# OHIO House of Representatives JOURNAL

THURSDAY, JANUARY 17, 2008

# ONE HUNDRED TWENTY-EIGHTH DAY Hall of the House of Representatives, Columbus, Ohio Thursday, January 17, 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 Collier was selected to preside under the Rule.

The journal of the previous legislative day was read and approved.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 436**-Representative Stewart, J.

To amend sections 307.86, 6101.16, 6103.10, 6115.20, and 6119.10 and to enact section 735.054 of the Revised Code to authorize municipal and other political subdivision contracts for maintenance and repair of a water storage tank to be awarded without competitive bidding under specified conditions.

### H. B. No. 437-Representative Schindel.

Cosponsors: Representatives Adams, Flowers, Gibbs, Jones, Stebelton, Zehringer.

To enact sections 4722.01 to 4722.07 of the Revised Code to establish the Ohio Home Improvement Contractor Law, to deem that specified violations of the law constitute a violation of the Ohio Consumer Sales Practices Act, and to provide civil remedies for owners who are damaged by a contractor who violates the law.

Said bills were considered the first time.

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

Representative Dodd submitted the following report:

The standing committee on Financial Institutions, Real Estate, and Securities to which was referred **Sub. S. B. No. 148**-Senator Faber, et al., having had the same under consideration, reports it back and recommends its passage.

RE: SERS REVISE RETIREMENT REQUIREMENTS

Representative Widener moved to amend the title as follows:

Add the names: "Representatives Hite, Zehringer."

CHRIS WIDENER
CLIFF HITE
JIMMY STEWART
THOMAS F. PATTON
T. TODD BOOK
JAY P. GOYAL
DAN DODD
KEVIN BACON

ALLAN R. SAYRE

DAVID DANIELS CLYDE EVANS JAMES ZEHRINGER CAROL-ANN SCHINDEL BOB GIBBS

SANDRA WILLIAMS MATT SZOLLOSI DAN STEWART

The report was agreed to.

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

Representative Koziura submitted the following report:

The standing committee on Rules and Reference to which was re-referred **H. B. No. 129-**Representatives Evans and Book, et al., having had the same under consideration, reports it back and recommends its re-referral to the committee on Civil and Commercial Law.

RE: PILOT PROGRAM CERTAIN COUNCILS/BOARD - MEET BY MEANS OF TELECOMMUNICATION

JON A. HUSTED LARRY L. FLOWERS CHRIS REDFERN JOYCE BEATTY KEVIN DEWINE ARLENE J. SETZER JOSEPH KOZIURA

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on Civil and Commercial Law.

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

### H.B. No. 427 - Representatives Webster and Letson, et al REGARDING THE PRACTICE OF MARRIAGE AND FAMILY THERAPY AND THE MEMBERSHIP OF THE PROFESSIONAL STANDARDS COMMITTEES OF THE COUNSELOR, SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD. To the committee on Health

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

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.

To the committee on Ways and Means

### H.B. No. 430 - Representative Garrison, et al

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.

To the committee on Criminal Justice

### S.B. No. 237 - Senator Schaffer, et al

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. To the committee on Commerce and Labor

JON A. HUSTED LARRY L. FLOWERS JOYCE BEATTY CHRIS REDFERN KEVIN DEWINE ARLENE J. SETZER JOSEPH KOZIURA

Representative Carmichael 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 the Senate Bill 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 Bill were considered the second time and referred as recommended.

### MOTIONS AND RESOLUTIONS

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

### H.R. No. 120 - Speaker Husted

HONORING THE OHIO NEWSPAPER ASSOCIATION ON ITS SEVENTY-FIFTH ANNIVERSARY.

H.R. No. 121 - Speaker Husted, Representatives Beatty, Adams, Aslanides, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bubp, Budish, Carmichael, Celeste, Chandler, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Healy, Heard, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Lundy, Mallory, Mandel, McGregor, J., McGregor, R., Mecklenborg, Miller, Oelslager, Okey, J. Otterman, Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, Setzer, Skindell, Stebelton, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Ujvagi, Wachtmann, Wagner, Webster, White, Widener, Widowfield, Williams, B., Williams, S., Wolpert, Yates, Yuko, Zehringer

HONORING REPRESENTATIVE MARK D. WAGONER, JR. FOR OUTSTANDING SERVICE TO THE OHIO HOUSE OF REPRESENTATIVES.

H.R. No. 122 - Speaker Husted, Representatives Beatty, Adams, Aslanides, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bubp, Budish, Carmichael, Celeste, Chandler, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Healy, Heard, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Lundy, Mallory, Mandel, McGregor, J., McGregor, R., Mecklenborg, Miller, Oelslager, Okey, J. Otterman, Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, Setzer, 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, Zehringer HONORING SCOTT P. BORGEMENKE FOR OUTSTANDING SERVICE TO THE STATE OF OHIO.

### /s/ JON A. HUSTED

Jon A. Husted, Chair

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

The motion was agreed to.

### Message from the Senate

Mr. Speaker:

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

### Am. S. B. No. 186 - Senator Stivers

Cosponsors: Senators Miller, D., Miller, R., Gardner, Cafaro, Carey, Cates, Fedor, Goodman, Harris, Kearney, Mason, Morano, Mumper, Niehaus,

Padgett, Roberts, Sawyer, Schuring, Seitz, Smith, Spada, Wagoner, Wilson

To amend sections 1739.05 and 1751.01 and to enact section 3923.80 of the Revised Code to prohibit insurers, public employee benefit plans, and multiple employer welfare arrangements from excluding coverage for routine patient care administered as part of a cancer clinical trial.

Attest: Vincent L. Keeran,
Clerk.

Said bill was considered the first time.

### Message from the Speaker

Pursuant to Ohio Revised Code section 9.901, the Speaker hereby appoints and re-appoints the following public members to the Public Schools Health Care Advisory Committee:

L. Kelly Singleton and Brenda Powell (representing Ohio Federation of Teachers)

Daniel Doyle and Larry Zimmerman (representing the Buckeye Association of School Administrators)

Re-appoint Bob Hancock and Barbara Shaner (representing Ohio Association of School Business Officials)

### Message from the Speaker

The Speaker of the House of Representatives, on January 16, 2008, signed the following:

Sub. H. B. No. 169 - Representative Wagner - et al.

On motion of Representative Carmichael, the House adjourned until Tuesday, January 22, 2008 at 11:00 o'clock a.m.

Attest: LAURA P. CLEMENS,
Clerk.