

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MAY 10, 2006

ONE HUNDRED SEVENTY-THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, May 10, 2006 at 1:30 o'clock p.m.

The House met pursuant to adjournment.

Prayer was offered by Reverend Tim Hagerty of the Brunswick United Methodist Church in Brunswick, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

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

Nathan Sharp and Andy Lamancusa received House Resolutions No. 189 and 190, respectively, presented by Representatives Blasdel-1st district and Boccieri-61st district.

The Upper Arlington Golden Bears basketball team received H. R. No. 203, presented by Representative G. Smith-24th district.

The Dunbar High School boys basketball team received H. R. No. 199, presented by Representatives Allen-39th district and Strahorn-40th district.

Daequan Cook received H. R. No. 200, presented by Representatives Allen-39th district and Strahorn-40th district.

Kristin King received H. R. No. 171, presented by Representative Fessler-79th district.

Mindy and Bailey Stobart, guests of Representative Peterson-2nd district.

Fourth grade students from Burbank Elementary School, guests of Representative Carmichael-3rd district.

Dick Hollington, a guest of Representatives Trakas-17th district and Dolan-98th district.

Students from Jones Middle School, guests of Representative G. Smith-24th district.

Councilman Willie Norton, a guest of Representative Raussen-28th district.

Jewell Pickeral, Sharon Keese, and members of the women's USAID delegation, guests of Representative Ujvagi-47th district.

Rob and Candy Lautenschlager, guests of Representative Hagan-50th district.

Sarah Spinner, a guest of Representative Uecker-66th district.

Members of the Medina County Class of 2006 State Government Day Leadership, guests of Representative Calvert-69th district.

Fourth grade students from Versailles and Northstar Schools, guests of Representative Faber-77th district.

Kendel Cable, a guest of Representative Wagner-81st district.

Kristal Hollenbeck, a guest of Representative Widener-84th district.

David Stewart and Rachel, Paul and Steven Schaffer, guests of Representative Garrison-93rd district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 584-Representatives Core, Gilb, Hood, McGregor, J., Evans, C., Collier, Hartnett, Setzer, Perry, Seitz, Yuko, Allen, Reidelbach, Cassell, Otterman, Woodard, Williams.

To amend section 2907.03 of the Revised Code to expand the offense of "sexual battery" to also prohibit a peace officer from engaging in sexual conduct with a minor who is not the officer's spouse.

H. B. No. 585-Representatives DeBose, Collier, Domenick, Ujvagi, Skindell, Latta, Evans, C., Perry, Setzer, Hartnett, Driehaus, Fende, Carano, Barrett, Combs, Key, Brown, Hughes, Sayre, Yuko, Stewart, D., Reidelbach, Cassell, Otterman, Woodard, Williams, McGregor, J., Willamowski, Koziura, Allen.

To enact section 5.2234 of the Revised Code to designate September as "Ovarian Cancer Awareness Month."

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 390**-Representative Taylor, et al., were taken up for consideration.

Sub. H. B. No. 390-Representatives Taylor, Brinkman, Brown, Gibbs, Gilb, Hood, Kilbane, Trakas, Hagan, Blessing, Schaffer, Latta, Aslanides, Bulp, Carano, Cassell, Collier, Core, Domenick, Evans, C., Faber, Garrison, Hartnett, Key, Raussen, Reidelbach, Reinhard, Schneider, Seitz, Uecker, Widowfield, Willamowski, Yuko. -Senators Spada, Zurz, Fingerhut, Dann, Amstutz, Austria, Armbruster, Carey, Clancy, Coughlin, Grendell, Mumper, Niehaus, Padgett, Schuler, Schuring, Wachtmann, Miller, R., Miller, D., Roberts.

To amend sections 109.082, 131.02, 2329.07, 5703.06, 5735.03, and 5749.02, to enact sections 131.022, 2305.26, and 5703.58, and to repeal section 5733.18 of the Revised Code to place a time limit on the collection of

certain finalized but outstanding tax liabilities, to restore and lengthen a prior statute of limitation on certain statutory liens, to restore a former requirement that the state must periodically take affirmative action to keep alive judgment liens in the state's favor, and to provide "innocent spouse relief" from joint and several liability for income taxes under a compromise of claim.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted - yeas 86, nays 9, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|-------------|------------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Boccieri | Book |
| Brinkman | Brown | Bubp | Calvert |
| Carano | Carmichael | Cassell | Chandler |
| 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 | Key |
| Kilbane | Koziura | Latta | Law |
| Martin | McGregor J. | McGregor R. | Oelslager |
| Otterman | Patton T. | Perry | Peterson |
| Raga | Rausen | Redfern | Reed |
| Reidelbach | Reinhard | Sayre | Schaffer |
| Schlichter | Schneider | Seitz | Setzer |
| Smith G. | Stewart D. | Stewart J. | Taylor |
| Trakas | Uecker | Ujvagi | Wagner |
| Wagoner | Webster | White | Widener |
| Widowfield | Willamowski | Williams | Wolpert |
| Yuko | | | Husted-86. |

Those who voted in the negative were: Representatives

| | | | |
|----------|----------|----------|-----------|
| Coley | Mason | Mitchell | Patton S. |
| Skindell | Smith S. | Strahorn | Sykes |
| | | | Yates-9. |

The Senate amendments were concurred in.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Smith, S. submitted the following report:

The standing committee on Health to which was referred **Sub. S. B. No. 238**-Senator Niehaus, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CHILD WELFARE LAWS - REVISE

Representative White moved to amend the title as follows:

Add the name: "Representative Martin."

| | |
|-----------------------|------------------------|
| JAMES T. RAUSSEN | LANCE T. MASON |
| EARL MARTIN | EDNA BROWN |
| JAMES M. HOOPS | SANDRA STABILE HARWOOD |
| JOHN J. WHITE | ROBERT J. OTTERMAN |
| SHIRLEY A. SMITH | SHAWN N. WEBSTER |
| MICHELLE G. SCHNEIDER | KEITH L. FABER |
| ROSS MCGREGOR | CHRIS REDFERN |
| COURTNEY COMBS | JON M. PETERSON |
| JOHN WIDOWFIELD | LINDA S. REIDELBACH |
| CATHERINE L. BARRETT | LARRY L. FLOWERS |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 393**-Representative Patton, S., et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: EMANCIPATION DAY - SEPTEMBER 22

Representative Flowers moved to amend the title as follows:

Add the names: "Stewart, D., Sykes, Mitchell."

Representative Buehrer moved to amend as follows:

In line 3, delete "5.2231" and insert "5.2234"

In line 5, delete "**5.2231**" and insert "**5.2234**"

In line 1 of the title, delete "5.2231" and insert "5.2234"

The motion was agreed to and the bill so amended.

| | |
|---------------------|--------------------|
| JIM CARMICHAEL | CHARLES R. BLASDEL |
| ARLENE J. SETZER | STEVE REINHARD |
| LARRY L. FLOWERS | DAN STEWART |
| MIKE MITCHELL | T. TODD BOOK |
| WILLIAM J. HARTNETT | BARBARA A. SYKES |
| STEPHEN BUEHRER | THOMAS F. PATTON |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government to which was referred **S. C. R. No. 16**-Senator Spada, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: VIKTOR SCHRECKENGOST DAY

Representative Flowers moved to amend the title as follows:

Add the names: "Representative Sykes."

| | |
|--------------------|---------------------|
| JIM CARMICHAEL | ARLENE J. SETZER |
| CHARLES R. BLASDEL | STEVE REINHARD |
| LARRY L. FLOWERS | MIKE MITCHELL |
| T. TODD BOOK | WILLIAM J. HARTNETT |
| BARBARA A. SYKES | STEPHEN BUEHRER |
| DAN STEWART | THOMAS F. PATTON |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 484**-Representative Bocchieri, et al., having had the same under consideration, reports it back and recommends its passage.

RE: FUNERALS PROHIBIT PROTEST ACTIVITIES NEARBY

Representative Reinhard moved to amend the title as follows:

Add the names: "Reinhard, Flowers, Carmichael, Sykes, Buehrer."

| | |
|---------------------|------------------|
| JIM CARMICHAEL | ARLENE J. SETZER |
| CHARLES R. BLASDEL | STEVE REINHARD |
| LARRY L. FLOWERS | MIKE MITCHELL |
| DAN STEWART | T. TODD BOOK |
| WILLIAM J. HARTNETT | BARBARA A. SYKES |
| STEPHEN BUEHRER | THOMAS F. PATTON |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 576**-Representative McGregor, R., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: WAR WIDOWS/WIDOWERS WAIVE COLLEGE TUITION

Representative Carmichael moved to amend the title as follows:

Add the names: "Buehrer, Reinhard, Carmichael."

Representative Buehrer moved to amend as follows:

In line 9, strike through "and" and insert an underlined comma

In line 12, strike through "such" and insert "that"

In line 18, strike through "given" and insert "as"

In line 19, strike through the semicolon and insert an underlined period

In line 21, after "the" insert "state"

In line 26, strike through the semicolon and insert an underlined period

In line 39, delete "which" and insert "that"

In line 46, strike through "and"

In line 52, strike through the third comma

In line 81, after "3332." insert "of the Revised Code"

In line 82, after "4709." insert "of the Revised Code"

In line 84, after "Code" insert an underlined comma

In line 87, strike through "that" and insert ", which"

In line 91, strike through "Each" and insert:

"Each"

In lines 95, 96, and 98, after "and" insert "student"

In line 97, after "of" insert "the"

In line 103, strike through "Such" and insert "The"

The motion was agreed to and the bill so amended.

STEPHEN BUEHRER
STEVE REINHARD
CHARLES R. BLASDEL
MIKE MITCHELL
WILLIAM J. HARTNETT
THOMAS F. PATTON

JIM CARMICHAEL
LARRY L. FLOWERS
DAN STEWART
T. TODD BOOK
BARBARA A. SYKES
ARLENE J. SETZER

The report was agreed to.

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

Representative DeGeeter submitted the following report:

The standing committee on Criminal Justice to which was referred **Sub. H. B. No. 461**-Representative Wolpert, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: AGG. VEHIC HOMICIDE - INCR PENALTY - PRIOR OVI

Representative Latta moved to amend the title as follows:

Add the names: "Latta, Evans, D., Gilb, Hughes."

| | |
|---------------------|----------------------|
| DANNY R. BUBP | ROBERT E. LATTA |
| JOHN R. WILLAMOWSKI | DAVID R. EVANS |
| MIKE GILB | JIM HUGHES |
| RONALD HOOD | TIMOTHY J. DEGEETER |
| TYRONE K. YATES | SALLY CONWAY KILBANE |
| LANCE T. MASON | KENNY YUKO |
| JEANINE PERRY | WILLIAM J. HEALY |
| WILLIAM J. SEITZ | STEPHEN BUEHRER |

The following member voted "NO"

ANNIE L. KEY

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

Representative Carmichael moved that majority party members asking leave to be absent or absent the week of Tuesday, May 9, 2006, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Driehaus moved that minority party members asking leave to be absent or absent the week of Tuesday, May 9, 2006, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Representative Blasdel moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Sub. S. B. No. 238**-Senator Niehaus, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

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.. -Representative Martin.

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, 3107.17, 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, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 1, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|------------|-------------|-------------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Boccieri | 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 | Hoops | Hughes | Key |
| Kilbane | Koziura | Latta | Law |
| Martin | Mason | McGregor J. | McGregor R. |
| Mitchell | Oelslager | Otterman | Patton S. |
| Patton T. | Perry | Peterson | Raga |
| Raussen | Redfern | Reed | 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 |
| Webster | White | Widener | Widowfield |
| Willamowski | Williams | Wolpert | Yates |
| Yuko | | | Husted-94. |

Representative Hood voted in the negative-1.

The bill passed.

Representative Raussen moved to amend the title as follows:

Add the names: "Allen, Calvert, Cassell, Collier, DeBose, DeGeeter, Distel, Domenick, Driehaus, Evans, C., Fende, Garrison, Hartnett, Harwood, Key, Otterman, Patton, T., Raussen, Seitz, Smith, G., Stewart, D., Strahorn, Williams, Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. Sub. S. B. No. 269-Senators Amstutz, Austria, Clancy, Gardner, Grendell, Jacobson, Jordan, Padgett, Schuler, Wachtmann, Zurz, Spada, Roberts, Fingerhut, Dann, Armbruster, Carey, Goodman, Harris, Kearney, Schuring. -Representatives Seitz, Latta, Gilb, Schaffer, Gibbs, Strahorn, Collier, Hagan, Kilbane.

To amend section 5741.02 of the Revised Code to exempt from the use tax items held by a person, but not for that person's own use, and donated to a charitable organization, or to the state or its political subdivisions for exclusively public purposes, 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 0, 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 |
| Key | Kilbane | Koziura | Latta |
| Law | Martin | Mason | McGregor J. |
| McGregor R. | Mitchell | Oelslager | Otterman |
| Patton S. | Patton T. | Perry | Peterson |
| Raga | Raussen | Redfern | Reed |
| 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 | Webster | White | Widener |
| Widowfield | Willamowski | Williams | Wolpert |
| Yates | Yuko | | Husted-95. |

The bill passed.

Representative Kilbane moved to amend the title as follows:

Add the names: "Allen, Barrett, Brown, Carano, Cassell, Chandler, Core, DeBose, Domenick, Evans, C., Evans, D., Fessler, Flowers, Garrison, Hartnett, Harwood, Hughes, Law, McGregor, J., Oelslager, Otterman, Patton, S., Patton, T., Reidelbach, Setzer, Smith, G., Taylor, Ujvagi, Webster, Willamowski, Wolpert, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 236-Representatives White, McGregor, Wagner, D. Evans, Reidelbach, Wolpert, Seitz, Kearns, C. Evans, Faber, Chandler, Otterman, Law, Hagan, Latta, Perry, Wagoner, Collier, Allen, Fende.

To amend section 2108.15 and to enact section 4503.721 of the Revised Code to create "Donate Life" license plates, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 93, nays 2, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|-------------|-------------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Bocchieri | Book |
| Brinkman | Brown | Bubp | 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 | Hood |
| Hoops | Hughes | Key | Kilbane |
| Koziura | Latta | Law | Martin |
| Mason | McGregor J. | McGregor R. | Mitchell |
| Oelslager | Otterman | Patton S. | Patton T. |
| Perry | Peterson | Raga | Raussen |
| Redfern | Reed | 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 | Webster |
| White | Widener | Widowfield | Willamowski |
| Williams | Wolpert | Yates | Yuko |
| | | | Husted-93. |

Representatives Calvert and Healy voted in the negative-2.

The bill passed.

Representative White moved to amend the title as follows:

Add the names: "Barrett, Beatty, Blessing, Book, Brown, Bulp, Cassell, DeBose, Domenick, Driehaus, Flowers, Hartnett, Harwood, Hughes, Key, Kilbane, Koziura, Mason, Patton, T., Raussen, Redfern, Sayre, Schaffer, Schlichter, Schneider, Skindell, Smith, G., Stewart, D., Stewart, J., Taylor, Uecker, Ujvagi, Willamowski, Williams, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 422-Representatives Hughes, Flowers, Reidelbach, Latta, Evans, D., Boccieri, Yuko, Chandler, Wolpert, Setzer, Barrett, Williams.

To amend sections 149.433, 3301.56, 3313.536, 3314.03, 3737.73, and 3737.99 of the Revised Code to revise and expand the application of laws governing school safety plans and school safety drills, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Hughes moved to amend as follows:

In line 294, delete "of the Revised"

Delete lines 295 and 296

In line 297, delete "school and nothing in that chapter or" and insert "and"

In line 298, after "Code" delete the balance of the line

Delete lines 299 through 301

In line 302, delete everything before the semicolon

The question being, "Shall the motion to amend be agreed to?"

The motion was agreed to without objection.

The question being, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|------------|----------|----------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Boccieri | Book |
| Brinkman | Brown | Bulp | 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 |

| | | | |
|-------------|-------------|-----------|-------------|
| Key | Kilbane | Koziura | Latta |
| Law | Martin | Mason | McGregor J. |
| McGregor R. | Mitchell | Oelslager | Otterman |
| Patton S. | Patton T. | Perry | Peterson |
| Raga | Raussen | Redfern | Reed |
| 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 | Webster | White | Widener |
| Widowfield | Willamowski | Williams | Wolpert |
| Yates | Yuko | | Husted-95. |

The bill passed.

Representative Hughes moved to amend the title as follows:

Add the names: "Carano, Cassell, Combs, DeBose, Domenick, Evans, C., Fende, Gilb, Hagan, Harwood, Key, McGregor, J., Otterman, Patton, T., Sayre, Smith, G., Stewart, D., Widener."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 484-Representatives Boccieri, McGregor, J., Raussen, Hood, Healy, Wagoner, Seitz, Hughes, Widener, Chandler, Stewart, D., Carano, Harwood, Reinhard, Flowers, Carmichael, Sykes, Buehrer.

To amend section 3767.30 of the Revised Code to prohibit protest activities within 300 feet of the site of a funeral service during and within one hour before and after the service and to prohibit protest activities within 300 feet of a funeral procession, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|------------|----------|----------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Boccieri | 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 |
| Flowers | Garrison | Gibbs | Gilb |
| Hagan | Hartnett | Harwood | Healy |
| Hood | Hoops | Hughes | Key |
| Kilbane | Koziura | Latta | Law |

| | | | |
|-------------|-----------|-------------|-------------|
| Martin | Mason | McGregor J. | McGregor R. |
| Mitchell | Oelslager | Otterman | Patton S. |
| Patton T. | Perry | Peterson | Raga |
| Rausen | Redfern | Reed | 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 |
| Webster | White | Widener | Widowfield |
| Willamowski | Williams | Wolpert | Yates |
| Yuko | | | Husted-94. |

The bill passed.

Representative Boccieri moved to amend the title as follows:

Add the names: "Allen, Aslanides, Barrett, Beatty, Blasdel, Blessing, Book, Brown, Bubb, Calvert, Cassell, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, Distel, Dolan, Domenick, Driehaus, Evans, C., Evans, D., Faber, Fende, Garrison, Gibbs, Gilb, Hagan, Hartnett, Hoops, Key, Kilbane, Koziura, Latta, Law, Martin, Mason, Mitchell, Oelslager, Otterman, Patton, S., Patton, T., Perry, Peterson, Redfern, Reed, Reidelbach, Sayre, Schaffer, Schlichter, Schneider, Setzer, Skindell, Smith, G., Smith, S., Stewart, J., Strahorn, Taylor, Uecker, Wagner, Webster, White, Widowfield, Willamowski, Williams, Wolpert, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 576-Representatives McGregor, R., Buehrer, Reinhard, Carmichael.

To amend section 3333.26 of the Revised Code to provide college tuition waivers to spouses and qualifying former spouses of members of the United States armed forces killed in the line of duty in a combat zone after May 7, 1975, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|------------|----------|----------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Blessing | Boccieri | Book |
| Brinkman | Brown | Bubb | 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 |
| Key | Kilbane | Koziura | Latta |
| Law | Mason | McGregor J. | McGregor R. |
| Mitchell | Oelsluger | Otterman | Patton S. |
| Patton T. | Perry | Peterson | Raga |
| Rausen | Redfern | Reed | 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 |
| Webster | White | Widener | Widowfield |
| Willamowski | Williams | Wolpert | Yates |
| Yuko | | | Husted-94. |

The bill passed.

Representative McGregor, R. moved to amend the title as follows:

Add the names: "Allen, Aslanides, Barrett, Beatty, Blasdel, Blessing, Boccieri, Book, Brown, Bulp, Carano, Cassell, Chandler, Coley, Collier, Combs, Core, 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, Key, Kilbane, Koziura, Latta, Law, Mason, McGregor, J., Mitchell, Oelsluger, Otterman, Patton, S., Patton, T., Perry, Peterson, Rausen, Redfern, Reed, Reidelbach, Sayre, Schaffer, Schlichter, Schneider, Seitz, Setzer, Skindell, Smith, G., Smith, S., Stewart, D., Stewart, J., Strahorn, Sykes, Taylor, Uecker, Ujvagi, Wagner, Wagoner, Webster, White, Widener, Widowfield, Willamowski, Williams, Wolpert, Yates, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate insists on its amendments to:

Sub. H. B. No. 162 - Representative Peterson - et al.

and asks for a Committee of Conference.

Attest:

David A. Battocletti,
Clerk.

MESSAGE FROM THE SPEAKER

The Speaker hereby appoints the following members of the House to the Committee of Conference on matters of difference between the two houses on **Sub. H.B. No. 162** - Representative Peterson - et al.,

Representatives Peterson, Latta, and DeGeeter.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to House the following standing committees and standing subcommittees:

Higher Education Subcommittee of the Finance and Appropriations Committee: remove Representative Miller; appoint Representative Chandler.

Commerce and Labor Committee: remove Representative Distel as ranking minority member; appoint Representative Cassell as ranking minority member.

Public Utilities and Energy Committee: remove Representative Strahorn as ranking minority member and appoint Representative Distel as ranking minority member.

Judiciary Committee: remove Representative Miller; appoint Representative Driehaus.

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 4141.08(A)(2)(4), the Speaker hereby makes the following change to the Unemployment Compensation Advisory Council:

Remove Representative Distel and appoint Representative Cassell.

MESSAGE FROM THE SPEAKER

Pursuant to Section 4121.12 of Am. Sub. H.B. No. 66, 126th General Assembly, the Speaker hereby following change to the Workers' Compensation Oversight Commission.

Remove Representative Distel and appoint Representative Cassell.

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. 226 - Senators Cates, Wilson, Zurz, Stivers, Niehaus, Mumper, Kearney, Miller, D., Fedor, Grendell

To amend sections 505.38, 737.08, 737.22, 3737.66, 4765.01, 4765.04, 4765.49, and 4765.55 of the Revised Code to provide for the adoption of rules governing firefighter training.

S. B. No. 280 - Senators Schuring, Jordan, Armbruster, Gardner, Stivers, Carey, Grendell, Padgett, Fingerhut, Miller, R., Zurz, Clancy, Austria, Hagan, Miller, D., Fedor, Goodman, Harris, Hottinger, Niehaus, Prentiss, Roberts, Schuler, Spada, Wachtmann, Wilson, Kearney, Dann, Jacobson

To enact section 4503.433 of the Revised Code to authorize the display of combat battle stars on certain special combat or military license plates.

Attest:

David A. Battocletti,
Clerk.

Said bills were considered the first time.

On motion of Representative Blasdel, the House adjourned until Thursday, May 11, 2006 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.