

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**WEDNESDAY, FEBRUARY 4, 2004**

ONE HUNDRED FORTY-FOURTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Wednesday, February 4, 2004 at 1:30 o'clock p.m.**

The House met pursuant to adjournment.

Prayer was offered by Rabbi Mark Goldfarb of Columbus, Ohio, 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 Householder prior to the commencement of business:

Jeff and Cory Brame, guests of Speaker Householder-91st district.

Bill Smith and Rusty Catrrell, guests of Representative Kearns-72nd district.

S.R. Thoward M.D. and Janet Shaw, guests of Representative Olman-46th district.

Kenneth Miller M.D., a guest of Representative Peterson-2nd district.

Stephanie Coleman, a guest of Representative Flowers-19th district.

Adam Slane, a guest of Representative Wolpert-23rd district.

#### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 399**-Representatives Skindell, D. Stewart, Miller, Mason, Woodard, Yates, Otterman, S. Smith, Barrett, Cirelli, Chandler, Strahorn, Hartnett, Jerse, Allen, Koziura, DeGeeter, Price, Key, Ujvagi, Perry.

To amend section 5111.013 and to enact sections 5101.56 and 5101.561 of the Revised Code to require applicants for CHIP, Disability Medical Assistance, and Medicaid to provide information about their employers and to require an annual report identifying the employers.

**H. B. No. 400**-Representatives Setzer, McGregor, Taylor, Kearns, G. Smith, Calvert, Schaffer, Webster.

To amend section 2933.24 of the Revised Code to expand the time in which a search warrant must be returned in the investigation of an offense of importuning by means of a telecommunications device.

**H. B. No. 401**-Representative Raga.

To amend sections 2913.11 and 2913.21 of the Revised Code to increase the penalties for the offense of passing bad checks, to expand the offense to apply to electronic transactions, and to include in the offense a provision

regarding stop payment orders on checks.

**H. B. No. 402**-Representatives Fessler, Seitz, Grendell, Hughes, Husted, Latta, DeGeeter, Cates, Gilb, Webster, Kearns, Jerse, Seaver, Faber, Setzer, Aslanides, Blasdel, Distel, Gibbs, Brinkman, Hoops, Kilbane, McGregor, Barrett, Niehaus, Olman, Young, Peterson, Wolpert, Price, Reidelbach, Schmidt, Otterman, G. Smith, J. Stewart, Trakas, Wagner, Walcher, Strahorn, Widener, Collier, Woodard, Ujvagi, Martin, Harwood, C. Evans, White, Allen, Skindell.

To amend section 3107.15 of the Revised Code to provide that the parents of a child's deceased parent do not become legal strangers to the child when the child is adopted by a stepparent.

**H. B. No. 403**-Representative Callender.

To enact section 5.033 of the Revised Code to adopt the American toad as the state amphibian.

**H. B. No. 404**-Representative Callender.

To amend sections 323.152 and 4503.065 of the Revised Code to increase the total income brackets used to determine eligibility for the homestead exemption and to increase the reductions in taxable value of property eligible for that exemption.

**H. B. No. 405**-Representatives Grendell, D. Evans, Faber, Fessler, Gilb, Allen, Hoops, Hughes, Jerse, Kearns, Latta, McGregor, Olman, Schaffer, Setzer, D. Stewart, Trakas, Taylor, Ujvagi, Walcher, Webster, Willamowski, Williams.

To enact section 4503.541 of the Revised Code to create "Armed Forces Expeditionary Medal" license plates.

Said bills were considered the first time.

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

Representative Harwood submitted the following report:

The standing committee on Judiciary to which was referred **H. B. No. 366**-Representative D. Evans, having had the same under consideration, reports it back and recommends its passage.

RE: LICKING CO. COMMON PLEAS-ADD DOMESTIC RELATIONS  
JUDGE

TOM RAGA  
SANDRA STABILE HARWOOD  
W. SCOTT OELSLAGER  
JAMIE CALLENDER

TIMOTHY J. GRENDALL  
STEVE L. DRIEHAUS  
JOHN R. WILLAMOWSKI

The report was agreed to.

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

Representative Mason submitted the following report:

The standing committee on Criminal Justice to which was referred **Sub. S. B. No. 58**-Senator Jacobson, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: METH LABS-PROHIBIT EXPOSING CHILDREN TO

Representative Latta moved to amend the title as follows:

Add the names: "Willamowski, Gilb, Brown, Latta, Callender, Grendell."

THOM COLLIER  
JOHN R. WILLAMOWSKI  
MIKE GILB  
LANCE T. MASON  
DAVID R. EVANS  
TYRONE K. YATES  
TIMOTHY J. GRENDALL

WILLIAM J. SEITZ  
STEPHEN BUEHRER  
EDNA BROWN  
ROBERT E. LATTA  
ANNIE L. KEY  
JAMIE CALLENDER

The report was agreed to.

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

### MOTIONS AND RESOLUTIONS

Representative Wilson reported for the Rules and Reference Committee recommending that the following House Resolutions be read by title only and approved:

**H.R. No. 183 - Representative C. Evans**

HONORING THE UNIVERSITY OF RIO GRANDE MEN'S SOCCER TEAM AS THE 2003 NAIA NATIONAL AND AMERICAN CONFERENCE CHAMPION'S

**H.R. No. 184 - Representative C. Evans**

HONORING SCOTT MORRISSEY ON BEING NAMED THE 2003 NAIA MEN'S SOCCER COACH OF THE YEAR

**H.R. No. 185 - Representative Webster**

HONORING THE MIAMI UNIVERSITY FOOTBALL TEAM AS THE 2003 MID-AMERICA CONFERENCE AND GMAC BOWL CHAMPIONS

/s/ LARRY HOUSEHOLDER  
Larry Householder, Chair

Representative Clancy moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolutions contained therein be approved.

The motion was agreed to.

Representative Trakas moved that majority party members asking leave to be absent or absent the week of Tuesday, February 3, 2004, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Miller moved that minority party members asking leave to be absent or absent the week of Tuesday, February 3, 2004, 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

**Sub. H. B. No. 225**-Representatives Olman, Jerse, S. Smith, Schneider, Cirelli, Kearns, DeBose, Jolivette.

To amend sections 1739.05, 1751.01, 1751.02, 3923.28, 3923.30, and 3923.51 and to enact sections 3923.281 and 3923.282 of the Revised Code to prohibit discrimination in group health care policies, contracts, and agreements in the coverage provided for the diagnosis, care, and treatment of biologically based mental illnesses, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Collier moved to amend as follows:

In line 9, delete the first "and"; after "3923.51" insert ", 5733.98, and 5747.98"; delete the third "and" and insert a comma; after "3923.282" insert ", 5733.47, and 5747.71"

Between lines 725 and 726, insert:

"Sec. 5733.47. As used in this section, "qualifying employee health plan" means a plan, policy, or contract as described in division (A)(1) of section 1751.01 of the Revised Code that includes coverage for diagnostic and treatment services for biologically based mental illnesses; a policy of sickness and accident insurance subject to section 3923.281 of the Revised Code that provides such services; or a plan of health insurance as defined in division (A)(2) of section 3923.282 of the Revised Code that provides such services.

For tax years 2005 and thereafter, there is hereby allowed a refundable credit against the tax imposed by section 5733.06 of the Revised Code for a

taxpayer the employees of which, by reason of their employment with the taxpayer, are eligible to participate in a qualifying employee health plan. The amount of the credit shall equal one hundred dollars for each employee participating in or covered by the plan for all or part of the taxpayer's taxable year. The credit shall be claimed in the order prescribed by section 5733.98 of the Revised Code. If the total amount of credit allowed, when claimed in that order, exceeds the amount of tax otherwise due under section 5733.06 of the Revised Code, the taxpayer is entitled to a refund of the excess.

**Sec. 5733.98.** (A) To provide a uniform procedure for calculating the amount of tax imposed by section 5733.06 of the Revised Code that is due under this chapter, a taxpayer shall claim any credits to which it is entitled in the following order, except as otherwise provided in section 5733.058 of the Revised Code:

- (1) The credit for taxes paid by a qualifying pass-through entity allowed under section 5733.0611 of the Revised Code;
- (2) The credit allowed for financial institutions under section 5733.45 of the Revised Code;
- (3) The credit for qualifying affiliated groups under section 5733.068 of the Revised Code;
- (4) The subsidiary corporation credit under section 5733.067 of the Revised Code;
- (5) The savings and loan assessment credit under section 5733.063 of the Revised Code;
- (6) The credit for recycling and litter prevention donations under section 5733.064 of the Revised Code;
- (7) The credit for employers that enter into agreements with child day-care centers under section 5733.36 of the Revised Code;
- (8) The credit for employers that reimburse employee child day-care expenses under section 5733.38 of the Revised Code;
- (9) The credit for maintaining railroad active grade crossing warning devices under section 5733.43 of the Revised Code;
- (10) The credit for purchases of lights and reflectors under section 5733.44 of the Revised Code;
- (11) The job retention credit under division (B) of section 5733.0610 of the Revised Code;
- (12) The credit for losses on loans made under the Ohio venture capital program under sections 150.01 to 150.10 of the Revised Code if the taxpayer elected a nonrefundable credit under section 150.07 of the Revised Code;
- (13) The credit for purchases of new manufacturing machinery and

equipment under section 5733.31 or section 5733.311 of the Revised Code;

(14) The second credit for purchases of new manufacturing machinery and equipment under section 5733.33 of the Revised Code;

(15) The job training credit under section 5733.42 of the Revised Code;

(16) The credit for qualified research expenses under section 5733.351 of the Revised Code;

(17) The enterprise zone credit under section 5709.66 of the Revised Code;

(18) The credit for the eligible costs associated with a voluntary action under section 5733.34 of the Revised Code;

(19) The credit for employers that establish on-site child day-care under section 5733.37 of the Revised Code;

(20) The ethanol plant investment credit under section 5733.46 of the Revised Code;

(21) The credit for purchases of qualifying grape production property under section 5733.32 of the Revised Code;

(22) The export sales credit under section 5733.069 of the Revised Code;

(23) The credit for research and development and technology transfer investors under section 5733.35 of the Revised Code;

(24) The enterprise zone credits under section 5709.65 of the Revised Code;

(25) The credit for using Ohio coal under section 5733.39 of the Revised Code;

(26) The research and development credit under section 5733.352 of the Revised Code;

(27) The credit for small telephone companies under section 5733.57 of the Revised Code;

~~(27)~~(28) The credit for eligible nonrecurring 9-1-1 charges under section 5733.55 of the Revised Code;

~~(28)~~(29) The credit for providing programs to aid the communicatively impaired under section 5733.56 of the Revised Code;

~~(29)~~(30) The refundable jobs creation credit under division (A) of section 5733.0610 of the Revised Code;

~~(28)~~(30)(31) The refundable credit for tax withheld under division (B)(2) of section 5747.062 of the Revised Code;

~~(29)~~(31)(32) The credit for losses on loans made to the Ohio venture capital program under sections 150.01 to 150.10 of the Revised Code if the

taxpayer elected a refundable credit under section 150.07 of the Revised Code;

(33) The refundable credit for qualifying employee health plans under section 5733.47 of the Revised Code.

(B) For any credit except the credits enumerated in divisions (A)~~(29)~~, (30), ~~and (29)~~ (31), (32), and (33) of this section, the amount of the credit for a tax year shall not exceed the tax due after allowing for any other credit that precedes it in the order required under this section. Any excess amount of a particular credit may be carried forward if authorized under the section creating that credit.

**Sec. 5747.71.** (A) As used in this section:

(1) "Pass-through entity" includes a sole proprietorship and "pass-through entity investor" includes a sole proprietor.

(2) "Qualifying employee health plan" has the same meaning as in section 5733.47 of the Revised Code.

(B) There is hereby allowed a refundable credit against the tax imposed by section 5747.02 of the Revised Code for a taxpayer who is a pass-through entity investor in a pass-through entity the employees of which, by reason of their employment with the entity, are eligible to participate in a qualifying employee health plan. The amount of the credit for each pass-through entity shall equal one hundred dollars for each of the entity's employees participating in or covered by the plan for all or part of the entity's taxable year. A taxpayer is entitled to claim the taxpayer's distributive or proportionate share of the credit for the taxpayer's taxable year that includes the last day of the entity's taxable year, beginning with an entity's taxable year that includes January 1, 2004. The credit shall be claimed in the order prescribed by section 5747.98 of the Revised Code. If the amount of a taxpayer's credit, when claimed in that order, exceeds the amount of tax otherwise due under section 5747.02 of the Revised Code, the taxpayer is entitled to a refund of the excess.

**Sec. 5747.98.** (A) To provide a uniform procedure for calculating the amount of tax due under section 5747.02 of the Revised Code, a taxpayer shall claim any credits to which the taxpayer is entitled in the following order:

(1) The retirement income credit under division (B) of section 5747.055 of the Revised Code;

(2) The senior citizen credit under division (C) of section 5747.05 of the Revised Code;

(3) The lump sum distribution credit under division (D) of section 5747.05 of the Revised Code;

(4) The dependent care credit under section 5747.054 of the Revised Code;

(5) The lump sum retirement income credit under division (C) of section 5747.055 of the Revised Code;



(6) The lump sum retirement income credit under division (D) of section 5747.055 of the Revised Code;

(7) The lump sum retirement income credit under division (E) of section 5747.055 of the Revised Code;

(8) The credit for displaced workers who pay for job training under section 5747.27 of the Revised Code;

(9) The campaign contribution credit under section 5747.29 of the Revised Code;

(10) The twenty-dollar personal exemption credit under section 5747.022 of the Revised Code;

(11) The joint filing credit under division (G) of section 5747.05 of the Revised Code;

(12) The nonresident credit under division (A) of section 5747.05 of the Revised Code;

(13) The credit for a resident's out-of-state income under division (B) of section 5747.05 of the Revised Code;

(14) The credit for employers that enter into agreements with child day-care centers under section 5747.34 of the Revised Code;

(15) The credit for employers that reimburse employee child day-care expenses under section 5747.36 of the Revised Code;

(16) The credit for adoption of a minor child under section 5747.37 of the Revised Code;

(17) The credit for purchases of lights and reflectors under section 5747.38 of the Revised Code;

(18) The job retention credit under division (B) of section 5747.058 of the Revised Code;

(19) The credit for losses on loans made under the Ohio venture capital program under sections 150.01 to 150.10 of the Revised Code if the taxpayer elected a nonrefundable credit under section 150.07 of the Revised Code;

(20) The credit for purchases of new manufacturing machinery and equipment under section 5747.26 or section 5747.261 of the Revised Code;

(21) The second credit for purchases of new manufacturing machinery and equipment and the credit for using Ohio coal under section 5747.31 of the Revised Code;

(22) The job training credit under section 5747.39 of the Revised Code;

(23) The enterprise zone credit under section 5709.66 of the Revised Code;

(24) The credit for the eligible costs associated with a voluntary action under section 5747.32 of the Revised Code;

(25) The credit for employers that establish on-site child day-care centers under section 5747.35 of the Revised Code;

(26) The ethanol plant investment credit under section 5747.75 of the Revised Code;

(27) The credit for purchases of qualifying grape production property under section 5747.28 of the Revised Code;

(28) The export sales credit under section 5747.057 of the Revised Code;

(29) The credit for research and development and technology transfer investors under section 5747.33 of the Revised Code;

(30) The enterprise zone credits under section 5709.65 of the Revised Code;

(31) The research and development credit under section 5747.331 of the Revised Code;

(32) The refundable jobs creation credit under division (A) of section 5747.058 of the Revised Code;

(33) The refundable credit for taxes paid by a qualifying entity granted under section 5747.059 of the Revised Code;

(34) The refundable credits for taxes paid by a qualifying pass-through entity granted under division (J) of section 5747.08 of the Revised Code;

(35) The refundable credit for tax withheld under division (B)(1) of section 5747.062 of the Revised Code;

(36) The credit for losses on loans made to the Ohio venture capital program under sections 150.01 to 150.10 of the Revised Code if the taxpayer elected a refundable credit under section 150.07 of the Revised Code;

(37) The refundable credit for qualifying employee health plans under section 5747.71 of the Revised Code.

(B) For any credit, except the credits enumerated in divisions (A)(32) to ~~(36)~~(37) of this section and the credit granted under division (I) of section 5747.08 of the Revised Code, the amount of the credit for a taxable year shall not exceed the tax due after allowing for any other credit that precedes it in the order required under this section. Any excess amount of a particular credit may be carried forward if authorized under the section creating that credit. Nothing in this chapter shall be construed to allow a taxpayer to claim, directly or indirectly, a credit more than once for a taxable year."

In line 727, delete "and"; after "3923.51" insert ", 5733.98, and 5747.98"

After line 743, insert:

**"Section 4.** Section 5733.98 of the Revised Code is presented in this act as a composite of the section as amended by both Am. Sub. H.B. 1 and Am. Sub. H.B. 95 of the 125th 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."

In line 2 of the title, delete the first "and"; after "3923.51" insert ", 5733.98, and 5747.98"

In line 3 of the title, delete "and" and insert a comma; after "3923.282" insert ", 5733.47, and 5747.71"

In line 7 of the title, after "illnesses" insert "and to authorize a business tax credit for employers providing nondiscriminatory plans to employees"

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

Representative Hollister 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 65, nays 27, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Beatty	Book	Brown
Callender	Calvert	Carano	Chandler
Clancy	Combs	Daniels	DeBose
Domenick	Driehaus	Evans C.	Evans D.
Flowers	Gibbs	Hagan	Hartnett
Harwood	Hollister	Hoops	Husted
Kearns	Key	Kilbane	Koziura
Latta	Martin	Miller	Niehaus
Oelslager	Olman	Otterman	Perry
Peterson	Price	Raga	Rausen
Reidelbach	Reinhard	Schlichter	Schmidt
Schneider	Seitz	Setzer	Sferra
Skindell	Stewart D.	Stewart J.	Strahorn
Sykes	Trakas	Ujvagi	Walcher
Webster	White	Widowfield	Willamowski
Wolpert	Woodard	Yates	Young
			Householder-65.

Those who voted in the negative were: Representatives

Barrett	Blasdel	Brinkman	Buehrer
Carmichael	Cirelli	Collier	DeGeeter
DeWine	Distel	Faber	Fessler
Gilb	Grendell	Hughes	Mason
McGregor	Patton T.	Redfern	Schaffer
Seaver	Smith G.	Taylor	Wagner
Widener	Williams		Wilson-27.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Blasdel moved to amend as follows:

In line 498, after "(B)" insert "(1)"

In line 506, delete "(1)" and insert "(a)"

In line 515, delete "(2)" and insert "(b)"

Between lines 517 and 518, insert:

"(2) The amount paid under this division for a service related to diagnosis or treatment shall not exceed the lesser of the amount that would be paid for the same service under the medicare program, Title XIX of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C.A. 301, as amended, or the medicaid program, Title XVIII of the "Social Security Act" and Chapter 5111. of the Revised Code."

In line 553, after "(B)" insert "(1)"

In line 560, delete "(1)" and insert "(a)"

In line 569, delete "(2)" and insert "(b)"

Between lines 571 and 572, insert:

"(2) The amount paid under this division for a service related to diagnosis or treatment shall not exceed the lesser of the amount that would be paid for the same service under the medicare program, Title XIX of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C.A. 301, as amended, or the medicaid program, Title XVIII of the "Social Security Act" and Chapter 5111. of the Revised Code."

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

Representative Hollister 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 35, as follows:

Those who voted in the affirmative were: Representatives

- |             |            |           |                 |
|-------------|------------|-----------|-----------------|
| Aslanides   | Barrett    | Beatty    | Brown           |
| Callender   | Calvert    | Chandler  | Cirelli         |
| Clancy      | Combs      | DeBose    | DeGeeter        |
| Distel      | Domenick   | Driehaus  | Evans C.        |
| Evans D.    | Flowers    | Hagan     | Hartnett        |
| Harwood     | Hollister  | Kearns    | Key             |
| Kilbane     | Koziura    | Latta     | Mason           |
| Miller      | Niehaus    | Oelslager | Olman           |
| Otterman    | Perry      | Peterson  | Price           |
| Redfern     | Schlichter | Schmidt   | Schneider       |
| Setzer      | Sferra     | Skindell  | Stewart D.      |
| Stewart J.  | Strahorn   | Sykes     | Trakas          |
| Ujvagi      | Walcher    | White     | Widowfield      |
| Willamowski | Woodard    | Yates     | Householder-56. |

Those who voted in the negative were: Representatives

Blasdel	Book	Brinkman	Buehrer
Carano	Carmichael	Collier	Daniels
DeWine	Faber	Fessler	Gibbs
Gilb	Grendell	Hoops	Hughes
Husted	McGregor	Patton T.	Raga
Rausen	Reidelbach	Reinhard	Schaffer
Seaver	Seitz	Smith G.	Taylor
Wagner	Webster	Widener	Williams
Wilson	Wolpert		Young-35.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Martin moved to amend as follows:

In line 63, delete "division" and insert "divisions"; after "(A)(2)" insert "(3), or (4)"

Between lines 94 and 95, insert:

"(3) Coverage required under division (A)(1) of section 1751.01 of the Revised Code shall not apply to any policy, contract, or agreement offered by a health insuring corporation to an employer of one hundred or fewer employees.

"(4) Coverage required under division (A)(1) of section 1751.01 of the Revised Code shall not apply to any policy, contract, or agreement offered by a health insuring corporation to an employer of more than one hundred employees if the health insuring corporation files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the health insuring corporation for any policy, contract, or agreement will increase by more than one per cent per year as a result of adding coverage for diagnostic and treatment services for biologically based mental illnesses to the offer of coverage for all other listed basic health care services."

In line 498, after the underlined comma insert "and subjectto divisions (E) and (F) of this section."

Between lines 539 and 540, insert:

"(E) Coverage required under division (B) of this section shall not apply to an insurer that offers a group policy of sickness and accident insurance offered to an employer of one hundred or fewer employees.

(F) An insurer that offers a group policy of sickness and accident insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses pursuant to division (B) of this section if the policy covers more than one hundred employees and the insurer files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the insurer will increase by more than one per cent per year as a result of adding coverage for diagnostic and treatment services forbiologically

based mental illnesses to the offer of coverage for all other physical diseases and disorders."

In line 553, after the underlined comma insert "and subject to divisions (F) and (G) of this section"

Between lines 596 and 597, insert:

"(F) Coverage required under division (B) of this section shall not apply to an insurer that offers a plan of health insurance to an employer of one hundred or fewer employees."

(G) An insurer that offers a plan of health insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses in combination with the benefits for the treatment and diagnosis of all other physical diseases and disorders as described in division (B) of this section if the plan covers more than one hundred employees and the insurer files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the insurer will increase by more than one per cent per year as a result of adding coverage for diagnostic and treatment services for biologically based mental illnesses to the offer of coverage for all other physical diseases and disorders."

In line 4 of the title, after "prohibit" insert ", subject to certain exceptions,"

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

Representative Schneider 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 45, nays 47, as follows:

Those who voted in the affirmative were: Representatives

- |            |             |            |                 |
|------------|-------------|------------|-----------------|
| Barrett    | Beatty      | Brown      | Callender       |
| Chandler   | Cirelli     | Combs      | DeBose          |
| Domenick   | Driehaus    | Evans D.   | Hartnett        |
| Hollister  | Kearns      | Key        | Kilbane         |
| Koziura    | Mason       | Miller     | Niehaus         |
| Oelslager  | Olman       | Otterman   | Patton T.       |
| Perry      | Peterson    | Price      | Redfern         |
| Schmidt    | Schneider   | Setzer     | Sferra          |
| Skindell   | Stewart D.  | Stewart J. | Strahorn        |
| Sykes      | Ujvagi      | Walcher    | White           |
| Widowfield | Willamowski | Woodard    | Yates           |
|            |             |            | Householder-45. |

Those who voted in the negative were: Representatives

- |           |         |          |            |
|-----------|---------|----------|------------|
| Aslanides | Blasdel | Book     | Brinkman   |
| Buehrer   | Calvert | Carano   | Carmichael |
| Clancy    | Collier | Daniels  | DeGeeter   |
| DeWine    | Distel  | Evans C. | Faber      |
| Fessler   | Flowers | Gibbs    | Gilb       |

Grendell	Hagan	Harwood	Hoops
Hughes	Husted	Latta	Martin
McGregor	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Schlichter	Seaver
Seitz	Smith G.	Taylor	Trakas
Wagner	Webster	Widener	Williams
Wilson	Wolpert		Young-47.

The motion to amend was not laid on the table.

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

Representative Redfern 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 50, nays 42, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Beatty	Book	Brown
Callender	Chandler	Cirelli	Clancy
Combs	DeBose	DeGeeter	Domenick
Driehaus	Evans C.	Hartnett	Harwood
Hollister	Kearns	Key	Kilbane
Koziura	Latta	Mason	Miller
Niehaus	Oelslager	Olman	Otterman
Perry	Peterson	Price	Redfern
Schlichter	Schmidt	Schneider	Setzer
Sferra	Skindell	Stewart D.	Stewart J.
Strahorn	Sykes	Trakas	Ujvagi
Webster	White	Willamowski	Woodard
Yates			Householder-50.

Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Buehrer
Calvert	Carano	Carmichael	Collier
Daniels	DeWine	Distel	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Grendell	Hagan	Hoops
Hughes	Husted	Martin	McGregor
Patton T.	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Seaver	Seitz
Smith G.	Taylor	Wagner	Walcher
Widener	Widowfield	Williams	Wilson
Wolpert			Young-42.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Martin moved to amend as follows:

In line 63, delete "division" and insert "divisions"; after "(A)(2)" insert "(3), or (4)"

Between lines 94 and 95, insert:

"(3) Coverage required under division (A)(1) of section 1751.01 of the Revised Code shall not apply to any policy, contract, or agreement offered by a health insuring corporation to an employer of fifty or fewer employees.

(4) Coverage required under division (A)(1) of section 1751.01 of the Revised Code shall not apply to any policy, contract, or agreement offered by a health insuring corporation to an employer of more than fifty employees if the health insuring corporation files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the health insuring corporation for any policy, contract, or agreement will increase by more than one per cent per year as a result of adding coverage for diagnostic and treatment services for biologically based mental illnesses to the offer of coverage for all other listed basic health care services."

In line 498, after the underlined comma insert "and subject to divisions (E) and (F) of this section."

Between lines 539 and 540, insert:

"(E) Coverage required under division (B) of this section shall not apply to an insurer that offers a group policy of sickness and accident insurance offered to an employer of fifty or fewer employees.

(F) An insurer that offers a group policy of sickness and accident insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses pursuant to division (B) of this section if the policy covers more than fifty employees and the insurer files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the insurer will increase by more than one per cent per year as a result of adding coverage for diagnostic and treatment services for biologically based mental illnesses to the offer of coverage for all other physical diseases and disorders."

In line 553, after the underlined comma insert "and subject to divisions (F) and (G) of this section"

Between lines 596 and 597, insert:

"(F) Coverage required under division (B) of this section shall not apply to an insurer that offers a plan of health insurance to an employer of fifty or fewer employees."

(G) An insurer that offers a plan of health insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses in combination with the benefits for the treatment and diagnosis of all other physical diseases and disorders as described in division (B) of this section if the plan covers more than fifty employees and the insurer files a certified statement with the Superintendent of Insurance attesting that the premiums or rates charged by the insurer will increase by more than one per cent per year as a



result of adding coverage for diagnostic and treatment services for biologically based mental illnesses to the offer of coverage for all other physical diseases and disorders."

In line 4 of the title, after "prohibit" insert ", subject to certain exceptions,"

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

Representative Miller 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 45, nays 47, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Beatty	Book	Brown
Callender	Chandler	Cirelli	Clancy
Combs	DeBose	DeGeeter	Domenick
Driehaus	Hartnett	Hollister	Kearns
Key	Kilbane	Koziura	Latta
Miller	Niehaus	Oelslager	Olman
Otterman	Perry	Peterson	Price
Redfern	Schmidt	Schneider	Sferra
Skindell	Stewart D.	Stewart J.	Strahorn
Sykes	Trakas	Ujvagi	Webster
White	Willamowski	Woodard	Yates
			Householder-45.

Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Buehrer
Calvert	Carano	Carmichael	Collier
Daniels	DeWine	Distel	Evans C.
Evans D.	Faber	Fessler	Flowers
Gibbs	Gilb	Grendell	Hagan
Harwood	Hoops	Hughes	Husted
Martin	Mason	McGregor	Patton T.
Raga	Rausen	Reidelbach	Reinhard
Schaffer	Schlichter	Seaver	Seitz
Setzer	Smith G.	Taylor	Wagner
Walcher	Widener	Widowfield	Williams
Wilson	Wolpert		Young-47.

The motion to amend was not laid on the table.

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

Representative Skindell 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 48, nays 44, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Beatty	Book	Brown
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Callender	Carano	Chandler	Cirelli
Clancy	Combs	DeBose	DeGeeter
Domenick	Driehaus	Evans C.	Hartnett
Harwood	Hollister	Kearns	Key
Kilbane	Koziura	Latta	Miller
Niehaus	Oelslager	Olman	Otterman
Perry	Peterson	Price	Redfern
Schmidt	Schneider	Sferra	Skindell
Stewart D.	Stewart J.	Strahorn	Sykes
Trakas	Ujvagi	Webster	White
Willamowski	Woodard	Yates	Householder-48.

Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Buehrer
Calvert	Carmichael	Collier	Daniels
DeWine	Distel	Evans D.	Faber
Fessler	Flowers	Gibbs	Gilb
Grendell	Hagan	Hoops	Hughes
Husted	Martin	Mason	McGregor
Patton T.	Raga	Rausen	Reidelbach
Reinhard	Schaffer	Schlichter	Seaver
Seitz	Setzer	Smith G.	Taylor
Wagner	Walcher	Widener	Widowfield
Williams	Wilson	Wolpert	Young-44.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Grendell moved to amend as follows:

In line 63, delete "division" and insert "divisions"; after "(2)" insert "and (3)"

In line 93, after "illnesses" insert "in combination"

Between lines 94 and 95 insert:

"(3) A health insuring corporation that offers coverage for basic health care services is not required to offer coverage for diagnostic and treatment services for biologically based mental illnesses in combination with the offer of coverage for all other listed basic health care services if all of the following apply:

(a) The health insuring corporation submits documentation certified by an independent member of the American academy of actuaries to the superintendent of insurance showing that actual claims for diagnostic and treatment services for biologically based mental illnesses incurred for a period of at least six months independently caused the health insuring corporation's costs for claims and administrative expenses for the coverage of basic health care services to increase by more than one per cent per year.

(b) The health insuring corporation submits a signed letter from an

independent member of the American academy of actuaries to the superintendent of insurance opining that the increase in costs described in division (A)(3)(a) of this section could reasonably justify an increase of more than one per cent in the annual premiums or rates charged by the health insuring corporation for the coverage of basic health care services.

(c) The superintendent of insurance makes the following determinations from the documentation and opinion submitted pursuant to divisions (A)(3)(a) and (b) of this section:

(i) Actual claims for diagnostic and treatment services for biologically based mental illnesses incurred for a period of at least six months independently caused the health insuring corporation's costs for claims and administrative expenses for the coverage of basic health care services to increase by more than one per cent per year.

(ii) The increase in costs reasonably justifies an increase of more than one per cent in the annual premiums or rates charged by the health insuring corporation for the coverage of basic health care services.

Any determination made by the superintendent under this division is final."

In line 498, after the underlined comma insert "and subject to division (E) of this section."

Between lines 539 and 540, insert:

"(E) An insurer that offers a group policy of sickness and accident insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses pursuant to division (B) of this section if all of the following apply:

(1) The insurer submits documentation certified by an independent member of the American academy of actuaries to the superintendent of insurance showing that actual claims for diagnostic and treatment services for biologically based mental illnesses incurred for a period of at least six months independently caused the insurer's costs for claims and administrative expenses for the coverage of all other physical diseases and disorders to increase by more than one per cent per year.

(2) The insurer submits a signed letter from an independent member of the American academy of actuaries to the superintendent of insurance opining that the increase described in division (E)(1) of this section could reasonably justify an increase of more than one per cent in the annual premiums or rates charged by the insurer for the coverage of all other physical diseases and disorders.

(3) The superintendent of insurance makes the following determinations from the documentation and opinion submitted pursuant to divisions (E)(1) and (2) of this section:

(a) Actual claims for diagnostic and treatment services for biologically

based mental illnesses incurred for a period of at least six months independently caused the insurer's costs for claims and administrative expenses for the coverage of all other physical diseases and disorders to increase by more than one per cent per year.

(b) The increase in costs reasonably justifies an increase of more than one per cent in the annual premiums or rates charged by the insurer for the coverage of all other physical diseases and disorders.

Any determination made by the superintendent under this division is final."

In line 553, after the underlined comma insert "and subject to division (F) of this section."

Between lines 596 and 597, insert:

"(F) An insurer that offers a plan of health insurance is not required to provide benefits for the diagnosis and treatment of biologically based mental illnesses in combination with benefits for the treatment and diagnosis of all other physical diseases and disorders as described in division (B) of this section if all of the following apply:

(1) The insurer submits documentation certified by an independent member of the American academy of actuaries to the superintendent of insurance showing that actual claims for diagnostic and treatment services for biologically based mental illnesses incurred for a period of at least six months independently caused the insurer's costs for claims and administrative expenses for the coverage of all other physical diseases and disorders to increase by more than one per cent per year.

(2) The insurer submits a signed letter from an independent member of the American academy of actuaries to the superintendent of insurance opining that the increase described in division (F)(1) of this section could reasonably justify an increase of more than one per cent in the annual premiums or rates charged by the insurer for the coverage of all other physical diseases and disorders.

(3) The superintendent of insurance makes the following determinations from the documentation and opinion submitted pursuant to divisions (F)(1) and (2) of this section:

(a) Actual claims for diagnostic and treatment services for biologically based mental illnesses incurred for a period of at least six months independently caused the insurer's costs for claims and administrative expenses for the coverage of all other physical diseases and disorders to increase by more than one per cent per year.

(b) The increase in costs reasonably justifies an increase of more than one per cent in the annual premiums or rates charged by the insurer for the coverage of all other physical diseases and disorders.

Any determination made by the superintendent under this division is

"

In line 4 of the title, after "prohibit" insert ", subject to certain exceptions,"

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

The yeas and nays were taken and resulted - yeas 61, nays 31, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Beatty	Book	Brown
Buehrer	Calvert	Carano	Cirelli
Clancy	DeBose	DeGeeter	DeWine
Distel	Driehaus	Flowers	Gilb
Grendell	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Kearns	Key	Kilbane	Latta
Mason	McGregor	Miller	Oelslager
Olman	Otterman	Perry	Peterson
Price	Raga	Schlichter	Schmidt
Schneider	Seaver	Seitz	Sferra
Skindell	Smith G.	Stewart D.	Stewart J.
Strahorn	Sykes	Trakas	Ujvagi
Wagner	Webster	Widener	Willamowski
Wilson	Wolpert	Woodard	Young
			Householder-61.

Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Callender
Carmichael	Chandler	Collier	Combs
Daniels	Domenick	Evans C.	Evans D.
Faber	Fessler	Gibbs	Koziura
Martin	Niehaus	Patton T.	Rausen
Redfern	Reidelbach	Reinhard	Schaffer
Setzer	Taylor	Walcher	White
Widowfield	Williams		Yates-31.

The motion was agreed to and the bill so amended.

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

The yeas and nays were taken and resulted - yeas 52, nays 40, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Beatty	Book	Brown
Callender	Calvert	Chandler	Cirelli
Clancy	DeBose	DeGeeter	Distel
Driehaus	Flowers	Grendell	Hagan
Hartnett	Hollister	Kearns	Key
Kilbane	Koziura	Latta	Mason
Miller	Oelslager	Olman	Otterman
Perry	Peterson	Price	Redfern
Schlichter	Schmidt	Schneider	Seitz
Sferra	Skindell	Stewart D.	Stewart J.
Strahorn	Sykes	Trakas	Ujvagi

Webster Woodard	Widowfield Yates	Willamowski Young	Williams Householder-52.
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Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Buehrer
Carano	Carmichael	Collier	Combs
Daniels	DeWine	Domenick	Evans C.
Evans D.	Faber	Fessler	Gibbs
Gilb	Harwood	Hoops	Hughes
Husted	Martin	McGregor	Niehaus
Patton T.	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Seaver	Setzer
Smith G.	Taylor	Wagner	Walcher
White	Widener	Wilson	Wolpert-40.

The bill passed.

Representative Olman moved to amend the title as follows:

Add the names: "Barrett, Beatty, Brown, Chandler, DeGeeter, Key, Kilbane, Koziura, Mason, Miller, Otterman, Perry, Peterson, Price, Redfern, Skindell, D. Stewart, Strahorn, Sykes, Ujvagi, Woodard, Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 318**-Representatives Seitz, Fessler, Distel, McGregor, Webster, Husted, Willamowski, Aslanides, Martin, Raussen, Carano, Reidelbach, DePiero, Calvert, Widener, Hoops, Gibbs, Young.

To amend section 2107.27 and to enact section 2107.24 of the Revised Code to provide a procedure for a probate court to treat a document as a will notwithstanding its noncompliance with the statutory formalities for executing wills, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brinkman	Brown	Buehrer
Callender	Calvert	Carano	Carmichael
Chandler	Cirelli	Clancy	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Husted	Kearns
Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller

Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Rausen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

The bill passed.

Representative Seitz moved to amend the title as follows:

Add the names: "Barrett, Beatty, Book, Brown, Buehrer, Chandler, Clancy, Collier, Daniels, DeBose, DeGeeter, Domenick, C. Evans, Flowers, Gilb, Hartnett, Harwood, Hollister, Hughes, Key, Latta, Martin, Mason, Miller, Niehaus, Otterman, T. Patton, Perry, Price, Schmidt, Schneider, Setzer, G. Smith, J. Stewart, Strahorn, Taylor, Walcher, Woodard, Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 388**-Representatives Latta, Kearns, Willamowski, Hughes, Calvert, D. Evans, Flowers, Grendell.

To enact section 2503.45 of the Revised Code to authorize the Supreme Court to create a board, commission, or other entity to operate and maintain the facilities and attendant exterior grounds of the state-owned real estate located in Franklin County that this act conveys, to exempt that real estate from taxation and assessments, to authorize the conveyance of that real estate to the Supreme Court, 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 77, nays 15, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brown	Calvert	Carano
Carmichael	Chandler	Cirelli	Clancy
Collier	Combs	Daniels	DeBose
DeGeeter	Distel	Domenick	Driehaus
Evans C.	Evans D.	Flowers	Gibbs
Gilb	Grendell	Hagan	Hartnett
Harwood	Hoops	Husted	Kearns
Key	Kilbane	Koziura	Latta

Martin	Mason	McGregor	Niehaus
Oelslager	Olman	Otterman	Patton T.
Perry	Peterson	Price	Raga
Rausen	Reinhard	Schaffer	Schlichter
Schmidt	Schneider	Seaver	Seitz
Setzer	Sferra	Smith G.	Stewart D.
Stewart J.	Sykes	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widowfield	Willamowski	Williams
Wilson	Wolpert	Woodard	Yates
			Householder-77.

Those who voted in the negative were: Representatives

Brinkman	Buehrer	Callender	DeWine
Faber	Fessler	Hollister	Hughes
Miller	Redfern	Reidelbach	Skindell
Strahorn	Widener		Young-15.

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 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brinkman	Brown	Buehrer
Callender	Calvert	Carano	Carmichael
Chandler	Cirelli	Clancy	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Husted	Kearns
Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller
Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Rausen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

The bill having received the required constitutional majority, passed as an



emergency measure.

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. 149** - Representatives Fessler, Seitz, Williams, Gilb, Brinkman, Perry, Reidelbach, Walcher, Book, Harwood, Hollister, Mason, S. Smith, Widowfield, Willamowski, Barrett, Beatty, Blasdel, Brown, Buehrer, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Faber, Flowers, Gibbs, Grendell, Hagan, Hoops, Hughes, Jerse, Jolivet, Kearns, Kilbane, Latta, Martin, McGregor, Miller, Oelslager, Olman, Otterman, T. Patton, Price, Schaffer, Schmidt, Schneider, Seaver, Setzer, Skindell, D. Stewart, J. Stewart, Sykes, Taylor, Trakas, Wagner, Webster, White, Wolpert, Yates, Young. Senators Stivers, Armbruster, Blessing, Carey, Coughlin, Dann, Fedor, Randy Gardner, Hagan, Harris, Padgett, Schuring, Spada, Zurz, DiDonato, White, Fingerhut, Miller, Nein, Mumper, Austria, Amstutz, Prentiss, Mallory, Robert Gardner, Jacobson, Jordan, Hottinger

To amend sections 3119.60, 3119.61, 3119.71, and 3119.74 and to enact sections 3119.77, 3119.771, 3119.772, and 3119.773 of the Revised Code to provide for review of a child support order at the request of a member of the uniformed services called to active military service.

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

In line 221, delete "Soldier's and Sailor's" and insert "Servicemembers"

In line 222, delete "of 1940"; after the underlined comma insert "117 Stat. 2835 (2003)"; after "501" insert "et. seq., as amended"

Attest:

MATTHEW T. SCHULER,  
Clerk.

Representative Clancy moved that Joint Rule No. 16, be suspended and that the Senate amendments to **Am. Sub. H. B. No. 149**-Representative Fessler, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. Sub. H. B. No. 149**-Representative Fessler, et al., were taken up for consideration.

**Am. Sub. H. B. No. 149**-Representatives Fessler, Seitz, Williams, Gilb,

Brinkman, Perry, Reidelbach, Walcher, Book, Harwood, Hollister, Mason, S. Smith, Widowfield, Willamowski, Barrett, Beatty, Blasdel, Brown, Buehrer, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Faber, Flowers, Gibbs, Grendell, Hagan, Hoops, Hughes, Jerse, Jolivette, Kearns, Kilbane, Latta, Martin, McGregor, Miller, Oelslager, Olman, Otterman, T. Patton, Price, Schaffer, Schmidt, Schneider, Seaver, Setzer, Skindell, D. Stewart, J. Stewart, Sykes, Taylor, Trakas, Wagner, Webster, White, Wolpert, Yates, Young. -Senators Stivers, Armbruster, Blessing, Carey, Coughlin, Dann, Fedor, Randy Gardner, Hagan, Harris, Padgett, Schuring, Spada, Zurz, DiDonato, White, Fingerhut, Miller, Nein, Mumper, Austria, Amstutz, Prentiss, Mallory, Robert Gardner, Jacobson, Jordan, Hottinger.

To amend sections 3119.60, 3119.61, 3119.71, and 3119.74 and to enact sections 3119.77, 3119.771, 3119.772, and 3119.773 of the Revised Code to provide for review of a child support order at the request of a member of the uniformed services called to active military service.

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

The yeas and nays were taken and resulted - yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brinkman	Brown	Buehrer
Callender	Calvert	Carano	Carmichael
Chandler	Cirelli	Clancy	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Husted	Kearns
Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller
Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Raussen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

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. Sub. H. B. No. 161** - Representatives Seitz, Willamowski, Widowfield, Grendell, Oelslager, Harwood, DePiero, Driehaus, Allen, Barrett, Beatty, Boccieri, Book, Buehrer, Cates, Cirelli, Clancy, Daniels, DeBose, Distel, Domenick, C. Evans, Faber, Gilb, Hartnett, Hughes, Jerse, Key, Mason, Niehaus, T. Patton, Price, Raga, Raussen, Schmidt, Schneider, Sferra, Skindell, G. Smith, D. Stewart, J. Stewart, Strahorn, Yates.

To amend sections 2305.09 and 2305.19 of the Revised Code to modify the period within which a plaintiff may commence a new action after the reversal of a judgment for the plaintiff or the plaintiff's failure otherwise than upon the merits, to include within the four-year statute of limitations for certain actions an action for relief on the grounds of a physical or regulatory taking of real property, and to declare an emergency.

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

In line 2 of the title, after "Code" insert "and to amend Section 3 of Am. Sub. H.B. 51 of the 125th General Assembly"

Attest:

MATTHEW T.SCHULER,  
Clerk.

Representative Clancy moved that Joint Rule No. 16, be suspended and that the Senate amendments to **Am. Sub. H. B. No. 161**-Representative Seitz, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Am. Sub. H. B. No. 161**-Representative Seitz, et al., were taken up for consideration.

**Am. Sub. H. B. No. 161**-Representatives Seitz, Willamowski, Widowfield, Grendell, Oelslager, Harwood, DePiero, Driehaus, Allen, Barrett, Beatty, Boccieri, Book, Buehrer, Cates, Cirelli, Clancy, Daniels, DeBose, Distel, Domenick, C. Evans, Faber, Gilb, Hartnett, Hughes, Jerse, Key, Mason, Niehaus, T. Patton, Price, Raga, Raussen, Schmidt, Schneider, Sferra, Skindell, G. Smith, D. Stewart, J. Stewart, Strahorn, Yates. -Senator Goodman.

To amend sections 2305.09 and 2305.19 of the Revised Code and to amend

Section 3 of Am. Sub. H.B. 51 of the 125th General Assembly to modify the period within which a plaintiff may commence a new action after the reversal of a judgment for the plaintiff or the plaintiff's failure otherwise than upon the merits, to include within the four-year statute of limitations for certain actions an action for relief on the grounds of a physical or regulatory taking of real property, and to declare an emergency.

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

The yeas and nays were taken and resulted - yeas 91, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Book
Brinkman	Brown	Buehrer	Callender
Calvert	Carano	Carmichael	Chandler
Cirelli	Clancy	Collier	Combs
Daniels	DeBose	DeGeeter	DeWine
Distel	Domenick	Driehaus	Evans C.
Evans D.	Faber	Fessler	Flowers
Gibbs	Gilb	Grendell	Hagan
Hartnett	Harwood	Hollister	Hoops
Hughes	Husted	Kearns	Key
Kilbane	Koziura	Latta	Martin
Mason	McGregor	Miller	Niehaus
Oelslager	Olman	Otterman	Patton T.
Perry	Peterson	Price	Raga
Raussen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Smith G.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Williams	Wilson	Wolpert	Woodard
Yates	Young		Householder-91.

Representative Beatty voted in the negative-1.

The Senate amendments were concurred in.

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

The yeas and nays were taken and resulted - yeas 73, nays 19, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Book
Brown	Carano	Carmichael	Chandler
Cirelli	Clancy	Collier	Combs
DeBose	DeGeeter	Distel	Domenick
Driehaus	Evans C.	Evans D.	Flowers
Gibbs	Gilb	Hagan	Hartnett
Harwood	Hoops	Hughes	Husted
Kearns	Key	Kilbane	Koziura
Latta	Martin	McGregor	Miller

Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Raussen	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Smith G.	Stewart D.	Stewart J.	Strahorn
Sykes	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Wilson	Wolpert	Yates
			Householder-73.

Those who voted in the negative were: Representatives

Beatty	Brinkman	Buehrer	Callender
Calvert	Daniels	DeWine	Faber
Fessler	Grendell	Hollister	Mason
Redfern	Skindell	Taylor	Trakas
Williams	Woodard		Young-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 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brinkman	Brown	Buehrer
Callender	Calvert	Carano	Carmichael
Chandler	Cirelli	Clancy	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Husted	Kearns
Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller
Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Raussen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

The bill having received the required constitutional majority, passed as an

emergency measure.

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. 168** - Representatives Trakas, Calvert, Koziura, Carano, Aslanides, S. Patton, Miller, D. Stewart, Reidelbach, J. Stewart, G. Smith, Otterman, Seitz, Beatty, Blasdel, Buehrer, Callender, Cates, Collier, Domenick, C. Evans, D. Evans, Flowers, Grendell, Hagan, Hartnett, Hoops, Jolivette, Niehaus, T. Patton, Peterson, Redfern, Schaffer, Schmidt, Schneider, Setzer, Taylor, Woodard, Young. Senators Harris, Stivers, Carey, Armbruster, Brady, Robert Gardner, Schuler, Spada, Zurz

To amend sections 135.143, 135.22, 135.341, 135.35, 152.17, 154.01, 154.08, 175.09, 319.302, 321.24, 321.46, 323.121, 323.31, 4503.06, 5713.20, 5719.051, 5721.10, 5721.30, 5721.31, 5721.32, 5721.33, 5721.34, 5721.37, 5721.38, 5721.39, 5721.40, and 5721.41 and to enact sections 321.47, 5721.021, and 5721.43 of the Revised Code to establish procedures for suspending the investment and portfolio management authority of a county treasurer who fails to meet the initial or continuing education requirements and transfer this authority to a county's investment advisory committee, to modify the investment authority of county treasurers, specify when penalties may be imposed on property subject to delinquent tax contracts, modify the authority of a county treasurer to compensate tax collectors of personal property taxes, authorize a county treasurer to employ tax collectors of delinquent real property taxes, modify procedures for the sale and redemption of tax certificates, prohibit certain contacts between tax certificate holders and property owners, and make other changes related to the administration of laws relating to real property, public utility property, and manufactured home taxes, to provide that bond service charges for certain state obligations may include costs related to credit enhancement facilities, and to expand the investment authority of the Treasurer of State.

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

In line 2211, after "may" insert ", with the consent of the prosecuting attorney."

In line 2212, delete "lists" and insert "list"

In line 2213, delete "5721.03" and insert "5721.011"

In line 3481, after "3." insert "If a county treasurer is able to document that the amount certified under former section 319.311 of the Revised Code and

paid under division (G)(1) of section 321.24 of the Revised Code in the state's fiscal year 2003 was incorrect, the county treasurer may file an amended certification with the Tax Commissioner not later than June 30, 2004, and the Tax Commissioner may, for purposes of division (G) of section 321.24 of the Revised Code, amend the certified amount accordingly.

**Section 4."**

In line 3493, after "**Section**" delete "**4.**" and insert "**5.**"

Attest:

MATTHEW T. SCHULER,  
Clerk.

Representative Clancy moved that Joint Rule No. 16, be suspended and that the Senate amendments to **Am. Sub. H. B. No. 168**-Representative Trakas, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 168**-Representative Trakas, et al., were taken up for consideration.

**Am. Sub. H. B. No. 168**-Representatives Trakas, Calvert, Koziura, Carano, Aslanides, S. Patton, Miller, D. Stewart, Reidelbach, J. Stewart, G. Smith, Otterman, Seitz, Beatty, Blasdel, Buehrer, Callender, Cates, Collier, Domenick, C. Evans, D. Evans, Flowers, Grendell, Hagan, Hartnett, Hoops, Jolivette, Niehaus, T. Patton, Peterson, Redfern, Schaffer, Schmidt, Schneider, Setzer, Taylor, Woodard, Young. -Senators Harris, Stivers, Carey, Armbruster, Brady, Robert Gardner, Schuler, Spada, Zurz.

To amend sections 135.143, 135.22, 135.341, 135.35, 152.17, 154.01, 154.08, 175.09, 319.302, 321.24, 321.46, 323.121, 323.31, 4503.06, 5713.20, 5719.051, 5721.10, 5721.30, 5721.31, 5721.32, 5721.33, 5721.34, 5721.37, 5721.38, 5721.39, 5721.40, and 5721.41 and to enact sections 321.47, 5721.021, and 5721.43 of the Revised Code to establish procedures for suspending the investment and portfolio management authority of a county treasurer who fails to meet the initial or continuing education requirements and transfer this authority to a county's investment advisory committee, to modify the investment authority of county treasurers, specify when penalties may be imposed on property subject to delinquent tax contracts, modify the authority of a county treasurer to compensate tax collectors of personal property taxes, authorize a county treasurer to employ tax collectors of delinquent real property taxes, modify procedures for the sale and redemption of tax certificates, prohibit certain contacts between tax certificate holders and property owners, and make other changes related to the administration of laws relating to real property, public utility property, and manufactured home taxes, to provide that bond service charges for certain state obligations may include costs related to credit enhancement facilities, and to expand the investment

authority of the Treasurer of State.

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

The yeas and nays were taken and resulted - yeas 86, nays 5, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Brinkman	Brown	Buehrer	Callender
Calvert	Carano	Carmichael	Chandler
Cirelli	Clancy	Collier	Combs
Daniels	DeBose	DeGeeter	DeWine
Distel	Domenick	Driehaus	Evans C.
Evans D.	Faber	Fessler	Flowers
Gibbs	Gilb	Grendell	Hagan
Hartnett	Harwood	Hollister	Hoops
Hughes	Husted	Kearns	Kilbane
Koziura	Latta	Martin	McGregor
Miller	Niehaus	Oelslager	Olman
Otterman	Patton T.	Perry	Peterson
Price	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Wilson	Wolpert	Woodard	Yates
Young			Householder-86.

Representatives Book, Key, Mason, Redfern, and Sykes voted in the negative-5.

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:

**Sub. H. B. No. 269** - Representatives Raga, Daniels, Walcher, Domenick, McGregor, Wolpert, Cates, Flowers, Hollister, Latta, Perry, Schneider, J. Stewart, Willamowski. Senators Carey, Harris

To authorize the conveyance of state-owned real estate located in Warren County to the city of Mason, the conveyance of state-owned real estate located in Williams County to Filling Memorial Home of Mercy, Inc., the conveyance of state-owned real estate located in Williams County to the city of Bryan, the conveyance of state-owned real estate located in Delaware County to Delaware County, and the conveyance of state-owned real estate located in Pike County to the Western Local School District.



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

Attest: MATTHEW T. SCHULER,  
Clerk.

Representative Clancy moved that Joint Rule No. 16, be suspended and that the Senate amendments to **Sub. H. B. No. 269**-Representative Raga, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 269**-Representative Raga, et al., were taken up for consideration.

**Sub. H. B. No. 269**-Representatives Raga, Daniels, Walcher, Domenick, McGregor, Wolpert, Cates, Flowers, Hollister, Latta, Perry, Schneider, J. Stewart, Willamowski. -Senators Carey, Harris, Schuler, Spada.

To authorize the conveyance of state-owned real estate located in Warren County to the city of Mason, the conveyance of state-owned real estate located in Williams County to Filling Memorial Home of Mercy, Inc., the conveyance of state-owned real estate located in Williams County to the city of Bryan, the conveyance of state-owned real estate located in Delaware County to Delaware County, and the conveyance of state-owned real estate located in Pike County to the Western Local School District.

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

The yeas and nays were taken and resulted - yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Book	Brinkman	Brown	Buehrer
Callender	Calvert	Carano	Carmichael
Chandler	Cirelli	Clancy	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Husted	Kearns
Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller
Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Rausen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher

Webster	White	Widener	Widowfield
Willamowski	Williams	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

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 adopted the following concurrent resolution in which the concurrence of the House is requested:

**S. C. R. No. 24** - Senators Schuler, Mallory, Stivers, Miller, Goodman, Prentiss

To urge the support of the adoption of a United States-Taiwan Free Trade Agreement, the Trade Act of 2002, and Taiwan's participation in the World Health Organization.

Attest: MATTHEW T. SCHULER,  
Clerk.

Representative Clancy moved that House Rules be suspended and that **S.C.R. No. 24** -Senator Schuler, et al., be read by title only and brought up for immediate adoption.

The motion was agreed to without objection.

**S. C. R. No. 24**-Senators Schuler, Mallory, Stivers, Miller, Goodman, Prentiss.

To urge the support of the adoption of a United States-Taiwan Free Trade Agreement, the Trade Act of 2002, and Taiwan's participation in the World Health Organization.

Representative Wolpert moved to amend the title as follows:

Add the names: "Flowers, Koziura, G. Smith, Wolpert."

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?"

Representative Miller moved that **S.C.R. No. 24**-Senator Schuler, et al., be referred to the committee on Commerce and Labor.

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

The yeas and nays were taken and resulted - yeas 50, nays 41, as follows:

Those who voted in the affirmative were: Representatives

Beatty	Book	Brinkman	Brown
Calvert	Carano	Chandler	Cirelli
DeGeeter	Distel	Domenick	Driehaus
Evans C.	Faber	Fessler	Grendell
Hagan	Hartnett	Harwood	Hollister
Hoops	Hughes	Kearns	Key
Kilbane	Mason	Miller	Oelslager
Otterman	Perry	Price	Raga
Redfern	Reidelbach	Schaffer	Schmidt
Seaver	Skindell	Stewart D.	Strahorn
Sykes	Taylor	Trakas	Ujvagi
Wagner	Widener	Wilson	Woodard
Yates			Young-50.

Those who voted in the negative were: Representatives

Aslanides	Barrett	Blasdel	Buehrer
Callender	Carmichael	Clancy	Collier
Combs	Daniels	DeBose	DeWine
Evans D.	Flowers	Gibbs	Gilb
Husted	Koziura	Latta	McGregor
Niehaus	Olman	Patton T.	Peterson
Rausen	Reinhard	Schlichter	Schneider
Seitz	Setzer	Sferra	Smith G.
Stewart J.	Walcher	Webster	White
Widowfield	Willamowski	Williams	Wolpert
			Householder-41.

The motion was agreed to.

The bill was ordered to be engrossed and referred to the committee on Commerce and Labor.

#### Message from the Senate

Mr. Speaker:

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

**Am. Sub. S.B. No. 2 - Senator Robert Gardner, et al.**

Attest: MATTHEW T.SCHULER,  
Clerk.

Message from the Senate

Mr. Speaker:

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

**Sub. S. B. No. 106** - Senators Carey, Mumper, Stivers, Harris, Prentiss, Spada, Hottinger, Padgett, Schuler

To amend sections 4735.03, 4735.04, 4735.05, 4735.051, 4735.06, 4735.09, 4735.13, 4735.14, 4735.141, 4735.15, 4735.53, 4735.58, 4735.70, 4735.71, and 4735.72, to enact new sections 4735.56 and 4735.57 and sections 4735.181 and 4735.182, and to repeal sections 4735.56, 4735.57, and 4735.73 of the Revised Code to modify agency relationships between real estate licensees and customers, including disclosures made to customers, to establish a penalty for noncompliance with disclosure requirements, and to make other changes to the Real Estate Broker Law.

Attest: MATTHEW T. SCHULER,  
Clerk.

Said bill was 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 passage of the following bill:

**Sub. H. B. No. 212** - Representatives Seitz, McGregor, Setzer, Cates, C. Evans, Wagner, Schmidt, Gilb, Husted, Williams, Blasdel, Wolpert, Schneider, Faber, Driehaus, Webster, Gibbs, Reidelbach, Raussen, Collier, G. Smith, Latta, Widener, Harwood, Book, Allen, Aslanides, Barrett, Brown, Buehrer, Calvert, Carmichael, Clancy, Core, Daniels, Domenick, Flowers, Hartnett, Hoops, Hughes, Jolivette, Key, Niehaus, Otterman, Perry, Price, Schlichter, S. Smith, J. Stewart, Taylor, Woodard. Senators Spada, Austria, Nein

To amend sections 1343.03, 2325.18, and 5703.47 and to enact sections

319.19, 1901.313, 1907.202, 2303.25, and 2323.57 of the Revised Code to change the rate of interest on money due under certain contracts and on judgments, to provide trial courts notification of the rate of interest, to specify that the rate of interest is that in effect on the date of the judgment in a civil action and remains in effect until the judgment is satisfied, to change the computation of the period for which prejudgment interest is due in certain civil actions, to preclude prejudgment interest on future damages, to require that the finder of fact in certain tort actions in which future damages are claimed specify the amount of past and future damages awarded, to modify the period of limitations for revivor of judgments, and to preclude the accrual of interest from the date a judgment becomes dormant to the date the judgment is revived.

Attest:

MATTHEW T. SCHULER,  
Clerk.

#### MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on February 3, 2004, signed the following:

**Sub. H.B. No. 272** - Representative Seitz, et al.

On motion of Representative Clancy, the House adjourned until Thursday, February 5, 2004 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.