

OHIO

House

of

Representatives

JOURNAL

THURSDAY, APRIL 14, 2005

THIRTY-EIGHTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, April 14, 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 Law 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. 197-Representatives Raussen, Gibbs, McGregor, Carmichael, C. Evans, Flowers, D. Evans, Faber, Ujvagi, Koziura, Schaffer, Blasdel.

To amend sections 3727.12, 3727.15, and 3727.16; to amend for the purpose of adopting new section numbers as indicated in parentheses sections 3727.12 (3727.43), 3727.121 (3727.45), 3727.15 (3727.41), and 3727.16 (3727.48); to enact sections 3727.30, 3727.31, 3727.32, 3727.33, 3727.34, 3727.35, 3727.36, 3727.37, 3727.38, 3727.39, 3727.40, 3727.42, 3727.44, 3727.46, and 3727.47; and to repeal sections 3727.11, 3727.13, and 3727.14 of the Revised Code to revise the law governing information hospitals are to provide to the Department of Health and the public.

H. B. No. 198-Representative Blessing.

To enact sections 4783.01 to 4783.11 and 4783.99 of the Revised Code to regulate glass technicians and create the State Board of Glass Technicians.

H. B. No. 199-Representatives Trakas, Kearns, Seitz, Schaffer, Gilb.

To amend section 117.19 and to enact section 121.35 of the Revised Code to require that the Departments of Job and Family Services, Mental Retardation and Developmental Disabilities, Mental Health, and Alcohol and Drug Addiction Services and other departments implement procedures for accepting private accreditation for purposes of licensing and certifying facilities, programs, and services and to require that the departments accept financial audits completed in accordance with governmental auditing standards established by the Auditor of State.

Said bills were considered the first time.

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

Representative Book submitted the following report:

The standing committee on Civil and Commercial Law to which was referred **H.B. No. 23**-Representative Reidelbach, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: ADULT ENTERTAINMENT ESTABLISHMENTS REGULATE

Representative Seitz moved to amend the title as follows:

Add the name: "Latta"

Representative Seitz moved to amend as follows:

In line 314, delete "within fifteen" and insert "as promptly as is practicable and render a decision in a prompt and expeditious manner consistent with the United States Constitution"

Delete lines 315 and 316 In line 317, delete "conclusion of the hearing"

In line 919, after "of" insert "*City of Littleton, Colorado v. Z.J. Gifts D-4, L.L.C. (2004), 541 U.S. 774,*"

The motion was agreed to and the bill so amended.

Representative Seitz moved to amend as follows:

In line 736, delete " semi-nude " and insert " seminude "

In line 750, delete " semi-nude " and insert " seminude "

In line 751, delete " semi-nude " and insert " seminude "

The motion was agreed to and the bill so amended.

WILLIAM J. SEITZ

JOHN R. WILLAMOWSKI

ANTHONY CORE

W. SCOTT OELSLAGER

SANDRA STABILE HARWOOD

MARK D. WAGONER

ROBERT E. LATTA

T. TODD BOOK

BILL COLEY

JOYCE BEATTY

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative T. Patton moved that the majority and minority party members asking leave to be absent or absent the week of Tuesday, April 12, 2005, be excused, so long as a written request is on file in the majority and minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 50-Representatives Setzer, Hughes, C. Evans, DeWine, Gilb, McGregor, Fessler, Latta, Walcher, D. Evans, Willamowski, Seaver, Perry.

To amend section 2907.09 of the Revised Code to expand and modify the penalty for the offense of public indecency, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative T. Patton moved that **Sub. H. B. No. 50**-Representative Setzer, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

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:

Sub. S. B. No. 26 - Senators Amstutz, Austria, Clancy, Carey, Coughlin, Gardner, Goodman, Harris, Hottinger, Jacobson, Mumper, Padgett, Schuring, Spada, Wachtmann, Zurz, Cates, Grendell, Niehaus

To amend sections 5739.031, 5739.033, 5739.034, 5739.035, 5739.123, and 5740.10 of the Revised Code to phase-in destination-based sourcing of sales for small businesses.

S. B. No. 41 - Senators Clancy, Prentiss, Fedor, Cates, Spada, Wilson, Wachtmann, Mumper, Armbruster, Jacobson, Austria, Coughlin, Goodman, Gardner, Brady, Hagan, Miller, Amstutz, Niehaus, Roberts, Schuler, Dann, Mallory, Harris, Zurz

To enact section 3781.55 of the Revised Code to require any place of public accommodation to allow a mother to breast-feed within the place of public

accommodation.

Am. S. B. No. 81 - Senators Armbruster, Hottinger, Spada, Austria, Gardner, Goodman, Harris

To amend sections 4141.01, 4141.11, 4141.131, 4141.24, 4141.242, 4141.25, 4141.26, 4141.28, 4141.282, 4141.283, 4141.29, 4141.301, 4141.31, 4141.312, and 4141.99, to enact sections 4141.292 and 4141.48, and to repeal section 4141.311 of the Revised Code to conform state law to federal requirements in the establishment of civil and criminal penalties for manipulating payroll and business transfer information to obtain lower contribution rates and in the treatment of Indian tribes as employers, to establish a state disaster unemployment benefit payment to pay the first week of an individual's unemployment caused by a major disaster, to make changes involving the appeal process for claims under the unemployment compensation law, and to make various changes in the administration of the unemployment compensation law.

Attest:

Matthew T. Schuler,
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 passed the following bills in which the concurrence of the House is requested:

S. B. No. 55 - Senators Spada, Harris, Prentiss, Amstutz, Armbruster, Austria, Brady, Cates, Clancy, Carey, Coughlin, Dann, Fedor, Fingerhut, Gardner, Goodman, Grendell, Hottinger, Jacobson, Jordan, Mallory, Mumper, Niehaus, Padgett, Roberts, Schuler, Schuring, Wachtmann, Wilson, Zurz

To enact section 4503.761 of the Revised Code to create "One Nation Under God" license plates.

Am. Sub. S. B. No. 115 - Senator Jacobson

To amend sections 102.03, 2921.01, 2921.43, 3517.01, 3517.08, 3517.09, 3517.092, 3517.10, 3517.102, 3517.105, 3517.106, 3517.108, 3517.109, 3517.11, 3517.13, 3517.152, 3517.155, 3517.20, 3517.23, and 3517.992 of the Revised Code to establish political contributing entities for the purpose of the

Campaign Finance Law and to declare an emergency.

Attest:

Matthew T. Schuler,
Clerk.

Said bills were considered the first time.

On motion of Representative T. Patton, the House adjourned until Tuesday, April 19, 2005 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.