

OHIO

House

of

Representatives

JOURNAL

THURSDAY, MARCH 10, 2005

TWENTY-SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Thursday, March 10, 2005 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 Aslanides was selected to preside under the Rule.

The journal of the previous legislative day was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 120-Representative T. Patton.

To amend sections 742.3711 and 742.3717 of the Revised Code to increase the cost of living allowance for certain Ohio Police and Fire Pension Fund members to \$600 per year.

H. B. No. 121-Representatives Reinhard, Brown, Distel, C. Evans, Gilb, Hartnett, Kearns, McGregor, Seaver, Setzer, J. Stewart, Widowfield.

To permit school districts and nonpublic schools to count time that schools are in session beyond the required minimum number of hours in order to make up "calamity days" missed during the 2004-2005 school year in excess of the number of days permitted by law and the number of days specified in their contingency plans, and to declare an emergency.

H. B. No. 122-Representatives Wagoner, McGregor, Martin, Wagner, T. Patton, Hoops, Uecker, Seitz, Combs, Gibbs, Flowers, Collier, D. Evans, Calvert, Reidelbach, Setzer, Strahorn, Garrison, Latta, C. Evans, Kearns, Blasdel, Law, Gilb, Webster, Ujvagi, Harwood, Daniels.

To amend section 3770.07 of the Revised Code to prohibit the claiming and payment of a lottery prize award with a value in excess of \$599 until the beneficial owner's name, address, and Social Security number are disclosed to the State Lottery Commission.

H. B. No. 123-Representatives Skindell, Sykes, Miller.

To amend sections 122.16, 122.17, 122.171, 901.13, 5709.65, 5733.04, 5733.042, 5733.05, 5733.052, 5733.053, 5733.055, 5733.056, 5733.059, 5733.06, 5733.065, 5733.09, 5733.11, 5733.12, 5733.33, 5733.39, 5733.40, 5733.41, 5733.98, 5747.01, 5747.21, 5747.211, 5747.212, 5747.31, and 5747.98; to enact new section 5733.061 and sections 5733.023 and 5733.044;

and to repeal sections 5733.061, 5733.067, 5733.068, 5733.069, 5733.0610, 5733.31, 5733.311, 5733.32, 5733.34, 5733.36, 5733.37, 5733.38, 5733.43, 5733.44, 5733.46, 5747.057, 5747.058, 5747.28, 5747.32, 5747.34, 5747.35, 5747.36, 5747.38, and 5747.75 of the Revised Code to revise the corporation franchise tax law by lowering tax rates, adding alternative minimum tax bases, expanding add-backs for expenses paid to related companies, adding a sales factor "throwback," eliminating future net operating loss deductions, requiring "water's edge" combined tax reporting, eliminating the implied deduction for taxes paid to other jurisdictions, increasing the maximum tax computed on a net worth basis, expressly narrowing the net worth exclusion for financial institutions relative to appreciation, clarifying the pass-through entity withholding tax base, requiring corporate taxpayers to disclose certain tax-related information, and eliminating several credits and to eliminate corresponding personal income tax credits for business owners.

H. B. No. 124-Representatives Skindell, Sykes, Miller.

To amend section 5703.65 (5703.58) for the purpose of adopting a new section number as indicated in parentheses; to enact new section 5703.65; and to enact sections 5703.61, 5703.62, 5703.63, 5703.64, and 5703.66 of the Revised Code to require taxpayers using abusive tax avoidance transactions, and organizers of such transactions, to disclose such transactions; to create a permanent voluntary taxpayer disclosure program whereby certain classes of taxpayers disclose outstanding liabilities in exchange for waiver of some penalties; to require the Tax Commissioner to conduct a temporary voluntary disclosure initiative whereby taxpayers may disclose abusive tax avoidance transactions in exchange for waiver of penalties; and to repeal Section 3 of this act one year after the initiative it provides closes.

H. B. No. 125-Representatives Wolpert, Buehrer, McGregor, Skindell.

To amend sections 1901.07, 1901.10, 1901.31, and 1901.33 of the Revised Code to require that the declaration of candidacy and petition or the nominating petition for a candidate for municipal court judge or clerk be signed by at least fifty electors of the territory of the court; that the declaration of candidacy and petition for a partisan candidate for municipal court judge or clerk be filed by the 75th day before the primary election or, in the year of a presidential primary election, the 60th day before the primary election; and that the nominating petition for a nonpartisan candidate for municipal court judge or clerk be filed by the day before the primary election.

H. B. No. 126-Representatives Widener, Kearns, C. Evans, Fessler, Collier, Martin, Wolpert.

To amend sections 4513.01 and 4513.62 and to enact sections 4513.621, 4513.622, and 4513.66 of the Revised Code to provide that the owner of a

motor vehicle that is removed from a public road may be prevented from registering any vehicle or obtaining a driver's license until the towing and storage fees on the vehicle removed are paid.

H. B. No. 127-Representatives Ujvagi, Kearns, Carano, Allen, Skindell, Brown, Perry, Distel, Seitz, Williams, Barrett, S. Patton, Chandler.

To amend sections 5747.08 and 5747.98 and to enact section 5747.72 of the Revised Code to create a refundable tax credit for nurses who teach nursing at post-secondary educational institutions and to declare an emergency.

Said bills were considered the first time.

The following joint resolution was introduced:

H. J. R. No. 6-Representatives Driehaus, Healy, S. Patton, Ujvagi, Fende, Williams, Bocchieri, Chandler, Yuko, S. Smith, Sayre, Brown, Hartnett, DeGeeter, Strahorn, Miller, Allen, Distel, Cassell, Otterman, Carano, Woodard, Domenick, Harwood, Koziura, Mitchell, Key, Skindell, Barrett, Beatty, Book, DeBose, Garrison, Mason, Perry, Redfern, D. Stewart, Sykes, Yates.

Proposing to amend Sections 1, 6, and 13 of Article XI of the Constitution of the State of Ohio to change the composition of the Apportionment Board and to require the Apportionment Board to apportion the state for members of the General Assembly and for representatives to Congress.

Said joint resolution was considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative DeGeeter submitted the following report:

The standing committee on Criminal Justice to which was referred **Sub. S. B. No. 20**-Senator Goodman, et al., having had the same under consideration, reports it back and recommends its passage.

RE: CRIMINAL JURISDICTION - EXTRATERRITORIAL REACH

Representative Latta moved to amend the title as follows:

Add the names: "Representatives Latta, D. Evans, Buehrer, Seaver, Seitz."

ROBERT E. LATTA
WILLIAM J. SEITZ
ANNIE L. KEY
KENNY YUKO
STEPHEN BUEHRER
DERRICK SEAVER

DAVID R. EVANS
TIMOTHY J. DEGEETER
TYRONE K. YATES
SALLY CONWAY KILBANE
JOHN R. WILLAMOWSKI
WILLIAM J. HEALY

The report was agreed to.

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

Representative Book submitted the following report:

The standing committee on Civil and Commercial Law to which was referred **H. B. No. 42**-Representative Schaffer, et al., having had the same under consideration, reports it back and recommends its passage.

RE: RE: NONPROFIT CORPORATION VOTING AND MEETINGS

Representative Seitz moved to amend the title as follows:

Add the names: "Harwood, Mason, Wagoner, Coley, Latta, Oelslager, Book."

WILLIAM J. SEITZ	MARK D. WAGONER
JOHN R. WILLAMOWSKI	ROBERT E. LATTA
W. SCOTT OELSLAGER	BILL COLEY
SANDRA STABILE HARWOOD	JOYCE BEATTY
LANCE T. MASON	T. TODD BOOK

The report was agreed to.

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

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. 105 - Representative Setzer, et al

TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT THE STANDARDS DEVELOPED BY THE NATIONAL ASSOCIATION FOR SPORT AND PHYSICAL EDUCATION FOR PHYSICAL EDUCATION IN GRADES KINDERGARTEN THROUGH TWELVE AND TO REQUIRE THAT ANY REVISIONS TO THE STANDARDS BE APPROVED BY CONCURRENT RESOLUTION OF THE GENERAL ASSEMBLY.

To the committee on Education

H.B. No. 106 - Representative Setzer, et al

TO INCREASE THE NUMBER OF SIGNATURES NEEDED ON A MUNICIPAL REFERENDUM PETITION, TO PERMIT PERSONS WHO SIGN A MUNICIPAL REFERENDUM PETITION TO REMOVE THEIR NAMES FROM THAT PETITION WITHIN EIGHT DAYS AFTER THE PETITION IS FILED, AND TO PERMIT THE CIRCULATOR OF A MUNICIPAL REFERENDUM PETITION FROM WHICH NAMES HAVE BEEN REMOVED TO AMEND THE STATEMENT IDENTIFYING THE NUMBER OF SIGNATURES ON THE PETITION.

To the committee on Elections and Ethics

H.B. No. 107 - Representative Setzer, et al

TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT STANDARDS THAT REQUIRE THE CURRICULA OF TEACHER PREPARATION PROGRAMS TO BE ALIGNED WITH THE STATE ACADEMIC CONTENT STANDARDS AND WITH THE VALUE-ADDED PROGRESS DIMENSION DEVELOPED BY THE DEPARTMENT OF EDUCATION.

To the committee on Education

H.B. No. 108 - Representative Hagan, et al

TO ALLOW CERTAIN VICTIMS OF AN ACCIDENT PROXIMATELY CAUSED BY A PERSON COMMITTING OVI TO RECEIVE THE RIGHTS OF A VICTIM UNDER THE VICTIM'S RIGHTS LAW.

To the committee on Criminal Justice

H.B. No. 109 - Representative Blasdel

TO SPECIFY HOW NEW OR DESTROYED PROPERTY IS TO BE ACCOUNTED FOR IN THE EQUALIZATION OF REAL PROPERTY ASSESSMENTS.

To the committee on Ways and Means

H.B. No. 110 - Representative Wagner, et al

TO PERMIT ALL SCHOOL DISTRICTS AND EDUCATIONAL SERVICE CENTERS TO REDUCE THE NUMBER OF TEACHING EMPLOYEES FOR FINANCIAL REASONS AND TO EXPAND THE REASONS FOR WHICH NONCIVIL SERVICE SCHOOL DISTRICTS AND EDUCATIONAL SERVICE CENTERS MAY REDUCE THE NUMBER OF NONTEACHING EMPLOYEES.

To the committee on Commerce and Labor

H.B. No. 111 - Representative Skindell, et al

TO REQUIRE APPLICANTS FOR CHIP, DISABILITY MEDICAL ASSISTANCE, AND MEDICAID TO PROVIDE INFORMATION ABOUT THEIR EMPLOYERS AND TO REQUIRE AN ANNUAL REPORT IDENTIFYING THE EMPLOYERS.

To the committee on Health

H.B. No. 112 - Representative Skindell, et al

TO REQUIRE MANUFACTURERS AND LABELERS OF DANGEROUS DRUGS TO DISCLOSE TO THE DIRECTOR OF HEALTH THE VALUE, NATURE, AND PURPOSE OF CERTAIN GIFTS, FEES, PAYMENTS, SUBSIDIES, AND OTHER ECONOMIC BENEFITS THEY PROVIDE IN CONNECTION WITH PHARMACEUTICAL DETAILING, MARKETING, OR PROMOTION.

To the committee on Health

H.B. No. 113 - Representative Blasdel

TO PROHIBIT REGISTRATION OF AN APPLICANT AS A MORTGAGE BROKER OR LOAN OFFICER, CERTIFICATION OR LICENSURE OF

AN APPLICANT AS A REAL ESTATE APPRAISER, OR REGISTRATION AS A REAL ESTATE APPRAISER ASSISTANT IF A NATIONAL CRIMINAL BACKGROUND CHECK SHOWS THAT THE APPLICANT HAS COMMITTED SPECIFIED CRIMINAL OFFENSES, TO PROHIBIT THE APPRAISAL OF REAL ESTATE WITHOUT STATE CERTIFICATION OR LICENSURE, TO PROHIBIT A PERSON KNOWINGLY AFFECTING THE INDEPENDENT JUDGMENT OF AN APPRAISER AS TO A DWELLING'S VALUE; AND TO REQUIRE THAT EVERY HIGH SCHOOL INCLUDE IN THE REQUIREMENTS FOR GRADUATION INSTRUCTION IN PERSONAL ECONOMICS.

To the committee on Financial Institutions, Real Estate and Securities

S.B. No. 19 - Senator Schuler, et al

TO MAKE THE TESTIMONIAL PRIVILEGE AGAINST DISCLOSURE OF CERTAIN COMMUNICATIONS APPLICABLE TO CRITICAL INCIDENT STRESS MANAGEMENT (CISM) TEAM MEMBERS AND TO PROVIDE CISM TEAM MEMBERS WITH IMMUNITY AGAINST TORT OR OTHER CIVIL LIABILITY ARISING FROM ACTIONS OR OMISSIONS DURING DEBRIEFING SESSIONS.

To the committee on Judiciary

S.B. No. 56 - Senator Mumper, et al

TO ENACT AS A SEPARATE ACT THE PROVISION OF LAW EXEMPTING EMPLOYEES OF THE OHIO SCHOOL FACILITIES COMMISSION FROM THE COLLECTIVE BARGAINING LAW.

To the committee on Finance and Appropriations

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

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

Representative Carmichael 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.

Representative Healy 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. 114 - Representative Sayre, et al

TO PERMIT CERTAIN SCHOOL DISTRICTS AND NONPUBLIC SCHOOLS LOCATED IN AREAS FLOODED DURING THE 2004-2005 SCHOOL YEAR TO COUNT TIME THAT SCHOOLS ARE IN SESSION BEYOND THE REQUIRED MINIMUM NUMBER OF HOURS IN ORDER TO MAKE UP "CALAMITY DAYS" MISSED IN EXCESS OF THE NUMBER OF DAYS PERMITTED BY LAW AND THE NUMBER OF DAYS SPECIFIED IN THEIR CONTINGENCY PLANS, AND TO DECLARE AN EMERGENCY.

To the committee on Education

H.B. No. 115 - Representative Setzer, et al

TO ESTABLISH THE EDUCATIONAL REGIONAL SERVICE SYSTEM AND THE EMIS ADVISORY BOARD.

To the committee on Education

H.B. 116 - Representative T. Patton

TO REQUIRE THE BOARD OF EDUCATION OF EACH SCHOOL DISTRICT UNDERTAKING A SCHOOL BUILDING CONSTRUCTION PROJECT VALUED OVER \$25,000 TO AWARD THE CONTRACT FOR THAT PROJECT ONLY TO THE LOWEST RESPONSIBLE OHIO-BASED BIDDER OR BY BOARD OPTION TO THE LOWEST RESPONSIVE AND RESPONSIBLE OHIO-BASED BIDDER AND TO REQUIRE SCHOOL DISTRICTS AND THE OHIO SCHOOL FACILITIES COMMISSION TO CONTRACT WITH OHIO-BASED PERSONS WHEN CONTRACTING FOR PROFESSIONAL SERVICES IN SUPPORT OF SCHOOL DISTRICT CONSTRUCTION PROJECTS.

To the committee on Finance and Appropriations

H.B. No. 117 - Representative Reidelbach, et al

REGARDING PROVISION OF COMPLEMENTARY OR ALTERNATIVE HEALTH CARE SERVICES.

To the committee on Commerce and Labor

H.B. No. 118 - Representative Gibbs, et al

TO PROHIBIT A PERSON WHO IS REQUIRED TO REGISTER UNDER THE SEX OFFENDER REGISTRATION AND NOTIFICATION LAW FROM RESIDING WITHIN 1000 FEET OF ANY PRESCHOOL PREMISES; TO PROVIDE FOR INJUNCTIVE RELIEF FOR A VIOLATION OF THAT PROHIBITION; TO PROHIBIT A TENANT OF RESIDENTIAL PREMISES FROM ALLOWING SUCH A PERSON TO OCCUPY THOSE PREMISES; AND TO PERMIT A LANDLORD TO TERMINATE THE RENTAL AGREEMENT OF, OR TO EVICT, A TENANT WHO VIOLATES THAT PROHIBITION.

To the committee on Criminal Justice

H.B. No. 119 - Representative Redfern, et al

TO BAN THE TAKING OR REMOVAL OF OIL OR NATURAL GAS
FROM AND UNDER THE BED OF LAKE ERIE.

To the committee on Agriculture and Natural Resources

JON A. HUSTED	CHARLES R. BLASDEL
JIM CARMICHAEL	ANTHONY CORE
KEVIN DEWINE	LARRY L. FLOWERS
MERLE GRACE KEARNS	TOM RAGA
JOHN SCHLICHTER	GEOFFREY C. SMITH
SHAWN N. WEBSTER	TIMOTHY J. DEGEETER
WILLIAM J. HEALY	ROBERT J. OTTERMAN

Representative Carmichael 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 without objection.

The report was agreed to.

Said House 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 Resolutions be read by title only and approved:

H.R. No. 23 - Representative Driehaus

HONORING AISHA BERRY AS MISS OHIO USA 2005

Add the names: Otterman, Beatty, Flowers, Healy, G. Smith

H. R. No. 24 - Representative Book

HONORING KYLE CAYTON AS THE 2004 OHIO HIGH SCHOOL
HEISMAN WINNER AND A WENDY'S HIGH SCHOOL HEISMAN
NATIONAL FINALIST

Add the names: Otterman, Beatty

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Carmichael 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 concurred in the passage of the following bill:

Am. H. B. No. 13 - Representatives Wagner, Latta, Seitz, Aslanides, Barrett, Carano, Chandler, Collier, Combs, Daniels, DeBose, Domenick, Garrison, Kearns, McGregor, Otterman, Seaver, Walcher, Willamowski, Wolpert

To amend section 5739.026 of the Revised Code to permit the levy by a board of county commissioners of a sales and use tax for the purpose of providing emergency medical services, to eliminate laws regarding direct payment to providers for 9-1-1 emergency services, to repeal sections 1753.281 and 3923.651 of the Revised Code that are scheduled to take effect March 31, 2005, and to declare an emergency.

With the following additional amendments, in which the concurrence of the House is requested:

After line 294, insert:

"Section 3. That sections 1753.281 and 3923.651 of the Revised Code, that are scheduled to take effect on March 31, 2005, are hereby repealed.

Section 4. This act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is that sections 1753.281 and 3923.651 of the Revised Code need further consideration by the General Assembly and must be repealed before they take effect. Therefore, this act shall go into immediate effect."

In line 4 of the title, after "services" insert ", to eliminate laws regarding direct payment to providers for 9-1-1 emergency services, to repeal sections 1753.281 and 3923.651 of the Revised Code that are scheduled to take effect March 31, 2005, and to declare an emergency"

Attest:

Matthew T. Schuler,
Clerk.

The Senate amendments were laid over under the Rule.

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:

H. B. No. 65 - Representatives Schaffer, Beatty, Calvert, Cassell, Chandler, Combs, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Fende, Flowers, Gibbs, Kearns, Mason, McGregor, Miller, Otterman, T. Patton, Seitz, Setzer, Uecker, Willamowski, Williams Senators Hottinger, Cates, Clancy, Spada, Armbruster, Austria

To amend section 125.021 of the Revised Code to allow the Industrial Commission to make contracts concerning telecommunications and computer services and to make appropriations for the Industrial Commission for the biennium beginning July 1, 2005, and ending June 30, 2007, and to provide authorization and conditions for the operation of Commission programs.

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 passage of the following bill:

Am. H. B. No. 67 - Representatives Schaffer, Beatty, Flowers, Hartnett, Miller, Strahorn, Barrett, Buehrer, Calvert, Cassell, Chandler, Daniels, Distel, Domenick, C. Evans, D. Evans, Fende, Gibbs, Hughes, Kearns, Mason, McGregor, Otterman, Seitz, Setzer, Webster, Williams Senators Hottinger, Cates, Clancy, Spada, Armbruster, Austria

To amend sections 121.08, 4121.12, 4121.121, 4121.37, 4123.511, 4167.02, 4167.06, 4167.07, 4167.08, 4167.09, 4167.10, 4167.11, 4167.12, 4167.14, 4167.15, 4167.16, 4167.17, 4167.19, and 4167.27, to enact section 4121.48, and to repeal section 4167.18 of the Revised Code to transfer the Public Employees Risk Reduction Program and the Occupational Safety and Health Act On-site Consultation Program from the Department of Commerce to the Bureau of Workers' Compensation, to make appropriations for the Bureau of Workers' Compensation for the biennium beginning July 1, 2005, and ending June 30, 2007, and to provide authorization and conditions for the operation of

the Bureau's programs.

With the following additional amendments, in which the concurrence of the House is requested:

In line 711, delete "by employees"

In line 725, after the period insert "All money the administrator receives for payment of a default penalty assessed or for repayment of any loan made pursuant to this section shall be credited to the safety and hygiene fund created under section 4121.37 of the Revised Code."

Attest:

Matthew T. Schuler,
Clerk.

The Senate amendments were laid over under the Rule.

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. 68 - Representatives T. Patton, Calvert, Flowers, Martin, S. Patton, Buehrer, Cassell, Collier, Daniels, DeBose, Domenick, C. Evans, Garrison, Gibbs, Hagan, Hartnett, Hughes, Kearns, Key, Latta, Law, Mason, Redfern, Reidelbach, Schlichter, Setzer, S. Smith, Williams, Yuko
Senators Armbruster, Gardner, Mallory, Spada, Harris, Hagan, Wilson, Dann, Zurz, Roberts

To amend sections 109.572, 122.14, 127.16, 307.12, 315.08, 315.14, 315.18, 2935.03, 4501.04, 4501.06, 4501.21, 4501.26, 4503.02, 4503.103, 4503.26, 4503.40, 4503.42, 4504.02, 4504.15, 4504.16, 4504.18, 4505.021, 4505.031, 4505.032, 4505.06, 4505.08, 4506.01, 4506.03, 4506.05, 4506.08, 4506.09, 4506.10, 4506.11, 4506.12, 4506.14, 4506.15, 4506.16, 4506.17, 4506.20, 4506.23, 4506.25, 4507.02, 4508.06, 4509.27, 4511.191, 4511.21, 4513.263, 4513.34, 4513.61, 4519.58, 4749.02, 4749.03, 4749.06, 4749.10, 4765.07, 4765.11, 5501.11, 5503.04, 5513.04, 5525.01, 5525.10, 5525.15, 5525.25, 5531.09, 5531.10, 5537.16, 5537.17, 5543.02, 5735.05, 5735.23, 5735.25, 5735.27, 5735.28, and 5735.29; to enact sections 4503.85, 4508.10, and 5531.11; and to repeal sections 4501.12, 4501.35, 4506.02, and 4506.26 of the Revised Code and to amend Section 5 of Sub. S.B. 59 of the 124th General Assembly to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2005, and

ending June 30, 2007, and to provide authorization and conditions for the operation of those programs.

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

Attest: Matthew T. Schuler,
Clerk.

The Senate amendments were laid over 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 bill in which the concurrence of the House is requested:

Am. S. B. No. 6 - Senators Padgett, Niehaus, Mumper, Grendell, Schuring, Armbruster, Miller, Cates, Harris, Fedor, Zurz, Wilson, Clancy, Dann, Spada

To enact sections 3301.41 and 3301.42 of the Revised Code to establish the Partnership for Continued Learning to make recommendations for facilitating collaboration among providers of preschool through postsecondary education and for maintaining a high-quality workforce in Ohio.

Attest: Matthew T. Schuler,
Clerk.

Said bill was considered the first time.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

Sub. S. B. No. 9 - Senators Jacobson, Clancy, Gardner, Harris, Spada, Cates, Austria

To amend sections 2901.13, 2909.21, 2923.31, 2933.51, 2935.03, 4507.08, 4561.99, 4931.49, and 5502.03, and to enact sections 9.63, 2909.26, 2909.27, 2909.28, 2909.29, 2909.30, 2909.31, 2909.32, 2909.33, 2909.34, 2921.29, 3750.22, 4561.26, 4563.30, and 5502.012 of the Revised Code to bar state and local employees from unreasonably failing to comply with certain requests for assistance by federal authorities regarding homeland security; to restrict municipal ordinances and other enactments from materially hindering or preventing compliance with immigration or terrorism investigations or with federal laws or orders pertaining to terrorism or homeland security; to create the offenses of criminal possession of a chemical weapon, biological weapon, radiological or nuclear weapon, or explosive device, criminal use of a chemical weapon, biological weapon, radiological or nuclear weapon, or explosive device, illegal assembly or possession of chemicals for the manufacture of a chemical weapon, biological weapon, radiological or nuclear weapon, or explosive device, and money laundering in support of terrorism; to provide a 20-year limitations period for certain terrorism-related offenses; to require prosecutors and judges to notify federal immigration authorities when an illegal alien is convicted of a felony; to provide for the transfer pursuant to a valid detainer from the Department of Rehabilitation and Correction to federal immigration authorities of an illegal alien in the Department's custody upon completion of the alien's prison term; to require persons in or near a critical transportation infrastructure site to show identification when requested by a law enforcement officer in specified circumstances; to require applicants for certain specified licenses to disclose through a questionnaire any material assistance they have provided to an organization on the United States Department of State Terrorist Exclusion List and generally restrict the issuance of the licenses to applicants who disclose any such material assistance; to generally prohibit the state or a political subdivision of the state from conducting business with any person, company, or others that provide, and from employing any person that provides, material assistance to any organization on the United States Department of State Terrorist Exclusion List; to require a person in a public place to provide the person's name and other identifying information to a law enforcement officer when the officer has reasonable suspicion that either the person is or has been engaged in criminal activity or the person has witnessed a felony offense of violence; to include the terrorism-related offenses enacted in the bill and animal and ecological terrorism as "corrupt activity" under the Corrupt Activity Law; to include the terrorism-related offenses enacted in the bill as "designated offenses" for which an interception warrant may be issued under the Communications Interception Law; to clarify the authority of Ohio peace officers and Department of Public Safety personnel to assist federal law enforcement officers in certain circumstances; to prohibit the reinstatement of a suspended driver's license to a person who is the subject of an active arrest warrant; to authorize emergency notification through the reverse-911 database; to provide certain security-related measures regarding public-use and private-use airports; and to expand the homeland security duties of the

Department of Public Safety.

Attest:

Matthew T. Schuler,
Clerk.

Said bill was considered the first time.

On motion of Representative Carmichael, the House adjourned until
Tuesday, March 15, 2005 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.