

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
THURSDAY, DECEMBER 14, 2006

TWO HUNDRED FORTY-FIRST DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, December 14, 2006 at 1:00 o'clock p.m.

The House met pursuant to adjournment.

Prayer was offered by Reverend Dr. Gary Blaine of the First Unitarian Church in Toledo, 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:

Sam Borchers received House Resolution 286, presented by Representative Widener-84th district.

Laura Clemens received House Resolution 288, presented by Speaker Husted-37th district.

Former State Representative Lynn Olman, a guest of Representative Peterson-2nd district.

Paul Montgomery, Midshipman Eric Montgomery, Denis and Sheila Nowacki, guests Representative Fende-62nd district.

Congresswoman Jean Schmidt, a guest of Representatives Uecker-66th district, Schneider-35th district.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 707-Representative Oelslager.

To amend sections 3307.14, 3307.141, 3307.19, 3307.26, 3307.28, 3307.292, 3307.35, 3307.351, 3307.352, 3307.39, and 3307.61 and to enact sections 3307.143, 3307.262, 3307.281, and 3307.393 of the Revised Code to create the Health Care Fund in the State Teachers Retirement System (STRS) and make other changes in STRS law.

Said bill was considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 9**-Representative Oelslager, et al., were taken up for consideration.

Sub. H. B. No. 9-Representatives Oelslager, Flowers, Buehrer, White, Trakas, Aslanides, Beatty, Blessing, Book, Carano, Cassell, Chandler, Collier, DeBose, Domenick, Evans, C., Evans, D., Fende, Fessler, Garrison, Hagan,

Hartnett, Harwood, Healy, Key, Law, Mason, McGregor, R., Otterman, Patton, T., Peterson, Redfern, Reidelbach, Sayre, Schneider, Seitz, Setzer, Skindell, Willamowski, Williams, Woodard, Yuko. -Senators Goodman, Schuring.

To amend sections 149.011, 149.31, 149.38, 149.39, 149.41, 149.42, 149.43, 321.46, 2923.129, 3319.321, and 4123.88 and to enact sections 109.43, 149.411, and 149.412 of the Revised Code and to amend Section 1 of Sub. H.B. 101 of the 126th General Assembly to revise the Public Records Law, to create a library records commission in each public library and a special taxing district records commission in each special taxing district, to allow county treasurers to use certain public records training to satisfy part of their continuing education requirement, to extend the Local Government Public Notice Task Force until May 1, 2008, and to revise the records commissions laws.

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

Representative Oelslager moved that the Senate amendments to **Sub. H. B. No. 9**-Representative Oelslager, et al., be informally passed and retain their place on the calendar.

The motion was agreed to.

The Senate amendments to **Sub. H. B. No. 73**-Representative Trakas, et al., were taken up for consideration.

Sub. H. B. No. 73-Representatives Trakas, Kilbane, Latta, Gibbs, Blessing, Collier, Schaffer, Blasdel, Hagan, Brinkman, Gilb, Ujvagi, Taylor, Chandler, Combs, Domenick, Evans, C., Evans, D., Hartnett, Koziura, Oelslager, Patton, T., Peterson, Redfern, Reidelbach, Setzer, Smith, G.. -Senators Fingerhut, Goodman, Schuler, Austria, Amstutz, Dann, Cates, Clancy, Coughlin, Grendell, Hottinger, Jacobson, Jordan, Mumper, Niehaus, Prentiss, Spada, Stivers, Harris, Armbruster, Kearney, Schuring.

To amend sections 5747.01, 5747.24, and 5748.01, and to repeal sections 5747.25 and 5748.011 of the Revised Code to increase the amount of time an individual may spend in Ohio before being presumed to be a resident for income tax purposes and to exempt from taxation military pay and allowances.

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

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

Those who voted in the affirmative were: Representatives

- | | | | |
|------------|----------|----------|----------|
| Aslanides | Barrett | Blasdel | Blessing |
| Boccieri | Book | 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	Foley	Garrison	Gibbs
Gilb	Hagan	Hartnett	Harwood
Healy	Hood	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Law	Luckie	Martin	Mason
McGregor J.	McGregor R.	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	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	Webster	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-95.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 141**-Representative Willamowski, et al., were taken up for consideration.

Sub. H. B. No. 141-Representatives Willamowski, Aslanides, Combs, McGregor, J., Seitz, Perry, Hartnett, Faber, Barrett, Taylor, Gilb, Hagan, Reidelbach, Schaffer, Bulp, Domenick, Evans, C., Flowers, Latta, Otterman, Schneider, Setzer, Smith, G.. -Senators Kearney, Zurz, Carey, Harris, Jacobson, Spada, Padgett.

To amend sections 149.43, 2921.24, 2921.25, and 4501.271 of the Revised Code to give parole officers, prosecuting attorneys in most cases, assistant prosecuting attorneys, and certain correctional and youth services employees the same options as peace officers with respect to confidentiality of certain personal information; to expand the materials excluded from the definition of "public record" to also include a photograph of a peace officer who holds a position or has an assignment that may include undercover or plain clothes positions or assignments as determined by the peace officer's appointing authority; and to eliminate the exclusion from the definition of "public record" that currently applies to a record that identifies a person's occupation as a peace officer, firefighter, or EMT and is not related to the Campaign Finance Law.

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

Representative Blasdel moved that the Senate amendments to **Sub. H. B. No. 141**-Representative Willamowski, et al., be informally passed and retain their place on the calendar.

The motion was agreed to.

The Senate amendments to **Sub. H. B. No. 149**-Representative Calvert, et al., were taken up for consideration.

Sub. H. B. No. 149-Representatives Calvert, Raga, McGregor, J., Evans, C., Latta, Aslanides, Hartnett, Chandler, Oelslager, Gibbs, Seitz, Gilb, Collier, Schaffer, Kilbane, Hagan, Barrett, Blessing, Buehrer, Cassell, Combs, Core, DeBose, DeGeeter, Dolan, Evans, D., Faber, Fende, Flowers, Garrison, Healy, Hughes, Law, Martin, Mason, McGregor, R., Patton, T., Peterson, Reidelbach, Reinhard, Sayre, Schlichter, Schneider, Seaver, Setzer, Smith, G., Stewart, J., Trakas, Wagoner, Widener, Wolpert, Woodard, Yates, Yuko. -Senators Amstutz, Austria, Cates, Clancy, Coughlin, Fingerhut, Gardner, Grendell, Harris, Kearney, Miller, D., Mumper, Niehaus, Padgett, Roberts, Schuring, Stivers, Zurz, Hagan, Prentiss, Wilson, Fedor.

To amend sections 5725.24, 5733.01, 5733.98, 5739.011, and 5747.98 and to enact sections 149.311, 5725.151, 5733.47, and 5747.76 of the Revised Code to authorize refundable tax credits for rehabilitating historic buildings and to exempt from the sales and use taxes property used to clean manufacturing equipment that produces dairy products.

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

12/14/06

The Honorable Jon A. Husted, Speaker
The Ohio House of Representatives
Columbus, Ohio
Speaker Husted,

Pursuant to House Rule No. 57, I respectfully request that I be excused from voting on the Senate amendments to **Sub. H. B. No. 149**-Representative Calvert, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/s/ MARY TAYLOR
MARY TAYLOR
State Representative
43rd House District

The request was granted.

The yeas and nays were taken and resulted - yeas 88, nays 6, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	Brown
Bubp	Buehrer	Calvert	Carano
Carmichael	Cassell	Chandler	Coley
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Distel
Dolan	Domenick	Evans C.	Evans D.
Faber	Fende	Fessler	Flowers
Garrison	Gibbs	Gilb	Hagan
Hartnett	Harwood	Healy	Hood
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Martin	Mason	McGregor J.	McGregor R.
Mitchell	Oelsluger	Otterman	Patton T.
Perry	Peterson	Raga	Rausen
Redfern	Reidelbach	Reinhard	Sayre
Schaffer	Schlichter	Schneider	Seitz
Setzer	Skindell	Smith G.	Smith S.
Stewart D.	Stewart J.	Trakas	Uecker
Ujvagi	Wagner	Wagoner	Webster
White D.	White J.	Widener	Widowfield
Wolpert	Yates	Yuko	Husted-88.

Representatives Driehaus, Foley, Patton S., Strahorn, Sykes, and Williams voted in the negative-6.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 251**-Representative Uecker, et al., were taken up for consideration.

Sub. H. B. No. 251-Representatives Uecker, Kearns, Raga, McGregor, J., Martin, Schneider, Collier, Wagoner, Bubp, Law, Brown, Williams, Mason, Hagan, Stewart, J., Hartnett, Barrett, Blessing, Calvert, Carano, Cassell, Chandler, Domenick, Evans, C., Faber, Fende, Flowers, Garrison, Hughes, Miller, Mitchell, Oelsluger, Otterman, Patton, T., Rausen, Reidelbach, Schlichter, Seitz, Setzer, Skindell, Smith, G., Stewart, D., Strahorn, Webster, Yates, Yuko. -Senators Niehaus, Goodman, Schuler, Wilson, Gardner, Kearney, Padgett, Fedor, Fingerhut.

To amend sections 122.075, 123.011, 125.15, 125.834, 1510.04, 4905.90, 4928.01, 4928.57, 4928.58, 4928.61, 4928.62, and 4928.63 and to enact section 3345.69 of the Revised Code; to amend Section 203.99 of Am. Sub. H.B. 66 of the 126th General Assembly, as subsequently amended; to amend Section 203.99.45 of Am. Sub. H.B. 66 of the 126th General Assembly, as subsequently amended; and to amend Section 235.30 of Am. Sub. H.B. 530 of the 126th General Assembly to specify certain energy efficiency and conservation standards relating to facility construction and leasing that the Office of Energy Services in the Department of Administrative Services must

promulgate and with which state agencies must comply; to require certain additional duties, and additional cooperation between the Office and the Office of Energy Efficiency of the Department of Development, relating to state purchasing; to require boards of trustees of state institutions of higher education to adopt rules to carry out on- and off-campus building, energy efficiency and conservation guidelines developed by a committee of those institutions in consultation with the Office of Energy Services; to make other changes relative to energy programs; to increase the maximum amount that can be assessed to fund the Oil and Natural Gas Marketing Program; to change the Energy Efficiency Revolving Loan Program into an Advanced Energy Program; and to make an appropriation.

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

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

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	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	Foley	Garrison	Gibbs
Gilb	Hagan	Hartnett	Harwood
Healy	Hood	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Law	Luckie	Martin	Mason
McGregor J.	McGregor R.	Mitchell	Oelsluger
Otterman	Patton S.	Patton T.	Perry
Peterson	Raga	Rausen	Redfern
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 D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-95.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 293**-Representative Kilbane, et al., were taken up for consideration.

Sub. H. B. No. 293-Representatives Kilbane, Miller, Trakas, McGregor, J., Wolpert, Evans, C., Reidelbach, Gilb, Faber, Cassell, Kearns, Hartnett, Carano, Boccieri, Healy, Buehrer, Aslanides, Barrett, Beatty, Blessing, Book,

Brinkman, Brown, Bubp, Calvert, Chandler, Coley, Collier, Combs, DeBose, DeGeeter, DeWine, Distel, Dolan, Domenick, Evans, D., Fessler, Garrison, Gibbs, Hagan, Harwood, Hughes, Key, Koziura, Latta, Law, Martin, Mason, Oelslager, Otterman, Patton, T., Perry, Peterson, Raussen, Reed, Sayre, Schaffer, Schlichter, Schneider, Seitz, Setzer, Skindell, Smith, S., Stewart, D., Stewart, J., Strahorn, Taylor, Ujvagi, Wagoner, Webster, Williams, Woodard, Yates, Yuko. -Senators Schuler, Armbruster, Cates, Clancy, Grendell, Kearney, Miller, R., Mumper, Padgett, Spada, Miller, D., Roberts, Schuring, Zurz, Prentiss, Fedor.

To amend sections 135.353 and 5739.01 and to enact sections 135.804, 135.805, 135.806, and 135.807 of the Revised Code to authorize boards of county commissioners to establish property tax payment linked deposit programs to assist senior citizens and permanently and totally disabled citizens in paying property taxes on their homesteads, and to change who pays sales or use taxes when employment service personnel are supplied by the purchaser to a third party as an employment service.

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

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

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	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	Foley	Garrison	Gibbs
Gilb	Hagan	Hartnett	Harwood
Healy	Hood	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Law	Luckie	Martin	Mason
McGregor J.	McGregor R.	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	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	Webster	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-95.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 343**-Representative Raga, et al., were taken up for consideration.

Sub. H. B. No. 343-Representatives Raga, Bulp, Evans, D., Key, Law, Widowfield, Barrett, Chandler, Collier, Combs, DeBose, DeWine, Domenick, Evans, C., Gilb, Harwood, Koziura, Oelslager, Patton, T., Setzer, Ujvagi, Wagoner, Webster, Williams. -Senators Schuring, Kearney, Fedor, Miller, D., Mumper, Niehaus, Cates, Fingerhut, Gardner, Hagan, Harris, Roberts, Spada, Wilson, Zurz, Clancy.

To amend sections 4507.05, 4507.071, and 4511.81 of the Revised Code to place certain restrictions on the operation of motor vehicles by probationary license holders and temporary instruction permit holders who are less than 18 years of age, to require children who are between four and fifteen years of age to be restrained in either a child restraint system or an occupant restraining device when being transported in a motor vehicle, and to eliminate the nonresident exemption from the motor vehicle child restraint law.

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

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

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brown	Bulp
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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Martin	Mason	McGregor J.	McGregor R.
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
Sykes	Taylor	Trakas	Uecker
Ujvagi	Wagner	Wagoner	Webster
White D.	White J.	Widener	Widowfield
Williams	Wolpert	Yates	Yuko
			Husted-93.

Representatives Brinkman and Hood voted in the negative-2.

The Senate amendments were concurred in.

REPORTS OF CONFERENCE COMMITTEES

Representative Latta submitted the following report:

The Committee of Conference to which the matters of difference between the two houses were referred on Am. Sub. H.B. 259, Representative Wagner-et al., having had the same under consideration, recommends to the respective houses as follows:

The bill as passed by the House with the following amendments:

In line 10, delete "section" and insert "sections"; after "2921.38" insert "and 2921.51"

Between lines 55 and 56, insert:

" **Sec. 2921.51** . (A) As used in this section:

(1) "Peace officer" means a sheriff, deputy sheriff, marshal, deputy marshal, member of the organized police department of a municipal corporation, or township constable, who is employed by a political subdivision of this state, a member of a police force employed by a metropolitan housing authority under division (D) of section 3735.31 of the Revised Code, a member of a police force employed by a regional transit authority under division (Y) of section 306.35 of the Revised Code, a state university law enforcement officer appointed under section 3345.04 of the Revised Code, a veterans' home police officer appointed under section 5907.02 of the Revised Code, a special police officer employed by a port authority under section 4582.04 or 4582.28 of the Revised Code, or a state highway patrol trooper and whose primary duties are to preserve the peace, to protect life and property, and to enforce the laws, ordinances, or rules of the state or any of its political subdivisions.

(2) "Private police officer" means any security guard, special police officer, private detective, or other person who is privately employed in a police capacity.

(3) "Federal law enforcement officer" means an employee of the United States who serves in a position the duties of which are primarily the investigation, apprehension, or detention of individuals suspected or convicted of offenses under the criminal laws of the United States.

(4) "Impersonate" means to act the part of, assume the identity of, wear the uniform or any part of the uniform of, or display the identification of a particular person or of a member of a class of persons with purpose to make another person believe that the actor is that particular person or is a member of that class of persons.

(B) No person shall impersonate a peace officer or a private police officer, or a federal law enforcement officer.

(C) No person, by impersonating a peace officer or a private police

officer, or a federal law enforcement officer, shall arrest or detain any person, search any person, or search the property of any person.

(D) No person, with purpose to commit or facilitate the commission of an offense, shall impersonate a peace officer, a private police officer, a federal law enforcement officer, or an officer, agent, or employee of the state.

(E) No person shall commit a felony while impersonating a peace officer, a private police officer, a federal law enforcement officer, or an officer, agent, or employee of the state.

(F) It is an affirmative defense to a charge under division (B) of this section that the impersonation of the peace officer was for a lawful purpose.

(G) Whoever violates division (B) of this section is guilty of a misdemeanor of the fourth degree. Whoever violates division (C) or (D) of this section is guilty of a misdemeanor of the first degree. If the purpose of a violation of division (D) of this section is to commit or facilitate the commission of a felony, a violation of division (D) is a felony of the fourth degree. Whoever violates division (E) of this section is guilty of a felony of the third degree."

In line 56, delete "section" and insert "sections"; after "2921.38" insert "and 2921.51"

In line 57, delete "is" and insert "are"

In line 1 of the title, delete "section" and insert "sections"; after "2921.38" insert "and 2921.51"

In line 6 of the title, delete "and" and insert a comma

In line 9 of the title, after "bacteria" insert ", and to prohibit the impersonation of a federal law enforcement officer"

Managers on the Part of the House of Representatives

Managers on the Part of the Senate

/s/ ROBERT E. LATTA
ROBERT E. LATTA

/s/ JAMES D. JORDAN
JAMES D. JORDAN

/s/ JEFF WAGNER
JEFF WAGNER

/s/ PATRICIA CLANCY
PATRICIA CLANCY

/s/ TIMOTHY J. DEGEETER
TIMOTHY J. DEGEETER

/s/ ERIC KEARNEY
ERIC KEARNEY

The question being, "Shall the report of the committee of Conference be agreed to?"

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

Those who voted in the affirmative were: Representatives

- | | | | |
|------------|---------|----------|----------|
| Aslanides | Barrett | Blasdel | Blessing |
| Boccieri | Book | 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	Foley	Garrison	Gibbs
Gilb	Hagan	Hartnett	Harwood
Healy	Hood	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Law	Luckie	Martin	Mason
McGregor J.	McGregor R.	Mitchell	Oelslager
Otterman	Patton S.	Patton T.	Perry
Peterson	Raga	Rausen	Redfern
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 D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-95.

The report of the committee of Conference was agreed to.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Perry submitted the following report:

The standing committee on Transportation, Public Safety, and Homeland Security to which was referred **H. B. No. 166**-Representative Boccieri, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: LIGHT TRAILERS/SEMIS-HAVE CERTIF OF TITLE

Representative Reinhard moved to amend the title as follows:

Add the names: "Evans, D., Key."

JOSEPH W. UECKER
STEVE REINHARD
JOHN WIDOWFIELD
LORRAINE M. FENDE
ANNIE L. KEY

JAMES M. HOOPS
DANNY R. BUBP
ALLAN R. SAYRE
JEANINE PERRY
DAVID R. EVANS

The following members voted "NO"

RANDY LAW

STEPHEN BUEHRER

The report was agreed to.

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

Representative Perry submitted the following report:

The standing committee on Transportation, Public Safety, and Homeland Security to which was referred **H. B. No. 627**-Representative Carmichael, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: FARM MACHINERY - ROAD AND HIGHWAY OPERATION

Representative Reinhard moved to amend the title as follows:

Add the names: "Evans, D.."

- | | |
|------------------|-------------------|
| JOSEPH W. UECKER | STEVE REINHARD |
| DANNY R. BUBP | STEPHEN BUEHRER |
| JOHN WIDOWFIELD | RANDY LAW |
| ALLAN R. SAYRE | LORRAINE M. FENDE |
| JEANINE PERRY | ANNIE L. KEY |
| DAVID R. EVANS | JAMES M. HOOPS |

The report was agreed to.

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

The standing committee on Transportation, Public Safety, and Homeland Security to which was referred **S. B. No. 114**-Senator Goodman, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: INTERSTATES 70 AND 71 - "PURPLE HEART TRAIL"

Representative Reinhard moved to amend the title as follows:

Add the names: "Representatives Bulp, Evans, D., Perry, Sayre, Uecker."

- | | |
|-------------------|------------------|
| JAMES M. HOOPS | DAVID R. EVANS |
| ANNIE L. KEY | JEANINE PERRY |
| LORRAINE M. FENDE | ALLAN R. SAYRE |
| JOHN WIDOWFIELD | DANNY R. BUBP |
| STEVE REINHARD | STEPHEN BUEHRER |
| RANDY LAW | JOSEPH W. UECKER |

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 **Sub. S. B. No. 117**-Senator Mallory, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CRIMINAL JUDGEMENT FACT - UNDENIBLE IN CIVIL CASE

- | | |
|-------------------|---------------------|
| LOUIS W. BLESSING | TIMOTHY O. SCHAFFER |
|-------------------|---------------------|

BILL COLEY
RANDY LAW

MATTHEW J. DOLAN
DANNY R. BUBP

The following members voted "NO"

SANDRA STABILE HARWOOD
MIKE FOLEY

TIMOTHY J. DEGEETER

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

H.B. No. 702 - Representative Reinhard, Schlichter

TO ESTABLISH A BIODIESEL, BLENDED BIODIESEL, AND E85 BLEND FUEL QUALITY TESTING PROGRAM; TO ESTABLISH RENEWABLE FUEL USAGE REQUIREMENTS FOR FUELING FACILITIES OWNED OR OPERATED BY THE STATE; AND TO AUTHORIZE TAX CREDITS AGAINST THE CORPORATION FRANCHISE AND INCOME TAXES FOR THE SALE OF E85 BLEND FUEL, AND AGAINST THE INCOME TAX FOR THE SALE OF RENEWABLE FUELS.

To the committee on Transportation, Public Safety and Homeland Security

H.B. No. 703 - Representative Brown, et al

TO REQUIRE THAT GIRLS ENTERING THE SIXTH GRADE BE VACCINATED AGAINST THE HUMAN PAPILOMAVIRUS (HPV) AND TO CREATE THE HPV IMMUNIZATION ADVISORY COMMITTEE.

To the committee on Health

H.B. No. 704 - Representative Wolpert

TO REVISE THE LAW REGARDING DETERMINING AND REPORTING SCHOOL DISTRICT AND SCHOOL BUILDING ACADEMIC PERFORMANCE RATINGS.

To the committee on Finance and Appropriations

Am. S.B. No. 323 - Senator Spada, et al

TO PROHIBIT THE PURCHASE OF MERCURY OR MERCURY-ADDED MEASURING DEVICES BY SCHOOLS, TO PROHIBIT THE SALE AND DISTRIBUTION OF MERCURY-CONTAINING THERMOMETERS, MERCURY-ADDED NOVELTIES, AND MERCURY-CONTAINING THERMOSTATS, TO ESTABLISH CERTAIN EXCEPTIONS FROM THE PROHIBITIONS, AND TO ESTABLISH OTHER REQUIREMENTS CONCERNING MERCURY AND CERTAIN MERCURY-CONTAINING

PRODUCTS.

To the committee on Economic Development and Environment

S.B. No. 380 - Senator Stivers, et al

TO DESIGNATE A PORTION OF INTERSTATE ROUTE 270 WITHIN FRANKLIN COUNTY THE "BOBBY RAHAL EXPRESSWAY."

To the committee on Transportation, Public Safety and Homeland Security

- | | |
|--------------------|---------------------|
| JON A. HUSTED | CHARLES R. BLASDEL |
| CHARLES E. CALVERT | JIM CARMICHAEL |
| BILL COLEY | ANTHONY CORE |
| KEVIN DEWINE | LARRY L. FLOWERS |
| JOHN SCHLICHTER | ARLENE J. SETZER |
| GEOFFREY C. SMITH | LARRY L. WOLPERT |
| JOYCE BEATTY | TIMOTHY J. DEGEETER |
| WILLIAM J. HEALY | JOSEPH KOZIURA |
| ROBERT J. OTTERMAN | |

Representative Blasdel 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 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 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 Senate Concurrent Resolutions be introduced and referred to the following committees for consideration:

S. Con. R. No. 33 - Senators Padgett, Carey, Harris, Armbruster, Schuler, Miller, D., Gardner, Mumper, Goodman, Fingerhut, Cates, Grendell, Kearney, Austria, Clancy, Coughlin, Fedor, Roberts, Wilson, Spada, Zurz
TO URGE THE CONGRESS OF THE UNITED STATES TO RECOGNIZE THE SIGNIFICANCE OF THE EASTERN STATES, INCLUDING OHIO, IN THE PREPARATION FOR, AND RETURN OF, THE LEWIS AND CLARK EXPEDITION BY ENACTING LEGISLATION EXTENDING THE LEWIS AND CLARK NATIONAL HISTORIC TRAIL EAST TO ITS ORIGIN AT MONTICELLO.

To the committee on State Government

S. Con. R. 35 - Senators Coughlin, Schuler, Hagan, Armbruster, Carey, R. Miller

TO DESIGNATE NOVEMBER 15 AS CHRONIC OBSTRUCTIVE

PULMONARY DISEASE AWARENESS DAY IN OHIO.

To the committee on State Government

/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 resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolutions were introduced and referred as recommended.

Representative Healy reported for the Rules and Reference Committee recommending that the following House Resolution be read and approved:

H.R. No. 291 - Representative Law, Speaker Husted, Representatives Beatty, Aslanides, Barrett, Blasdel, Blessing, Boccieri, Book, Brinkman, Brown, Bulp, 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, Foley, Garrison, Gibbs, Gilb, Hagan, Hartnett, Harwood, Healy, Hood, Hoops, Hughes, Key, Kilbane, Koziura, Latta, Luckie, Martin, Mason, J. McGregor, R. McGregor, Mitchell, Oelslager, Otterman, S. Patton, T. Patton, Perry, Peterson, Raga, Raussen, Redfern, 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, Webster, D. White, J. White, Widener, Widowfield, Willamowski, Williams, Wolpert, Woodard, Yates, Yuko

IN MEMORY OF SPECIALIST MARCO MILLER.

/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 approved.

The motion was agreed to.

Representative Healy reported for the Rules and Reference Committee recommending that the following House Resolution be read by title only and approved:

H.R. No. 290 - Representatives Hughes, Reidelbach
HONORING THE WORTHINGTON CHRISTIAN HIGH SCHOOL BOYS
SOCCER TEAM AS THE 2006 DIVISION III STATE CHAMPION.

Add the names: G. Smith, Flowers, Beatty

/s/ JON A. HUSTED
Jon A. Husted, Chairman

Representative Blasdel moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be approved.

The motion was agreed to.

Representative Carmichael moved that majority party members asking leave to be absent or absent the week of Tuesday, December 12, 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, December 12, 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

Sub. S. B. No. 114-Senators Goodman, Harris, Coughlin, Amstutz, Spada, Wachtmann, Gardner, Jordan, Carey, Schuler, Schuring, Padgett, Fedor, Dann, Armbruster, Austria, Brady, Cates, Clancy, Fingerhut, Grendell, Hagan, Hottinger, Jacobson, Mallory, Miller, R., Mumper, Niehaus, Prentiss, Roberts, Wilson, Zurz. -Representatives Bubp, Evans, D., Perry, Sayre, Uecker.

To amend sections 121.403, 4501.21, 4501.27, 5511.09, and 5533.09 and to enact sections 5.033, 5.074, 5.075, 5.081, 5.082, 5.091, 5.2233, 5.2235, 5.2236, 5.2237, 5.2238, 5.2239, 5.2240, 5.2241, 5.2242, 5.2243, 5.2244, 5.2245, 5.2246, 5.2247, 5.2248, 5.2249, 901.91, 3701.0211, 4503.433, 4503.492, 4503.503, 4503.513, 4503.523, 4503.531, 4503.542, 4503.546, 4503.553, 4503.712, 4503.722, 4503.731, 4503.92, 4503.93, 5533.101, 5533.116, 5533.281, 5533.321, 5533.332, 5533.632, 5533.75, 5533.76, 5533.77, 5533.791, 5533.801, 5533.811, 5533.871, 5533.91, 5533.92, and 5533.93 of the Revised Code to name certain highways, to create certain special license plates, to designate certain days and months as particular days and months, and to give official state status to certain objects and animals, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Driehaus moved to amend as follows:

In line 23, after "4503.546" insert "4503.547"

Between lines 905 and 906, insert:

"Sec. 4503.547. (A) Any person who served in the armed forces of the United States as a paratrooper may apply to the registrar of motor vehicles for the registration of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the registrar the person owns or

leases and for issuance of "U.S. paratrooper" license plates. The application for "U.S. paratrooper" license plates may be combined with a request for a special reserved license plate under section 4503.40 or 4503.42 of the Revised Code. The application shall be accompanied by such written evidence of the applicant's service in the armed forces of the United States as a paratrooper as the registrar requires by rule, which may include requiring the submission of a copy of the applicant's DD-214 form or an equivalent document.

Upon receipt of the completed application for registration of a motor vehicle under this section, presentation by the applicant of evidence of service in the armed forces of the United States as a paratrooper, and compliance by the applicant with this section, the registrar shall issue to the applicant the appropriate motor vehicle registration and a set of "U.S. paratrooper" license plates and a validation sticker, or a validation sticker alone when required by section 4503.191 of the Revised Code.

In addition to the letters and numbers ordinarily inscribed thereon, "U.S. paratrooper" license plates shall be inscribed with the words "U.S. paratrooper" and an appropriate symbol approved by the registrar.

"U.S. paratrooper" license plates and validation stickers shall be issued upon payment of the regular license fees required by section 4503.04 of the Revised Code, payment of any local motor vehicle license tax levied under Chapter 4504. of the Revised Code, and compliance with all other applicable laws relating to the registration of motor vehicles. If the application is combined with a request for a special reserved license plate under section 4503.40 or 4503.42 of the Revised Code, the license plates and validation sticker shall be issued upon payment of the fees and taxes contained in this section and the additional fee prescribed under section 4503.40 or 4503.42 of the Revised Code.

(B) Sections 4503.77 and 4503.78 of the Revised Code do not apply to license plates issued under this section."

In line 8 of the title, after "4503.546" insert "4503.547"

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

The yeas and nays were taken and resulted - yeas 90, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Bocchieri	Book	Brown	Bubp
Buehrer	Calvert	Carano	Carmichael
Cassell	Chandler	Coley	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Distel	Dolan	Domenick
Driehaus	Evans C.	Evans D.	Faber
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Gilb	Hagan
Hartnett	Harwood	Hood	Hoops
Hughes	Key	Kilbane	Koziura
Latta	Law	Luckie	Martin
Mason	McGregor J.	McGregor R.	Mitchell

Oelslager	Otterman	Patton S.	Patton T.
Perry	Peterson	Raga	Raussen
Redfern	Reidelbach	Reinhard	Sayre
Schaffer	Schlichter	Seitz	Setzer
Skindell	Smith G.	Smith S.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	White D.	White J.	Widener
Widowfield	Williams	Wolpert	Yates
Yuko			Husted-90.

Representatives Brinkman, Healy, and Schneider voted in the negative-3.

The motion was agreed to and the bill so amended.

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

The yeas and nays were taken and resulted - yeas 86, nays 8, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blessing	Bocchieri
Book	Brinkman	Brown	Bubp
Buehrer	Carano	Cassell	Chandler
Coley	Collier	Combs	DeBose
DeGeeter	DeWine	Distel	Dolan
Domenick	Driehaus	Evans C.	Evans D.
Faber	Fende	Fessler	Flowers
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Hood
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Martin	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton S.
Patton T.	Perry	Peterson	Redfern
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	White D.	White J.	Widener
Widowfield	Williams	Wolpert	Yates
Yuko			Husted-86.

Representatives Blasdel, Calvert, Carmichael, Core, Daniels, Healy, Raga, and Raussen voted in the negative-8.

The bill passed.

Representative Reinhard moved to amend the title as follows:

Add the names: "Barrett, Blessing, Book, Carano, Cassell, Combs, DeBose, DeGeeter, Distel, Fende, Fessler, Flowers, Garrison, Hughes, Key, Koziura, Law, Luckie, McGregor, J., Mitchell, Patton, S., Peterson, Redfern, Schaffer, Schlichter, Seitz, Stewart, J., Ujvagi, Yates, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 116-Senators Spada, Gardner, Schuring, Hottinger, Fedor, Fingerhut, Miller, R., Hagan, Dann, Zurz, Jacobson, Roberts, Prentiss, Austria, Harris, Armbruster, Goodman, Kearney, Miller, D.. -Representatives Redfern, Schneider, Smith, S., Peterson, Mason, Brown, Otterman, Barrett.

To amend sections 1739.05, 1751.01, 1751.02, 3923.28, 3923.30, and 3923.51 and to enact sections 3923.281 and 3923.282 of the Revised Code to prohibit, subject to certain exceptions, discrimination in group health care policies, contracts, and agreements in the coverage provided for the diagnosis, care, and treatment of biologically based mental illnesses, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Martin moved to amend as follows:

In line 100, delete "all" and insert "either"

In line 101, after "(a)" insert "If all of the following occur:

(i)"

In line 106, after "corporation's" insert "aggregate"

In line 108, after "services" insert "in this state"

In line 110, delete "(b)" and insert "(ii)"

In line 112, after "in" insert "aggregate"

In line 114, after "in" insert "all of"

In line 116, after "services" insert "in this state"

In line 117, delete "(c)" and insert "(iii)"; delete "makes the following"

In line 118, delete "determinations" and insert "determines"

In line 119, after "(a)" insert "(i)"; delete "(b)" and insert "(ii)"; delete the underlined colon

In line 120, delete "(i) Incurred" and insert "that any incurred"

In line 122, after "corporation's" insert "aggregate"

In line 124, after "services" insert "in this state"

In line 125, delete the underlined period

In line 126, delete "(ii) The" and insert "and the"

In line 127, after "in" insert "all of"

In line 129, after "services" insert "in this state"

In line 130, delete "this"

In line 131, after "division" insert "(A)(3)(a)(iii) of this section"

Between lines 131 and 132, insert:

"(b) On request of a group or individual seeking coverage and before issuing or renewing any policy, contract, certificate, or agreement for basic health care services to that group or individual, a health insuring corporation shall determine whether the annual premiums or rates charged to that group or individual will increase in either of the following ways:

(i) For groups or individuals seeking renewals, by more than one per cent of the immediately preceding annual premiums or rates charged to that group or individual as a result of the coverage required by division (A)(1)(g) of this section;

(ii) For groups or individuals seeking new coverage, by more than one per cent of the immediately preceding annual premiums or rates charged to a group or individuals with similar case characteristics as a result of the coverage required by division (A)(1)(g) of this section."

In line 586, delete "all" and insert "either"

In line 588, after "(1)" insert "All of the following occur:

(a)"

In line 593, after "insurer's" insert "aggregate"

In line 594, after "disorders" insert "in this state"

In line 596, delete "(2)" and insert "(b)"

In line 598, after "increase" insert "aggregate costs"

In line 599, after "(1)" insert "(a)"

In line 600, after "in" insert "all of"

In line 602, after "disorders" insert "in this state"

In line 603, delete "(3)" and insert "(c)"

In line 605, after "(1)" insert "(a)"; delete "(2)" and insert "(b)"

In line 606, delete "(a)" and insert "(i)"

In line 608, after "insurer's" insert "aggregate"

In line 610, after "disorders" insert "in this state"

In line 612, delete "(b)" and insert "(ii)"

In line 613, after "in" insert "all of"

In line 615, after "disorders" insert "in this state"

In line 616, delete "this"

In line 617, after "division" insert "(E)(1)(c) of this section"

Between lines 617 and 618, insert:

"(2)(b) On request of a group and before issuing or renewing any policy of sickness and accident insurance to that group or individual, an insurer shall determine whether the annual premiums or rates charged to that group will increase in either of the following ways:

(i) For groups seeking renewals, by more than one per cent of the immediately preceding annual premiums or rates charged to that group as a result of the coverage required by division (A)(1)(g) of this section;

(ii) For groups seeking new coverage, by more than one per cent of the immediately preceding annual premiums or rates charged to a group with similar case characteristics as a result of the coverage required by division (A)(1)(g) of this section."

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

Representative Driehaus 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 53, nays 40, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Blasdel	Blessing	Bocchieri
Book	Brown	Carano	Carmichael
Chandler	Collier	DeBose	DeGeeter
Distel	Domenick	Driehaus	Fende
Flowers	Foley	Garrison	Hartnett
Harwood	Healy	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Luckie	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton S.
Patton T.	Perry	Peterson	Redfern
Sayre	Schneider	Skindell	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Ujvagi	Williams	Yates	Yuko
			Husted-53.

Those who voted in the negative were: Representatives

Aslanides	Brinkman	Bubp	Buehrer
Calvert	Cassell	Coley	Combs
Core	Daniels	Dolan	Evans C.
Evans D.	Faber	Fessler	Gibbs
Gilb	Hagan	Hood	Law
Martin	Raga	Raussen	Reidelbach
Reinhard	Schaffer	Schlichter	Seitz
Setzer	Smith G.	Taylor	Trakas
Uecker	Wagner	Wagoner	White D.
White J.	Widener	Widowfield	Wolpert-40.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Martin moved to amend as follows:

In line 64, after "(A)(2)" delete "and" and insert an underlined comma; after "(3)" insert ", and (4)"

In line 96, after "(3)" insert "A health insuring corporation that offers coverage for basic health care services to the employees of an employer of fifty or fewer employees or to a self-employed individual is not required to offer coverage for diagnostic and treatment services for biologically based mental illnesses in combination with the offer of coverage for all other listed basic health care services."

(4)"

In line 113, delete "(3)" and insert "(4)"

In line 119, delete "(3)" and insert "(4)"

In line 540, delete "Notwithstanding" and insert "(1) Except as provided in division (B)(2) of this section and notwithstanding"

In line 549, delete "(1)" and insert "(a)"

In line 558, delete "(2)" and insert "(b)"

Between lines 560 and 561, insert:

"(2) Division (B)(1) of this section does not apply to any policy that provides benefits for the employees of an employer of fifty or fewer employees or for a self-employed individual."

In line 631, delete "Notwithstanding" and insert "(1) Except as provided in division (B)(2) of this section and notwithstanding"

In line 639, delete "(1)" and insert "(a)"

In line 648, delete "(2)" and insert "(b)"

Between lines 650 and 651, insert:

"(2) Division (B)(1) of this section does not apply to any plan of health insurance that provides benefits for the employees of an employer of fifty or fewer employees or for a self-employed individual."

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

Representative Collier 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 58, nays 36, as follows:

Those who voted in the affirmative were: Representatives

Barrett

Blasdel

Blessing

Bocchieri

Book	Brown	Carano	Carmichael
Cassell	Chandler	Collier	DeBose
DeGeeter	DeWine	Distel	Domenick
Driehaus	Fende	Flowers	Foley
Garrison	Hartnett	Harwood	Healy
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Luckie	Mason
McGregor J.	McGregor R.	Mitchell	Oelslager
Otterman	Patton S.	Patton T.	Perry
Peterson	Redfern	Sayre	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith S.	Stewart D.	Stewart J.	Strahorn
Sykes	Ujvagi	Williams	Yates
Yuko			Husted-58.

Those who voted in the negative were: Representatives

Aslanides	Brinkman	Bubp	Buehrer
Calvert	Coley	Combs	Core
Daniels	Dolan	Evans C.	Evans D.
Faber	Fessler	Gibbs	Gilb
Hagan	Hood	Law	Martin
Raga	Raussen	Reidelbach	Reinhard
Schaffer	Smith G.	Taylor	Trakas
Uecker	Wagner	Wagoner	White D.
White J.	Widener	Widowfield	Wolpert-36.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative McGregor, R. moved to amend as follows:

After line _____, insert:

"Section ____. (A) As used in this section, "special hospital" means a hospital that is primarily or exclusively engaged in the care and treatment of one or more of the following:

- (1) Patients with a cardiac condition.
- (2) Patients with an orthopedic condition.
- (3) Patients receiving a surgical procedure.

(4) Patients receiving any other specialized category of services specified by the Director of Health.

(B) Except as provided in division (C) of this section, during the ninety-day period beginning on the effective date of this act, no person, political subdivision, or agency or instrumentality of this state shall establish, develop, or construct a special hospital in a county with a population of more than one hundred forty thousand but less than one hundred fifty thousand individuals.

(C) The moratorium in division (B) of this section does not affect a

project for which all local permits necessary to begin construction were obtained on or prior to the effective date of this act.

(D) The director of health may petition the court of common pleas of the county in which a special hospital is located for an order enjoining any person, political subdivision, or agency or instrumentality of this state from violating division (B) of this section. Irrespective of any other remedy the director may have in law or equity, the court may grant the order on a showing that the respondent named in the petition is violating division (B) of this section."

In line _____ of the title, after "illnesses" insert ", and to prohibit for ninety days, the establishment of special hospitals in counties with a population of more than one hundred forty thousand but less than one hundred fifty thousand individuals"

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

The yeas and nays were taken and resulted - yeas 70, nays 24, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blessing	Bocchieri
Brown	Bubp	Buehrer	Calvert
Carano	Carmichael	Chandler	Collier
Combs	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Evans D.	Fende	Flowers
Foley	Garrison	Gilb	Hagan
Hartnett	Harwood	Hoops	Hughes
Key	Kilbane	Latta	Martin
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	Patton S.	Patton T.
Perry	Peterson	Raga	Sayre
Schaffer	Schlichter	Seitz	Setzer
Skindell	Smith G.	Smith S.	Stewart D.
Stewart J.	Taylor	Trakas	Uecker
Ujvagi	Wagner	Wagoner	White D.
Widener	Williams	Wolpert	Yates
Yuko			Husted-70.

Those who voted in the negative were: Representatives

Blasdel	Book	Brinkman	Cassell
Coley	Core	Daniels	Faber
Fessler	Gibbs	Healy	Hood
Koziura	Law	Luckie	Rausen
Redfern	Reidelbach	Reinhard	Schneider
Strahorn	Sykes	White J.	Widowfield-24.

The motion was agreed to and the bill so amended.

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

The yeas and nays were taken and resulted - yeas 70, nays 24, as follows:

Those who voted in the affirmative were: Representatives

Barrett	Blessing	Boccieri	Book
Brown	Calvert	Carano	Carmichael
Cassell	Chandler	Collier	Combs
Core	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Fende	Flowers	Foley
Garrison	Gilb	Hagan	Hartnett
Harwood	Healy	Hoops	Hughes
Key	Kilbane	Koziura	Latta
Luckie	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton S.
Patton T.	Perry	Peterson	Redfern
Reinhard	Sayre	Schlichter	Schneider
Seitz	Setzer	Skindell	Smith S.
Stewart D.	Stewart J.	Strahorn	Sykes
Trakas	Ujvagi	Wagoner	White J.
Widener	Widowfield	Williams	Yates
Yuko			Husted-70.

Those who voted in the negative were: Representatives

Aslanides	Blasdel	Brinkman	Bubp
Buehrer	Coley	Daniels	Evans D.
Faber	Fessler	Gibbs	Hood
Law	Martin	Raga	Rausen
Reidelbach	Schaffer	Smith G.	Taylor
Uecker	Wagner	White D.	Wolpert-24.

The bill passed.

Representative Peterson moved to amend the title as follows:

Add the names: "Blessing, Boccieri, Book, Calvert, Carano, Cassell, Chandler, Collier, DeBose, DeGeeter, Distel, Domenick, Driehaus, Evans, C., Fende, Flowers, Foley, Garrison, Hartnett, Hoops, Key, Kilbane, Koziura, Mitchell, Oelslager, Patton, S., Patton, T., Perry, Sayre, Schlichter, Seitz, Skindell, Stewart, D., Stewart, J., Strahorn, Sykes, Ujvagi, Wagoner, Williams, 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.

Sub. S. B. No. 117-Senators Mallory, Dann, Fedor, Jacobson, Miller, R., Schuler, Amstutz, Zurz, Armbruster, Brady, Clancy, Fingerhut, Goodman, Hagan, Jordan, Mumper, Niehaus, Padgett, Schuring, Wachtmann, Wilson, Harris, Spada, Cates.

To amend sections 1345.09, 2307.60, 2307.71, 2307.73, and 2317.02 of the Revised Code to specify the nature of damages that may be recovered in certain actions based on unfair or deceptive sales practices, to provide that a final judgment, entered after a trial or upon a plea of guilty in certain criminal actions generally precludes the offender from denying any fact essential to sustain that judgment when entered in evidence in a civil proceeding that is based on the criminal act, to make an exception to the attorney-client privilege for communications related to an attorney's aiding or furthering an ongoing or future commission of bad faith by a client that is an insurance company, to prohibit the use of enterprise theories of liability against manufacturers in product liability claims, and to include public nuisance claims under the definition of product liability claims, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Flowers moved to amend as follows:

In line 106, after "violence" insert "punishable by death or imprisonment in excess of one year"

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

The yeas and nays were taken and resulted - yeas 89, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Key	Kilbane
Koziura	Latta	Law	Luckie
Martin	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton T.
Perry	Peterson	Raga	Rausen
Redfern	Reidelbach	Reinhard	Sayre
Schaffer	Schlichter	Schneider	Seitz
Setzer	Skindell	Smith G.	Stewart D.
Stewart J.	Strahorn	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	White D.	White J.	Widener
Widowfield	Williams	Wolpert	Yuko
			Husted-89.

The motion was agreed to and the bill so amended.

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

Representative Book moved to amend as follows:

In line 20, delete "1345.09,"

Delete lines 22 through 89

In line 801, delete "1345.09,"

In line 825, delete everything after "5."

Delete lines 826 through 829

In line 830, delete "6" and insert "5"

In line 845, delete "7" and insert "6"

In line 1 of the title, delete "1345.09,"

In line 2 of the title, delete "to specify the"

Delete lines 3 and 4 of the title

In line 5 of the title, delete "practices,"

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 37, 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.	Patton T.	Peterson
Raga	Raussen	Reidelbach	Reinhard
Schaffer	Schlichter	Schneider	Seitz
Setzer	Smith G.	Stewart J.	Taylor
Trakas	Uecker	Wagner	Wagoner
White D.	White J.	Widener	Widowfield
Wolpert			Husted-54.

Those who voted in the negative were: Representatives

Barrett	Bocchieri	Book	Brinkman
Carano	Cassell	Chandler	DeBose
DeGeeter	Distel	Domenick	Driehaus
Fende	Foley	Garrison	Hartnett
Harwood	Healy	Key	Koziura

Luckie	Mason	Mitchell	Oelslager
Otterman	Perry	Redfern	Sayre
Skindell	Smith S.	Stewart D.	Strahorn
Sykes	Ujvagi	Williams	Yates
			Yuko-37.

The motion to amend was laid on the table.

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

Representative Book moved to amend as follows:

In line 20, delete "2307.71, 2307.73,"

Delete lines 138 through 304

In line 801, delete "2307.71,"

In line 802, delete "2307.73,"

In line 803, delete everything after the period

Delete lines 804 through 824

In line 825, delete "**Section 5.**"

In line 830, delete "**6**" and insert "**4**"

In line 845, delete "**7**" and insert "**5**"

In line 1 of the title, delete "2307.71, 2307.73,"

In line 11 of the title, after the comma insert "and"

In line 15 of the title, delete ", to prohibit the use of"

Delete lines 16 through 18 of the title

In line 19 of the title, delete everything before the period

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 37, 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.	Patton T.	Peterson
Raga	Rausen	Reidelbach	Reinhard
Schaffer	Schlichter	Schneider	Seitz

Setzer	Smith G.	Stewart J.	Taylor
Trakas	Uecker	Wagner	Wagoner
White D.	White J.	Widener	Widowfield
Wolpert			Husted-54.

Those who voted in the negative were: Representatives

Barrett	Boccieri	Book	Brinkman
Carano	Cassell	Chandler	DeBose
DeGeeter	Distel	Domenick	Driehaus
Fende	Foley	Garrison	Hartnett
Harwood	Healy	Key	Koziura
Luckie	Mason	Mitchell	Oelslager
Otterman	Perry	Redfern	Sayre
Skindell	Smith S.	Stewart D.	Strahorn
Sykes	Ujvagi	Williams	Yates
			Yuko-37.

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 57, nays 34, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Brinkman	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	Luckie	Martin	McGregor J.
McGregor R.	Patton T.	Peterson	Raga
Rausen	Reidelbach	Reinhard	Schaffer
Schlichter	Schneider	Seitz	Setzer
Smith G.	Stewart J.	Taylor	Trakas
Uecker	Wagner	Wagoner	White D.
White J.	Widener	Widowfield	Wolpert
			Husted-57.

Those who voted in the negative were: Representatives

Boccieri	Book	Carano	Cassell
Chandler	DeBose	DeGeeter	Distel
Domenick	Driehaus	Fende	Foley
Garrison	Hartnett	Harwood	Healy
Key	Koziura	Mason	Mitchell
Oelslager	Otterman	Perry	Redfern
Sayre	Skindell	Smith S.	Stewart D.
Strahorn	Sykes	Ujvagi	Williams
Yates			Yuko-34.

The bill passed.

Representative Seitz moved to amend the title as follows:

Add the names: "Aslanides, Blasdel, Blessing, Bubp, Buehrer, Coley, Collier, Flowers, Gibbs, Hood, Raussen, Schaffer, Schneider, Seitz, Setzer, White, D., Wolpert."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 137-Senators Goodman, Padgett, Clancy, Cates, Gardner, Jacobson, Dann, Stivers, Zurz, Kearney, Hottinger, Fedor, Spada.
-Representatives Latta, Gilb, Evans, D., Hughes.

To amend section 2151.99 of the Revised Code to increase the penalty for a failure to make a mandatory report of abuse or neglect of a child from a misdemeanor of the fourth degree to a misdemeanor of the first degree if the child who is the subject of the report that is not made suffers or faces the threat of suffering the wound, injury, disability, or condition that would be the basis of the report when the child is under either the direct care or supervision of the offender acting in the offender's official or professional capacity or the direct care or supervision of another person over whom the offender has supervisory control, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 90, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	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	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner
Wagoner	White D.	White J.	Widener
Widowfield	Williams	Wolpert	Yates
Yuko			Husted-90.

Representative Hood voted in the negative-1.

The bill passed.

Representative Latta moved to amend the title as follows:

Add the names: "Blessing, Bubp, Chandler, Combs, DeBose, Domenick, Driehaus, Evans, C., Flowers, Harwood, Luckie, Mason, Mitchell, Otterman, Patton, T., Reidelbach, Schaffer, Schneider, Setzer, White, D., Williams, Yates, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 245-Senators Cates, Clancy, Mumper, Padgett, Schuring, Dann, Fedor, Zurz, Amstutz, Coughlin, Fingerhut, Harris, Hottinger, Kearney, Miller, R., Niehaus, Schuler, Spada, Armbruster, Carey, Austria.

-Representatives Latta, Evans, D., Gilb, Healy.

To amend section 2907.09 and to enact section 2907.41 of the Revised Code to generally increase the penalties for public indecency when the victim is a minor and the offender has a previous public indecency conviction, to require that a person charged with a sexually oriented offense or with public indecency who has a previous conviction of a sexually oriented offense or of public indecency appear before the court before the court sets bail, and to generally require the court to consider certain factors before setting bail for that person, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 90, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Kilbane
Koziura	Latta	Law	Luckie
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	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	Sykes	Taylor
Trakas	Uecker	Ujvagi	Wagner

Wagoner
Widowfield
Yuko

White D.
Williams

White J.
Wolpert

Widener
Yates
Husted-90.

Representative Key voted in the negative-1.

The bill passed.

Representative Latta moved to amend the title as follows:

Add the names: "Blessing, Chandler, Combs, DeBose, Domenick, Driehaus, Evans, C., Faber, Fessler, Flowers, Law, Luckie, McGregor, J., Otterman, Patton, T., Raussen, Reidelbach, Schneider, Setzer, Smith, G., Stewart, D., Williams, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 279-Senators Stivers, Cates, Spada, Armbruster, Goodman, Mumper, Wachtmann. -Representatives Smith, G., Daniels, Evans, D., Faber, Gibbs, Patton, T., Raussen, Wolpert.

To amend sections 3955.01, 3955.05, and 3955.12 of the Revised Code to exempt the Ohio Insurance Guaranty Association from being obligated to pay more than a single three hundred thousand dollar claim for injury or death to any one person and a claim of an insured whose net worth exceeds fifty million dollars and to exempt certain reciprocal insurers from participation in the Ohio Insurance Guaranty Association, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 86, nays 5, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Key
Kilbane	Koziura	Latta	Law
McGregor J.	McGregor R.	Mitchell	Oelslager
Otterman	Patton T.	Perry	Peterson
Raga	Raussen	Redfern	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Smith G.
Stewart D.	Stewart J.	Strahorn	Taylor

Trakas	Uecker	Ujvagi	Wagner
Wagoner	White D.	White J.	Widener
Widowfield	Williams	Wolpert	Yates
Yuko			Husted-86.

Representatives Luckie, Mason, Skindell, Smith S., and Sykes voted in the negative-5.

The bill passed.

Representative Faber moved to amend the title as follows:

Add the names: "Blessing, Combs, Domenick, Evans, C., Flowers, Schaffer, Schneider."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 393-Senators Mumper, Grendell, Niehaus, Schuler, Harris.
-Representatives Aslanides, Domenick, Gibbs, Schlichter, Widener, Distel, McGregor, J., Core, Reinhard.

To amend sections 903.08 and 6111.04 and to enact section 6111.451 of the Revised Code to make changes to the national pollutant discharge elimination system program with respect to concentrated animal feeding facilities, to require the Director of Environmental Protection to adopt rules specifying certain construction activities that may be conducted prior to approval of plans for a treatment or disposal works under the Water Pollution Control Law, and to establish the Preconstruction Rules Working Group for the purpose of developing the rules, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 85, nays 6, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	Bubp
Buehrer	Calvert	Carano	Carmichael
Cassell	Chandler	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Distel	Dolan
Domenick	Evans C.	Evans D.	Faber
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Gilb	Hagan
Hartnett	Harwood	Healy	Hood
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	Patton T.	Perry
Peterson	Raga	Raussen	Redfern
Reidelbach	Reinhard	Sayre	Schaffer
Schlichter	Schneider	Seitz	Setzer

Smith G.	Stewart J.	Taylor	Trakas
Uecker	Ujvagi	Wagner	Wagoner
White D.	White J.	Widener	Widowfield
Williams	Wolpert	Yates	Yuko
			Husted-85.

Representatives Driehaus, Skindell, Smith S., Stewart D., Strahorn, and Sykes voted in the negative-6.

The bill passed.

Representative Aslanides moved to amend the title as follows:

Add the names: "Blessing, Collier, Combs, Dolan, Evans, C., Hagan, Hood, Schneider, Setzer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 627-Representatives Carmichael, Evans, D..

To amend sections 4501.01, 4507.03, 4511.01, 4511.202, 4513.11, 4513.99, and 5739.01 of the Revised Code to require farm machinery that is designed by its manufacturer to operate at a speed greater than 25 miles per hour to display a speed identification symbol and a slow-moving vehicle emblem when operated on a road or highway, to further address the operation of such farm machinery on roads and highways, and to permit a trade-in allowance for construction equipment and certain farm machinery, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 90, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Bocchieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Key
Kilbane	Koziura	Latta	Law
Luckie	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton T.
Perry	Peterson	Raga	Rausсен
Redfern	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	White D.	Widener
Widowfield	Williams	Wolpert	Yates
Yuko			Husted-90.

The bill passed.

Representative Carmichael moved to amend the title as follows:

Add the names: "Aslanides, Barrett, Blessing, Boccieri, Bulp, Calvert, Cassell, Coley, Collier, Combs, Core, Daniels, DeBose, DeWine, Dolan, Domenick, Evans, C., Faber, Fende, Fessler, Flowers, Gibbs, Hagan, Hartnett, Harwood, Hoops, Hughes, Law, Luckie, McGregor, J., McGregor, R., Patton, T., Perry, Reinhard, Sayre, Schaffer, Schlichter, Schneider, Seitz, Setzer, Smith, G., Stewart, D., Strahorn, Taylor, Trakas, Uecker, Wagoner, White, D.."

Remove the name: "Redfern."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Blasdel moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **H. B. No. 32**-Representative Trakas, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

H. B. No. 32-Representatives Trakas, Fessler, Reidelbach, Peterson, Collier.

To enact sections 2919.221, 3301.561, and 5104.016 of the Revised Code to prohibit the administration of medication to a child in a child-care setting without authorization from the child's parents, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Faber moved to amend as follows:

In line 63, delete everything after "is"

In line 64, delete "child" and insert "necessary to treat or prevent a medical emergency or medical condition affecting the child or that the administration of the medication is given with the express authorization of the parent, guardian, or other person responsible for the care of the child"

In line 112, delete "necessitated by a"

In line 113, delete everything before the underlined period and insert

necessary to treat or prevent a medical emergency or medical condition affecting the child or that the administration of the medication is given with the express authorization of the parent, guardian, or other person responsible for the care of the child"

In line 157, delete "necessitated by a"

In line 158, delete everything before the underlined period and insert "necessary to treat or prevent a medical emergency or medical condition affecting the child or that the administration of the medication is given with the express authorization of the parent, guardian, or other person responsible for the care of the child"

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

The yeas and nays were taken and resulted - yeas 87, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Key
Kilbane	Koziura	Latta	Law
Luckie	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton T.
Perry	Peterson	Raga	Raussen
Reidelbach	Reinhard	Sayre	Schaffer
Schlichter	Schneider	Setzer	Skindell
Smith G.	Stewart D.	Stewart J.	Strahorn
Taylor	Trakas	Uecker	Ujvagi
Wagner	Wagoner	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-87.

The motion was agreed to and the bill so amended.

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

The yeas and nays were taken and resulted - yeas 87, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Book	Brinkman	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
Foley	Garrison	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hood	Hoops	Hughes	Key
Kilbane	Koziura	Latta	Law
Luckie	Mason	McGregor J.	McGregor R.
Mitchell	Oelslager	Otterman	Patton T.
Perry	Peterson	Raga	Rausen
Reidelbach	Reinhard	Sayre	Schaffer
Schlichter	Schneider	Seitz	Setzer
Skindell	Smith G.	Stewart D.	Stewart J.
Strahorn	Taylor	Trakas	Uecker
Ujvagi	Wagoner	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-87.

Representative Wagner voted in the negative-1.

The bill passed.

Representative Trakas moved to amend the title as follows:

Add the names: "Bubp, Calvert, Carano, Cassell, Combs, DeBose, DeGeeter, Distel, Domenick, Evans, C., Faber, Fende, Flowers, Garrison, Harwood, Hughes, Key, Kilbane, Koziura, Luckie, Mason, McGregor, J., Otterman, Patton, T., Schaffer, Schlichter, Schneider, Setzer, Stewart, D., Strahorn, Taylor, Ujvagi, White, D., White, J., Williams, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Blasdel moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Sub. S. B. No. 171**-Senators Coughlin, Zurz be taken up for immediate consideration the third time.

The motion was agreed to without objection.

Sub. S. B. No. 171-Senators Coughlin, Zurz.

To amend sections 109.57, 109.60, 1901.01, 1901.02, 1901.03, 1901.07, 1901.08, 1901.31, 1901.34, 1907.11, and 2501.012 and to enact sections 1901.43, 1907.181, and 2301.10 of the Revised Code, to create the Carroll County Municipal Court and abolish the Carroll County County Court on January 1, 2007, to provide one full-time judge for the Carroll County Municipal Court to be elected in 2009, to create the Erie County Municipal court on January 1, 2008, to establish one full-time judgeship in that court, to abolish the Erie County County Court on that date, to provide for the election for the Erie County Municipal Court of one full-time judge in 2007, to add one additional judge to the Twelfth District Court of Appeals to be elected at the 2008 general election, to abolish the Cuyahoga Falls Municipal Court and to create the Stow Municipal Court as its replacement effective January 1, 2009,

to clarify when a court must order a person to be fingerprinted, to clarify that the former township of Northampton is no longer within the jurisdiction of the Akron Municipal Court, to amend the versions of sections 1901.01, 1901.02, 1901.03, 1901.08, 1901.31, 1901.34, and 1907.11 of the Revised Code that are scheduled to take effect January 18, 2007, to continue the provisions of this act on and after that effective date, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 76, nays 12, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Boccieri	Bubp	Calvert	Carmichael
Chandler	Coley	Collier	Combs
Core	DeBose	DeGeeter	DeWine
Distel	Dolan	Domenick	Driehaus
Evans C.	Evans D.	Faber	Fende
Flowers	Foley	Gibbs	Gilb
Hagan	Hartnett	Harwood	Healy
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
McGregor J.	McGregor R.	Mitchell	Oelslager
Otterman	Patton T.	Perry	Peterson
Raga	Raussen	Reidelbach	Reinhard
Sayre	Schaffer	Schlichter	Schneider
Seitz	Setzer	Smith G.	Stewart D.
Strahorn	Taylor	Trakas	Uecker
Ujvagi	Wagner	Wagoner	White D.
White J.	Widener	Widowfield	Williams
Wolpert	Yates	Yuko	Husted-76.

Those who voted in the negative were: Representatives

Book	Brinkman	Buehrer	Carano
Cassell	Daniels	Fessler	Garrison
Hood	Mason	Skindell	Stewart J.-12.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

Representative Blessing moved to amend as follows:

In line 30, delete "109.57, 109.60,"

In line 32, delete "be amended and sections 1901.43, 1907.181, and 2301.10"

In line 33, delete "enacted" and insert "amended"

Delete lines 34 through 552

Delete lines 2051 through 2077

Delete lines 2160 through 2213

In line 2301, delete "109.57, 109.60,"

In line 1 of the title, delete "109.57, 109.60,"

In line 3 of the title, delete "and to enact sections"

In line 4 of the title, delete "1901.43, 1907.181, and 2301.10"

Delete line 20 of the title

In line 21 of the title, delete "fingerprinted, to"

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

The yeas and nays were taken and resulted - yeas 87, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Bocchieri
Book	Brinkman	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	Foley
Garrison	Gibbs	Gilb	Hagan
Hartnett	Harwood	Healy	Hood
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	Patton T.	Perry
Peterson	Raga	Raussen	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Stewart D.	Stewart J.	Strahorn
Taylor	Trakas	Uecker	Ujvagi
Wagner	Wagoner	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-87.

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 87, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Barrett	Blasdel	Blessing
Bocchieri	Book	Brinkman	Bubp

Buehrer	Calvert	Carano	Carmichael
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Distel	Dolan	Domenick
Driehaus	Evans C.	Evans D.	Faber
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Gilb	Hagan
Hartnett	Harwood	Healy	Hood
Hoops	Hughes	Key	Kilbane
Koziura	Latta	Law	Luckie
Mason	McGregor J.	McGregor R.	Mitchell
Oelslager	Otterman	Patton T.	Perry
Peterson	Raga	Raussen	Reidelbach
Reinhard	Sayre	Schaffer	Schlichter
Schneider	Seitz	Setzer	Skindell
Smith G.	Stewart D.	Stewart J.	Strahorn
Taylor	Trakas	Uecker	Ujvagi
Wagner	Wagoner	White D.	White J.
Widener	Widowfield	Williams	Wolpert
Yates	Yuko		Husted-87.

Representative Cassell voted in the negative-1.

The bill having received the required constitutional majority, passed as an emergency measure.

Representative Blessing moved to amend the title as follows:

Add the names: "Representatives Blessing, Bocchieri, Coley, Combs, DeBose, Evans, C., Hughes, Key, Luckie, McGregor, J., Otterman, Williams."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the Education committee:

Remove Representatives Flowers, Carmichael, DeWine, Raga, Schneider

Appoint Representatives Fessler, Taylor, Seaver, Hood, Wagner

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. 305 - Senator Stivers- 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. 285 - Representatives Willamowski, Beatty, Brown, Bulp, Carano, Cassell, Chandler, Collier, Core, DeBose, Domenick, Evans, C., Evans, D., Faber, Fende, Fessler, Flowers, Gibbs, Gilb, Hagan, Hartnett, Harwood, Hughes, Latta, Luckie, Mason, Otterman, Patton, T., Perry, Raussen, Reidelbach, Schaffer, Schlichter, Seaver, Seitz, Stewart, D., Stewart, J., Strahorn, Uecker, Wagoner, Williams, Yates, Yuko Senator Clancy

To enact section 5149.031 of the Revised Code to prohibit parole officers of the Adult Parole Authority from being required to use private vehicles for certain purposes during the course of their employment.

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:

Am. Sub. H. B. No. 468 - Representatives Hagan, Miller, Skindell, Chandler, Ujvagi, Evans, C., Williams, McGregor, R., McGregor, J., Flowers, Trakas, Strahorn, Barrett, Beatty, Brown, Cassell, DeBose, DeGeeter, Distel, Domenick, Evans, D., Fende, Fessler, Foley, Garrison, Hartnett, Healy, Hughes, Key, Luckie, Mason, Otterman, Patton, S., Perry, Reidelbach, Sayre, Seaver, Smith, G., Smith, S., Stewart, D., Stewart, J., Wagner, White, D., White, J., Widener, Yates, Yuko Senators Hagan, Spada, Armbruster, Stivers, Miller, D., Fedor

To amend sections 127.16, 2921.13, 5110.01, 5110.02, 5110.05, 5110.08, 5110.09, 5110.12, 5110.13, 5110.16, 5110.17, 5110.18, 5110.19, 5110.21, 5110.23, 5110.29, 5110.32, 5110.33, 5110.35, 5110.352, 5110.353, 5110.354, 5110.38, 5110.39, 5110.55, 5110.56, 5110.57, 5110.58, and 5110.59; to amend, for the purpose of adopting new section numbers as indicated in

parentheses, sections 5110.05 (5110.14), 5110.07 (5110.16), 5110.08 (5110.17), 5110.09 (5110.18), 5110.12 (5110.20), 5110.13 (5110.21), 5110.16 (5110.22), 5110.17 (5110.23), 5110.18 (5110.24), 5110.19 (5110.25), 5110.21 (5110.27), 5110.23 (5110.54), 5110.29 (5110.11), 5110.32 (5110.42), 5110.33 (5110.43), and 5110.39 (5110.13); to enact new sections 5110.03, 5110.05, 5110.07, 5110.08, 5110.09, 5110.10, 5110.12, 5110.15, 5110.19, 5110.26, 5110.28, 5110.29, 5110.32, and 5110.39 and sections 5110.021, 5110.04, 5110.30, and 5110.31; and to repeal sections 5110.03, 5110.10, 5110.11, 5110.14, 5110.15, 5110.22, 5110.25, 5110.26, 5110.27, 5110.28, and 5110.351 of the Revised Code to modify the Ohio's Best Rx Program; and to amend sections 127.16, 173.06, 173.062, 173.99, 2921.13, 5110.01, 5110.02, 5110.021, 5110.03, 5110.04, 5110.05, 5110.07, 5110.08, 5110.09, 5110.10, 5110.11, 5110.12, 5110.13, 5110.14, 5110.15, 5110.16, 5110.17, 5110.18, 5110.19, 5110.20, 5110.21, 5110.22, 5110.23, 5110.24, 5110.25, 5110.26, 5110.27, 5110.28, 5110.29, 5110.30, 5110.31, 5110.32, 5110.35, 5110.352, 5110.353, 5110.354, 5110.36, 5110.37, 5110.38, 5110.39, 5110.40, 5110.42, 5110.43, 5110.45, 5110.47, 5110.54, 5110.55, 5110.56, 5110.57, 5110.58, and 5110.59; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 173.062 (173.061), 5110.01 (173.71), 5110.02 (173.72), 5110.021 (173.721), 5110.03 (173.73), 5110.04 (173.731), 5110.05 (173.732), 5110.07 (173.74), 5110.08 (173.741), 5110.09 (173.742), 5110.10 (173.75), 5110.11 (173.751), 5110.12 (173.752), 5110.13 (173.753), 5110.14 (173.76), 5110.15 (173.77), 5110.16 (173.771), 5110.17 (173.772), 5110.18 (173.773), 5110.19 (173.78), 5110.20 (173.79), 5110.21 (173.791), 5110.22 (173.80), 5110.23 (173.801), 5110.24 (173.802), 5110.25 (173.803), 5110.26 (173.81), 5110.27 (173.811), 5110.28 (173.812), 5110.29 (173.813), 5110.30 (173.814), 5110.31 (173.815), 5110.32 (173.82), 5110.35 (173.83), 5110.352 (173.831), 5110.353 (173.832), 5110.354 (173.833), 5110.36 (173.84), 5110.37 (173.722), 5110.38 (173.724), 5110.39 (173.861), 5110.40 (173.723), 5110.42 (173.85), 5110.43 (173.86), 5110.45 (173.87), 5110.46 (173.871), 5110.47 (173.872), 5110.48 (173.873), 5110.49 (173.874), 5110.50 (173.875), 5110.51 (173.876), 5110.54 (173.88), 5110.55 (173.89), 5110.56 (173.891), 5110.57 (173.892), 5110.58 (173.90), and 5110.59 (173.91); and to repeal sections 173.061, 173.07, 173.071, 173.072, and 5110.99 of the Revised Code on July 1, 2007, to eliminate the prescription drug component of the Golden Buckeye Card Program and to transfer the Ohio's Best Rx Program to the Department of Aging.

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. 546 - Representatives Dolan, Boccieri, Trakas, Evans, D., Seitz, Setzer, Hartnett, Allen, Yuko, Walcher, Chandler, Collier, Cassell, Aslanides, Schlichter, Willamowski, Combs, Widener, McGregor, J., Patton, T., Book, Stewart, D., Beatty, Blessing, Brown, Carano, Carmichael, Coley, Daniels, DeBose, Domenick, Driehaus, Gibbs, Harwood, Hoops, Key, Luckie, Martin, McGregor, R., Otterman, Patton, S., Perry, Sayre, Schneider, Stewart, J., Uecker, Wagoner, Webster, White, J. Senators Cates, Miller, D., Fedor, Kearney, Carey, Clancy, Grendell, Harris, Mumper, Niehaus, Schuler, Stivers, Armbruster, Spada, Amstutz

To amend sections 3769.083 and 3769.085 and to enact section 3769.22 of the Revised Code to authorize the State Racing Commission to enter into the National Racing Compact in order to provide for the licensure and regulation of individuals involved in the horse racing industry in the Compact states in a specified manner, to change the definition of "Ohio foaled horse," to specify that a thoroughbred mare may leave Ohio for breeding purposes with the Commission's permission and if the mare returns immediately after that activity, to require that all investment earnings on cash balances in the Ohio Thoroughbred Race Fund be credited to the Fund, and to make changes relating to allocations from the Ohio Standardbred Development Fund for harness races.

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:

H. B. No. 571 - Representatives Hughes, Collier, Evans, C., Evans, D., Widener, Latta, Gilb, Mason, Yuko, Key, Seitz, Allen, Barrett, Beatty, Book, Brown, Bubb, Buehrer, Carano, Chandler, Combs, Daniels, DeBose, Dolan, Domenick, Driehaus, Faber, Fende, Garrison, Gibbs, Hartnett, Harwood, Hoops, Law, McGregor, J., Otterman, Patton, S., Patton, T., Perry, Reed, Reidelbach, Schaffer, Schlichter, Schneider, Seaver, Setzer, Smith, G., Stewart, D., Stewart, J., Strahorn, Wagoner Senators Clancy, Zurz, Kearney,

Stivers, Cates

To amend sections 109.741 and 313.08 and to enact sections 2901.41 and 2901.42 of the Revised Code relative to missing persons in Ohio.

Attest: David A. Battocletti,
Clerk.

On motion of Representative Blasdel, the House adjourned until Tuesday, December 19, 2006 at 11:00 o'clock a.m.

Attest: LAURA P. CLEMENS,
Clerk.