

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, NOVEMBER 6, 2013

EIGHTY-EIGHTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, November 6, 2013, 8:30 a.m.

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Clerk called the House to order.

Representative Stautberg was selected to preside under the Rule.

The journal of yesterday was read and approved.

Representative McClain 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 Ashford submitted the following report:

The standing committee on Rules and Reference to which was referred **Sub. H. B. No. 107**-Representative Baker, et al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Finance and Appropriations.

RE: TAX CREDIT-BUSINESSES-EMPLOY HIGH SCHOOL
STUDENTS-CAREER EXPLORATION INTERNSHIPS

MATT HUFFMAN
ANDREW BRENNER
DOROTHY PELANDA
DEBBIE PHILLIPS
ARMOND BUDISH

JOHN ADAMS
STEPHANIE KUNZE
JIM BUCHY
MIKE ASHFORD

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on Finance and Appropriations.

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

H.B. No. 326 – Representatives Roegner and Reece
TO EXEMPT DIABETIC SHOE FITTERS FROM LICENSURE.
To the committee on Commerce, Labor and Technology

H.B. No. 327 – Representative Burkley

TO REQUIRE INTEREST INCOME FROM COUNTY WATER AND SEWER DISTRICT ASSESSMENTS AND INTEREST ON ASSESSMENTS TO BE USED ONLY FOR WATER AND SEWER DISTRICT PURPOSES AND TO PROHIBIT COUNTIES FROM DEPOSITING SUCH INTEREST INCOME IN THE COUNTY GENERAL FUND.

To the committee on State and Local Government

H.B. No. 329 – Representative Hall

TO REQUIRE THE DIRECTOR OF BUDGET AND MANAGEMENT TO MAKE PAYMENTS ON THE BALANCE OF AMOUNTS BORROWED BY THE STATE FROM THE FEDERAL GOVERNMENT TO ISSUE UNEMPLOYMENT BENEFITS AND TO MAKE AN APPROPRIATION.

To the committee on Finance and Appropriations

H.B. No. 330 – Representative Barborak

TO DESIGNATE THE SONG ENTITLED “OHIO” AS THE OFFICIAL STATE COUNTRY SONG.

To the committee on State and Local Government

H.B. No. 331 – Representatives Romanchuk and Letson

TO REGULATE THE LICENSURE OF LIMITED LINES TRAVEL INSURANCE AGENTS IN THIS STATE.

To the committee on Insurance

H.B. No. 332 – Representatives Wachtmann and Antonio

TO ESTABLISH STANDARDS AND PROCEDURES FOR OPIOID TREATMENT OF CHRONIC, INTRACTABLE PAIN RESULTING FROM NONCANCER CONDITIONS AND TO REQUIRE THAT PROFESSIONAL DISCIPLINARY ACTION BE TAKEN FOR FAILING TO COMPLY WITH THOSE STANDARDS AND PROCEDURES.

To the committee on Health and Aging

S.B. No. 82 – Senators Balderson and Gentile

TO AUTHORIZE A CORRECTIONS COMMISSION OF A MULTICOUNTY, MUNICIPAL-COUNTY, OR MULTICOUNTY-MUNICIPAL CORRECTIONAL CENTER TO ISSUE SECURITIES OF THE COMMISSION TO PAY THE COSTS ASSOCIATED WITH CERTAIN IMPROVEMENTS OF THE CENTER.

To the committee on Judiciary

Am. S.J.R. No. 5 – Senator Faber

URGING THE CONGRESS OF THE UNITED STATES TO PROPOSE A BALANCED BUDGET AMENDMENT TO THE UNITED STATES CONSTITUTION AND APPLYING TO THE CONGRESS, PURSUANT TO ARTICLE V OF THE UNITED STATES CONSTITUTION, TO CALL A CONVENTION FOR PROPOSING A BALANCED BUDGET AMENDMENT.

To the committee on Policy and Legislative Oversight

MATT HUFFMAN
ANDREW BRENNER
DOROTHY PELANDA
ARMOND BUDISH
DEBBIE PHILLIPS

JOHN ADAMS
JIM BUCHY
STEPHANIE KUNZE
MIKE ASHFORD

Representative McClain 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, Senate Bill, and Senate Joint Resolution 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, Senate Bill, and Senate Joint Resolution were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

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

H.R. No. 276 – Speaker Batchelder and Representative Sykes
Honoring Akron General Health System on its One Hundredth Anniversary.
Add the name: Budish

H.R. No. 277 – Representatives Gonzales and Ruhl
Honoring the City of Westerville Parks and Recreation Department on winning a 2013 NRPA Gold Medal Award.

H.R. No. 278 – Representative Reece
Honoring Terra Strong as the 2014 Miss Black Ohio USA.

H.R. No. 279 – Representative Burkley
Honoring the Defiance High School boys cross country team as the 2013 Division II State Champion.

/s/MATT HUFFMAN
Matt Huffman, Chair

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

The motion was agreed to.

On motion of Representative McClain, the House recessed.

The House met pursuant to recess.

Prayer was offered by Pastor Troy Ervin of the Life Change Church in Batavia, 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:

Robert Cooper, a guest of Representative Grossman-23rd district.

Stebbins High School senior government students, guests of Representatives Henne-40th district and Butler-41st district.

Jay Thatcher, a guest of Representative Damschroder-88th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 333-Representative Stinziano.

Cosponsors: Representatives Hackett, Henne, Hood, Mallory, O'Brien.

To enact section 4112.16 of the Revised Code to require an alleged aggrieved party to provide a notice of an alleged accessibility law violation in advance of filing a civil action and to declare an emergency.

H. B. No. 334-Representatives Hayes, Hottinger.

Cosponsors: Representatives Brenner, Becker, Butler, Amstutz.

To amend sections 3313.66 and 3313.661 of the Revised Code with respect to the expulsion of a student from a school district, community school, or STEM school for actions that endanger the health and safety of other students or school employees and to declare an emergency.

H. B. No. 335-Representative Butler.

Cosponsors: Representatives Adams, J., Hall, Henne, O'Brien, Terhar, Boose.

To amend sections 3741.14, 4501.06, 4503.10, 4503.103, 4503.11, 4503.191, 4513.02, 4513.11, 5577.044, 5735.01, and 5735.012 and to enact sections 122.079, 122.0710, 122.0711, 122.0712, 122.0713, 122.0714, 122.0715, and 5735.015 of the Revised Code to create the Green Fleets Loan Guarantee Program to guarantee the repayment of loans made to governmental

entities and private businesses to fund the conversion of all or a portion of their fleet vehicles to run on natural gas fuel; to apply the motor fuel tax to compressed natural gas; to authorize a temporary exemption from the motor fuel tax for purchasers of propane and compressed natural gas; to require the inspection of certain natural gas vehicles; to create a weight limit exemption for compressed natural gas vehicles; and to clarify the regulatory authority of the Fire Marshal with regard to filling stations dispensing gaseous fuel.

H. B. No. 336-Representatives O'Brien, Hall.

Cosponsors: Representatives Stautberg, Celebrezze, Ashford, Baker, Barborak, Barnes, Beck, Bishoff, Blair, Boose, Boyd, Brown, Buchy, Burkley, Butler, Cera, Clyde, Conditt, Curtin, Damschroder, Derickson, DeVitis, Dovilla, Duffey, Fedor, Gerberry, Green, Grossman, Hackett, Hagan, C., Hagan, R., Henne, Hill, Hottinger, Johnson, Landis, Letson, Lundy, Maag, Mallory, McClain, Patmon, Patterson, Pelanda, Phillips, Ramos, Redfern, Retherford, Roegner, Rogers, Romanchuk, Ruhl, Schuring, Sheehy, Slaby, Slesnick, Smith, Stinziano, Thompson, Williams, Winburn.

To amend sections 5735.01, 5735.012, 5739.025, 5747.98, and 5751.98 and to enact sections 122.079, 5735.015, 5735.016, 5747.78, and 5751.55 of the Revised Code to create the Gaseous Fuel Vehicle Conversion Program, to allow a credit against the income or commercial activity tax for the purchase or conversion of an alternative fuel vehicle, to reduce the amount of sales tax due on the purchase or lease of a qualifying electric vehicle by up to \$500, to apply the motor fuel tax to the distribution or sale of compressed natural gas, to authorize a temporary, partial motor fuel tax exemption for sales of compressed natural gas used as motor fuel, and to make an appropriation.

H. B. No. 337-Representative Terhar.

Cosponsors: Representatives Becker, Grossman, Lynch, Roegner, Thompson, Beck, Brenner, Butler, Conditt, Henne, Adams, J., Duffey, Retherford, McGregor, Rosenberger.

To amend sections 118.27, 5705.13, and 5705.39, to enact sections 117.54, 118.40, 171.20, 171.21, and 5705.413, and to repeal section 733.33 of the Revised Code to revise budgeting requirements that apply to local governments, mandate that certain actuarial standards be applied in political subdivisions that have independent retirement systems, and authorize the Auditor of State to impose sanctions on local governments that fail to comply with budget, debt, or pension requirements under state law.

H. B. No. 338-Representatives McGregor, Hottinger.

Cosponsors: Representatives Beck, Adams, R., Gonzales, Letson.

To amend sections 119.14, 1349.61, 4111.03, 4121.01, 4123.01, and 4141.01 of the Revised Code to establish a test to determine whether an

individual providing services for or on behalf of certain motor transportation companies is considered an employee under Ohio's Overtime, Workers' Compensation, and Unemployment Compensation Laws.

H. B. No. 339-Representative Hagan, R.
Cosponsor: Representative Foley.

To enact section 105.43 of the Revised Code to require that entrance passes issued to lobbyists by the Capitol Square Review Advisory Board be in the form of identification badges, which must be worn by the lobbyists whenever they are on capitol square, and to require that lobbyists carry cards containing certain information and show the cards to General Assembly members upon their request.

Said bills were considered the first time.

Representative Huffman moved that the House advance to the sixth order of business, being motions and resolutions.

The motion was agreed to.

MOTIONS AND RESOLUTIONS

Representative Ashford moved that minority party members asking leave to be absent or absent the week of Wednesday, November 6, 2013, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

Representative Grossman moved that majority party members asking leave to be absent or absent the week of Wednesday, November 6, 2013, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 232-Representatives Sears, Milkovich.
Cosponsors: Representatives Gonzales, Hackett, Stebelton, Smith, Johnson, DeVitis, Letson, Ramos, Stinziano, Wachtmann, Cera, Pelanda, Stautberg, Antonio, Barnes, Bishoff, Brown.

To amend sections 1701.03, 1705.03, 1705.04, 1705.53, 1785.01, 1785.02, 1785.03, 2152.72, 2305.234, 2305.51, 2317.02, 2921.22, 2925.01, 2951.041, 3107.014, 3701.046, 3701.74, 3709.161, 3721.21, 3923.28, 3923.281, 3923.282, 3923.30, 3963.01, 4723.16, 4725.33, 4729.161, 4731.226, 4731.65, 4732.28, 4734.17, 4734.41, 4755.471, 4757.01, 4757.02, 4757.03, 4757.04, 4757.10, 4757.11, 4757.16, 4757.21, 4757.22, 4757.23, 4757.26, 4757.27,

4757.28, 4757.29, 4757.30, 4757.31, 4757.33, 4757.34, 4757.36, 4757.38, 4757.41, 4757.43, 4758.40, 4758.41, 4758.55, 4758.561, 4758.59, 4758.61, 4769.01, 5101.61, and 5123.61; to enact sections 4757.13, 4757.321, and 4757.37; and to repeal section 4757.12 of the Revised Code to modify the laws governing professional counselors, social workers, and marriage and family therapists, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Sears moved to amend as follows:

In line 28, after "sections" insert "4755.111,"

In line 702, strike through "and"; after "assistants" insert ", and athletic trainers"

Between lines 3835 and 3836, insert:

" **Sec. 4755.111.** (A) An individual whom the occupational therapy section of the Ohio occupational therapy, physical therapy, and athletic trainers board licenses, certificates, or otherwise legally authorizes to engage in the practice of occupational therapy may render the professional services of an occupational therapist within this state through a corporation formed under division (B) of section 1701.03 of the Revised Code, a limited liability company formed under Chapter 1705. of the Revised Code, a partnership, or a professional association formed under Chapter 1785. of the Revised Code. This division does not preclude an individual of that nature from rendering professional services as an occupational therapist through another form of business entity, including, but not limited to, a nonprofit corporation or foundation, or in another manner that is authorized by or in accordance with sections 4755.04 to 4755.13 of the Revised Code, another chapter of the Revised Code, or rules of the Ohio occupational therapy, physical therapy, and athletic trainers board adopted pursuant to sections 4755.04 to 4755.13 of the Revised Code.

(B) A corporation, limited liability company, partnership, or professional association described in division (A) of this section may be formed for the purpose of providing a combination of the professional services of the following individuals who are licensed, certificated, or otherwise legally authorized to practice their respective professions:

(1) Optometrists who are authorized to practice optometry under Chapter 4725. of the Revised Code;

(2) Chiropractors who are authorized to practice chiropractic or acupuncture under Chapter 4734. of the Revised Code;

(3) Psychologists who are authorized to practice psychology under Chapter 4732. of the Revised Code;

(4) Registered or licensed practical nurses who are authorized to practice

nursing as registered nurses or as licensed practical nurses under Chapter 4723. of the Revised Code;

(5) Pharmacists who are authorized to practice pharmacy under Chapter 4729. of the Revised Code;

(6) Physical therapists who are authorized to practice physical therapy under sections 4755.40 to 4755.56 of the Revised Code;

(7) Occupational therapists who are authorized to practice occupational therapy under sections 4755.04 to 4755.13 of the Revised Code;

(8) Mechanotherapists who are authorized to practice mechanotherapy under section 4731.151 of the Revised Code;

(9) Doctors of medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery who are authorized for their respective practices under Chapter 4731. of the Revised Code;

(10) Licensed professional clinical counselors, licensed professional counselors, independent social workers, social workers, independent marriage and family therapists, or marriage and family therapists who are authorized for their respective practices under Chapter 4757. of the Revised Code.

This division shall apply notwithstanding a provision of a code of ethics applicable to an occupational therapist that prohibits an occupational therapist from engaging in the practice of occupational therapy in combination with a person who is licensed, certificated, or otherwise legally authorized to practice optometry, chiropractic, acupuncture through the state chiropractic board, psychology, nursing, pharmacy, physical therapy, mechanotherapy, medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, professional counseling, social work, or marriage and family therapy but who is not also licensed, certificated, or otherwise legally authorized to engage in the practice of occupational therapy."

In line 3836, delete " occupational"

In line 3837, delete " therapy section or"

In line 3840, delete " occupational therapy or"

In line 3841, delete " an occupational therapist"

In line 3842, delete " or"

In line 3848, delete " an occupational therapist or"

In line 3891, delete " an occupational therapist or"

In line 3892, delete " an occupational therapist or"

In line 3893, delete " occupational"

In line 3894, delete " therapy or"

In line 3897, after the fourth comma insert "occupational therapy."

In line 3902, delete "occupational therapy or"

In line 14 of the title, after "sections" insert "4755.111,"

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

Representative Foley 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 37, nays 60, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|---------|-----------|-------------|
| Antonio | Ashford | Barborak | Barnes |
| Bishoff | Boyce | Budish | Carney |
| Celebrezze | Cera | Clyde | Curtin |
| Driehaus | Fedor | Foley | Gerberry |
| Hagan, R. | Heard | Letson | Lundy |
| O'Brien | Patmon | Patterson | Phillips |
| Pillich | Ramos | Redfern | Reece |
| Rogers | Sheehy | Slesnick | Stinziano |
| Strahorn | Sykes | Wachtmann | Williams |
| | | | Winburn-37. |

Those who voted in the negative were: Representatives

| | | | |
|-------------|-----------|-------------|----------------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Baker | Beck | Becker | Blair |
| Blessing | Boose | Brenner | Brown |
| Buchy | Burkley | Butler | Conditt |
| Damschroder | DeVitis | Derickson | Dovilla |
| Duffey | Gonzales | Green | Grossman |
| Hackett | Hagan, C. | Hall | Hayes |
| Henne | Hill | Hood | Hottinger |
| Huffman | Johnson | Kunze | Landis |
| Lynch | Maag | McClain | McGregor |
| Milkovich | Pelanda | Perales | Retherford |
| Roegner | Romanchuk | Rosenberger | Ruhl |
| Scherer | Schuring | Sears | Slaby |
| Smith | Sprague | Stautberg | Stebelton |
| Terhar | Thompson | Young | Batchelder-60. |

The motion to amend was not laid on the table.

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

The yeas and nays were taken and resulted - yeas 65, nays 32, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|----------|-------------|----------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Baker | Barnes | Beck | Becker |
| Bishoff | Blair | Blessing | Boose |
| Brenner | Brown | Buchy | Burkley |
| Butler | Conditt | Damschroder | DeVitis |

| | | | |
|-----------|-------------|------------|----------------|
| Derickson | Dovilla | Duffey | Gonzales |
| Green | Grossman | Hackett | Hagan, C. |
| Hall | Hayes | Henne | Hill |
| Hood | Hottinger | Huffman | Johnson |
| Kunze | Landis | Letson | Lynch |
| Maag | McClain | McGregor | Milkovich |
| Pelanda | Perales | Retherford | Roegner |
| Romanchuk | Rosenberger | Ruhl | Scherer |
| Schuring | Sears | Slaby | Smith |
| Sprague | Stautberg | Stebelton | Terhar |
| Thompson | Wachtmann | Williams | Young |
| | | | Batchelder-65. |

Those who voted in the negative were: Representatives

| | | | |
|-----------|----------|------------|-------------|
| Antonio | Ashford | Barborak | Boyce |
| Budish | Carney | Celebrezze | Cera |
| Clyde | Curtin | Driehaus | Fedor |
| Foley | Gerberry | Hagan, R. | Heard |
| Lundy | O'Brien | Patmon | Patterson |
| Phillips | Pillich | Ramos | Redfern |
| Reece | Rogers | Sheehy | Slesnick |
| Stinziano | Strahorn | Sykes | Winburn-32. |

The motion was agreed to and the bill so amended.

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

Representative Antonio moved that **Sub. H. B. No. 232**-Representatives Sears, Milkovich, et al., be rereferred to the committee on Health and Aging.

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

The yeas and nays were taken and resulted - yeas 36, nays 61, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|---------|-----------|-------------|
| Antonio | Ashford | Barborak | Barnes |
| Bishoff | Boyce | Budish | Carney |
| Celebrezze | Cera | Clyde | Curtin |
| Driehaus | Fedor | Foley | Gerberry |
| Hagan, R. | Heard | Letson | Lundy |
| O'Brien | Patmon | Patterson | Phillips |
| Pillich | Ramos | Redfern | Reece |
| Rogers | Sheehy | Slesnick | Stinziano |
| Strahorn | Sykes | Williams | Winburn-36. |

Those who voted in the negative were: Representatives

| | | | |
|-------------|-----------|-----------|----------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Baker | Beck | Becker | Blair |
| Blessing | Boose | Brenner | Brown |
| Buchy | Burkley | Butler | Conditt |
| Damschroder | DeVitis | Derickson | Dovilla |
| Duffey | Gonzales | Green | Grossman |
| Hackett | Hagan, C. | Hall | Hayes |

| | | | |
|-----------|-----------|-------------|----------------|
| Henne | Hill | Hood | Hottinger |
| Huffman | Johnson | Kunze | Landis |
| Lynch | Maag | McClain | McGregor |
| Milkovich | Pelanda | Perales | Retherford |
| Roegner | Romanchuk | Rosenberger | Ruhl |
| Scherer | Schuring | Sears | Slaby |
| Smith | Sprague | Stautberg | Stebelton |
| Terhar | Thompson | Wachtmann | Young |
| | | | Batchelder-61. |

The motion was not agreed to.

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

The yeas and nays were taken and resulted - yeas 74, nays 23, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-----------|-----------|----------------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Baker | Barnes | Beck | Becker |
| Bishoff | Blair | Blessing | Boose |
| Brenner | Brown | Buchy | Burkley |
| Butler | Cera | Conditt | Curtin |
| Damschroder | DeVitis | Derickson | Dovilla |
| Driehaus | Duffey | Fedor | Gonzales |
| Green | Grossman | Hackett | Hagan, C. |
| Hall | Hayes | Henne | Hill |
| Hood | Hottinger | Huffman | Johnson |
| Kunze | Landis | Letson | Lynch |
| Maag | McClain | McGregor | Milkovich |
| Patmon | Pelanda | Perales | Reece |
| Retherford | Roegner | Rogers | Romanchuk |
| Rosenberger | Ruhl | Scherer | Schuring |
| Sears | Slaby | Slesnick | Smith |
| Sprague | Stautberg | Stebelton | Stinziano |
| Sykes | Terhar | Thompson | Wachtmann |
| Young | | | Batchelder-74. |

Those who voted in the negative were: Representatives

| | | | |
|----------|----------|------------|-------------|
| Antonio | Ashford | Barborak | Boyce |
| Budish | Carney | Celebrezze | Clyde |
| Foley | Gerberry | Hagan, R. | Heard |
| Lundy | O'Brien | Patterson | Phillips |
| Pillich | Ramos | Redfern | Sheehy |
| Strahorn | Williams | | Winburn-23. |

The bill passed.

Representative Sears moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Beck, Buchy, Burkley, Damschroder, Green, Grossman, Hagan, C., McClain, Sears, Slaby, Batchelder."

Remove the names: "Antonio, Ramos."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Huffman moved that the House revert to the fourth order of business, being reports of conference committees.

The motion was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Representative Huffman submitted the following report:

The committee of Conference to which the matters of difference between the two houses were referred on Am. Sub. S.B. 193, Senator Seitz – et al., having had the same under consideration, recommends to the respective houses as follows:

The bill as passed by the Senate with the following amendments:

In line 2008, after "4." delete the balance of the line

Delete lines 2009 through 2011

In line 2012, delete "Therefore, this act shall go into immediate effect" and insert "Notwithstanding any contrary provision of this act:

(A) A group of voters who wish to form a minor political party and nominate candidates to appear on the ballot at the 2014 general election, including a group of voters who have previously been recognized as a political party by court order or a directive issued by the Secretary of State, shall submit a party formation petition that is signed by qualified electors from the state of Ohio equal in number to at least one-half of one per cent of the total vote for nominees for presidential electors at the 2012 general election and that meets all other requirements of sections 3517.01 and 3517.012 of the Revised Code, as amended by this act.

(B) A political party that polls for its candidate for Governor at least two per cent but less than twenty per cent of the entire vote cast for that office at the 2014 general election remains a minor political party for a period of four years after meeting that requirement"

In line 6 of the title, delete the comma and insert "and"

In line 9 of the title, delete ", and to declare an emergency"

Managers on the Part of the
Senate

Managers on the Part of the
House of Representatives

/s/ SENATOR WILLIAM J. SEITZ
SENATOR WILLIAM J. SEITZ

/s/ REPRESENTATIVE MATT HUFFMAN
REPRESENTATIVE MATT HUFFMAN

/s/ SENATOR WILLIAM P. COLEY, II
SENATOR WILLIAM P. COLEY, II

/s/ REPRESENTATIVE JIM BUCHY
REPRESENTATIVE JIM BUCHY

SENATOR EDNA BROWN

REPRESENTATIVE RONALD V.
GERBERRY

The question being, "Shall the report of the committee of Conference be agreed to?"

The yeas and nays were taken and resulted - yeas 51, nays 46, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-----------|------------|----------------|
| Adams R. | Amstutz | Anielski | Baker |
| Beck | Blair | Blessing | Brenner |
| Brown | Buchy | Burkley | Damschroder |
| DeVitis | Derickson | Dovilla | Gonzales |
| Green | Grossman | Hackett | Hagan, C. |
| Hall | Hayes | Henne | Hill |
| Hottinger | Huffman | Johnson | Kunze |
| Landis | Maag | McClain | McGregor |
| Pelanda | Perales | Retherford | Romanchuk |
| Rosenberger | Ruhl | Scherer | Schuring |
| Sears | Slaby | Smith | Sprague |
| Stautberg | Stebelton | Terhar | Thompson |
| Wachtmann | Young | | Batchelder-51. |

Those who voted in the negative were: Representatives

| | | | |
|------------|-----------|-----------|-------------|
| Adams J. | Antonio | Ashford | Barborak |
| Barnes | Becker | Bishoff | Boose |
| Boyce | Budish | Butler | Carney |
| Celebrezze | Cera | Clyde | Conditt |
| Curtin | Driehaus | Duffey | Fedor |
| Foley | Gerberry | Hagan, R. | Heard |
| Hood | Letson | Lundy | Lynch |
| Milkovich | O'Brien | Patmon | Patterson |
| Phillips | Pillich | Ramos | Redfern |
| Reece | Roegner | Rogers | Sheehy |
| Slesnick | Stinziano | Strahorn | Sykes |
| Williams | | | Winburn-46. |

The report of the committee of Conference was agreed to.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 258-Representative Gonzales.

Cosponsors: Representatives Becker, Grossman, Hood, Retherford, Roegner, Wachtmann, Brown, Schuring.

To amend section 4725.40 and to enact section 4725.411 of the Revised Code regarding licensed spectacle dispensing opticians, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 93, nays 4, 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 | Gerberry |
| Gonzales | Green | Grossman | Hackett |
| Hagan, C. | Hall | Hayes | Heard |
| Henne | Hill | Hood | Hottinger |
| Huffman | Johnson | Kunze | Landis |
| Letson | Lundy | Lynch | Maag |
| McClain | McGregor | Milkovich | O'Brien |
| Patmon | Patterson | Pelanda | Perales |
| Phillips | Redfern | Reece | Retherford |
| Roegner | Rogers | Romanchuk | Rosenberger |
| Ruhl | Scherer | Schuring | Sears |
| Sheehy | Slaby | Slesnick | Smith |
| Sprague | Stautberg | Stebelton | Stinziano |
| Strahorn | Sykes | Terhar | Thompson |
| Wachtmann | Williams | Winburn | Young |
| | | | Batchelder-93. |

Representatives Foley, Hagan, R., Pillich, and Ramos voted in the negative-4.

The bill passed.

Representative Gonzales moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Antonio, Beck, Burkley, Damschroder, Duffey, Hackett, Reece, Sears, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 20-Representative Redfern.

Cosponsors: Representatives Brenner, Szollosi, Huffman, Kunze, Adams, J., Phillips, Buchy, Pelanda, Clyde, Rogers, Lundy, Boose, Brown, Burkley, Blair.

To commemorate the War of 1812 and the Battle of Lake Erie and to recognize northwest Ohio's important role in the war, was taken up for consideration the third time.

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

Representative Redfern moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Antonio, Ashford, Barborak, Beck, Boyce, Butler, Carney, Celebrezze, Curtin, Damschroder, Dovilla, Driehaus, Duffey, Fedor, Foley, Gerberry, Green, Hackett, Hagan, C., Hagan, R., Hall, Hayes, Heard, Henne, Hood, Hottinger, Johnson, Landis, Maag, McClain, McGregor, Milkovich, O'Brien, Patterson, Pillich, Ramos, Reece, Roegner, Romanchuk, Ruhl, Sears, Sheehy, Slaby, Stebelton, Stinziano, Thompson, Williams, 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?"

The yeas and nays were taken and resulted - yeas 97, 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 | McClain | McGregor |
| Milkovich | O'Brien | Patmon | Patterson |
| Pelanda | Perales | Phillips | Pillich |
| Ramos | Redfern | Reece | Retherford |
| Roegner | Rogers | Romanchuk | Rosenberger |
| Ruhl | Scherer | Schuring | Sears |
| Sheehy | Slaby | Slesnick | Smith |
| Sprague | Stautberg | Stebelton | Stinziano |
| Strahorn | Sykes | Terhar | Thompson |
| Wachtmann | Williams | Winburn | Young |
| | | | Batchelder-97. |

The concurrent resolution was adopted.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the passage of the following bill:

Am. Sub. H. B. No. 98 -Representatives Gonzales, Retherford
Cosponsors: Representatives Terhar, Pillich, Stinziano, Fedor, Becker, Ruhl, Dovilla, Young, Johnson, Landis, Anielski, Barborak, Bishoff, Milkovich, Perales, Rosenberger, Adams, J., Adams, R., Amstutz, Antonio, Ashford, Baker, Beck, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Curtin, Damschroder, Derickson, DeVitis, Duffey, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Kunze, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Ramos, Reece, Roegner, Rogers, Romanchuk, Scherer, Schuring, Sears, Slaby, Smith, Sprague, Stautberg, Stebelton, Strahorn, Sykes, Szollosi, Thompson, Wachtmann, Williams, Winburn, Speaker Batchelder Senators Uecker, LaRose, Skindell, Brown, Tavares, Schaffer, Bacon, Balderson, Beagle, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, Jordan, Kearney, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Seitz, Smith, Turner, Widener

To amend sections 4506.09, 4713.60, 4723.24, 4725.16, 4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 5903.121 and to enact section 5903.03 of the Revised Code to revise the Occupational Licensing Law regarding military service members and veterans and to declare an emergency.

With the following additional amendments, in which the concurrence of the House is requested.

In line 669, after "agency" insert " , not later than December 31, 2013, "

In line 669, delete " December 31, 2013" and insert " June 30, 2014"

Attest:

Vincent L. Keeran,
Clerk.

Representative Huffman moved that the Senate amendments to **Am. Sub. H. B. No. 98**-Representatives Gonzales, Retherford, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. Sub. H. B. No. 98**-Representatives Gonzales, Retherford, et al., were taken up for consideration.

Am. Sub. H. B. No. 98-Representatives Gonzales, Retherford.

Cosponsors: Representatives Terhar, Pillich, Stinziano, Fedor, Becker, Ruhl, Dovilla, Young, Johnson, Landis, Anielski, Barborak, Bishoff, Milkovich, Perales, Rosenberger, Adams, J., Adams, R., Amstutz, Antonio, Ashford, Baker, Beck, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Curtin, Damschroder, Derickson, DeVitis, Duffey, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Kunze, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Ramos, Reece, Roegner, Rogers, Romanchuk, Scherer, Schuring, Sears, Slaby, Smith, Sprague, Stautberg, Stebelton, Strahorn, Sykes, Szollosi, Thompson, Wachtmann, Williams, Winburn, Speaker Batchelder. Senators Uecker, LaRose, Skindell, Brown, Tavares, Schaffer, Bacon, Balderson, Beagle, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, Jordan, Kearney, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Seitz, Smith, Turner, Widener.

To amend sections 4506.09, 4713.60, 4723.24, 4725.16, 4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 5903.121 and to enact section 5903.03 of the Revised Code to revise the Occupational Licensing Law regarding military service members and veterans and to declare an emergency.

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

The yeas and nays were taken and resulted - yeas 97, 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 | McClain | McGregor |
| Milkovich | O'Brien | Patmon | Patterson |
| Pelanda | Perales | Phillips | Pillich |
| Ramos | Redfern | Reece | Retherford |
| Roegner | Rogers | Romanchuk | Rosenberger |
| Ruhl | Scherer | Schuring | Sears |
| Sheehy | Slaby | Slesnick | Smith |
| Sprague | Stautberg | Stebelton | Stinziano |

| | | | |
|-----------|----------|---------|----------------|
| Strahorn | Sykes | Terhar | Thompson |
| Wachtmann | Williams | Winburn | Young |
| | | | Batchelder-97. |

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

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted - yeas 97, 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 | McClain | McGregor |
| Milkovich | O'Brien | Patmon | Patterson |
| Pelanda | Perales | Phillips | Pillich |
| Ramos | Redfern | Reece | Retherford |
| Roegner | Rogers | Romanchuk | Rosenberger |
| Ruhl | Scherer | Schuring | Sears |
| Sheehy | Slaby | Slesnick | Smith |
| Sprague | Stautberg | Stebelton | Stinziano |
| Strahorn | Sykes | Terhar | Thompson |
| Wachtmann | Williams | Winburn | Young |
| | | | Batchelder-97. |

The Senate amendments were concurred in.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the standing committee on Agriculture and Natural Resources:

Remove Representative Clyde; appoint Representative Sheehy.

MESSAGE FROM THE SPEAKER

Pursuant to Section 189.03(B)(5) of the Ohio Revised Code, per Leader Heard's stipulated appointment, the Speaker hereby makes the following changes to the Local Government Innovation Council:

Remove Representative Ashford; appoint Representative Rogers.

On motion of Representative Huffman, the House recessed.

The House met pursuant to recess.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has agreed to the report of the Committee of Conference on matters of difference between the two houses on:

Am. Sub. S. B. No. 193 -Senator Seitz - et al.

Attest:

Vincent L. Keeran,
Clerk.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on November 6, 2013, signed the following:

H.B. No. 127 - Representative Adams, R. - et al.

Am. Sub. S.B. No. 193 - Senator Seitz - et al.

On motion of Representative Letson, the House adjourned until Thursday, November 7, 2013 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.