

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

THURSDAY, MAY 12, 2005

## FIFTIETH DAY

Hall of the House of Representatives, Columbus, Ohio  
**Thursday, May 12, 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 Latta was selected to preside under the Rule.

The journal of yesterday was read and approved.

**INTRODUCTION OF BILLS**

The following bill was introduced:

**H. B. No. 255**-Representatives Sayre, Brown, S. Patton, Cassell, Domenick, Reidelbach, Williams, Carano, Yuko.

To amend sections 5747.08 and 5747.98 and to enact section 5747.73 of the Revised Code to create a nonrefundable tax credit for physicians for services rendered to patients and expenses incurred in rendering those services, for which the physicians were not paid.

Said bill was considered the first time.

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

Representative DeBose submitted the following report:

The standing committee on Economic Development and Environment to which was referred **H. B. No. 100**-Representative Taylor, et al., having had the same under consideration, reports it back and recommends its passage.

RE: AUTO SHREDDER RESIDUE - NO WASTE GENERATION FEE

Representative Collier moved to amend the title as follows:

Add the names: "J. Stewart, Cassell, Domenick."

JIMMY STEWART  
 THOM COLLIER  
 COURTNEY COMBS  
 MARY TAYLOR  
 TIMOTHY J. CASSELL  
 RANDY LAW  
 JEFF WAGNER  
 STEVE REINHARD  
 JIM HUGHES  
 EDNA BROWN

TIMOTHY O. SCHAFFER  
 JIM ASLANIDES  
 LARRY L. WOLPERT  
 ROBERT J. OTTERMAN  
 JOHN DOMENICK  
 JAMES PETER TRAKAS  
 MICHAEL DEBOSE  
 JAMES T. RAUSSEN  
 LORRAINE M. FENDE  
 FRED STRAHORN

The following member voted "NO"

JOHN P. HAGAN

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 Elections and Ethics to which was referred **H. B. No. 3**-Representative DeWine, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ELECTION REFORMS

Representative DeWine moved to amend the title as follows:

Add the names: "Trakas, White, Brown, Law, Uecker."

RANDY LAW	EDNA BROWN
LARRY L. WOLPERT	ALLAN R. SAYRE
STEVE L. DRIEHAUS	JOSEPH W. UECKER
ANNIE L. KEY	W. SCOTT OELSLAGER
JAMES PETER TRAKAS	KEVIN DEWINE
JIM HUGHES	JOHN J. WHITE

The following member voted "NO"

DAN STEWART

The report was agreed to.

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

Representative S. Smith submitted the following report:

The standing committee on Health to which was referred **S. B. No. 41**-Senator Clancy, et al., having had the same under consideration, reports it back and recommends its passage.

RE: BREASTFEEDING IN PUBLIC

Representative White moved to amend the title as follows:

Add the names: "Representatives S. Smith, Barrett, Beatty, Kearns, Reidelbach, Schneider."

JAMES M. HOOPS	SANDRA STABILE HARWOOD
DERRICK SEAVER	SHIRLEY A. SMITH
ROBERT J. OTTERMAN	EARL MARTIN
JAMES T. RAUSSEN	JOHN J. WHITE
COURTNEY COMBS	GEOFFREY C. SMITH
JOHN WIDOWFIELD	SHAWN N. WEBSTER

MICHAEL DEBOSE  
LANCE T. MASON  
JON M. PETERSON  
MERLE GRACE KEARNS  
EDNA BROWN

CATHERINE L. BARRETT  
JOYCE BEATTY  
MICHELLE G. SCHNEIDER  
LINDA S. REIDELBACH

The following member voted "NO"

DIANA M. FESSLER

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

**H.B. No. 247 - Representative Skindell, et al**

TO ESTABLISH AN ANNUAL RENEWABLE ENERGY REQUIREMENT FOR ELECTRIC UTILITIES AND ELECTRIC SERVICES COMPANIES THAT PROVIDE RETAIL ELECTRIC GENERATION SERVICE IN OHIO AND TO AUTHORIZE THE PUBLIC UTILITIES COMMISSION TO ESTABLISH A SYSTEM OF RENEWABLE ENERGY CREDITS.

To the committee on Public Utilities and Energy

**H.B. No. 248 - Representative Carano, et al**

TO ESTABLISH A DOMESTIC VIOLENCE AWARENESS LICENSE PLATE AND TO PROVIDE THAT MONEY FROM THE CONTRIBUTIONS FOR THE LICENSE PLATES BE USED TO PAY FOR PROGRAMS THAT PROVIDE SERVICES TO VICTIMS OF DOMESTIC VIOLENCE.

To the committee on Transportation, Public Safety and Homeland Security

**H.B. No. 249 - Representative Key, et al**

TO REQUIRE THE SEALING OF THE OFFICIAL RECORDS OF A PERSON WHO IS FOUND NOT GUILTY OF AN OFFENSE, WHO IS THE DEFENDANT NAMED IN A DISMISSED COMPLAINT, INDICTMENT, OR INFORMATION, OR AGAINST WHOM A NO BILL IS ENTERED BY A GRAND JURY AND TO ELIMINATE THE USE OF SEALED RECORDS BY PROSECUTORS TO DETERMINE THE ELIGIBILITY OF OFFENDERS FOR SPECIFIED PRE-TRIAL DIVERSION PROGRAMS.

To the committee on Judiciary

**H.B. No. 250 - Representative Trakas**

TO AUTHORIZE TWO OR MORE SCHOOL BOARDS TO CREATE A TAXING DISTRICT FOR THE JOINT FUNDING OF BEHAVIORAL HEALTH, AUTISM, AND RELATED SERVICES TO STUDENTS.

To the committee on Finance and Appropriations

**H.B. No. 251 - Representative Uecker, et al**

TO REQUIRE THE EFFICIENT USE OF ENERGY IN ALL STATE FACILITIES BASED ON STANDARDS DEVELOPED BY THE OHIO SCHOOL FACILITIES COMMISSION, TO REQUIRE THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO GIVE PREFERENCE IN PROCURING PRODUCTS AND SERVICES TO THOSE THAT MEET THE ENERGY EFFICIENCY GUIDELINES SET BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND DEPARTMENT OF ENERGY, AND TO REQUIRE EACH STATE INSTITUTION OF HIGHER EDUCATION THAT RECEIVES CAPITAL APPROPRIATIONS FOR A SPECIFIC PROJECT TO USE ENERGY EFFICIENT DESIGNS IN THE PROJECT.

To the committee on Public Utilities and Energy

JON A. HUSTED	CHARLES R. BLASDEL
CHARLES E. CALVERT	JIM CARMICHAEL
KEVIN DEWINE	LARRY L. FLOWERS
MERLE GRACE KEARNS	TOM RAGA
JOHN SCHLICHTER	GEOFFREY C. SMITH
SHAWN N. WEBSTER	JOYCE BEATTY
KENNETH A. CARANO	TIMOTHY J. DEGEETER
WILLIAM J. HEALY	JOSEPH KOZIURA
ROBERT J. OTTERMAN	

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

**H.R. No. 56 - Representative Distel, et al**

TO URGE THE CONGRESS OF THE UNITED STATES TO SUPPORT FULL FUNDING OF THE EDWARD J. BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FOR MULTI-JURISDICTIONAL TASK FORCES.

To the committee on Judiciary

Add the names: Beatty, Otterman

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Blasdel moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolution was introduced and referred as recommended.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the passage of the following bill:

**Sub. H. B. No. 50** - Representatives Setzer, Hughes, C. Evans, DeWine, Gilb, McGregor, Fessler, Latta, Walcher, D. Evans, Willamowski, Seaver, Perry, Allen, Buehrer, Calvert, Carmichael, Cassell, Chandler, Collier, Combs, Daniels, DeBose, Domenick, Faber, Gibbs, Hagan, Harwood, Kearns, Kilbane, Law, Martin, Otterman, T. Patton, Peterson, Raga, Reidelbach, Schaffer, Schlichter, Schneider, D. Stewart, J. Stewart, Strahorn, Taylor, Uecker, Webster, Widener, Widowfield, Williams, Yuko Senators Austria, Goodman, Grendell, Schuring, Niehaus

To amend section 2907.09 of the Revised Code to expand and modify the penalty for the offense of public indecency.

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 concurred in the House amendments to:

**Am. S. C. R. No. 12** - Senator Spada- et al.

**Am. Sub. S. B. No. 26** - Senator Amstutz- et al.

Attest:

Matthew T. Schuler,  
Clerk.

MESSAGE FROM THE SPEAKER

Pursuant to Ohio Revised Code section 103.51(A), the Speaker hereby removes Speaker Husted from the Legislative Task Force on Redistricting, Reapportionment, and Demographic Research.

On motion of Representative Webster, the House adjourned until Tuesday, May 17, 2005 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.