

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**THURSDAY, JANUARY 10, 2008**

ONE HUNDRED TWENTY-SIXTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Thursday, January 10, 2008, 11:00 o'clock a.m.**

The House met pursuant to adjournment.

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

Representative McGregor, J. was selected to preside under the Rule.

The journal of yesterday was read and approved.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 429**-Representative Gibbs.

To amend sections 5739.033 and 5739.24 of the Revised Code and later to repeal section 5739.24 of the Revised Code to authorize a vendor required to utilize destination-based sourcing to determine the appropriate sales tax jurisdiction to convert to origin-based sourcing on or after January 1, 2009, and to discontinue compensation of impacted counties for sales tax losses incurred under destination-based sourcing.

**H. B. No. 430**-Representative Garrison.

Cosponsors: Representatives Bacon, Batchelder, Brady, Combs, Evans, Fende, Hughes, Luckie, Lundy, McGregor, J., Strahorn, Williams, B., Yuko.

To amend section 2950.99 and to enact section 2950.035 of the Revised Code to prohibit adult tier III sex offender/child-victim offenders who have committed specified offenses against a victim under sixteen years of age from knowingly being present on school premises or preschool or child day-care premises.

Said bills were considered the first time.

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

Representative Koziura reported for the Rules and Reference Committee recommending that the following House Bills be considered for the second time and referred to the following committees for consideration:

**H.B. No. 421 - Representative Miller, et al**

**TO ERADICATE NUISANCE PROPERTIES FROM AROUND SCHOOLS.**

To the committee on Education

**H.B. No. 422 - Representative Setzer, et al**

TO CREATE THE WATER RESOURCES AND ECONOMIC DEVELOPMENT STUDY COMMITTEE.

To the committee on Economic Development and Environment

**H.B. No. 423 - Representative Setzer**

TO REVISE THE ELIGIBILITY FOR THE STATE STIPENDS TO NATIONAL BOARD CERTIFIED TEACHERS; TO PERMIT SCHOOL DISTRICTS, EDUCATIONAL SERVICE CENTERS, AND COUNTY MR/DD BOARDS TO PAY WAGE RATE DIFFERENTIALS ABOVE THEIR REGULAR SALARY SCHEDULES FOR CERTAIN TEACHERS; AND TO SPECIFY THAT TEACHER WAGE RATE DIFFERENTIALS, THE LENGTH OF THE SCHOOL YEAR, AND THE LENGTH OF THE SCHOOL DAY ARE NOT SUBJECTS FOR COLLECTIVE BARGAINING.

To the committee on Education

**H.B. No. 424 - Representative Setzer, et al**

TO ELIMINATE THE PERFORMANCE INDEX SCORE AS A FACTOR IN SCHOOL DISTRICT AND BUILDING PERFORMANCE RATINGS, TO MAKE CHANGES IN THE POST-SECONDARY ENROLLMENT OPTIONS PROGRAM, AND TO MAKE CHANGES IN THE REQUIREMENT THAT SCHOOLS OFFER DUAL ENROLLMENT PROGRAMS.

To the committee on Education

**H.B. No. 425 - Representatives Fessler and DeBose, et al**

TO PROHIBIT DRIVING A VEHICLE WHILE TEXT MESSAGING OR TYPING ON A MOBILE COMMUNICATION DEVICE AND TO ESTABLISH THE VIOLATION AS A SECONDARY TRAFFIC OFFENSE.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 426 - Representative DeBose**

TO REQUIRE A PERSON EMPLOYED AS A DRIVER OF A SCHOOL BUS OR MOTOR VAN TO MAINTAIN CONTROL OF THE PUPILS ON THAT SCHOOL BUS OR MOTOR VAN AND TO PROVIDE AN EXCEPTION TO POLITICAL SUBDIVISION SOVEREIGN IMMUNITY IF INJURY, DEATH, OR LOSS TO PERSON OR PROPERTY RESULTS FROM THE FAILURE OF THE DRIVER OF A SCHOOL BUS OR MOTOR VAN TO MAINTAIN CONTROL OF THE PUPILS ON THAT SCHOOL BUS OR MOTOR VAN.

To the committee on State Government and Elections

**H.B. No. 428 - Representative Setzer**

REGARDING THE REPORTING OF AND DISCIPLINE FOR SCHOOL EMPLOYEE MISCONDUCT.

To the committee on Education

JON A. HUSTED  
LARRY L. FLOWERS

KEVIN DEWINE  
ARLENE J. SETZER

JOYCE BEATTY  
CHRIS REDFERN

JOSEPH KOZIURA

Representative Blessing 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 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 were considered the second time and referred as recommended.

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. 169** -Representative Wagner

Cosponsors: Representatives Evans, McGregor, J., Latta, Stebelton, Chandler, Yuko, Collier, Fessler, Wolpert, Lundy, Hagan, R., Mallory, Otterman, Heard, Williams, B., Schindel, DeBose, Celeste, Zehringer, Budish, Domenick, Dyer, Flowers, Foley, Harwood, Hughes, Koziura, Letson, Miller, Stewart, D., Stewart, J., Wagoner Senators Niehaus, Schaffer, Miller, D., Morano, Fedor, Harris, Kearney, Mason, Mumper, Spada

To amend section 3734.13 and to enact sections 3734.91, 3734.911, 3734.912, 3734.913, 3734.914, and 3734.915 of the Revised Code to establish requirements governing the disposal and collection of used lead-acid batteries.

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

Attest: Vincent L. Keeran,  
Clerk.

The Senate amendments were laid over under the Rule.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

**S. B. No. 237** -Senator Schaffer

Cosponsors: Senators Kearney, Stivers, Amstutz, Carey, Harris, Mason, Mumper, Sawyer, Seitz, Spada, Wilson, Padgett

To amend sections 3731.01 and 3731.04 and to enact section 3731.17 of the Revised Code to allow transient hotels to permit guests to stay longer than thirty days and to allow extended stay hotels to permit guests to stay longer than one year.

Attest: Vincent L. Keeran,  
Clerk.

Said bill was considered the first time.

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:

**Am. S. B. No. 25** -Senator Carey - et al.

Attest: Vincent L. Keeran,  
Clerk.

Message from the Speaker

Pursuant to Section 263.30.30 of Am. Sub. H. B. No. 119, 127th General Assembly, the Speaker hereby makes the following change to the Commission on the Future of Health Care Education and Physician Retention in NW Ohio:

Remove Alan Brass; appoint Stephen Mooney.

Message from the Speaker

Pursuant to Ohio Revised Code section 107.12 (D), the Speaker hereby makes the following change to the Governor's Advisory Board of Faith-Based and Community Initiatives:

Remove Thomas Gunlock; appoint Robert Bishop.

Message from the Speaker

Pursuant to Ohio Revised Code section 4901.021, the Speaker hereby makes the following change to the Public Utilities Commission Nomination Council:

Remove Dan Helmick; appoint Sam Randazzo.

On motion of Representative Blessing, the House adjourned until Tuesday, January 15, 2008 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.