

OHIO

House

of

Representatives

JOURNAL

TUESDAY, DECEMBER 10, 2013

ONE HUNDRED FIRST DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, December 10, 2013, 9:00 o'clock a.m.

The House met pursuant to adjournment.

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

Representative Buchy was selected to preside under the Rule.

The journal of the previous legislative day was read and approved.

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. 23 -Representative Gonzales

Cosponsors: Representatives Brenner, Derickson, Reece, Mallory, Thompson, Wachtmann, Celebrezze, Damschroder, DeVitis, Hagan, R., Johnson, Milkovich, Perales, Ruhl, Adams, R., Anielski, Antonio, Baker, Barborak, Barnes, Beck, Bishoff, Blair, Blessing, Boyce, Brown, Buchy, Budish, Burkley, Butler, Dovilla, Driehaus, Duffey, Fedor, Gerberry, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hottinger, Huffman, Landis, Letson, Lundy, McClain, Patmon, Patterson, Pelanda, Phillips, Pillich, Redfern, Rogers, Rosenberger, Schuring, Slaby, Slesnick, Sprague, Stebelton, Stinziano, Strahorn, Terhar, Williams, Speaker Batchelder Senators Gardner, Cafaro, Turner, Bacon, Balderson, Beagle, Brown, Burke, Coley, Eklund, Faber, Gentile, Hite, Hughes, Jones, Jordan, Kearney, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Schiavoni, Seitz, Skindell, Smith, Tavares, Uecker, Widener

To amend sections 4501.21, 5533.972, 5533.977, 5533.978, 5533.98, and 5533.983 and to enact section 4503.492 of the Revised Code to create the "Ovarian Cancer Awareness" license plate and to make corrections to specified memorial highway designations.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

Delete lines 10 through 304 and insert:

"Sec. 4501.21. (A) There is hereby created in the state treasury the license plate contribution fund. The fund shall consist of all contributions paid by motor vehicle registrants and collected by the registrar of motor vehicles pursuant to sections 4503.491, 4503.492, 4503.493, 4503.494, 4503.496, 4503.498, 4503.499, 4503.50, 4503.501, 4503.502, 4503.505, 4503.51,

4503.522, 4503.523, 4503.524, 4503.525, 4503.526, 4503.531, 4503.545, 4503.55, 4503.551, 4503.552, 4503.553, 4503.561, 4503.562, 4503.564, 4503.591, 4503.67, 4503.68, 4503.69, 4503.701, 4503.71, 4503.711, 4503.712, 4503.713, 4503.72, 4503.73, 4503.732, 4503.74, 4503.75, 4503.751, 4503.85, 4503.89, 4503.90, 4503.92, and 4503.94 of the Revised Code.

(B) The registrar shall pay the contributions the registrar collects in the fund as follows:

The registrar shall pay the contributions received pursuant to section 4503.491 of the Revised Code to the breast cancer fund of Ohio, which shall use that money only to pay for programs that provide assistance and education to Ohio breast cancer patients and that improve access for such patients to quality health care and clinical trials and shall not use any of the money for abortion information, counseling, services, or other abortion-related activities.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.492 of the Revised Code to the organization cancer support community central Ohio, which shall deposit the money into the Sheryl L. Kraner Fund of that organization. Cancer support community central Ohio shall expend the money it receives pursuant to this division only in the same manner and for the same purposes as that organization expends other money in that fund.

The registrar shall pay the contributions received pursuant to section 4503.493 of the Revised Code to the autism society of Ohio, which shall use the contributions for programs and autism awareness efforts throughout the state.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.494 of the Revised Code to the national multiple sclerosis society for distribution in equal amounts to the northwestern Ohio, Ohio buckeye, and Ohio valley chapters of the national multiple sclerosis society. These chapters shall use the money they receive under this section to assist in paying the expenses they incur in providing services directly to their clients.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.496 of the Revised Code to the Ohio sickle cell and health association, which shall use the contributions to help support educational, clinical, and social support services for adults who have sickle cell disease.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.498 of the Revised Code to special olympics Ohio, inc., which shall use the contributions for its programs, charitable efforts, and other activities.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.499 of the Revised Code to the children's glioma cancer foundation, which shall use the contributions for its research and other programs.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.50 of the Revised Code to the future farmers of America foundation, which shall deposit the contributions into its general account to be used for educational and scholarship purposes of the future farmers of America

foundation.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.501 of the Revised Code to the 4-H youth development program of the Ohio state university extension program, which shall use those contributions to pay the expenses it incurs in conducting its educational activities.

The registrar shall pay the contributions received pursuant to section 4503.502 of the Revised Code to the Ohio cattlemen's foundation, which shall use those contributions for scholarships and other educational activities.

The registrar shall pay the contributions received pursuant to section 4503.505 of the Revised Code to the organization Ohio region phi theta kappa, which shall use those contributions for scholarships for students who are members of that organization.

The registrar shall pay each contribution the registrar receives pursuant to section 4503.51 of the Revised Code to the university or college whose name or marking or design appears on collegiate license plates that are issued to a person under that section. A university or college that receives contributions from the fund shall deposit the contributions into its general scholarship fund.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.522 of the Revised Code to the "friends of Perry's victory and international peace memorial, incorporated," a nonprofit corporation organized under the laws of this state, to assist that organization in paying the expenses it incurs in sponsoring or holding charitable, educational, and cultural events at the monument.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.523 of the Revised Code to the fairport lights foundation, which shall use the money to pay for the restoration, maintenance, and preservation of the lighthouses of fairport harbor.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.524 of the Revised Code to the Massillon tiger football booster club, which shall use the contributions only to promote and support the football team of Washington high school of the Massillon city school district.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.525 of the Revised Code to the United States power squadron districts seven, eleven, twenty-four, and twenty-nine in equal amounts. Each power squadron district shall use the money it receives under this section to pay for the educational boating programs each district holds or sponsors within this state.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.526 of the Revised Code to the Ohio district Kiwanis foundation of the Ohio district of Kiwanis international, which shall use the money it receives under this section to pay the costs of its educational and humanitarian activities.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.531 of the Revised Code to the thank you foundation, incorporated, a nonprofit corporation organized under the laws of this state, to assist that organization in paying for the charitable activities and programs it sponsors in support of United States military personnel, veterans, and their families.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.55 of the Revised Code to the pro football hall of fame, which shall deposit the contributions into a special bank account that it establishes and which shall be separate and distinct from any other account the pro football hall of fame maintains, to be used exclusively for the purpose of promoting the pro football hall of fame as a travel destination.

The registrar shall pay the contributions that are paid to the registrar pursuant to section 4503.545 of the Revised Code to the national rifle association foundation, which shall use the money to pay the costs of the educational activities and programs the foundation holds or sponsors in this state.

The registrar shall pay to the Ohio pet fund the contributions the registrar receives pursuant to section 4503.551 of the Revised Code and any other money from any other source, including donations, gifts, and grants, that is designated by the source to be paid to the Ohio pet fund. The Ohio pet fund shall use the moneys it receives under this section to support programs for the sterilization of dogs and cats and for educational programs concerning the proper veterinary care of those animals, and for expenses of the Ohio pet fund that are reasonably necessary for it to obtain and maintain its tax-exempt status and to perform its duties.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.552 of the Revised Code to the rock and roll hall of fame and museum, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.553 of the Revised Code to the Ohio coalition for animals, incorporated, a nonprofit corporation. Except as provided in division (B) of this section, the coalition shall distribute the money to its members, and the members shall use the money only to pay for educational, charitable, and other programs of each coalition member that provide care for unwanted, abused, and neglected horses. The Ohio coalition for animals may use a portion of the money to pay for reasonable marketing costs incurred in the design and promotion of the license plate and for administrative costs incurred in the disbursement and management of funds received under this section.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.561 of the Revised Code to the state of Ohio chapter of ducks unlimited, inc., which shall deposit the contributions into a special bank account that it establishes. The special bank account shall be separate and distinct from any other account the state of Ohio chapter of ducks unlimited, inc., maintains and shall be used exclusively for the purpose of protecting, enhancing, restoring,

and managing wetlands and conserving wildlife habitat. The state of Ohio chapter of ducks unlimited, inc., annually shall notify the registrar in writing of the name, address, and account to which such payments are to be made.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.562 of the Revised Code to the Mahoning river consortium, which shall use the money to pay the expenses it incurs in restoring and maintaining the Mahoning river watershed.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.564 of the Revised Code to Antioch college for the use of the Glen Helen ecology institute to pay expenses related to the Glen Helen nature preserve.

The registrar shall pay to a sports commission created pursuant to section 4503.591 of the Revised Code each contribution the registrar receives under that section that an applicant pays to obtain license plates that bear the logo of a professional sports team located in the county of that sports commission and that is participating in the license plate program pursuant to division (E) of that section, irrespective of the county of residence of an applicant.

The registrar shall pay to a community charity each contribution the registrar receives under section 4503.591 of the Revised Code that an applicant pays to obtain license plates that bear the logo of a professional sports team that is participating in the license plate program pursuant to division (G) of that section.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.67 of the Revised Code to the Dan Beard council of the boy scouts of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the boy scouts.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.68 of the Revised Code to the great river council of the girl scouts of the United States of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the girl scouts.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.69 of the Revised Code to the Dan Beard council of the boy scouts of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the boy scouts.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.701 of the Revised Code to the Prince Hall grand lodge of free and accepted masons of Ohio, which shall use the contributions for scholarship purposes.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.71 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the fees into its general account to be used for purposes of the fraternal order of police of Ohio, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.711 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the contributions into an account that it creates to be used for the purpose of advancing and protecting the law enforcement profession, promoting improved law enforcement methods, and teaching respect for law and order.

The registrar shall pay the contributions received pursuant to section 4503.712 of the Revised Code to Ohio concerns of police survivors, which shall use those contributions to provide whatever assistance may be appropriate to the families of Ohio law enforcement officers who are killed in the line of duty.

The registrar shall pay the contributions received pursuant to section 4503.713 of the Revised Code to the greater Cleveland peace officers memorial society, which shall use those contributions to honor law enforcement officers who have died in the line of duty and support its charitable purposes.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.72 of the Revised Code to the organization known on March 31, 2003, as the Ohio CASA/GAL association, a private, nonprofit corporation organized under Chapter 1702. of the Revised Code. The Ohio CASA/GAL association shall use these contributions to pay the expenses it incurs in administering a program to secure the proper representation in the courts of this state of abused, neglected, and dependent children, and for the training and supervision of persons participating in that program.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.73 of the Revised Code to Wright B. Flyer, incorporated, which shall deposit the contributions into its general account to be used for purposes of Wright B. Flyer, incorporated.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.732 of the Revised Code to the Siegel & Shuster society, a nonprofit organization dedicated to commemorating and celebrating the creation of Superman in Cleveland, Ohio.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.74 of the Revised Code to the Columbus zoological park association, which shall disburse the moneys to Ohio's major metropolitan zoos, as defined in section 4503.74 of the Revised Code, in accordance with a written agreement entered into by the major metropolitan zoos.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.75 of the Revised Code to the rotary foundation, located on March 31, 2003, in Evanston, Illinois, to be placed in a fund known as the permanent fund and used to endow educational and humanitarian programs of the rotary foundation.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.751 of the Revised Code to the Ohio association of realtors, which

shall deposit the contributions into a property disaster relief fund maintained under the Ohio realtors charitable and education foundation.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.85 of the Revised Code to the Ohio sea grant college program to be used for Lake Erie area research projects.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.89 of the Revised Code to the American red cross of greater Columbus on behalf of the Ohio chapters of the American red cross, which shall use the contributions for disaster readiness, preparedness, and response programs on a statewide basis.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.90 of the Revised Code to the nationwide children's hospital foundation.

The registrar shall pay the contributions received pursuant to section 4503.92 of the Revised Code to support our troops, incorporated, a national nonprofit corporation, which shall use those contributions in accordance with its articles of incorporation and for the benefit of servicemembers of the armed forces of the United States and their families when they are in financial need.

The registrar shall pay the contributions the registrar receives pursuant to section 4503.94 of the Revised Code to the Michelle's leading star foundation, which shall use the money solely to fund the rental, lease, or purchase of the simulated driving curriculum of the Michelle's leading star foundation by boards of education of city, exempted village, local, and joint vocational school districts.

(C) All investment earnings of the license plate contribution fund shall be credited to the fund. Not later than the first day of May of every year, the registrar shall distribute to each entity described in division (B) of this section the investment income the fund earned the previous calendar year. The amount of such a distribution paid to an entity shall be proportionate to the amount of money the entity received from the fund during the previous calendar year."

After line 398, insert:

"**Section 3.** Section 4501.21 of the Revised Code is presented in this act as a composite of the section as amended by both Am. Sub. H.B. 59 and Sub. H.B. 110 of the 130th General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the section in effect prior to the effective date of the section as presented in this act."

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the adoption of the following concurrent resolution:

H. C. R. No. 33 -Representative Romanchuk

Cosponsors: Representatives Derickson, Hall, Letson, Slesnick, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Baker, Barborak, Beck, Bishoff, Blair, Blessing, Boose, Brown, Buchy, Burkley, Butler, Damschroder, DeVitis, Dovilla, Fedor, Gerberry, Green, Grossman, Hackett, Hagan, C., Hagan, R., Hayes, Hill, Huffman, Johnson, Landis, Maag, McGregor, Milkovich, Patterson, Pelanda, Perales, Ramos, Retherford, Roegner, Rogers, Rosenberger, Ruhl, Scherer, Schuring, Sears, Smith, Sprague, Stautberg, Stinziano, Terhar, Wachtmann, Winburn, Young, Speaker Batchelder Senators Tavares, Beagle, Balderson, Brown, Coley, Eklund, Faber, Gardner, Gentile, Hite, Jones, LaRose, Lehner, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Uecker, Widener

To urge the United States Department of Defense to award funding to establish the American Lightweight Materials Manufacturing Innovation Institute.

Attest:

Vincent L. Keeran,
Clerk.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has adopted the following concurrent resolution in which the concurrence of the House is requested:

S. C. R. No. 10 -Senator Burke

Cosponsors: Senators Brown, Gardner, Tavares, Bacon, Balderson, Beagle, Coley, Eklund, Faber, Hite, Hughes, Jones, Kearney, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Seitz, Skindell, Uecker, Widener

To memorialize the Congress of the United States to seek the withdrawal of the United States Preventive Services Task Force recommendation against prostate-specific antigen-based screening for prostate cancer for men in all age groups.

Attest: Vincent L. Keeran ,
Clerk.

Said concurrent resolution was referred to the committee on Rules and Reference under the Rule.

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. 147 -Representatives Patmon, Wachtmann

Cosponsors: Representatives Ramos, Barnes, Hackett, Burkley, Grossman, Antonio, Bishoff, Brown, Schuring, Adams, R., Anielski, Ashford, Baker, Barborak, Beck, Blair, Blessing, Brenner, Buchy, Butler, Celebrezze, Curtin, Damschroder, Derickson, Dovilla, Driehaus, Duffey, Fedor, Foley, Gerberry, Gonzales, Green, Hagan, C., Hagan, R., Hall, Hayes, Heard, Henne, Hill, Hottinger, Huffman, Kunze, Landis, Letson, Lundy, Lynch, Maag, Mallory, McClain, Milkovich, O'Brien, Patterson, Pelanda, Pillich, Reece, Rogers, Romanchuk, Rosenberger, Sears, Slaby, Slesnick, Smith, Sprague, Stautberg, Stebelton, Strahorn, Sykes, Terhar, Winburn, Young, Speaker Batchelder
Senators Tavares, Bacon, Beagle, Brown, Coley, Eklund, Faber, Gentile, Hite, Hughes, Jones, Kearney, LaRose, Lehner, Manning, Obhof, Oelslager, Peterson, Sawyer, Schiavoni, Smith, Turner, Widener

To enact section 4731.73 of the Revised Code to require a surgeon performing a mastectomy in a hospital to guide the patient and provide referrals in a manner consistent with the standards of the National Accreditation Program for Breast Centers and to name this act the "Lizzie B. Byrd Act."

Attest: Vincent L. Keeran,
Clerk.

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. 311 -Representatives Boose, Retherford

Cosponsors: Representatives Winburn, Adams, R., Amstutz, Anielski, Antonio, Barborak, Beck, Blair, Blessing, Brenner, Brown, Buchy, Budish, Burkley, Butler, Carney, Celebrezze, Cera, Derickson, DeVitis, Green, Grossman, Hackett, Hall, Hayes, Milkovich, O'Brien, Phillips, Rogers, Ruhl, Schuring, Sears, Sheehy, Sprague, Thompson, Young, Speaker Batchelder
Senators Burke, Coley, Eklund, LaRose, Oelslager, Patton, Seitz, Uecker

To amend sections 323.152 and 4503.065 of the Revised Code and Section 803.80 of Am. Sub. H.B. 59 of the 130th General Assembly to clarify the effective date of an income tax deduction, to extend the availability of a corporation franchise tax credit, to clarify that a person eligible for the homestead exemption without income limits continues to receive that exemption if the person's homestead changes, and to declare an emergency.

Attest:

Vincent L. Keeran,
Clerk.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bills in which the concurrence of the House is requested:

Sub. S. B. No. 23 -Senators Beagle, Burke

Cosponsors: Senators Balderson, Hite, Jones, LaRose, Patton, Seitz, Skindell, Tavares, Gardner, Faber, Cafaro, Brown, Coley, Obhof, Bacon, Eklund, Hughes, Jordan, Lehner, Manning, Peterson, Sawyer, Schiavoni, Smith

To amend sections 149.43, 1347.08, 2101.16, 2101.162, 2101.24, 3107.071, 3107.081, 3107.082, 3107.083, 3107.09, 3107.091, 3107.141, 3107.17, 3107.18, 3107.19, 3107.38, 3107.45, 3107.66, 3705.07, 3705.08, 3705.12, 3705.23, 3705.241, 3705.29, 5103.151, and 5103.152, to enact new section

3107.39 and sections 3107.171, 3107.381, 3107.391, 3107.392, 3107.393, 3107.394, 3705.121, 3705.122, 3705.123, 3705.124, 3705.125, and 3705.126, and to repeal sections 3107.39, 3107.40, 3107.41, 3107.42, 3107.43, and 3107.44 of the Revised Code regarding access to adoption records.

S. B. No. 103 -Senator Skindell

Cosponsors: Senators Gardner, Turner, Cafaro, Kearney, LaRose, Manning, Bacon, Beagle, Brown, Burke, Eklund, Gentile, Hite, Hughes, Obhof, Oelslager, Patton, Sawyer, Schaffer, Schiavoni, Smith, Tavares

To enact section 5533.921 of the Revised Code to designate a portion of State Route 2 in Cuyahoga County as the "Governor Richard F. Celeste Shoreway."

Sub. S. B. No. 152 -Senator Lehner

Cosponsors: Senators Beagle, Cafaro, Jones, LaRose, Manning, Patton, Brown, Burke, Coley, Eklund, Gardner, Hite, Kearney, Peterson, Sawyer, Schiavoni, Seitz, Skindell, Smith, Tavares, Turner, Uecker

To amend sections 2151.281, 2151.353, 2151.414, 2151.415, 2151.417, 2151.421, 5101.802, 5103.035, and 5103.162 and to enact section 2151.315 of the Revised Code to permit a court to grant a motion for permanent custody of a child to a movant if the child or another child in the custody of the parent has been adjudicated an abused, neglected, or dependent child on three separate occasions, to require the guardian ad litem for an alleged or adjudicated abused, neglected, or dependent child to file any motions and other court papers in accordance with rules adopted by the Supreme Court, to require court appointed special advocates and guardian ad litem to report suspected child abuse or neglect, to require foster caregivers to use a reasonable and prudent parent standard when authorizing a foster child to participate in activities, to require the department of job and family services to adopt rules that establish policies and procedures for determining when a foster child or an alleged or adjudicated abused, neglected, or dependent child subject to out-of-home care may participate in certain activities, to exempt a public children services agency, private child placing agency, or private noncustodial agency from civil liability that results from a foster caregiver's or agency's decisions using a reasonable and prudent parent standard, to limit the circumstances under which a child is placed into a planned permanent living arrangement, to extend the period for incentive payments under the kinship permanency incentive program, and to provide factors for a person or facility to consider when determining if an alleged or adjudicated abused, neglected, or dependent child subject to out-of-home care is able to participate in certain activities.

Sub. S. B. No. 154-Senator Burke

Cosponsors: Senators Seitz, Brown, Uecker, Eklund

To amend sections 4703.30, 4733.01, 4733.09, 4733.11, 4733.12, 4733.13, 4733.15, and 4733.151 of the Revised Code to make changes to the examination, reporting, and educational requirements of professional engineers and surveyors.

Am. S. B. No. 161 -Senator Hughes

Cosponsors: Senators Obhof, Patton

To amend section 4513.19 of the Revised Code to require motor vehicle headlights to comply with the headlamp color requirements contained in Federal Motor Vehicle Safety Standard number 108.

Sub. S. B. No. 172 -Senator Patton

Cosponsors: Senators Seitz, Hughes, Schiavoni, Skindell, LaRose, Bacon, Beagle, Eklund, Lehner, Manning, Tavares

To amend sections 317.32, 321.261, 323.131, 323.25, 323.28, 323.47, 323.65, 323.69, 323.70, 323.71, 323.73, 323.78, 323.79, 715.261, 743.04, 1724.02, 1724.10, 2303.201, 2744.01, 5709.12, 5721.01, 5721.03, 5721.14, 5721.18, 5721.19, 5721.36, 5722.01, 5722.03, 5722.04, 5722.07, 5722.10, 5722.11, 5723.04, 5723.12, and 6119.06 and to enact sections 323.691 and 5722.031 of the Revised Code to modify the laws governing land reutilization programs and property tax foreclosures.

Sub. S. B. No. 173 -Senator Hughes

Cosponsors: Senators Seitz, Uecker, Schiavoni, Balderson, Coley, Eklund, Hite, Jordan, Kearney, Oelslager

To amend sections 4301.171 and 4303.251 of the Revised Code to modify the law governing tasting samples of beer and intoxicating liquor.

Sub. S. B. No. 229 -Senator Gardner

Cosponsors: Senators Manning, Lehner, Hite, Schiavoni, Turner, Coley, Balderson, Sawyer, Bacon, Beagle, Brown, Burke, Eklund, Gentile, Hughes, Kearney, LaRose, Obhof, Oelslager, Patton, Peterson, Seitz, Skindell, Smith, Tavares, Uecker, Widener

To amend sections 3319.111 and 3319.112 of the Revised Code regarding

teacher performance evaluations.

Attest: Vincent L. Keeran,
Clerk.

Said bills were considered the first time.

Message from the Senate

Mr. Speaker:

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

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

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

Attest: Vincent L. Keeran,
Clerk.

MESSAGE FROM THE SPEAKER

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

Remove Representative Pelanda; appoint Representative McClain.

On motion of Representative McClain, the House recessed.

The House met pursuant to recess.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 379-Representatives Blessing, Landis.

Cosponsors: Representatives Adams, J., Becker, Butler, Grossman, Hackett, Scherer, Sprague.

To enact section 2305.2310 of the Revised Code to provide civil immunity for architects, engineers, and surveyors providing services during a declared emergency.

H. B. No. 380-Representatives Boose, Gerberry.

Cosponsors: Representatives Antonio, Cera, Curtin, Lundy, Reece, Sheehy, Slesnick, Williams.

To require the Director of Budget and Management to transfer cash from the General Revenue Fund to the Local Government Fund and to make an appropriation.

H. B. No. 381-Representative Sears.

Cosponsors: Representatives Smith, Stebelton, Becker, Sprague, Antonio, Blessing, Scherer.

To enact section 4729.553 of the Revised Code to require a retail terminal distributor of dangerous drugs to verify identification when dispensing a controlled substance or tramadol.

H. B. No. 382-Representatives Duffey, Bishoff.

Cosponsors: Representatives Adams, J., Terhar, Becker, Dovilla, Grossman, Henne, Hood, Mallory, Fedor, Ramos, Blessing, Heard, Hagan, R.

To amend sections 4513.60, 4513.61, and 4921.25 of the Revised Code to revise the procedures and penalties governing the nonconsensual towing of motor vehicles and to require the Public Utilities Commission to adopt certain rules regarding a for-hire motor carrier engaged in the towing of motor vehicles.

H. B. No. 383-Representative Grossman.

Cosponsors: Representatives Scherer, Hackett, Fedor, Adams, R.

To amend section 2935.23 of the Revised Code to authorize the prosecuting attorney of a county or chief legal officer of a municipal corporation to issue an investigative subpoena for any criminal offense.

H. B. No. 384-Representatives Antonio, Smith.

Cosponsors: Representatives Ramos, Becker, Hackett, Strahorn, Reece, Fedor, Milkovich, Scherer.

To amend section 4729.41 of the Revised Code to decrease the minimum age of the patients for whom a pharmacist may administer certain immunizations.

H. B. No. 385-Representatives Antonio, Ramos.

Cosponsors: Representatives Blair, Foley, Hagan, R., Driehaus, Strahorn, Fedor, Patterson, Letson, Lundy, Heard.

To amend sections 120.03, 120.06, 120.14, 120.16, 120.18, 120.24, 120.26, 120.28, 120.33, 120.34, 1901.183, 2152.13, 2152.67, 2301.20, 2307.60, 2701.07, 2743.51, 2901.02, 2909.24, 2929.02, 2929.13, 2929.14, 2941.021, 2941.14, 2941.148, 2941.401, 2941.43, 2941.51, 2945.06, 2945.21, 2945.25, 2945.33, 2945.38, 2949.02, 2949.03, 2953.02, 2953.07, 2953.08, 2953.09, 2953.10, 2953.21, 2953.23, 2953.71, 2953.72, 2953.81, 2967.05, 2967.13, 2967.193, 2971.03, 2971.07, 5120.113, 5120.61, and 5919.16 and to repeal sections 109.97, 120.35, 2929.021, 2929.022, 2929.023, 2929.024, 2929.03, 2929.04, 2929.05, 2929.06, 2947.08, 2949.21, 2949.22, 2949.24, 2949.25, 2949.26, 2949.27, 2949.28, 2949.29, 2949.31, and 2967.08 of the Revised Code to abolish the death penalty.

H. B. No. 386-Representative Burkley.

Cosponsors: Representatives Grossman, Buchy, Becker, Boose, Brenner, Brown, Butler, Duffey, Hackett, Hill, McClain, Perales, Ruhl, Scherer, Terhar, Thompson, Sprague, Stebelton.

To amend section 301.27 of the Revised Code to expand the work-related expenses that may be paid for by use of a credit card held by a board of county commissioners or the office of another county appointing authority.

Said bills were considered the first time.

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

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

H.B. No. 370 – Representative Phillips

TO MAKE A BOARD OF EDUCATION OF A SCHOOL DISTRICT OR THE GOVERNING BOARD OF AN EDUCATIONAL SERVICE CENTER SUBJECT TO THE PREVAILING WAGE LAW FOR PUBLIC IMPROVEMENT CONTRACTS.

To the committee on Education

H.B. No. 371 – Representatives Grossman and Perales

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.

To the committee on Financial Institutions, Housing and Urban Development

H.B. No. 372 – Representative Becker

TO ALLOW OPERATORS OF VESSELS TO USE REARVIEW MIRRORS
TO OBSERVE WATER SKIERS, BAREFOOT SKIERS, AND OTHERS
WHO ARE BEING TOWED BY THE VESSELS.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 373 – Representative Terhar

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.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 374 – Representatives Patterson and Rogers

TO MAKE AN APPROPRIATION FOR ADDITIONAL FUNDING FOR
THE STRAIGHT A PROGRAM.

To the committee on Finance and Appropriations

H.B. No. 376 – Representatives Derickson and Patmon

TO ENACT THE OHIO RELIGIOUS FREEDOM RESTORATION ACT.

To the committee on Judiciary

H.B. No. 377 – Representative Anielski

TO MAKE CHANGES TO THE SECOND PAYMENT FROM THE
CASINO OPERATOR SETTLEMENT FUND TO CERTAIN LOCAL
GOVERNMENT ENTITIES.

To the committee on State and Local Government

H.B. No. 378 – Representatives Smith and Sprague

TO PROHIBIT A PHYSICIAN FROM PRESCRIBING OR PERSONALLY
FURNISHING CERTAIN DRUGS TO TREAT OPIOID DEPENDENCE OR
ADDICTION UNLESS THE PATIENT IS RECEIVING APPROPRIATE
BEHAVIORAL COUNSELING OR TREATMENT.

To the committee on Health and Aging

Sub. S.B. No. 23 – Senators Beagle and Burke

REGARDING ACCESS TO ADOPTION RECORDS.

To the committee on Judiciary

MATT HUFFMAN
ANDREW BRENNER
JEFF MCCLAIN
MIKE ASHFORD

WILLIAM G. BATCHELDER
JIM BUCHY
STEPHANIE KUNZE

Representative Kunze moved that the House and Constitutional Rules requiring bills to be considered by each house on three different days be suspended as to the second consideration of all House Bills and Senate Bill contained in the report of the committee on Rules and Reference.

The motion was agreed to without objection.

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

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

H.C.R. No. 42 – Representatives Foley and Ramos
TO RECOGNIZE THAT HUMAN ACTIONS HAVE CONTRIBUTED TO THE RISE IN GLOBAL SEA AND ATMOSPHERIC TEMPERATURES AND THE INCREASE IN CONCENTRATION OF GREENHOUSE GASES, AND TO DECLARE THAT OHIO WILL ACTIVELY PARTICIPATE IN DIMINISHING AND MINIMIZING FUTURE GREENHOUSE GAS EMISSIONS.
To the committee on Agriculture and Natural Resources

H.R. No. 306 – Representative Heard
RECOGNIZING THE PROBLEM OF MALNUTRITION AND ITS IMPACT ON HEALTH OUTCOMES.
To the committee on Health and Aging

S.C.R. No. 10 – Senator Burke
TO MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO SEEK THE WITHDRAWAL OF THE UNITED STATES PREVENTIVE SERVICES TASK FORCE RECOMMENDATION AGAINST PROSTATE-SPECIFIC ANTIGEN-BASED SCREENING FOR PROSTATE CANCER FOR MEN IN ALL AGE GROUPS.
To the committee on Health and Aging

S.C.R. No. 28 – Senator Bacon
TO DESIGNATE A WEEK IN MAY EACH YEAR AS OHIO WARRIOR
AWARENESS WEEK AND TO URGE THE GOVERNOR TO ISSUE AN
APPROPRIATE PROCLAMATION.

To the committee on Military and Veterans Affairs

/s/MATT HUFFMAN
Matt Huffman, Chair

Representative Kunze moved that the Rules and Reference committee report on resolutions be agreed to and that the House Concurrent Resolution, House Resolution, and Senate Concurrent Resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

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

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

H.R. No. 307 – Representative Buchy
Honoring Chelsea Skidmore as the winner of the 2013 National FFA Dairy Production Entrepreneurship Proficiency Award.

H.R. No. 308 – Representative Buchy
Honoring Logan Brookhart for receiving the 2013 National FFA Swine Production Placement Proficiency Award.

H.R. No. 309 – Representative Buchy
Honoring Ted Schmitmeyer for receiving the 2013 National FFA Dairy Production Placement Proficiency Award.

/s/MATT HUFFMAN
Matt Huffman, Chair

Representative Kunze moved that the Rules and Reference committee report on resolutions be agreed to and that the resolutions contained therein be approved.

The motion was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to Section 323.235(A)(7) of Am. Sub. H. B. 59, 130th General Assembly, the Speaker hereby appoints Representative Smith to the Nursing Facility Distinct Part Advisory Workgroup.

MESSAGE FROM THE SPEAKER

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

Remove Representative McClain; appoint Representative Pelanda.

On motion of Representative Kunze, the House recessed.

The House met pursuant to recess.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby appoints Representatives Hill and Cera to the Ways and Means Committee.

On motion of Representative Hill, the House recessed.

The House met pursuant to recess.

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

The motion was agreed to.

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

Representative Gerberry submitted the following report:

The standing committee on Policy and Legislative Oversight to which was referred **Am. Sub. S. B. No. 200**-Senator Uecker, et al., having had the same under consideration, reports it back and recommends its passage.

RE: STATEWIDE VOTER REGISTRATION DATABASE-MODIFY
GOVERNING LAW

MIKE DOVILLA
LOUIS W. BLESSING
MATT HUFFMAN
RICK PERALES

JIM BUCHY
ANDREW BRENNER
DOROTHY PELANDA

The following members voted "NO"

RON GERBERRY
MICHAEL F. CURTIN

JACK CERA
TERESA FEDOR

The report was agreed to.

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

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. 9-Representative Stautberg

Cosponsors: Representatives Celebrezze, Hayes, Letson, Pillich, Winburn, Adams, J., Adams, R., Antonio, Barborak, Beck, Blair, Boose, Brown, Buchy, Budish, Burkley, Butler, Carney, Damschroder, Derickson, Duffey, Foley, Green, Hackett, McClain, Milkovich, O'Brien, Patterson, Pelanda, Perales, Rogers, Romanchuk, Rosenberger, Schuring, Sears, Slaby, Slesnick, Smith, Sprague, Szollosi, Speaker Batchelder Senator Coley

To amend sections 317.08, 2333.22, 2715.21, 2735.01, 2735.02, 2735.04, and 5301.09 and to enact sections 2735.07, 2735.08, and 4928.80 of the Revised Code to add to and clarify the powers of a receiver, to provide a procedure for a receiver's sale of property, to prohibit an electric distribution utility from altering, refusing, or discontinuing service to, or discriminating against, a receiver under certain circumstances, to specify the order of the distribution of the proceeds of the receivership, to address the effect of a receivership on noncompetitive retail electric service, and to specify that a lease of natural gas and petroleum is an interest in real estate.

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

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on December 5, 2013, signed the following:

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

Sub. H.B. No. 126 - Representatives Kunze, Stinziano - et al.

Sub. H.B. No. 147 - Representatives Patmon, Wachtmann - et al.

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

Am. Sub. H.B. No. 311 - Representatives Boose, Retherford - et al.

H.C.R. No. 33 - Representative Romanchuk - et al.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on December 10, 2013, signed the following:

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

S.B. No. 201 - Senator Bacon - et al.

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

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

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

On motion of Representative Lynch, the House adjourned until Wednesday, December 11, 2013 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,
Clerk.