

OHIO

House

of

Representatives

JOURNAL

TUESDAY, JUNE 3, 2003

FIFTY-NINTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, June 3, 2003 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Larry Pozza of the Erieside Church in Willowick, 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:

Michael Young, a guest of Representative Collier-90th district.

Suzanne Hassett, a guest of Representative Grendell-98th district.

Jerry Tsai, a guest of Representative Core-83rd district.

Catherine Harper Lee, a guest of Representative Wolpert-23rd district and Representative Reidelbach-21st district.

Students from Orrville Junior High School, guests of Representative Carmichael-3rd district.

John Johnson, a guest of Representative Carmichael-3rd district.

Joselyn King, a guest of Representative Wilson-96th district.

Cynitha Callman, a guest of Representative Barrett-32nd district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 206-Representatives Mason, Barrett, Allen, Key, Strahorn, Sykes, Brown, Price, S. Smith.

To amend sections 5733.98 and 5747.98 and to enact sections 5733.421 and 5747.391 of the Revised Code to create a tax credit for wages paid by employers to employees who have been convicted of felonies.

H. B. No. 207-Representatives Mason, Barrett, Allen, C. Evans, Otterman, Key, Carano, Strahorn, Hartnett, DePiero, Price, Brown, S. Patton, Harwood.

To amend sections 2151.421, 2151.99, and 2901.13 of the Revised Code to require a member of the clergy, rabbi, priest, or regularly ordained, accredited, or licensed minister of an established and legally cognizable church, denomination, or sect, or any person or layperson acting as a leader, official, delegate, or other designated function on behalf of any church, religious society, or faith to report the abuse or neglect of a child to a public children services agency or a municipal or county peace officer in the county in which

the child resides or in which the abuse or neglect occurred, to modify the statute of limitations for certain assault offenses and sex offenses involving a minor, and to provide that the statute of limitations does not run for those offenses if the offender departs the state for any reason.

H. B. No. 208-Representatives Young, Brinkman, Buehrer, McGregor, Flowers, Aslanides, Peterson, D. Evans, Gibbs, Reidelbach, Callender.

To amend sections 153.12, 153.13, 153.14, 3791.04, 4113.61, 4113.62, and 5559.14 of the Revised Code to modify provisions governing the practice of withholding a percentage of payment from contractors, subcontractors, and material suppliers in the form of retainage.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 53**-Representative Seitz, et al. were taken up for consideration.

Sub. H. B. No. 53-Representatives Seitz, Raussen, Schneider, Hagan, T. Patton, McGregor, Chandler, Carano, Calvert, Wolpert, Jolivette, Kearns, Otterman, Allen, Koziura, Ujvagi, Niehaus, S. Patton, Webster, S. Smith, DeBose, Harwood, Olman, Flowers, Widowfield, Daniels, Cirelli, Domenick, Schlichter, Price, Skindell, C. Evans, Walcher, Barrett, Brown, Buehrer, Cates, Clancy, Collier, Core, Distel, D. Evans, Gibbs, Gilb, Hartnett, Hoops, Hughes, Key, Miller, Perry, Reidelbach, Schmidt, Seaver, Setzer, Sferra, D. Stewart, J. Stewart, Taylor, Widener, Yates. -Senators Mumper, Herington, Schuler.

To amend sections 5309.24, 5309.25, 5309.95, 5309.96, 5309.98, 5310.03, and 5310.07 and to enact section 5309.031 of the Revised Code to allow a county recorder to maintain registered land records by the use of photographic, magnetic, electronic, or certain other processes, means, or displays.

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

The yeas and nays were taken and resulted - yeas 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Book	Brinkman	Brown
Buehrer	Callender	Calvert	Carano
Carmichael	Cates	Chandler	Cirelli
Clancy	Collier	Core	Daniels
DeBose	DePiero	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.

Faber	Fessler	Flowers	Gibbs
Gilb	Grendell	Hagan	Hartnett
Harwood	Hollister	Hoops	Householder
Hughes	Husted	Jerse	Jolivette
Kearns	Key	Kilbane	Koziura
Latta	Mason	McGregor	Miller
Niehaus	Oelslager	Oلمان	Otterman
Patton S.	Patton T.	Perry	Peterson
Price	Raga	Raussen	Redfern
Reidelbach	Reinhard	Schaffer	Schlichter
Schmidt	Schneider	Seaver	Seitz
Setzer	Sferra	Skindell	Smith G.
Smith S.	Stewart D.	Stewart J.	Strahorn
Sykes	Taylor	Trakas	Ujvagi
Wagner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Williams
Wilson	Wolpert	Woodard	Yates
			Young-97.

The Senate amendments were concurred in.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Otterman submitted the following report:

The standing committee on Banking, Pensions, and Securities to which was referred **H. B. No. 98**-Representative Willamowski, having had the same under consideration, reports back as a substitute bill and recommends its passage.

RE: PERS/STRS/SERS - BENEFIT OPTIONS/COLAS

Representative Blasdel moved to amend the title as follows:

Add the names: "Hughes, Gibbs, Allen, Otterman, J. Stewart, Schneider, Schmidt, Reidelbach."

GEOFFREY C. SMITH	JIM HUGHES
SHAWN N. WEBSTER	BOB GIBBS
CHARLES R. BLASDEL	CHRIS WIDENER
LINDA REIDELBACH	FRED STRAHORN
DIXIE J. ALLEN	CHARLES A. WILSON
MICHELLE G. SCHNEIDER	TODD BOOK
JOSEPH KOZIURA	SHIRLEY A. SMITH
JEAN SCHMIDT	DALE MILLER
JIMMY STEWART	ROBERT J. OTTERMAN

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 137-Representatives G. Smith, Book, Hughes, Setzer, Gibbs, Olman, Wolpert, D. Evans, T. Patton, Fessler, Brown.

To amend sections 3909.09 and 3909.15, to enact new sections 3909.05 and 3927.03, and to repeal sections 3909.05 and 3927.03 of the Revised Code relative to the appointment of agents by foreign insurance companies doing business in Ohio, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative G. Smith moved to amend as follows:

In line 35, after "by insert " the ".

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 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Bocchieri	Book	Brinkman
Brown	Buehrer	Callender	Calvert
Carano	Carmichael	Cates	Chandler
Clancy	Collier	Core	Daniels
DeBose	DePiero	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Grendell	Hagan	Hartnett
Harwood	Hoops	Householder	Hughes
Husted	Jerse	Jolivette	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	Smith G.
Smith S.	Stewart D.	Stewart J.	Strahorn
Sykes	Taylor	Trakas	Ujvagi
Wagner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Williams
Wilson	Wolpert	Woodard	Yates
			Young-97.

The bill passed.

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

Add the names: "Callender, Calvert, Carano, Daniels, C. Evans, Faber, Flowers, Hartnett, Jolivette, Kearns, McGregor, Redfern, Reidelbach, Schmidt, Schneider, Skindell, J. Stewart, Willamowski."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 142-Representatives Hagan, Willamowski, Schmidt, Setzer, Husted, Schaffer, Seitz, Kearns, Gilb, McGregor, Hoops, Jolivette, Collier, White, Williams, Hollister, Reinhard, Miller, Otterman, Redfern, Allen, Carano, D. Evans, Barrett, Chandler, Ujvagi, S. Smith, Yates, DeBose, Reidelbach, Taylor, Schneider, Beatty.

To enact sections 1713.55, 3332.25, 3345.85, and 3701.133 of the Revised Code regarding meningitis vaccination status of students living in on-campus housing at institutions of higher education, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Boccieri	Book	Brinkman
Brown	Buehrer	Callender	Calvert
Carano	Carmichael	Cates	Chandler
Clancy	Collier	Core	Daniels
DeBose	DePiero	DeWine	Distel
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Grendell	Hagan	Hartnett
Harwood	Hoops	Householder	Hughes
Husted	Jerse	Jolivette	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	Smith G.
Smith S.	Stewart D.	Stewart J.	Strahorn
Sykes	Taylor	Trakas	Ujvagi
Wagner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Williams
Wilson	Wolpert	Woodard	Yates
			Young-97.

The bill passed.

Representative Hagan moved to amend the title as follows:

Add the names: "Aslanides, Boccieri, Brown, Buehrer, Callender, Carmichael, Clancy, Daniels, Domenick, C. Evans, Faber, Hartnett, Harwood, Hughes, Kilbane, Koziura, Niehaus, Oelslager, T. Patton, Price, Schlichter, Seaver, G. Smith, D. Stewart, J. Stewart, Strahorn, Trakas, Webster, Wilson, Woodard."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to Executive Order 2002-15T, the Speaker hereby appoints Representative Latta to the Governor's Task Force on Impaired Driving.

On motion of Representative Cates, the House adjourned until Wednesday, June 4, 2003 at 1:30 o'clock p.m.

Attest:

LAURA P. CLEMENS,
Clerk.