

OHIO

House

of

Representatives

JOURNAL

FRIDAY, JUNE 6, 2003

SIXTY-FIRST DAY

Hall of the House of Representatives, Columbus, Ohio
Friday, June 6, 2003 at 2:00 o'clock p.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 214-Representatives Kilbane, Husted, Hollister, White, Setzer, Olman, Barrett, Kearns, Seitz, Allen.

To amend section 5123.01 and to enact sections 5123.37, 5123.38, 5123.381, 5123.382, 5123.383, and 5123.385 of the Revised Code to establish the Family Support Board to develop a family-centered and family-directed system for children with developmental disabilities.

H. B. No. 215-Representatives Schmidt, Schneider, White, Collier, Peterson, Hollister, Kearns, Wagner, Faber, Gibbs, DeWine, Flowers, Taylor, Setzer, Raga, Reidelbach, Wolpert, Webster, Aslanides, Raussen, Daniels, Carmichael, Blasdel.

To amend sections 3929.482, 3929.85, 3931.01, 3955.05, 3960.06, and 4731.143, to enact sections 2323.45, 2323.451, 2323.452, 2323.453, 2323.454, 2323.455, 2323.456, 2323.457, 2323.458, 2323.459, 2323.4510, 2323.4511, 2323.4512, 2323.4513, 2323.4514, 2323.4515, 2323.4516, 2323.4517, 2323.4518, 2323.4519, and 2323.4520, and to repeal sections 3929.71, 3929.72, 3929.721, 3929.73, 3929.75, 3929.76, 3929.77, 3929.78, 3929.79, 3929.80, 3929.81, 3929.82, 3929.83, and 3929.84 of the Revised Code to require medical claims against healthcare providers to be reviewed by a medical review panel prior to the claim proceeding in court.

Said bills were considered the first time.

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

Representative Brown submitted the following report:

The standing committee on Human Services Subcommittee to which was referred **H. B. No. 117**-Representative Widowfield, et al., having had the same under consideration, reports back as a substitute bill and recommends its passage.

RE: FOSTER CARE/ADOPTION - TRAINING/QUALIFICATION

Representative Schneider moved to amend the title as follows:

Add the names: "Schmidt, Schneider, Brown, Perry, Cirelli, Reidelbach, Price, Hagan, Flowers, Otterman."

MICHELLE G. SCHNEIDER	TOM RAGA
JEAN SCHMIDT	JOHN J. WHITE
LINDA REIDELBACH	JOSEPH KOZIURA
DIANA M. FESSLER	LARRY L. FLOWERS
W. SCOTT OELSLAGER	ROBERT J. OTTERMAN
MARY M. CIRELLI	JEANINE PERRY
SHAWN N. WEBSTER	EDNA BROWN
JOHN P. HAGAN	LARRY PRICE
JIM RAUSSEN	

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 be considered for the second time and referred to the following committees for consideration:

H.B. No. 206 - Representative Mason, et al

TO CREATE A TAX CREDIT FOR WAGES PAID BY EMPLOYERS TO EMPLOYEES WHO HAVE BEEN CONVICTED OF FELONIES

To the committee on Ways and Means

H.B. No. 207 - Representative Mason et al

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

To the committee on Juvenile and Family Law

H.B. No. 208 - Representative Young, et al

TO MODIFY PROVISIONS GOVERNING THE PRACTICE OF WITHHOLDING A PERCENTAGE OF PAYMENT FROM CONTRACTORS, SUBCONTRACTORS, AND MATERIAL SUPPLIERS

IN THE FORM OF RETAINAGE

To the committee on Commerce and Labor

GARY W. CATES	PATRICIA M. CLANCY
STEPHEN BUEHRER	LARRY L. FLOWERS
CHARLES CALVERT	JIM HUGHES
JIM CARMICHAEL	THOMAS F. PATTON
JON M. PETERSON	JOYCE BEATTY
JOHN SCHLICHTER	KENNETH A. CARANO
JAMES PETER TRAKAS	STEVE L. DRIEHAUS
CHRIS REDFERN	ROBERT J. OTTERMAN
DIXIE J. ALLEN	CHARLES A. WILSON

Representative Flowers 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 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 Resolutions be read by title only and approved:

H.R. No. 87 - Representative Hughes

RECOGNIZING NATIONAL MANAGEMENT WEEK, JUNE 1-7, 2003

Add the names: "Clancy, Allen, Beatty, Otterman, Flowers, Carmichael, Carano, Schlichter, T. Patton"

H.R. No. 88 - Representative Williams

RECOGNIZING NATIONAL TRUCK SAFETY MONTH, JUNE 2003

Add the names: "Clancy, Allen, Beatty, Otterman, Flowers, Carmichael, Hughes, Carano, Schlichter, T. Patton"

H.R. No. 89 - Representative McGregor

HONORING JESSICA FELICE AS THE ALL-AMERICAN GIRL

Add the names: "Clancy, Beatty, Flowers, Carmichael, Hughes, Carano, Schlichter, T. Patton"

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 5-Senators Jacobson, Amstutz, Austria, Coughlin, Randy Gardner, Goodman, Harris, Hottinger, Spada, Stivers, Herington, Dann, Fedor,

Blessing, Carnes, Fingerhut, Jordan, Mumper, Roberts, Schuler, Schuring, Carey, Miller, Armbruster, Nein, Robert Gardner. -Representatives Latta, Callender, Oelslager, DePiero, Faber, D. Evans, Grendell, Gilb, Willamowski, Seitz, Mason.

To amend sections 109.42, 109.57, 325.32, 1923.01, 1923.02, 1923.051, 2152.02, 2152.19, 2152.191, 2152.82, 2152.83, 2152.84, 2152.85, 2743.191, 2743.69, 2901.07, 2907.07, 2919.24, 2929.01, 2929.13, 2929.19, 2929.21, 2935.36, 2950.01, 2950.02, 2950.03, 2950.04, 2950.05, 2950.06, 2950.07, 2950.08, 2950.081, 2950.09, 2950.10, 2950.11, 2950.12, 2950.13, 2950.14, 2950.99, 2971.01, 3319.20, 3319.31, 5139.13, 5321.01, and 5321.03 and to enact sections 311.171, 2152.811, 2152.851, 2950.021, 2950.022, 2950.031, 2950.041, 2950.091, 2950.111, and 5321.051 of the Revised Code to modify the Sex Offender Registration and Notification Law by adopting most of the recommendations of the Governor's Sex Offender Registration and Notification Task Force, generally conforming the Law to federal guidelines, renaming as "child-victim oriented offenses" certain crimes against children not committed with a sexual motivation that currently subject offenders and delinquent children to the Law, exempting certain sexually oriented offenses committed by a first-time offender delinquent child against a person 18 years of age or older from the registration and related duties under the Law unless a judge removes the exemption, providing a penalty for failing to send a notice of intent to reside, clarifying that habitual sex offenders or habitual child-victim offenders in another jurisdiction are habitual sex offenders or habitual child-victim offenders under Ohio law, clarifying the Law's community notification provisions as applied to multi-unit buildings, specifying that convictions in courts of foreign nations are sexually oriented offenses or child-victim oriented offenses under the Law, prohibiting an offender who is subject to the Law from establishing a residence within 1,000 feet of any school premises, permitting landlords to evict such an offender from residential premises located within 1,000 feet of school premises, permitting a sheriff to charge a fee to register, register a change of residence address of, or verify a residence address of an adult offender who is required to register under the Law, and making other changes in that Law; to expand the victim and community notification provisions of the Law and to specifically authorize specified use of the Internet for those provisions; to establish the Sex Offender Technology Fund for a sex offender and child-victim offender tracking program established by the Attorney General; to authorize use of the Internet for the tracking program; to expand the information included in a registration or residence address verification form under the Law; to modify the deadline imposed for address verification under that Law; to authorize a sheriff who uses the Internet for the victim and community notification provisions of the Law to receive funds from the Sex Offender Technology Fund; to eliminate from the offense of "importuning" a prohibition that the Supreme Court found to be unconstitutional; to expand the purposes for which payments may be made from the Reparations Fund; to amend the versions of sections 109.42, 2152.02, 2152.19, 2743.191, 2929.01,

2929.13, 2929.19, 2929.23, 2950.01, 2950.99, and 5321.01 of the Revised Code that are scheduled to take effect on January 1, 2004, to continue the provisions of this act on and after that effective date; 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?"

Representative Flowers moved that **Sub. S. B. No. 5**-Senator Jacobson, et al. , be informally passed and retain its place on the calendar.

The motion was agreed to.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the House amendments to

Sub. S. B. No. 47 - Senator Stivers

Attest:

MATTHEW T. SCHULER,
Clerk

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. 25 - Representatives Gibbs, Grendell, Peterson, Seitz, Otterman, McGregor, Core, Gilb, Hollister, Niehaus, Setzer, Wagner, DeBose, Domenick, Skindell, Carmichael, Aslanides, Buehrer, Cates, Chandler, Cirelli, Clancy, Collier, Flowers, Hoops, Hughes, Kearns, Koziura, S. Patton, Reidelbach, Taylor, Wolpert Senators Spada, Amstutz, Armbruster, Austria, Harris, Mumper, Stivers

To amend sections 307.37 and 711.131 and to repeal section 4740.14 of the Revised Code to permit counties to include regulations in their building codes to protect existing surface and subsurface drainage, and to eliminate the Residential Construction Advisory Committee.

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:

Am. H. B. No. 72 - Representatives Oelslager, C. Evans, Hartnett, Hollister, Miller, Olman, Seitz, Ujvagi, Latta, Book, Harwood, Core, Willamowski, Schlichter, Beatty, Allen, Aslanides, Barrett, Brown, Buehrer, Calvert, Carmichael, Cirelli, Collier, Daniels, DeBose, DePiero, Domenick, Driehaus, Flowers, Gibbs, Hagan, Hoops, Hughes, Jolivette, Kearns, Key, Kilbane, Koziura, Niehaus, S. Patton, T. Patton, Perry, Price, Redfern, Schmidt, Schneider, Setzer, Sferra, Skindell, J. Stewart, Taylor, Walcher, Widener, Widowfield, Woodard, Yates Senators Austria, Carnes, Robert Gardner, Roberts, Schuler, Harris

To amend sections 1337.11 and 1337.14 and to enact sections 2135.01 to 2135.14 of the Revised Code to permit the execution of a Declaration for Mental Health Treatment.

With the following additional amendments, in which the concurrence of the House is requested:

In line 126, delete the underlined comma

Delete lines 127 and 128

In line 129, delete "informed health care decisions for principal"

In line 540, delete "shall" and insert "may"

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:

Am. Sub. H. B. No. 95 - Representative Calvert Senators Harris, DiDonato, Carnes, Jacobson, Blessing, Goodman, Fingerhut, Miller, Mallory, Prentiss, White

To amend sections 9.01, 9.83, 101.34, 101.72, 101.82, 102.02, 109.57, 109.572, 109.71, 117.101, 117.16, 117.44, 117.45, 119.035, 121.04, 121.08, 121.084, 121.41, 121.48, 121.62, 122.011, 122.04, 122.08, 122.17, 122.171, 122.25, 122.651, 122.658, 122.87, 122.88, 123.01, 124.03, 124.15, 124.152, 124.181, 125.15, 125.91, 125.92, 125.93, 125.95, 125.96, 125.98, 127.16, 131.02, 131.23, 131.35, 131.41, 145.38, 147.01, 147.37, 149.011, 149.30, 149.31, 149.33, 149.331, 149.332, 149.333, 149.34, 149.35, 153.65, 164.27, 165.09, 173.06, 173.061, 173.062, 173.07, 173.071, 173.14, 173.26, 173.54, 175.03, 175.21, 175.22, 183.02, 306.35, 306.99, 307.86, 307.87, 307.93, 307.98, 307.981, 307.987, 311.17, 317.32, 321.24, 323.01, 323.13, 325.31, 329.03, 329.04, 329.05, 329.051, 329.06, 340.021, 340.03, 341.05, 341.25, 504.03, 504.04, 505.376, 507.09, 511.12, 515.01, 515.07, 521.05, 715.013, 718.01, 718.02, 718.05, 718.11, 718.14, 718.15, 718.151, 731.14, 731.141, 735.05, 737.03, 753.22, 901.17, 901.21, 901.22, 901.63, 902.11, 921.151, 927.53, 927.69, 929.01, 955.51, 1309.109, 1317.07, 1321.21, 1333.99, 1337.11, 1346.02, 1501.04, 1503.05, 1513.05, 1515.08, 1519.05, 1521.06, 1521.063, 1531.26, 1533.08, 1533.10, 1533.101, 1533.11, 1533.111, 1533.112, 1533.13, 1533.151, 1533.19, 1533.23, 1533.301, 1533.32, 1533.35, 1533.40, 1533.54, 1533.631, 1533.632, 1533.71, 1533.82, 1541.10, 1563.42, 1702.59, 1711.13, 1711.15, 1711.17, 2101.16, 2117.06, 2117.25, 2133.01, 2151.352, 2151.3529, 2151.3530, 2151.83, 2151.84, 2152.19, 2301.58, 2305.234, 2329.07, 2329.66, 2505.13, 2715.041, 2715.045, 2716.13, 2743.02, 2743.60, 2915.01, 2915.02, 2915.08, 2915.09, 2915.091, 2915.092, 2915.093, 2915.10, 2915.101, 2915.13, 2917.41, 2921.13, 2923.35, 2925.44, 2929.38, 2933.43, 2935.01, 2935.36, 2949.091, 3111.04, 3119.01, 3121.01, 3123.952, 3125.12, 3301.0710, 3301.0711, 3301.0714, 3301.52, 3301.53, 3301.54, 3301.55, 3301.57, 3301.58, 3301.68, 3301.80, 3302.03, 3311.05, 3311.24, 3311.26, 3313.41, 3313.843, 3313.976, 3313.978, 3313.979, 3313.981, 3314.02, 3314.041, 3314.07, 3314.08, 3314.17, 3316.031, 3316.08, 3317.012, 3317.013, 3317.014, 3317.022, 3317.023, 3317.024, 3317.029, 3317.0217, 3317.03, 3317.032, 3317.05, 3317.064, 3317.07, 3317.09, 3317.10, 3317.15, 3317.16, 3318.01, 3318.03, 3318.042, 3318.05, 3318.06, 3318.08, 3318.30, 3318.31, 3318.37, 3318.41, 3319.01, 3319.02, 3319.03, 3319.07, 3319.19, 3319.22, 3319.33, 3319.36, 3323.16, 3327.01, 3327.011, 3329.06, 3329.08, 3332.04, 3333.12, 3353.11, 3361.01, 3375.41, 3377.01, 3377.06, 3383.01, 3383.07, 3501.18, 3501.30, 3503.10, 3505.01, 3505.061, 3505.08, 3505.10, 3517.092, 3701.02, 3701.021, 3701.022, 3701.024, 3701.141, 3701.145, 3701.342, 3701.82, 3701.83, 3701.881, 3701.99, 3702.31, 3702.529, 3702.53, 3702.532, 3702.54, 3702.544, 3702.55, 3702.60, 3702.61, 3702.68, 3702.74, 3705.01, 3705.23, 3705.24, 3709.09, 3710.05, 3710.07, 3711.021, 3721.02, 3721.121, 3721.19, 3721.51, 3721.56, 3722.151, 3733.43, 3733.45, 3734.02, 3734.05, 3734.12, 3734.123, 3734.124, 3734.18, 3734.28, 3734.42, 3734.44,

3734.46, 3734.57, 3735.27, 3735.67, 3735.671, 3737.01, 3737.02, 3737.03, 3737.21, 3737.22, 3737.65, 3737.71, 3737.81, 3737.82, 3737.83, 3737.84, 3737.85, 3737.86, 3737.88, 3737.881, 3737.882, 3737.883, 3737.89, 3737.91, 3737.92, 3737.98, 3741.14, 3743.57, 3743.75, 3745.04, 3745.11, 3745.14, 3745.40, 3746.02, 3746.13, 3747.16, 3748.07, 3748.13, 3769.087, 3770.07, 3770.10, 3770.12, 3770.99, 3773.33, 3773.43, 3781.07, 3781.19, 3901.491, 3901.501, 3901.72, 3901.86, 4104.01, 4104.02, 4104.04, 4104.06, 4104.07, 4104.08, 4104.15, 4104.18, 4104.19, 4104.20, 4104.41, 4104.44, 4104.45, 4104.46, 4105.17, 4112.15, 4115.10, 4117.02, 4117.14, 4123.27, 4123.41, 4141.04, 4141.09, 4141.23, 4301.03, 4301.19, 4303.02, 4303.021, 4303.03, 4303.04, 4303.05, 4303.06, 4303.07, 4303.08, 4303.09, 4303.10, 4303.11, 4303.12, 4303.121, 4303.13, 4303.14, 4303.141, 4303.15, 4303.151, 4303.16, 4303.17, 4303.171, 4303.18, 4303.181, 4303.182, 4303.183, 4303.184, 4303.19, 4303.20, 4303.201, 4303.202, 4303.203, 4303.204, 4303.21, 4303.22, 4303.23, 4303.231, 4501.06, 4503.101, 4503.103, 4505.06, 4506.14, 4506.15, 4506.16, 4506.20, 4506.24, 4508.08, 4509.60, 4511.33, 4511.62, 4511.63, 4519.55, 4707.071, 4707.072, 4707.10, 4709.12, 4717.07, 4717.09, 4719.01, 4723.01, 4723.06, 4723.07, 4723.08, 4723.082, 4723.17, 4723.271, 4723.34, 4723.35, 4723.431, 4723.63, 4729.01, 4729.41, 4731.27, 4731.65, 4731.71, 4734.15, 4736.12, 4743.05, 4747.05, 4747.06, 4747.07, 4747.10, 4749.01, 4749.02, 4749.03, 4749.04, 4749.05, 4749.06, 4749.07, 4749.08, 4749.10, 4749.11, 4749.12, 4749.13, 4749.14, 4751.06, 4751.07, 4755.03, 4759.08, 4771.22, 4779.08, 4779.17, 4779.18, 4903.24, 4905.79, 4905.91, 4919.79, 4928.62, 4928.63, 4931.45, 4931.47, 4931.48, 4973.17, 4981.20, 5101.11, 5101.14, 5101.141, 5101.142, 5101.144, 5101.145, 5101.146, 5101.16, 5101.162, 5101.18, 5101.181, 5101.21, 5101.211, 5101.212, 5101.22, 5101.24, 5101.26, 5101.27, 5101.28, 5101.35, 5101.36, 5101.58, 5101.59, 5101.75, 5101.80, 5101.83, 5101.97, 5103.031, 5103.033, 5103.034, 5103.036, 5103.037, 5103.038, 5103.0312, 5103.0313, 5103.0314, 5103.0315, 5103.0316, 5103.154, 5104.01, 5104.011, 5104.02, 5104.04, 5104.30, 5104.32, 5107.02, 5107.30, 5107.37, 5107.40, 5107.60, 5108.01, 5108.03, 5108.06, 5108.07, 5108.09, 5108.10, 5111.0112, 5111.02, 5111.021, 5111.022, 5111.03, 5111.06, 5111.082, 5111.111, 5111.17, 5111.171, 5111.20, 5111.21, 5111.22, 5111.25, 5111.251, 5111.252, 5111.28, 5111.29, 5111.30, 5111.31, 5111.34, 5111.85, 5111.87, 5111.871, 5111.872, 5111.873, 5111.92, 5111.94, 5112.03, 5112.08, 5112.17, 5112.31, 5112.99, 5115.01, 5115.02, 5115.03, 5115.04, 5115.05, 5115.07, 5115.10, 5115.11, 5115.13, 5115.15, 5115.20, 5119.61, 5119.611, 5120.52, 5123.01, 5123.051, 5123.19, 5123.60, 5123.801, 5126.01, 5126.042, 5126.11, 5126.12, 5126.121, 5126.15, 5126.18, 5126.44, 5139.01, 5139.04, 5139.33, 5139.34, 5139.36, 5139.41, 5139.43, 5139.87, 5153.122, 5153.16, 5153.163, 5153.60, 5153.69, 5153.72, 5153.78, 5301.68, 5301.691, 5310.15, 5502.01, 5502.13, 5549.21, 5703.052, 5705.39, 5705.41, 5705.412, 5709.20, 5709.21, 5709.22, 5709.25, 5709.26, 5709.27, 5709.61, 5709.62, 5709.63, 5709.632, 5709.64, 5711.02, 5711.13, 5711.18, 5711.22, 5711.27, 5711.33, 5713.07, 5713.08, 5713.081, 5713.082, 5713.30, 5715.27, 5715.39, 5717.03, 5719.07, 5727.111, 5727.30, 5727.32,

5727.33, 5727.56, 5727.84, 5728.04, 5728.06, 5728.99, 5733.04, 5733.05, 5733.051, 5733.056, 5733.059, 5733.06, 5733.0611, 5733.09, 5733.121, 5733.18, 5733.22, 5733.45, 5733.98, 5735.05, 5735.14, 5735.142, 5735.15, 5735.19, 5735.23, 5735.26, 5735.291, 5735.30, 5735.99, 5739.01, 5739.011, 5739.012, 5739.02, 5739.021, 5739.022, 5739.023, 5739.025, 5739.026, 5739.03, 5739.032, 5739.033, 5739.10, 5739.12, 5739.121, 5739.122, 5739.17, 5739.21, 5739.33, 5741.01, 5741.02, 5741.021, 5741.022, 5741.023, 5741.121, 5743.05, 5743.21, 5743.45, 5745.01, 5745.02, 5745.04, 5747.02, 5747.12, 5747.31, 5901.021, 6101.09, 6103.02, 6109.21, 6111.06, 6115.09, 6117.02, 6119.06, 6119.10, 6301.05, and 6301.07; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 3301.33 (3301.40), 3701.145 (3701.0210), 4104.46 (4104.48), 5101.211 (5101.214), 5101.212 (5101.215), 5108.06 (5108.04), 5108.07 (5108.05), 5111.08 (5111.071), 5111.16 (5111.08), 5111.252 (5123.199), 5115.02 (5115.04), 5115.04 (5115.02), 5115.07 (5115.06), 5115.13 (5115.07), and 5115.15 (5115.23); to enact new sections 718.03, 3301.31, 3301.33, 3317.11, 3318.052, 4104.42, 4104.43, 4104.46, 5101.211, 5101.212, 5101.213, 5108.06, 5108.07, 5111.16, 5111.173, 5115.13, 5709.211, 5709.23, 5709.24, and 5739.034 and sections 9.24, 107.12, 107.31, 107.32, 107.33, 121.36, 121.482, 122.041, 122.90, 123.152, 124.183, 125.073, 145.381, 153.691, 173.08, 317.36, 319.63, 511.181, 718.021, 718.051, 718.121, 901.85, 927.701, 1346.04, 1346.05, 1346.06, 1346.07, 1346.08, 1346.09, 1346.10, 1501.25, 1711.131, 2113.041, 2117.061, 3301.34, 3301.35, 3301.36, 3301.37, 3301.38, 3511.059, 3314.033, 3314.083, 3318.024, 3333.16, 3333.38, 3333.50, 3379.11, 3501.011, 3701.029, 3701.61, 3702.63, 3721.561, 3741.15, 3770.073, 3781.071, 3781.072, 3781.22, 4104.47, 4115.21, 4141.201, 4511.198, 4707.24, 4723.063, 4723.81, 4723.82, 4723.83, 4723.84, 4723.85, 4723.86, 4723.87, 4723.88, 4755.031, 5101.12, 5101.1410, 5101.20, 5101.201, 5101.216, 5101.221, 5101.222, 5101.241, 5101.242, 5101.243, 5101.271, 5103.155, 5108.11, 5108.12, 5111.0113, 5111.025, 5111.151, 5111.161, 5111.172, 5111.174, 5111.175, 5111.206, 5111.222, 5111.65, 5111.66, 5111.661, 5111.67, 5111.671, 5111.672, 5111.673, 5111.674, 5111.675, 5111.676, 5111.677, 5111.68, 5111.681, 5111.682, 5111.683, 5111.684, 5111.685, 5111.686, 5111.687, 5111.688, 5111.689, 5111.6810, 5111.911, 5111.912, 5111.913, 5111.95, 5111.96, 5111.97, 5115.12, 5115.14, 5115.22, 5123.196, 5123.198, 5123.1910, 5123.38, 5123.851, 5126.058, 5139.44, 5502.03, 5703.56, 5703.57, 5703.58, 5703.80, 5709.201, 5709.212, 5717.011, 5733.0511, 5733.55, 5733.56, 5733.57, 5735.053, 5741.25, 5743.051, and 5747.026; and to repeal sections 122.12, 125.931, 125.932, 125.933, 125.934, 125.935, 131.38, 179.01, 179.02, 179.03, 179.04, 319.311, 504.21, 718.03, 1333.96, 1533.06, 1533.39, 1553.01, 1553.02, 1553.03, 1553.04, 1553.05, 1553.06, 1553.07, 1553.08, 1553.09, 1553.10, 1553.99, 2305.26, 3301.078, 3301.0719, 3301.0724, 3301.31, 3301.581, 3313.82, 3313.83, 3313.94, 3317.11, 3318.033, 3318.052, 3318.35, 3319.06, 3319.34, 3701.142, 3701.144, 3702.543, 3702.581, 4104.42, 4104.43, 4141.044, 4141.045, 5101.213, 5101.251, 5108.05, 5111.017, 5111.173, 5115.011,

5115.012, 5115.06, 5115.061, 5139.42, 5139.45, 5709.211, 5709.23, 5709.231, 5709.24, 5709.30, 5709.31, 5709.32, 5709.33, 5709.34, 5709.35, 5709.36, 5709.37, 5709.45, 5709.46, 5709.47, 5709.48, 5709.49, 5709.50, 5709.51, 5709.52, 5727.39, 5727.44, 5733.111, 5735.33, 5739.034, 5739.35, 5741.011, 5741.24, 5743.46, 5747.131, 5747.60, 6111.31, 6111.311, 6111.32, 6111.34, 6111.35, 6111.36, 6111.37, 6111.38, and 6111.39 of the Revised Code; to amend Sections 11 and 11.04 of Am. Sub. H.B. 87 of the 125th General Assembly; to amend Section 13.05 of Am. Sub. H.B. 87 of the 125th General Assembly; to amend Sections 1.09 and 35.03 of H.B. 675 of the 124th General Assembly; to amend Sections 18.03, 18.04, 19.39, and 19.52 of H.B. 675 of the 124th General Assembly; to amend Section 24.43 of Am. Sub. H.B. 524 of the 124th General Assembly; to amend Sections 10 and 14 of Am. Sub. S.B. 242 of the 124th General Assembly; to amend Section 3 of Am. Sub. S.B. 143 of the 124th General Assembly; to amend Section 3 of Am. Sub. H.B. 215 of the 122nd General Assembly, as subsequently amended; to amend Section 3 of Am. Sub. H.B. 621 of the 122nd General Assembly, as subsequently amended; to amend Section 6 of Am. Sub. S.B. 67 of the 122nd General Assembly; to amend Section 153 of Am. Sub. H.B. 117 of the 121st General Assembly, as subsequently amended; to amend Section 27 of Sub H.B. 670 of the 121st General Assembly, as subsequently amended; to amend Section 5 of Am. Sub. S.B. 50 of the 121st General Assembly, as subsequently amended; to amend Section 2 of Am. Sub. H.B. 71 of the 120th General Assembly; to repeal Section 16 of Am. Sub. H.B. 87 of the 125th General Assembly; to repeal Section 63.37 of Am. Sub. H.B. 94 of the 124th General Assembly, as subsequently amended; to repeal Section 129 of Am. Sub. H.B. 283 of the 123rd General Assembly, as subsequently amended; to repeal Section 3 of Am. Sub. S.B. 272 of the 123rd General Assembly, as subsequently amended; to repeal Section 72 of Am. Sub. H.B. 850 of the 122nd General Assembly; and to repeal Section 11 of Am. Sub. S.B. 50 of the 121st General Assembly, as subsequently amended; to repeal Section 3 of Am. Sub. S.B. 238 of the 123rd General Assembly; to levy taxes and provide for implementation of those levies, to make operating appropriations for the biennium beginning July 1, 2003, and ending June 30, 2005, and to provide authorization and conditions for the operation of state programs; to amend the version of section 921.22 of the Revised Code that is scheduled to take effect July 1, 2004, to continue the provisions of this act on and after that effective date; to amend the version of section 2305.234 of the Revised Code that is scheduled to take effect January 1, 2004, to continue the provisions of this act on and after that effective date; to amend the version of section 3332.04 of the Revised Code that is scheduled to take effect July 1, 2003; to amend the version of section 3734.44 of the Revised Code that is scheduled to take effect January 1, 2004, to continue the provisions of this act on and after that effective date; to amend the versions of sections 307.93, 2152.19, 2929.38, 4506.14, 4506.15, 4506.16, 4506.20, 4511.33, 4511.62, 4511.63, and 4511.75 of the Revised Code that are scheduled to take effect January 1, 2004; to amend the version of section 5101.28 of the Revised Code that is scheduled to take effect January 1, 2004,

to continue the provisions of this act on and after that effective date; to amend the version of section 5743.45 of the Revised Code that is scheduled to take effect January 1, 2004, to continue the provisions of this act on and after that effective date; to amend the version of section 5739.033 of the Revised Code as it results from Am. Sub. S.B. 143 of the 124th General Assembly, as amended by H.B. 675 of the 124th General Assembly; to terminate certain provisions of this act on December 31, 2013, by repealing section 4723.063 of the Revised Code on that date; and to terminate certain provisions of this act on October 1, 2005, by repealing section 5111.161 of the Revised Code on that date.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested:

In line 20666, after "section" insert ". In furnishing the practice versions of Ohio graduation tests prescribed by division (F) of section 3301.0710 of the Revised Code, the department shall make the tests available on its website for reproduction by districts"

In line 64718, after "state" insert ", or such property installed on or after November 1, 1993, at a petroleum refinery for the primary purpose of eliminating or reducing substances within fuel that otherwise would create the emission of air contaminants upon the combustion of fuel"

In line 64777, delete "a" and insert "an industrial water pollution control"

In line 64808, after "Code" insert "allowing the commissioner to assess any additional tax notwithstanding any other time limitations imposed by law on the denied portion of the applicant's claim"

In line 64812, after "means" insert "real and personal"

In line 64817, after "means" insert "personal"

In line 64821, delete "if the" and insert "with an"

In line 64822, delete "of such property" and insert "that"

In line 80226, correct the spelling of "Long"

In line 81281, delete the period and insert a comma

In line 81937, delete "\$10,805,625 \$10,805,625" and insert "\$10,905,625 \$10,905,625"

In line 81940, delete "\$45,955,391" and insert "\$45,953,391"

In line 81958, delete "\$38,990,815 \$41,190,815" and insert "\$38,890,815 \$41,090,815"

In line 81972, delete "\$7,438,357,757" and insert "\$7,438,355,757"

In line 82033, delete "\$9,772,644,898" and insert "\$9,772,642,898"

In line 82443, delete "\$250,000" and insert "\$350,000"

Delete lines 82888 through 82890

Delete lines 84371 through 84371c

Between lines 84373a and 84374, insert:

"4K9 440-632 Occupational Therapy, Physical Therapy, and Athletic Trainers Board \$ 771,391 \$ 801,480"

In line 84885, delete "\$8,672,725,588" and insert "\$4,676,725,588"

In line 84887, delete "\$14,342,303,633" and insert "\$10,346,303,633"

Delete lines 89510 through 89513

Between lines 89518 and 89519, insert:

"State Special Revenue Fund Group				
4M5 226-601	Work Study & Technology	\$	42,919	\$ 42,919
	Investments			
TOTAL SSR State Special Revenue				
Fund Group		\$	42,919	\$ 42,919"

Delete lines 89531 through 89536

Between lines 89543 and 89544, insert:

"State Special Revenue Fund Group				
4M0 221-601	Educational Program	\$	33,188	\$ 33,188
	Expenses			
5H6 221-609	Even Start Fees & Gifts	\$	98,500	\$ 98,500
TOTAL SSR State Special Revenue				
Fund Group		\$	131,688	\$ 131,688"

Delete lines 89704 through 89709

Between lines 89713 and 89714, insert:

"State Special Revenue Fund Group				
4W9 228-630	Ohio SchoolNet Telecommunity	\$	400,000	\$ 400,000
	Fund			
4X1 228-634	Distance Learning	\$	1,750,000	\$ 1,750,000
5T3 228-605	Gates Foundation Grants	\$	1,194,908	\$ 1,194,908
TOTAL SSR State Special Revenue				
Fund Group		\$	3,344,908	\$ 3,344,908"

Delete lines 89979 through 89995

Between lines 89999 and 90000, insert:

"State Special Revenue Fund Group				
4C6 110-616	International Registration Plan	\$	706,855	\$ 706,855
4R6 110-610	Tire Tax Administration	\$	65,000	\$ 65,000

435	110-607	Local Tax Administration	\$	13,600,000	\$	13,700,000
436	110-608	Motor Vehicle Audit	\$	1,350,000	\$	1,350,000
437	110-606	Litter Tax and Natural Resource Tax Administration	\$	625,232	\$	625,232
438	110-609	School District Income Tax	\$	2,599,999	\$	2,599,999
5N5	110-605	Municipal Income Tax Administration	\$	650,000	\$	650,000
5N6	110-618	Kilowatt Hour Tax Administration	\$	85,000	\$	85,000
5V7	110-622	Motor Fuel Tax Administration	\$	3,734,036	\$	3,833,091
5V8	110-623	Property Tax Administration	\$	11,569,719	\$	11,938,362
5W4	110-625	Centralized Tax Filing and Payment	\$	3,000,000	\$	3,000,000
639	110-614	Cigarette Tax Enforcement	\$	168,925	\$	168,925
642	110-613	Ohio Political Party Distributions	\$	600,000	\$	600,000
688	110-615	Local Excise Tax Administration	\$	300,000	\$	300,000
TOTAL SSR State Special Revenue Fund Group			\$	39,054,766	\$	39,622,464"

Between lines 92320 and 92321, insert:

"Section 145.03RR. (A) Any person required to make accelerated tax payments under section 5739.032, 5739.122, or 5741.121 of the Revised Code that makes full payment of the taxes for the April 2003 reporting period on or before May 23, 2003; makes full payment of the taxes for the May 2003 reporting period on or before June 23, 2003; and makes all three of the required accelerated tax payments for the June 2003 reporting period on or before June 25, 2003, shall not be subject to the additional charge imposed under division (D)(1) of section 5739.032, division (D)(1) of section 5739.122, or division (D)(1) of section 5741.121 of the Revised Code for the reporting periods of April 2003 and May 2003.

(B) Notwithstanding division (A) of this section, a person required to make accelerated tax payments under section 5739.032, 5739.122, or 5741.121 of the Revised Code that has not been notified by the Department of Taxation of the requirement to make accelerated payments under one of those sections shall not be subject to the additional charge imposed under division (D)(1) of section 5739.032, division (D)(1) of section 5739.122, or division (D)(1) of section 5741.121 of the Revised Code for any reporting period prior to the receipt of the notice, or until the reporting period of September 2003, whichever is earlier."

Attest:

MATTHEW T. SCHULER,
Clerk

The Senate amendments were laid over under the Rule.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on June 4, 2003, signed the following:

Sub. H. B. No. 53 - Representative Seitz, et al.,

Am. H. B. No. 43 - Representative Core, et al.,

H. C. R. No. 16 - Representative Wolpert, et al.

MESSAGE FROM THE SPEAKER

The Speaker of the Ohio House of Representatives, on June 6, 2003, signed the following:

Sub. S. B. No. 47 - Senator Stivers, et al.

On motion of Representative Flowers, the House adjourned until Tuesday, June 10, 2003 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.