

OHIO

House

of

Representatives

JOURNAL

TUESDAY, OCTOBER 11, 2005

NINETY-EIGHTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, October 11, 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 Oelslager 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. 373-Representatives Barrett, McGregor, J., Brown, DeGeeter, Chandler, Gilb, Combs, Perry, Hughes, Oelslager, Willamowski, Beatty, Skindell, Miller, Harwood, Allen.

To amend section 5901.08 of the Revised Code to establish a shorter residency qualification for financial assistance from a county veterans service commission for veterans, active-duty Armed Forces members, and certain of their immediate family members relocating to and residing in a county of this state following the recognition by the President of the United States of an emergency situation as a result of a natural disaster, and to declare an emergency.

H. B. No. 374-Representatives Hughes, Latta, Webster, Allen, Flowers, Uecker, Evans, D., Skindell, Brown, Fende, Sayre, Combs, Otterman, Ujvagi, Wagoner, Yuko, Chandler, Barrett, Strahorn.

To amend sections 2917.46, 3313.206, 5502.61, and 5502.62 and to repeal section 3301.076 of the Revised Code to abolish the children's safety program known as the Block Parent Program in the State Board of Education, to establish in its place the McGruff House Program in the Division of Criminal Justice Services of the Department of Public Safety, and to create the offense of unauthorized use of a McGruff house symbol.

H. B. No. 375-Representatives Flowers, McGregor, J., Evans, D., Brown, Willamowski, Allen, Setzer.

To amend sections 4765.05, 4765.11, and 4765.16 and to enact sections 4765.101, 4765.102, 4765.111, 4765.112, 4765.113, 4765.114, 4765.115, and 4765.116 of the Revised Code concerning the authority of the State Board of Emergency Medical Services to suspend certificates to practice emergency medical services.

H. B. No. 376-Representative Patton, T..

To amend sections 102.02, 102.06, 109.981, 1707.01, 3517.13, 3517.151, 4121.12, 4121.121, 4121.125, 4121.126, 4121.128, 4123.341, 4123.342, 4123.44, and 4123.441, to enact sections 4121.05 and 4121.051 of the Revised Code, and to amend Section 3 of Am. H.B. 67 of the 126th General Assembly, as subsequently amended by Am. Sub. H.B. 66 of the 126th General Assembly, to create the Workers' Compensation Investment Board and to transfer the Workers' Compensation Oversight Commission's powers and duties regarding the investment program of the Bureau of Workers' Compensation to the Investment Board.

Said bills were considered the first time.

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

Representative Chandler submitted the following report:

The standing committee on Local and Municipal Government and Urban Revitalization to which was referred **H. B. No. 139**-Representative Harwood, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: LAND CONVEYANCE TO LIBERTY TOWNSHIP

Representative Wolpert moved to amend the title as follows:

Add the names: "Williams, Domenick, Chandler, Wolpert, Mitchell."

JIM MCGREGOR
DAVID DANIELS
BRIAN G. WILLIAMS
JOHN DOMENICK
KENNY YUKO
JOSEPH W. UECKER
DANNY R. BUBP
MIKE MITCHELL

JEFF WAGNER
COURTNEY COMBS
KATHLEEN CHANDLER
KATHY L. WALCHER
LARRY L. WOLPERT
DIANA M. FESSLER
THOM COLLIER

The report was agreed to.

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

Representative Yates submitted the following report:

The standing committee on Ways and Means to which was referred **H. B. No. 142**-Representative Willamowski, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: INCOME TAX REFUNDS-PAY DEBTS TO LOCAL
GOVERNMENTS

Representative Kilbane moved to amend the title as follows:

Add the names: "Latta, Hartnett, Gibbs."

BARBARA A. SYKES	WILLIAM J. SEITZ
TYRONE K. YATES	MICHAEL J. SKINDELL
WILLIAM J. HARTNETT	BOB GIBBS
SALLY CONWAY KILBANE	JOHN P. HAGAN
STEVE L. DRIEHAUS	CHARLES R. BLASDEL
THOM COLLIER	MARY TAYLOR
TIMOTHY O. SCHAFFER	

The report was agreed to.

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

Representative Harwood submitted the following report:

The standing committee on Judiciary to which was referred **H. B. No. 214**-Representative Hughes, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: CRIME AFFIDAVITS - UNINVOLVE COURT CLERKS

Representative Willamowski moved to amend as follows:

In line 8, after "**2935.09.**" insert "(A) As used in this section, "reviewing official" means a judge of a court of record, the prosecuting attorney or attorney charged by law with the prosecution of offenses in a court or before a magistrate, or a magistrate.

(B)"

In line 12, delete "A" and insert:

"(C) A"

In line 13, delete "such"; after "prosecution" insert "under this section"

In line 14, strike through "the judge"; strike through "of a court of record,"; delete "the prosecuting"

Delete lines 15 and 16

In line 17, delete "record."; strike through "or"; strike through "a magistrate," and insert "a reviewing official or the clerk of a court of record"

In line 18, delete "A" and insert:

"(D) A"

In line 19, delete "such"; after "prosecution" insert "under this section"

In line 20, strike through "the"; delete "judge of"

In line 21, delete "a court of record or the"; strike through "prosecuting

attorney or attorney charged"

In line 22, strike through "by law with the prosecution of offenses in court or before"; delete "a"

In line 23, strike through "magistrate," and insert "a reviewing official"

In line 26, after "magistrate" insert ". A private citizen may file an affidavit charging the offense committed with the clerk of a court of record before or after the normal business hours of the reviewing officials if the clerk's office is open at those times. A clerk who receives an affidavit before or after the normal business hours of the reviewing officials shall forward it to a reviewing official when the reviewing official's normal business hours resume"

In line 2 of the title, delete "remove" and insert "limit the role of"; delete "from" and insert "in"

In line 5 of the title, after "offense" insert "and to require that an appropriate official review affidavits filed by private persons to determine if a complaint should be filed"

The motion was agreed to and the bill so amended.

DANNY R. BUBP
CLAUDETTE J. WOODARD
TIMOTHY O. SCHAFFER
BILL COLEY
RANDY LAW
JOHN R. WILLAMOWSKI

DALE MILLER
TIMOTHY J. DEGEETER
SANDRA STABILE HARWOOD
MATTHEW J. DOLAN
LOUIS W. BLESSING

The report was agreed to.

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

On motion of Representative Martin, the House adjourned until Thursday, October 13, 2005 at 1:00 o'clock p.m.

Attest:

LAURA P. CLEMENS,
Clerk.