

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**THURSDAY, MARCH 9, 2006**

ONE HUNDRED FIFTY-SECOND DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Thursday, March 9, 2006 at 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Clerk called the House to order.

Representative Coley was selected to preside under the Rule.

The journal of yesterday was read and approved.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 528**-Representatives Fende, Healy, Hartnett, Chandler, Skindell, Driehaus, Williams, Patton, S., Distel, McGregor, J., Reidelbach, Koziura, Woodard, DeGeeter, Perry, Boccieri, Brown, Harwood.

To amend section 149.43 of the Revised Code to specify that social security numbers are not public records and to require a public office to redact social security numbers contained within a public record and to notify the requester of public records of the redaction of information within a public record, including social security numbers, that are exempt from disclosure.

**H. B. No. 529**-Representatives Wagner, Martin, Wagoner, Seitz, Fende, McGregor, J., Gilb, Fessler, Reidelbach, DeGeeter, Harwood, Evans, C., Garrison.

To amend sections 2101.11, 2151.421, 3107.014, 3107.031, 3107.032, 3107.10, 3107.12, 3107.141, 3107.61, 5103.16, and 5153.122; to amend, for the purpose of adopting a new section number as indicated in parentheses, sections 3107.031 (3107.032), 3107.032 (3107.034), and 3107.10 (3107.055); to enact new sections 3107.031 and 3107.10 and sections 3107.033, 3107.101, and 5103.0328 of the Revised Code to revise the law governing adoption, foster care, and related laws regarding the Department of Job and Family Services.

Said bills were 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. 526 - Representative Fende, et al**

TO REQUIRE A COUNTY THAT USES DIRECT RECORDING ELECTRONIC VOTING MACHINES WITH A VOTER VERIFIED PAPER AUDIT TRAIL AS ITS PRIMARY VOTING SYSTEM TO CONDUCT A RANDOM RECOUNT OF ONE COUNTY OFFICE, QUESTION, OR ISSUE VOTED ON AT A GENERAL ELECTION USING THAT PAPER AUDIT TRAIL.

To the committee on Elections and Ethics

**H.B. No. 527 - Representative Uecker, et al**

TO REQUIRE THE LICENSURE OF SECURITY SYSTEMS COMPANIES, TO PROVIDE FOR THE REGISTRATION OF INDIVIDUALS PERFORMING SPECIFIED TYPES OF WORK RELATED TO SECURITY SYSTEMS, TO PROVIDE FOR THE REGULATION OF SECURITY SYSTEMS COMPANIES AND EMPLOYEES, AND TO ESTABLISH THE SECURITY SYSTEMS ADVISORY BOARD IN THE DEPARTMENT OF PUBLIC SAFETY.

To the committee on Transportation, Public Safety and Homeland Security

**Sub. S.B. No. 223 - Senators Niehaus, et al**

TO STATUTORILY RECOGNIZE THE DIVISION OF UNCLAIMED FUNDS AND THE OFFICE OF SUPERINTENDENT OF UNCLAIMED FUNDS IN THE DEPARTMENT OF COMMERCE AND TO REQUIRE THE REGISTRATION OF PERSONS WHO, FOR COMPENSATION, AGREE TO LOCATE OR RECOVER THE UNCLAIMED FUNDS OF ANOTHER.

To the committee on Commerce and Labor

**Sub. S.B. No. 262 - Senator Goodman, et al**

TO ELIMINATE THE FORMER TWO-YEAR WINDOW FOR APPLICATIONS UNDER A PROGRAM FOR POST-CONVICTION DNA TESTING AND INSTEAD ALLOW AN ELIGIBLE INMATE TO REQUEST POST-CONVICTION DNA TESTING AT ANY TIME IF SPECIFIED CRITERIA ARE MET, TO PROVIDE FOR A COURT'S CONSIDERATION OF ALL AVAILABLE ADMISSIBLE EVIDENCE IN DETERMINING WHETHER THE PROGRAM'S APPLICABLE "OUTCOME DETERMINATIVE" CRITERION IS SATISFIED, TO SPECIFY THAT THE DNA SPECIMEN COLLECTION PROCEDURES FOR FELONS AND SPECIFIED MISDEMEANORS APPLY REGARDLESS OF WHEN THE OFFENDER'S CONVICTION OCCURRED OR GUILTY PLEA WAS ENTERED, AND TO DECLARE AN EMERGENCY.

To the committee on Judiciary

JON A. HUSTED  
JIM CARMICHAEL  
KEVIN DEWINE  
TOM RAGA

CHARLES R. BLASDEL  
ANTHONY CORE  
LARRY L. FLOWERS  
JOHN SCHLICHTER

ARLENE J. SETZER  
TIMOTHY J. DEGEETER  
ROBERT J. OTTERMAN

LARRY L. WOLPERT  
WILLIAM J. HEALY  
CHRIS REDFERN

Representative Collier 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 all 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 Resolution be introduced and referred to the following committee for consideration:

**H.Con.R. No. 37 - Representative Garrison, Barrett, Beatty, Boccieri, Carano, Chandler, Distel, Domenick, Faber, Fende, Healy, Koziura, Otterman, Skindell, Strahorn, Williams, Yuko**

TO REQUEST THE MEMBERS OF THE UNITED STATES CONGRESS TO BLOCK THE OPERATION OR MANAGEMENT OF PORTS AND TERMINALS AT PORTS BY FOREIGN GOVERNMENTS.

To the committee on Transportation, Public Safety, and Homeland Security

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Collier 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.

### 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. 82** - Representatives Hughes, Allen, Barrett, Boccieri, Brown, Chandler, DeBose, Domenick, Evans, C., Fende, Flowers, McGregor, J., Patton, S., Patton, T., Perry, Reidelbach, Schaffer, Schneider, Seitz, Stewart, D., Yuko Senators Stivers, Goodman

To amend sections 4777.01, 4777.02, 4777.03, and 4777.04 of the Revised Code to change the professional title "Industrial Hygienist in Training" to "Certified Associate Industrial Hygienist" with respect to the practice of industrial hygiene.

Attest: David A. Battocletti,  
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. 7** - Senator Cates- et al.

Attest: David A. Battocletti,  
Clerk.

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. 271** - Senators Hottinger, Miller, R., Fedor, Cates, Grendell, Mumper, Armbruster, Miller, D., Kearney, Clancy, Hagan, Zurz, Dann, Spada

To enact section 5.073 of the Revised Code to designate the Newark Earthworks as the official prehistoric monument of the state.

**Sub. S. B. No. 238** - Senators Niehaus, Schuring, Clancy, Padgett, Carey, Spada, Armbruster, Coughlin, Dann, Fedor, Harris, Kearney, Prentiss, Roberts, Zurz, Miller, R., Austria, Wilson, Miller, D.

To amend sections 109.57, 109.572, 109.60, 1347.08, 1717.14, 2151.011, 2151.281, 2151.353, 2151.416, 2151.421, 3107.014, 3107.015, 3107.016, 3107.031, 3107.032, 3107.17, 3109.16, 3109.17, 5101.141, 5101.29, 5101.35, 5101.72, 5101.99, 5103.031, 5103.033, 5103.034, 5103.035, 5103.036, 5103.038, 5103.039, 5103.0311, 5103.0312, 5103.0313, 5103.0315, 5103.07,

5104.01, 5104.11, 5104.31, 5153.01, 5153.111, 5153.122, 5153.16, 5153.17, 5153.60, 5153.61, 5153.62, 5153.63, 5153.64, 5153.65, 5153.66, 5153.67, 5153.70, 5153.71, 5153.72, 5153.73, 5153.74, 5153.75, 5153.76, 5153.77, and 5153.78; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 5153.60 (5103.30), 5153.61 (5103.35), 5153.62 (5103.36), 5153.63 (5103.362), 5153.64 (5103.363), 5153.65 (5103.37), 5153.66 (5103.39), 5153.67 (5103.391), 5153.70 (5103.38), 5153.71 (5103.41), 5153.72 (5103.42), 5153.73 (5103.421), 5153.74 (5103.422), 5153.75 (5153.125), 5153.76 (5153.126), 5153.77 (5153.127), and 5153.78 (5103.32); to enact sections 2151.423, 5101.13, 5101.131, 5101.132, 5101.133, 5101.134, 5103.301, 5103.302, 5103.303, 5103.31, 5103.33, 5103.34, 5103.361, 5103.40, 5153.123, 5153.124, and 5153.166; and to repeal sections 5103.037, 5153.68, and 5153.69 of the Revised Code to revise the law governing child welfare and other laws regarding the Department of Job and Family Services.

**S. B. No. 268** - Senators Stivers, Schuler, Mumper, Amstutz, Armbruster, Austria, Clancy, Goodman, Hottinger, Prentiss, Spada, Kearney, Harris

To amend section 3901.48 and to enact section 3915.16 of the Revised Code to adopt the Interstate Insurance Product Regulation Compact.

Attest:

David A. Battocletti,  
Clerk.

Said bills were considered the first time.

#### 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. 287** - Representatives Aslanides, Kearns, Carmichael, Gibbs, Perry, McGregor, J., Dolan, Collier, Hood, Beatty, Reidelbach, Barrett, Boccieri, Brown, Carano, Daniels, DeBose, Domenick, Evans, D., Flowers, Hagan, Hughes, Law, Sayre, Schlichter, Schneider, Stewart, J., Uecker, Wagoner Senators Coughlin, Gardner, Jacobson, Clancy, Amstutz, Cates, Harris, Hottinger, Jordan, Mumper, Padgett, Schuler, Schuring, Spada, Wachtmann

To amend sections 3702.30 and 3702.31 and to enact sections 2305.116 and 3702.301 of the Revised Code to exempt certain freestanding birthing centers

from the requirement that a center obtain a health care facility license from the Director of Health and to provide that there is no cause of action on a medical claim that because of an act or omission an abortion was not performed.

As a substitute bill, in which the concurrence of the House is requested.

Attest: David A. Battocletti,  
Clerk.

The Senate amendments were laid over under the Rule.

On motion of Representative Collier, the House adjourned until Tuesday, March 14, 2006 at 11:00 o'clock a.m.

Attest: LAURA P. CLEMENS,  
Clerk.