

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, DECEMBER 4, 2013

NINETY-NINTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, December 4, 2013, 9:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Chaplain Tom McCullough, State Director of the Capitol Commission, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

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

The Defiance High School boys cross country team received H.R. 279, presented by Representative Burkley-82nd district.

The Ohio Christian University men's basketball team received H.R. 95, presented by Representatives Hood-78th district and Scherer-92nd district.

Robert A. Chaney received H.R. 304, presented by Representatives Strahorn-39th district, Blair-42nd district, and Butler-41st district.

Michael Davidson received H.R. 73, presented by Representative Buchy-84th district.

The Versailles High School girls track and field team received H.R. 207, presented by Representative Buchy-84th district.

The Versailles High School girls 4x100-meter relay team received H.R. 208, presented by Representative Buchy-84th district.

The Versailles High School girls 4x400-meter relay team received H.R. 209, presented by Representative Buchy-84th district.

The Versailles High School girls volleyball team received H.R. 300, presented by Representative Buchy-84th district.

Dr. Tim Murphy, Schaudon Herd, and students from the University of Findlay Ohio Environmental Services and Industries Department, guests of Representative Winburn-43rd district.

Jonathan Granata, a guest of Representative Perales-73rd district.

Ron, Catherine, and Blake Tijerina, guests of Representative Wachtmann-81st district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 371-Representatives Grossman, Perales.

Cosponsor: Representative Anielski.

To amend sections 5311.01, 5311.08, 5311.081, 5311.09, 5311.091, and 5311.22 and to enact sections 5311.082, 5311.083, 5311.15, 5311.28 to 5311.33, and 5311.99 of the Revised Code to require certain unit owners association managers to hold a real estate broker's license, to make changes to the board meetings, record retention, and budget procedure requirements of the Condominium Law, and to establish a registry of condominium developments and the Ohio Condominium Dispute Resolution Commission.

H. B. No. 372-Representative Becker.

Cosponsors: Representatives Hood, Stebelton, Smith.

To amend section 1547.15 of the Revised Code to allow operators of vessels to use rearview mirrors to observe water skiers, barefoot skiers, and others who are being towed by the vessels.

H. B. No. 373-Representative Terhar.

Cosponsors: Representatives Grossman, Reece, Mallory, Retherford, Blessing, Landis, Milkovich, Barborak, Stautberg, Johnson, Fedor.

To enact section 5533.471 of the Revised Code to designate a portion of State Route 264 within the city of Cincinnati as the "Elder High School Vietnam Veterans Memorial Highway"; to authorize the Director of Transportation to erect suitable markers along the highway indicating its name; and to authorize Elder High School, subject to approval by the Director, to erect auxiliary markers on a periodic basis indicating the name of one of the eleven Elder High School graduates who died during the Vietnam conflict.

H. B. No. 374-Representatives Patterson, Rogers.

Cosponsors: Representatives Ramos, Barborak, Antonio, Fedor, Hagan, R.

To make an appropriation for additional funding for the Straight A Program.

H. B. No. 375-Representative Huffman.

Cosponsors: Speaker Batchelder, Representatives Hall, Grossman, Conditt, Sears, Hayes, Boose, Beck, Stebelton, Hill, Wachtmann, Amstutz, Landis, Scherer, Baker, Buchy, Retherford, Rosenberger.

To amend sections 1509.02, 1509.071, 1509.34, 1513.08, 1513.182, 1514.11, 5703.052, 5747.98, 5749.01, 5749.02, 5749.03, 5749.06, 5749.07,

5749.08, 5749.10, 5749.11, 5749.12, 5749.13, 5749.14, 5749.15, and 5751.01, to enact section 5747.63, and to repeal section 1509.50 of the Revised Code to levy a severance tax on well owners of oil and gas severed from horizontal wells, to create a nonrefundable income tax credit for the amount of horizontal well severance tax paid, to repeal a cost recovery assessment imposed on oil and gas well owners, to reduce the severance tax rate on natural gas extracted from nonhorizontal wells, to exclude from the tax base of the commercial activity tax gross receipts from the sale of oil or natural gas severed through use of a horizontal well, and to make an appropriation.

H. B. No. 376-Representatives Derickson, Patmon.

Cosponsors: Representatives Henne, Smith, Hottinger, Grossman, Lynch, Amstutz, Hood, Huffman, Boose, McClain, Becker, Hayes, Burkley, Retherford, Young, Beck, Sears, Romanchuk, Barnes, Johnson, Stautberg, Sprague, Conditt, Hall, Scherer, Mallory, Adams, J., Brenner, Terhar, Buchy, Adams, R., Maag, Ruhl, Blessing, Green, Rosenberger, Thompson, Milkovich, Roegner, Hagan, C., Wachtmann, Hill, Blair.

To enact sections 9.69, 9.691, and 9.692 of the Revised Code to enact the Ohio Religious Freedom Restoration Act.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Mallory submitted the following report:

The standing committee on Transportation, Public Safety and Homeland Security to which was referred **Am. S. B. No. 137**-Senator Patton, et al., having had the same under consideration, reports it back and recommends its passage.

RE: DRIVERS-APPROACHING HIGHWAY MAINTENANCE VEHICLE-TAKE CERTAIN ACTIONS

Representative Damschroder moved to amend the title as follows:

Add the name: "Representative Ruhl."

- | | |
|------------------------|-----------------|
| REX DAMSCHRODER | MARGARET RUHL |
| DALE MALLORY | JOHN BECKER |
| NICHOLAS J. CELEBREZZE | ANTHONY DEVITIS |
| DOUG GREEN | ROBERT F. HAGAN |
| TERRY JOHNSON | ROSS MCGREGOR |
| ZACK MILKOVICH | BILL PATMON |
| RICK PERALES | |

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 **S. B. No. 201**-Senator Bacon, et al., having had the same under consideration, reports it back and recommends its passage.

RE: CONVEYANCE OF STATE-OWNED REAL ESTATE TO STEP BY STEP ACADEMY

Representative Blair moved to amend the title as follows:

Add the name: "Representative Hackett."

MARLENE ANIELSKI	KATHLEEN CLYDE
BILL PATMON	BRIAN HILL
CHERYL GROSSMAN	JOHN M. ROGERS
MATT LUNDY	REX DAMSCHRODER
RICHARD ADAMS	ROBERT HACKETT
RON GERBERRY	RON YOUNG
STEPHEN SLESNICK	TERRY BOOSE
TIM W. BROWN	TONY BURKLEY
MICHAEL SHEEHY	TERRY BLAIR

The report was agreed to.

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

Representative Ramos submitted the following report:

The standing committee on Finance and Appropriations to which was referred **Am. Sub. S. B. No. 206**-Senators Burke, Cafaro, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: IMPLEMENT MEDICAID REVISIONS/REFORM SYSTEMS/PROGRAM OVERSIGHT

Representative Amstutz moved to amend the title as follows:

Add the name: "Representative Amstutz."

Representative McClain moved to amend as follows:

In line 22, after "191.08," insert "193.01, 193.02, 193.03, 193.04, 193.05, 193.06, 193.07,"

Between lines 234 and 235, insert:

" **Sec. 193.01** . As used in this chapter:

"Care coordination" means assisting an individual to access available physical health, behavioral health, social, employment, education, and housing services

the individual needs.

"Care coordinator" means a person who provides care coordination.

"Political subdivision" has the same meaning as in section 2744.01 of the Revised Code.

"Publicly funded assistance programs" include physical health, behavioral health, social, employment, education, and housing programs funded or provided by the state or a political subdivision of the state.

Sec. 193.02 . (A) There is hereby created the Ohio healthier buckeye council. The council shall consist of the following members:

- (1) The director of development services, or the director's designee;
- (2) The auditor of state, or the auditor's designee;
- (3) Two members representing administrative departments enumerated in section 121.02 of the Revised Code, appointed by the governor;
- (4) One member representing a law enforcement agency, appointed by the governor;
- (5) One member representing the interests of nongovernmental economic development entities, appointed by the governor;
- (6) Two members of the senate, one of whom shall be appointed by the president of the senate and the other shall be appointed by the minority leader of the senate;
- (7) One member representing health care providers, appointed by the president of the senate;
- (8) One member representing the interests of business and development, appointed by the president of the senate;
- (9) Two members of the house of representatives, one of whom shall be appointed by the speaker of the house of representatives and the other shall be appointed by the minority leader of the house of representatives;
- (10) One member representing health care insurers, appointed by the speaker of the house of representatives;
- (11) One member representing faith-based organizations, appointed by the speaker of the house of representatives;
- (12) One member representing the judicial branch of government, appointed by the chief justice of the supreme court.

(B) Initial appointments to the council shall be made not later than March 31, 2014.

The members appointed under divisions (A)(4) and (5) of this section shall serve an initial term of one year. The members appointed under divisions (A)(7) and

(8) of this section shall serve an initial term of two years. The members appointed under divisions (A)(10), (11), and (12) of this section shall serve an initial term of three years. Thereafter, each member appointed under those divisions shall serve a four-year term. Each member appointed under division (A)(3) of this section shall serve a four-year term. A member appointed under divisions (A)(6) and (9) of this section shall serve a four-year term or during the member's tenure in the general assembly, whichever period is shorter. Members may be reappointed to the council.

Vacancies on the council shall be filled in the same manner as the original appointments.

(C) At its first meeting, the council shall select a chairperson from among its members. After the first meeting, the council shall meet at the call of the chairperson or upon the request of a majority of the council's members. A majority of the council constitutes a quorum.

(D) The development services agency shall provide administrative assistance to the council until June 30, 2015. Starting July 1, 2015, the joint medicaid oversight committee established in section 103.41 of the Revised Code shall provide administrative assistance to the council.

(E) Council members shall receive no compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of council duties.

Sec. 193.03 . The Ohio healthier buckeye council shall do all of the following:

(A) Promote the establishment of county healthier buckeye councils throughout this state through whatever means the council determines to be most efficient;

(B) Develop and promote means by which the county councils may reduce the reliance of individuals on publicly funded assistance programs using both of the following:

(1) Programs that have been demonstrated to be effective and:

(a) Have low costs;

(b) Use volunteer workers;

(c) Use incentives to encourage designated behaviors; and

(d) Are led by peers.

(2) Identification and elimination of eligibility requirements for publicly funded assistance programs that are barriers to achieving greater financial independence for participants in those programs.

(C) Establish eligibility criteria, application processes, and maximum grant amounts for the Ohio healthier buckeye grant program established in section 193.04 of the Revised Code and award grants under the program;

(D) Collect and analyze the data submitted to the council under section 193.07 of the Revised Code;

(E) Develop the best practices for the administration of publicly funded assistance programs in the state;

(F) Issue the annual reports required under section 193.05 of the Revised Code.

Sec. 193.04 . (A) There is hereby created the Ohio healthier buckeye grant program to be administered by the Ohio healthier buckeye council. The program shall provide grants to county healthier buckeye councils for the following:

(1) To assist county councils with costs associated with gathering data regarding enrollment and outcome information related to publicly funded assistance programs;

(2) To provide funding to county councils to enable care coordinators to seek relevant certification.

(B) Not later than June 30, 2014, the council shall establish all of the following:

(1) The application processes, eligibility criteria, and grant amounts to be awarded under the program;

(2) The form and manner to be used by county councils when submitting enrollment and outcome data to the council;

(3) Eligible certification programs for which county council care coordinators may receive a grant.

Sec. 193.05 . Not later than January 31, 2015, and every year thereafter, the Ohio healthier buckeye council shall submit a report to the joint medicaid oversight committee established in section 103.41 of the Revised Code. A copy of the report shall be submitted to each county healthier buckeye council. The report shall include the following:

(A) Information regarding the enrollment and outcome data submitted by county healthier buckeye councils under section 193.07 of the Revised Code, including information comparing past data, if available;

(B) Recommendations developed by the council regarding the best practices for the administration of publicly funded assistance programs.

Sec. 193.06 . Each board of county commissioners may adopt a resolution to establish a county healthier buckeye council. The board may invite any public or private agency or group that funds, advocates, or provides care coordination services or operates publicly funded assistance programs to individuals to become a member of the county council.

Sec. 193.07 . A county healthier buckeye council shall do all of the following:

(A) Promote care coordination among physical health, behavioral health, social, employment, education, and housing service providers within the county;

(B) Report to the Ohio healthier buckeye council enrollment and outcome data related to publicly funded assistance programs provided within the county;

(C) Seek care coordination certification for individuals within the county."

In line 7 of the title, after "191.08," insert "193.01, 193.02, 193.03, 193.04, 193.05, 193.06, 193.07,"

In line 15 of the title, after the semicolon insert "to create the Ohio Healthier Buckeye Council and the Ohio Healthier Buckeye Grant Program;"

The motion was agreed to and the bill so amended.

RON AMSTUTZ
RICHARD ADAMS
PETER BECK
MIKE DOVILLA
CHERYL GROSSMAN
BILL HAYES
CLIFF ROSENBERGER
RYAN SMITH
PETER STAUTBERG

JEFF MCCLAIN
MARLENE ANIELSKI
TIMOTHY DERICKSON
MIKE DUFFEY
DAVE HALL
ROSS MCGREGOR
BARBARA R. SEARS
ROBERT COLE SPRAGUE
GERALD L. STEBELTON

The following members voted "NO"

VERNON SYKES
MIKE ASHFORD
KATHLEEN CLYDE
MIKE FOLEY
DEBBIE PHILLIPS
ALICIA REECE

NICKIE J. ANTONIO
JOHN PATRICK CARNEY
DENISE DRIEHAUS
MATT LUNDY
DAN RAMOS

The report was agreed to.

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

Representative Pillich submitted the following report:

The standing committee on Military and Veterans Affairs to which was referred **H. B. No. 287**-Representatives Letson, O'Brien, having had the same under consideration, reports it back and recommends its passage.

RE: PERSIAN GULF VETERANS BRIDGE AND IRAQ AND AFGHANISTAN VETERANS BRIDGE-DESIGNATE

Representative Johnson moved to amend the title as follows:

Add the names: "Johnson, Landis, Pillich, Barborak, Bishoff, Dovilla, Fedor, Milkovich, Perales, Young, Rosenberger."

TERRY JOHNSON
CONNIE PILLICH
NICK BARBORAK

AL LANDIS
MARLENE ANIELSKI
HEATHER BISHOFF

MIKE DOVILLA
ZACK MILKOVICH
WES RETHERFORD
RON YOUNG

TERESA FEDOR
RICK PERALES
CLIFF ROSENBERGER

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **H. C. R. No. 40**-Representatives Schuring, Ramos, having had the same under consideration, reports it back and recommends its adoption.

RE: ACKNOWLEDGE GASB STANDARDS 67 AND 68/PLEDGE SUPPORT OF STATE RETIREMENT SYSTEMS

Representative Wachtmann moved to amend the title as follows:

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

LYNN R. WACHTMANN
JAY HOTTINGER
RON HOOD
KIRK SCHURING
JOHN PATRICK CARNEY
HEATHER BISHOFF
ROBERT F. HAGAN
BARBARA R. SEARS

JOHN BARNES
TIM W. BROWN
MATT LYNCH
BRIAN HILL
NICKIE J. ANTONIO
TERRY JOHNSON
DAN RAMOS
RYAN SMITH

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **S. C. R. No. 24**-Senator Bacon, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: PANCREATIC CANCER AWARENESS MONTH-NOVEMBER 2013

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Hottinger, Brown, Antonio, Bishoff, Johnson, Ramos."

LYNN R. WACHTMANN
TIM W. BROWN
MATT LYNCH

JAY HOTTINGER
RON HOOD
KIRK SCHURING

DALE MALLORY
BRIAN HILL
HEATHER BISHOFF
ROBERT F. HAGAN
JOHN BARNES
RYAN SMITH

NICKIE J. ANTONIO
JOHN PATRICK CARNEY
TERRY JOHNSON
DAN RAMOS
BARBARA R. SEARS

The report was agreed to.

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

Representative Antonio submitted the following report:

The standing committee on Health and Aging to which was referred **H. B. No. 286**-Representatives Sears, Letson, et al., having had the same under consideration, reports it back and recommends its passage.

RE: DEVELOPMENTAL DISABILITIES COUNCIL-MEET VIA VIDEO CONFERENCE/TELECONFERENCE

Representative Wachtmann moved to amend the title as follows:

Add the names: "Brown, Carney, Antonio, Bishoff, Johnson, Ramos."

LYNN R. WACHTMANN
TIM W. BROWN
MATT LYNCH
BRIAN HILL
NICKIE J. ANTONIO
TERRY JOHNSON
DAN RAMOS
BARBARA R. SEARS

JAY HOTTINGER
RON HOOD
KIRK SCHURING
JOHN PATRICK CARNEY
HEATHER BISHOFF
ROBERT F. HAGAN
JOHN BARNES
RYAN SMITH

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Grossman moved that majority party members asking leave to be absent or absent the week of Wednesday, December 4, 2013, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Ashford moved that minority party members asking leave to be absent or absent the week of Wednesday, December 4, 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

Am. S. B. No. 68-Senator Schaffer.

Cosponsors: Senators Bacon, Burke, Coley, Eklund, Faber, Hite, Hughes, Oelslager, Patton. Representatives Hackett, Brown.

To amend sections 119.06, 4703.071, 4703.15, 4703.30, 4703.31, 4703.32, 4703.33, 4703.331, 4703.34, 4703.35, 4703.36, 4703.37, 4703.38, 4703.41, 4703.44, 4703.46, 4703.49, 4703.50, 4703.52, 4703.53, and 4703.99, to enact section 4703.411, and to repeal sections 4703.42, 4703.43, and 4703.45 of the Revised Code to eliminate the process for reinstatement of certificates issued by the Architects Board, to allow the Architects Board to deny renewal of, revoke, or suspend certificates issued by the Architects Board without an adjudication hearing when such a hearing is not requested, and to make changes related to the laws governing landscape architects, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Sears moved that **Am. S. B. No. 68**-Senator Schaffer, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

S. B. No. 201-Senator Bacon.

Cosponsors: Senators Balderson, Brown, Burke, Coley, Eklund, Hite, Hughes, Kearney, Lehner, Sawyer, Schiavoni, Seitz, Smith, Tavares, Turner. Representative Hackett.

To authorize the conveyance of state-owned real estate in Franklin County to Step by Step Academy, Inc., 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 92, nays 1, 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 |
| 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	Rogers	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Sheehy	Slesnick	Smith
Sprague	Stautberg	Stebelton	Stinziano
Strahorn	Sykes	Terhar	Wachtmann
Williams	Winburn	Young	Batchelder-92.

Representative Adams J. voted in the negative-1.

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 93, 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	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	Rogers
Romanchuk	Rosenberger	Ruhl	Scherer
Schuring	Sears	Sheehy	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Strahorn	Sykes	Terhar
Wachtmann	Williams	Winburn	Young
			Batchelder-93.

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

Representative Blair moved to amend the title as follows:

Add the names: "Antonio, Budish, Burkley, Carney, Duffey, Grossman, Letson, Stinziano."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. Sub. S. B. No. 206-Senators Burke, Cafaro.

Cosponsors: Senators Coley, LaRose, Tavares, Bacon, Balderson, Beagle, Eklund, Jones, Lehner, Manning, Peterson, Schaffer, Widener. Representative Amstutz.

To amend sections 191.02, 5162.01, 5162.13, 5162.131, 5162.132, 5162.20, 5163.01, 5163.06, 5163.09, 5163.0910, and 5164.911; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 5163.0910 (5162.133); to enact sections 103.41, 103.411, 103.412, 103.413, 103.414, 103.415, 191.08, 193.01, 193.02, 193.03, 193.04, 193.05, 193.06, 193.07, 5162.134, 5162.70, 5162.71, and 5164.94; and to repeal sections 101.39, 101.391, and 5163.099 of the Revised Code; to amend Section 323.90 of Am. Sub. H.B. 59 of the 130th General Assembly; to require implementation of certain Medicaid revisions, reform systems, and program oversight; to provide for government programs that provide public benefits to prioritize employment goals; to create the Ohio Healthier Buckeye Council and the Ohio Healthier Buckeye Grant Program; and to make an appropriation, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Amstutz moved to amend as follows:

In line 25, delete "193.01, 193.02, 193.03, 193.04, 193.05,"

In line 26, delete "193.06, 193.07," and insert "355.01, 355.02, 355.03, 355.04,"

In line 131, after " program" insert " ;

(6) Receive and consider reports submitted by county healthier buckeye councils under section 355.04 of the Revised Code"

In line 239, delete " **193.01**" and insert " **355.01**"

Delete lines 243 and 244

Delete lines 251 through 382 and insert:

" **Sec. 355.02** . Each board of county commissioners may adopt a resolution to establish a county healthier buckeye council. The board may invite any person or entity to become a member of the council, including a public or private agency or group that funds, advocates, or provides care coordination services, provides or promotes private employment or educational services, or otherwise contributes to the well-being of individuals and families.

Sec. 355.03 . A county healthier buckeye council may do all of the following:

(A) Promote means by which council members or the entities the members

represent may reduce the reliance of individuals and families on publicly funded assistance programs using both of the following:

(1) Programs that have been demonstrated to be effective and have one or more of the following features:

(a) Low costs;

(b) Use volunteer workers;

(c) Use incentives to encourage designated behaviors;

(d) Are led by peers.

(2) Practices that identify and seek to eliminate barriers to achieving greater financial independence for individuals and families who receive services from or participate in programs operated by council members or the entities the members represent.

(B) Promote care coordination among physical health, behavioral health, social, employment, education, and housing service providers within the county;

(C) Collect and analyze data regarding individuals or families who receive services from or participate in programs operated by council members or the entities the members represent.

Sec. 355.04 . A county healthier buckeye council may report the following information to the joint medicaid oversight committee created in section 103.41 of the Revised Code:

(A) Notification that the county council has been established and information regarding the council's activities;

(B) Information regarding enrollment or outcome data collected under division (C) of section 355.03 of the Revised Code;

(C) Recommendations regarding the best practices for the administration and delivery of publicly funded assistance programs or other services or programs provided by council members or the entities the members represent;

(D) Recommendations regarding the best practices in care coordination."

In line 7 of the title, delete "193.01, 193.02, 193.03,"

In line 8 of the title, delete "193.04, 193.05, 193.06, 193.07," and insert "355.01, 355.02, 355.03, 355.04,"

In line 16 of the title, delete "create the Ohio"

Delete line 17 of the title

In line 18 of the title, delete everything before the semicolon and insert "permit a board of county commissioners to establish a county Healthier Buckeye council"

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

The yeas and nays were taken and resulted - yeas 81, nays 12, 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	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Curtin	Damschroder
DeVitis	Derickson	Dovilla	Duffey
Foley	Gerberry	Green	Grossman
Hackett	Hagan, C.	Hall	Hayes
Henne	Hill	Hood	Hottinger
Huffman	Johnson	Kunze	Landis
Letson	Lundy	Lynch	Mallory
McClain	McGregor	Milkovich	O'Brien
Patmon	Patterson	Pelanda	Perales
Phillips	Ramos	Reece	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Sykes	Wachtmann	Young
			Batchelder-81.

Those who voted in the negative were: Representatives

Boyce	Driehaus	Fedor	Hagan, R.
Heard	Pillich	Redfern	Sheehy
Strahorn	Terhar	Williams	Winburn-12.

The motion was agreed to and the bill so amended.

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

Representative Foley moved to amend as follows:

In line 26, after "5162.71," insert "5163.04,"

Between lines 692 and 693, insert:

" **Sec. 5163.04.** The medicaid program shall cover the group described in the "Social Security Act," section 1902(a)(10)(A)(i)(VIII), 42 U.S.C. 1396a(a)(10)(A)(i)(VIII)."

Delete lines 889 through 893

In line 894, delete "9" and insert "8"

In line 910, delete "10" and insert "9"

In line 9 of the title, after "5162.71," insert "5163.04,"

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

Representative Adams, J. 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 54, 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
Duffey	Grossman	Hackett	Hagan, C.
Hall	Hayes	Henne	Hill
Hood	Hottinger	Huffman	Johnson
Kunze	Landis	Lynch	McClain
McGregor	Pelanda	Perales	Retherford
Romanchuk	Rosenberger	Ruhl	Scherer
Schuring	Sears	Smith	Sprague
Stautberg	Stebelton	Terhar	Wachtmann
Young			Batchelder-54.

Those who voted in the negative were: Representatives

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

The motion to amend was laid on the table.

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

Representative Lundy moved to amend as follows:

In line 25, after "103.415," insert "103.416,"

In line 28, delete " 103.415" and insert " 103.416"

In line 30, after " (1)" insert " "Employer" means any individual, sole proprietorship, partnership, limited liability company, corporation, or any other entity that is doing business in this state. "Employer" also includes all entities or persons that are controlled by or affiliated with any such individual, sole proprietorship, partnership, limited liability company, corporation, or other entity. Whether an entity or person is controlled by or affiliated with another shall be determined by applying the principles set forth on January 1, 1993, in subsections 414(b) and (c) of the "Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C. 414, except that a voting power of fifty-one per cent shall be applied to the determination of control or affiliation.

(2)"

In line 32, delete " (2)" and insert " (3)"

In line 46, delete " (A)(2)(c)" and insert " (A)(3)(c)"

Between lines 211 and 212, insert:

" **Sec. 103.416.** (A) Not less than once every two years, the JMOC chairperson shall provide for JMOC to conduct a hearing regarding employers with large numbers of employees on public assistance. The JMOC chairperson shall call to testify at the hearing a representative of each of the ten employers that employed the most employees who were either of the following while employed by the employer in this state during the year immediately preceding the year during which the hearing is held:

(1) Recipients of the children's health insurance program, medicaid, Ohio works first, or supplemental nutrition assistance program;

(2) Individuals whose incomes were counted in determining eligibility for the children's health insurance program, medicaid, Ohio works first, or supplemental nutrition assistance program.

(B) If necessary to compel a representative of an employer to testify at a hearing conducted under this section, the JMOC chairperson shall issue, in accordance with division (H) of section 103.41 of the Revised Code, a subpoena to require the representative to appear before JMOC at a time and place designated in the subpoena to testify."

In line 7 of the title, after "103.415," insert "103.416,"

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

Representative Adams, J. 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 55, nays 37, 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 |
| Duffey | Green | Grossman | Hackett |
| Hagan, C. | Hall | Hayes | Henne |
| Hill | Hood | Hottinger | Huffman |
| Johnson | Kunze | Landis | Lynch |
| McClain | McGregor | Pelanda | Perales |
| Retherford | Romanchuk | Rosenberger | Ruhl |
| Scherer | Schuring | Sears | Smith |
| Sprague | Stautberg | Stebelton | Terhar |
| Wachtmann | Young | | Batchelder-55. |

Those who voted in the negative were: Representatives

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

The motion to amend was laid on the table.

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

Representative Ramos moved to amend as follows:

In line 26, after "5162.134," insert "5162.135,"

In line 426, after " (13)" insert " Optional services" has the same meaning as in section 5164.01 of the Revised Code.

(14)"

In line 430, delete " (14)" and insert " (15)"

In line 432, delete " (15)" and insert " (16)"

In line 434, delete " (16)" and insert " (17)"

In line 444, delete " (17)" and insert " (18)"

In line 448, delete " (18)" and insert " (19)"

Between lines 523 and 524, insert:

" **Sec. 5162.135. (A) As used in this section:**

(1) "CPI" means the consumer price index for all urban consumers as published by the United States bureau of labor statistics.

(2) "CPI medical inflation rate" means the inflation rate for medical care, or the successor term for medical care, for the midwest region as specified in the CPI.

(3) "JMOC projected medical inflation rate" means the following:

(a) The projected medical inflation rate for a fiscal biennium determined by the actuary with which the joint medicaid oversight committee contracts under section 103.414 of the Revised Code if the committee agrees with the actuary's projected medical inflation rate for that fiscal biennium;

(b) The different projected medical inflation rate for a fiscal biennium determined by the joint medicaid oversight committee under section 103.414 of the Revised Code if the committee disagrees with the projected medical inflation

rate determined for that fiscal biennium by the actuary with which the committee contracts under that section.

(4) "Successor term" means a term that the United States bureau of labor statistics uses in place of another term in revisions to the CPI.

(B) Not later than ninety days before the beginning of each fiscal biennium, the medicaid director shall complete a report regarding the medicaid program's costs. The director shall submit the report to the general assembly in accordance with section 101.68 of the Revised Code and to the joint medicaid oversight committee. Subject to division (D) of this section, the report shall include proposals to limit the growth in the per recipient per month cost of the medicaid program, as determined on an aggregate basis for all eligibility groups, for a fiscal biennium to not more than the lesser of the following:

(1) The average annual increase in the CPI medical inflation rate for the most recent three-year period for which the necessary data is available at the time the report is completed, weighted by the most recent year of the three years;

(2) The JMOC projected medical inflation rate for the fiscal biennium.

(C) The proposals included in the report shall provide for the limit in the growth of the per recipient per month cost of the medicaid program to be achieved in a manner that does all of the following:

(1) Improves the physical and mental health of medicaid recipients;

(2) Provides for medicaid recipients to receive medicaid services in the most cost-effective and sustainable manner;

(3) Removes barriers that impede medicaid recipients' ability to transfer to lower cost, and more appropriate, medicaid services, including home and community-based services;

(4) Establishes medicaid payment rates that encourage value over volume and result in medicaid services being provided in the most efficient and effective manner possible;

(5) Implements fraud and abuse prevention and cost avoidance mechanisms to the fullest extent possible;

(6) Integrates in the care management system established under section 5167.03 of the Revised Code the delivery of physical health, behavioral health, nursing facility, and home and community-based services covered by medicaid;

(7) Ensures that the medicaid program does not cease to cover an optional service, and does not establish new restrictions on the medicaid program's coverage of an optional service, if coverage of the optional service produces a long-term cost savings to the medicaid program.

(D) The proposals included in the report shall provide for increasing the amount by which the growth of the per recipient per month cost of the medicaid program is to be limited if the state's economy experiences problems, such as an

increase in the state's unemployment rate, that result in more individuals qualifying for the medicaid program."

In line 576, after " (A)" delete the balance of the line

Delete lines 577 through 598

In line 599, delete " (B)"

In line 600, delete " all" and insert " both"

In line 601, after " (1)" delete the balance of the line

Delete lines 602 through 629

In line 630, delete " (3)"

In line 632, delete " (4)" and insert " (2)"

In line 633, delete " (C)" and insert " (B)"

Delete lines 636 through 642

In line 885, after "to" insert "provide for its report completed under section 5162.135 of the Revised Code to include proposals to"

In line 886, delete "required by" and insert "specified in that"; delete "5162.70 of the Revised Code"

In line 887, delete the second "that"

In line 888, delete "section" and insert "proposals included in the report that are implemented"

In line 8 of the title, after "5162.134," insert "5162.135,"

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

Representative Adams, J. 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 55, nays 38, 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
Duffey	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hood	Hottinger	Huffman
Johnson	Kunze	Landis	Lynch
McClain	McGregor	Pelanda	Perales
Retherford	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Smith
Sprague	Stautberg	Stebelton	Terhar
Wachtmann	Young		Batchelder-55.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barborak	Barnes
Bishoff	Boyce	Budish	Carney
Celebrezze	Cera	Clyde	Curtin
Driehaus	Fedor	Foley	Gerberry
Hagan, R.	Heard	Letson	Lundy
Mallory	Milkovich	O'Brien	Patmon
Patterson	Phillips	Pillich	Ramos
Redfern	Reece	Rogers	Sheehy
Slesnick	Stinziano	Strahorn	Sykes
Williams			Winburn-38.

The motion to amend was laid on the table.

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

Representative Redfern moved to amend.

Speaker Batchelder ruled the amendment out of order.

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

The yeas and nays were taken and resulted - yeas 55, nays 36, 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
Duffey	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Kunze	Landis	Lynch	McClain
McGregor	O'Brien	Patterson	Pelanda
Perales	Retherford	Romanchuk	Rosenberger
Ruhl	Scherer	Schuring	Sears
Smith	Sprague	Stautberg	Stebelton
Wachtmann	Young		Batchelder-55.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barborak	Bishoff
Boyce	Budish	Carney	Celebrezze
Cera	Clyde	Curtin	Driehaus
Fedor	Foley	Gerberry	Hagan, R.
Heard	Hood	Letson	Lundy
Mallory	Milkovich	Phillips	Pillich
Ramos	Redfern	Reece	Rogers
Sheehy	Slesnick	Stinziano	Strahorn
Sykes	Terhar	Williams	Winburn-36.

The bill passed.

Representative Amstutz moved to amend the title as follows:

Add the names: "Hackett, McClain, McGregor, Sears."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Huffman moved that House Rule No. 75, pertaining to bills taken out of order, be suspended and that **Am. S. B. No. 68**-Senator Schaffer, et al., be taken up for immediate consideration.

The yeas and nays were taken and resulted - yeas 82, nays 11, 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	Brenner
Brown	Buchy	Burkley	Butler
Celebrezze	Cera	Clyde	Conditt
Curtin	Damschroder	DeVitis	Derickson
Dovilla	Driehaus	Duffey	Fedor
Foley	Gerberry	Green	Grossman
Hackett	Hagan, C.	Hall	Hayes
Heard	Henne	Hill	Hood
Hottinger	Huffman	Johnson	Kunze
Landis	Lundy	Lynch	Mallory
McClain	McGregor	Milkovich	Patmon
Patterson	Pelanda	Perales	Reece
Retherford	Rogers	Romanchuk	Rosenberger
Ruhl	Scherer	Schuring	Sears
Sheehy	Slesnick	Smith	Sprague
Stautberg	Stebelton	Stinziano	Strahorn
Sykes	Terhar	Wachtmann	Winburn
Young			Batchelder-82.

Those who voted in the negative were: Representatives

Boyce	Budish	Carney	Hagan, R.
Letson	O'Brien	Phillips	Pillich
Ramos	Redfern		Williams-11.

The motion was agreed to.

Am. S. B. No. 68-Senator Schaffer.

Cosponsors: Senators Bacon, Burke, Coley, Eklund, Faber, Hite, Hughes, Oelslager, Patton. Representatives Hackett, Brown.

To amend sections 119.06, 4703.071, 4703.15, 4703.30, 4703.31, 4703.32, 4703.33, 4703.331, 4703.34, 4703.35, 4703.36, 4703.37, 4703.38, 4703.41, 4703.44, 4703.46, 4703.49, 4703.50, 4703.52, 4703.53, and 4703.99, to enact section 4703.411, and to repeal sections 4703.42, 4703.43, and 4703.45 of the Revised Code to eliminate the process for reinstatement of certificates issued

by the Architects Board, to allow the Architects Board to deny renewal of, revoke, or suspend certificates issued by the Architects Board without an adjudication hearing when such a hearing is not requested, and to make changes related to the laws governing landscape architects, was taken up for consideration the third time.

Representative Stebelton moved to amend as follows:

In line 16, after "sections" insert "3.16,"

Between lines 20 and 21, insert:

"Sec. 3.16. (A) As used in this section:

(1) "Prosecuting attorney" means the prosecuting attorney of the county in which a public official who is charged as described in division (B) of this section serves.

(2) "Public official" means any elected officer of a political subdivision as defined in section 2744.01 of the Revised Code. "Public official" does not include a judge of a court of record.

(B)(1) If a public official is charged with a felony in a state or federal court and if the attorney general, if the attorney general is prosecuting the case, or prosecuting attorney with responsibility to prosecute the case determines that the felony relates to the public official's administration of, or conduct in the performance of the duties of, the office of the public official, the attorney general, if the attorney general is prosecuting the case, or prosecuting attorney with responsibility to prosecute the case shall transmit a copy of the charging document to the chief justice of the supreme court with a request that the chief justice proceed as provided in division (C) of this section. If the attorney general or the prosecuting attorney transmits a copy of the charging document to the chief justice, a copy also shall be sent to the attorney general if the prosecuting attorney transmits the copy to the chief justice or to the prosecuting attorney of the county in which the public official holds office if the attorney general transmits the copy to the chief justice.

(2) Upon transmitting a copy of a charging document and a request to the chief justice of the supreme court under division (B)(1)(a) or (b) of this section, the attorney general or prosecuting attorney shall provide the public official with a written notice that, not later than fourteen days after the date of the notice, the public official may file with the attorney general or prosecuting attorney, whichever sent the notice, a written statement either voluntarily authorizing the attorney general or prosecuting attorney to prepare a judgment entry for the judge presiding in the case to provisionally suspend the public official from office or setting forth the reasons why the public official should not be suspended from office.

If the public official voluntarily authorizes the attorney general or prosecuting attorney to prepare a judgment entry for the judge presiding in the

case to provisionally suspend the public official from office as described in this division, the attorney general or prosecuting attorney shall prepare a judgment entry for the judge presiding in the case to provisionally suspend the public official from office immediately upon receipt of the ~~judement~~ judgment entry and shall notify the chief justice of the supreme court of the provisional suspension. Upon receipt of the judgment entry, the judge presiding in the case shall sign the judgment entry and file the signed judgment entry in the case. The signing and filing of the judgment entry provisionally suspends the public official from office. The attorney general's or prosecuting attorney's request to the chief justice that was made under division (B)(1) of this section remains applicable regarding the public official, and the chief justice shall establish a special commission pursuant to division (C)(1) of this section. A provisional suspension imposed under this division shall remain in effect until the special commission established by the chief justice enters its judgment under division (C)(3) of this section. After the special commission so enters its judgment, divisions (C)(3) and (4) of this section shall govern the continuation of the suspension. Division (E) of this section applies to a provisional suspension imposed under this division.

If the public official files a written statement setting forth the reasons why the public official should not be suspended from office, the public official shall not be provisionally suspended from office, and the attorney general or prosecuting attorney, whichever sent the notice to the public official, shall transmit a copy of the public official's written statement to the chief justice of the supreme court. The attorney general's or prosecuting attorney's request to the chief justice that was made under division (B)(1) of this section remains applicable regarding the public official, and the chief justice shall establish a special commission pursuant to division (C)(1) of this section.

(C)(1) Not sooner than fourteen days after the chief justice's receipt of the attorney general's or prosecuting attorney's request under division (B)(1) of this section, the chief justice shall establish a special commission composed of three retired justices or judges of a court of record. A special commission established under this division is an administrative agency. The chief justice shall appoint the members of the special commission and shall provide to the special commission all documents and materials pertaining to the matter that were received from the attorney general or prosecuting attorney under division (B)(1) or (2) of this section. At least one member of the special commission shall be of the same political party as the public official. Members of the special commission shall receive compensation for their services, and shall be reimbursed for any expenses incurred in connection with special commission functions, from funds appropriated to the attorney general's office.

(2) Once established under division (C)(1) of this section, a special commission shall review the document that charges the public official with the felony, all other documents and materials pertaining to the matter that were provided by the chief justice under division (C)(1) of this section, and the facts and circumstances related to the offense charged. Within fourteen days after it is

established, the special commission shall make a preliminary determination as to whether the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, adversely affects the functioning of that office or adversely affects the rights and interests of the public and, as a result, whether the public official should be suspended from office. Upon making the preliminary determination, the special commission immediately shall provide the public official with notice of the preliminary determination. The notice may be in writing, by telephone, or in another manner. If the preliminary determination is that the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, does not adversely affect the functioning of the office or adversely affect the rights and interests of the public, the preliminary determination automatically shall become the special commission's final determination for purposes of division (C)(3) of this section. If the preliminary determination is that the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, adversely affects the functioning of the office or adversely affects the rights and interests of the public and that the public official should be suspended from office, the notice shall inform the public official that the public official may contest the preliminary determination by filing with the special commission and within fourteen days after the date of the notice to the public official a notice contesting the determination.

If the public official files a notice contesting the preliminary determination within fourteen days after the date of the notice to the public official, the public official may review the reasons and evidence for the determination and may appear at a meeting of the special commission to contest the determination and present the public official's position on the matter. The meeting of the special commission shall be held not later than fourteen days after the public official files the notice contesting the preliminary determination. The public official has a right to be accompanied by an attorney while appearing before the special commission, but the attorney is not entitled to act as counsel or advocate for the public official before the special commission or to present evidence or examine or cross-examine witnesses before the special commission. At the conclusion of the meeting, the special commission shall make a final determination as to whether the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, adversely affects the functioning of the office or adversely affects the rights and interests of the public and, as a result, whether the public official should be suspended from office and shall proceed in accordance with division (C)(3) of this section.

If the public official does not file a notice contesting the determinations within fourteen days after the date of the notice to the public official, the special commission's preliminary determination automatically shall become its final determination for purposes of division (C)(3) of this section.

Notwithstanding anything to the contrary in section 121.22 of the Revised

Code, all meetings of the special commission shall be closed to the public. Notwithstanding anything to the contrary in section 149.43 of the Revised Code, the records of the special commission shall not be made available to the public for inspection or copying until the special commission issues its written report under this division.

(3) Upon making the final determination described in division (C)(2) of this section regarding a public official who is charged with a felony, including, if applicable, conducting a meeting pursuant to that division for the public official to contest the preliminary determination, the special commission shall issue a written report that sets forth its findings and final determination. The special commission shall send the report by certified mail to the public official, the attorney general if the attorney general is prosecuting the case or the prosecuting attorney with responsibility to prosecute the case, whichever is applicable, and any other person that the special commission determines to be appropriate. Upon the issuance of the report, one of the following applies:

(a) If the special commission in its final determination does not determine that the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, adversely affects the functioning of that office or adversely affects the rights and interests of the public, the special commission shall include in the report a statement to that effect, and the public official shall not be suspended from office. If the public official was provisionally suspended from office under division (B)(2) of this section, the provisional suspension shall terminate immediately upon the issuance of the report.

(b) If the special commission in its final determination determines that the public official's administration of, or conduct in the performance of the duties of, the official's office, as covered by the charges, adversely affects the functioning of that office or adversely affects the rights and interests of the public, the special commission shall include in the report a holding that the public official be suspended from office. The holding that the public official be suspended from office and the suspension take effect immediately upon the special commission's issuance of the report. If the public official was provisionally suspended from office under division (B)(2) of this section, the holding that the public official be suspended from office shall continue the suspension immediately upon the special commission's issuance of the report. The report and holding shall have the same force and effect as a judgment of a court of record.

(4) A suspension imposed or continued under division (C)(3) of this section shall continue until one of the following occurs:

(a) The public official is reinstated to office by an appeal as provided in division (D) of this section;

(b) All charges are disposed of by dismissal or by a finding or findings of not guilty;

(c) A successor is elected and qualified to serve the next succeeding term of the public official's office.

(D) If a special commission issues a written report and holding pursuant to division (C)(3)(b) of this section that suspends a public official from office or that continues a provisional suspension imposed under division (B)(2) of this section, the public official may appeal the report and holding to the supreme court. The public official shall take the appeal by filing within thirty days of the date on which the report is issued a notice of appeal with the supreme court and the special commission. Unless waived, notice of the appeal shall be served upon all persons to whom the report was sent under division (C)(3) of this section. The special commission, upon written demand filed by the public official, shall file with the supreme court, within thirty days after the filing of the demand, a certified transcript of the proceedings of the special commission pertaining to the report and the evidence considered by the special commission in making its decision.

The supreme court shall consider an appeal under this division on an expedited basis. If the public official appeals the report and holding, the appeal itself does not stay the operation of the suspension imposed or continued under the report and holding. If, upon hearing and consideration of the record and evidence, the supreme court decides that the determinations and findings of the special commission are reasonable and lawful, the court shall affirm the special commission's report and holding and the suspension and shall enter final judgment in accordance with its decision. If the public official subsequently pleads guilty to or is found guilty of any felony with which the public official was charged, the public official is liable for any amount of compensation paid to the official during the suspension, with the liability relating back to the date of the original suspension under the special commission's report and holding, and the amount of that liability may be recovered as provided in division (E) of this section. If, upon hearing and consideration of the record and evidence, the supreme court decides that the determinations and findings of the special commission are unreasonable or unlawful, the court shall reverse and vacate the special commission's report and holding and the suspension, reinstate the public official, and enter final judgment in accordance with its decision.

The clerk of the supreme court shall certify the judgment of the court to the special commission. Upon receipt of the judgment, the special commission shall certify the judgment to all persons to whom the special commission's report was certified under division (C)(3) of this section and shall certify the judgment to all other public officials or take any other action in connection with the judgment as is required to give effect to it.

(E) Any public official suspended from office under this section shall not exercise any of the rights, powers, or responsibilities of the holder of that office during the period of the suspension. The suspended public official, however, shall retain the title of the holder of that office during the period of the suspension and continue to receive the compensation that the official is entitled

to receive for holding that office during the period of the suspension, until the public official pleads guilty to or is found guilty of any felony with which the public official is charged or until one of the conditions in division (C)(4)(a), (b), or (c) of this section occurs. For the duration of the public official's suspension, ~~a~~ an interim replacement official shall be appointed ~~or elected by the county central committee of the political party that nominated the suspended public official if the suspended public official is an elected county official, or by the probate judge of the court of common pleas if the suspended public official is an elected official of a municipal corporation, township, school district, or other political subdivision,~~ to perform the suspended public official's duties of office in the manner provided by law for filling a vacancy in that office. The interim replacement official shall have all of the rights, powers, and responsibilities of, and shall be entitled to the same rate of pay as, the suspended public official. The interim replacement official shall give bond and take the oath of office. If the office of the suspended public official becomes vacant during the period of suspension, a public official shall be appointed or elected to fill such vacancy as provided by law. If a regular election is to occur during the period of suspension, a public official shall be elected as provided by law.

A political subdivision may file a civil action in the appropriate court to recover from any former public official of the political subdivision the amount of compensation paid to that former public official in accordance with this division from the date of the former public official's suspension to the date the former public official pleads guilty to or is found guilty of any felony with which the former public official was charged."

In line 752, after "sections" insert "3.16,"

After line 775, insert:

"Section 5. This act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is that an interim replacement public official is needed to carry on official duties when a public official is suspended. Therefore, this act shall go into immediate effect."

In line 1 of the title, after "sections" insert "3.16,"

In line 13 of the title, delete "and"

In line 15 of the title, after "architects" insert "to provide for the appointment of an interim replacement official upon suspension of a public official, and to declare an emergency"

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

The yeas and nays were taken and resulted - yeas 75, nays 18, as follows:

Those who voted in the affirmative were: Representatives

- | | | | |
|----------|----------|----------|----------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Antonio | Baker | Barborak | Barnes |

Beck	Becker	Bishoff	Blair
Blessing	Boose	Brenner	Brown
Buchy	Budish	Burkley	Butler
Celebrezze	Cera	Conditt	Curtin
Damschroder	DeVitis	Derickson	Dovilla
Driehaus	Duffey	Fedor	Foley
Gerberry	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hood	Hottinger	Huffman
Johnson	Kunze	Landis	Letson
Lynch	Mallory	McClain	McGregor
O'Brien	Patmon	Patterson	Pelanda
Perales	Retherford	Rogers	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Smith	Sprague	Stautberg
Stebelton	Sykes	Terhar	Wachtmann
Williams	Young		Batchelder-75.

Those who voted in the negative were: Representatives

Ashford	Boyce	Carney	Clyde
Hagan, R.	Heard	Lundy	Milkovich
Phillips	Pillich	Ramos	Redfern
Reece	Sheehy	Slesnick	Stinziano
Strahorn			Winburn-18.

The motion was agreed to and the bill so amended.

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

The yeas and nays were taken and resulted - yeas 74, nays 19, as follows:

Those who voted in the affirmative were: Representatives

Adams R.	Amstutz	Anielski	Antonio
Baker	Barborak	Barnes	Beck
Becker	Bishoff	Blair	Blessing
Boose	Brenner	Brown	Buchy
Budish	Burkley	Butler	Cera
Conditt	Curtin	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Foley	Gerberry	Green
Grossman	Hackett	Hagan, C.	Hall
Hayes	Henne	Hill	Hood
Hottinger	Huffman	Johnson	Kunze
Landis	Letson	Lynch	McClain
McGregor	Milkovich	O'Brien	Patmon
Patterson	Pelanda	Perales	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slesnick
Smith	Sprague	Stautberg	Stebelton
Sykes	Terhar	Wachtmann	Williams
Young			Batchelder-74.

Those who voted in the negative were: Representatives

Adams J.	Ashford	Boyce	Carney
Celebrezze	Clyde	Hagan, R.	Heard
Lundy	Mallory	Phillips	Pillich
Ramos	Redfern	Reece	Sheehy
Stinziano	Strahorn		Winburn-19.

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 74, nays 19, as follows:

Those who voted in the affirmative were: Representatives

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

Those who voted in the negative were: Representatives

Ashford	Boyce	Budish	Carney
Clyde	Hagan, R.	Heard	Lundy
Mallory	Phillips	Pillich	Ramos
Redfern	Reece	Sheehy	Stinziano
Strahorn	Williams		Winburn-19.

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

Representative Blair moved to amend the title as follows:

Add the names: "Blair, Buchy, Grossman, Hayes, McClain, Stebelton, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

S. C. R. No. 8-Senator Hite.

Cosponsors: Senators Balderson, Beagle, Jones, Lehner, Seitz, Smith, Schaffer, LaRose, Bacon, Brown, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Jordan, Kearney, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Skindell, Tavares, Turner, Uecker, Widener. Representatives Butler, Stinziano, Celebrezze, Pillich, Winburn.

To designate the month of April as Forgotten Victims of Crime recognition month in Ohio, was taken up for consideration the third time.

Representative Butler moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Antonio, Barborak, Barnes, Beck, Blair, Blessing, Boyce, Brown, Buchy, Budish, Burkley, Damschroder, Derickson, Driehaus, Fedor, Gerberry, Green, Grossman, Hackett, Hagan, C., Hagan, R., Hall, Hayes, Henne, Hill, Huffman, Landis, Letson, Lundy, McClain, Milkovich, O'Brien, Ramos, Retherford, Rogers, Romanchuk, Rosenberger, Ruhl, Schuring, Sears, Smith, Sprague, Stebelton, Strahorn, 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 92, nays 1, 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	Green	Grossman	Hackett
Hagan, C.	Hagan, R.	Hall	Hayes
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	Rogers	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Sheehy	Slesnick	Smith
Sprague	Stautberg	Stebelton	Stinziano
Strahorn	Sykes	Terhar	Wachtmann
Williams	Winburn	Young	Batchelder-92.

Representative Heard voted in the negative-1.

The concurrent resolution was adopted.

S. C. R. No. 14-Senator Gardner.

Cosponsors: Senators Hite, Brown, Cafaro, Turner, Uecker, Bacon, Seitz, LaRose, Hughes, Schaffer, Patton, Skindell, Tavares, Balderson, Beagle, Burke, Coley, Eklund, Faber, Gentile, Lehner, Manning, Obhof, Oelslager, Peterson, Sawyer, Schiavoni. Representatives Brenner, Maag, Brown, Slesnick.

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.

Representative Blair moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Antonio, Ashford, Barborak, Barnes, Beck, Blair, Blessing, Boyce, Buchy, Budish, Burkley, Butler, Carney, Celebrezze, Cera, Clyde, Damschroder, Derickson, Dovilla, Driehaus, Fedor, Foley, Gerberry, Grossman, Hackett, Hall, Hayes, Heard, Hood, Hottinger, Huffman, Letson, Lundy, Mallory, McClain, Milkovich, O'Brien, Patmon, Patterson, Pillich, Ramos, Redfern, Reece, Rogers, Romanchuk, Rosenberger, Ruhl, Schuring, Sears, Sheehy, Smith, Sprague, Stebelton, Stinziano, Strahorn, Williams, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted - yeas 91, 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	Foley	Gerberry
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	Reece
Retherford	Rogers	Romanchuk	Rosenberger

Ruhl	Scherer	Schuring	Sears
Sheehy	Slesnick	Smith	Sprague
Stautberg	Stebelton	Stinziano	Strahorn
Sykes	Terhar	Wachtmann	Williams
Winburn	Young		Batchelder-91.

The concurrent resolution was adopted.

Sub. H. B. No. 74-Representative Anielski.

Cosponsors: Representatives Hackett, Ruhl, Fedor, Driehaus, Sprague, Gonzales, Buchy, Antonio, Grossman, Pillich, Butler.

To amend sections 2903.211 and 2917.21 of the Revised Code to expand the offenses of menacing by stalking and telecommunications harassment and to prohibit a person from knowingly causing another person to believe that the offender will cause physical harm or mental distress to a family or household member of the other person, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 90, 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	Green	Grossman	Hackett
Hagan, C.	Hagan, R.	Hall	Hayes
Henne	Hill	Hood	Hottinger
Huffman	Johnson	Kunze	Landis
Letson	Lundy	Lynch	Mallory
McClain	McGregor	Milkovich	O'Brien
Patmon	Patterson	Pelanda	Perales
Pillich	Redfern	Reece	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Sheehy
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Strahorn	Sykes
Terhar	Wachtmann	Williams	Winburn
Young			Batchelder-90.

Representatives Heard, Phillips, and Ramos voted in the negative-3.

The bill passed.

Representative Anielski moved to amend the title as follows:

Add the names: "Baker, Barborak, Barnes, Beck, Blair, Blessing, Boose, Brown, Burkley, Cera, Clyde, Conditt, Green, Hagan, C., Hall, Hill, Landis, McClain, McGregor, Milkovich, Patmon, Perales, Rogers, Sheehy, Smith, Terhar, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 173-Representatives Terhar, Mallory.

Cosponsors: Representatives Grossman, Brenner, Blair, Beck, Bishoff.

To amend sections 4710.01 and 4710.03 and to enact sections 4710.20 to 4710.32 of the Revised Code to regulate providers of debt settlement services, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Boyce moved to amend as follows:

In line 251, delete " do" and insert " ;

(1) Be commensurate with common industry fees and reflect the financial benefit received by the debtor from the debt settlement services; and

(2) Do"

In line 252, delete " (1)" and insert " (a)"

In line 254, delete " (1)" and insert " (2)(a)"

In line 258, delete " (2)" and insert " (b)"

In line 260, after " (2)" and insert " (b)"

In line 293, after " failure" insert " , including a complaint that fees imposed for debt settlement services do not comply with the limitations under section 4710.26 of the Revised Code"

Between lines 334 and 335, insert:

" (D) Order the person to reduce the fees imposed for debt settlement services to bring them into compliance with the limitations under section 4710.26 of the Revised Code."

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 56, nays 37, 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
Duffey	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hood	Hottinger	Huffman
Johnson	Kunze	Landis	Lynch
Mallory	McClain	McGregor	Pelanda
Perales	Retherford	Romanchuk	Rosenberger
Ruhl	Scherer	Schuring	Sears
Smith	Sprague	Stautberg	Stebelton
Terhar	Wachtmann	Young	Batchelder-56.

Those who voted in the negative were: Representatives

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

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 57, nays 35, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Becker	Bishoff
Blair	Blessing	Boose	Brenner
Brown	Buchy	Burkley	Butler
Conditt	Damschroder	DeVitis	Derickson
Dovilla	Duffey	Green	Grossman
Hackett	Hagan, C.	Hall	Hayes
Henne	Hill	Hottinger	Huffman
Johnson	Kunze	Landis	Lynch
Mallory	McClain	McGregor	Milkovich
Pelanda	Perales	Retherford	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Slesnick	Smith	Stautberg
Stebelton	Terhar	Wachtmann	Young
			Batchelder-57.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barborak	Barnes
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	Sprague	Stinziano	Strahorn
Sykes	Williams		Winburn-35.

The bill passed.

Representative Terhar moved to amend the title as follows:

Add the names: "Buchy, Butler, Hackett, Hagan, C., Retherford, Ruhl, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 215-Representative DeVitis.

Cosponsors: Representatives Young, Ruhl, Hayes, Kunze, Hall, Sprague, Slaby, Hagan, C., Brown, Butler, Dovilla, Baker, Green, Gonzales, Wachtmann, Duffey, O'Brien, Bishoff, Patmon, Brenner.

To amend sections 5747.08 and 5747.98 and to enact sections 3313.94 and 5747.64 of the Revised Code to authorize a board of education or governing authority of a school to enter into an agreement with a volunteer who is a current or retired law enforcement officer to patrol school premises to prevent or respond to a mass casualty event, to generally provide to a board of education or governing authority of a school and to such a volunteer immunity from civil liability for injury, death, or loss arising from the volunteer's services, and to provide a tax credit for volunteer service, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 63, nays 27, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Barborak	Barnes	Beck
Becker	Bishoff	Blair	Blessing
Boose	Brenner	Brown	Buchy
Budish	Burkley	Butler	Conditt
Damschroder	DeVitis	Derickson	Dovilla
Duffey	Green	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Kunze	Landis	Lynch	McClain

McGregor	Milkovich	O'Brien	Patmon
Pelanda	Perales	Retherford	Romanchuk
Rosenberger	Ruhl	Scherer	Schuring
Sears	Slesnick	Smith	Sprague
Stautberg	Stebelton	Sykes	Terhar
Wachtmann	Young		Batchelder-63.

Those who voted in the negative were: Representatives

Antonio	Ashford	Carney	Celebrezze
Cera	Clyde	Driehaus	Fedor
Foley	Gerberry	Hagan, R.	Heard
Letson	Lundy	Mallory	Patterson
Phillips	Pillich	Ramos	Redfern
Reece	Rogers	Sheehy	Stinziano
Strahorn	Williams		Winburn-27.

The bill passed.

Representative DeVitis moved to amend the title as follows:

Add the names: "Adams, J., Amstutz, Anielski, Buchy, Grossman, Hottinger, Landis, Lynch, Perales, Retherford, Romanchuk, Rosenberger, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 40-Representatives Schuring, Ramos.

Cosponsors: Representatives Hottinger, Brown, Antonio, Bishoff.

To acknowledge the Governmental Accounting Standards Board standards 67 and 68 and to pledge the General Assembly's continued support of Ohio's public employers and retirement systems in their mission to provide secure and sustainable retirement, disability, and survivor benefits to Ohio's public employees, was taken up for consideration the third time.

Representative Schuring moved to amend the title as follows:

Add the names: "Adams, R., Amstutz, Anielski, Baker, Barborak, Barnes, Beck, Blair, Blessing, Brenner, Buchy, Budish, Burkley, Butler, Carney, Cera, Damschroder, Fedor, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Henne, Hill, Letson, Lundy, McClain, Milkovich, O'Brien, Perales, Phillips, Pillich, Ramos, Retherford, Rogers, Romanchuk, Rosenberger, Ruhl, Scherer, Sears, Smith, Sprague, Strahorn, Sykes, Terhar, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted - yeas 90, 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	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Foley	Gerberry	Green
Grossman	Hackett	Hagan, C.	Hagan, R.
Hall	Hayes	Heard	Henne
Hill	Hottinger	Huffman	Johnson
Kunze	Landis	Letson	Lundy
Lynch	Mallory	McClain	McGregor
Milkovich	O'Brien	Patmon	Patterson
Pelanda	Perales	Phillips	Pillich
Ramos	Redfern	Reece	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Sheehy
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Strahorn	Sykes
Terhar	Wachtmann	Williams	Winburn
Young			Batchelder-90.

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:

Sub. H. B. No. 83 -Representative Hackett

Cosponsors: Representatives Beck, Carney, Ramos, Anielski, Antonio, Bishoff, Brown, Burkley, Celebrezze, Driehaus, Foley, Grossman, Letson, McClain, Milkovich, O'Brien, Pillich, Rogers, Sears, Winburn, Speaker Batchelder Senators Tavares, Bacon, Balderson, Brown, Faber, Gentile, Jones, Lehner, Oelslager, Patton, Seitz, Uecker

To amend sections 102.02, 102.022, 102.03, 2152.54, 2919.271, 2945.37, 4732.01, 4732.02, 4732.03, 4732.06, 4732.07, 4732.09, 4732.10, 4732.11, 4732.12, 4732.13, 4732.14, 4732.141, 4732.16, 4732.17, 4732.172, 4732.173, 4732.18, 4732.21, 4732.22, 4732.31, 4755.13, 4757.42, 5120.55, and 5122.01, to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4732.16 (4732.15), 4732.172 (4732.171), and 4732.173

(4732.172), to enact new sections 4732.16 and 4732.173 and sections 4732.142, 4732.151, 4732.221, and 4732.33, and to repeal sections 4732.15, 4732.171, and 4732.23 of the Revised Code to revise the laws governing the practice of psychology.

As a substitute bill, in which the concurrence of the House is requested.

Attest: Vincent L. Keeran,
Clerk.

Representative Huffman moved that the Senate amendments to **Sub. H.B. No. 83**-Representative Hackett, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 83**-Representative Hackett, et al., were taken up for consideration.

Sub. H. B. No. 83-Representative Hackett.

Cosponsors: Representatives Beck, Carney, Ramos, Anielski, Antonio, Bishoff, Brown, Burkley, Celebrezze, Driehaus, Foley, Grossman, Letson, McClain, Milkovich, O'Brien, Pillich, Rogers, Sears, Winburn, Speaker Batchelder. Senators Tavares, Bacon, Balderson, Brown, Faber, Gentile, Jones, Lehner, Oelslager, Patton, Seitz, Uecker.

To amend sections 102.02, 102.022, 102.03, 2152.54, 2919.271, 2945.37, 4732.01, 4732.02, 4732.03, 4732.06, 4732.07, 4732.09, 4732.10, 4732.11, 4732.12, 4732.13, 4732.14, 4732.141, 4732.16, 4732.17, 4732.172, 4732.173, 4732.18, 4732.21, 4732.22, 4732.31, 4755.13, 4757.42, 5120.55, and 5122.01, to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4732.16 (4732.15), 4732.172 (4732.171), and 4732.173 (4732.172), to enact new sections 4732.16 and 4732.173 and sections 4732.142, 4732.151, 4732.221, and 4732.33, and to repeal sections 4732.15, 4732.171, and 4732.23 of the Revised Code to revise the laws governing the practice of psychology.

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

The yeas and nays were taken and resulted - yeas 90, 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 | Brenner |
| Brown | Buchy | Budish | Burkley |

Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Foley	Gerberry	Green
Grossman	Hackett	Hagan, C.	Hagan, R.
Hall	Hayes	Heard	Henne
Hill	Hottinger	Huffman	Johnson
Kunze	Landis	Letson	Lundy
Lynch	Mallory	McClain	McGregor
Milkovich	O'Brien	Patmon	Patterson
Pelanda	Perales	Phillips	Pillich
Ramos	Redfern	Reece	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Sheehy
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Strahorn	Sykes
Terhar	Wachtmann	Williams	Winburn
Young			Batchelder-90.

The Senate amendments were concurred in.

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. H. B. No. 177 -Representative Pelanda

Cosponsors: Representatives Duffey, Buchy, Cera, Reece, Patmon, Mallory, Beck, Ruhl, Celebrezze, Hagan, R., Milkovich, Perales, Adams, R., Anielski, Antonio, Baker, Barnes, Blair, Blessing, Boose, Brown, Budish, Butler, Carney, Conditt, Curtin, Damschroder, Derickson, DeVitis, Dovilla, Driehaus, Fedor, Gerberry, Gonzales, Grossman, Hackett, Hagan, C., Hall, Heard, Hill, Hottinger, Huffman, Johnson, Kunze, Landis, Letson, McClain, McGregor, O'Brien, Patterson, Rogers, Romanchuk, Sears, Slaby, Smith, Sprague, Stebelton, Stinziano, Strahorn, Terhar, Williams, Winburn, Speaker Batchelder Senators Manning, Gardner, Brown, Burke, Coley, Eklund, Hughes, LaRose, Obhof, Oelslager, Patton, Schiavoni, Smith, Tavares, Uecker

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 serious physical harm to an individual.

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

In line 54, delete " the bodily"

In line 55, delete " injury or death of" and insert " serious physical harm to"

In line 10 of the title, delete the second "the"

In line 11 of the title, delete "bodily injury or death of" and insert "serious physical harm to"

Attest:

Vincent L. Keeran,
Clerk.

Representative Huffman moved that the Senate amendments to **Am. H.B. No. 177**-Representative Pelanda, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. H. B. No. 177**-Representative Pelanda, et al., were taken up for consideration.

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

Cosponsors: Representatives Duffey, Buchy, Cera, Reece, Patmon, Mallory, Beck, Ruhl, Celebrezze, Hagan, R., Milkovich, Perales, Adams, R., Anielski, Antonio, Baker, Barnes, Blair, Blessing, Boose, Brown, Budish, Butler, Carney, Conditt, Curtin, Damschroder, Derickson, DeVitis, Dovilla, Driehaus, Fedor, Gerberry, Gonzales, Grossman, Hackett, Hagan, C., Hall, Heard, Hill, Hottinger, Huffman, Johnson, Kunze, Landis, Letson, McClain, McGregor, O'Brien, Patterson, Rogers, Romanchuk, Sears, Slaby, Smith, Sprague, Stebelton, Stinziano, Strahorn, Terhar, Williams, Winburn, Speaker Batchelder. Senators Manning, Gardner, Brown, Burke, Coley, Eklund, Hughes, LaRose, Obhof, Oelslager, Patton, Schiavoni, Smith, Tavares, Uecker.

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 serious physical harm to an individual.

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

The yeas and nays were taken and resulted - yeas 90, 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	Brenner
Brown	Buchy	Budish	Burkley
Butler	Carney	Celebrezze	Cera
Clyde	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Foley	Gerberry	Green
Grossman	Hackett	Hagan, C.	Hagan, R.
Hall	Hayes	Heard	Henne
Hill	Hottinger	Huffman	Johnson
Kunze	Landis	Letson	Lundy
Lynch	Mallory	McClain	McGregor
Milkovich	O'Brien	Patmon	Patterson
Pelanda	Perales	Phillips	Pillich
Ramos	Redfern	Reece	Retherford
Rogers	Romanchuk	Rosenberger	Ruhl
Scherer	Schuring	Sears	Sheehy
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Strahorn	Sykes
Terhar	Wachtmann	Williams	Winburn
Young			Batchelder-90.

The Senate amendments were concurred in.

On motion of Representative Huffman, the House recessed.

The House met pursuant to recess.

On motion of Representative Pelanda, the House adjourned until Thursday, December 5, 2013 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.