

OHIO

House

of

Representatives

JOURNAL

TUESDAY, OCTOBER 25, 2005

ONE HUNDRED THIRD DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, October 25, 2005 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Mark Vernik of the Rousculp Church of Christ in Lima, 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:

Lynn, Tim, Becky, Joe and Tori Vernik, guests of Representative Willamowski-4th district.

Eighth grade students from Clintonville Academy, guests of Representatives Hughes-22nd district and Beatty-27th district.

Peggy Rhode and students from The Learning Tree, guests of Representative Raussen-28th district.

Patricia Duquette, a guest of Representative Wagoner-46th district.

Matt Carona, a guest of Representative Oelslager-51st district.

Intern students from Kent State University, guests of Representative Chandler-68th district.

Eighth grade students from New Covenant Academy, guests of Representative Domenick-95th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 396-Representatives Hoops, Peterson, Wagoner.

To amend Section 206.66.25 of Am. Sub. H.B. 66 of the 126th General Assembly to provide for an intermediate care facility for the mentally retarded to have its Medicaid rate adjusted in fiscal years 2006 and 2007 for certain renovations.

H. B. No. 397-Representatives Hagan, Collier, Law, Harwood.

To amend sections 3714.01, 3714.02, 3714.03, 3714.04, 3714.05, 3714.06, 3714.071, 3714.09, 3714.11, 3714.12, 3714.13, and 3734.28 and to enact sections 3714.051, 3714.052, 3714.053, 3714.061, 3714.062, 3714.081, 3714.082, 3714.083, and 3714.20 of the Revised Code to revise the statutes governing construction and demolition debris facilities and to declare an

emergency.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 107**-Representative Setzer, et al., were taken up for consideration.

Sub. H. B. No. 107-Representatives Setzer, Webster, Seitz, Kearns, Distel, C. Evans, Chandler, Combs, Domenick, D. Evans, Flowers, Hagan.

To amend section 3319.23 of the Revised Code, to amend Section 4 of Am. Sub. S.B. 2 of the 125th General Assembly, and to amend Section 206.09.12 of Am. Sub. H.B. 66 of the 126th General Assembly to require the State Board of Education to adopt standards that require the curricula of teacher preparation programs to be aligned with the state academic content standards, the State Board's minimum standards for schools, and the value-added progress dimension developed by the Department of Education; to extend the deadline for the Department and the Educator Standards Board to propose a career ladder program for teachers; and to set aside \$247,000 in each of fiscal years 2006 and 2007 for the Center for Learning Excellence.

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

The yeas and nays were taken and resulted - yeas 1, nays 93, as follows:
Representative Widowfield voted in the affirmative-1.

Those who voted in the negative were: Representatives

Allen	Aslanides	Barrett	Beatty
Blasdel	Bocchieri	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	Key
Kilbane	Koziura	Latta	Law
Martin	Mason	McGregor J.	McGregor R.
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	Taylor	Trakas	Uecker
Wagner	Wagoner	Walcher	Webster
White	Widener	Willamowski	Williams

Wolpert

Woodard

Yates

Yuko
Husted-93.

The Senate amendments were not concurred in.

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

Representative Driehaus submitted the following report:

The standing committee on Public Utilities and Energy to which was referred **H. B. No. 85**-Representative Blessing, having had the same under consideration, reports it back and recommends its passage.

RE: ELECTRIC SERVICE GOVT. AGGREGATION - LIMIT

JOHN P. HAGAN
JOHN WIDOWFIELD
ROBERT E. LATTA
EARL MARTIN
KEITH L. FABER
CHRIS WIDENER
MARK D. WAGONER
WILLIAM J. HARTNETT
JIM CARMICHAEL
STEPHEN BUEHRER
L. GEORGE DISTEL

JAMES T. RAUSSEN
WILLIAM J. HEALY
JIMMY STEWART
JENNIFER GARRISON
LOUIS W. BLESSING
DAVID DANIELS
GEOFFREY C. SMITH
STEVE L. DRIEHAUS
FRED STRAHORN
TIMOTHY J. DEGEETER

The report was agreed to.

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

Representative Chandler submitted the following report:

The standing committee on Local and Municipal Government and Urban Revitalization to which was referred **H. B. No. 145**-Representative Seaver, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: TWP FIRE DEPT - POWER TO ARREST/INVESTIGATE

Representative Wolpert moved to amend the title as follows:

Add the names: "Chandler, Fende."

COURTNEY COMBS
THOM COLLIER
KENNY YUKO
PETER S. UJVAGI
JOHN DOMENICK
DANNY R. BUBP

DAVID DANIELS
LORRAINE M. FENDE
JIM MCGREGOR
MIKE MITCHELL
JOSEPH W. UECKER
KATHY L. WALCHER

KATHLEEN CHANDLER
JEFF WAGNER

BRIAN G. WILLIAMS
LARRY L. WOLPERT

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 142-Representatives Willamowski, Evans, C., McGregor, J., Seitz, Raga, Latta, Hartnett, Gibbs.

To amend section 5747.08 and to enact sections 5747.082 and 5747.124 of the Revised Code to authorize the Tax Commissioner to collect from state income tax refunds certain debts owed to courts, counties, municipal corporations, and townships, and to provide "innocent spouse" relief from joint and several liability for income tax under prescribed circumstances, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Willamowski moved to amend as follows:

In line 10, delete "5747.028" and insert "5747.082"

In line 106, after "Code" insert ";

(m) The low-income credit under section 5747.056 of the Revised Code"

The motion was agreed to without objection.

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

Representative Redfern moved to amend as follows:

In line 9, delete "section" and insert "sections"; after "5747.08" insert "and 5751.01"

Between lines 400 and 401, insert:

"Sec. 5751.01. As used in this chapter:

(A) "Person" means, but is not limited to, individuals, combinations of individuals of any form, receivers, assignees, trustees in bankruptcy, firms, companies, joint-stock companies, business trusts, estates, partnerships, limited liability partnerships, limited liability companies, associations, joint ventures, clubs, societies, for-profit corporations, S corporations, qualified subchapter S subsidiaries, qualified subchapter S trusts, trusts, entities that are disregarded for federal income tax purposes, and any other entities. "Person" does not include nonprofit organizations or the state, its agencies, its instrumentalities, and its political subdivisions.

(B) "Consolidated elected taxpayer" means a group of two or more persons treated as a single taxpayer for purposes of this chapter as the result of an election made under section 5751.011 of the Revised Code.

(C) "Combined taxpayer" means a group of two or more persons treated as a single taxpayer for purposes of this chapter under section 5751.012 of the Revised Code.

(D) "Taxpayer" means any person, or any group of persons in the case of a consolidated elected taxpayer or combined taxpayer treated as one taxpayer, required to register or pay tax under this chapter. "Taxpayer" does not include excluded persons.

(E) "Excluded person" means any of the following:

(1) Any person with not more than one hundred fifty thousand dollars of taxable gross receipts during the calendar year. Division (E)(1) of this section does not apply to a person that is a member of a group that is a consolidated elected taxpayer or a combined taxpayer;

(2) A public utility that paid the excise tax imposed by section 5727.24 or 5727.30 of the Revised Code based on one or more measurement periods that include the entire tax period under this chapter, except that a public utility that is a combined company is a taxpayer with regard to the following gross receipts:

(a) Taxable gross receipts directly attributed to a public utility activity, but not directly attributed to an activity that is subject to the excise tax imposed by section 5727.24 or 5727.30 of the Revised Code;

(b) Taxable gross receipts that cannot be directly attributed to any activity, multiplied by a fraction whose numerator is the taxable gross receipts described in division (E)(2)(a) of this section and whose denominator is the total taxable gross receipts that can be directly attributed to any activity;

(c) Except for any differences resulting from the use of an accrual basis method of accounting for purposes of determining gross receipts under this chapter and the use of the cash basis method of accounting for purposes of determining gross receipts under section 5727.24 of the Revised Code, the gross receipts directly attributed to the activity of a natural gas company shall be determined in a manner consistent with division (D) of section 5727.03 of the Revised Code.

As used in division (E)(2) of this section, "combined company" and "public utility" have the same meanings as in section 5727.01 of the Revised Code.

(3) A financial institution, as defined in section 5725.01 of the Revised Code, that paid the corporation franchise tax charged by division (D) of section 5733.06 of the Revised Code based on one or more taxable years that include the entire tax period under this chapter;

(4) A dealer in intangibles, as defined in section 5725.01 of the Revised

Code, that paid the dealer in intangibles tax levied by division (D) of section 5707.03 of the Revised Code based on one or more measurement periods that include the entire tax period under this chapter;

(5) A financial holding company as defined in the "Bank Holding Company Act," 12 U.S.C. 1841(p);

(6) A bank holding company as defined in the "Bank Holding Company Act," 12 U.S.C. 1841(a);

(7) A savings and loan holding company as defined in the "Home Owners Loan Act," 12 U.S.C. 1467a(a)(1)(D) that is engaging only in activities or investments permissible for a financial holding company under 12 U.S.C. 1843(k);

(8) A person directly or indirectly owned by one or more financial institutions, financial holding companies, bank holding companies, or savings and loan holding companies described in division (E)(3), (5), (6), or (7) of this section that is engaged in activities permissible for a financial holding company under 12 U.S.C. 1843(k), except that any such person held pursuant to merchant banking authority under 12 U.S.C. 1843(k)(4)(H) or 12 U.S.C. 1843(k)(4)(I) is not an excluded person, or a person directly or indirectly owned by one or more insurance companies described in division (E)(9) of this section that is authorized to do the business of insurance in this state.

For the purposes of division (E)(8) of this section, a person owns another person under the following circumstances:

(a) In the case of corporations issuing capital stock, one corporation owns another corporation if it owns fifty per cent or more of the other corporation's capital stock with current voting rights;

(b) In the case of a limited liability company, one person owns the company if that person's membership interest, as defined in section 1705.01 of the Revised Code, is fifty per cent or more of the combined membership interests of all persons owning such interests in the company;

(c) In the case of a partnership, trust, or other unincorporated business organization other than a limited liability company, one person owns the organization if, under the articles of organization or other instrument governing the affairs of the organization, that person has a beneficial interest in the organization's profits, surpluses, losses, or distributions of fifty per cent or more of the combined beneficial interests of all persons having such an interest in the organization;

(d) In the case of multiple ownership, the ownership interests of more than one person may be aggregated to meet the fifty per cent ownership tests in this division only when each such owner is described in division (E)(3), (5), (6), or (7) of this section and is engaged in activities permissible for a financial holding company under 12 U.S.C. 1843(k) or is a person directly or indirectly owned by one or more insurance companies described in division (E)(9) of this

section that is authorized to do the business of insurance in this state;

(9) A domestic insurance company or foreign insurance company, as defined in section 5725.01 of the Revised Code, that paid the insurance company premiums tax imposed by section 5725.18 or Chapter 5729. of the Revised Code based on one or more measurement periods that include the entire tax period under this chapter;

(10) A person that solely facilitates or services one or more securitizations or similar transactions for any person described in division (E)(3), (5), (6), (7), (8), or (9) of this section. For purposes of this division, "securitization" means transferring one or more assets to one or more persons and then issuing securities backed by the right to receive payment from the asset or assets so transferred.

(F) Except as otherwise provided in divisions (F)(2), (3), (4), and (5) of this section, "gross receipts" means the total amount realized by a person, without deduction for the cost of goods sold or other expenses incurred, that contributes to the production of gross income of the person, including the fair market value of any property and any services received, and any debt transferred or forgiven as consideration.

(1) The following are examples of gross receipts:

(a) Amounts realized from the sale, exchange, or other disposition of the taxpayer's property to or with another;

(b) Amounts realized from the taxpayer's performance of services for another;

(c) Amounts realized from another's use or possession of the taxpayer's property or capital;

(d) Any combination of the foregoing amounts.

(2) "Gross receipts" excludes the following amounts:

(a) Interest income except interest on credit sales;

(b) Dividends and distributions from corporations, and distributive or proportionate shares of receipts and income from a pass-through entity as defined under section 5733.04 of the Revised Code;

(c) Receipts from the sale, exchange, or other disposition of an asset described in section 1221 or 1231 of the Internal Revenue Code, without regard to the length of time the person held the asset;

(d) Proceeds received attributable to the repayment, maturity, or redemption of the principal of a loan, bond, mutual fund, certificate of deposit, or marketable instrument;

(e) The principal amount received under a repurchase agreement or on account of any transaction properly characterized as a loan to the person;

(f) Contributions received by a trust, plan, or other arrangement, any of which is described in section 501(a) of the Internal Revenue Code, or to which Title 26, Subtitle A, Chapter 1, Subchapter (D) of the Internal Revenue Code applies;

(g) Compensation, whether current or deferred, and whether in cash or in kind, received or to be received by an employee, former employee, or the employee's legal successor for services rendered to or for an employer, including reimbursements received by or for an individual for medical or education expenses, health insurance premiums, or employee expenses, or on account of a dependent care spending account, legal services plan, any cafeteria plan described in section 125 of the Internal Revenue Code, or any similar employee reimbursement;

(h) Proceeds received from the issuance of the taxpayer's own stock, options, warrants, puts, or calls, or from the sale of the taxpayer's treasury stock;

(i) Proceeds received on the account of payments from life insurance policies;

(j) Gifts or charitable contributions received, membership dues received, and payments received for educational courses, meetings, meals, or similar payments to a trade, professional, or other similar association; fundraising receipts received by any person when any excess receipts are donated or used exclusively for charitable purposes; and proceeds received by a nonprofit organization including proceeds realized with regard to its unrelated business taxable income;

(k) Damages received as the result of litigation in excess of amounts that, if received without litigation, would be gross receipts;

(l) Property, money, and other amounts received or acquired by an agent on behalf of another in excess of the agent's commission, fee, or other remuneration;

(m) Tax refunds and other tax benefit recoveries;

(n) Pension reversions;

(o) Contributions to capital;

(p) Sales or use taxes collected as a vendor or an out-of-state seller on behalf of the taxing jurisdiction from a consumer;

(q) In the case of receipts from the sale of cigarettes or tobacco products by a wholesale dealer, retail dealer, distributor, manufacturer, or seller, all as defined in section 5743.01 of the Revised Code, an amount equal to the federal and state excise taxes paid by any person on or for such cigarettes or tobacco products under subtitle E of the Internal Revenue Code or Chapter 5743. of the Revised Code;

(r) In the case of receipts from the sale of motor fuel by a licensed motor

fuel dealer, licensed retail dealer, or licensed permissive motor fuel dealer, all as defined in section 5735.01 of the Revised Code, an amount equal to federal and state excise taxes paid by any person on such motor fuel under section 4081 of the Internal Revenue Code or Chapter 5735. of the Revised Code;

(s) In the case of receipts from the sale of beer or intoxicating liquor, as defined in section 4301.01 of the Revised Code, by a person holding a permit issued under Chapter 4301. or 4303. of the Revised Code, an amount equal to federal and state excise taxes paid by any person on or for such beer or intoxicating liquor under subtitle E of the Internal Revenue Code or Chapter 4301. or 4305. of the Revised Code;

(t) Receipts realized by a new motor vehicle dealer or used motor vehicle dealer, as defined in section 4517.01 of the Revised Code, from the sale or other transfer of a motor vehicle, as defined in that section, to another motor vehicle dealer for the purpose of resale by the transferee motor vehicle dealer, but only if the sale or other transfer was based upon the transferee's need to meet a specific customer's preference for a motor vehicle;

(u) Receipts from a financial institution described in division (E)(3) of this section for services provided to the financial institution in connection with the issuance, processing, servicing, and management of loans or credit accounts, if such financial institution and the recipient of such receipts have at least fifty per cent of their ownership interests owned or controlled, directly or constructively through related interests, by common owners;

(v) Receipts realized from administering anti-neoplastic drugs and other cancer chemotherapy, biologicals, therapeutic agents, and supportive drugs in a physician's office to patients with cancer;

(w) Funds received or used by a mortgage broker that is not a dealer in intangibles, other than fees or other consideration, pursuant to a table-funding mortgage loan or warehouse-lending mortgage loan. Terms used in division (F)(2)(x) of this section have the same meanings as in section 1322.01 of the Revised Code, except "mortgage broker" means a person assisting a buyer in obtaining a mortgage loan for a fee or other consideration paid by the buyer or a lender, or a person engaged in table-funding or warehouse-lending mortgage loans that are first lien mortgage loans.

(x) Property, money, and other amounts received by a professional employer organization, as defined in section 4125.01 of the Revised Code, from a client employer, as defined in that section, in excess of the administrative fee charged by the professional employer organization to the client employer;

(y) In the case of amounts retained as commissions by a permit holder under Chapter 3769. of the Revised Code, an amount equal to the amounts specified under that chapter that must be paid to or collected by the tax commissioner as a tax and the amounts specified under that chapter to be used as purse money;

(z) Proceeds received from the sale or purchase of food for human consumption off the premises where sold:

(aa) Proceeds received from any wholesale sale or wholesale purchase of food, including nonalcoholic beverages, for human consumption, its ingredients, or its packaging;

(bb) Proceeds received from any sale or purchase of items sold to or purchased by a manufacturer, processor, packager, distributor, or reseller of food, including nonalcoholic beverages, for human consumption, or its ingredients, for use in its trade or business;

(cc) Proceeds received in any retail transaction on any packaging that contains food, including nonalcoholic beverages, for human consumption on or off the premises where sold.

(dd) Any receipts for which the tax imposed by this chapter is prohibited by the constitution or laws of the United States or the constitution of this state.

(3) In the case of a taxpayer when acting as a real estate broker, "gross receipts" includes only the portion of any fee for the service of a real estate broker, or service of a real estate salesperson associated with that broker, that is retained by the broker and not paid to an associated real estate salesperson or another real estate broker. For the purposes of this division, "real estate broker" and "real estate salesperson" have the same meanings as in section 4735.01 of the Revised Code.

(4) A taxpayer's method of accounting for gross receipts for a tax period shall be the same as the taxpayer's method of accounting for federal income tax purposes for the taxpayer's federal taxable year that includes the tax period. If a taxpayer's method of accounting for federal income tax purposes changes, its method of accounting for gross receipts under this chapter shall be changed accordingly.

In calculating gross receipts, the following shall be deducted:

(a) Cash discounts allowed and taken;

(b) Returns and allowances;

(c) Bad debts from receipts upon which the tax imposed by this chapter was paid in a prior quarterly tax payment period. For the purposes of this division, "bad debts" mean any debts that have become worthless or uncollectible between the preceding and current quarterly tax payment periods, have been uncollected for at least six months, and may be claimed as a deduction under section 166 of the Internal Revenue Code and the regulations adopted pursuant thereto, or that could be claimed as such if the taxpayer kept its accounts on the accrual basis. "Bad debts" does not include uncollectible amounts on property that remains in the possession of the taxpayer until the full purchase price is paid, expenses in attempting to collect any account receivable or for any portion of the debt recovered, and repossessed property;

(d) Any amount realized from the sale of an account receivable but only to the extent the receipts from the underlying transaction giving rise to the account receivable were included in the gross receipts of the taxpayer.

(G) "Taxable gross receipts" means gross receipts situated to this state under section 5751.033 of the Revised Code.

(H) A person has "substantial nexus with this state" if any of the following applies. The person:

(1) Owns or uses a part or all of its capital in this state;

(2) Holds a certificate of compliance with the laws of this state authorizing the person to do business in this state;

(3) Has bright-line presence in this state;

(4) Otherwise has nexus with this state to an extent that the person can be required to remit the tax imposed under this chapter under the constitution of the United States.

(I) A person has "bright-line presence" in this state for a reporting period and for the remaining portion of the calendar year if any of the following applies. The person:

(1) Has at any time during the calendar year property in this state with an aggregate value of at least fifty thousand dollars. For the purpose of division (I)(1) of this section, owned property is valued at original cost and rented property is valued at eight times the net annual rental charge.

(2) Has during the calendar year payroll in this state of at least fifty thousand dollars. Payroll in this state includes all of the following:

(a) Any amount subject to withholding by the person under section 5747.06 of the Revised Code;

(b) Any other amount the person pays as compensation to an individual under the supervision or control of the person for work done in this state; and

(c) Any amount the person pays for services performed in this state on its behalf by another.

(3) Has during the calendar year taxable gross receipts in this state of at least five hundred thousand dollars.

(4) Has at any time during the calendar year within this state at least twenty-five per cent of the person's total property, total payroll, or total sales.

(5) Is domiciled in this state as an individual or for corporate, commercial, or other business purposes.

(J) "Tangible personal property" has the same meaning as in section 5739.01 of the Revised Code.

(K) "Internal Revenue Code" means the Internal Revenue Code of 1986,

100 Stat. 2085, 26 U.S.C. 1, as amended. Any term used in this chapter that is not otherwise defined has the same meaning as when used in a comparable context in the laws of the United States relating to federal income taxes unless a different meaning is clearly required. Any reference in this chapter to the Internal Revenue Code includes other laws of the United States relating to federal income taxes.

(L) "Calendar quarter" means a three-month period ending on the thirty-first day of March, the thirtieth day of June, the thirtieth day of September, or the thirty-first day of December.

(M) "Tax period" means the calendar quarter or calendar year on the basis of which a taxpayer is required to pay the tax imposed under this chapter.

(N) "Calendar year taxpayer" means a taxpayer for which the tax period is a calendar year.

(O) "Calendar quarter taxpayer" means a taxpayer for which the tax period is a calendar quarter.

(P) "Agent" means a person authorized by another person to act on its behalf to undertake a transaction for the other, including any of the following:

(1) A person receiving a fee to sell financial instruments;

(2) A person retaining only a commission from a transaction with the other proceeds from the transaction being remitted to another person;

(3) A person issuing licenses and permits under section 1533.13 of the Revised Code;

(4) A lottery sales agent holding a valid license issued under section 3770.05 of the Revised Code;

(5) A person acting as an agent of the division of liquor control under section 4301.17 of the Revised Code.

(Q) "Received" includes amounts accrued under the accrual method of accounting."

In line 401, delete "section" and insert "sections"; after "5747.08" insert "and 5751.01"

After line 408, insert:

"(C) The amendment by this act of section 5751.01 of the Revised Code applies to proceeds, as described in that amendment, received on or after the effective date of this act."

In line 1 of the title, delete "section" and insert "sections"; after "5747.08" insert "and 5751.01"

In line 6 of the title, after the comma insert "to exempt from the commercial activity tax proceeds received from sales of take-out food, wholesale

sales of food, items purchased by resellers of food for use in business, or retail sales of packaging containing food,"

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

Representative Flowers moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 54, nays 41, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Blasdel	Bubp	Calvert
Carmichael	Coley	Collier	Combs
Core	Daniels	DeWine	Dolan
Evans C.	Evans D.	Faber	Flowers
Gibbs	Gilb	Hagan	Hoops
Hughes	Kilbane	Latta	Law
Martin	McGregor J.	McGregor R.	Oelslager
Patton T.	Peterson	Raga	Rausen
Reinhard	Schaffer	Schlichter	Schneider
Seitz	Setzer	Smith G.	Stewart J.
Taylor	Trakas	Uecker	Wagner
Wagoner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Wolpert
Woodard			Husted-54.

Those who voted in the negative were: Representatives

Allen	Barrett	Beatty	Blessing
Boccieri	Brinkman	Brown	Buehrer
Carano	Cassell	Chandler	DeBose
DeGeeter	Distel	Domenick	Driehaus
Fende	Fessler	Garrison	Hartnett
Harwood	Healy	Hood	Key
Koziura	Mason	Miller	Mitchell
Otterman	Patton S.	Perry	Redfern
Reidelbach	Sayre	Skindell	Smith S.
Stewart D.	Strahorn	Williams	Yates
			Yuko-41.

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended 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	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	Key
Kilbane	Koziura	Latta	Law
Martin	Mason	McGregor J.	McGregor R.
Miller	Mitchell	Oelslager	Otterman
Patton S.	Patton T.	Perry	Peterson
Raga	Rausen	Reidelbach	Reinhard
Sayre	Schaffer	Schlichter	Schneider
Seitz	Setzer	Skindell	Smith G.
Smith S.	Stewart D.	Stewart J.	Strahorn
Taylor	Trakas	Uecker	Wagner
Wagoner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Williams
Wolpert	Woodard	Yates	Yuko
			Husted-93.

Representatives Bocchieri and Redfern voted in the negative-2.

The bill passed.

Representative Willamowski moved to amend the title as follows:

Add the names: "Calvert, Cassell, Coley, Combs, Core, Domenick, Evans, D., Flowers, Gilb, Hagan, Hughes, Martin, Reidelbach, Setzer, Smith, G., Webster."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 257-Representatives Hagan, Evans, D., Strahorn, Ujvagi, Chandler.

To enact sections 3721.041 and 3727.19 of the Revised Code to require nursing homes and other homes for the elderly to offer residents vaccinations against influenza and pneumonia and to require hospitals to offer certain patients vaccinations against influenza and pneumonia, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Skindell moved to amend as follows:

After line 56, insert:

"Section 2. All items in this section are hereby appropriated as designated out of any moneys in the state treasury to the credit of the General Revenue Fund. For all appropriations made in this act, those in the first column are for fiscal year 2006 and those in the second column are for fiscal year 2007. The appropriations made in this act are in addition to any other appropriations made for the 2006-2007 biennium.

DOH Department of Health

General Revenue Fund

GRF

TOTAL

TOTAL ALL BUDGET FUND GROUPS

IMMUNIZATIONS

Of the foregoing appropriation item 440-418, Immunizations, at least \$440,000 in fiscal year 2006 shall be used to purchase influenza vaccinations. These vaccinations are to be distributed by the Department to local health departments.

TRANSFER FROM THE BUDGET STABILIZATION FUND

Notwithstanding any other provision of law to the contrary, the Director of Budget and Management shall transfer \$440,000 in cash in fiscal year 2006 from the Budget Stabilization Fund to the General Revenue Fund.

Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from appropriations contained in this act shall be accounted for as though made in Am. Sub. H.B. 66 of the 126th General Assembly.

The appropriations made in this act are subject to all provisions of Am. Sub. H.B. 66 of the 126th General Assembly that are generally applicable to such appropriations.

Section 3. Sections 2 and 3 of this act, and the items of law of which such sections are composed, are not subject to the referendum. Therefore, under Ohio Constitution, Article II, Section 1d and section 1.471 of the Revised Code, such sections, and the items of law of which such sections are composed, go into immediate effect when this act becomes law."

In line 4 of the title, delete the second "and" and insert a comma

In line 6 of the title, after "pneumonia" insert ", and to appropriate moneys for influenza vaccinations"

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

Representative Flowers moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 56, nays 39, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Blasdel	Bubp	Buehrer
Calvert	Carmichael	Coley	Collier
Combs	Core	Daniels	DeWine
Dolan	Evans C.	Evans D.	Faber
Fessler	Flowers	Gibbs	Gilb
Hagan	Hood	Hoops	Hughes
Kilbane	Latta	Law	Martin

McGregor J.	McGregor R.	Oelslager	Peterson
Raga	Rausen	Reidelbach	Reinhard
Schaffer	Schlichter	Schneider	Seitz
Setzer	Smith G.	Stewart J.	Taylor
Trakas	Uecker	Wagner	Wagoner
Walcher	Webster	White	Widener
Widowfield	Willamowski	Wolpert	Husted-56.

Those who voted in the negative were: Representatives

Allen	Barrett	Beatty	Blessing
Bocchieri	Brinkman	Brown	Carano
Cassell	Chandler	DeBose	DeGeeter
Distel	Domenick	Driehaus	Fende
Garrison	Hartnett	Harwood	Healy
Key	Koziura	Mason	Miller
Mitchell	Otterman	Patton S.	Patton T.
Perry	Redfern	Sayre	Skindell
Smith S.	Stewart D.	Strahorn	Williams
Woodard	Yates		Yuko-39.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Skindell moved to amend as follows:

After line 56, insert:

"Section 2. (A) There is hereby created the Ohio Legislative Task Force on Pandemic Preparedness and Response to monitor, assess, and report on issues pertaining to pandemic preparedness and response in Ohio. The task force shall do the following:

- (1) Monitor developing pandemics and report information about developing pandemics to the General Assembly;
- (2) Review and ensure updates to Ohio's Pandemic Preparedness and Response Plan;
- (3) Make legislative and agency recommendations regarding pandemic preparedness and response;
- (4) Assess health systems' pandemic response capabilities;
- (5) Assess the amount and type of drugs, devices, and other materials available for rapid deployment, including antiviral drugs, personal protective equipment, vaccines, laboratory diagnostics, medical supplies, and other technical support;
- (6) Assess pandemic planning by local governments;
- (7) Assess the ability of the state to provide resources and technical assistance during pandemic periods to communities that lack resources and are the focus of a pandemic;

(8) Assess the state's communications infrastructure to ensure its adequacy for pandemic needs;

(9) Familiarize members of the General Assembly with local, state, and national pandemic preparedness and response plans, activities, and decision-making procedures.

(B) (1) The Task Force shall consist of the following members, each with the authority to vote on matters before the Task Force:

(a) The Chairperson and the ranking minority member of the standing committee in the House of Representatives devoted to health issues;

(b) Two members of the House of Representatives appointed by the Speaker of the House of Representatives;

(c) One member of the House of Representatives appointed by the Minority Leader of the House of Representatives;

(d) The Chairperson and the ranking minority member of the standing committee in the Senate devoted to health issues;

(e) Two members of the Senate appointed by the Senate President;

(f) One member of the Senate appointed by the Senate Minority Leader.

(2) The following individuals shall serve on the Task Force, but may not vote on matters before the Task Force:

The Governor, or the Governor's designee;

The Director of Agriculture, or the Director's designee;

The Director of Health, or the Director's designee;

The Director of Job and Family Services, or the Director's designee;

The Executive Director of the Ohio Emergency Management Agency, or the Director's designee.

Initial members of the Task Force shall be appointed not later than sixty days after the effective date of this section. A vacancy shall be filled in the same manner as the original appointment. An appointment to fill a vacancy shall be made not later than thirty days after the vacancy is created.

(C) Five voting members of the Task Force shall constitute a quorum. The Chairpersons of the House and Senate standing committees on health issues shall serve as co-chairpersons of the Task Force.

(D) Members of the Task Force shall receive no compensation, except to the extent that serving as a member is part of the member's regular duties of employment.

(E) The Task Force shall cease to exist on December 31, 2008."

In line 4 of the title, after "pneumonia" insert a comma; delete the second

"and"

In line 6 of the title, after "pneumonia" insert ", to establish the Legislative Task Force on Pandemic Preparedness and Response,"

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

Representative Flowers moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 57, nays 38, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Blasdel	Blessing	Bubp
Buehrer	Calvert	Carmichael	Coley
Collier	Combs	Core	Daniels
DeWine	Dolan	Evans C.	Evans D.
Faber	Fessler	Flowers	Gibbs
Gilb	Hagan	Hood	Hoops
Kilbane	Latta	Law	Martin
McGregor J.	McGregor R.	Oelslager	Patton T.
Peterson	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Schlichter	Schneider
Seitz	Setzer	Smith G.	Stewart J.
Taylor	Trakas	Uecker	Wagner
Wagoner	Walcher	Webster	White
Widener	Widowfield	Willamowski	Wolpert
			Husted-57.

Those who voted in the negative were: Representatives

Allen	Barrett	Beatty	Bocchieri
Brinkman	Brown	Carano	Cassell
Chandler	DeBose	DeGeeter	Distel
Domenick	Driehaus	Fende	Garrison
Hartnett	Harwood	Healy	Hughes
Key	Koziura	Mason	Miller
Mitchell	Otterman	Patton S.	Perry
Redfern	Sayre	Skindell	Smith S.
Stewart D.	Strahorn	Williams	Woodard
Yates			Yuko-38.

The motion to amend was laid on the table.

The question recurring, "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	Bocchieri	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
Key	Kilbane	Koziura	Latta
Law	Martin	Mason	McGregor J.
McGregor R.	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	Taylor	Uecker
Wagner	Wagoner	Walcher	Webster
White	Widener	Widowfield	Willamowski
Williams	Wolpert	Woodard	Yates
Yuko			Husted-94.

Representative Trakas voted in the negative-1.

The bill passed.

Representative Hagan moved to amend the title as follows:

Add the names: "Allen, Barrett, Beatty, Brown, Calvert, Carano, Cassell, Combs, DeBose, Domenick, Evans, C., Faber, Fende, Flowers, Garrison, Harwood, Hughes, Martin, Mason, McGregor, J., Oelslager, Patton, T., Sayre, Schaffer, Seitz, Smith, S., Stewart, D., Stewart, J., Taylor, Widowfield, Yates, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Blasdel, the House recessed.

The House met pursuant to recess.

Representative Wagner 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 submitted the following report:

The standing committee on Rules and Reference to which was referred **H. B. No. 355**-Representative Gilb, et al., having had the same under consideration, recommends its re-referral to the committee on Judiciary.

RE: TO PLACE ETHICAL CONSTRAINTS ON HUMAN RESEARCH

JON A. HUSTED
CHARLES E. CALVERT
KEVIN DEWINE
TOM RAGA
ARLENE J. SETZER
SHAWN N. WEBSTER

CHARLES R. BLASDEL
JIM CARMICHAEL
LARRY L. FLOWERS
JOHN SCHLICHTER
GEOFFREY C. SMITH
ANTHONY CORE

The following members voted "NO"

JOSEPH KOZIURA
TIMOTHY J. DEGEETER
CHRIS REDFERN

WILLIAM J. HEALY
KENNETH A. CARANO

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on Judiciary.

Representative Healy reported for the Rules and Reference Committee recommending that the following House Bills, House Joint Resolution and Senate Bills be considered for the second time and referred to the following committees for consideration:

H.B. No. 228 - Representative Brinkman, et al

TO PROHIBIT ABORTIONS IN THIS STATE, TO INCREASE THE PENALTIES FOR THE OFFENSES OF UNLAWFUL ABORTION, UNLAWFUL DISTRIBUTION OF AN ABORTION-INDUCING DRUG, AND ABORTION TRAFFICKING, TO ENACT THE OFFENSE OF FACILITATING AN ABORTION, AND TO MAKE CONFORMING CHANGES IN RELATED PROVISIONS.

To the committee on Health

H.B. No. 389 - Representative Setzer, et al

TO REVISE CERTAIN LAWS AS THEY RELATE TO BICYCLE OPERATION.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 390 - Representative Taylor, et al

TO ESTABLISH A STATUTE OF LIMITATIONS FOR THE COLLECTION OF CORPORATION FRANCHISE, SALES AND USE, INCOME, AND COMMERCIAL ACTIVITY TAXES.

To the committee on Ways and Means

H.B. No. 391 - Representative Taylor, et al

TO ALLOW CERTAIN TAXPAYERS TO USE THEIR TAX RETURNS TO MAKE CONTRIBUTIONS IN SUPPORT OF THE PROSTATE CANCER CURE CORPORATION DBA THE ONE IN SIX FOUNDATION.

To the committee on Ways and Means

H.B. No. 392 - Representative Buehrer, et al

TO REQUIRE PHYSICIANS TO COMPLETE AND SUBMIT TO THE DEPARTMENT OF HEALTH AN INDIVIDUAL ABORTION REPORT FOR EACH ABORTION PERFORMED.

To the committee on Health

H.B. No. 393 - Representative S. Patton, et al

TO DESIGNATE SEPTEMBER 22 AS "EMANCIPATION DAY."

To the committee on State Government

H.B. No. 394 - Representative Sayre, et al

TO MODIFY THE PROCEDURE BY WHICH THE BOARD OF DIRECTORS OF A CONSERVANCY DISTRICT MAY AMEND THE OFFICIAL PLAN OF THE DISTRICT.

To the committee on Agriculture and Natural Resources

H.B. No. 395 - Representative Sayre, et al

GENERALLY TO PROHIBIT THE AWARD OF STATE CONTRACTS AND TAX CREDITS AND THE USE OF STATE MONEYS FOR LOANS, GRANTS, OR OTHER ASSISTANCE TO EXPATRIATE CORPORATIONS.

To the committee on State Government

H.B. No. 397 - Representative Hagan, et al

TO REVISE THE STATUTES GOVERNING CONSTRUCTION AND DEMOLITION DEBRIS FACILITIES AND TO DECLARE AN EMERGENCY.

To the committee on Economic Development and Environment

H.J.R. No. 11 - Representative Gilb

TO SPECIFY THAT REVENUE ARISING FROM ANY TAX ON OR RELATING TO MOTOR VEHICLE FUEL OR RECEIPTS FROM THE SALE OR OTHER DISPOSITION OF SUCH FUEL SHALL BE DEVOTED TO HIGHWAY AND HIGHWAY-RELATED PURPOSES REGARDLESS OF THE FORM OF THE TAX.

To the committee on Finance and Appropriations

S.B. No. 53 - Senator Carey, et al

TO GOVERN PSEUDOEPHEDRINE SALES IN OHIO.

To the committee on Civil and Commercial Law

Am. S.B. No. 190 - Senator Carey, et al

TO EXTEND THE JOB TRAINING TAX CREDIT FOR AN ADDITIONAL YEAR AND TO DECLARE AN EMERGENCY.

To the committee on Economic Development and Environment

JON A. HUSTED
CHARLES E. CALVERT
ANTHONY CORE
LARRY L. FLOWERS

CHARLES R. BLASDEL
JIM CARMICHAEL
KEVIN DEWINE
TOM RAGA

JOHN SCHLICHTER
GEOFFREY C. SMITH
CHRIS REDFERN
TIMOTHY J. DEGEETER
JOSEPH KOZIURA

ARLENE J. SETZER
SHAWN N. WEBSTER
KENNETH A. CARANO
WILLIAM J. HEALY
ROBERT J. OTTERMAN

Representative Wagner 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 the House Bills, House Joint Resolution, and Senate 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, House Joint Resolution, and Senate 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 Resolutions be read by title only and approved:

H.R. No. 113 - Speaker Husted

HONORING JOINT TASK FORCE BUCKEYE FOR ITS CONTRIBUTIONS TO THE HURRICANE KATRINA RELIEF EFFORTS.
Add the names: Calvert, Flowers, DeWine, Schlichter, Setzer, G. Smith, Healy, Carmichael, Otterman

H.R. No. 114 - Representatives Redfern, Healy, Mason, Williams, Key, Patton, S., Allen, Seaver, McGregor, J., Perry, Stewart, D., Stewart, J., Beatty, DeBose, Ujvagi, Reidelbach, Garrison, Evans, C., Fende, Miller, Latta, DeGeeter, Brown, Combs, Book, Flowers, Driehaus, Harwood, Peterson, Domenick, Otterman, Smith, S., Hughes, Sykes, Carano, Reinhard, Boccieri, Distel, Koziura, Hartnett, Sayre, Wolpert, Skindell
HONORING KENNETH J. ALVEY ON HIS RETIREMENT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES.

/s/ JON A. HUSTED

Jon A Husted, Chair

Representative Wagner 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 House amendments to:

Sub. S. B. No. 19 - Senator Schuler- et al.

Attest:

David A. Battocletti,
Clerk.

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. 104 - Representatives Martin, McGregor, Trakas, Wagoner, C. Evans, Perry, Seitz, Coley, Core, Harwood, Allen, Beatty, Blessing, Bulp, Buehrer, Carano, Cassell, Collier, DeBose, DeGeeter, Distel, Dolan, Domenick, Faber, Fende, Fessler, Flowers, Gibbs, Gilb, Hughes, Kearns, Latta, Mason, Miller, Oelslager, Otterman, S. Patton, T. Patton, Raussen, Reidelbach, Reinhard, Sayre, Schaffer, Schneider, Seaver, Setzer, Skindell, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Williams Senators Clancy, Austria, Grendell, Zurz, Dann, Jordan, Mallory, Goodman, Jacobson, Mumper, Schuring, Niehaus, Padgett, Carey, Schuler, Gardner, Miller, Fedor, Brady

To amend sections 1345.51 and 1347.01 and to enact sections 1347.12, 1349.19, 1349.191, and 1349.192 of the Revised Code to require a state agency, an agency of a political subdivision, or a person, including a business entity that does business in Ohio, to contact individuals residing in Ohio if unencrypted or unredacted personal information about those individuals that is included in computerized data owned or licensed by the agency, person, or business entity is accessed and acquired by unauthorized persons and causes or reasonably is believed will create a material risk of the commission of the offense of identity fraud or other fraud to the individual, and to authorize the Attorney General to investigate and enforce compliance with the requirements.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

David A. Battocletti,
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 passage of the following bill:

Am. Sub. H. B. No. 203 - Representatives Raga, Kearns, DeWine, Flowers, Wagoner, Calvert, T. Patton, Allen, Strahorn, Gilb, Chandler, Faber, White, S. Smith, Barrett, Beatty, DeBose, Fessler, G. Smith, Harwood, Hoops, Otterman, Reidelbach, Schneider, Webster, Carmichael, Cassell, C. Evans, D. Evans, Hagan, Hughes, Key, Law, Martin, Schlichter, Setzer, Taylor, S. Patton, Williams Senators Clancy, Austria, Coughlin, Dann, Grendell, Harris, Padgett, Roberts, Schuler, Schuring, Zurz, Spada, Gardner

To amend sections 3707.26 and 4736.01 and to enact sections 117.102, 3313.473, 3314.15, and 3701.93, 3701.931, 3701.932, 3701.933, 3701.934, 3701.935, and 3701.936 of the Revised Code with respect to inspections of public and nonpublic school buildings by boards of health, to require the Director of Health to establish the School Health and Safety Network to coordinate school inspections, and to include school safety and sanitary inspections within the practice of environmental health for registered sanitarians.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested:

Delete lines 108 through 112 and insert:

"(3) In the case of a school operated by a school district, the superintendent and board of education of that district;

(4) In the case of a school operated by an educational service center or board of mental retardation and developmental disabilities, the center or board;

(5) The auditor of state."

Attest:

David A. Battocletti,
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:

Sub. S. B. No. 154 - Senators Wachtmann, Armbruster, Goodman, Hottinger, Mumper, Padgett, Spada, Schuring

To amend sections 1.64, 1751.01, 2305.113, 2925.02, 2925.03, 2925.11, 2925.12, 2925.14, 2925.23, 2925.36, 3327.10, 3331.02, 3719.06, 3719.81, 4723.481, 4723.50, 4729.01, 4729.51, 4730.01, 4730.02, 4730.03, 4730.05, 4730.06, 4730.07, 4730.10, 4730.11, 4730.12, 4730.16, 4730.18, 4730.19, 4730.21, 4730.22, 4730.25, 4730.26, 4730.27, 4730.28, 4730.31, 4730.32, 4730.33, 4730.34, 4731.141, and 5903.12; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4730.11 (4730.12), 4730.12 (4730.14), and 4730.18 (4730.15); to enact new sections 4730.11, 4730.17, and 4730.18 and sections 4730.08, 4730.081, 4730.09, 4730.091, 4730.13, 4730.20, 4730.38, 4730.39, 4730.40, 4730.401, and 4730.41 to 4730.52; and to repeal sections 4730.15 and 4730.17 of the Revised Code to revise the laws regarding the practice of physician assistants, including the establishment of physician-delegated prescriptive authority, and to modify the authority of advanced practice nurses to furnish supplies of drugs to patients.

Attest:

David A. Battocletti,
Clerk.

Said bill was considered the first time.

MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on October 25, 2005, signed the following:

H. R. No. 112 - Representative Peterson - et al.

Sub. H. B. No. 140 - Representative Carmichael - et al.

Sub. H. B. No. 234 - Representative Wolpert - Senator Cates - et al.

On motion of Representative Wagner, the House adjourned until Wednesday, October 26, 2005 at 1:30 o'clock p.m.

Attest:

LAURA P. CLEMENS,
Clerk.