

OHIO

House

of

Representatives

JOURNAL

THURSDAY, FEBRUARY 19, 2004

ONE HUNDRED FORTY-NINTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, February 19, 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 Flowers was selected to preside under the Rule.

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

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 409-Representatives S. Smith, Redfern, Key, Koziura, Sykes, Otterman, Willamowski, Barrett, Hollister, Chandler, Brown, Beatty, Allen, Skindell.

To amend section 2925.01 of the Revised Code to classify formaldehyde as a harmful intoxicant.

H. B. No. 410-Representatives Trakas, McGregor, Calvert, C. Evans, Latta, Taylor, Aslanides, J. Stewart, Peterson, Clancy, Reidelbach.

To amend sections 2925.01, 2925.02, 2925.03, 2925.36, and 2925.37 of the Revised Code to increase the penalties for certain drug offenses when the offense is committed in the vicinity of a drug rehabilitation, treatment, or counseling facility.

H. B. No. 411-Representatives Seitz, Collier, Niehaus, McGregor, Aslanides, Schneider, Webster, Gilb.

To amend sections 163.02, 163.09, 163.12, 163.21, 307.08, 307.79, 307.99, 719.01, 3709.41, 6117.012, 6117.39, and 6119.11 and to enact sections 6101.181 and 6115.221 of the Revised Code to allow a county, municipal corporation, conservancy district, sanitary district, county sewer district, or regional water and sewer district to appropriate land without a prior jury assessment for the construction of sewers when the Director of Environmental Protection or a local board of health finds that unsanitary conditions compel the immediate construction of the sewers for the protection of the public health and welfare; to revise the rulemaking authority of a board of county commissioners that adopts rules governing erosion control, sediment control, and water management; to establish a penalty for violation of those rules; to authorize a board of county commissioners that has established a county sewer district to adopt rules governing the prevention of sewer back-ups; and to require health district licensing councils to meet at least annually rather than

quarterly.

Said bills were considered the first time.

Message from the Senate

Mr. Speaker:

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

H. C. R. No. 31 - Representatives Hollister, Allen, Barrett, Beatty, Clancy, Core, C. Evans, Flowers, Grendell, Hartnett, Hughes, T. Patton, Schmidt, J. Stewart, Strahorn, Ujvagi, Wilson, Miller, Niehaus, Peterson, Reidelbach. Senators Carey, Harris, Padgett, DiDonato, Spada

To urge Congress to reauthorize abandoned mine land fee collection authority, to disperse shares of that fee without an appropriation, to release the unappropriated balance in the Abandoned Mine Land Fund, and to consider reevaluating the administration of the Abandoned Mine Land Reclamation Program and the Fund.

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. 189 - Senators Harris, Amstutz, Carey, Armbruster, Austria, Coughlin, DiDonato, Mallory, Spada, Wachtmann, Zurz, Padgett, Miller, Robert Gardner, Mumper

To amend sections 9.24, 102.02, 123.01, 123.10, 124.15, 124.152, 124.181, 124.183, 124.382, 126.32, 152.09, 175.21, 3311.059, 3327.01, 3334.01, 3383.09, 3701.881, 3712.09, 3734.02, 3734.18, 3734.57, 3769.021, 3769.087, 3781.19, 4701.03, 4707.05, 4758.20, 4758.40, 4758.41, 4758.42, 4758.55, 4758.56, 4758.57, 4758.58, 4758.59, 4758.61, 5101.27, 5111.022, 5119.18, 5123.352, 5731.47, 5731.48, and 6301.03 and to repeal sections 152.101 and 901.85 of the Revised Code and to amend Section 11.04 of Am. Sub. H.B. 87 of the 125th General Assembly, as subsequently amended, and to amend Sections 8.04, 12, 41.06, 41.13, 55, 59, 59.29, 66, 89, 89.04, 89.05, 89.08, 89.11, and 145 of Am. Sub. H.B. 95 of the 125th General Assembly to make

capital reappropriations for the biennium ending June 30, 2006, to make certain supplemental and capital appropriations, and to provide authorization and conditions for the operation of state programs.

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 passed the following bill in which the concurrence of the House is requested:

Sub. S. B. No. 102 - Senators Wachtmann, Jacobson, Prentiss

To amend sections 119.12, 3733.02, 3781.06, and 4743.05 and to enact sections 4781.01, 4781.02, 4781.03, 4781.04, 4781.05, 4781.06, 4781.07, 4781.08, 4781.09, 4781.10, 4781.11, 4781.12, 4781.13, and 4781.14 of the Revised Code to establish the Ohio Manufactured Homes Commission to regulate the installation of manufactured housing in Ohio.

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 passed the following bills in which the concurrence of the House is requested:

Sub. S. B. No. 115 - Senator Robert Gardner

To amend sections 711.001, 711.10, 711.131, 713.21, and 713.22 of the Revised Code to change the definition of "subdivision" in the Platting Law, to change the procedure for the approval of plats by county or regional planning commissions, to provide different methods for implementing the statute authorizing the approval of certain subdivisions without the submission of a plat, and to permit the payment of compensation to the appointive members of

county or regional planning commissions.

Sub. S. B. No. 137 - Senators Wachtmann, Blessing, Jordan, Roberts

To amend sections 1901.01, 1901.02, 1901.03, 1901.08, 1901.34, and 1907.11 of the Revised Code to change the status of the judge of the Napoleon Municipal Court from part-time to full-time, to create the Darke County Municipal Court on January 1, 2005, to establish one full-time judgeship in that court, to abolish the Darke County County Court on that date, and to declare an emergency.

Attest:

Matthew T. Schuler,
Clerk.

Said bills were considered the first time.

Message from the Senate

Mr. Speaker:

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

Sub. S. B. No. 144 - Senators Austria, Harris, Jacobson, Jordan, Amstutz, Hottinger, Mumper, Spada

To amend sections 2907.01 and 2907.31 and to enact sections 3375.351 and 3375.352 of the Revised Code to expand the criminal offense of "disseminating matter harmful to juveniles" to also prohibit selling, providing, presenting, etc., a prepaid adult entertainment card to a juvenile; to prohibit public libraries from using state money or money from a county library and local government support fund for Internet access purposes unless they install specified types of filtering devices or filtering software and require parental approval for a juvenile to borrow library video materials; to allow a public library or its personnel to disable the filtering devices or software to enable a person to have full access to a computer for specified proper purposes; and to make funding of any public library with state money or money from a county library and local government support fund contingent upon its compliance with the filter, notice, and parental approval requirements as to use of prior state money or money from the fund.

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 passed the following bills in which the concurrence of the House is requested:

Sub. S. B. No. 164 - Senators Schuler, Blessing, Dann, Robert Gardner, Fingerhut, Hagan

To amend section 4301.22 of the Revised Code to remove under specified conditions the prohibition against allowing liquor agency stores to sell spirituous liquor on Sunday.

Am. S. B. No. 180 - Senator Hottinger

To amend sections 2301.02 and 2301.03 of the Revised Code to add one additional judge for the domestic relations division of the Licking County Court of Common Pleas to be elected in 2004, and to declare an emergency.

Attest:

Matthew T. Schuler,
Clerk.

Said bills were considered the first time.

On motion of Representative McGregor, the House adjourned until Tuesday, February 24, 2004 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.