

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MAY 13, 2014

ONE HUNDRED FIFTY-THIRD DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, May 13, 2014, 8:30 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. 534**-Representative Antonio.

Cosponsors: Representatives Milkovich, Foley, Hagan, R., Wachtmann, Cera, Williams, Rogers, Driehaus, Fedor.

To enact sections 4111.18 and 4111.19 of the Revised Code to prohibit an employer from requiring the employer's employees to participate in a tip pool.

**H. B. No. 535**-Representative Antonio.

Cosponsors: Representatives Foley, Ramos, Stinziano, Fedor, Hagan, R., Heard, Clyde.

To enact section 3727.61 of the Revised Code to establish the Sexual Assault Survivors' Bill of Rights.

**H. B. No. 536**-Representatives Smith, Antonio.

Cosponsors: Representatives Letson, Pillich, Stebelton, Fedor, Brown.

To amend sections 5104.015, 5104.017, and 5104.018 and to enact section 5104.014 of the Revised Code to require that children enrolled in licensed child care facilities be immunized in accordance with a schedule that is based on the schedule recommended by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention.

**H. B. No. 537**-Representatives Budish, Brenner.

Cosponsors: Representatives Slesnick, Lundy, Reece, Barborak, Gerberry, Antonio.

To amend sections 111.16, 111.17, 1703.31, 1729.12, 1746.06, 1782.63, 2305.10, and 4743.04 and to enact sections 5903.21, 5903.22, 5903.23, 5903.24, and 5903.25 of the Revised Code to establish the Veterans Fee Waiver Program.

Said bills were considered the first time.

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

Representative Ramos reported for the Rules and Reference committee, recommending that the following Senate Bill be considered for the second time and referred to the following committee for consideration:

**Am. Sub. S.B. No. 310** – Senator Balderson  
TO MAKE CHANGES TO THE RENEWABLE ENERGY, ENERGY  
EFFICIENCY, AND PEAK DEMAND REDUCTION REQUIREMENTS  
AND TO CREATE A STUDY COMMITTEE.  
To the committee on Public Utilities

MATT HUFFMAN  
ANDREW BRENNER  
DOROTHY PELANDA  
ARMOND BUDISH

JOHN ADAMS  
JIM BUCHY  
STEPHANIE KUNZE  
DAN RAMOS

Representative Thompson 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 the Senate Bill contained in the report of the committee on Rules and Reference.

The motion was agreed to without objection.

The report was agreed to.

Said Senate Bill was considered the second time and referred as recommended.

## **MOTIONS AND RESOLUTIONS**

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

**H.R. No. 422** – Representatives Hood and Scherer  
Honoring the Ohio Christian University men's basketball team as the 2014 NCCAA Division II Champion.

**H.R. No. 423** – Representative Dovilla  
Honoring Lindsey LaPinta as a 2014 Ohio State Level 5 Gymnastics Champion.

/s/MATT HUFFMAN  
Matt Huffman, Chair

Representative Thompson 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.

On motion of Representative Thompson, the House recessed.

The House met pursuant to recess.

Representative Hackett moved that the House revert to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

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

Representative Cera submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 375**-Representative Huffman, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: HORIZONTALLY DRILLED OIL AND GAS WELLS-  
SEVERANCE TAX

JEFF MCCLAIN  
RON AMSTUTZ  
PETER BECK  
DOUG GREEN  
KIRK SCHURING  
LOUIS TERHAR

GARY K. SCHERER  
NAN BAKER  
TERRY BLAIR  
BILL PATMON  
GERALD L. STEBELTON

The following members voted "NO"

TOM LETSON  
JOHN BECKER  
DENISE DRIEHAUS  
BRIAN HILL  
STEPHEN SLESNICK

JOHN ADAMS  
JACK CERA  
MIKE FOLEY  
JOHN M. ROGERS  
ROLAND WINBURN

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 **Sub. S. B. No. 260**-Senator Patton, et al., having had the same under consideration, reports it back and recommends its passage.

RE: MOTOR VEHICLE DEALER LICENSES-MOTOR VEHICLE  
MANUFACTURER INELIGIBLE FOR

Representative Dovilla moved to amend the title as follows:

Add the names: "Representatives Buchy, Gerberry."

MIKE DOVILLA  
RON GERBERRY  
ANDREW BRENNER  
DOROTHY PELANDA  
KATHLEEN CLYDE

JIM BUCHY  
LOUIS W. BLESSING  
MATT HUFFMAN  
RICK PERALES  
MICHAEL F. CURTIN

The following member voted "NO"

MATT LUNDY

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. B. No. 491**-Representatives Buchy, Blessing, having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: GAMBLING, LOTTERY, CASINO LAWS-CHANGE

Representative Huffman moved to amend as follows:

In line 838, strike through "Recklessly" and insert " Knowingly"

The motion was agreed to and the bill so amended.

Representative Dovilla moved to amend as follows:

In line 842, reinsert "misdemeanor"; delete " felony"; reinsert "first"; delete " fifth"

In line 844, reinsert "fifth"; delete " fourth"

In line 859, reinsert "misdemeanor"; delete " felony"

In line 860, reinsert "first"; delete " fifth"

In line 863, reinsert "fifth"; delete " fourth"

In line 866, reinsert "fifth"; delete " fourth"

In line 869, delete " felony" and insert " misdemeanor"

In line 870, delete " fifth" and insert " first"

In line 872, delete " fourth" and insert " fifth"

In line 885, delete " felony" and insert " misdemeanor"; delete " fifth" and insert " first"

In line 887, delete " fourth" and insert " fifth"

The motion was agreed to and the bill so amended.

Representative Buchy moved to amend as follows:

In line 12, after "3772.23," insert "3772.25,"

Between lines 856 and 857, insert:

" This division does not apply to a person who has obtained, from the director of agriculture, a license under section 1711.11 of the Revised Code to operate concessions at a fair or exhibition conducted by a county or independent agricultural society or by the Ohio expositions commission."

Between lines 2627 and 2628, insert:

"**Sec. 3772.25.** The following are not subject to, or limited by, the requirements of this chapter or Section 6(C) of Article XV, Ohio Constitution:

(A) Charitable gaming authorized by Chapter 2915. of the Revised Code;

(B) Charitable bingo authorized by Section 6 of Article XV, Ohio Constitution, and as authorized by Chapter 2915. of the Revised Code;

(C) Lottery games as authorized by Section 6 of Article XV, Ohio Constitution; ~~and~~

(D) Pari-mutuel wagering authorized by Chapter 3769. of the Revised Code ; and

(E) Concessions under section 1711.11 of the Revised Code."

In line 2811, after "3772.23," insert "3772.25,"

In line 5 of the title, after "3772.23," insert "3772.25,"

The motion was agreed to and the bill so amended.

MIKE DOVILLA  
RON GERBERRY  
LOUIS W. BLESSING  
MATT HUFFMAN  
RICK PERALES  
MICHAEL F. CURTIN

JIM BUCHY  
JOHN ADAMS  
ANDREW BRENNER  
DOROTHY PELANDA  
KATHLEEN CLYDE  
MATT LUNDY

The report was agreed to.

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

Representative Mallory submitted the following report:

The standing committee on Transportation, Public Safety and Homeland Security to which was referred **H. B. No. 474**-Representatives Dovilla, Pelanda, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OHIO STATE BEEKEEPERS ASSOCIATION LICENSE PLATE

Representative Damschroder moved to amend the title as follows:

Add the names: "Damschroder, Ruhl, Mallory, Celebrezze, DeVitis, Green, Hagan, R., Perales."

REX DAMSCHRODER

DALE MALLORY

NICHOLAS J. CELEBREZZE

DOUG GREEN

ROSS MCGREGOR

RICK PERALES

MARGARET RUHL

JOHN BECKER

ANTHONY DEVITIS

ROBERT F. HAGAN

BILL PATMON

The report was agreed to.

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

#### MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on May 13, 2014, signed the following:

**H.C.R. No. 27** - Representatives Johnson, Mallory - et al.

**Am. Sub. S.B. No. 150** - Senators Hite, Peterson - et al.

On motion of Representative Hackett, the House adjourned until Wednesday, May 14, 2014 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.