

OHIO

House

of

Representatives

JOURNAL

TUESDAY, APRIL 26, 2005

FORTY-SECOND DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, April 26, 2005 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Father Bernard Schmalzreid of the Saint Mary Roman Catholic Church in Warren, Ohio, followed by the Pledge of Allegiance to the Flag.

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

The following guests of the House of Representatives were recognized by Speaker Husted prior to the commencement of business:

Jeff Pace, a guest of Representative Willamowski-4th district.

Students from Alton Hall Elementary School, guests of Representative Wolpert-23rd district.

Ohio Ambulance and Medical Transportation Association Stars recipients, guests of Speaker Husted-37th district.

Katrinka Carlton, a guest of Representative Sykes-44th district.

Claudia Vercellotti, Marian Blaine, guests of Representatives Perry-49th district, Brown-48th district, Ujvagi-47th district.

Members of the Celina Teenage Republicans, and Andrea Faber, wife, Representative Faber-77th district.

Dan and Roberta Hart, Lori Medvick, and Bill Tate, guests of Representative Wagner-81st district.

Tim Bamberger and students from Wynford High School, guests of Representative Reinhard-82nd district.

Beverly Crabtree, Jessica Malone, guests of Representative C. Evans-87th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 215-Representatives Ujvagi, Wagoner, McGregor, Barrett, Healy, Skindell, Miller, Beatty, Hartnett, Chandler, Reidelbach, Koziura, Brown, Yuko, D. Evans, Harwood, Williams, Distel, Key, Fende.

To amend sections 6103.01, 6103.02, 6117.01, 6117.02, and 6119.011 and to enact section 6119.091 of the Revised Code to authorize a board of county commissioners or a board of trustees of a regional water and sewer district to offer discounts on water and sewer rates to persons sixty-five years of age or

older.

H. B. No. 216-Representatives Faber, Willamowski, Hagan, Brinkman, Wagner, Gilb, Reidelbach, Schaffer, Taylor, Wagoner, Latta, Fessler, Seaver.

To amend sections 2133.08, 2133.09, and 2133.15 of the Revised Code to provide that if the guardian, spouse, adult children, parents, adult sibling, or majority of the adult siblings of an adult patient in a permanently unconscious state disagree with a consent to the withholding or withdrawal of nutrition and hydration in connection with the patient and present some evidence that the decision is not consistent with the previously expressed intention of the patient the court must prohibit the attending physician from withholding or withdrawing nutrition and hydration in connection with the patient, to provide that if less than a majority of such a patient's adult siblings, the patient's grandparents, the nearest adult who is related to the patient by blood or adoption or, in certain circumstances, the guardian, spouse, adult children, parents, adult sibling, or majority of adult siblings of the patient disagrees with a decision of the priority individual to consent to the withholding or withdrawal of nutrition and hydration of such a patient, the court must appoint a physician to examine the patient and may only consider the determination of that physician and the physicians hired by either party if applicable in determining whether nutrition and hydration should be withdrawn or withheld, to include the patient's grandparents in the list of priority individuals who may consent to withhold or withdraw life-sustaining treatment, and to allow the attorney general or the prosecuting attorney to file an action or intervene to present evidence and argue that a decision to withhold or withdraw life-sustaining treatment or nutrition and hydration is not consistent with the law.

H. B. No. 217-Representative DeBose.

To amend section 2950.99 and to enact sections 2950.15 and 4503.237 of the Revised Code to create a sex offender license plate and to establish the conditions for its use.

H. B. No. 218-Representatives Daniels, Taylor, McGregor, Bubp, J. Stewart, Gibbs, Raussen, Cassell, Uecker, T. Patton, Buehrer, Webster, Aslanides, Widener, Martin, Seitz, Flowers, Carmichael, G. Smith, Schlichter, Schneider, Coley, White, Reinhard, C. Evans, Collier, Hood, Hartnett, Latta, Strahorn, Distel.

To amend sections 4905.04, 4927.02, 4927.03, and 4927.04 and to enact section 4905.041 of the Revised Code to revise state telecommunications policy, authorize the Public Utilities Commission to allow alternative regulation of basic local exchange service provided by larger companies, and specify the scope of Commission authority regarding wholesale

telecommunications services, advanced services, and internet protocol-enabled services.

H. B. No. 219-Representatives Mason, Skindell, Key, Sykes, Yuko, Barrett, S. Patton, Koziura, Otterman, Ujvagi.

To amend sections 5727.45, 5727.84, 5733.12, 5739.21, 5741.03, and 5747.03 and to enact sections 9.27, 9.271, 9.272, 9.273, 9.274, 9.275, 9.276, 9.277, 9.278, and 9.279 of the Revised Code, and to repeal section 139 of Am. Sub. H. B. 95 of the 125th General Assembly to provide financial incentives to encourage counties, townships, and municipal corporations to save money through expenditure reductions and consolidation of services.

H. B. No. 220-Representatives Mason, Key, Yuko, Brown, Bocchieri, Koziura, S. Patton.

To repeal section 2329.662 of the Revised Code to permit debtors domiciled in Ohio to exempt the same property from a bankruptcy judgment that is exempted under the federal Bankruptcy Law.

H. B. No. 221-Representatives Wolpert, Trakas, Flowers, McGregor, D. Evans, C. Evans, Seaver.

To amend sections 519.12, 3501.18, 3513.05, 3513.31, and 3517.03 of the Revised Code to permit the county central committee of a major political party to be comprised of members representing combinations of election precincts, city wards, villages, and townships, as determined by the outgoing committee, and to require a township zoning referendum to be voted upon at a special election to be held on the day of the next primary or general election that occurs at least 75 days after the referendum petition is filed, regardless of whether any election will be held to nominate or elect candidates on that day.

H. B. No. 222-Representatives Hood, Brinkman.

To amend sections 121.08, 164.07, 166.02, 176.011, 307.022, 307.671, 307.673, 307.674, 307.696, 351.06, 1311.25, 1509.071, 1521.26, 1551.33, 1710.02, 1728.07, 3383.07, 4116.01, 4582.12, 5540.03, and 6117.012 and to repeal sections 122.452, 165.031, 176.05, 1551.13, 3706.042, 4115.03, 4115.031, 4115.032, 4115.033, 4115.034, 4115.04, 4115.05, 4115.06, 4115.07, 4115.071, 4115.08, 4115.09, 4115.10, 4115.101, 4115.11, 4115.12, 4115.13, 4115.131, 4115.132, 4115.133, 4115.14, 4115.15, 4115.16, 4115.21, 4115.99, 4582.37, 4981.23, and 6121.061 of the Revised Code to repeal the Prevailing Wage Law.

H. B. No. 223-Representatives Calvert, Kearns, Wolpert, Combs, Aslanides.

To amend section 2329.66 of the Revised Code to increase the amount of the general homestead exemption from execution, attachment, or sale to satisfy a judgment and to exempt from execution, attachment, or sale to satisfy the judgment the property used as a residence by a defendant against whom a judgment is rendered in a civil action upon a medical, dental, optometric, or chiropractic claim and delay the enforcement of a judgment lien upon that property until its sale or transfer.

H. B. No. 224-Representatives C. Evans, McGregor, Kearns, Seaver, Faber, Seitz, Collier, Reidelbach, Beatty, Chandler, Ujvagi, Brown.

To amend section 3501.29 of the Revised Code to ensure handicapped parking at polling places and at registration places that are at polling places.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 36**-Representative Carmichael, et al., having had the same under consideration, reports it back and recommends its passage.

RE: LEUKEMIA/LYMPHOMA/MYELOMA AWARENESS
MONTH-SEPTEMBER

Representative Buehrer moved to amend the title as follows:

Add the names: "D. Stewart, Book, T. Patton, Walcher, Uecker."

STEPHEN BUEHRER	JOSEPH W. UECKER
ARLENE J. SETZER	KATHY L. WALCHER
LARRY L. FLOWERS	THOMAS F. PATTON
CHARLES R. BLASDEL	WILLIAM J. HARTNETT
MIKE MITCHELL	DAN STEWART
JIM CARMICHAEL	T. TODD BOOK

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 7**-Senator Jordan, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: JOINT SYSTEMS MANUFACTURING CENTER

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Flowers, Hartnett, T. Patton, Uecker, Book, Mitchell, Blasdel, Setzer, D. Stewart, Buehrer."

CHARLES R. BLASDEL	JIM CARMICHAEL
JOSEPH W. UECKER	ARLENE J. SETZER
KATHY L. WALCHER	LARRY L. FLOWERS
THOMAS F. PATTON	DAN STEWART
MIKE MITCHELL	T. TODD BOOK
WILLIAM J. HARTNETT	STEPHEN BUEHRER

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 9**-Senator Harris, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: BASE REALIGNMENT AND CLOSURES

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Flowers, Uecker, Walcher, Book, Carmichael, Blasdel, D. Stewart, Setzer, Hartnett."

CHARLES R. BLASDEL	JIM CARMICHAEL
JOSEPH W. UECKER	ARLENE J. SETZER
KATHY L. WALCHER	LARRY L. FLOWERS
THOMAS F. PATTON	DAN STEWART
MIKE MITCHELL	T. TODD BOOK
WILLIAM J. HARTNETT	STEPHEN BUEHRER

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 10**-Senator Austria, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: BASE REALIGNMENT AND CLOSURES

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Setzer, Walcher, Flowers, T. Patton, Uecker, D. Stewart, Mitchell, Book, Hartnett, Blasdel."

JOSEPH W. UECKER	JIM CARMICHAEL
------------------	----------------

CHARLES R. BLASDEL
ARLENE J. SETZER
THOMAS F. PATTON
MIKE MITCHELL
WILLIAM J. HARTNETT

KATHY L. WALCHER
LARRY L. FLOWERS
DAN STEWART
T. TODD BOOK
STEPHEN BUEHRER

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 11**-Senator Austria, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: BASE REALIGNMENT AND CLOSURES-WRIGHT PATTERSON

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Flowers, Setzer, D. Stewart, Hartnett, Uecker, Walcher, Blasdel, T. Patton, Mitchell, Book."

CHARLES R. BLASDEL
JOSEPH W. UECKER
KATHY L. WALCHER
THOMAS F. PATTON
MIKE MITCHELL
WILLIAM J. HARTNETT

JIM CARMICHAEL
ARLENE J. SETZER
LARRY L. FLOWERS
DAN STEWART
T. TODD BOOK
STEPHEN BUEHRER

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 12**-Senator Spada, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: BASE REALIGNMENT AND CLOSURES-GLENN RESEARCH CENTER

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Uecker, Flowers, Setzer, Walcher, T. Patton, Mitchell, Book, Hartnett, Blasdel, Carmichael, D. Stewart."

STEPHEN BUEHRER
CHARLES R. BLASDEL

JOSEPH W. UECKER
JIM CARMICHAEL

ARLENE J. SETZER
LARRY L. FLOWERS
DAN STEWART
T. TODD BOOK

KATHY L. WALCHER
THOMAS F. PATTON
MIKE MITCHELL
WILLIAM J. HARTNETT

The report was agreed to.

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

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 13**-Senator Dann, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: BASE REALIGNMENT AND CLOSURES-YOUNGSTOWN
JOINT AIR RESERVE STATION

Representative Buehrer moved to amend the title as follows:

Add the names: "Representatives Book, Mitchell, T. Patton, Setzer, Flowers, Walcher, D. Stewart, Hartnett, Uecker, Blasdel."

CHARLES R. BLASDEL
JOSEPH W. UECKER
KATHY L. WALCHER
THOMAS F. PATTON
MIKE MITCHELL
WILLIAM J. HARTNETT

JIM CARMICHAEL
ARLENE J. SETZER
LARRY L. FLOWERS
DAN STEWART
T. TODD BOOK
STEPHEN BUEHRER

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION

H. B. No. 53-Representatives White, McGregor, C. Evans, Willamowski, Kearns, Setzer, Hoops, Wagner, Seaver, Fessler, Wolpert, Martin, Combs, Hagan, Latta, Faber, Barrett, Webster, Taylor, Strahorn, Raga, Gilb, Brinkman, Flowers, Walcher, Uecker.

To create the Correctional Faith-Based Initiatives Task Force, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 95, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Blasdel
Blessing	Bocchieri	Book	Brinkman
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Cassell	Coley
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Dolan	Domenick	Driehaus	Evans C.
Evans D.	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	Taylor	Trakas	Uecker
Ujvagi	Wagner	Wagoner	Walcher
Webster	White	Widener	Widowfield
Willamowski	Williams	Wolpert	Woodard
Yates	Yuko		Husted-95.

Representatives Beatty, Chandler, and Sykes voted in the negative-3.

The bill passed.

Representative White moved to amend the title as follows:

Add the names: "Allen, Aslanides, Blessing, Brown, Buehrer, Calvert, Coley, Collier, Daniels, DeBose, DeWine, Domenick, D. Evans, Garrison, Gibbs, Hood, Hughes, Key, Law, Mason, Oelslager, Otterman, T. Patton, Perry, Peterson, Rausen, Reidelbach, Reinhard, Schaffer, Schlichter, Schneider, D. Stewart, J. Stewart, Trakas, Wagoner, Widener, Widowfield, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 121-Representatives Reinhard, Brown, Distel, C. Evans, Gilb, Hartnett, Kearns, McGregor, Seaver, Setzer, J. Stewart, Widowfield, Chandler, Allen, Wagner, Schlichter, Barrett, Woodard, Hood.

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, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 92, nays 6, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Bocchieri	Book
Brown	Bubp	Calvert	Carano
Carmichael	Cassell	Chandler	Coley
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Dolan	Domenick	Driehaus	Evans C.
Evans D.	Faber	Fende	Fessler
Flowers	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kearns
Key	Kilbane	Koziura	Latta
Law	Martin	McGregor	Miller
Mitchell	Oelsluger	Otterman	Patton S.
Patton T.	Perry	Peterson	Raga
Raussen	Redfern	Reidelbach	Reinhard
Sayre	Schaffer	Schlichter	Schneider
Seitz	Setzer	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	Walcher	Webster	White
Widowfield	Willamowski	Williams	Wolpert
Woodard	Yates	Yuko	Husted-92.

Representatives Brinkman, Buehrer, Mason, Skindell, Smith S., and Widener voted in the negative-6.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 96, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Bocchieri	Book
Brinkman	Brown	Bubp	Calvert
Carano	Carmichael	Cassell	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Evans D.	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	Oelsluger
Otterman	Patton S.	Patton T.	Perry
Peterson	Raga	Raussen	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.

Representatives Buehrer and Redfern voted in the negative-2.

The bill having received the required constitutional majority, passed as an emergency measure.

Representative Reinhard moved to amend the title as follows:

Add the names: "Aslanides, Blessing, Book, Carano, Combs, Core, Domenick, D. Evans, Faber, Flowers, Gibbs, Hagan, Harwood, Hoops, Hughes, Key, Law, Miller, Otterman, T. Patton, Perry, Reidelbach, Sayre, Schaffer, Schneider, Williams."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 12-Representatives Wagoner, Perry, McGregor, Kearns, Reinhard, Hughes, Flowers, Faber, Setzer, Combs, Buehrer, Brown, Walcher, Hoops, Schaffer, Gilb, Latta, S. Smith, Otterman, Aslanides, Yuko, Reidelbach, Dolan, Ujvagi, Hartnett, Book, D. Stewart, T. Patton, Carmichael, Uecker.

To memorialize Congress, the President, and the Defense Base Closure and Realignment Commission to refrain from allowing the Toledo Air National Guard Base to be closed, was taken up for consideration the third time.

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

Representative Wagoner moved to amend the title as follows:

Add the names: "Allen, Barrett, Blessing, Boccieri, Carano, Cassell, Coley, Daniels, DeBose, DeWine, Distel, Domenick, C. Evans, D. Evans, Fessler, Hood, Key, Kilbane, Koziura, Law, Miller, Redfern, Sayre, Schlichter, Schneider, Seitz, J. Stewart, Taylor, Wagner, White, Willamowski, Williams, Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Blessing	Boccieri	Book

Brinkman	Brown	Bubp	Buehrer
Calvert	Carano	Carmichael	Cassell
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Distel	Dolan	Domenick
Driehaus	Evans C.	Evans D.	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-98.

The concurrent resolution was adopted.

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 3318.30(A)(B), the Speaker hereby makes the following change to the Ohio School Facilities Commission:

Remove Representative Hartnett; appoint Representative Allen.

On motion of Representative Blasdel, the House recessed.

The House met pursuant to recess.

Representative Martin moved that the House revert to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

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 bill be considered for the second time and referred to the following committees for consideration:

H.B. No. 208 - Representative Raga, et al

TO ALLOW LICENSED SALVAGE MOTOR VEHICLE AUCTIONS AND POOLS TO SELL SALVAGE MOTOR VEHICLES ONLY TO SPECIFIED AUTHORIZED PURCHASERS, TO REQUIRE THE REGISTRATION OF MOTOR VEHICLE MECHANICAL REPAIR FACILITIES, TO CHANGE THE NAME OF THE BOARD OF MOTOR VEHICLE COLLISION REPAIR REGISTRATION TO THE BOARD OF MOTOR VEHICLE REPAIR REGISTRATION, AND TO FURTHER AMEND SECTION 4775.03 OF THE REVISED CODE ON JANUARY 1, 2006, TO DISSOLVE THE BOARD OF MOTOR VEHICLE REPAIR REGISTRATION AND REPLACE IT WITH A NEW BOARD OF THE SAME NAME.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 209 - Representative Combs, et al

TO QUALIFY THE OWNER OR OPERATOR OF A COMMUNITY ARTS CENTER FOR ISSUANCE OF A D-5H LIQUOR PERMIT.

To the committee on Local and Municipal Government and Urban Revitalization

H.B. No. 210 - Representative T. Patton, et al

TO FREEZE THE TAXES ON PRIMARY RESIDENCES OWNED AND OCCUPIED BY PERSONS 65 YEARS OF AGE OR OLDER.

To the committee on Ways and Means

H.B. No. 212 - Representative Carano, et al

TO ACCELERATE THE EFFECTIVE DATE OF COUNTY SALES TAXES SUBMITTED FOR VOTER APPROVAL AT A SPECIAL ELECTION HELD IN MAY 2005 AND TO DECLARE AN EMERGENCY.

To the committee on Ways and Means

H.B. No. 214 - Representative Hughes, et al

TO REMOVE CLERKS OF COURT FROM THE PROCEDURES REGARDING THE FILING BY PRIVATE PERSONS OF AFFIDAVITS ALLEGING THAT A PERSON COMMITTED A CRIMINAL OFFENSE.

To the committee on Judiciary

Am. S.B. No. 37 - Senator Grendell, et al

TO ENABLE CERTAIN PERSONS ASSOCIATED WITH THE EQUINE INDUSTRY TO ESTABLISH AN EQUINE MARKETING PROGRAM.

To the committee on Agriculture and Natural Resources

JON A. HUSTED
CHARLES E. CALVERT
ANTHONY CORE
LARRY L. FLOWERS
TOM RAGA
GEOFFREY C. SMITH
JOYCE BEATTY
TIMOTHY J. DEGEETER
JOSEPH KOZIURA

CHARLES R. BLASDEL
JIM CARMICHAEL
KEVIN DEWINE
MERLE GRACE KEARNS
JOHN SCHLICHTER
SHAWN N. WEBSTER
KENNETH A. CARANO
WILLIAM J. HEALY
ROBERT J. OTTERMAN

Representative Martin 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 Bill 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 Bill 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. 41 - Representative Skindell

HONORING THE ST. EDWARD HIGH SCHOOL WRESTLING TEAM ON WINNING THE 2005 DIVISION I STATE CHAMPIONSHIP.

H.R. No. 42 - Representative Skindell

HONORING THE ST. EDWARD HIGH SCHOOL ICE HOCKEY TEAM ON WINNING THE 2005 STATE CHAMPIONSHIP.

H.R. 43 - Speaker Husted, et al

HONORING RONALD T. KELLER ON HIS RETIREMENT FROM THE CAPITOL SQUARE REVIEW AND ADVISORY BOARD.

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Martin 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:

Sub. H. B. No. 25 - Representatives Wagner, J. Stewart, Hartnett, Carano, Otterman, Latta, Widener, Aslanides, S. Patton, Buehrer, Wolpert, Combs, Kearns, Webster, McGregor, Reidelbach, Law, Core, Schaffer, Faber, Chandler, Cassell, Hagan, Wagoner, Martin, Gilb, Allen, Barrett, Blessing, Book, Carmichael, Coley, Collier, Daniels, DeBose, Dolan, Domenick, C. Evans, Fessler, Flowers, Gibbs, Harwood, Hughes, Key, Mason, Miller, Perry, Schneider, Seaver, Seitz, D. Stewart, Strahorn, Taylor, Walcher,

Willamowski, Williams, Yates, Yuko

To amend sections 145.06, 742.05, 2743.02, 3307.06, 3309.06, and 5505.042 of the Revised Code and to amend Section 5 of Sub. S.B. 133 of the 125th General Assembly to allow a state officer or employee who in a civil action is alleged to lack immunity from personal liability to participate in proceedings to determine whether the officer or employee is entitled to personal immunity, to revise the law governing the filling of a vacancy on a state retirement system board.

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. 124 - Senators Spada, Harris

To amend sections 101.23, 101.82, 101.83, 101.84, 101.85, 101.86, 122.011, 122.40, 123.151, 149.56, 307.674, 340.02, 1501.04, 1502.04, 1502.05, 1502.11, 1502.12, 1506.30, 1506.34, 1506.35, 1517.02, 1517.23, 1518.01, 1518.03, 1551.35, 2323.44, 3358.10, 3375.61, 3375.62, 3383.01, 3383.02, 3383.03, 3383.04, 3383.05, 3383.06, 3383.07, 3383.08, 3383.09, 3746.09, 3746.35, 3747.02, 3748.01, 3748.02, 3748.04, 3748.05, 3748.16, 3929.482, 3929.85, 3931.01, 3955.05, 3960.06, 4117.01, 4121.442, 4167.09, 4167.25, 4167.27, 4731.143, 4741.03, 4755.481, 4981.03, 5123.35, and 5123.352 of the Revised Code, to amend Section 4 of Am. Sub. H.B. 516 of the 125th General Assembly, and to repeal Section 8 of Am. S.B. 80 of the 125th General Assembly to exempt ten state governmental entities from the operation of the Sunset Review Law, to change the membership of the Ohio Subrogation Rights Commission and accelerate its commencement date, to confirm the sunset review and related amendments, enactments, and repeals of Am. Sub. H.B. 516 of the 125th General Assembly.

Attest:

Matthew T. Schuler,
Clerk.

Said bill was considered the first time.

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 3318.30(A)(B), the Speaker hereby makes the following change to the Ohio School Facilities Commission:

Remove Representative Allen; appoint Representative Cassell.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on April 21, 2005, signed the following:

H. B. No. 42 - Representative Schaffer, et al.

Am. Sub. S. B. No. 115 - Senator Jacobson, et al.

On motion of Representative Martin, the House adjourned until Wednesday, April 27, 2005 at 1:30 o'clock p.m.

Attest:

LAURA P. CLEMENS,
Clerk.