate, or permit issued by the state board under section 3319.22, 3319.26, or 3319.27 of the Revised Code. The permit issued under this section shall be valid for coaching, supervising, or directing a pupil-activity program under section 3313.53 of the Revised Code. Subject to the provisions of section 3319.31 of the Revised Code, a permit issued under this section shall be valid for three years and shall be renewable.
- (B) The state board shall adopt rules applicable to individuals who hold valid educator licenses, certificates, or permits issued by the state board under section 3319.22, 3319.26, or 3319.27 of the Revised Code setting forth standards to assure any such individual's competence to direct, supervise, or coach a pupil-activity program. The rules adopted under this division shall not be more stringent than the standards set forth in rules applicable to individuals who do not hold such licenses, certificates, or permits adopted under division (A) of this section.
- (C) As a condition to issuing or renewing a pupil-activity program permit to coach interscholastic athletics:
- (1) The state board shall require each individual applying for a first permit on or after the effective date of this amendment April 26, 2013, to successfully complete a training program that is specifically focused on brain trauma and brain injury management.
- (2) The state board shall require each individual applying for a permit renewal on or after that date to present evidence that the individual has successfully completed, within the previous three years, a training program in recognizing the symptoms of concussions and head injuries to which the department of health has provided a link on its internet web site under section 3707.52 of the Revised Code or a training program authorized and required by an organization that regulates interscholastic conferences or athletic competition and conducts interscholastic athletic events."

In line 14, delete "section" and insert "sections 3313.539, 3319.303, and" In line 15, delete "is" and insert "are"

In line 1 of the title, delete "section" and insert "sections 3313.539, 3319.303, and"

In line 4 of the title, after "organizations" insert ", to clarify certain references to organizations that regulate interscholastic athletics,"

The motion was agreed to and the bill so amended.

LYNN R. WACHTMANN ANNE GONZALES **NICKIE ANTONIO** JOHN BARNES HEATHER BISHOFF TIM W. BROWN JOHN PATRICK CARNEY **BRIAN HILL RON HOOD** JAY HOTTINGER **TERRY JOHNSON** MATT LYNCH **DALE MALLORY RON MAAG DAN RAMOS** KIRK SCHURING BARBARA R. SEARS **RYAN SMITH**

The report was agreed to.

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

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. 154 – Representative Gerberry

TO REQUIRE THAT A PORTION OF LOTTERY PROFITS BE DISTRIBUTED ANNUALLY ON A PER PUPIL BASIS TO PUBLIC AND CHARTERED NONPUBLIC SCHOOLS.

To the committee on Finance and Appropriations

H.B. No. 155 – Representatives Ramos and Reece

TO ALLOW A PERSON WHO HAS BEEN APPROVED FOR THE DEFERRED ACTION FOR CHILDHOOD ARRIVALS PROGRAM BY UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES TO OBTAIN A TEMPORARY INSTRUCTION PERMIT, DRIVER'S LICENSE, OR MOTORCYCLE OPERATOR'S LICENSE OR ENDORSEMENT AND TO AMEND THE VERSIONS OR SECTIONS 4507.05 AND 4507.06 OF THE REVISED CODE THAT ARE 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. 156 – Representative Reece

TO REQUIRE RESTRAINTS TO BE REMOVED FROM AN ALLEGED OR ADJUDICATED DELINQUENT CHILD PRIOR TO THE COMMENCEMENT OF A JUVENILE COURT HEARING OR PROCEEDING UNLESS THE COURT DETERMINES THAT THE USE OF RESTRAINTS IS NECESSARY TO PREVENT PHYSICAL HARM TO THE CHILD OR ANOTHER PERSON OR TO PREVENT THE CHILD FROM ESCAPING.

To the committee on Judiciary

H.B. No. 157 – Representative Stautberg TO ESTABLISH A PROCEDURE TO RECALL AN ELECTIVE TOWNSHIP OFFICER.

To the committee on State and Local Government

H.B. No. 158 – Representatives Brenner and Patmon
TO AUTHORIZE NONREFUNDABLE TAX CREDITS FOR DONATIONS
TO NONPROFIT ENTITIES PROVIDING SCHOLARSHIPS TO
LOW-INCOME STUDENTS ENROLLING IN NONPUBLIC SCHOOLS.
To the committee on Education

H.B. No. 159 – Representatives Hackett and Schuring TO PROHIBIT A HEALTH INSURER FROM ESTABLISHING A FEE SCHEDULE FOR DENTAL PROVIDERS FOR SERVICES THAT ARE NOT COVERED BY ANY CONTRACT OR PARTICIPATING PROVIDER AGREEMENT BETWEEN THE HEALTH INSURER AND THE DENTAL PROVIDER.

To the committee on Insurance Add the name: Huffman

MATT HUFFMAN JIM BUCHY STEPHANIE KUNZE DEBBIE PHILLIPS ANDREW BRENNER DOROTHY PELANDA ARMOND BUDISH

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 Phillips 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. 21 – Speaker Batchelder and Representative Johnson TO URGE THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES SECRETARY OF VETERANS AFFAIRS, AND THE CONGRESS OF THE UNITED STATES TO TAKE PROMPT ACTION TO REDUCE

THE PROCESSING TIME FOR VETERANS' DISABILITY BENEFIT CLAIMS.

To the committee on Military and Veterans Affairs Add the names: Brenner, Buchy, Budish, Huffman, Kunze, Phillips, Pelanda

/s/MATT HUFFMAN Matt Huffman, Chair

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

H.R. No. 111 – Representative Hottinger

Honoring the ProStart management team from C-TEC Career and Technical Education Center of Licking County on winning the 2013 ProStart Ohio Invitational Championship.

H.R. No. 112 – Representative Buchy

Honoring Erika Hartings as a 2013 State Bowling Champion.

H.R. No. 113 – Representative Duffey

Honoring the Bluffsview Elementary School archery team as the 2013 National Archery in the Schools State Champion in the elementary division.

/s/MATT HUFFMAN Matt Huffman, Chair

Representative Huffman 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 Grossman moved that majority party members asking leave to be absent or absent the week of Wednesday, May 8, 2013, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Phillips moved that minority party members asking leave to be absent or absent the week of Wednesday, May 8, 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. B. No. 14-Representative Pelanda.

Cosponsors: Representatives Patmon, Cera, Derickson, Grossman, Ramos, McGregor, Terhar, Butler, Maag, Phillips, McClain, Thompson, Adams, J., Huffman, Stebelton, Antonio, Blair, Hackett, Lynch, Brenner.

To amend section 3313.642 and to enact section 2151.272 of the Revised Code with respect to a school district's withholding or transfer to another district or school of the records of a child who is alleged or adjudicated an abused, neglected, or dependent child, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Amstutz	Anielski	Antonio
Ashford	Baker	Barborak	Barnes
Beck	Becker	Bishoff	Blair
Blessing	Boose	Boyce	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Curtin	Damschroder
DeVitis	Derickson	Dovilla	Driehaus
Duffey	Fedor	Foley	Gerberry
Gonzales	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	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	Strahorn	Sykes	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-94.

The bill passed.

Representative Pelanda moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Baker, Barborak, Barnes, Beck, Blessing, Boose, Brown, Buchy, Budish, Burkley, Carney, Celebrezze, Conditt, Damschroder, DeVitis, Dovilla, Driehaus, Fedor, Foley, Gerberry,

Gonzales, Green, Hagan, C., Hall, Hayes, Hill, Hottinger, Johnson, Kunze, Letson, Mallory, Milkovich, O'Brien, Patterson, Pillich, Reece, Roegner, Rogers, Ruhl, Schuring, Sears, Slaby, Smith, Sprague, Strahorn, Wachtmann, Williams, Winburn, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 36-Representative Johnson.

Cosponsors: Representatives Damschroder, Ruhl, Hagan, R.

To amend section 5533.051 and to enact sections 5533.812 and 5533.831 of the Revised Code to designate the "Branch Rickey Memorial Highway," the "Boone Coleman Memorial Highway," and the "Oakley C. Collins Memorial Bridge", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Amstutz Anielski Antonio Ashford Baker Barborak Barnes Bishoff Beck Becker Blair Brenner Blessing Boose Boyce Brown Buchy Budish Burkley Butler Carney Celebrezze Cera Damschroder Clyde Conditt Curtin **DeVitis** Derickson Dovilla Driehaus Duffey Fedor Foley Gerberry Gonzales Green Grossman Hackett Hagan, C. Hall Hayes Henne Hill Hood Hottinger Huffman Johnson Kunze Landis Letson Lundy Lynch Maag Mallory McClain Milkovich McGregor O'Brien Patmon Patterson Pelanda Perales **Phillips** Pillich Ramos Redfern Reece Retherford Roegner Rogers Romanchuk Rosenberger Ruhl Scherer Schuring Slaby Slesnick Sears Smith Sprague Stautberg Stebelton Stinziano Strahorn Sykes Terhar Thompson Wachtmann Williams Winburn Batchelder-94. Young

The bill passed.

Representative Johnson moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Ashford, Barnes, Beck, Blair, Blessing, Brenner, Brown, Buchy, Burkley, Celebrezze, Derickson, Dovilla, Fedor, Gerberry, Green, Grossman, Hackett, Hall, Hayes, Hottinger, Huffman, Letson, Mallory, McClain, Milkovich, Perales, Reece, Rosenberger, Schuring, Smith, Sprague, Stebelton, Stinziano, Strahorn, Sykes, Terhar, Wachtmann, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 110-Representative Schuring.

Cosponsors: Representatives Johnson, Patmon, Szollosi, Terhar, Grossman, Damschroder, Celebrezze, Hagan, R., Milkovich.

To amend section 4501.21 and to enact sections 4503.524, 4503.525, 4503.533, 4503.549, 4503.732, and 4503.90 of the Revised Code to create the "Massillon Tiger Football Booster Club," "Power Squadron," "Combat Action Ribbon or Badge," "Military Sacrifice," "Truth, Justice, and the American Way," and "Nationwide Children's Hospital" license plates, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Amstutz	Anielski	Antonio
Ashford	Baker	Barborak	Barnes
Beck	Becker	Bishoff	Blair
Blessing	Boose	Boyce	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Curtin	Damschroder
DeVitis	Derickson	Dovilla	Driehaus
Duffey	Fedor	Foley	Gerberry
Gonzales	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	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	Strahorn	Sykes	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-94.

The bill passed.

Representative Schuring moved to amend the title as follows:

Add the names: "Anielski, Antonio, Ashford, Baker, Barnes, Bishoff, Brenner, Brown, Buchy, Burkley, Curtin, Duffey, Gonzales, Kunze, Mallory, McClain, Pillich, Rogers, Rosenberger, Slesnick, Stinziano, Strahorn, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 112-Representatives Schuring, Gonzales.

Cosponsors: Representatives Brenner, Strahorn, Cera, Smith, Barborak, Lundy, Mallory, Antonio, Blair, Letson.

To amend section 5747.113 and to enact section 3701.601 of the Revised Code to allow taxpayers to contribute a portion of their income tax refunds to the Ohio Breast and Cervical Cancer Project and to require each income tax refund contribution category to generate \$250,000 annually or be canceled, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Schuring moved to amend as follows:

In line 110, delete " <u>contribution</u>"; strike through "administration" and insert " <u>contribution</u>"

The question being, "Shall the motion to amend be agreed to?"

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted - yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Amstutz	Anielski	Antonio
Ashford	Baker	Barborak	Barnes
Beck	Becker	Bishoff	Blair
Blessing	Boose	Boyce	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Curtin	Damschroder
DeVitis	Derickson	Dovilla	Driehaus
Duffey	Fedor	Foley	Gerberry
Gonzales	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hood	Hottinger	Huffman
Johnson	Kunze	Landis	Letson
Lundy	Lynch	Maag	Mallory
McClain	McGregor	Milkovich	Patmon
Patterson	Pelanda	Perales	Phillips

Pillich Ramos Redfern Reece Retherford Roegner Rogers Romanchuk Ruhl Scherer Schuring Rosenberger Sears Slaby Slesnick Smith Stautberg Stinziano Sprague Stebelton Strahorn Sykes Terhar Thompson Wachtmann Williams Winburn Young Batchelder-93.

The bill passed.

Representative Schuring moved to amend the title as follows:

Add the names: "Anielski, Ashford, Baker, Barnes, Beck, Bishoff, Blessing, Brown, Buchy, Burkley, Carney, Celebrezze, Conditt, Dovilla, Driehaus, Fedor, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hill, Johnson, Kunze, Lynch, McClain, Milkovich, Patmon, Patterson, Pelanda, Perales, Ramos, Rogers, Romanchuk, Ruhl, Scherer, Slaby, Slesnick, Sprague, Stinziano, Terhar, Winburn, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

S. C. R. No. 6-Senator Bacon.

Cosponsors: Senators Balderson, Beagle, Brown, Burke, Eklund, Hite, Hughes, Jones, LaRose, Manning, Obhof, Peterson, Sawyer, Schaffer, Tavares, Uecker, Widener, Patton, Jordan, Seitz, Coley, Faber, Kearney, Oelslager, Schiavoni, Turner. Representatives Johnson, Landis, Pillich, Anielski, Barborak, Bishoff, Dovilla, Milkovich, Perales, Retherford.

To urge the Secretary and the Chief of Staff of the United States Air Force to give full consideration to Rickenbacker Air Guard Station in Columbus, Ohio as the location for the KC-46A Main Operating Base, was taken up for consideration the third time.

The question being, "Shall the concurrent resolution be adopted?" Representative Johnson moved to amend the title as follows:

Add the names: "Adams, J., Amstutz, Antonio, Ashford, Baker, Beck, Blair, Boyce, Brenner, Brown, Buchy, Burkley, Butler, Carney, Celebrezze, Conditt, Damschroder, Fedor, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Henne, Hill, Hood, Hottinger, Letson, Lundy, Maag, Mallory, McClain, McGregor, Patterson, Phillips, Ramos, Reece, Roegner, Rogers, Romanchuk, Rosenberger, Ruhl, Scherer, Sears, Slaby, Slesnick, Smith, Sprague, Stautberg, Stebelton, Stinziano, Strahorn, Terhar, 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?"

Representative Bishoff moved to amend as follows:

In line 47, after the semicolon insert" and

WHEREAS, Engineering, manufacturing, and development for the KC-46A Aircrew Training System will be done at Wright-Patterson Air Force Base, and locating the operating base in the same region as the training system will produce significant cost savings;"

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Amstutz Anielski Antonio Ashford Baker Barborak Barnes Beck Becker Bishoff Blair Blessing Boyce Brenner Boose Brown Buchy Budish Burkley Celebrezze Butler Carney Cera Clyde Conditt Curtin Damschroder **DeVitis** Derickson Dovilla Driehaus Duffey Fedor Foley Gerberry Gonzales Green Grossman Hackett Hagan, C. Hall Hayes Henne Hill Hood Hottinger Huffman Johnson Kunze Landis Letson Lundy Lynch Maag Mallory McClain McGregor Milkovich Patmon Patterson Pelanda Perales **Phillips** Pillich Ramos Redfern Reece Retherford Romanchuk Roegner Rogers Rosenberger Ruhl Scherer Schuring Smith Sears Slaby Slesnick Sprague Stautberg Stebelton Stinziano Strahorn Sykes Terhar Thompson Young Wachtmann Williams Winburn Batchelder-93.

The motion was agreed to and the concurrent resolution so amended.

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

The yeas and nays were taken and resulted - yeas 93, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Amstutz Anielski Antonio Ashford Baker Barborak Barnes

Beck Becker Bishoff Blair Blessing Boyce Brenner Boose Brown Buchy Budish Burkley Butler Celebrezze Cera Carney Clyde Curtin Damschroder Conditt **DeVitis** Derickson Dovilla Driehaus Duffey Fedor Foley Gerberry Hackett Gonzales Grossman Green Hagan, C. Hall Hayes Henne Hill Hood Hottinger Huffman Johnson Kunze Landis Letson Lundy Lynch Maag Mallory McClain McGregor Milkovich Patmon Patterson Pelanda Perales Phillips Pillich Ramos Redfern Reece Retherford Roegner Rogers Romanchuk Rosenberger Ruhl Scherer Schuring Slesnick Sears Slaby Smith Sprague Stautberg Stebelton Stinziano Strahorn Sykes Terhar Thompson Young Williams Wachtmann Winburn Batchelder-93.

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 Ways and Means Committee:

remove Representative Sprague;

appoint Representative J. Adams.

On motion of Representative Huffman, the House adjourned until Tuesday, May 14, 2013 at 9:00 o'clock a.m.

Attest: BRADLEY J. YOUNG, Clerk.