

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MAY 28, 2013

FORTY-FOURTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, May 28, 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 Hood 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. 176**-Representative Sears.

To amend section 101.391 and to enact sections 5111.0126, 5111.80, 5111.801, 5111.802, and 5111.947 of the Revised Code to require the Medical Assistance Director to implement Medicaid reforms, to permit the Medicaid program to cover an additional group under certain circumstances, to revise the duties of the Joint Legislative Committee on Medicaid Technology and Reform, and to make an appropriation.

**H. B. No. 177**-Representative Pelanda.

Cosponsors: Representatives Duffey, Buchy, Cera, Reece, Patmon, Mallory, Beck.

To amend section 4549.20 of the Revised Code to prohibit the manufacture, import, or sale of a counterfeit or nonfunctional motor vehicle air bag, to prohibit the sale, installation, or reinstallation of a device in a motor vehicle that causes the vehicle's diagnostic system to inaccurately indicate that the vehicle is equipped with a functional air bag, and to increase the penalty for improper replacement of a motor vehicle air bag if the violation results in the bodily injury or death of an individual.

**H. B. No. 178**-Representative Phillips.

Cosponsors: Representatives Hayes, Mallory, Strahorn, Reece, Fedor, Heard, Antonio.

To amend section 3737.73 of the Revised Code with respect to school safety drills.

**H. B. No. 179**-Representative Bishoff.

To enact section 3109.054 of the Revised Code to require certain employers to allow a parent to exercise court-ordered parenting time without terminating

the parent's employment, reducing the parent's pay, or taking other similar action against the parent.

Said bills were considered the first time.

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

Representative Stinziano submitted the following report:

The standing committee on Judiciary to which was referred **Sub. S. B. No. 7**-Senators Widener, Beagle, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OFFENDER RECEIVING MENTAL HEALTH TREATMENT-  
RELEASE-NOTICE-CRIME INFORMATION REGISTRY

JIM BUTLER  
MICHAEL STINZIANO  
MARGARET CONDITT  
TOM LETSON  
MARILYN SLABY  
GERALD L. STEBELTON

DOROTHY PELANDA  
NICHOLAS J. CELEBREZZE  
BILL HAYES  
MATT LYNCH  
PETER STAUTBERG  
ROLAND WINBURN

The following member voted "NO"

CONNIE PILLICH

The report was agreed to.

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

Representative Stinziano submitted the following report:

The standing committee on Judiciary to which was referred **H. B. No. 126**-Representatives Kunze, Stinziano, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: DURABLE POWER OF ATTORNEY FOR HEALTH CARE/  
LIVING WILL REVOKES PRIOR DECLARATIONS

Representative Butler moved to amend the title as follows:

Add the names: "Celebrezze, Pillich."

JIM BUTLER  
MICHAEL STINZIANO  
MARGARET CONDITT  
TOM LETSON

DOROTHY PELANDA  
NICHOLAS J. CELEBREZZE  
BILL HAYES  
MATT LYNCH

CONNIE PILLICH  
 PETER STAUTBERG  
 ROLAND WINBURN

MARILYN SLABY  
 GERALD L. STEBELTON

The report was agreed to.

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

Representative Letson submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 138**-Representatives McClain, Letson, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: TAX APPEALS-REVISE PROCEDURES/EXPEDITE  
 RESIDENTIAL PROPERTY VALUE APPEALS

Representative Beck moved to amend the title as follows:

Add the name: "Amstutz."

PETER BECK  
 TOM LETSON  
 RON AMSTUTZ  
 TERRY BLAIR  
 DOUG GREEN  
 BILL PATMON  
 GARY K. SCHERER  
 ROLAND WINBURN

TERRY BOOSE  
 JOHN ADAMS  
 NAN BAKER  
 MIKE FOLEY  
 JEFF MCCLAIN  
 JOHN M. ROGERS  
 LOUIS TERHAR

The report was agreed to.

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

#### MESSAGE FROM THE SPEAKER

Pursuant to Section 2151.57(B) of the Ohio Revised Code, the Speaker hereby appoints Representative Hayes to the State Council for Interstate Juvenile Supervision.

#### Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the House amendments to:

**Sub. S. B. No. 9** -Senator Bacon - et al.

**Sub. S. B. No. 21** -Senator Lehner - et al.

**Am. S. B. No. 26** -Senator Schaffer - et al.

Attest:

Vincent L. Keeran,  
Clerk.

On motion of Representative Kunze, the House recessed.

The House met pursuant to recess.

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

The motion was agreed to.

### **INTRODUCTION OF BILLS**

The following bill was introduced:

**H. B. No. 180**-Representative Pillich.

Cosponsors: Representatives Antonio, Hagan, R., Strahorn.

To amend sections 3314.03 and 3326.11 and to enact sections 3313.5310, 3707.56, and 3707.57 of the Revised Code with regard to sudden cardiac arrest in youth athletic activities.

Said bill was considered the first time.

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

Representative Szollosi 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. 176** – Representative Sears

TO REQUIRE THE MEDICAL ASSISTANCE DIRECTOR TO IMPLEMENT MEDICAID REFORMS, TO PERMIT THE MEDICAID PROGRAM TO COVER AN ADDITIONAL GROUP UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE DUTIES OF THE JOINT LEGISLATIVE COMMITTEE ON MEDICAID TECHNOLOGY AND REFORM, AND TO MAKE AN APPROPRIATION.

To the committee on Finance and Appropriations

**H.B. No. 177** – Representative Pelanda

TO PROHIBIT THE MANUFACTURE, IMPORT, OR SALE OF A COUNTERFEIT OR NONFUNCTIONAL MOTOR VEHICLE THAT

CAUSES THE VEHICLE'S DIAGNOSTIC SYSTEM TO INACCURATELY INDICATE THAT THE VEHICLE IS EQUIPPED WITH A FUNCTIONAL AIR BAG, AND TO INCREASE THE PENALTY FOR IMPROPER REPLACEMENT OF A MOTOR VEHICLE AIR BAG IF THE VIOLATION RESULTS IN THE BODILY INJURY OR DEATH OF AN INDIVIDUAL.

To the committee on Transportation, Public Safety and Homeland Security

**H.B. No. 178** – Representative Phillips

TO AMEND WITH RESPECT TO SCHOOL SAFETY DRILLS.

To the committee on Education

**H.B. No. 179** – Representative Bishoff

TO REQUIRE CERTAIN EMPLOYERS TO ALLOW A PARENT TO EXERCISE COURT-ORDERED PARENTING TIME WITHOUT TERMINATING THE PARENT'S EMPLOYMENT, REDUCING THE PARENT'S PAY, OR TAKING OTHER SIMILAR ACTION AGAINST THE PARENT.

To the committee on Commerce, Labor and Technology

**Am. S.B. No. 67** – Senator Peterson

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.

To the committee on State and Local Government

MATT HUFFMAN  
ANDREW BRENNER  
DOROTHY PELANDA  
DEBBIE PHILLIPS

JOHN ADAMS  
JIM BUCHY  
STEPHANIE KUNZE  
MATT SZOLLOSI

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

**H.C.R. No. 26** – Representative Hayes  
TO DESIGNATE THE LAST WEEK OR SEPTEMBER AS “NATIVE AMERICAN WEEK.”  
To the committee on State and Local Government

**H.C.R. No. 27** – Representatives Johnson and Mallory  
TO URGE THE INTERNAL REVENUE SERVICE TO CORRECT ITS POLICY OF TARGETING TAX-EXEMPT STATUS APPLICATIONS FOR ADDITIONAL REVIEW BASED ON THE APPLICANT ORGANIZATIONS PRESUMED POLITICAL AFFILIATION.  
To the committee on Policy and Legislative Oversight

**H.R. No. 134** – Representative Clyde  
RELATIVE TO THE CONTEST OR ELECTION IN THE 98TH HOUSE DISTRICT.  
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 and House Resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said House Concurrent Resolutions and House Resolution were introduced and referred as recommended.

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

**H.R. No. 131** – Representative Patmon  
Honoring the Horizon Science Academy Cleveland High School chess team as the 2012 Ohio Grade Level Champion and the 2013 Queen City Classic Champion.

**H.R. No. 132** – Representatives Buchy and Adams, R.  
Honoring the Darke County Special Olympics Dawgs men’s basketball team on winning the 2013 Division III State Championship.

**H.R. No. 133** – Representatives Perales and Buchy  
Honoring Patrick Ferguson as the 2012 Midwest Region Girls Soccer Coach of the Year.

**H.R. No. 135** – Representative Anielski  
Honoring Aaron Assad as a 2013 Division I State Wrestling Champion.

/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.

Representative Szollosi reported for the Rules and Reference committee recommending that the following resolution be read and approved:

**H.R. No. 136** – Representatives Beck, Maag, Speaker Batchelder, Representatives Budish, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Ashford, Baker, Barborak, Barnes, Becker, Bishoff, Blair, Blessing, Boose, Boyce, Boyd, Brenner, Brown, Buchy, 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, 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  
Honoring the late Sergeant First Class Bobby L. Estle as the recipient of a 2013 Ohio Military Medal of Distinction.

/s/MATT HUFFMAN  
Matt Huffman, Chair

Representative Kunze moved that the Rules and Reference committee report on resolutions be agreed to and that the resolution contained therein be brought up for immediate adoption and read by title only.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

**H. R. No. 136**–Representatives Beck, Maag, Speaker Batchelder, Representatives Budish, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Ashford, Baker, Barborak, Barnes, Becker, Bishoff, Blair, Blessing, Boose, Boyce, Boyd, Brenner, Brown, Buchy, 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, 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.

Honoring the late Sergeant First Class Bobby L. Estle as the recipient of a 2013 Ohio Military Medal of Distinction.

The resolution was adopted.

#### MESSAGE FROM THE SPEAKER

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

**Sub. H.B. No. 7** - Representative Huffman - et al.

**Sub. S.B. No. 9** - Senator Bacon - et al.

**Sub. S.B. No. 21** - Senator Lehner - et al.

**Am. S.B. No. 26** - Senator Schaffer - et al.

**Sub. S.B. No. 115** - Senator Faber - et al.

On motion of Representative Kunze, the House adjourned until Wednesday, May 29, 2013 at 8:30 a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.