

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**CORRECTED VERSION**  
**TUESDAY, MAY 4, 2004**

ONE HUNDRED SEVENTY-THIRD DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, May 4, 2004 at 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by Pastor Victor M. Davis of the Trinity Baptist Church in Columbus, 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:

Jasmine House received HR 217, presented by Representative Widener-84th district.

Kathy Rank received HR 169, presented by Representative Fessler-79th district.

Amanda Grady, a guest of Representative Peterson-2nd district.

Tiger and Scott Tuma, guests of Representative DeGeeter-15th district.

Mayer Joe Hayes, a guest of Representative McGregor-20th district.

Wes Rahe, a guest of Representative Reidelbach-21st district.

Dorothy Scott, a guest of Representative Hughes-22nd district.

Justin Owen, a guest of Representative Clancy-29th district.

Nick Furtwengler, a guest of Representative Brinkman-34th district.

Shalli and Ritu Mahna, guests of Representative Schmidt-66th district.

John Butz, Mark Roberts, and Jim Pfeifer, guests of Representatives Kearns-72nd district and Widener-84th district.

Barnesville Middle School, guests of Representative Wilson-96th district and Domenick-95th district.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 479**-Representatives Driehaus, Barrett, Yates.

To amend section 3735.27 of the Revised Code to establish the composition and method of appointment of members of a Metropolitan Housing Authority in districts of a specified size.

**H. B. No. 480**-Representatives Wolpert, Peterson, Reidelbach, Seitz, Trakas, Perry.

To amend sections 5748.01, 5748.02, 5748.03, 5748.04, and 5748.08 of the Revised Code to permit boards of education to apply school district income taxes only to earnings.

**H. B. No. 481**-Representatives Schmidt, J. Stewart, Schneider, Hughes, Strahorn, Clancy, Setzer, Miller, Allen.

To amend sections 302.18, 329.06, 5101.46, 5107.02, 5107.05, 5107.14, 5107.16, 5107.18, 5107.22, 5107.70, 5108.01, 5111.01, and 6301.06; to amend for the purposes of adopting a new section number as indicated in parentheses 329.06 (329.064); and to enact new section 329.06 and sections 329.062, 329.063, 329.065, 5101.841, 5107.051, 5107.121, 5107.71, 5107.711, 5107.712, 5107.713, 5107.714, 5107.715, 5107.716, 5107.717, 5107.718, 5107.719, 5107.7110, 5107.7111, and 5107.7112 of the Revised Code to implement the federal domestic violence option in the Ohio's Works First program, to implement the federal option allowing certain aliens who have been battered or subjected to extreme cruelty in this country to qualify for Medicaid, Temporary Assistance for Needy Families benefits, and Title XX social services, and to revise the membership and duties of county family services planning committees.

**H. B. No. 482**-Representative Blasdel.

To amend sections 109.572, 1322.03, 1322.031, 1322.04, 1322.041, 3313.603, 4763.05, 4763.06, 4763.12, 4763.13, and 4763.99 and to enact sections 121.086 and 4763.19 of the Revised Code to prohibit registration of an applicant as a mortgage broker or loan officer, certification or licensure of an applicant as a real estate appraiser, or registration as a real estate appraiser assistant if a national criminal background check shows that the applicant has committed specified criminal offenses, to prohibit the appraisal of real estate without state certification or licensure, to prohibit a person knowingly affecting the independent judgment of an appraiser as to a dwelling's value; and to require that every high school include in the requirements for graduation instruction in personal economics.

**H. B. No. 483**-Representative Kilbane.

To amend section 2949.092 and to enact sections 305.28 and 2949.093 of the Revised Code to permit a county to participate in a criminal justice regional information system and to provide funding for a county's participation in the system through the imposition of an additional court cost not exceeding \$5 on all motor vehicle moving violation cases that occur in that county.

**H. B. No. 484**-Representative C. Evans.

To amend sections 3365.01, 3365.02, 3365.021, 3365.03, 3365.06, and 3365.08 and to enact section 3365.11 of the Revised Code to generally restrict new participation in the Post-Secondary Enrollment Options Program to students in the eleventh or twelfth grade, to require new students in the program to attain a proficient score on any related Ohio Graduation Test prior to enrolling in a college course under the program, and to make other changes in the program.

Said bills were considered the first time.

**CONSIDERATION OF SENATE AMENDMENTS**

The Senate amendments to **Sub. H. B. No. 52**-Representative Hughes, et al., were taken up for consideration.

**Sub. H. B. No. 52**-Representatives Hughes, Latta, Gilb, Grendell, DePiero, Seaver, Redfern, Young, Willamowski, D. Evans, Barrett, Brown, Buehrer, Carano, Carmichael, Chandler, Cirelli, DeGeeter, DeWine, Distel, Domenick, Driehaus, C. Evans, Flowers, Hagan, Hartnett, Husted, Jolivette, McGregor, Oelslager, Olman, Otterman, T. Patton, Perry, Reidelbach, Schaffer, Schlichter, Schmidt, Sferra, Skindell, D. Stewart, Walcher, Widener, Wilson, Wolpert, Woodard. -Senators Goodman, Dann, Zurz, Austria, Robert Gardner, Harris, Miller.

To amend sections 2152.02, 2152.17, 2152.20, 2152.21, 2903.06, 2903.08, 2923.162, 2929.01, 2929.13, 2929.14, 2929.18, 2929.21, 2929.28, 4510.021, 4510.12, 4510.15, 4510.16, 4510.54, 4511.01, 4511.251, 4511.98, and 5501.27 and to enact sections 2903.081, 2941.1413, and 2941.1414 of the Revised Code to expand the offenses of aggravated vehicular homicide, vehicular homicide, and vehicular assault to also prohibit causing death or serious physical harm as a proximate result of committing a reckless operation or speeding violation in a construction zone when the victim is any person in the construction zone and notice of the prohibitions was posted; to impose a five-year mandatory prison term for a conviction of aggravated vehicular homicide and a peace officer victim specification; to impose a three-year mandatory prison term for a conviction of aggravated vehicular homicide and a specification of three or more OVI-related violations; to increase the penalty for discharging a firearm upon or over a public road or highway and link the amount of the increase to the injury caused, or risk of injury created, by the offense; to limit the use of restitution as a sanction for misdemeanor offenders and delinquent children and change the terminology used regarding the court's imposition of a restitution sanction; to revise the effect of a restitution sanction for a misdemeanor; to revise the definition of "economic loss" that applies to the Delinquent Child Law and the Criminal Sentencing Law; to eliminate the application of the overriding purposes of misdemeanor sentencing to certain

misdemeanor offenses; to correct errors in and otherwise modify certain provisions that contain some of the Ohio Criminal Sentencing Commission's traffic law and misdemeanor sentencing law revisions; 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 83, nays 12, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Bocchieri	Book	Brown	Buehrer
Calvert	Carmichael	Cates	Chandler
Cirelli	Clancy	Collier	Combs
Core	DeGeeter	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Fessler	Flowers	Gibbs	Gilb
Grendell	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	Kilbane	Koziura
Latta	Martin	Mason	McGregor
Miller	Niehaus	Oelslager	Olman
Otterman	Patton S.	Patton T.	Perry
Peterson	Price	Raussen	Redfern
Reidelbach	Reinhard	Schaffer	Schlichter
Schmidt	Seaver	Seitz	Setzer
Sferra	Slaby	Smith G.	Stewart D.
Stewart J.	Strahorn	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates		Householder-83.

Those who voted in the negative were: Representatives

Brinkman	Callender	Daniels	Faber
Key	Raga	Schneider	Skindell
Sykes	Taylor	Trakas	Young-12.

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 92, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Bocchieri	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeGeeter	DeWine	Distel	Domenick
Driehaus	Evans C.	Evans D.	Faber

Fessler	Flowers	Gibbs	Gilb
Grendell	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	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	Seaver	Seitz
Setzer	Sferra	Skindell	Slaby
Smith G.	Stewart D.	Stewart J.	Strahorn
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates	Young	Householder-92.

Representatives Key, Schneider, and Sykes voted in the negative-3.

The Senate amendments were concurred in.

The Senate amendments to **Am. Sub. H. B. No. 117**-Representative Widowfield, et al., were taken up for consideration.

**Am. Sub. H. B. No. 117**-Representatives Widowfield, Husted, Hollister, McGregor, Kearns, Seitz, White, Gilb, Allen, Schmidt, Schneider, Brown, Perry, Cirelli, Reidelbach, Price, Hagan, Flowers, Otterman, Aslanides, Barrett, Beatty, Bocchieri, Carano, Carmichael, Clancy, Collier, Daniels, DeBose, Distel, C. Evans, Hartnett, Harwood, Hoops, Hughes, Jerse, Jolivette, Key, Martin, Niehaus, T. Patton, Raussen, Reinhard, Schlichter, Setzer, Sferra, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Taylor, Ujvagi, Wagner, Walcher, Widener, Williams, Wilson, Wolpert, Woodard, Yates. -Senators Wachtmann, Brady, DiDonato, Fedor, Robert Gardner, Prentiss, Roberts.

To amend sections 109.572, 2151.86, 5103.02, 5103.03, 5103.031, 5103.032, 5103.033, 5103.035, 5103.037, 5103.038, 5103.039, 5103.0311, 5103.0316, 5103.0317, 5120.65, and 5153.60 and to repeal section 5103.0310 of the Revised Code and to repeal Section 160 of Am. Sub. H.B. 95 of the 125th General Assembly to revise foster caregiver training requirements, add additional offenses to those that disqualify a person as a person responsible for a child's care in out-of-home care or prospective adoptive parent, permit the Department of Job and Family Services to seek injunctive relief in certain circumstances, and eliminate the duty of the Legislative Office of Education Oversight to review certain types of Head Start agreements.

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

Aslanides	Barrett	Beatty	Blasdel
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Boccieri	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeGeeter	DeWine	Distel	Domenick
Driehaus	Evans C.	Evans D.	Faber
Fessler	Flowers	Gibbs	Gilb
Grendell	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.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Ujvagi	Wagner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Wilson	Wolpert	Woodard
Yates	Young		Householder-95.

The Senate amendments were concurred in.

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

Representative Cirelli submitted the following report:

The standing committee on Energy and Environment to which was referred **H. B. No. 231**-Representative Niehaus, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: HOUSEHOLD SEWAGE TREATMENT REGULATION

JIM ASLANIDES	JIM MCGREGOR
MICHAEL J. SKINDELL	MARY M. CIRELLI
MICHAEL DEBOSE	JOHN DOMENICK
DAN STEWART	JOHN WIDOWFIELD
JIM CARMICHAEL	ARLENE J. SETZER
TOM NIEHAUS	JEFF WAGNER

The following member voted "NO"

TIMOTHY J. GRENDELL

The report was agreed to.

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

Representative Cirelli submitted the following report:

The standing committee on Energy and Environment to which was referred **H. B. No. 425**-Representative J. Stewart, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: MINE SUBSIDENCE INSURANCE

Representative Wagner moved to amend the title as follows:

Add the names: "Skindell, Cirelli, Domenick, Niehaus."

Representative Wagner moved to amend as follows:

In line 180, reinsert "less than two hundred fifty dollars or"

In line 181, after "dollars" reinsert the balance of the line

In line 182, reinsert "shall not exceed"; after "~~fifty~~" insert "three hundred"; reinsert "thousand dollars. This section does not"

Reinsert line 183

In line 184, reinsert "under this section in excess of"; after "~~fifty~~" insert "three hundred"; reinsert "thousand dollars"

In line 189, reinsert ", up to"; after "~~fifty~~" insert "three hundred"; reinsert "thousand dollars,"

In line 190, after "association" delete the balance of the line

Delete line 191

In line 192, delete "of insurance"

In line 3 of the title, delete "and"

In line 4 of the title, delete "change provisions governing deductibles"; delete "remove" and insert "increase"

The motion was agreed to and the bill so amended.

JIM ASLANIDES  
TOM NIEHAUS  
ARLENE J. SETZER  
JOHN WIDOWFIELD  
MICHAEL J. SKINDELL  
MICHAEL DEBOSE  
DAN STEWART

JEFF WAGNER  
JIM MCGREGOR  
TIMOTHY J. GRENDELL  
JIM CARMICHAEL  
MARY M. CIRELLI  
JOHN DOMENICK

The report was agreed to.

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

Representative Book submitted the following report:



The standing committee on Judiciary to which was referred **H. B. No. 365**-Representative Buehrer, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROBATE - WAIVE DOCTOR/PATIENT AND ATTORNEY/CLIENT PRIVILEGE

Representative Oelslager moved to amend the title as follows:

Add the name: "Harwood."

TOM RAGA	JOHN WIDOWFIELD
EDWARD JERSE	SANDRA STABILE HARWOOD
STEVE L. DRIEHAUS	TODD BOOK
W. SCOTT OELSLAGER	

The report was agreed to.

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

### BILLS FOR THIRD CONSIDERATION

**H. B. No. 162**-Representatives Webster, Setzer, Cates, Calvert, Hughes, DeWine, Brinkman, Koziura, Hollister, Hoops, Schmidt, McGregor, Widener, Allen, Flowers, Grendell, Schneider, Widowfield, Aslanides, G. Smith, J. Stewart, Schaffer, Husted, Reinhard, Jolivette, Raga, Peterson, Niehaus, Faber, Clancy, Taylor, Reidelbach, Buehrer, Carmichael, Daniels, Gibbs, Hagan, Schlichter, Walcher, Young, Fessler, DeBose, Carano, Williams, Kearns, C. Evans.

To enact section 3345.51 of the Revised Code to require that if a state university provides students with a financial transaction device issued through the university, the university must make the opportunity to participate in the program available to private vendors, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 88, nays 7, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Boccieri	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carmichael
Cates	Cirelli	Clancy	Collier
Combs	Core	Daniels	DeGeeter
DeWine	Distel	Domenick	Evans C.
Evans D.	Faber	Fessler	Flowers
Gibbs	Gilb	Grendell	Hagan
Hartnett	Harwood	Hollister	Hoops
Hughes	Husted	Jerse	Kearns

Key	Kilbane	Koziura	Latta
Martin	Mason	McGregor	Miller
Niehaus	Oelslager	Olman	Otterman
Patton T.	Perry	Peterson	Price
Raga	Raussen	Reidelbach	Reinhard
Schaffer	Schlichter	Schmidt	Schneider
Seaver	Seitz	Setzer	Sferra
Skindell	Slaby	Smith G.	Stewart D.
Stewart J.	Taylor	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wilson	Wolpert
Woodard	Yates	Young	Householder-88.

Representatives Chandler, Driehaus, Patton S., Redfern, Strahorn, Sykes, and Trakas voted in the negative-7.

The bill passed.

Representative Webster moved to amend the title as follows:

Add the names: "Domenick, Gilb, Key, Latta, T. Patton, Perry."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 367**-Representatives Distel, Redfern, Hartnett, Collier, Otterman, Kearns, Sferra, Key, Carano, Strahorn, Harwood, Raussen, Wolpert, Cirelli, Domenick, Chandler, Flowers, McGregor, Walcher.

To amend section 1545.05 of the Revised Code to permit any metropolitan park district to expand its board of park commissioners permanently from a three-member to a five-member board, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Boccieri	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeGeeter	DeWine	Distel	Domenick
Driehaus	Evans C.	Evans D.	Faber
Fessler	Flowers	Gibbs	Gilb
Grendell	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted
Jerse	Kearns	Key	Kilbane
Koziura	Latta	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.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Wilson	Wolpert	Woodard	Yates
Young			Householder-94.

Representative Martin voted in the negative-1.

The bill passed.

Representative Distel moved to amend the title as follows:

Add the names: "Barrett, Beatty, Boccieri, Book, Brown, Callender, Carmichael, DeGeeter, Driehaus, C. Evans, Hagan, Hollister, Hughes, Jerse, Koziura, Mason, Miller, Niehaus, Oelslager, S. Patton, Perry, Price, Reidelbach, Seaver, Setzer, Skindell, D. Stewart, Sykes, Ujvagi, Widener, Wilson, Woodard, Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Am. H. B. No. 406**-Representatives Wagner, McGregor, Seitz, Setzer, Collier, DeGeeter, Taylor, Otterman, Latta, Allen, Hollister, Chandler, Kearns, Ujvagi, Webster, Gilb, Flowers, Callender, Brown, Willamowski, D. Evans, Buehrer.

To enact section 4511.121 of the Revised Code to prohibit the use or possession of a portable signal preemption device under certain conditions, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Boccieri	Book	Brown	Buehrer
Callender	Calvert	Carmichael	Cates
Chandler	Cirelli	Clancy	Collier
Combs	Core	Daniels	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	Gilb	Grendell
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.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Wilson	Wolpert	Woodard	Yates
Young			Householder-94.

Representative Brinkman voted in the negative-1.

The bill passed.

Representative Wagner moved to amend the title as follows:

Add the names: "Aslanides, Barrett, Beatty, Carmichael, Cirelli, Core, Distel, Domenick, C. Evans, Hagan, Hartnett, Harwood, Hughes, Key, Miller, Oelslager, T. Patton, Price, Reidelbach, Reinhard, Schmidt, D. Stewart, Wilson, Wolpert."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

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, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Boccieri	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carmichael
Cates	Chandler	Cirelli	Clancy
Collier	Combs	Core	Daniels
DeGeeter	DeWine	Distel	Domenick
Driehaus	Evans C.	Evans D.	Faber
Fessler	Flowers	Gibbs	Gilb
Grendell	Hagan	Hartnett	Harwood
Hollister	Hoops	Hughes	Husted

Jerse	Kearns	Key	Kilbane
Koziura	Latta	Martin	Mason
McGregor	Miller	Niehaus	Oelslager
Oلمان	Otterman	Patton S.	Patton T.
Perry	Peterson	Price	Raga
Rausen	Redfern	Reidelbach	Reinhard
Schaffer	Schlichter	Schneider	Seaver
Seitz	Setzer	Sferra	Skindell
Slaby	Smith G.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Ujvagi	Wagner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Wilson	Wolpert	Woodard	Yates
Young			Householder-94.

The bill passed.

Representative Young moved to amend the title as follows:

Add the names: "Beatty, Book, Brown, Carmichael, Chandler, Cirelli, Daniels, Domenick, C. Evans, D. Evans, Hagan, Hartnett, Harwood, Hollister, Hughes, Kilbane, Martin, Oelslager, Otterman, Raga, Reidelbach, Schaffer, Schlichter, Schmidt, Setzer, Slaby, G. Smith, Taylor, Widener, Woodard."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Cates moved that House Rule 65, pertaining to bills being placed on the calendar, be suspended and that **Sub. H. B. No.**

**434**-Representative Calvert, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

**Sub. H. B. No. 434**-Representatives Calvert, Allen, Barrett, Beatty, D. Evans, Flowers, Hartnett, Hughes, Miller, T. Patton, Schneider, J. Stewart, Strahorn.

To amend sections 183.04 and 183.18 and to enact sections 3313.717 and 3314.16 of the Revised Code to provide for the distribution of money received by the state pursuant to the Tobacco Master Settlement Agreement by making operating and capital appropriations for the biennium beginning July 1, 2004, and ending June 30, 2006, and to provide authorization and conditions for the operation of state programs, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

5.4.04

The Honorable Larry Householder, Speaker  
The Ohio House of Representatives  
Columbus, Ohio

Speaker Householder,

Pursuant to House Rule No. 56, I respectfully request that I be excused from voting on **Sub. H. B. No. 434**-Representative Calvert, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/S/ CHRIS WIDENER  
CHRIS WIDENER  
State Representative  
84th House District

The request was granted.

The yeas and nays were taken and resulted - yeas 90, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Beatty	Blasdel
Boccieri	Book	Brinkman	Brown
Buehrer	Calvert	Carmichael	Cates
Chandler	Cirelli	Clancy	Collier
Combs	Core	Daniels	DeGeeter
DeWine	Distel	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fessler
Flowers	Gibbs	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.
Stewart D.	Stewart J.	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widowfield
Willamowski	Wilson	Wolpert	Woodard
Yates			Householder-90.

Representatives Callender, Grendell, and Young voted in the negative-3.

The bill passed.

Representative Calvert moved to amend the title as follows:

Add the names: "Aslanides, Chandler, Collier, C. Evans, Otterman, Peterson, Schlichter, Setzer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

#### 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. 179** - Senators Nein, Carey, Stivers, Harris

To amend sections 715.27, 3703.10, 3781.102, 4740.01, 4740.02, 4740.03, 4740.04, 4740.05, 4740.06, 4740.07, 4740.08, 4740.09, 4740.10, 4740.101, 4740.11, 4740.12, 4740.13, and 5537.07 and to enact sections 3703.21 and 4740.99 of the Revised Code to change the name of the Ohio Construction Industry Examining Board to the Ohio Construction Industry Licensing Board, to make other changes related to the licensing of trade contractors, and to permit the Ohio Turnpike Commission to keep cost estimates for specified construction projects confidential until all bids are received.

**Sub. S. B. No. 79** - Senators Stivers, Mumper, Miller

To amend sections 3513.254 and 3513.255 and to enact section 3513.256 of the Revised Code to permit boards of education and governing boards of educational service centers to adopt, for the purpose of nominating candidates for those boards, procedures for a nonpartisan primary election.

**Am. Sub. S. B. No. 206** - Senators Austria, Armbruster, Carey, Randy Gardner, Harris, Mumper, Spada, Stivers, Robert Gardner, Schuler

To amend sections 122.65, 5709.62, 5709.63, 5709.631, 5709.632, and 5709.73 and to enact sections 1333.32, 1333.33, 1333.34, 5709.91, 5709.911, 5709.912, and 5709.92 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; to address priority, enforcement, reporting, and other issues concerning tax increment financing and related programs; to broaden the definition of "brownfield" for purposes of the Clean

Ohio Brownfield Revitalization Program; to establish a lien for a moldbuilder in the plastic or metal forming industries; to establish a minimum population requirement for a single county to be considered a local area under the workforce development system; to authorize the conveyance of state-owned real estate in Hamilton County to the Board of County Commissioners of Hamilton County; to make appropriations; 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. 214** - Senators Randy Gardner, Dann, Coughlin, Jacobson, DiDonato, Hottinger, Harris, Fedor, Nein, Hagan, Spada, Blessing, Fingerhut, Miller, Robert Gardner, Zurz, Roberts, Mumper

To amend sections 3517.10, 3517.106, 3517.11, and 3517.992 and to enact section 3517.1011 of the Revised Code to define electioneering communications with respect to campaigns for the office of Justice and Chief Justice of the Ohio Supreme Court, to require disclosure statements to be filed with respect to the financing of those electioneering communications, and to declare an emergency.

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. 227** - Representatives Schneider, Blasdel, Schmidt,



Hollister, Clancy, Trakas, Carmichael, Aslanides, Seaver, Carano, Harwood, Martin, Koziura, Reidelbach, T. Patton, J. Stewart, Allen, Cates, Collier, Faber, Grendell, Setzer, Taylor. Senators Wachtmann, Nein, Coughlin, Jordan, Armbruster, Jacobson, Austria, Robert Gardner, Harris, Mumper, Padgett, Schuler, Spada, Stivers

To amend sections 102.02, 102.03, 102.06, 117.10, 145.04, 145.05, 145.051, 145.06, 145.09, 145.27, 171.01, 171.02, 171.03, 171.04, 742.03, 742.04, 742.05, 742.10, 742.38, 742.41, 1707.01, 1707.03, 1707.17, 1707.19, 1707.20, 1707.22, 1707.23, 1707.25, 1707.261, 1707.39, 1707.431, 1707.44, 1707.46, 3307.03, 3307.05, 3307.06, 3307.07, 3307.11, 3307.20, 3309.03, 3309.05, 3309.06, 3309.07, 3309.09, 3309.14, 3309.22, 5505.04, and 5505.07; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 145.051 (145.052) and 3309.061 (3309.071); to enact new sections 145.051 and 3309.061; and sections 109.98, 111.30, 145.041, 145.042, 145.053, 145.054, 145.055, 145.057, 145.092, 145.093, 145.094, 145.99, 171.06, 171.50, 742.031, 742.032, 742.042, 742.043, 742.044, 742.046, 742.102, 742.103, 742.104, 742.99, 1707.162, 1707.163, 3307.041, 3307.042, 3307.043, 3307.051, 3307.052, 3307.061, 3307.072, 3307.073, 3307.074, 3307.99, 3309.041, 3309.042, 3309.043, 3309.051, 3309.052, 3309.072, 3309.073, 3309.074, 3309.99, 5505.041, 5505.042, 5505.043, 5505.044, 5505.045, 5505.046, 5505.048, 5505.049, 5505.062, 5505.063, 5505.064, 5505.065, 5505.122, and 5505.99 of the Revised Code regarding governance of Ohio's five public retirement systems.

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

Attest:

Matthew T. Schuler,  
Clerk.

The Senate amendments were laid over under the Rule.

#### 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. 262** - Representatives Carmichael, Peterson, Seitz, Niehaus, Boccieri, Aslanides, Reinhard, Koziura, Buehrer, Calvert, D. Evans, Flowers, Gilb, Grendell, Kilbane, Schmidt, Taylor. Senators Coughlin, Armbruster, Fedor, Harris, Jacobson, Roberts, White, Prentiss, Padgett, DiDonato, Spada

To amend sections 124.57, 3501.05, 3501.10, 3501.28, 3506.01, 3506.05, 3506.06, 3506.10, 3509.07, 3513.052, 3517.109, 3517.1010, 3519.16,

4117.03, 4301.323, 4301.355, and 4301.365 and to enact sections 3506.17, 3506.18, and 3506.19 of the Revised Code and to amend Section 99 of Am. Sub. H.B. 95 of the 125th General Assembly to revise the Election Law, the Liquor Control Law, the Collective Bargaining Law, or the Campaign Finance Law by increasing the maximum poll worker pay, permitting employees of the state and of political subdivisions to work as judges of elections and receive poll worker pay in addition to their regular employment compensation under certain circumstances, eliminating the required ballot language describing certain past local option elections when a local option election is held on sales of alcoholic beverages at a specific location, changing the ballot language for certain of those local option elections to specify that the election applies to spirituous liquor instead of intoxicating liquor, establishing requirements for protests against initiative or referendum petitions, prohibiting collective bargaining between county boards of elections and their employees, requiring all direct recording electronic voting machines used in this state to include a voter verified paper audit trail, changing the process for counties to acquire voting systems using funds made available pursuant to the Help America Vote Act of 2002, changing the applicability of the law relative to the disposal of excess funds and excess aggregate contributions, and making other changes, and to make an appropriation.

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

Attest:

Matthew T. Schuler,  
Clerk.

The Senate amendments were laid over under the Rule.

#### MESSAGE FROM THE SPEAKER

Pursuant to House Rules 12, 27 and 29, the Speaker hereby makes the following changes to standing committees and standing subcommittees:

Commerce and Labor - remove Representative Core; appoint Representative Collier

Homeland Security, Engineering, and Architectural Design - remove Representative Core; appoint Representative Collier

Children's Health Care and Family Services subcommittee - remove Representative White, appoint Representative Slaby

On motion of Representative Cates, the House recessed.

The House met pursuant to recess.

Representative Hagan moved that the House revert to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

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

Representative Woodard submitted the following report:

The standing committee on Insurance to which was referred **H. B. No. 215**-Representative Schmidt, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: MED REVIEW PANEL - REVIEW HEALTHCARE CLAIMS

Representative G. Smith moved to amend the title as follows:

Add the names: "Blasdel, Koziura, Gibbs, D. Evans, Wolpert, T. Patton, Sferra, Daniels, Seaver, Hughes, Barrett, G. Smith, Driehaus, Woodard, Olman, Book, Brown."

ARLENE J. SETZER	CHARLES R. BLASDEL
JOSEPH KOZIURA	BOB GIBBS
DAVID R. EVANS	LARRY L. WOLPERT
THOMAS F. PATTON	DANIEL J. SFERRA
DAVID DANIELS	DERRICK SEAVER
JIM HUGHES	CATHERINE L. BARRETT
GEOFFREY C. SMITH	STEVE L. DRIEHAUS
CLAUDETTE J. WOODARD	LYNN E. OLMAN
TODD BOOK	EDNA BROWN
EARL MARTIN	DIANA M. FESSLER

The report was agreed to.

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

Representative Distel submitted the following report:

The standing committee on Commerce and Labor to which was referred **H. B. No. 383**-Representative Walcher, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: EMAIL "SPAM" PROHIBIT

DAN STEWART	L. GEORGE DISTEL
DALE MILLER	SALLY CONWAY KILBANE
THOM COLLIER	TIMOTHY O. SCHAFFER
JIM MCGREGOR	RON YOUNG
TIMOTHY J. DEGEETER	TOM BRINKMAN

The report was agreed to.

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

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

**H.B. No. 468 - Representative J. Stewart, et al**

TO PERMIT A MEMBER OF THE PUBLIC EMPLOYEES RETIREMENT SYSTEM TO PURCHASE MILITARY SERVICE CREDIT FOR INACTIVE DUTY IN THE OHIO NATIONAL GUARD OR RESERVES

To the committee on Banking, Pensions, and Securities

**H.B. No. 469 - Representative J. Stewart, et al**

TO PERMIT A MEMBER OF THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) WHO SERVES WITHOUT COMPENSATION AS AN ELECTED MEMBER OF A BOARD, COMMISSION, OR OTHER PUBLIC BODY WHILE EMPLOYED IN A POSITION COVERED BY PERS TO PURCHASE ADDITIONAL SERVICE CREDIT

To the committee on Banking, Pensions, and Securities

**H.B. No. 470 - Representative G. Smith, et al**

TO AUTHORIZE CREDIT UNIONS TO BE FIDUCIARIES AND ESTABLISH AND MAINTAIN TRUST ACCOUNTS; TO MAKE CHANGES IN THE CREDIT UNION LAW RELATING TO FIELDS OF MEMBERSHIP, EXPANSION OF AUTHORITIES, MEETINGS OF DIRECTORS, COMPENSATION OF OFFICERS, FEES AND INTEREST CHARGEABLE ON LOANS, RECORD KEEPING, ELIGIBLE INVESTMENTS, LIQUIDITY FUND REQUIREMENTS, PUBLIC RECORDS, AMENDMENTS TO ARTICLES, AND USE OF NAME; TO AUTHORIZE ACCOUNTS TO BE HELD BY CREDIT UNIONS UNDER LAWS RELATING TO PROBATE AND INTESTATE SUCCESSION; TO AUTHORIZE CREDIT UNIONS TO BE ELIGIBLE PUBLIC DEPOSITORIES AND INVESTORS OF PUBLIC MONEYS; TO EXCLUDE CREDIT UNION TRANSACTIONS FROM THE RETAIL INSTALLMENT SALES ACT AND THE CONSUMER SALES PRACTICES ACT; TO AUTHORIZE A CREDIT UNION INSURED BY A CREDIT UNION GUARANTY CORPORATION TO MAINTAIN INTEREST-BEARING TRUST ACCOUNTS ON BEHALF OF ATTORNEYS; AND TO AUTHORIZE CREDIT UNION DESIGNEES ACTING FOR OR ON THE PREMISES OF A CREDIT UNION TO BE APPOINTED AS POLICE OFFICERS

To the committee on Banking, Pensions, and Securities

**H.B. No. 471 - Representative Flowers, et al**

TO EXEMPT CERTAIN CORONER RECORDS FROM BEING PUBLIC RECORDS, TO DESIGNATE CORONER INVESTIGATORS AS LAW

ENFORCEMENT OFFICES FOR PROPOSES OF THE REVISED CODE AND AS PEACE OFFICERS FOR PURPOSES OF RECEIVING TRAINING AT APPROVED PEACE OFFICER TRAINING SCHOOLS AND FOR CERTAIN OTHER PURPOSES, TO REQUIRE THE STATE MEDICAL BOARD TO ALLOW, IN CERTAIN RULES, A CORONER'S INVESTIGATOR WHO IS NOT A PHYSICIAN TO RECITE FACTS PERMITTING A PHYSICIAN TO PRONOUNCE A PERSON DEAD WITHOUT PERSONAL EXAMINATION, AND TO MAKE OTHER CHANGES TO THE CORONER'S LAW AND ASSOCIATED PROVISIONS OF THE DEATH AND FETAL CERTIFICATE LAW  
To the committee on County and Township Government

**H.B. No. 472 - Representative Young**

TO PROHIBIT A RESIDENTIAL LAND TRUST FROM ASSESSING FEES UNLESS THE TRUSTEES ARE ELECTED IN ACCORDANCE WITH SPECIFIED STATUTORY PROCEDURES  
To the committee on Civil and Commercial Law

**H.B. No. 473 - Representative Hagan, et al**

TO REVISE THE SEX OFFENDER REGISTRATION AND NOTIFICATION LAW'S "CHANGE OF ADDRESS" REQUIREMENTS RELATIVE TO PERSONS WHO DO NOT HAVE KNOWLEDGE OF A CHANGE IN RESIDENCE, SCHOOL, INSTITUTION OF HIGHER EDUCATION, OR PLACE OF EMPLOYMENT ADDRESS SUFFICIENTLY IN ADVANCE OF THE CHANGE TO COMPLY WITH THE REQUIREMENTS' DEADLINES AND PERSONS WHOSE RESIDENCE ADDRESS CHANGE IS NOT TO A FIXED ADDRESS  
To the committee on Criminal Justice

**H.B. No. 474 - Representative Setzer**

TO REQUIRE THE STATE BOARD OF EDUCATION TO ESTABLISH THE OHIO REGIONAL EDUCATION DELIVERY SYSTEM BY JULY 1, 2007  
To the committee on Education

**H.B. No. 475 - Representative Setzer, et al**

TO PROVIDE FOR THE TEMPORARY REPLACEMENT OF CERTAIN ELECTED OFFICIALS CALLED TO ACTIVE DUTY IN THE ARMED FORCES  
To the committee on State Government

**H.B. No. 476 - Representative Young, et al**

TO ESTABLISH AN ALTERNATIVE FORM OF DISPUTE RESOLUTION FOR MEDICAL MALPRACTICE CLAIMS AGAINST PHYSICIANS AND TO AMEND THE VERSION OF SECTION 2305.234 OF THE REVISED CODE THAT IS SCHEDULED TO TAKE EFFECT JULY 12, 2004, TO CONTINUE THE PROVISIONS OF THIS ACT ON AND AFTER THAT EFFECTIVE DATE  
To the committee on Insurance

**H.B. No. 477 - Representative Flowers, et al**

TO REQUIRE THE DIRECTOR OF THE STATE LOTTERY COMMISSION TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF ALCOHOL AND DRUG ADDICTION SERVICES FOR THE OPERATION OF A PROGRAM FOR GAMBLING ADDICTION, TO REQUIRE THE COMMISSION TO PAY FOR THE OPERATION OF THAT PROGRAM, AND TO REQUIRE THE DEPARTMENT TO PROVIDE GAMBLING ADDICTION SERVICES

To the committee on State Government

**H.B. No. 478 - Representative Setzer, et al**

TO ALLOW APPRENTICESHIP PROGRAM SPONSORS WHO ARE NOT GOVERNED BY COLLECTIVE BARGAINING AGREEMENTS TO SELECT THE RATIO OF APPRENTICES TO JOURNEYPERSONS ESTABLISHED BY CERTAIN STATE OR FEDERAL AGENCIES

To the committee on Commerce and Labor

**H.B. No. 479 - Representative Driehaus, et al**

TO ESTABLISH THE COMPOSITION AND METHOD OF APPOINTMENT OF MEMBERS OF A METROPOLITAN HOUSING AUTHORITY IN DISTRICTS OF A SPECIFIED SIZE

To the committee on Municipal Government and Urban Revitalization

**H.B. No. 480 - Representative Wolpert, et al**

TO PERMIT BOARDS OF EDUCATION TO APPLY SCHOOL DISTRICT INCOME TAXES ONLY TO EARNINGS

To the committee on Education

**H.B. No. 481 - Representative Schmidt, et al**

TO IMPLEMENT THE FEDERAL DOMESTIC VIOLENCE OPTION IN THE OHIO'S WORKS FIRST PROGRAM, TO IMPLEMENT THE FEDERAL OPTION ALLOWING CERTAIN ALIENS WHO HAVE BEEN BATTERED OR SUBJECTED TO EXTREME CRUELTY IN THIS COUNTRY TO QUALIFY FOR MEDICAID, TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BENEFITS, AND TITLE XX SOCIAL SERVICE, AND TO REVISE THE MEMBERSHIP AND DUTIES OF COUNTY FAMILY SERVICES PLANNING COMMITTEES

To the committee on Health

**H.B. No. 482 - Representative Blasdel**

TO PROHIBIT REGISTRATION OF AN APPLICANT AS A MORTGAGE BROKER OR LOAN OFFICER, CERTIFICATION OR LICENSURE OF AN APPLICANT AS A REAL ESTATE APPRAISER, OR REGISTRATION AS A REAL ESTATE APPRAISER ASSISTANT IF A NATIONAL CRIMINAL BACKGROUND CHECK SHOWS THAT THE APPLICANT HAS COMMITTED SPECIFIED CRIMINAL OFFENSES, TO PROHIBIT THE APPRAISAL OF REAL ESTATE WITHOUT STATE CERTIFICATION OR LICENSURE, TO PROHIBIT A PERSON KNOWINGLY AFFECTING THE INDEPENDENT JUDGMENT OF AN

APPRAISER AS TO A DWELLING'S VALUE; AND TO REQUIRE THAT EVERY HIGH SCHOOL INCLUDE IN THE REQUIREMENTS FOR GRADUATION INSTRUCTION IN PERSONAL ECONOMICS

To the committee on Commerce and Labor

**H.B. No. 483 - Representative Kilbane**

TO PERMIT A COUNTY TO PARTICIPATE IN A CRIMINAL JUSTICE REGIONAL INFORMATION SYSTEM AND TO PROVIDE FUNDING FOR A COUNTY'S PARTICIPATION IN THE SYSTEM THROUGH THE IMPOSITION OF AN ADDITIONAL COURT COST NOT EXCEEDING \$5 ON ALL MOTOR VEHICLE MOVING VIOLATION CASES THAT OCCUR IN THAT COUNTY

To the committee on County and Township Government

**H.B. No. 484 - Representative C. Evans**

TO GENERALLY RESTRICT NEW PARTICIPATION IN THE POST-SECONDARY ENROLLMENT OPTIONS PROGRAM TO STUDENTS IN THE ELEVENTH OR TWELFTH GRADE, TO REQUIRE NEW STUDENTS IN THE PROGRAM TO ATTAIN A PROFICIENT SCORE ON ANY RELATED OHIO GRADUATION TEST PRIOR TO ENROLLING IN A COLLEGE COURSE UNDER THE PROGRAM, AND TO MAKE OTHER CHANGES IN THE PROGRAM

To the committee on Education

**Sub. S.B. No. 43 - Senator Spada, et al**

TO REQUIRE THE INCLUSION OF SPECIFIED PHARMACY BENEFITS INFORMATION WHEN HEALTH INSURERS ISSUE OR REQUIRE THE USE OF STANDARDIZED IDENTIFICATION CARDS OR ELECTRONIC TECHNOLOGY FOR SUBMISSION OF CLAIMS

To the committee on Health

**Sub. S.B. No. 66 - Senator Schuring, et al**

TO PERMIT COUNTIES TO ESTABLISH CHILDREN'S ADVOCACY CENTERS TO PERFORM AND PROVIDE CERTAIN FUNCTIONS, ACTIVITIES, AND SERVICES THAT ARE AGREED UPON WITH THE PUBLIC CHILDREN SERVICES AGENCY, RELATIVE TO REPORTS OF CHILD SEXUAL ABUSE OR OTHER TYPES OF ABUSE OF A CHILD OVER WHICH THE DOCUMENT CREATING THE CENTER GIVES IT JURISDICTION AND THE CHILDREN WHO ARE THE SUBJECTS OF THE REPORT; TO REQUIRE THE CHILDREN'S TRUST FUND BOARD TO DEVELOP AND PROVIDE TO CERTAIN ENTITIES AND PERSONS A LIST OF FUNDING SOURCES FOR ESTABLISHING OR OPERATING A CHILDREN'S ADVOCACY CENTER; TO PERMIT CHILD ABUSE AND CHILD NEGLECT PREVENTION ADVISORY BOARDS TO USE UP TO \$5,000 PER COUNTY OUT OF CHILDREN'S TRUST FUND BOARD FUNDS AS ONE-TIME, START-UP COSTS FOR A CHILDREN'S ADVOCACY CENTER; AND TO PROVIDE THE CHILDREN'S TRUST FUND BOARD WITH MORE AUTHORITY AND FLEXIBILITY TO APPROVE, REVISE, OR DENY A CHILD ABUSE AND CHILD

## NEGLECT PREVENTION ADVISORY BOARD'S LOCAL PLAN

To the committee on Juvenile and Family Law

**Sub. S.B. No. 79 - Senator Stivers, et al**

TO PERMIT BOARDS OF EDUCATION AND GOVERNING BOARDS OF EDUCATIONAL SERVICE CENTERS TO ADOPT, FOR THE PURPOSE OF NOMINATING CANDIDATES FOR THOSE BOARDS, PROCEDURES FOR A NONPARTISAN PRIMARY ELECTION

To the committee on Education

**Sub. S.B. No. 179 - Senator Nein, et al**

TO CHANGE THE NAME OF THE OHIO CONSTRUCTION INDUSTRY EXAMINING BOARD TO THE OHIO CONSTRUCTION INDUSTRY LICENSING BOARD, TO MAKE OTHER CHANGES RELATED TO THE LICENSING OF TRADE CONTRACTORS, AND TO PERMIT THE OHIO TURNPIKE COMMISSION TO KEEP COST ESTIMATES FOR SPECIFIED CONSTRUCTION PROJECTS CONFIDENTIAL UNTIL ALL BIDS ARE RECEIVED

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

**Am. Sub. S.B. No. 206 - Senator Austria, et al**

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; TO ADDRESS PRIORITY, ENFORCEMENT, REPORTING, AND OTHER ISSUES CONCERNING TAX INCREMENT FINANCING AND RELATED PROGRAMS; TO BROADEN THE DEFINITION OF "BROWNFIELD" FOR PURPOSES OF THE CLEAN OHIO BROWNFIELD REVITALIZATION PROGRAM; TO ESTABLISH A LIEN FOR A MOLDBUILDER IN THE PLASTIC OR METAL FORMING INDUSTRIES; TO ESTABLISH A MINIMUM POPULATION REQUIREMENT FOR A SINGLE COUNTY TO BE CONSIDERED A LOCAL AREA UNDER THE WORKFORCE DEVELOPMENT SYSTEM; TO AUTHORIZE THE CONVEYANCE OF STATE-OWNED REAL ESTATE IN HAMILTON COUNTY TO THE BOARD OF COUNTY COMMISSIONERS OF HAMILTON COUNTY; TO MAKE APPROPRIATIONS; AND TO DECLARE AN EMERGENCY

To the committee on Finance and Appropriations

**Sub. S.B. No. 214 - Senator Randy Gardner, et al**

TO DEFINE ELECTIONEERING COMMUNICATIONS WITH RESPECT TO CAMPAIGNS FOR THE OFFICE OF JUSTICE AND CHIEF JUSTICE OF THE OHIO SUPREME COURT, TO REQUIRE DISCLOSURE STATEMENTS TO BE FILED WITH RESPECT TO THE FINANCING OF THOSE ELECTIONEERING COMMUNICATIONS, AND TO DECLARE AN EMERGENCY



To the committee on State Government

GARY W. CATES  
 JIM CARMICHAEL  
 LARRY L. FLOWERS  
 THOMAS F. PATTON  
 JOHN SCHLICHTER  
 KATHLEEN WALCHER  
 EDWARD JERSE  
 CHARLES A. WILSON

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

Representative Hagan 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 Senate Bills 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 Senate Bills 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 Concurrent Resolutions be introduced and referred to the following committees for consideration:

**H. Con. R. No. 41 - Representatives Barrett, Chandler, DeGeeter, McGregor, Miller, Perry, Sferra**

TO MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION THAT PROVIDE FOR RESEARCH INTO INFLAMMATORY BOWEL DISEASE

To the committee on Health

**H. Con. R. No. 42 - Representatives Reidelbach, Willamowski, Seitz, Collier, Combs, Gilb, Grendell, D. Evans, Strahorn, Allen, Ujvagi**

TO URGE THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION TO PROVIDE HEALTH CARE BENEFITS UNDER THE TRICARE HEALTHCARE SYSTEM FOR MEMBERS OF THE RESERVE COMPONENTS OF THE ARMED FORCES OF THE UNITED STATES AND THEIR FAMILIES

To the committee on State Government

Add the names: "Beatty, Calvert, Carmichael, Clancy, Flowers, Hughes, Otterman, T. Patton, Schlichter, Walcher, Wilson"

/s/ GARY CATES  
 Gary Cates, Vice Chair

Representative Hagan moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolutions were introduced and referred as recommended.

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. 226 - Representative Fessler**

HONORING WORLD WAR II VETERANS OF OHIO FOR THEIR SERVICE DURING WORLD WAR II

Add the names: "Beatty, Calvert, Carmichael, Cates, Clancy, Flowers, Hughes, Otterman, Peterson, T. Patton, Schlichter, Trakas, Walcher, Wilson"

**H.R. No. 227 - Representative Cates**

HONORING ANTHONY JOHNSON AS A 2004 DIVISION I STATE AND SENIOR NATIONAL WRESTLING CHAMPION

Add the name: "Wilson"

**H.R. No. 228 - Representative Hoops, Latta**

HONORING THE OTTAWA-GLANDORF HIGH SCHOOL BOYS BASKETBALL TEAM ON WINNING THE 2004 DIVISION II STATE CHAMPIONSHIP

**H.R. No. 229 - Representative Flowers**

RECOGNIZING THE NATIONAL DAY OF PRAYER MAY 6, 2004

Add the names: "Beatty, Calvert, Carmichael, Cates, Clancy, Hughes, Otterman, T. Patton, Peterson, Schlichter, Walcher, Wilson"

**H.R. No. 230 - Representative McGregor, Collier**

HONORING ROSEMARIE ROSSETTI AS MS. WHEELCHAIR OHIO 2004

Add the names: "Beatty, Calvert, Carmichael, Clancy, Flowers, Hughes, T. Patton, Peterson, Walcher"

**H.R. No. 231 - Representative Widener**

HONORING THE KENTON RIDGE HIGH SCHOOL GIRLS BASKETBALL TEAM AS THE CHAMPIONS OF THE ASSOCIATED PRESS OHIO DIVISION II POLL

/s/ GARY CATES

Gary Cates, Vice Chair

Representative Hagan 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.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on May 4, 2004, signed the following:

**Sub. H.B. No. 278** - Representative Niehaus - et al.

On motion of Representative Hagan, the House adjourned until Wednesday, May 5, 2004 at 1:30 o'clock p.m.

Attest:

LAURA P. CLEMENS,  
Clerk.