

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

MONDAY, MARCH 31, 2008

ONE HUNDRED FIFTY-SECOND DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Monday, March 31, 2008, 1:00 o'clock p.m.**

The House met pursuant to adjournment.

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

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 515**-Representative Fende.

Cosponsors: Representatives Boyd, Brown, DeBose, Goyal, Harwood, Heard, Hughes, McGregor, J., Slesnick, Strahorn, Williams, S., Yuko.

To amend sections 4507.23, 4507.24, and 4507.50 of the Revised Code to permit retired and honorably discharged veterans of the armed forces of the United States and the Ohio National Guard to apply for state-issued identification cards and new and renewal driver's licenses without the payment of any fee.

**H. B. No. 516**-Representative Reinhard.

Cosponsors: Representatives Collier, Combs, Hughes, McGregor, J., Otterman, J., Webster.

To amend section 5747.01 of the Revised Code to authorize an income tax deduction for interest from deposits in certain bank accounts.

**H. B. No. 517**-Representative Williams, S.

To enact section 3317.018 of the Revised Code to establish a committee to study the actual per pupil cost of educating students in public schools and make recommendations regarding the funding of public schools.

**H. B. No. 518**-Representative Williams, S.

Cosponsors: Representatives Book, Ujvagi, Evans, Miller, Skindell, Yuko, Hagan, R., Letson, Dodd, Strahorn, Fende, Otterman, J., Yates, Celeste, Luckie, Hughes, Boyd, Budish.

To enact section 122.042 of the Revised Code to require the Director of Development to administer a grant program to provide funding to specified entities to provide training for employees in the fields of biotechnology and bioscience or any other field in which critical demands exist for certain skills.

**H. B. No. 519**-Representative Williams, S.

Cosponsors: Representatives Dyer, Hagan, R., Szollosi, Boyd, Mallory, Luckie.

To amend sections 109.57, 5733.01, 5733.98, and 5751.98 and to enact sections 124.1311, 3313.88, 3321.30, 5733.54, 5747.124, and 5751.54 of the Revised Code to require parents of students enrolled in school districts to perform volunteer service for the district, to grant state employees paid leave to participate in a child's educational activities, to allow a nonrefundable credit against the corporate franchise or commercial activity tax for employer-paid leave enabling employees to participate in school-related activities, and to require school districts to establish mentoring programs for students.

**H. B. No. 520**-Representative Sayre.

Cosponsor: Representative Okey.

To waive the requirement for certain school districts to make up days schools are closed due to flooding and to declare an emergency.

Said bills were considered the first time.

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

Representative Flowers 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. 308 - Representatives Domenick and Combs, et al**

TO REQUIRE IN SPECIFIED SITUATIONS THE VERIFICATION OF IMMIGRATION STATUS OF PERSONS WHO ARE NOT UNITED STATES CITIZENS, TO IMPOSE STATE INCOME TAXES AT A RATE OF SIX PER CENT PER ANNUM ON THE COMPENSATION OF SPECIFIED INDEPENDENT CONTRACTORS WHO FAIL TO DOCUMENT SUCH VERIFICATION, AND TO RESTRICT THE EMPLOYMENT, TRANSPORT, POST-SECONDARY EDUCATION BENEFITS, DRIVER'S LICENSES AND IDENTIFICATION CARDS, AND RECEIPT OF PUBLIC BENEFITS OF PERSONS WHO ARE NOT LEGAL RESIDENTS OF THE UNITED STATES.

To the committee on State Government and Elections

**H.B. No. 500 - Representative Hughes, et al**

TO ESTABLISH REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES, TO AUTHORIZE THE STATE FIRE MARSHAL TO MONITOR AND THE ATTORNEY GENERAL AND THE STATE FIRE MARSHAL TO ENFORCE SUCH STANDARDS, AND TO ESTABLISH

## PENALTIES FOR VIOLATIONS.

To the committee on State Government and Elections

**H.B. No. 501 - Representatives Okey and Stebelton, et al**

TO CREATE THE OHIO BEEKEEPERS TASK FORCE.

To the committee on Agriculture and Natural Resources

**H.B. No. 502 - Representatives D. Stewart and Peterson, et al**

TO PROHIBIT DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION.

To the committee on State Government and Elections

**H.B. No. 503 - Representatives Peterson and Letson, et al**

REGARDING THE EXPERIENCE AND TRAINING REQUIREMENTS NECESSARY FOR ADMISSION TO EXAMINATION FOR A PSYCHOLOGIST LICENSE.

To the committee on Health

**H.B. No. 504 - Representative Batchelder, et al**

TO REQUIRE PROBATIONARY DRIVER'S LICENSE HOLDERS TO COMPLETE A JUVENILE DRIVER IMPROVEMENT PROGRAM PRIOR TO EXERCISING LIMITED DRIVING PRIVILEGES GRANTED DURING A LICENSE SUSPENSION.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 505 - Representative Batchelder, et al**

TO REQUIRE THE MOTOR CARRIER ENFORCEMENT UNIT OF THE DEPARTMENT OF PUBLIC SAFETY TO CONDUCT A PILOT PROJECT INVOLVING THE INSPECTION OF COMMERCIAL MOTOR VEHICLES THAT ARE REGISTERED IN ANOTHER COUNTRY AND ARE OPERATED IN THIS STATE.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 506 - Representative Collier**

TO PROHIBIT MAKING A POLITICAL CALL WITHOUT PROVIDING CERTAIN SOURCE IDENTIFICATION, TO PROHIBIT INITIATING A POLITICAL CALL THAT USES ARTIFICIAL OR PRERECORDED VOICE MESSAGES TO ANY TELEPHONE NUMBER THAT APPEARS ON A NO-AUTOMATED POLITICAL CALL LIST TO BE DEVELOPED, OPERATED, AND MAINTAINED BY THE ATTORNEY GENERAL, AND TO PROVIDE FOR THE ACT'S ENFORCEMENT BY THE ATTORNEY GENERAL.

To the committee on State Government and Elections

**H.B. No. 507 - Representative Sayre, et al**

TO ALLOW TEACHERS TO PAY LICENSE RENEWAL FEES IN ANNUAL INSTALLMENTS, AND TO ALLOW A REFUNDABLE CREDIT AGAINST THE INCOME TAX FOR EDUCATOR LICENSING FEES AND EDUCATOR-PAID CRIMINAL RECORDS CHECK FEES.

To the committee on Ways and Means

**H.B. No. 508 - Representatives Lundy and Evans, et al**

TO REQUIRE THAT TICKET BROKERS REGISTER WITH THE DEPARTMENT OF COMMERCE AND TO PROHIBIT A TICKET BROKER FROM PURCHASING TICKETS FROM THE ORIGINAL TICKET SELLER.

To the committee on Commerce and Labor

**H.B. No. 509 - Representative Brady, et al**

TO DESIGNATE THE PORTION OF INTERSTATE HIGHWAY 90 LOCATED WITHIN THE MUNICIPAL CORPORATION OF ROCKY RIVER IN CUYAHOGA COUNTY AS THE "LCPL DANNY SCHERRY MEMORIAL HIGHWAY."

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 510 - Representative Brady, et al**

TO REQUIRE STATE INSTITUTIONS OF HIGHER EDUCATION TO DESIGNATE THEIR LAW ENFORCEMENT AND MEDICAL SERVICES UNITS AND THEIR THREAT ASSESSMENT TEAMS AS "SCHOOL OFFICIALS" FOR PURPOSES OF RECEIVING STUDENT EDUCATION RECORDS UNDER FEDERAL LAW.

To the committee on Education

**H.B. No. 511 - Representative DeGeeter, et al**

TO PROVIDE INCREASED PENALTIES FOR VIOLATIONS OF A BYLAW OR RULE ADOPTED BY A BOARD OF PARK COMMISSIONERS OF A PARK DISTRICT IN A COUNTY AND TO PERMIT A BOARD OF PARK COMMISSIONERS TO ADOPT PENALTIES FOR ANY SUCH VIOLATION PROVIDED THE PENALTIES DO NOT EXCEED IN SEVERITY THE PENALTY DESIGNATED BY STATE LAW FOR A SIMILAR VIOLATION UNDER STATE LAW.

To the committee on Local and Municipal Government and Urban Revitalization

**H.B. No. 512 - Representative Sayre, et al**

TO PROVIDE THAT THE PENALTY ENHANCEMENT FOR AGGRAVATED VEHICULAR HOMICIDE, VEHICULAR HOMICIDE, AND VEHICULAR MANSLAUGHTER FOR DRIVING UNDER A LICENSE SUSPENSION AND THE REQUIREMENT FOR A MANDATORY PRISON TERM IN CERTAIN CASES OF AGGRAVATED VEHICULAR HOMICIDE AND VEHICULAR HOMICIDE FOR DRIVING UNDER SUSPENSION ALSO APPLY TO DRIVING UNDER CANCELLATION AND DRIVING WITHOUT A LICENSE.

To the committee on Criminal Justice

**H.B. No. 513 - Representative Huffman, et al**

TO DESIGNATE A COMMUNITY DEVELOPMENT CORPORATION ORGANIZATION AS A CHARITABLE ORGANIZATION ELIGIBLE TO BE ISSUED A BINGO LICENSE.

To the committee on State Government and Elections

**H.B. No. 514 - Representative Adams, et al**

TO PROHIBIT THE STATE LOTTERY COMMISSION FROM ESTABLISHING A LOTTERY GAME THAT HAS MORE THAN TWO ANNOUNCEMENTS OF PRIZE WINNERS PER DAY OR THAT IS PLAYED ON A SLOT MACHINE, INCLUDING A GAME OF KENO.

To the committee on State Government and Elections

**Sub. S.B. No. 247 - Senator Spada, et al**

TO MAKE CHANGES IN THE CREDIT UNION REGULATION LAW AND TO REQUIRE CRIMINAL BACKGROUND CHECKS WHENEVER THE APPROVAL OF THE SUPERINTENDENT OF FINANCIAL INSTITUTIONS IS REQUIRED FOR A PERSON TO SERVE AS A DIRECTOR, OFFICER, OR CONTROLLING PERSON OF A BANK, SAVINGS AND LOAN ASSOCIATION, SAVINGS BANK, MONEY TRANSMITTER, CREDIT UNION, OR CREDIT UNION SHARE GUARANTY CORPORATION.

To the committee on Financial Institutions, Real Estate and Securities

**Sub. S.B. No. 273- Senator Niehaus, et al**

TO CALCULATE AN ALTERNATE EQUITY LIST FOR FISCAL YEAR 2008 FOR PURPOSES OF DETERMINING SCHOOL DISTRICTS' ELIGIBILITY FOR ASSISTANCE UNDER THE CLASSROOM FACILITIES ASSISTANCE PROGRAM AND THEIR LOCAL SHARES IN FISCAL YEAR 2009, 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, TO RECALCULATE THE LOCAL SHARE OF A CURRENT CLASSROOM FACILITIES PROJECT FOR CERTAIN SCHOOL DISTRICTS THAT HAD A NET GAIN IN INTERDISTRICT OPEN ENROLLMENT STUDENTS WHEN THEY BECAME ELIGIBLE FOR STATE FACILITIES ASSISTANCE, TO SPECIFY THE LOCAL SHARE OF NEW PROJECTS FOR CERTAIN SCHOOL DISTRICTS THAT PREVIOUSLY RECEIVED ASSISTANCE, AND TO INCREASE THE PERCENTAGE OF CLASSROOM FACILITIES APPROPRIATIONS THAT MAY BE USED FOR JOINT VOCATIONAL SCHOOL DISTRICTS IN FISCAL YEAR 2008.

To the committee on Finance and Appropriations

**Sub. S.B. No. 171 - Senator Stivers, et al**

TO MAKE CERTAIN CHANGES TO THE LAWS REGULATING PAWNBROKERS, SECONDHAND DEALERS, AND SCRAP METAL DEALERS.

To the committee on State Government and Elections

**Am. Sub. S.B. No. 281 - Senator Seitz, et al**

TO INCREASE THE EXEMPTIONS FOR PROPERTY THAT A DEBTOR MAY HOLD EXEMPT FROM EXECUTION, GARNISHMENT, ATTACHMENT, OR SALE FOR THE SATISFACTION OF A JUDGMENT OR ORDER TO REFLECT THE HIGHER EXEMPTIONS AVAILABLE FOR SUCH PROPERTY UNDER THE UNITED STATES BANKRUPTCY CODE AND TO PROVIDE FOR AUTOMATIC ADJUSTMENTS TO THOSE EXEMPTIONS BASED ON CHANGES IN THE CONSUMER PRICE INDEX AND TO MODIFY THE GARNISHMENT PROCEDURE.

To the committee on Judiciary

JON A. HUSTED  
LARRY L. FLOWERS

KEVIN DEWINE  
LARRY L. WOLPERT

Representative Wolpert 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 the second time and referred as recommended.

### MOTIONS AND RESOLUTIONS

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

**H. Con. R. No. 40 – Representatives Fessler, McGregor, J., Uecker, Gardner, Flowers, Stebelton, Setzer, Mecklenborg, Gerberry, Strahorn, Brady**

TO DESIGNATE 2008 AS THE “YEAR OF THE VETERAN.”

To the committee on State Government and Elections

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

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

**H.R. No. 150 - Representative Huffman**

HONORING THE LIMA CENTRAL CATHOLIC HIGH SCHOOL GIRLS VOLLEYBALL TEAM AS THE 2007 DIVISION III STATE CHAMPION.

**H.R. No. 155 - Speaker Husted**

HONORING THE ARCHBISHOP ALTER HIGH SCHOOL GIRLS BASKETBALL TEAM ON WINNING THE 2008 DIVISION II STATE CHAMPIONSHIP.

**H.R. No. 156 - 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, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Heard, Hite, Hottinger, Huffman, 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, Slesnick, 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 L. GEORGE DISTEL FOR OUTSTANDING SERVICE TO THE OHIO HOUSE OF REPRESENTATIVES.

**H.R. No. 157 - Representative Schlichter**

HONORING THE CHILLICOTHE HIGH SCHOOL BOYS BASKETBALL TEAM AS THE 2008 DIVISION II STATE CHAMPION.

**H.R. No. 158 - Representative Barrett**

HONORING HUNTER STIEBER AS A 2008 DIVISION III STATE WRESTLING CHAMPION.

**H.R. No. 159 - Representative Barrett**

HONORING CAM TESSARI AS A 2008 DIVISION III STATE WRESTLING CHAMPION.

**H.R. No. 160 - Representative Barrett**

HONORING LOGAN STIEBER AS A 2008 DIVISION III STATE WRESTLING CHAMPION.

**H.R. No. 161 - Representative Barrett**

HONORING CHRIS PHILLIPS AS A 2008 DIVISION III STATE WRESTLING CHAMPION.

/s/ JON A. HUSTED

Jon A. Husted, Chair



Representative Wolpert 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 concurred in the passage of the following bill:

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

Cosponsors: Representatives Schindel, Bolon, Foley, Hagan, J., Letson, Patton, Aslanides, Bacon, Batchelder, Blessing, Chandler, Collier, Combs, Domenick, Fessler, Flowers, Gardner, Hughes, McGregor, J., Raussen, Schneider, Setzer, Wachtmann, Webster Senators Schuler, Amstutz, Spada, Kearney, Buehrer, Coughlin, Harris, Miller, D., Mumper, Niehaus, Seitz, Wilson, Mason, Sawyer, Padgett, Wagoner, Cafaro

To amend sections 5703.70, 5739.03, 5739.033, 5739.034, 5739.24, 5741.03, and 5741.05 and to enact section 5739.061 of the Revised Code and later to repeal sections 5739.035, 5739.123, 5739.24, and 5740.10 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, to compensate vendors required to convert from destination-based sourcing to origin-based sourcing, to permit a vendor, when making a refund, to retain the amount of the delivery charge and sales taxes attributable to the charge, and to declare an emergency.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 981, after "effect" delete the balance of the line

In line 982, delete everything before the period and insert "July 1, 2008"

Attest:

Vincent L. Keeran,  
Clerk.

The Senate amendments were laid over under the Rule.

On motion of Representative Wolpert, the House adjourned until Tuesday, April 1, 2008 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.