

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MARCH 9, 2004

ONE HUNDRED FIFTY-FOURTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, March 9, 2004 at 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by Pastor Jay Lucas of the Grace Community Church in Washington Court House, Ohio, followed by the Pledge of Allegiance to the Flag.

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

The following guests of the House of Representatives were recognized by Speaker Householder prior to the commencement of business:

The Glouster Boxing Club received HR 199, presented by Representative J. Stewart-92nd district.

Wesley Clark and Heidi Dripps, guests of Representative Larry Wolpert-23rd district.

Montia Miller and Eric Campfield, guests of Representative G. Smith-24th district.

Cliff Pope, Dennis Coyle, Al Murphy, and Joe Driehaus, guests of Representatives Driehaus-31st district and Yates-33rd district.

Steve, Pam, Laura, and Greg Lynch, Skyler Beckwith, guests of Representative Ujvagi-47th district.

Students from North Middle School, guests of Representatives Faber-77th district and Willamowski-4th district.

The Lucas family, guests of Representative Schlichter-85th district.

Kevin Weaver and Valvie Wheeler, guests of Representative C. Evans-87th district.

Jason Preslar and Rose Davis, guests of Representative Distel-99th district.

MESSAGE FROM THE SPEAKER

March 5, 2004

The Honorable Larry Householder  
Speaker of the Ohio House of Representatives  
77 South High Street  
Columbus, Ohio 43215

Dear Speaker Householder:

I write to express my resignation, effective immediately, from the Ohio House of Representatives district forty-one.

I offer my best wishes as you and my valued colleagues in the Ohio House of Representatives continue to address Ohio's many important issues.

Sincerely,

/s/ BRYAN C. WILLIAMS

Bryan C. Williams

#### MESSAGE FROM THE SPEAKER

March 9, 2004

The Honorable Bryan C. Williams  
Ohio House of Representatives  
77 South High Street  
Columbus, Ohio 43215

Dear Representative Williams:

This is to acknowledge receipt and acceptance of your letter of resignation from the Ohio House of Representatives, effective March 5, 2004.

You have served your constituents well over the years, and I am confident that you will continue to do so as Director of the Summit County Board of Elections.

Sincerely,

/s/ LARRY HOUSEHOLDER

Larry Householder

Speaker

Ohio House of Representatives

Representative Cates moved that H.R. No. 200 - Speaker Householder, be brought up for immediate adoption, read by title only and spread upon the pages of the journal.

The motion was agreed to without objection.

The question being on the adoption of the resolution, reading as follows:

**H. R. No. 200-Speaker Householder.**

Relative to the election of Marilyn Slaby to fill the vacancy in the membership of the House of Representatives created by the resignation of Bryan C. Williams of the 41st House District.

*WHEREAS, Section 11 of Article II, Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and*

*WHEREAS, Bryan C. Williams of the 41st House District has resigned as a member of the House of Representatives of the 125th General Assembly effective March 5, 2004, thus creating a vacancy in the House of Representatives; therefore be it*

*RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Marilyn Slaby, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 41st House District, is hereby elected, effective March 9, 2004, pursuant to Section 11 of Article II, Ohio Constitution, as a member of the House of Representatives from the 41st House District, to fill the vacancy created by the unexpired portion of the term of said Bryan C. Williams, ending on December 31, 2004; and be it further*

*RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.*

The question being, "Shall the resolution be adopted?"

The yeas and nays were taken and resulted - yeas 59, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Blasdel	Brinkman	Buehrer
Callender	Calvert	Carmichael	Cates
Clancy	Collier	Combs	Core
Daniels	DeWine	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Hagan	Hollister	Hoops
Hughes	Husted	Kearns	Kilbane
Latta	Martin	McGregor	Niehaus
Oelslager	Olman	Patton T.	Peterson
Raga	Rausen	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Seitz
Setzer	Smith G.	Stewart J.	Taylor
Trakas	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Wolpert	Young		Householder-59.

The resolution was adopted.

Mrs. Slaby was escorted to the bar of the House by Representatives Cates,

Clancy, Trakas, Taylor, Widowfield, Redfern, Beatty, Miller, and Sykes, took the oath of office administered by the Honorable Larry Householder, Speaker of the Ohio House of Representatives, and entered upon the discharge of her duties.

State of Ohio  
County of Franklin

I, Marilyn R. Slaby, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ MARILYN R. SLABY  
Marilyn R. Slaby

Sworn to and subscribed before me this 9th day of March, 2004.

/s/ LARRY HOUSEHOLDER  
Larry Householder  
Speaker  
Ohio House of Representatives

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 422**-Representatives Carano, S. Patton, Blasdel, Boccieri, J. Stewart, Seitz, Redfern, Harwood.

To amend section 4301.62 and to enact section 4303.207 of the Revised Code to create the F-7 permit to authorize colleges and universities and professional athletic teams to allow the consumption of beer and intoxicating liquor brought into restricted areas on the property they own or lease.

**H. B. No. 423**-Representatives Webster, Calvert, C. Evans, Jerse, Kearns, Setzer, J. Stewart.

To enact section 3109.08 of the Revised Code to require parents in a proceeding for a divorce, dissolution of marriage, legal separation, annulment, or allocation of parental rights and responsibilities to consider the cost of each child's postsecondary education.

**H. B. No. 424**-Representatives McGregor, Raga, Skindell, Collier, Allen.

To amend sections 3781.19, 4105.01, 4105.011, 4105.02, 4105.05, 4105.10, 4105.12, 4105.13, 4105.15, 4105.16, 4105.17, 4105.99, and 4121.13, to amend, for the purpose of adopting a new section number as indicated in parentheses, section 4105.011 (4105.012), and to enact new section 4105.011

and sections 4105.021, 4105.022, 4105.22, and 4105.23 of the Revised Code to require the superintendent of industrial compliance to regulate elevator mechanics and elevator contractors and to make changes to the laws governing elevator servicing and inspections.

**H. B. No. 425**-Representatives J. Stewart, Aslanides, Hollister, Schaffer, Seitz.

To amend sections 3929.50, 3929.51, 3929.52, 3929.56, 3929.58, and 3929.59 of the Revised Code to remove current limits on mine subsidence coverage and change provisions governing deductibles, to remove the cap on the amount of reinsurance coverage that the mine subsidence underwriting association may offer, to end the annual distribution of excess moneys in the mine subsidence insurance fund to policyholders, to permit a representative to be elected to the mine insurance governing board without a meeting of the members, and to specify the Ohio counties in which mine subsidence insurance must be offered in connection with property and homeowners insurance.

**H. B. No. 426**-Representatives Ujvagi, McGregor, Harwood, Book, Perry, Price, Carano, Strahorn, Skindell, Brown, DeGeeter, Collier, Miller, Reidelbach, Mason, Domenick, Sferra, D. Stewart, S. Patton, Allen, Woodard, Distel, Hartnett, Redfern, Barrett, S. Smith, Driehaus, Wilson, Key, DeBose, Yates, Jerse, Schaffer, Seaver, Cirelli, Otterman, Wolpert, Beatty, Hoops, Koziura, Kearns, Olman, C. Evans, Sykes, Flowers, Latta, Fessler, Daniels, Hollister, Cates.

To amend sections 124.93, 125.111, 153.59, 153.591, 175.05, 175.06, 176.06, 717.01, 1317.06, 1317.061, 1923.02, 2927.03, 3313.64, 3915.05, 3917.06, 4112.01, 4112.02, 4112.021, 4112.04, 4112.05, 4112.08, 4117.19, 4735.16, 4735.55, 4933.12, and 4933.121 and to enact sections 173.09, 1349.02, 1349.03, 1713.60, 3332.20, and 3345.53 of the Revised Code to prohibit a retail seller in a retail installment contract from charging or collecting more than a six per cent annual percentage rate on contracts with retail buyers who are deployed on active duty; to permit a child whose parent is deployed on active duty to continue to attend school in the district in which the child's parent lived before being called to active military duty; to prohibit the eviction of a tenant who is deployed on active duty or a member of his or her immediate family from residential premises; to ensure that life insurance policies continue in force despite nonpayment of premiums during the insured's period of active duty; to prohibit discrimination under the Ohio Civil Rights Commission Law and certain other laws on the basis of military status; to prohibit a gas or electric company from disconnecting service to the residential premises of any consumer who is deployed on active duty; to require public and private institutions of higher education to grant a military leave of absence to students who are deployed on active duty, to reinstate those students to the same educational status as before active duty, and to

either partially refund paid tuition or credit paid tuition to a future academic term; to permit a person deployed on active duty to terminate a motor vehicle lease or cellular phone contract under specified conditions; and to establish a voluntary, state-sponsored "patriot discount card" program to provide reduced price discounts for merchandise and services for military personnel.

**H. B. No. 427**-Representative Martin.

To amend sections 5709.62, 5709.63, and 5709.631 of the Revised Code and to amend Sections 38 and 38.20 of Am. Sub. H.B. 95 of the 125th General Assembly to increase from 10 to 15 the number of years enterprise zones or urban jobs and enterprise zone agreements may exempt property from taxation, subject to school board approval; to create the Job Development Initiatives Fund and transfer up to \$25.8 million of unclaimed funds to it; and to make appropriations.

Said bills were considered the first time.

**CONSIDERATION OF SENATE AMENDMENTS**

The Senate amendments to **Sub. H. B. No. 275**-Representative Key, et al., were taken up for consideration.

**Sub. H. B. No. 275**-Representatives Key, Allen, Otterman, C. Evans, Redfern, Seitz, Domenick, Barrett, Jolivette, Schaffer, Sykes, D. Stewart, Sferra, Strahorn, Ujvagi, DeBose, Beatty, S. Smith, Fessler, Boccieri, Calvert, Core, DeWine, Faber, Flowers, Grendell, Hartnett, Hoops, Hughes, Husted, Jerse, Kearns, Miller, S. Patton, T. Patton, Peterson, Schlichter, Schmidt, J. Stewart, Trakas, Webster, Wilson, Aslanides, Book, Brown, Buehrer, Callender, Carano, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Daniels, Distel, Driehaus, D. Evans, Gibbs, Gilb, Hagan, Harwood, Kilbane, Koziura, Latta, Martin, Mason, McGregor, Niehaus, Oelslager, Olman, Perry, Price, Raga, Raussen, Reidelbach, Reinhard, Schneider, Seaver, Setzer, Skindell, G. Smith, Taylor, Wagner, Walcher, White, Widener, Widowfield, Willamowski, Woodard, Yates, Young. -Senators Harris, Randy Gardner, Fedor, Prentiss, Austria, Carey, DiDonato, Robert Gardner, Jordan, Mallory, Miller, Mumper, Nein, Roberts, Schuler, Stivers, Zurz, Dann, Goodman, Padgett, Hottinger, Armbruster, Spada, Jacobson, Coughlin, Blessing, Brady, Amstutz, Fingerhut, Hagan, Schuring, Wachtmann, White.

To amend sections 3333.26 and 5910.01 and contingently to amend section 3319.60 of the Revised Code to specify War Orphans Scholarship eligibility of children of deceased or disabled veterans who served during Operation Enduring Freedom or Operation Iraqi Freedom, to qualify children of members of the United States armed forces killed in the line of duty during Operation Enduring Freedom or Operation Iraqi Freedom for college tuition waivers or reductions if they do not receive War Orphans Scholarships,

contingently to require the Educator Standards Board to create a standing subcommittee on higher education, and contingently to clarify the selection process for higher education representatives appointed to the Board.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Book	Brinkman	Brown
Buehrer	Calvert	Carano	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	Key	Kilbane
Koziura	Latta	Martin	Mason
McGregor	Miller	Niehaus	Oelslager
Olman	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raga
Raussen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Slaby	Smith G.	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates	Young	Householder-96.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 282**-Representative Flowers, et al., were taken up for consideration.

**Sub. H. B. No. 282**-Representatives Flowers, Martin, Seitz, Setzer, Allen, G. Smith, Daniels, Driehaus, Faber, Fessler, Gibbs, Hughes, Koziura, T. Patton, Seaver, Sferra, White, Wolpert, Woodard, Barrett, Book, Brown, Calvert, Carano, Cirelli, Clancy, Collier, DeBose, Distel, Domenick, C. Evans, D. Evans, Gilb, Hagan, Hartnett, Harwood, Hollister, Hoops, Jerse, Key, Mason, Miller, Niehaus, Oelslager, Olman, Reidelbach, Schaffer, Schlichter, Schmidt, S. Smith, D. Stewart, J. Stewart, Strahorn, Taylor, Widener, Willamowski, Wilson, Yates. -Senators Nein, Fingerhut, Austria, Mumper, Stivers, Padgett, Carey, Fedor, Robert Gardner, Coughlin, Armbruster, Harris, Jacobson, Randy Gardner, Spada, Schuring.

To amend sections 3903.28 and 3903.32 and to enact sections 3929.62,

3929.63, 3929.631, 3929.632, 3929.64, 3929.65, 3929.66, 3929.661, 3929.67, 3929.68, 3929.681, 3929.682, 3929.69, and 3929.70 of the Revised Code to lengthen the time period during which the liquidator of an insolvent insurance company may void certain preferential transfers, to provide for the establishment of a Medical Liability Underwriting Association for medical liability insurance, to make an appropriation, and to declare an emergency.

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

The yeas and nays were taken and resulted - yeas 87, nays 9, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Book	Buehrer	Calvert
Carano	Carmichael	Cates	Chandler
Cirelli	Clancy	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Hagan
Hartnett	Harwood	Hollister	Hoops
Hughes	Husted	Jerse	Kearns
Key	Kilbane	Koziura	Latta
Martin	McGregor	Miller	Oelslager
Olman	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raussen
Redfern	Reidelbach	Reinhard	Schaffer
Schlichter	Schmidt	Schneider	Seaver
Seitz	Setzer	Sferra	Slaby
Smith G.	Stewart D.	Stewart J.	Strahorn
Sykes	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates		Householder-87.

Those who voted in the negative were: Representatives

Brinkman	Brown	Mason	Niehaus
Raga	Skindell	Smith S.	Taylor
			Young-9.

Having received a constitutional majority, the emergency clause stood as part of the bill.

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

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Book	Brinkman	Brown
Buehrer	Calvert	Carano	Carmichael
Cates	Chandler	Cirelli	Clancy

Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	Key	Kilbane
Koziura	Latta	Martin	Mason
McGregor	Miller	Niehaus	Oelslager
Olman	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raga
Raussen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Slaby	Smith G.	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widowfield
Willamowski	Wilson	Wolpert	Woodard
Yates	Young		Householder-95.

The Senate amendments were concurred in.

### **BILLS FOR THIRD CONSIDERATION**

**Am. H. B. No. 219**-Representatives Schlichter, DeWine, C. Evans, Hollister, Husted, McGregor, Reinhard, Schmidt, Setzer, Jerse, Otterman, S. Patton, Price, Redfern, Aslanides, Flowers, Hoops, Sferra, Widowfield.

To enact section 4549.20 of the Revised Code to prohibit any person from installing in any motor vehicle any air bag other than one designed in accordance with and meeting federal law standards for the make, model, and model year of the vehicle, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

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

McGregor	Miller	Niehaus	Oelslager
Olman	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raga
Rausen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Slaby	Smith G.	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates	Young	Householder-96.

The bill passed.

Representative Schlichter moved to amend the title as follows:

Add the names: "Allen, Beatty, Carmichael, Chandler, Cirelli, Daniels, DeBose, DeGeeter, Gilb, Hartnett, Hughes, Latta, Niehaus, Perry, Reidelbach, Skindell, G. Smith, S. Smith, Taylor, Walcher."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 366**-Representative D. Evans.

To amend sections 2301.02 and 2301.03 of the Revised Code to add a judge to the Domestic Relations Division of the Licking County Court of Common Pleas 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 80, nays 15, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Calvert	Carano	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Flowers	Gibbs	Gilb	Hagan
Hartnett	Harwood	Hoops	Husted
Jerse	Kearns	Key	Kilbane
Koziura	Latta	Martin	McGregor
Miller	Niehaus	Oelslager	Olman
Otterman	Patton S.	Patton T.	Perry
Peterson	Price	Raga	Rausen
Reidelbach	Reinhard	Schaffer	Schlichter
Schmidt	Schneider	Seaver	Seitz
Setzer	Sferra	Slaby	Smith G.
Stewart D.	Stewart J.	Strahorn	Sykes

Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widowfield	Willamowski
Wilson	Wolpert	Woodard	Householder-80.

Those who voted in the negative were: Representatives

Book	Brinkman	Brown	Buehrer
Faber	Fessler	Hughes	Mason
Redfern	Skindell	Smith S.	Taylor
Widener	Yates		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 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Book	Brinkman	Brown
Buehrer	Calvert	Carano	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	Key	Kilbane
Koziura	Latta	Martin	Mason
McGregor	Miller	Niehaus	Oelslager
Olman	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raga
Raussen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Slaby	Smith G.	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates	Young	Householder-96.

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

Representative D. Evans moved to amend the title as follows:

Add the names: "C. Evans, Flowers, Hughes, Latta, T. Patton, Schaffer, Schlichter, Walcher, Willamowski."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. S. B. No. 58**-Senators Jacobson, Stivers, Goodman, Armbruster, Harris, Carey, Brady, Fingerhut, Hottinger, Austria, Carnes, Dann, Randy Gardner, Hagan, Miller, Mumper, Roberts, Zurz. -Representatives Willamowski, Gilb, Brown, Latta, Callender, Grendell.

To amend sections 2919.22, 2925.04, and 2925.041 of the Revised Code to increase the penalties for certain drug offenses if the offense is committed in the vicinity of a school or in the vicinity of a juvenile and to expand the offense of endangering children to prohibit allowing children to be within the vicinity of certain drug offenses, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Latta moved that **Sub. S. B. No. 58**-Senator Jacobson, et al. , be informally passed and retain its place on the calendar.

The motion was agreed to.

On motion of Representative Cates, the House adjourned until Wednesday, March 10, 2004 at 1:30 o'clock p.m.

Attest:

LAURA P. CLEMENS,  
Clerk.