

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**THURSDAY, FEBRUARY 5, 2004**

ONE HUNDRED FORTY-FIFTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Thursday, February 5, 2004 at 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Pursuant to House Rule No. 21, the Clerk called the House to order.

Representative McGregor was selected to preside under the Rule.

The journal of yesterday was read and approved.

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

Representative Wilson reported for the Rules and Reference Committee recommending that the following House Bills and House Joint Resolutions be considered for the second time and referred to the following committees for consideration:

**H.B. No. 391 - Representative Gilb**

TO AMEND, FOR THE PURPOSE OF ADOPTING A NEW SECTION NUMBER AS INDICATED IN PARENTHESES, SECTION 5715.271 (5715.272); AND TO ENACT NEW SECTION 5715.271 OF THE REVISED CODE TO REQUIRE COUNTY AUDITORS, RATHER THAN THE TAX COMMISSIONER, TO PERFORM SOME PROPERTY TAX EXEMPTION ADMINISTRATIVE FUNCTIONS

To the committee on County and Township Government

**H.B. No. 392- Representative Wagner, et al**

TO PERMIT A DECLARANT OF A DECLARATION OR LIVING WILL TO MAKE AN ANATOMICAL GIFT IN THE DECLARATION

To the committee on Juvenile and Family Law

**H.B. No. 393- Representative Harwood, et al**

PROVIDE THAT THE OHIO ARTS AND SPORTS FACILITIES COMMISSION MAY PARTICIPATE IN THE FINANCING OF MOTORSPORTS COMPLEXES

To the committee on Finance and Appropriations

**H.B. No. 394- Representative Redfern** TO MAKE THE POSITION OF HEAD OF THE DEPARTMENT OF INSURANCE AN ELECTIVE OFFICE AND NAME THE OFFICEHOLDER THE INSURANCE COMMISSIONER

To the committee on State Government

**H.B. No. 395- Representative Redfern**

TO PROHIBIT EMPLOYEES OF THE PUBLIC RETIREMENT SYSTEMS WHO ARE DIRECTLY INVOLVED IN THE INVESTMENT OF RETIREMENT SYSTEM FUNDS AND LAW FIRMS AND LEGAL PROFESSIONAL ASSOCIATIONS THAT CONTRACT WITH THE

STATE TO PROVIDE LEGAL SERVICES ON BEHALF OF THE STATE FROM MAKING POLITICAL CONTRIBUTIONS, TO ESTABLISH CONTRIBUTION LIMITS OF \$100 FOR CONTRIBUTIONS MADE BY INDIVIDUALS UNDER 18 YEARS OF AGE, TO REDUCE CERTAIN CONTRIBUTION LIMITS TO \$1,000, AND TO REQUIRE SPECIFIED ENTITIES THAT ENGAGE IN ANY FORM OF ADVOCACY THAT NAMES OR OTHERWISE IDENTIFIES A PARTICULAR CANDIDATE TO FILE CAMPAIGN FINANCE STATEMENTS

To the committee on State Government

**H.B. No. 396- Representative McGregor, et al**

TO CHANGE THE NAME OF THE OHIO CONSTRUCTION INDUSTRY EXAMINING BOARD TO THE OHIO CONSTRUCTION INDUSTRY LICENSING BOARD AND TO MAKE OTHER CHANGES RELATED TO THAT BOARD

To the committee on Homeland Security, Engineering, and Architectural Design

**H.B. No. 397- Representative Gilb**

TO ALLOW THE CHAIRPERSON OF THE OIL AND GAS COMMISSION TO APPOINT TEMPORARY MEMBERS TO THE COMMISSION FROM THE TECHNICAL ADVISORY COUNCIL ON OIL AND GAS WHEN A QUORUM OF THE COMMISSION CANNOT BE OBTAINED

To the committee on Energy and Environment

**H.B. No. 398- Representative J. Stewart, et al**

TO REQUIRE THE DEPARTMENT OF MENTAL HEALTH, IN COORDINATION WITH SPECIFIED AGENCIES AND ORGANIZATIONS, TO CREATE COMPILATIONS OF THE PATIENTS WHO DIED WHILE RESIDING AT PUBLIC HOSPITALS UNDER THE DEPARTMENT'S JURISDICTION AND OF THE CEMETERIES AND GRAVESITES OF THOSE PATIENTS; TO REQUIRE STATE AGENCIES, SUBJECT TO CERTAIN RESTRICTIONS, TO GRANT CEMETERY RESTORATION ORGANIZATIONS ACCESS TO THE DEATH AND BURIAL RECORDS OF THOSE PATIENTS IN ORDER TO FACILITATE THE RESTORATION OF THEIR CEMETERIES AND GRAVESITES; AND TO MAKE OTHER RELATED CHANGES

To the committee on Health

**H.J.R. No. 13 - Representative Trakas, et al**

TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATIONS OF THE STATE TO IMPLEMENT THE OHIO FIRST, SECOND, AND THIRD FRONTIERS INITIATIVE

To the committee on Finance and Appropriations

**H.J.R. No. 14 - Representative Schmidt, et al**

TO REQUIRE THAT INCREASES IN STATE TAXES BE APPROVED BY A SUPERMAJORITY OF THE MEMBERS OF EACH HOUSE OF THE GENERAL ASSEMBLY, TO PROHIBIT THE GENERAL ASSEMBLY

FROM INCREASING STATE EXPENDITURES ABOVE THE RATE OF INFLATION AND THE RATE OF THE STATE'S POPULATION GROWTH EXCEPT BY SUPERMAJORITY VOTE, TO REQUIRE THAT CERTAIN STATE TAX REVENUE IN EXCESS OF THAT EXPENDITURE LIMIT BE USED FOR STABILIZING THE BUDGET AND RESPONDING TO STATES OF EMERGENCY, AND TO PROHIBIT THE GENERAL ASSEMBLY FROM EXPENDING BUDGET STABILIZATION FUNDS EXCEPT BY A SUPERMAJORITY OF THE MEMBERS OF EACH HOUSE OF THE GENERAL ASSEMBLY  
To the committee on Ways and Means

**H.J.R. No. 15 - Representative Young, et al**

TO AUTHORIZE THE GENERAL ASSEMBLY TO DETERMINE LIMITATIONS ON DAMAGES, OTHER THAN ECONOMIC DAMAGES, IN CERTAIN CIVIL ACTIONS  
To the committee on Civil and Commercial Law

LARRY HOUSEHOLDER  
JIM CARMICHAEL  
LARRY L. FLOWERS  
THOMAS F. PATTON  
JOHN SCHLICHTER  
KATHLEEN WALCHER  
KENNETH A. CARANO  
CHARLES A. WILSON

CHARLES CALVERT  
PATRICIA M. CLANCY  
JIM HUGHES  
JON M. PETERSON  
JAMES PETER TRAKAS  
JOYCE BEATTY  
ROBERT J. OTTERMAN

Representative Reinhard 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 the House Bills and House Joint Resolutions 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 House Joint Resolutions were considered a second time and referred as recommended.

**MOTIONS AND RESOLUTIONS**

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

**H.R. No. 186 - Representative Chandler**

HONORING JOHN LOGUE AS THE RECIPIENT OF A 2003 LEADERSHIP FOR A CHANGING WORLD AWARD

/s/ LARRY HOUSEHOLDER

Larry Householder, Chair

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

The motion was agreed to.

On motion of Representative Reinhard, the House adjourned until Tuesday, February 10, 2004 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.