

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, AUGUST 16, 2005

## EIGHTY-FIRST DAY

Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, August 16, 2005 at 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Assistant Clerk called the House to order.

Representative Daniels 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. 327**-Representative Key.

To amend sections 4503.20 and 4509.101 of the Revised Code to require that fifty per cent of all fees paid into the Financial Responsibility Compliance Fund be distributed to the courts to cover costs incurred by the courts in connection with the enforcement of the traffic laws.

**H. B. No. 328**-Representatives Key, Allen, Ujvagi, Barrett, Trakas, Distel, Woodard, Yuko, Reidelbach, Beatty, DeGeeter, DeBose, Sykes, Brown, Harwood, Skindell, Fende, Otterman.

To amend section 3313.603 of the Revised Code to require every high school to include one-half hour of voter education instruction as part of the required American government course instruction.

**H. B. No. 329**-Representative DeWine.

To amend sections 1905.033, 2903.08, 2921.331, 4509.101, 4510.037, 4510.10, 4510.11, 4510.12, 4510.14, 4510.15, 4510.16, 4510.17, 4511.191, 4511.203, 4549.02, and 4549.021 and to enact sections 109.66 and 4510.18 of the Revised Code to make changes in certain driver's license suspension provisions; to limit when a court must impose a mandatory prison term for aggravated vehicular assault; and to modify certain provisions relating to motor vehicle operation, mayor's courts, and electronic monitoring devices.

**H. B. No. 330**-Representatives Healy, Boccieri, Oelslager, Miller, Carano, Combs, Allen, McGregor, Perry, Key, Hughes, Otterman, Distel, Ujvagi, Brown, Hood, Garrison, Barrett, Strahorn.

To amend section 2101.16 and to enact section 2101.164 of the Revised Code to exempt estates of members of the United States Armed Services who

died while serving in a combat zone from being charged any fees associated with the filing of the decedent's will for probate or the administration of the decedent's estate or any fees for relieving the estate from administration or granting an order for summary release from administration.

Said bills were considered the first time.

### MOTIONS AND RESOLUTIONS

Representative Flowers moved that House Rules be suspended and that the following House Resolution be read by title only and brought up for immediate adoption:

**H. R. No. 94 - Representative Wolpert, Speaker Husted, Representatives Redfern, Allen, Aslanides, Barrett, Beatty, Blasdel, Blessing, Bocchieri, Book, Brinkman, Brown, Bubp, Buehrer, Calvert, Carano, Carmichael, Cassell, Chandler, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dolan, Domenick, Driehaus, C. Evans, D. Evans, 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, S. Patton, T. Patton, Perry, Peterson, Raga, Raussen, Reidelbach, Reinhard, Sayre, Schaffer, Schlichter, Schneider, Seaver, Seitz, Setzer, Skindell, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Sykes, Taylor, Trakas, Uecker, Ujvagi, Wagner, Wagoner, Walcher, Webster, White, Widener, Widowfield, Willamowski, Williams, Woodard, Yates, Yuko**  
 IN MEMORY OF LANCE CORPORAL ERIC J. BERNHOLTZ.

The motion was agreed to without objection.

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

The resolution was adopted.

Representative Flowers moved that House Rules be suspended and that the following House Resolution be read by title only and brought up for immediate adoption:

**H. R. No. 95 - Representatives C. Evans, Schlichter, Speaker Husted, Representatives Redfern, Allen, Aslanides, Barrett, Beatty, Blasdel, Blessing, Bocchieri, Book, Brinkman, Brown, Bubp, Buehrer, Calvert, Carano, Carmichael, Cassell, Chandler, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dolan, Domenick, Driehaus, D. Evans, 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, S. Patton, T. Patton, Perry, Peterson, Raga, Raussen, Reidelbach, Reinhard, Sayre, Schaffer, Schneider, Seaver, Seitz, Setzer, Skindell, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Sykes, Taylor, Trakas, Uecker, Ujvagi, Wagner, Wagoner, Walcher, Webster, White, Widener, Widowfield, Willamowski, Williams, Wolpert, Woodard, Yates, Yuko**

IN MEMORY OF LANCE CORPORAL AARON REED.

The motion was agreed to without objection.

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

The resolution was adopted.

### **BILLS FOR THIRD CONSIDERATION**

**Sub. H. B. No. 95**-Representatives Seitz, McGregor, C. Evans, Allen, Widener, Wolpert, Combs, Latta, T. Patton, Schaffer, Raussen, Wagoner, Faber, Webster, Hoops, Taylor, Gilb, Raga, Brinkman, Hagan, Reidelbach, White, Willamowski, Harwood, Uecker, G. Smith, Gibbs, Schneider, Hartnett, Carmichael, Buehrer, Seaver, Hughes, Collier, Trakas, Flowers, Oelslager, D. Evans.

To amend sections 2152.17, 2929.01, 2929.13, 2929.14, 2941.149, and 2953.08 of the Revised Code relative to the sentences imposed on repeat violent offenders and the appeal of repeat violent offender sentences, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Flowers moved that **Sub. H. B. No. 95**-Representative Seitz, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

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

To amend sections 2901.13, 2909.21, 2923.31, 2933.51, 4507.08, 4561.17, 4561.18, 4561.22, 4931.45, 4931.49, 5502.011, 5502.03, 5502.28, and 5502.41, 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, 2935.033, 3750.22, and 4563.30 of the Revised Code to establish requirements for state and local compliance with federal homeland security authorities and laws pertaining to terrorism and homeland security; to create criminal offenses for specified acts carried out in support of terrorism; to provide a 20-year limitation period for certain terrorism-related offenses; to establish notification requirements regarding illegal aliens convicted of a felony or in custody of the Department of Rehabilitation and Correction; to require individuals to show identification or provide personal information in specified situations; to limit licensing, employing, and doing business with persons who have provided material

assistance to an organization on the United States Department of State Terrorist Exclusion List; to expand the definition of "corrupt activity" under the Corrupt Activity Law to include the bill's terrorism-related offenses and animal and ecological terrorism; to include the bill's terrorism-related offenses 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 personnel in the Department of Public Safety to assist federal law enforcement officers; to prohibit the reinstatement of a suspended driver's license to a person who is the subject of an active arrest warrant; to amend specified aspects of the 9-1-1 law; to provide for the establishment of a homeland security advisory council; to designate the National Incident Management System as the standard procedure for incident management within the state; to provide security-related measures for public-use and private-use airports; and to expand the homeland security duties of the Department of Public Safety, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Flowers moved that **Sub. S. B. No. 9**-Senator Jacobson, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

#### MESSAGE FROM THE SPEAKER

Pursuant to Section 3519.03 of the Ohio Revised Code, the President of the Senate and the Speaker of the House of Representatives jointly appoint the following persons to write arguments against State Issues 2, 3, 4:

Representative DeWine

Senator Jacobson

Richard H. Finan

#### MESSAGE FROM THE SPEAKER

Pursuant to Section 3353.02, Am. Sub. H. B. No. 66 of the 126th General Assembly, the Speaker appoints the following members to the Ohio eTech Commission:

Representatives Setzer, Garrison, and public member John Boggess.

#### MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on August 11, 2005, signed the following:

**H. C. R. No. 24** - Speaker Husted - et al.

On motion of Representative Flowers, the House adjourned until Thursday, August 18, 2005 at 11:00 o'clock a.m.

Attest:

SONJA A. HERD,  
Assistant Clerk.