

OHIO

House

of

Representatives

JOURNAL

TUESDAY, JANUARY 4, 2005

SECOND DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, January 4, 2005 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Chris Traut, Associate Pastor of Joshua House, Vineyard Church of Columbus, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

MOTIONS AND RESOLUTIONS

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 8-Representative Blasdel.

Relative to committee arrangements.

BE IT RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that the speaker shall appoint a committee of five members with authority to make assignments of committee rooms and to determine the holding of committee hearings.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener

Widowfield
WoodardWillamowski
YatesWilliams
YukoWolpert
Husted-96.

The resolution was adopted.

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 9-Representative Blasdel.

Relative to attendance at conferences and meetings.

WHEREAS, During the 126th General Assembly (2005-2006), important conferences and meetings of national or statewide interest may be called, especially of interest to the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that, if in the judgment of the speaker, any conferences or meetings, either national or state, are deemed to be of sufficient importance to warrant attendance of members or officers of the House, the speaker shall designate members or officers to attend; and be it further

RESOLVED, That all expenses incurred incident thereto of any member or officer so designated by the speaker shall be paid out of appropriate funds of the House.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener

Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The resolution was adopted.

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 10-Representative Blasdel.

Relative to the purchase of copies of the Ohio Revised Code.

BE IT RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that the speaker shall appoint a committee of three members which shall report its recommendations to the House relative to the purchase of copies of the Ohio Revised Code.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The resolution was adopted.

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 11-Representative Blasdel.

Relative to mileage of members and employees of the House of Representatives.

BE IT RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that the speaker shall appoint a committee of three members to determine the mileage of the members and employees of the House of Representatives, and this committee shall report its findings and recommendations to the House.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Rausen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The resolution was adopted.

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 12-Representative Blasdel.

Relative to certain letters to be signed by the Speaker of the House on behalf of the House and sent to persons or groups in lieu of any resolutions on the subject.

BE IT RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that upon the request of any member, the Speaker of the House of Representatives may, at the Speaker's discretion, sign letters of commendation, congratulations, or condolence to persons or organizations named in the request on behalf of the House and in its name, and arrange for transmittal therefor to such persons or organizations as may be designated in the request.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Rausen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The resolution was adopted.

Representative Blasdel offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 13-Representative Blasdel.

Relative to the appointment and salaries of the officials and employees of the House of Representatives.

BE IT RESOLVED, By the members of the House of Representatives of the 126th General Assembly, that in addition to those officers previously elected by resolution of the House, the speaker is hereby authorized to appoint such

additional staff as may be required for the purpose of facilitating the work of the House of Representatives and to fill any vacancies in positions as officers or employees; and be it further

RESOLVED, That the officers and employees of the House of Representatives be compensated as determined by the chief administrative officer, with the approval of the speaker; and be it further

RESOLVED, That pay increases shall be made only upon recommendation of the chief administrative officer or clerk, with approval of the speaker; and be it further

RESOLVED, That the chief administrative officer and the clerk shall each have the direct supervision and management of those officers and employees who by reason of their duties fall within the specific area of responsibility of the chief administrative officer and the clerk. Pursuant to the approval of the speaker, the chief administrative officer and the clerk may discharge any officer or employee under their respective supervision if the officer or employee is not satisfactorily performing his duties; and be it further

RESOLVED, That this resolution shall govern all actions taken by the 126th General Assembly and that all of the foregoing salaries be paid from the appropriate funds of the House of Representatives.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Rausen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The resolution was adopted.

Representative Blasdel offered the following concurrent resolution and requested that it be read by title only and spread upon the pages of the journal:

H. C. R. No. 2-Speaker Husted, Representative Redfern.

Relative to the appointment of a joint committee to attend the inauguration of The Honorable George W. Bush.

WHEREAS, On the Twentieth Day of January, 2005, The Honorable George W. Bush will be inaugurated as President of the United States, in the City of Washington, District of Columbia; and

WHEREAS, It is fitting that the State of Ohio be represented in its official capacity at said inauguration of The Honorable George W. Bush as President of the United States, on the Twentieth Day of January, 2005, in the City of Washington, District of Columbia; therefore be it

RESOLVED, By the members of the 126th General Assembly of Ohio, that a committee not to exceed eight members of each house, be selected by the Speaker of the House and the President of the Senate to attend and represent the State of Ohio at said inauguration of The Honorable George W. Bush as President of the United States.

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

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Smith S.	Stewart D.	Stewart J.
Strahorn	Sykes	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-96.

The concurrent resolution was adopted.

Representative Blasdel offered the following joint resolution and requested that it be read by title only and spread upon the pages of the journal:

H. J. R. No. 1-Representative Blasdel.

To confirm the appointment of Bruce Johnson as Lieutenant Governor of Ohio in accordance with Section 17a of Article III of the Constitution of the State of Ohio.

WHEREAS, Section 17a of Article III of the Constitution of the State of Ohio provides that whenever a vacancy occurs in the office of Lieutenant Governor, the Governor shall nominate a Lieutenant Governor, who shall take office upon confirmation by a vote of a majority of the members elected to each house of the General Assembly; and

WHEREAS, The office of Lieutenant Governor currently is vacant due to the resignation of former Lieutenant Governor Jeannette Bradley; and

WHEREAS, The Governor has nominated Bruce Johnson to fill this vacancy in the office of Lieutenant Governor; now therefore be it

RESOLVED, That the House of Representatives and Senate hereby confirm the nomination of Bruce Johnson by the adoption of this resolution by a majority vote of the members elected to each house in accordance with Section 17a of Article III of the Constitution of the State of Ohio; and be it further

RESOLVED, That the Clerk of the House of Representatives and the Clerk of the Senate shall spread upon the pages of the Journal of each house this resolution and the vote of the members of that house voting on confirmation of that nomination.

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

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach

Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Smith G.
Smith S.	Stewart D.	Stewart J.	Strahorn
Sykes	Taylor	Trakas	Uecker
Ujvagi	Wagner	Wagoner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wolpert	Woodard
Yates	Yuko		Husted-95.

The joint resolution was adopted.

MESSAGE FROM THE SPEAKER

Pursuant to House Resolution No. 8, the Speaker hereby appoints the following members to the Special Committee on Committee Arrangements:

Representatives Raga (chair), Flowers, Schlichter, Distel and Yates.

MESSAGE FROM THE SPEAKER

Pursuant to House Resolution No. 9, the Speaker hereby appoints the following members to the Special Committee on the Purchase of the Revised Codes:

Representatives Latta (chair), Faber and Book

MESSAGE FROM THE SPEAKER

Pursuant to House Resolution No. 11, the Speaker hereby makes the following appointments to the Special Committee on Mileage:

Representatives Kearns (chair), Wagoner and Garrison

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 103.11, the Speaker hereby makes the following appointments to the Legislative Service Commission:

Speaker Husted, Representatives Blasdel, Kearns, Flowers, DeWine, Redfern and Beatty.

On motion of Representative Blasdel, the House adjourned until Thursday, January 6, 2005 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.