

OHIO

House

of

Representatives

JOURNAL

TUESDAY, FEBRUARY 19, 2008

ONE HUNDRED FORTIETH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, February 19, 2008, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Terry Pontius of St. Mark's United Methodist Church in Findlay, Ohio, followed by the Pledge of Allegiance to the Flag.

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

The following guests of the House of Representatives were recognized by Speaker Husted prior to the commencement of business:

Fourth grade students from Berne Union Elementary School, guests of Representative Stebelton-5th district.

Linda Wvestenberg and Carmella Wient, guests of Representative J. McGregor-20th district.

Russ Jackson, a guest of Representative Schneider-35th district.

Barbara and Commander Daniel Cannode, guests of Representatives Ujvagi-47th district and Dyer-43rd district.

Bob Harsanji and Gil Kollarik, guests of Representatives Ujvagi-47th district, Szollosi-48th district, Brown-49th district.

Linda Oda, a guest of Representative Jones-67th district.

Caddie Pontius, a guest of Representative Hite-76th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 481-Representative Blessing.

Cosponsors: Representatives Oelslager, Stebelton, Okey, Huffman, Hughes, Foley, Combs, Szollosi, Skindell.

To amend sections 2305.16 and 3937.18 of the Revised Code to include in the definition of uninsured motorist, operators who avoid liability because of a "sudden emergency" plea, to prohibit uninsured and underinsured coverage from limiting or contracting certain coverage requirements, and to include uninsured motorist and underinsured motorist coverage in the current tolling of the statute of limitations due to the person bringing an action being within the age of minority or of unsound mind.

H. B. No. 482-Representative Fende.

Cosponsors: Representatives Domenick, Evans, Foley, Hagan, R., Letson, Luckie, McGregor, J., Sayre, Williams, B., Yuko.

To amend section 149.43 of the Revised Code to authorize public offices to limit the number of bulk data requests, impose charges to cover the actual costs associated with bulk data requests, and charge for the cost of redacting certain information.

H. B. No. 483-Representative McGregor, J.

Cosponsors: Representatives Chandler, Otterman, Hughes, Okey, Foley, Collier.

To amend sections 4105.01, 4105.011, 4105.02, 4105.03, 4105.04, 4105.07 to 4105.17, 4105.191, 4105.20, 4105.21, 4740.01 to 4740.07, 4740.12, and 4740.13 and to enact sections 4740.062 and 4740.071 of the Revised Code to create the Elevator Section of the Ohio Construction Industry Licensing Board, to require licensure of elevator contractors and elevator mechanics, and to make changes to the laws governing elevator servicing and inspections.

H. B. No. 484-Representative Garrison.

To calculate an alternative equity list for fiscal year 2009 funding under the Classroom Facilities Assistance Program and the Exceptional Needs School Facilities Assistance Program for certain school districts with large one-year reductions in valuation.

H. B. No. 485-Representative DeGeeter.

Cosponsors: Representatives Sayre, Wachtmann, Distel, Lundy, Garrison, Fende, Budish, Driehaus, Heard, Brinkman, Brady, McGregor, J., Strahorn, Skindell, Brown, Combs, Letson, Williams, S., Harwood, Dodd, Book, Foley, Yuko, Bolon, Williams, B., Domenick, Goyal, Okey.

To amend sections 2151.3516 and 3313.60 of the Revised Code to increase the number of hours after birth that a parent may voluntarily deliver the child to a safe haven without the parent expressing an intent to return for the child and to include awareness of the Safe Havens Law in the health curriculum prescribed for high school students.

H. B. No. 486-Representatives Lundy, Core.

Cosponsors: Representatives Otterman, J., Luckie, Evans, McGregor, J., Flowers, Yuko, Combs, Stebelton.

To amend sections 1547.14, 1547.24, 1547.99, and 1548.032 and to enact sections 1547.072 and 1547.132 of the Revised Code to make changes to the laws governing watercraft.

Said bills were considered the first time.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **H. B. No. 285**-Representative McGregor, R., et al., having had the same under consideration, reports it back and recommends its passage.

RE: SMALL BUSINESSES - PAPERWORK VIOLATIONS - WAIVE PENALTIES FOR FIRST TIME OFFENDERS

Representative Daniels moved to amend the title as follows:

Add the names: "Hite, Stewart, D., Book, Brown, Carmichael, Domenick, Lundy, Schneider."

- | | |
|-----------------------|------------------|
| DAVID DANIELS | T. TODD BOOK |
| DAN STEWART | VERNON SYKES |
| JOHN DOMENICK | MATT LUNDY |
| MICHAEL J. SKINDELL | EDNA BROWN |
| CLIFF HITE | KEVIN DEWINE |
| JIM CARMICHAEL | STEVE REINHARD |
| THOM COLLIER | LARRY L. FLOWERS |
| MICHELLE G. SCHNEIDER | |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **Sub. S. B. No. 185**-Senator Schuler, et al., having had the same under consideration, reports it back and recommends its passage.

RE: PUBLIC LIBRARIES - REVISE LAW

Representative Daniels moved to amend the title as follows:

Add the names: "Representatives Daniels, Brown, Collier, Domenick, Flowers, Lundy, Reinhard, Schneider, Skindell."

- | | |
|-----------------------|---------------------|
| DAVID DANIELS | CLIFF HITE |
| KEVIN DEWINE | JIM CARMICHAEL |
| STEVE REINHARD | THOM COLLIER |
| MICHELLE G. SCHNEIDER | LARRY L. FLOWERS |
| EDNA BROWN | MICHAEL J. SKINDELL |
| MATT LUNDY | JOHN DOMENICK |
| VERNON SYKES | T. TODD BOOK |
| DAN STEWART | |

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **Am. S. B. No. 286**-Senator Cates, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OPTICAL SCAN BALLOTS - COUNTING OF

- | | |
|-----------------------|----------------|
| DAVID DANIELS | T. TODD BOOK |
| MICHELLE G. SCHNEIDER | JIM CARMICHAEL |
| MATT LUNDY | JOHN DOMENICK |
| VERNON SYKES | EDNA BROWN |
| MICHAEL J. SKINDELL | DAN STEWART |
| THOM COLLIER | KEVIN DEWINE |
| LARRY L. FLOWERS | CLIFF HITE |

The following member voted "NO"

STEVE REINHARD

The report was agreed to.

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

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. 473 - Representative Ujvagi, et al
TO REQUIRE THE CHIEF OF THE DIVISION OF WILDLIFE IN THE DEPARTMENT OF NATURAL RESOURCES TO ISSUE ELECTRIC-POWERED ALL-PURPOSE VEHICLE PERMITS TO ALLOW MOBILITY IMPAIRED PERSONS TO HUNT IN PUBLIC WILDLIFE AREAS USING ELECTRIC-POWERED ALL-PURPOSE VEHICLES.
To the committee on Agriculture and Natural Resources

H.B. No. 474 - Representative Yuko, et al
TO CHANGE THE DEFINITION OF "INSTANT BINGO TICKET DISPENSER" AND TO AUTHORIZE A CHARITABLE ORGANIZATION TO PURCHASE, LEASE, AND USE INSTANT BINGO TICKET DISPENSERS.
To the committee on State Government and Elections

H.B. No. 475 - Representative Skindell, et al
TO DESIGNATE THE MONTH OF SEPTEMBER AS CHILDHOOD CANCER AWARENESS MONTH.
To the committee on State Government and Elections

H.B. No. 476 - Representative Reinhard, et al

TO REQUIRE OWNERS OF SINGLE-FAMILY AND MULTIFAMILY DWELLINGS THAT UTILIZE FOSSIL FUELS FOR HEATING OR OTHER PURPOSES TO HAVE CARBON MONOXIDE ALARMS INSTALLED IN THOSE DWELLINGS.

To the committee on State Government and Elections

H.B. No. 477 - Representative Mecklenborg

TO REQUIRE THE USE OF THE ENGLISH LANGUAGE BY STATE AND LOCAL GOVERNMENT ENTITIES IN OFFICIAL ACTIONS AND PROCEEDINGS, SUBJECT TO CERTAIN EXCEPTIONS.

To the committee on State Government and Elections

JON A. HUSTED
LARRY L. FLOWERS
JOYCE BEATTY

KEVIN DEWINE
LARRY L. WOLPERT
JOSEPH KOZIURA

Representative DeWine 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.

MOTIONS AND RESOLUTIONS

Representative Koziura reported for the Rules and Reference Committee recommending that the following House Resolution be introduced and referred to the following committees for consideration:

H.R. No. 137 – Representatives Book, DeGeeter, Beatty, Sayre, Ujvagi, Combs, Lundy, Fende, Harwood, Dodd, Domenick, Strahorn, Letson, Barrett, Budish, Distel, Sykes, Okey, Goyal, Yates, Brown, Hagan, R., Stewart, D., Luckie, Szollosi, Williams, B., Hottinger, Gerberry, Driehaus, Dyer, Hughes, Peterson, Huffman, Coley, Webster, Carmichael, Daniels, Evans, DeWine, Stewart, J., Widener, Schlichter, Stebelton, Blessing, McGregor, J., Yuko, Adams, Batchelder, Celeste, Koziura, Raussen

TO DECLARE THAT THE PORTSMOUTH INDIAN HEAD ROCK IS AN ARTIFACT HISTORICALLY ASSOCIATED WITH THE CITY OF PORTSMOUTH, OHIO, AND TO CALL UPON OFFICIALS FROM THE COMMONWEALTH OF KENTUCKY TO ABANDON KENTUCKY'S CLAIMS OF OWNERSHIP TO THIS ARTIFACT AND TO WORK WITH

THE STATE OF OHIO TO EFFECTIVELY PRESERVE AND CARE FOR IT.

To the committee on State Government

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

Representative DeWine moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolution was introduced and referred as recommended.

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

H.R. No. 136 – Representatives Huffman, Adams, Speaker Husted, Representatives Beatty, Aslanides, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bulp, 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, Heard, Hite, Hottinger, Hughes, Jones, Koziura, Letson, Luckie, Lundy, Mallory, Mandel, McGregor, J., McGregor, R., Mecklenborg, Miller, Oelslager, Okey, Otterman, J., Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, Sears, 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
IN MEMORY OF SPECIALIST JON MICHAEL “MIKE” SCHOOLCRAFT III.

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

Representative DeWine 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 Schneider moved that majority party members asking leave to be absent or absent the week of Tuesday, February 19, 2008, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Strahorn moved that minority party members asking leave to be absent or absent the week of Tuesday, February 19, 2008, 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

H. C. R. No. 36-Representative Mecklenborg.

Cosponsors: Representatives McGregor, R., McGregor, J., Flowers, Evans, Stebelton, Raussen, Schneider, Blessing, Mallory, Hughes, Daniels, Brown, Domenick, Lundy, Book.

To urge the Congress of the United States to renew the exemption for the sternwheel river steamboat Delta Queen from the 1966 Safety at Sea Act, was taken up for consideration the third time.

Representative Mecklenborg moved to amend the title as follows:

Add the names: "Bacon, Chandler, Coley, Combs, Dolan, Driehaus, Fessler, Gardner, Garrison, Goodwin, Hottinger, Jones, Luckie, Oelslager, Otterman, J., Uecker, Wachtmann, Webster, Yates, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

The yeas and nays were taken and resulted - yeas 93, 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	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Hagan J.	Heard	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mallory	McGregor J.	McGregor R.	Mecklenborg
Miller	Oelslager	Okey	Otterman J.
Patton	Peterson	Raussen	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	Setzer	Skindell
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White

Widener
Wolpert

Widowfield
Yates

Williams B.
Yuko

Williams S.
Zehringer
Husted-93.

The concurrent resolution was adopted.

Sub. H. B. No. 331-Representative Wagoner.

Cosponsors: Representatives McGregor, J., Schindel, Fende, Goodwin, Stewart, J., Seitz, Brown, Sears.

To amend sections 3701.83, 3702.11, 3702.55, and 3709.09; to enact sections 3711.14, 3711.16, 3711.20, 3711.21, and 3711.22; to enact new sections 3711.01, 3711.02, 3711.04, 3711.06, 3711.08, 3711.10, and 3711.12; and to repeal sections 3711.01, 3711.02, 3711.021, 3711.03, 3711.04, 3711.05, 3711.06, 3711.07, 3711.08, 3711.09, 3711.10, 3711.11, 3711.12, 3711.13, and 3711.99 of the Revised Code regarding the licensure of maternity homes and obstetric or newborn care facilities, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 93, 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	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Hagan J.	Heard	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mallory	McGregor J.	McGregor R.	Mecklenborg
Miller	Oelslager	Okey	Otterman J.
Patton	Peterson	Raussen	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	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 Husted-93.

The bill passed.

Representative Wachtmann moved to amend the title as follows:

Add the names: "Bacon, Batchelder, Bolon, Chandler, Combs, Dyer, Evans, Flowers, Hughes, Patton, Schneider, Uecker, Ujvagi, Wachtmann, Williams, B.."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 392-Representative McGregor, J.

Cosponsors: Representatives Peterson, Evans, Hughes, Wagoner, Gibbs, Chandler, Stewart, J., Stewart, D., Bacon, Zehringer, McGregor, R., Wolpert, Combs, Okey, Bulp, Collier, Stebelton, Batchelder, Strahorn, Adams, Latta, Daniels, Hite, Book, Brown, Carmichael, Domenick, Flowers, Lundy, Reinhard, Schlichter, Skindell, Sykes.

To enact section 4501.81 of the Revised Code to establish a next of kin database within the Bureau of Motor Vehicles, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative McGregor, J. moved to amend as follows:

In line 22, after " applicant" insert " , except that if the applicant is under eighteen years of age and is not emancipated, the contact person shall include the parent, guardian, or custodian of the applicant"

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

The yeas and nays were taken and resulted - yeas 92, nays 1, as follows:

Those who voted in the affirmative were: Representatives

- | | | | |
|------------|-------------|-------------|-------------|
| Adams | Aslanides | Bacon | Barrett |
| Batchelder | Beatty | Blessing | Bolon |
| Book | Boyd | Brady | Brinkman |
| Brown | Budish | Carmichael | Celeste |
| Chandler | Coley | Collier | Combs |
| Core | Daniels | DeBose | DeGeeter |
| DeWine | Dodd | Dolan | Domenick |
| Driehaus | Dyer | Evans | Fende |
| Fessler | Flowers | Foley | Gardner |
| Garrison | Gerberry | Gibbs | Goodwin |
| Goyal | Hagan J. | Heard | Hite |
| Hottinger | Huffman | Hughes | Jones |
| Koziura | Letson | Luckie | Lundy |
| Mallory | McGregor J. | McGregor R. | Mecklenborg |
| Miller | Oelslager | Okey | Otterman J. |
| Patton | Peterson | Rausen | Redfern |
| Reinhard | Sayre | Schindel | Schlichter |
| Schneider | Sears | Setzer | Skindell |

Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White
Widener	Widowfield	Williams B.	Wolpert
Yates	Yuko	Zehringer	Husted-92.

Representative Williams S. voted in the negative-1.

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 93, 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	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Hagan J.	Heard	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mallory	McGregor J.	McGregor R.	Mecklenborg
Miller	Oelslager	Okey	Otterman J.
Patton	Peterson	Raussen	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	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
			Husted-93.

The bill passed.

Representative McGregor, J. moved to amend the title as follows:

Add the names: "Beatty, Brady, Coley, DeGeeter, Driehaus, Fende, Foley, Hottinger, Oelslager, Patton, Sayre, Schindel, Setzer, Uecker."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 405-Representative Bacon.

Cosponsors: Representatives Setzer, Zehringer, Hughes, McGregor, J., Wagoner, Fessler, Evans, Boyd, Schindel, Uecker, Mecklenborg, DeBose, Fende, Webster.

To amend sections 5126.042 and 5126.055 of the Revised Code to eliminate the requirement that each county board of mental retardation and developmental disabilities maintain a service substitution list and long-term service planning registry and revise the law governing county boards' waiting lists, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 93, 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	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Hagan J.	Heard	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mallory	McGregor J.	McGregor R.	Mecklenborg
Miller	Oelslager	Okey	Otterman J.
Patton	Peterson	Rausen	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	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
			Husted-93.

The bill passed.

Representative Bacon moved to amend the title as follows:

Add the names: "Batchelder, Bolon, Brady, Brown, Budish, Celeste, Chandler, Collier, Domenick, Dyer, Flowers, Hite, Jones, Koziura, Letson, Mallory, Patton, Peterson, Sayre, Schlichter, Stewart, D., Ujvagi, Wachtmann, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 416-Representative Dolan.

Cosponsors: Representatives Wagoner, Evans, Brown, Stebelton, Huffman, McGregor, J., Harwood, Skindell, Redfern, Webster, Yuko, Flowers, Koziura, Chandler, Combs, Szollosi, McGregor, R., Brinkman, Goodwin, Peterson, Foley, DeGeeter, Brady, Letson, Strahorn, Lundy, Oelslager, Hagan, J., Schindel, Williams, B., DeBose, Mallory, Celeste, Collier, Ujvagi, Hagan, R.

To enact sections 1522.01, 1522.02, 1522.03, 1522.04, 1522.05, 1522.06, 1522.07, and 1522.08 of the Revised Code to ratify the Great Lakes-St. Lawrence River Basin Water Resources Compact and to establish related requirements, 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 3, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Bacon	Barrett	Beatty
Blessing	Bolon	Book	Boyd
Brady	Brinkman	Brown	Budish
Carmichael	Celeste	Chandler	Coley
Collier	Combs	Core	Daniels
DeBose	DeGeeter	DeWine	Dodd
Dolan	Domenick	Driehaus	Dyer
Evans	Fende	Flowers	Foley
Gardner	Garrison	Gerberry	Gibbs
Goodwin	Goyal	Hagan J.	Heard
Hite	Hottinger	Huffman	Hughes
Jones	Koziura	Letson	Luckie
Lundy	Mallory	McGregor J.	McGregor R.
Mecklenborg	Miller	Oelslager	Okey
Otterman J.	Patton	Peterson	Rausen
Redfern	Reinhard	Sayre	Schindel
Schlichter	Schneider	Sears	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			Husted-90.

Representatives Adams, Batchelder, and Fessler voted in the negative-3.

The bill passed.

Representative Dolan moved to amend the title as follows:

Add the names: "Bacon, Beatty, Blessing, Bolon, Boyd, Budish, Coley, Domenick, Driehaus, Fende, Gardner, Heard, Hite, Hottinger, Hughes, Luckie,

Mecklenborg, Otterman, J., Sayre, Sears, Setzer, Stewart, D., Stewart, J., Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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

Cosponsors: Representatives Schindel, Bolon, Foley, Hagan, J., Letson, Patton.

To amend sections 5739.033, 5739.034, and 5739.24 of the Revised Code and later to repeal sections 5739.035, 5739.213, 5739.24, and 5741.10 of the Revised Code to require vendors to utilize origin-based sourcing for intrastate sales beginning January 1, 2010, to discontinue compensation of impacted counties for sales tax losses incurred under destination-based sourcing, and to authorize the Tax Commissioner to compensate vendors required to convert from destination-based sourcing to origin-based sourcing, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 92, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Budish	Carmichael	Celeste	Chandler
Coley	Collier	Combs	Core
Daniels	DeBose	DeGeeter	DeWine
Dodd	Dolan	Domenick	Driehaus
Dyer	Evans	Fende	Fessler
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Hagan J.	Heard	Hite	Hottinger
Huffman	Hughes	Jones	Koziura
Letson	Luckie	Lundy	Mallory
McGregor J.	McGregor R.	Mecklenborg	Miller
Oelslager	Okey	Otterman J.	Patton
Peterson	Raussen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Sears	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	Husted-92.

Representative Beatty voted in the negative-1.

The bill passed.

Representative Gibbs moved to amend the title as follows:

Add the names: "Aslanides, Bacon, Batchelder, Blessing, Chandler, Collier, Combs, Domenick, Fessler, Flowers, Gardner, Hughes, McGregor, J., Raussen, Schneider, Setzer, Wachtmann, Webster."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. S. B. No. 286-Senator Cates.

Cosponsors: Senators Fedor, Roberts, Harris, Miller, R., Spada, Wilson.

To amend section 3506.21; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3505.25 (3599.07); and to enact new section 3505.25 of the Revised Code to clarify that an optical scan ballot with more than the proper number of selections for a particular office, issue, or question is invalidated only for that office, issue, or question; to permit midday collection and delivery to the board of elections of optical scan ballots that will be counted at a central location for the March 4, 2008, primary election; to generally prohibit the central counting of optical scan ballots; to terminate the provisions of this act authorizing the midday collection and delivery of optical scan ballots on May 1, 2008, by repealing section 3505.25 of the Revised Code on that 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 86, nays 7, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Bacon	Barrett	Beatty
Blessing	Bolon	Book	Boyd
Brady	Brown	Budish	Carmichael
Celeste	Chandler	Coley	Collier
Combs	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goyal	Hagan J.
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Letson
Luckie	Lundy	Mallory	McGregor J.
McGregor R.	Mecklenborg	Miller	Oelslager
Okey	Otterman J.	Patton	Peterson
Raussen	Redfern	Reinhard	Sayre
Schindel	Schlichter	Schneider	Sears
Setzer	Skindell	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollosi
Uecker	Ujvagi	Wagner	Webster
White	Widener	Widowfield	Williams B.
Williams S.	Wolpert	Yates	Yuko
Zehringer			Husted-86.

Representatives Adams, Batchelder, Brinkman, Core, Fessler, Goodwin, and Wachtmann voted in the negative-7.

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?"

The yeas and nays were taken and resulted - yeas 84, nays 9, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Bacon	Barrett	Beatty
Blessing	Bolon	Book	Boyd
Brady	Brown	Budish	Carmichael
Celeste	Chandler	Coley	Collier
Combs	Daniels	DeBose	DeGeeter
Dodd	Dolan	Domenick	Driehaus
Dyer	Evans	Fende	Flowers
Foley	Gardner	Garrison	Gerberry
Gibbs	Goyal	Hagan J.	Heard
Hite	Hottinger	Huffman	Hughes
Jones	Koziura	Letson	Luckie
Lundy	Mallory	McGregor J.	McGregor R.
Mecklenborg	Miller	Oelslager	Okey
Otterman J.	Patton	Peterson	Raussen
Redfern	Sayre	Schindel	Schlichter
Sears	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	Husted-84.

Those who voted in the negative were: Representatives

Adams	Batchelder	Brinkman	Core
DeWine	Fessler	Goodwin	Reinhard
			Schneider-9.

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

Representative Daniels moved to amend the title as follows:

Add the names: "Beatty, Boyd, Brown, Budish, Chandler, DeBose, Domenick, Dyer, Foley, Garrison, Luckie, Mallory, McGregor, J., Redfern, Stewart, D., Szollosi, Williams, B., Yates, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative DeWine, the House adjourned until Thursday, February 21, 2008 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.