

OHIO

House

of

Representatives

JOURNAL

THURSDAY, DECEMBER 11, 2003

ONE HUNDRED TWENTY-FIFTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, December 11, 2003 at 1:00 o'clock p.m.

The House met pursuant to adjournment.

Pursuant to House Rule No. 21, the Clerk called the House to order.

Representative Cates was selected to preside under the Rule.

The journal of yesterday was read and approved.

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

Representative Cirelli submitted the following report:

The standing committee on Health to which was referred **H. B. No. 225**-Representative Olman, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: TO PROHIBIT DISCRIMINATION TREATMENT OF MENTAL ILLNESS

Representative Jolivette moved to amend the title as follows:

Add the names: "Jerse, S. Smith, Schneider, Cirelli, Kearns, DeBose, Jolivette."

SHIRLEY A. SMITH	MERLE GRACE KEARNS
EDWARD JERSE	MICHAEL DEBOSE
CATHERINE L. BARRETT	MARY M. CIRELLI
TYRONE K. YATES	MICHELLE G. SCHNEIDER
BRYAN C. WILLIAMS	GREGORY JOLIVETTE
NANCY P. HOLLISTER	LYNN E. OLMAN
SANDRA STABILE HARWOOD	JOYCE BEATTY

The following members voted "NO"

CHARLES R. BLASDEL	JAMES M. HOOPS
JOHN J. WHITE	DIANA M. FESSLER
LINDA REIDELBACH	EARL MARTIN
GEOFFREY C. SMITH	

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. 345 - Representatives S. Smith, et al

TO REQUIRE THE OHIO PEACE OFFICERS TRAINING COMMISSION TO ESTABLISH GUIDELINES REGARDING TRAINING OF PEACE OFFICERS IN THE HANDLING OF MISSING CHILDREN AND GUIDELINES FOR A CHILD RECOVERY PLAN, TO REQUIRE ALL LAW ENFORCEMENT AGENCIES IN OHIO TO ADOPT THOSE TRAINING GUIDELINES AND ESTABLISH GUIDELINES CONSISTENT WITH THE COMMISSION'S CHILD RECOVERY PLAN, TO REQUIRE CERTAIN PEACE OFFICERS TO HAVE THAT TRAINING, TO AMEND THE VERSION OF SECTION 109.77 OF THE REVISED CODE THAT IS 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

To the committee on Criminal Justice

H.B. No. 346 - Representative Young

TO REPEAL THE TEMPORARY SALES TAX INCREASE

To the committee on Ways and Means

H.B. No. 347 - Representatives Willamowski, et al

TO REQUIRE THE DIRECTOR OF HEALTH TO DESIGNATE STATE CORRECTIONAL INSTITUTIONS AS HEALTH RESOURCE SHORTAGE AREAS FOR THE PURPOSES OF THE PHYSICIAN LOAN REPAYMENT PROGRAM

To the committee on Health

H.B. No. 348 - Representatives Willamowski, et al

TO REQUIRE CLERKS OF COURTS OF COMMON PLEAS TO PROVIDE THE DEPARTMENT OF INSURANCE AND SUPREME COURT WITH CERTAIN INFORMATION REGARDING TORT ACTIONS AND TO CREATE THE COMMISSION ON RESPONSIBLE LEGAL REFORM

To the committee on Civil and Commercial Law

H.B. No. 349 - Representatives Key, et al

TO ELIMINATE A FELONY CONVICTION AS GROUNDS FOR TAKING ADVERSE ACTION RELATING TO A BARBER LICENSE AND TO PROHIBIT THE BARBER BOARD OR THE COSMETOLOGY BOARD INTERPRETING A FELONY CONVICTION AS GROUNDS FOR TAKING AN ADVERSE ACTION AGAINST A PERSON REGULATED UNDER THE BARBER LAW OR THE COSMETOLOGY LAW

To the committee on Judiciary

H.B. No. 350 - Representatives Gibbs, et al

TO PROVIDE IMMUNITY FROM CIVIL DAMAGES FOR FOOD MANUFACTURERS, SELLERS, AND TRADE ASSOCIATIONS FOR CLAIMS RESULTING FROM A PERSON'S OBESITY OR WEIGHT GAIN OR ANY HEALTH CONDITION RELATED TO OBESITY, WEIGHT

GAIN, OR CUMULATIVE CONSUMPTION
To the committee on Civil and Commercial Law

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

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 contained in the report of the committee on Rules and Reference.

The motion was agreed to.

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 Concurrent Resolution be introduced and referred to the following committee for consideration:

H. Con. R. No. 36- Representative Schaffer
TO DESIGNATE LANCASTER, OHIO AS THE PRESSED GLASS
CAPITOL OF OHIO
To the committee on State Government
Add the names: "Beatty, Hughes, Flowers, T. Patton, Schlichter"

/s/ GARY CATES

Gary Cates, Vice Chair

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

The motion was agreed to.

Said resolution was 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. 163 - Representative Reidelbach

HONORING JEFFREY ISHIZUKA AS A RHODES SCHOLAR

Add the names: Allen, Hughes, Beatty, Carano, Otterman"

H.R. No. 164 - Representative Reidelbach

HONORING THE O-TEAM FOR SERVICE TO THE UNITED STATES OF AMERICA

Add the names: "Allen, Hughes, Flowers, Beatty, Carano, Otterman"

H.R. No. 165 - Representatives Kilbane, Taylor, Trakas, C. Evans, Beatty, Kearns, Driehaus, Collier, Calvert, Willamowski, Hollister, Hoops, McGregor, Gilb, Miller, Yates, J. Stewart, Flowers, Aslanides, Clancy, Niehaus, Hartnett, Latta, Ujvagi, Skindell, Carano, DeWine

HONORING THOMAS M. ZAINO FOR EXEMPLARY STATE SERVICE

Add the names: "Allen, Peterson, Hughes, Schlichter, Walcher, Otterman"

/s/ GARY CATES

Gary Cates, Vice Chair

Representative Flowers 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 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. 21 - Senator Austria.

To recognize a century of flight and Ohio as the birthplace of aviation, and to honor the City of Dayton and its many partners for hosting "Inventing Flight: The Centennial Celebration," a celebration of the centennial of Wilbur and Orville Wright's first flight.

Attest:

Matthew T. Schuler,
Clerk.

Representative Flowers moved that House Rules be suspended and that the following concurrent resolution be read by title only and brought up for immediate adoption:

S. C. R. No. 21-Senator Austria.

To recognize a century of flight and Ohio as the birthplace of aviation, and to honor the City of Dayton and its many partners for hosting "Inventing Flight: The Centennial Celebration," a celebration of the centennial of Wilbur and Orville Wright's first flight.

The motion was agreed to.

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

Representative Flowers moved to amend the title as follows:

Add the name: "Husted."

The motion was agreed to and the title so amended.

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

The concurrent resolution was adopted.

Message from the Senate

I am directed to inform the House of Representatives that the Senate has agreed to the report of the Committee of Conference on matters of difference between the two houses on **Am. Sub. H.B. No. 12** - Representative Aslanides, et al.

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 House amendments to:

Am. Sub. S.B. No. 86 - Senator Stivers, et al.

Sub. S.B. No. 57 - Senator Jacobson, et al.

Attest:

Matthew T. Schuler,
Clerk.

On motion of Representative Flowers, the House adjourned until Tuesday, December 16, 2003 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.