

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MAY 15, 2013

FORTIETH DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, May 15, 2013, 8:30 a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

Representative Buchy moved that the House advance 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 Clyde submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 6**-Representatives Thompson, Green, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: SUBDIVISIONS-AGREED-UPON PROCEDURE AUDITS/
 AUDITOR-FILE RSFA WITH PROPOSED RULES

Representative Boose moved to amend as follows:

In line 191, after the period strike through the balance of the line

In line 192, strike through "(F) of this section, a" and insert " A"

In line 267, strike through "shall"

In line 268, after the comma insert " may"

In line 281, after " district" insert " , or a political subdivision determined by the auditor of state on a case-by-case basis to be a qualifying subdivision"

In line 297, after " regulatory" insert an underlined comma

In line 309, after " (c)" delete the balance of the line

In line 310, delete " (d)"

In line 311, after the underlined semicolon insert " or"

In line 312, delete " (e)" and insert " (d)"; delete " ; or" and insert an underlined period

Delete lines 313 through 315

In line 320, after the underlined semicolon insert " or"

In line 324, delete the underlined semicolon and insert an underlined

period

Delete lines 325 through 329

In line 344, after " the" insert " standards established by the"

In line 345, after " attestation" delete the balance of the line

In line 346, delete " government auditing standards"

In line 349, delete " But"

Delete lines 350 through 356

The motion was agreed to and the bill so amended.

MARLENE ANIELSKI
BRIAN HILL
JOHN M. ROGERS
REX DAMSCHRODER
ROBERT HACKETT
RON MAAG
TERRY BOOSE
TONY BURKLEY
TERRY BLAIR

KATHLEEN CLYDE
CHERYL GROSSMAN
MATT LUNDY
RICHARD ADAMS
RON GERBERRY
STEPHEN SLESNICK
TIM W. BROWN
VERNON SYKES

The following member voted "NO"

BILL PATMON

The report was agreed to.

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

Representative Driehaus submitted the following report:

The standing committee on Economic Development and Regulatory Reform to which was referred **H. C. R. No. 11**-Representative Stebelton, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: OHIO INDEPENDENT BUSINESS MONTH-JULY 2013

Representative Baker moved to amend the title as follows:

Add the names: "Baker, Terhar, Barnes, Bishoff, Burkley."

NAN BAKER
DENISE DRIEHAUS
PETER BECK
TONY BURKLEY
MICHAEL HENNE
STEPHANIE KUNZE

LOUIS TERHAR
JOHN BARNES
HEATHER BISHOFF
MICHAEL F. CURTIN
RON HOOD

The report was agreed to.

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

Representative Carney submitted the following report:

The standing committee on Insurance to which was referred **H. C. R. No. 17**-Representatives Stinziano, Hackett, et al., having had the same under consideration, reports it back as a substitute concurrent resolution and recommends its adoption.

RE: CONGRESS-REAUTHORIZE FEDERAL TERRORISM REINSURANCE

Representative Hackett moved to amend the title as follows:

Add the name: "Retherford."

ROBERT HACKETT	MICHAEL HENNE
JOHN PATRICK CARNEY	JOHN ADAMS
JIM BUTLER	ANTHONY DEVITIS
STEPHANIE KUNZE	ROSS MCGREGOR
SEAN O'BRIEN	ALICIA REECE
WES RETHERFORD	MARK J. ROMANCHUK
BARBARA R. SEARS	MARILYN SLABY
ROBERT COLE SPRAGUE	MICHAEL STINZIANO
FRED STRAHORN	

The report was agreed to.

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

Representative Fedor submitted the following report:

The standing committee on Education to which was referred **Sub. S. B. No. 21**-Senator Lehner, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: THIRD-GRADE READING GUARANTEE-REVISE REQUIREMENTS FOR READING TEACHERS

Representative Stebelton moved to amend the title as follows:

Add the name: "Representative Brenner."

GERALD L. STEBELTON	ANDREW BRENNER
JOHN BECKER	TIMOTHY DERICKSON
BILL HAYES	MICHAEL HENNE
STEPHANIE KUNZE	KRISTINA ROEGNER
MARILYN SLABY	RYAN SMITH
ANDY THOMPSON	TERESA FEDOR

NICKIE ANTONIO
DENISE DRIEHAUS
JOHN PATTERSON

HEATHER BISHOFF
TRACY HEARD
FRED STRAHORN

The report was agreed to.

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

Representative Clyde submitted the following report:

The standing committee on State and Local Government to which was referred **H. B. No. 72**-Representatives Brenner, Gerberry, having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: COUNTY RECORDERS-RECORDS MAINTENANCE-MODERNIZE

Representative Gerberry moved to amend as follows:

In line 290, strike through "(5)"

The motion was agreed to and the bill so amended.

Representative Gerberry moved to amend as follows:

In line 3169, strike through "as a mortgage on real estate"

In line 3172, after "~~mortgage~~" insert "in the official record"

In line 3176, strike through "tangible"

In line 3197, strike through "as a"

In line 3198, strike through "mortgage on real estate"

In line 3200, after "~~mortgage~~" insert "in the official record"

The motion was agreed to and the bill so amended.

MARLENE ANIELSKI
BILL PATMON
CHERYL GROSSMAN
MATT LUNDY
RICHARD ADAMS
RON GERBERRY
STEPHEN SLESNICK
TIM W. BROWN
VERNON SYKES

KATHLEEN CLYDE
BRIAN HILL
JOHN M. ROGERS
REX DAMSCHRODER
ROBERT HACKETT
RON MAAG
TERRY BOOSE
TONY BURKLEY
TERRY BLAIR

The report was agreed to.

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

Representative Carney submitted the following report:

The standing committee on Insurance to which was referred **H. B. No. 117**-Representatives Hackett, Stinziano, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: CAPTIVE INSURANCE COMPANIES-PROVIDE FOR OHIO OPERATION OF

Representative Hackett moved to amend the title as follows:

Add the names: "Carney, Retherford."

Representative Hackett moved to amend as follows:

In line 132, delete " seeking a license to be"

In line 133, delete " a captive insurance company in this state" and insert " that offers direct insurance to its parent"

In line 140, delete " If a" and insert " Any"; after " company" insert " licensed under the provisions of this chapter that"

In line 142, delete " , the captive insurance company"

The motion was agreed to and the bill so amended.

ROBERT HACKETT
JOHN PATRICK CARNEY
JIM BUTLER
STEPHANIE KUNZE
SEAN O'BRIEN
WES RETHERFORD
BARBARA R. SEARS
ROBERT COLE SPRAGUE
FRED STRAHORN

MICHAEL HENNE
JOHN ADAMS
ANTHONY DEVITIS
ROSS MCGREGOR
ALICIA REECE
MARK J. ROMANCHUK
MARILYN SLABY
MICHAEL STINZIANO

The report was agreed to.

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

Representative Buchy moved that the House revert to the second order of business, being introduction of bills.

The motion was agreed to.

On motion of Representative Buchy, the House recessed.

The House met pursuant to recess.

Prayer was offered by Pastor Daniel Page of the Cornerstone Community Church in Stow, 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:

The Baldwin Wallace University racquetball team received H.R. 72, presented by Representative Dovilla-7th district.

The Logan-Hocking Middle School archery team received H.R. 78, presented by Representative Hood-78th district.

The Maysville High School archery team received H.R. 103, presented by Representatives Hood-78th district and Hill-97th district.

Micaela Powers received H.R. 118, presented by Representative Perales-73rd district.

Erica, Emma, and Noah Dittoe, guests of Representative Huffman-4th district and Speaker Batchelder-69th district.

Doris Went, a guest of Representative Barnes-12th district.

Justin Boggs and Ezra Baker, guests of Representative Stinziano-18th district.

John, Kim, Kelly, and Samantha Edwards, guests of Representative Duffey-21st district.

Navil Moniruzzaman, a guest of Representative Sykes-34th district.

Joseph Nero, a guest of Representative Roegner-37th district.

Michele Hagan, the wife of Representative R. Hagan-58th district.

Junior Ashbrook Scholars, guests of Speaker Batchelder-69th district.

Members of the Community Bankers Association of Ohio, guests of Representative R. Adams-80th district.

Tyler Bowes, a guest of Representative Damschroder-88th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 165-Representative Roegner.

Cosponsor: Representative Thompson.

To amend sections 4761.01 and 4761.11 of the Revised Code to exempt certified hyperbaric technologists from the laws governing the practice of respiratory care.

H. B. No. 166-Representative Pillich.

Cosponsors: Representatives Strahorn, Ashford, Hagan, R.

To enact section 5747.084 of the Revised Code to promote enrollment for the veterans' compensation authorized in Section 2r of Article VIII, Ohio

Constitution, by enabling eligible veterans to identify themselves on the personal income tax return.

Said bills were considered the first time.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **H. B. No. 149**-Representative Anielski, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OHIO SUICIDE PREVENTION DAY-SEPTEMBER 10

Representative Wachtmann moved to amend the title as follows:

Add the names: "Bishoff, Brown, Carney, Hagan, R., Hill, Hottinger, Johnson, Schuring."

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

The following members voted "NO"

MATT LYNCH	RON MAAG
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The report was agreed to.

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

Representative Adams, J. reported for the Rules and Reference committee, recommending that the following House Bills and Senate Bill be considered for the second time and referred to the following committees for consideration:

H.B. No. 160 – Representative R. Hagan
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.

To the committee on Judiciary

H.B. No. 161 – Representative Williams

REGARDING PAYMENT TO A REGISTERED FINDER OF UNCLAIMED FUNDS.

To the committee on State and Local Government

H.B. No. 162 – Representatives Dovilla and Anielski

TO ADD EXTORTION AND PERJURY AND CERTAIN FEDERAL OFFENSES TO THE OFFENSES COMMITTED BY A PUBLIC RETIREMENT SYSTEM MEMBER WHILE SERVING IN A POSITION OF HONOR, TRUST, OR PROFIT THAT MAY RESULT IN FORFEITURE OF RETIREMENT SYSTEM BENEFITS OR THE TERMINATION OF RETIREMENT SYSTEM DISABILITY BENEFITS.

To the committee on Judiciary

H.B. No. 163 – Representatives McGregor and Antonio

TO PROHIBIT DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION OR GENDER IDENTITY, TO CREATE AN EXCEPTION FOR UNLAWFUL DISCRIMINATORY PRACTICES CONCERNING ADMISSION TO OR MEMBERSHIP IN CERTAIN RELIGIOUS ORGANIZATIONS, TO ADD MEDIATION TO THE LIST OF INFORMAL METHODS BY WHICH THE OHIO CIVIL RIGHTS COMMISSION MUST ATTEMPT TO INDUCE COMPLIANCE WITH OHIO'S CIVIL RIGHTS LAW BEFORE INSTITUTING A PUBLIC HEARING, AND TO AMEND THE VERSION OF SECTION 5104.09 OF THE REVISED CODE THAT IS SCHEDULED TO TAKE EFFECT JANUARY 1, 2014, TO CONTINUE THE PROVISIONS OF THIS ACT ON AND AFTER THAT EFFECTIVE DATE.

To the committee on Commerce, Labor and Technology

H.B. No. 164 – Representative Henne

TO MAKE CHANGES TO THE LICENSING AND RECORDS REQUIREMENTS, EXEMPTIONS, PENALTIES, AND OTHER PROVISIONS OF THE PRECIOUS METAL DEALERS LAW AND TO LIMIT THE AMOUNT PRECIOUS METAL DEALERS MAY CHARGE THE TRUE OWNER OF STOLEN PROPERTY WHEN RESTORING THAT PROPERTY TO THE TRUE OWNER.

To the committee on Commerce, Labor and Technology

Am. Sub. S.B. No. 109 – Senator Obhof

TO REVISE THE LAW REGARDING ELECTION ADMINISTRATION, BALLOTS, AND CANDIDATES.

To the committee on Policy and Legislative Oversight

MATT HUFFMAN
ANDREW BRENNER
ARMOND BUDISH
MATT SZOLLOSI

JOHN ADAMS
STEPHANIE KUNZE
TRACY HEARD

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

MOTIONS AND RESOLUTIONS

Representative Adams, J. 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. 23 – Representatives Derickson and Romanchuk
TO URGE THE CONGRESS OF THE UNITED STATES TO TAKE
ACTION ON THE FEDERAL WORKFORCE INVESTMENT ACT TO
ALLOW STATES GREATER FLEXIBILITY TO ADDRESS CURRENT
ECONOMIC REALITIES.

To the committee on Manufacturing and Workforce Development

H.C.R. No. 24 – Representatives Milkovich and Johnson
TO URGE THE FEDERAL GOVERNMENT AND IN PARTICULAR THE
DEPARTMENT OF DEFENSE TO DO EVERYTHING POSSIBLE TO
RESCUE UNITED STATES PRISONER OF WAR SERGEANT BOWE
BERGDAHL.

To the committee on Military and Veterans Affairs

/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 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 Adams, J. reported for the Rules and Reference committee recommending that the following resolutions be read by title only and approved:

H.R. No. 114 – Representative Wachtmann

Honoring the Ottawa-Glandorf High School boys basketball team on winning the 2013 Division III State Championship.

H.R. No. 115 – Representative Anielski

Honoring Melanie Larson on winning the Girls in Science National Video Competition.

Add the name: Budish

H.R. No. 116 – Representative Antonio

Honoring Elizabeth Hankins as a 2013 Yale Distinguished Music Educator.

Add the name: Budish

H.R. No. 117 – Representatives Gonzales and Ruhl

Honoring Tyler Moon on receiving a 2013 Jefferson Award.

H.R. No. 118 – Representative Perales

Honoring Micaela Powers as the 2012 Ohio Division I Player of the Year in girls soccer.

H.R. No. 119 – Representative Adams, R.

Honoring Emma Moore as Pure American Little Miss Ohio 2013.

Add the name: Buchy

/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 15, 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 Wednesday, May 15, 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**Sub. S. B. No. 9-Senator Bacon.**

Cosponsors: Senators Beagle, Hite, Jones, Seitz, Widener, Brown, Cafaro, Eklund, Lehner, Manning, Peterson, Smith. Representatives Carney, Hackett.

To amend section 1751.31 and to suspend sections 1751.15, 1751.16, 1751.17, 3923.122, 3923.58, 3923.581, 3923.582, 3923.59, 3924.07, 3924.08, 3924.09, 3924.10, 3924.11, 3924.111, 3924.12, 3924.13, and 3924.14 of the Revised Code to make changes to the procedure for submission and review of a health insuring corporation's solicitation document, and to suspend the enforcement of the Ohio Open Enrollment Program, the Ohio Health Reinsurance Program, and the option for conversion of a health insurance contract or policy under certain circumstances during the period beginning January 1, 2014, and expiring January 1, 2018, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 95, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	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.	Hagan, R.	Hall
Hayes	Heard	Henne	Hill
Hottinger	Huffman	Johnson	Kunze
Landis	Letson	Lundy	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
Szollosi	Terhar	Thompson	Wachtmann
Williams	Winburn		Batchelder-95.

Representatives Hood, Lynch, and Young voted in the negative-3.

The bill passed.

Representative Sears moved to amend the title as follows:

Add the names: "Henne, Huffman, Letson, Pillich, Sears, Wachtmann, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. Sub. S. B. No. 21-Senator Lehner.

Cosponsors: Senators Sawyer, Gardner, Bacon, Beagle, Brown, Coley, Eklund, Faber, Hite, Jones, Manning, Obhof, Peterson, Seitz, Turner, Uecker. Representative Brenner.

To amend sections 3313.608, 3328.02, and 3328.15 and to enact sections 3301.077, 3302.13, 3302.14, 3318.62, 3319.233, and 3333.049 of the Revised Code to revise the requirements of the Third-Grade Reading Guarantee, to revise the laws regarding facilities of a college-preparatory boarding school, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 95, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	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	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
Reece	Retherford	Roegner	Rogers
Romanchuk	Rosenberger	Ruhl	Scherer
Schuring	Sears	Slaby	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Strahorn	Sykes	Szollosi
Terhar	Thompson	Wachtmann	Williams
Winburn	Young		Batchelder-95.

Representatives Hagan, R. and Redfern voted in the negative-2.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

Representative Fedor moved to amend as follows:

Between lines 342 and 343, insert:

"(g) The teacher has demonstrated evidence of completion of a program from a list of scientifically research-based reading instruction programs approved by the department.

"(h) The teacher is an effective reading instructor, as determined by criteria established by the department."

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

Representative Sears moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 59, nays 39, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Becker	Blair
Blessing	Boose	Brenner	Brown
Buchy	Burkley	Butler	Conditt
Damschroder	DeVitis	Derickson	Dovilla
Fedor	Gonzales	Green	Grossman
Hackett	Hagan, C.	Hall	Hayes
Henne	Hill	Hood	Hottinger
Huffman	Johnson	Landis	Lynch
Maag	McClain	McGregor	Pelanda
Perales	Retherford	Roegner	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Slaby	Smith	Sprague
Stautberg	Stebelton	Terhar	Thompson
Wachtmann	Young		Batchelder-59.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barborak	Barnes
Bishoff	Boyce	Budish	Carney
Celebrezze	Cera	Clyde	Curtin
Driehaus	Duffey	Foley	Gerberry
Hagan, R.	Heard	Kunze	Letson
Lundy	Mallory	Milkovich	O'Brien
Patmon	Patterson	Phillips	Pillich
Ramos	Redfern	Reece	Rogers
Slesnick	Stinziano	Strahorn	Sykes
Szollosi	Williams		Winburn-39.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	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.	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
Strahorn	Sykes	Szollosi	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-98.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Stebelton moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Baker, Bishoff, Burkley, Driehaus, Duffey, Grossman, Hackett, Hayes, Henne, Kunze, McClain, McGregor, O'Brien, Patterson, Phillips, Pillich, Reece, Rogers, Smith, Sprague, Stautberg, Stebelton, Terhar, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. S. B. No. 26-Senator Schaffer.

Cosponsors: Senators Gardner, Brown, Tavares, Eklund, Hite, Jones, Kearney, Manning, Obhof, Oelslager, Peterson, Turner. Representatives Bishoff, Brown, Hottinger.

To amend sections 3313.539, 3319.303, and 3707.48 of the Revised Code to correct a cross reference with regard to concussions and head injuries in athletic activities organized by youth sports organizations, to clarify certain

references to organizations that regulate interscholastic athletics, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 94, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams R.	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	Heard
Henne	Hill	Hood	Hottinger
Huffman	Johnson	Kunze	Landis
Letson	Lundy	Lynch	Maag
Mallory	McClain	McGregor	Milkovich
O'Brien	Patmon	Patterson	Pelanda
Perales	Phillips	Ramos	Redfern
Reece	Retherford	Roegner	Rogers
Romanchuk	Rosenberger	Ruhl	Scherer
Schuring	Sears	Slaby	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Strahorn	Sykes	Szollosi
Terhar	Thompson	Wachtmann	Williams
Young			Batchelder-94.

Representatives Adams J., Hagan, R., and Pillich voted in the negative-3.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	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.	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
Strahorn	Sykes	Szollosi	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-98.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Hottinger moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Antonio, Ashford, Barborak, Beck, Boose, Budish, Carney, Celebrezze, Cera, Curtin, Derickson, DeVitis, Dovilla, Grossman, Hackett, Hagan, C., Hayes, Henne, Johnson, Letson, Mallory, McClain, Milkovich, Perales, Pillich, Ruhl, Scherer, Schuring, Sears, Smith, Sprague, Stebelton, Stinziano, Winburn, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 6-Representatives Thompson, Green.

Cosponsors: Representatives Hill, Smith, Sprague, Huffman, Stinziano, Grossman, Ruhl, Boose, Hall, Blair, Hackett, Roegner.

To amend sections 111.15, 117.11, 117.12, 117.16, 117.20, and 127.18 and to enact section 117.114 of the Revised Code to create an agreed-upon procedure audit for certain eligible political subdivisions and to eliminate the Auditor of State's exemption from filing a rule summary and fiscal analysis with proposed rules, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	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.	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	Stauberg	Stebelton	Stinziano
Strahorn	Sykes	Szollosi	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-98.

The bill passed.

Representative Thompson moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Beck, Burkley, Cera, Damschroder, Derickson, Henne, McClain, Pelanda, Retherford, Rogers, Scherer, Schuring, Sears, Terhar, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 90-Representatives Gerberry, Grossman.

Cosponsors: Representatives Hagan, R., Cera, Duffey, Ramos, Antonio, Boyd, Milkovich, Fedor, Curtin, Beck, Stinziano, Sprague, O'Brien, Brown, Ruhl, Phillips, Barborak, Johnson, Burkley, Damschroder, Hagan, C., Lynch, Patterson, Retherford, Winburn.

To amend sections 959.131, 959.132, 959.99, and 1717.01 of the Revised Code to specifically prohibit an owner, manager, or employee of a dog kennel from committing cruel treatment of a companion animal, to give a prosecutor who prosecutes an owner, manager, or employee of a dog kennel who commits cruel treatment of a companion animal discretion in prosecuting that person for the offense, to revise provisions regarding the negligent treatment of companion animals, and to revise the definition of "cruelty," "torment," and "torture" in the Humane Societies Law, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	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.	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
Strahorn	Sykes	Szollosi	Terhar
Thompson	Wachtmann	Williams	Winburn
Young			Batchelder-98.

The bill passed.

Representative Gerberry moved to amend the title as follows:

Add the names: "Anielski, Ashford, Baker, Barnes, Blair, Blessing, Boyce, Brenner, Budish, Butler, Carney, Celebrezze, Clyde, Conditt, Dovilla, Driehaus, Foley, Green, Hackett, Heard, Henne, Hottinger, Letson, Lundy, Mallory, McClain, Patmon, Perales, Pillich, Redfern, Rogers, Schuring, Sears, Slaby, Smith, Strahorn, Szollosi, Williams, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended 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 adoption of the following concurrent resolution:

H. C. R. No. 22 -Speaker Batchelder, Representative Budish
Cosponsors: Senators Faber, Kearney

To provide for the Ohio General Assembly to meet in joint session in the chamber of the House of Representatives on May 21, 2013, for the purpose of honoring the recipients of the Ohio Military Medal of Distinction and their family members.

Attest:

Vincent L. Keeran,
Clerk.

On motion of Representative Huffman, the House adjourned until Thursday, May 16, 2013 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.