

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, SEPTEMBER 17, 2003

NINETY-SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, September 17, 2003 at 1:30 o'clock p.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Earnest Brown of the St. John Missionary Baptist Church in Springfield, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

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

The Columbus State men's golf team received H. R. No. 115, presented by Representatives Hughes-22nd district, D. Stewart-25th district, and the Franklin County delegation.

Ivan Harris received H.R. No. 127, presented by Representative Kearns-72nd district.

Dr. Joseph Steger received H. R. No. 123, presented by Representative Clancy-29th district.

Barbara Householder, mother, Speaker Householder-91st district.

Betsy Masterson and Monna Thomas, guests of Speaker Householder-91st district.

Nicole Johnson, a guest of Representatives Schneider-35th district and Beatty-27th district.

Stewart Perry and Michael Mawby, guests of Representatives Schneider-35th district and Beatty-27th district.

Michael and Rachell Harris, guests of Representative Kearns-72nd district.

Dean Mosher, a guest of Representative G. Smith-24th district.

Vicki Seckel, a guest of Representative Flowers-19th district.

Members of the Lake Front Property Owners group, guests of Representative Grendell-98th district.

Tony, Ezra, and Phoebe Baker, guests of Representative Hughes-22nd district.

Mehek Manawalia, a guest of Representative Wolpert-23rd district.

Courtney Falls, Raychel Santo, and Abigail Eustace guests of Representatives Allen-39th district, DeWine-70th district, and Widener-84th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 280-Representative Core.

To amend sections 2151.07, 2301.02, and 2301.03 of the Revised Code to create the Domestic Relations-Juvenile-Probate Division of the Logan County Court of Common Pleas and to add one judge to the Logan County Court of Common Pleas to be elected in 2004, to amend the version of section 2301.03 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, and to declare an emergency.

H. B. No. 281-Representatives Martin, McGregor, Kearns, Seitz, Husted, Schaffer, Webster, Gibbs, Walcher, Carano.

To amend sections 1739.02, 1739.99, 1751.02, 1751.28, 3901.78, and 3999.99 and to enact sections 1739.27 and 3999.18 of the Revised Code to change the assets that are considered to be admitted assets for purposes of meeting the statutory minimum for health insuring corporations, to provide for criminal and financial penalties for persons establishing or operating unlicensed insurers, and to amend provisions governing the issuance of certificates of compliance to insurers.

Said bills were considered the first time.

The following joint resolution was introduced:

H. J. R. No. 10-Representatives Yates, Barrett, Price, S. Patton, Key, Carano.

Proposing to amend Section 2 of Article II and Section 9 of Article V and to repeal Section 8 of Article V of the Ohio Constitution to eliminate the term limits and restrictions on returning to office that apply to members of the General Assembly and to members of Congress.

Said joint resolution was considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Hartnett submitted the following report:

The standing committee on Education to which was referred **H. B. No. 106**-Representative Williams, et al., having had the same under consideration, recommends its re-referral to the committee on Rules and Reference.

RE: DYS RELEASE - RECORDS/ASSIGNMENT TO SCHOOL

JAMIE CALLENDER
KEVIN DEWINE
WILLIAM J. HARTNETT
LINDA REIDELBACH
L. GEORGE DISTEL
MARY TAYLOR
KENNETH A. CARANO
JAMES M. HOOPS
DIANA M. FESSLER
MERLE GRACE KEARNS

STEVE REINHARD
KATHLEEN WALCHER
ARLENE J. SETZER
W. SCOTT OELSLAGER
DERRICK SEAVER
CLYDE EVANS
CLAUDETTE J. WOODARD
TYRONE K. YATES
SHAWN N. WEBSTER

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on Rules and Reference .

MOTIONS AND RESOLUTIONS

Representative Cates moved that the following resolution be brought up for immediate adoption, read by title only, and spread upon the pages of the journal.

**H. R. No. 129 - Speaker Householder, Representative Redfern.
RELATIVE TO TRAVEL ALLOWANCE**

The motion was agreed to.

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

**H. R. No. 129 - Speaker Householder, Representative Redfern.
Relative to travel allowance.**

RESOLVED, That the Chief Administrative Officer of the House of Representatives is hereby authorized to pay the following named person travel allowance for mileage as provided by section 101.27 of the Revised Code:

NAME	DISTRICT	MILEAGE
ROUND TRIP		
Chuck Calvert	#69	220

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
Cirelli	Clancy	Core	Daniels

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

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 200-Representatives Willamowski, Schneider, Otterman, S. Patton, Flowers, Hagan, Price, Reidelbach, Schmidt.

To amend sections 3121.59 and 3121.64, to enact section 3125.141, and to repeal sections 3121.60 and 3121.63 of the Revised Code to allow a child support enforcement agency to contract with a private person or entity to provide service of process or to compensate a sheriff for service of process, to eliminate the Program Income Fund, and to require monthly distributions of administrative charge amounts to each county child support enforcement agency, 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	Bocchieri	Book	Brinkman
Brown	Buehrer	Callender	Calvert
Carano	Carmichael	Cates	Chandler
Cirelli	Clancy	Core	Daniels
DeBose	DePiero	DeWine	Distel
Domenick	Driehaus	C. Evans	D. Evans
Faber	Fessler	Flowers	Gibbs
Gilb	Grendell	Hagan	Hartnett
Harwood	Hollister	Hoops	Hughes
Husted	Jerse	Jolivette	Kearns

Key	Koziura	Latta	Martin
Mason	McGregor	Miller	Niehaus
Oelslager	Olman	Otterman	S. Patton
T. Patton	Perry	Peterson	Price
Raga	Raussen	Redfern	Reidelbach
Reinhard	Schaffer	Schlichter	Schmidt
Schneider	Seaver	Seitz	Setzer
Sferra	Skindell	G. Smith	S. Smith
D. Stewart	J. Stewart	Strahorn	Sykes
Taylor	Trakas	Ujvagi	Wagner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wilson
Wolpert	Woodard	Yates	Young
			Householder-97.

The bill passed.

Representative Willamowski moved to amend the title as follows:

Add the names: "Beatty, Carano, Chandler, Cirelli, Clancy, Daniels, DePiero, Distel, Domenick, C. Evans, Hartnett, Harwood, Hollister, Hughes, Jolivette, Key, McGregor, Niehaus, T. Patton, Perry, Raussen, Redfern, Schaffer, Schlichter, Seitz, Sferra, J. Stewart, Sykes, Wagner, Widener, Widowfield."

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 adopted the following concurrent resolution in which the concurrence of the House is requested:

S.C.R. No. 15 -- Senators Coughlin, Amstutz, Mumper, Fingerhut, Stivers, Herington, Wachtmann, Harris, Randy Gardner, Blessing, Jacobson, Goodman, Prentiss, Austria, Mallory, Schuler, Carey, White, Robert Gardner, Jordan.

In memory of the late June Young Pak.

Attest:

Matthew T. Schuler,
Clerk.

Said concurrent resolution was referred to the committee on Rules and Reference under the Rule.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has refused to concur in the House amendments to:

Am. Sub. S. B. No. 4 - Senator Spada, et al.

Attest:

Matthew T. Schuler,
Clerk.

Representative Cates moved that the House insist on its amendments to **Am. Sub. S. B. No. 4**-Senator Spada, et al. , and ask for a committee of Conference.

The motion was agreed to.

On motion of Representative Cates, the House recessed.

The House met pursuant to recess.

Speaker Householder 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**

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 3302.021(D)(1)(a)(d)(f)(j), Am. Sub. H. B. No. 3, 125th General Assembly, the Speaker hereby appoints the following public members to the Ohio Accountability Task Force:

Toni Harper, Jo Ann Thatcher, and Gene Harris.

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:

Am. Sub. S. B. No. 44 - Senator Robert Gardner, et al.

Sub. S. B. No. 55 - Senator Randy Gardner, et al.

Attest: Matthew T. Schuler,
Clerk.

Representative Cirelli submitted the following report:

The standing committee on Health to which was referred **Sub. H. B. No. 71**-Representative Peterson, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: HOSPITAL/HEALTH SERV REFERRALS-PROHIBITIONS

JAMES M. HOOPS	GEOFFREY C. SMITH
SHIRLEY A. SMITH	JOHN J. WHITE
TYRONE K. YATES	MERLE GRACE KEARNS
CATHERINE L. BARRETT	EDWARD JERSE
MICHAEL DEBOSE	JOYCE BEATTY
LYNN E. OLMAN	GREGORY JOLIVETTE
SANDRA STABILE HARWOOD	

The following members voted "NO"

NANCY P. HOLLISTER	CHARLES R. BLASDEL
DIANA M. FESSLER	MICHELLE G. SCHNEIDER
LINDA REIDELBACH	EARL MARTIN

The report was agreed to.

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

On motion of Speaker Householder, the House adjourned until Thursday, September 18, 2003 at 1:00 o'clock p.m.

Attest: LAURA P. CLEMENS,
Clerk.