

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, JANUARY 3, 2007

SECOND DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, January 3, 2007, 1:30 p.m.

The House met pursuant to adjournment.

Prayer was offered by Representative Michael DeBose-12th district, 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:

Pam and Angela Yuko, wife and daughter of Representative Yuko-7th district.

Mike, Amy, and Abby Goulding, guests of Representative Wagoner-46th district.

MOTIONS AND RESOLUTIONS

Representative DeWine offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 7-Representative DeWine.

Relative to attendance at conferences and meetings.

WHEREAS, During the 127th General Assembly (2007-2008), important conferences and meetings of national or statewide interest may be called, especially of interest to the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives of the 127th General Assembly, that, if in the judgment of the Speaker, any conferences or meetings, either national or state, are deemed to be of sufficient importance to warrant attendance of members or officers of the House, the Speaker shall designate members or officers to attend; and be it further

RESOLVED, That all expenses incurred incident thereto of any member or officer so designated by the Speaker shall be paid out of appropriate funds of the House.

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

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

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brinkman
Brown	Bubp	Budish	Carano

Carmichael	Celeste	Chandler	Coley
Collier	Combs	Core	DeBose
DeGeeter	DeWine	Distel	Dodd
Domenick	Driehaus	Dyer	Evans
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Goodwin	Goyal
Hagan J.	Hagan R.	Harwood	Healy
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Latta
Letson	Luckie	Lundy	Mallory
Mandel	McGregor J.	McGregor R.	Miller
Oelslager	Okey	Otterman	Patton
Peterson	Raussen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Skindell	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollosi
Uecker	Ujvagi	Wachtmann	Wagner
Wagoner	Webster	White	Widener
Widowfield	Williams B.	Williams S.	Wolpert
Yates	Yuko		Husted-95.

The resolution was adopted.

Representative DeWine offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 8-Representative DeWine.

Relative to certain letters to be signed by the Speaker of the House on behalf of the House and sent to persons or groups in lieu of any resolutions on the subject.

BE IT RESOLVED, By the members of the House of Representatives of the 127th General Assembly, that upon the request of any member, the Speaker of the House of Representatives may, at the Speaker's discretion, sign letters of commendation, congratulations, or condolence to persons or organizations named in the request on behalf of the House and in its name, and arrange for transmittal therefor to such persons or organizations as may be designated in the request.

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

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

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brinkman
Brown	Bubp	Budish	Carano

Carmichael	Celeste	Chandler	Coley
Collier	Combs	Core	DeBose
DeGeeter	DeWine	Distel	Dodd
Domenick	Driehaus	Dyer	Evans
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Goodwin	Goyal
Hagan J.	Hagan R.	Harwood	Healy
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Latta
Letson	Luckie	Lundy	Mallory
Mandel	McGregor J.	McGregor R.	Miller
Oelslager	Okey	Otterman	Patton
Peterson	Raussen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Skindell	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollosi
Uecker	Ujvagi	Wachtmann	Wagner
Wagoner	Webster	White	Widener
Widowfield	Williams B.	Williams S.	Wolpert
Yates	Yuko		Husted-95.

The resolution was adopted.

Representative DeWine offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 9-Representative DeWine.

Relative to the appointment and salaries of the officials and employees of the House of Representatives.

BE IT RESOLVED, By the members of the House of Representatives of the 127th General Assembly, that in addition to those officers previously elected by resolution of the House, the Speaker is hereby authorized to appoint such additional staff as may be required for the purpose of facilitating the work of the House of Representatives and to fill any vacancies in positions as officers or employees; and be it further

RESOLVED, That the officers and employees of the House of Representatives be compensated as determined by the Chief Administrative Officer, with the approval of the Speaker; and be it further

RESOLVED, That pay increases shall be made only upon recommendation of the Chief Administrative Officer or Clerk, with approval of the Speaker; and be it further

RESOLVED, That the Chief Administrative Officer and the Clerk shall each have the direct supervision and management of those officers and employees who by reason of their duties fall within the specific area of

responsibility of the Chief Administrative Officer and the Clerk. Pursuant to the approval of the Speaker, the Chief Administrative Officer and the Clerk may discharge any officer or employee under their respective supervision if the officer or employee is not satisfactorily performing his duties; and be it further

RESOLVED, That this resolution shall govern all actions taken by the 127th General Assembly and that all of the foregoing salaries be paid from the appropriate funds of the House of Representatives.

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

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

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brinkman
Brown	Bubp	Budish	Carano
Carmichael	Celeste	Chandler	Coley
Collier	Combs	Core	DeBose
DeGeeter	DeWine	Distel	Dodd
Domenick	Driehaus	Dyer	Evans
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Goodwin	Goyal
Hagan J.	Hagan R.	Harwood	Healy
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Latta
Letson	Luckie	Lundy	Mallory
Mandel	McGregor J.	McGregor R.	Miller
Oelslager	Okey	Otterman	Patton
Peterson	Rausen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Skindell	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollasi
Uecker	Ujvagi	Wachtmann	Wagner
Wagoner	Webster	White	Widener
Widowfield	Williams B.	Williams S.	Wolpert
Yates	Yuko		Husted-95.

The resolution was adopted.

Representative DeWine offered the following resolution and requested that it be read by title only and spread upon the pages of the journal:

H. R. No. 10-Representative DeWine.

Relative to the appointment of a special committee on Rules.

BE IT RESOLVED, By the members of the House of Representatives of the 127th General Assembly, that the speaker shall appoint a committee of eight

members to prepare the rules for the conduct of business of the House and to confer with a like committee from the Senate to prepare joint rules and to report at the earliest date practicable; and be it further

RESOLVED, That in the interim all questions on procedure shall be determined on the basis of the rules of the House of Representatives adopted by the House during the 126th General Assembly.

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

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

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brinkman
Brown	Bubp	Budish	Carano
Carmichael	Celeste	Chandler	Coley
Collier	Combs	Core	DeBose
DeGeeter	DeWine	Distel	Dodd
Domenick	Driehaus	Dyer	Evans
Fende	Fessler	Flowers	Foley
Garrison	Gibbs	Goodwin	Goyal
Hagan J.	Hagan R.	Harwood	Healy
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Latta
Letson	Luckie	Lundy	Mallory
Mandel	McGregor J.	McGregor R.	Miller
Oelslager	Okey	Otterman	Patton
Peterson	Rausen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Skindell	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollasi
Uecker	Ujvagi	Wachtmann	Wagner
Wagoner	Webster	White	Widener
Widowfield	Williams B.	Williams S.	Wolpert
Yates	Yuko		Husted-95.

The resolution was adopted.

Representative Seitz moved that majority party members asking leave to be absent or absent the week of Tuesday, January 2, 2007, 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, January 2, 2007, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

MESSAGE FROM THE SPEAKER

Pursuant to House Concurrent Resolution No. 1, the Speaker hereby appoints the following members to the committee to wait upon the Governor:

Representatives DeWine, Flowers, Carmichael, Seitz, Schneider, Book, Driehaus, Strahorn.

MESSAGE FROM THE SPEAKER

Pursuant to House Concurrent Resolution No. 2, the Speaker hereby appoints the following members as an official committee to attend the inauguration of the Governor of the State of Ohio:

Speaker Husted, Representatives DeWine, Flowers, Carmichael, Beatty, Book, Driehaus.

MESSAGE FROM THE SPEAKER

Pursuant to House Resolution No. 10, the Speaker hereby appoints the following members to the special committee on Rules:

Representatives DeWine (chair), Flowers, Carmichael, Seitz, Schneider, Book, Driehaus, Strahorn.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the adoption of the following concurrent resolutions:

H. C. R. No. 1 - Speaker Husted Representative Beatty Senators Harris, Fedor

Relative to a committee to wait upon the Governor to let him know the 127th General Assembly is in session.

H. C. R. No. 2 - Speaker Husted Representative Beatty Senators Harris, Fedor

Relative to the inauguration of the Governor.

H. C. R. No. 3 - Speaker Husted Representative Beatty Senators Harris, Fedor

Relative to convening in Joint Convention.

Attest:

David A Battocletti,
Clerk.

The hour having arrived for the meeting of the two houses in joint convention, the members of the Senate preceded by the president, clerk and sergeant-at-arms thereof, appeared within the bar of the House.

The President of the Senate called the joint convention to order.

Representative DeWine and Senator Jacobson announced a quorum of each house, respectively, was present.

The President of the Senate, in presence of the two houses, then proceeded to open and announce the returns of the votes cast at the election held in the State of Ohio on the first Tuesday after the first Monday in November, 2006 for the offices of governor and lieutenant governor, secretary of state, treasurer of state, attorney general, and auditor of state.

January 3, 2007

The Honorable J. Kenneth Blackwell
Secretary of State
30 East Broad Street
Columbus, Ohio 43215

Dear Secretary Blackwell:

Pursuant to Section 3505.34 of the Revised Code, the President of the Senate in the presence of a majority of both houses of the General Assembly has canvassed the abstracts of the votes cast for the offices of governor and lieutenant governor, secretary of state, auditor of state, treasurer of state, and attorney general as contained in Form No. 2 sent to him from each county and declares the following candidates elected for those offices:

For Governor and Lt. Governor:

Larry Bays and Debra Fries - 73 votes
Kenneth Blackwell and Thomas Raga - 1,470,708 votes
Robert Fittrakis and Anita Rios - 40,848 votes
James Lundeen and Kevin Becker - 579 votes
Bill Pierce and Mark Noble - 71,242 votes
Ted Strickland and Lee Fisher - 2,428,013 votes

For Attorney General:

Marc Dann - 2,035,757 votes
Betty Montgomery - 1,833,796 votes

For Auditor of State:

Barbara Sykes - 1,891,785 votes
Mary Taylor - 1,940,611 votes

For Secretary of State:

Jennifer Brunner - 2,104,010 votes

John Eastman - 94,696 votes

Greg Hartmann - 1,546,417 votes

Timothy Kettler - 78,075 votes

For Treasurer of State:

Richard Cordray - 2,223,169 votes

Sandra O'Brien - 1,618,581 votes

Sincerely,

/s/ BILL HARRIS

Bill Harris, President
Ohio Senate

/s/ JON A. HUSTED

Jon A. Husted, Speaker
Ohio House of Representatives

On a motion of Senator Jacobson the joint convention was dissolved.

On motion of Representative DeWine, the House adjourned until Thursday,
January 4, 2007, 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.