

OHIO

House

of

Representatives

JOURNAL

THURSDAY, FEBRUARY 24, 2005

TWENTY-FIRST DAY

Hall of the House of Representatives, Columbus, Ohio
Thursday, February 24, 2005 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 89-Representative Blessing.

To amend section 4729.99 and to enact sections 4729.261 and 4729.362 of the Revised Code to require retail sellers of prescription drugs to disclose price information to consumers.

Said bill was considered the first time.

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

Representative Healy reported for the Rules and Reference Committee recommending that the following House Bills and Senate Bills be considered for the second time and referred to the following committees for consideration:

H.B. No. 73 - Representative Trakas

TO ESTABLISH NEW INCOME TAX DOMICILE TESTS.

To the committee on Ways and Means

H. B. No. 74 - Representative Gibbs, et al

TO PHASE-IN DESTINATION-BASED SOURCING OF SALES FOR SMALL BUSINESSES.

To the committee on Ways and Means

H.B. No. 75 - Representative Harwood, et al

TO REVISE THE CITING CRITERIA FOR A CONSTRUCTION AND DEMOLITION DEBRIS FACILITY, TO ESTABLISH AN APPLICATION FEE FOR AN INITIAL CONSTRUCTION AND DEMOLITION DEBRIS FACILITY LICENSE, TO REQUIRE MONTHLY INSPECTIONS OF CONSTRUCTION AND DEMOLITION DEBRIS FACILITIES, TO REQUIRE BACKGROUND CHECKS FOR THE OPERATION OF SUCH A FACILITY, TO REQUIRE POST-CLOSURE BONDING FOR CERTAIN CONSTRUCTION AND DEMOLITION DEBRIS FACILITIES, AND TO MAKE OTHER CHANGES IN THE CONSTRUCTION AND DEMOLITION DEBRIS LAW.

To the committee on Economic Development and Environment

H.B. No. 76 - Representative Trakas

TO PERMIT THE ELECTORS OF A STATUTORY VILLAGE TO VOTE ON A QUESTION TO AUTHORIZE THE MAYOR TO APPOINT THE VILLAGE SOLICITOR WITH THE ADVICE AND CONSENT OF THE VILLAGE'S LEGISLATIVE AUTHORITY.

To the committee on Local and Municipal Government and Urban Revitalization

H.B. No. 77 - Representative Gilb, et al

TO REORGANIZE THE EXECUTIVE BRANCH OF STATE GOVERNMENT.

To the committee on State Government

Sub. S.B. No. 18 - Senator Wachtmann, et al

REGARDING THE COMPOUNDING OF DRUGS BY PHARMACISTS.

To the committee on Health

Am. Sub. S.B. No. 38 - Senator Grendell, et al

REGARDING THE APPOINTMENT AND COMMISSIONING OF AMUSEMENT PARK POLICE OFFICERS AND TO THE TRAINING OF THOSE OFFICERS AND TO DECLARE AN EMERGENCY.

To the committee on Judiciary

JON A. HUSTED
CHARLES E. CALVERT
ANTHONY CORE
LARRY L. FLOWERS
TOM RAGA
GEOFFREY C. SMITH
CHRIS REDFERN
KENNETH A. CARANO
WILLIAM J. HEALY
ROBERT J. OTTERMAN

CHARLES R. BLASDEL
JIM CARMICHAEL
KEVIN DEWINE
MERLE GRACE KEARNS
JOHN SCHLICHTER
SHAWN N. WEBSTER
JOYCE BEATTY
TIMOTHY J. DEGEETER
JOSEPH KOZIURA

Representative Walcher 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 and Senate Bills were considered a second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Healy reported for the Rules and Reference Committee recommending that the following House Concurrent Resolutions, House Resolution and Senate Concurrent Resolution be introduced and referred to the following committees for consideration:

H. Con. R. No. 8 - Representative Gilb

TO RECOGNIZE THE WEEK BEGINNING FEBRUARY 12, 2006 AS YOUTH SEXUAL ABSTINENCE MONTH AND FEBRUARY 14 AS DAY OF PURITY

To the committee on State Government

Add the name: Flowers

H. Con. R. No. 9 - Trakas, et al

TO URGE THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO INCLUDE IN THE UNITED STATES DEPARTMENT OF STATE'S VISA WAIVER PROGRAM THOSE MEMBERS OF THE NORTH ATLANTIC TREATY ORGANIZATION THAT ARE NOT CURRENTLY PARTICIPATING IN THE PROGRAM.

To the committee on State Government

Add the name: Carano

H. R. No. 21 - Representative Combs

TO URGE THE CONGRESS OF THE UNITED STATES TO ENACT THE CLEAR SKIES ACT OF 2005.

To the committee on Economic Development and Environment

Add the names: Calvert, Flowers, Webster

S. Con. R. No. 3 - Senator Wachtmann, et al

To designate the week of April 3rd-9th, 2005 as Public Health Week in Ohio.

To the committee on State Government

Add the names: Beatty, Carano, Otterman

/s/ JON A. HUSTED

Jon A. Husted, Chair

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

The motion was agreed to.

Said resolutions were introduced and referred as recommended.

Representative Walcher moved that the majority and minority party members asking leave to be absent or absent the week of Tuesday, February 15, 2005, be excused, so long as a written request is on file in the majority and

minority leadership offices.

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. 4 - Senators Zurz, Clancy, Fedor, Prentiss, Roberts, Wachtmann, Gardner, Jacobson, Schuler, Carey, Coughlin, Wilson, Spada, Brady, Miller, Goodman, Hagan, Amstutz, Austria, Dann, Mallory, Niehaus, Harris, Jordan, Padgett

To designate the month of February in both 2005 and 2006 as American Heart Month in Ohio.

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 passed the following bills in which the concurrence of the House is requested:

S. B. No. 10 - Senators Jordan, Wachtmann, Mumper, Hottinger, Jacobson, Austria, Goodman, Carey, Cates, Stivers, Clancy, Miller, Spada

To amend sections 5126.01, 5126.02, 5126.021, 5126.022, 5126.023, 5126.03, 5126.031, 5126.033, 5126.034, 5126.056, 5126.058, 5126.081, 5126.30, 5705.191, and 5705.222, to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 5126.02 (5126.0212), 5126.021 (5126.029), 5126.022 (5126.0215), 5126.023 (5126.0225), and 5126.024 (5126.0226), and to enact new sections 5126.02, 5126.021, 5126.022, 5126.023, and 5126.024 and sections 5126.025, 5126.026, 5126.027, 5126.028, 5126.0210, 5126.0211, 5126.0213, 5126.0214, 5126.0216, 5126.0217, 5126.0218, 5126.0219, 5126.0220, 5126.0221, 5126.0222, 5126.0223, 5126.0224, 5126.0227, 5126.0228, 5126.037, and 5126.038 of the Revised Code to revise the law governing county boards of

mental retardation and developmental disabilities.

Sub. S. B. No. 20 - Senators Goodman, Amstutz, Coughlin, Clancy, Schuler, Jacobson, Cates, Mumper, Austria, Schuring, Grendell, Wachtmann, Gardner, Carey, Padgett, Jordan, Spada, Hottinger, Zurz, Armbruster, Niehaus, Hagan, Dann, Fedor, Miller

To amend sections 2901.11 and 2901.12 of the Revised Code to clarify the application of the state's criminal jurisdiction statute to offenses committed in a jurisdiction other than Ohio that result from a conspiracy, an attempt, or complicity to commit the offense that occurs in Ohio; to clarify the application of that statute in homicide cases; to clarify that Ohio criminal specifications are applicable to persons who commit an offense in a jurisdiction other than Ohio but are subject to Ohio criminal jurisdiction; and to make other related changes to the state's criminal jurisdiction and venue statutes.

Attest:

Matthew T. Schuler,
Clerk.

Said bills were considered the first time.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on February 23, 2005, signed the following:

H. C. R. No. 6 - Representative Latta - et al.
Honoring the Bowling Green High School girls cross country team on winning the 2004 Division I State Championship.

On motion of Representative Walcher, the House adjourned until Tuesday, March 1, 2005 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.