

OHIO

SENATE

JOURNAL

WEDNESDAY, DECEMBER 17, 2014

TWO HUNDRED FIFTY-FIRST DAY
Senate Chamber, Columbus, Ohio
Wednesday, December 17, 2014, 1:30 p.m.

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator LaRose was selected to preside according to the rule.

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

RESOLUTIONS REPORTED BY COMMITTEE

Sub. S. J. R. No. 8-Senator Faber.

Cosponsors: Senators Widener, Patton, Obhof, Oelslager, Peterson.

Proposing to enact new Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 of Article XI and to repeal Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 of Article XI of the Constitution of the State of Ohio to revise the redistricting process for General Assembly districts.

The question being, "Shall the resolution, **Sub. S. J. R. No. 8**, be adopted?"

On the motion of Senator Obhof, **Sub. S. J. R. No. 8** was informally passed and retained its place on the calendar.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 53-Senator Kearney.

Cosponsors: Senators Smith, Tavares, Schiavoni, Turner, Seitz, LaRose.

To amend sections 4503.10, 4503.102, 4503.12, 4503.182, 4505.061, 4506.08, 4507.24, 4507.50, 4507.52, 4519.03, 4519.10, 4519.56, and 4519.69 of the Revised Code to require the Registrar of Motor Vehicles and all deputy registrars to accept credit and debit cards for all transactions and to establish a deputy registrar document security fee, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 53**, pass?"

On the motion of Senator Obhof, **Sub. S. B. No. 53** was informally passed and retained its place on the calendar.

Message from the House of Representatives

Mr. President:

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

Am. Sub. S. B. No. 96 -Senator LaRose

Cosponsors: Senators Cafaro, Hite, Lehner, Eklund, Hughes, Obhof, Peterson, Sawyer, Schiavoni, Smith, Tavares, Turner, Uecker Representatives Fedor, Anielski, Antonio, Blessing, Carney, Driehaus, Grossman, Kunze, Letson, Phillips, Pillich, Rogers, Sheehy, Smith, Speaker Batchelder

To amend sections 3301.0711, 3301.0712, 3302.02, 3302.03, 3302.035, 3313.534, 3313.603, 3313.612, 3313.672, 3313.814, 3314.06, 3317.034, 3319.227, 3319.261, 3365.04, 3365.05, and 3365.07 of the Revised Code, and to amend Sections 263.20 and 263.320 of Am. Sub. H.B. 59 of the 130th General Assembly, as subsequently amended, and Section 9 of Am. Sub. H.B. 487 of the 130th General Assembly to require one-half unit of world history in the high school social studies curriculum, to revise the law on state assessments and academic performance reporting, and to make other changes regarding primary and secondary education programs.

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

Between lines 565 and 566, insert:

" (c) Beginning with the 2014-2015 school year, the state board shall report by the thirty-first day of December of each year to the governor and the general assembly, in accordance with section 101.68 of the Revised Code, the status of student achievement in American history and American government based on the results of the end-of-course examinations prescribed by this section."

Attest:

Bradley J. Young,
Clerk.

Said amendments were laid over under the rule.

Message from the House of Representatives

Mr. President:

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

Am. Sub. S. B. No. 288 -Senator Eklund

Cosponsors: Senators Beagle, Brown, Gentile, Kearney, Bacon, Balderson, Burke, Cafaro, Coley, Faber, Gardner, Hite, Hughes, Jones, Jordan, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Seitz, Skindell, Tavares, Turner, Uecker, Widener Representatives Adams, R., Amstutz, Anielski, Antonio, Baker, Barnes, Bishoff, Boyce, Buchy, Burkley, Butler, Celebrezze, Cera, Conditt, Derickson, Dovilla, Driehaus, Fedor, Green,

Grossman, Johnson, Letson, Mallory, Milkovich, Patterson, Perales, Pillich, Rogers, Ruhl, Schuring, Sears, Sprague, Stinziano, Strahorn, Wachtmann, Young, Speaker Batchelder

To amend sections 1739.061, 1751.14, 1751.69, 2329.66, 3769.21, 3923.022, 3923.24, 3923.241, 3923.281, 3923.57, 3923.58, 3923.601, 3923.65, 3923.83, 3923.85, 3924.01, 4729.291, and 4729.541 and to enact sections 143.01 to 143.11, 505.377, 737.082, 737.222, and 4731.056 of the Revised Code to create the Volunteer Peace Officers' Dependents Fund to provide death benefits to survivors of volunteer peace officers killed in the line of duty and disability benefits to disabled volunteer peace officers, to clarify the status of volunteer firefighters for purposes of the Patient Protection and Affordable Care Act, to make changes regarding coverage for a dependent child under a parent's health insurance plan and the hours of work needed to qualify for coverage under a small employer health benefit plan, to increase the duration of the health insurance considered to be short-term under certain insurance laws, and to make changes to the chemotherapy parity law, to establish requirements regarding controlled substances containing buprenorphine used for the purpose of treating drug dependence or addiction, and to specify the use of video lottery terminal revenue.

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

In line 24, after "2329.66," insert "3769.21,"

Between lines 844 and 845, insert:

"Sec. 3769.21. (A) A corporation may be formed pursuant to Chapter 1702. of the Revised Code to establish a thoroughbred horsemen's health and retirement fund and a corporation may be formed pursuant to Chapter 1702. of the Revised Code to establish a harness horsemen's health and retirement fund to be administered for the benefit of horsemen. As used in this section, "horsemen" includes any person involved in the owning, breeding, training, grooming, or racing of horses which race in Ohio, except for the owners or managers of race tracks. For purposes of the thoroughbred horsemen's health and retirement fund, "horsemen" also does not include trainers and grooms who are not members of the thoroughbred horsemen's organization in this state. No more than one corporation to establish a thoroughbred horsemen's health and retirement fund and no more than one corporation to establish a harness horsemen's health and retirement fund may be established in Ohio pursuant to this section. The trustees of the corporation formed to establish a thoroughbred horsemen's health and retirement fund shall have the discretion to determine which horsemen shall benefit from such fund.

(B) The articles of incorporation of both of the corporations described in division (A) of this section shall provide for at least the following:

(1) The corporation shall be governed by, and the health and retirement

fund shall be administered by, a board of three trustees appointed pursuant to division (C) of this section for staggered three-year terms.

(2) The board of trustees shall adopt and administer a plan to provide health benefits, retirement benefits, or both to either thoroughbred or harness horsemen.

(3) The sum paid to the corporation pursuant to division (G) or (H) of section 3769.08 of the Revised Code and the video lottery terminal revenue paid to the corporation pursuant to section 3769.087 of the Revised Code shall be used exclusively to establish and administer the health and retirement fund, and to finance benefits paid to horsemen pursuant to the plan adopted under division (B)(2) of this section.

(4) The articles of incorporation and code of regulations of the corporation may be amended at any time by the board of trustees pursuant to the method set forth in the articles of incorporation and code of regulations, except that no amendment shall be adopted which is inconsistent with this section.

(C) Within sixty days after the formation of each of the corporations described in division (A) of this section, the state racing commission shall appoint the members of the board of trustees of that corporation. Vacancies shall be filled by the state racing commission in the same manner as initial appointments. Each trustee of the thoroughbred horsemen's health and retirement fund appointed by the commission shall be active as a thoroughbred horseman while serving a term as a trustee and shall have been active as a thoroughbred horseman for at least five years immediately prior to the commencement of any such term. Each trustee of the harness horsemen's health and retirement fund appointed by the commission shall be active as a harness horseman while serving a term as a trustee and shall have been active as a harness horseman for at least five years immediately prior to the commencement of any such term. The incorporators of either such corporation may serve as initial trustees until the state racing commission acts pursuant to this section to make these appointments.

(D) The intent of the general assembly in enacting this section pursuant to Amended House Bill No. 639 of the 115th general assembly was to fulfill a legitimate government responsibility in a manner that would be more cost efficient and effective than direct state agency administration by permitting nonprofit corporations to be formed to establish health and retirement funds for the benefit of harness and thoroughbred horsemen, as it was determined that such persons were in need of such benefits."

In line 2059, after "2329.66," insert "3769.21,"

In line 2 of the title, after "2329.66," insert "3769.21,"

In line 20 of the title, delete "and"

In line 23 of the title, after "addiction" insert ", and to specify the use of video lottery terminal revenue"

Attest: Bradley J. Young,
Clerk.

Said amendments were laid over under the rule.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following concurrent resolutions:

H. C. R. No. 54 -Representative Perales - et al.

Am. S. C. R. No. 22 -Senator Beagle - et al.

Attest: Bradley J. Young,
Clerk.

The President signed said resolutions.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following bills:

Sub. H. B. No. 5 -Representatives Grossman, Henne - et al.

Sub. H. B. No. 9-Representative Stautberg - et al.

Sub. H. B. No. 10 -Representative Hagan, C. - et al.

Am. Sub. H. B. No. 234 -Representatives Grossman, Becker - et al.

Am. Sub. H. B. No. 318 -Representatives Roegner, O'Brien - et al.

Sub. H. B. No. 319 -Representative Grossman - et al.

Am. H. B. No. 404 -Representatives DeVitis, Slaby - et al.

Sub. H. B. No. 430-Representatives Kunze, Stinziano - et al.

Attest: Bradley J. Young,
Clerk.

The President signed said bills.

On the motion of Senator Obhof, the Senate adjourned until Thursday, December 18, 2014 at 11:00 o'clock a.m.

Attest: VINCENT L. KEERAN,
Clerk.