OHIO House of Representatives JOURNAL

TUESDAY, APRIL 24, 2007

FORTY-FIRST DAY

Hall of the House of Representatives, Columbus, Ohio Tuesday, April 24, 2007, 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 Daniels 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. 170-Representatives Celeste, Peterson.

Cosponsors: Representatives Hagan, R., Foley, Evans, Budish, Stebelton, Combs, Yuko, Skindell, Koziura, Lundy, Luckie.

To amend section 1739.05 and to enact sections 1751.68 and 3923.80 of the Revised Code to prohibit health insurers from excluding coverage for autism.

H. B. No. 171-Representative Williams, S.

Cosponsors: Representatives McGregor, J., Yuko, Brown, Luckie.

To amend sections 3923.233, 3923.301, 4701.16, 4703.15, 4707.02, 4707.15, 4709.13, 4712.03, 4715.30, 4717.14, 4719.03, 4723.07, 4723.28, 4723.34, 4725.53, 4727.15, 4728.13, 4729.16, 4729.53, 4729.56, 4731.22, 4731.224, 4731.225, 4731.226, 4731.25, 4732.17, 4733.20, 4734.31, 4734.39, 4735.07, 4735.09, 4735.13, 4735.27, 4735.28, 4738.04, 4738.07, 4738.18, 4740.06, 4740.10, 4741.22, 4747.12, 4749.03, 4749.04, 4749.06, 4751.10, 4753.10, 4755.10, 4755.47, 4755.64, 4757.36, 4758.30, 4759.07, 4760.13, 4761.09, 4762.13, 4763.11, 4765.18, 4779.28, and 4781.09 and to enact section 4743.06 of the Revised Code to revise the laws governing issuance of certain professional licenses.

H. B. No. 172-Representative Williams, S.

Cosponsors: Representatives Miller, Brown, Seitz, Boyd, Yuko.

To amend sections 2953.51, 2953.52, 2953.53, 2953.54, and 2953.61 of the Revised Code to require the sealing of the official records of a person who is found not guilty of an offense, to modify the procedure by which a person who is the defendant named in a dismissed complaint, indictment, or information or against whom a no bill is entered by a grand jury may apply for the sealing of the official records in the case, and to allow access to sealed records by parties to civil actions that are based on the conduct that gave rise to the criminal case the records of which were sealed.

H. B. No. 173-Representatives Seitz, Book.

To amend sections 107.08, 141.04, 1901.06, 1907.13, 2301.01, 2501.02, 2503.01, 2743.191, 2743.70, and 2949.111, to enact sections 145.2914, 2503.51, 2503.52, 2503.53, 2503.54, 2503.55, and 2503.60 of the Revised Code to increase the compensation of justices and judges of the courts, to change the qualifications for all judges, to require the Supreme Court to establish a qualification program for candidates for judicial office, to create the Judicial Allotment Review Commission to study and review the allotment of judgeships in the courts for the purpose of recommending legislation to ensure the efficient and prompt administration of justice in Ohio, to create the Judicial Appointment Review Commission to make recommendations of persons to fill judicial vacancies, to specify that a portion of certain court costs currently deposited to the credit of the Reparations Fund be deposited in the fund for court security, and to make appropriations for court-related purposes.

H. B. No. 174-Representative Fessler.

Cosponsors: Representatives Peterson, Healy, Chandler, Skindell.

To amend sections 303.211 and 519.211 of the Revised Code relative to township and county telecommunication tower zoning authority.

H. B. No. 175-Representative Fessler.

Cosponsors: Representatives Seitz, Stebelton, Collier.

To amend section 3313.482 of the Revised Code to permanently permit school districts to make up excess calamity days by adding hours to remaining days in the school year and to declare an emergency.

H. B. No. 176-Representative Combs.

Cosponsors: Representatives Evans, Otterman, Collier.

To amend section 4508.08 of the Revised Code to permit public entities to offer motorcycle operator instruction without any tuition fee restriction.

H. B. No. 177-Representative Blessing.

Cosponsors: Representatives Chandler, Adams, Yuko, Webster.

To amend section 3769.07 of the Revised Code to allow the same person, association, trust, or corporation to be issued not more than two horse racing permits for race tracks in Ohio.

H. B. No. 178-Representatives Blessing, Harwood.

Cosponsors: Representatives Seitz, McGregor, J., Yuko, Chandler, Letson, Wagoner.

To amend section 3119.30 of the Revised Code to define the reasonable cost of health insurance coverage in child support orders.

H. B. No. 179-Representative Blessing.

To amend sections 126.30, 1751.55, 1751.60, 3923.05, 3923.36, 3923.65, 3923.66, 3923.75, 3924.61, 4121.01, 4121.44, 4121.441, 4121.442, 4123.01, 4123.30, 4123.343, 4123.35, 4123.511, 4123.512, 4123.82, and 4123.93 and to enact section 4123.513 of the Revised Code to require a health insurer and allow an employee, during the time an employee's workers' compensation claim is pending approval, to pay for services provided to care for an employee's workplace injury or occupational disease and to require the Administrator of Workers' Compensation or a self-insuring employer, as appropriate, to reimburse that health insurer or employee for expenses they paid for a claim once it is deemed compensable.

H. B. No. 180-Representative Setzer.

Cosponsors: Representatives Combs, Lundy, McGregor, J., Evans, Seitz, Peterson, Stebelton, Webster, Brady, Mandel, Hite, Bubp, Adams, Bolon, Garrison, Collier, White, Letson, Yuko, Harwood.

To amend sections 4753.02, 4753.05, and 4753.11 and to enact sections 4753.073 and 4753.101 of the Revised Code to establish a limited student permit category for speech language pathology interns, and to declare an emergency.

H. B. No. 181-Representative Setzer.

Cosponsors: Representatives Stebelton, Evans, Healy, Combs, Yuko, Harwood, Huffman, Collier, Webster, Brown.

To amend sections 2901.30 and 3313.672 of the Revised Code to require public and nonpublic schools to mark the records of students identified as missing children and to notify law enforcement of requests for those records.

H. B. No. 182-Representative Setzer.

Cosponsors: Representatives Flowers, Evans, Webster.

To enact section 3701.86 of the Revised Code to require a physical fitness facility to place within the facility an automated external defibrillator and to ensure its proper maintenance and testing, to generally require the facility to have at least one employee trained in use of a defibrillator and to ensure a trained employee's presence at the facility during appropriate hours, and to provide civil liability for injury caused by failure to comply with the specified requirements.

H. B. No. 183-Representative Setzer.

Cosponsors: Representatives Evans, Webster.

To amend section 2903.13 of the Revised Code to increase the penalty for assault to a felony of the fourth degree when the victim is a listed healthcare worker and to make assault against any school employee a felony of the fifth degree.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Budish submitted the following report:

The standing committee on Financial Institutions, Real Estate, and Securities to which was referred **H. B. No. 46**-Representatives Stewart, J., DeGeeter., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CONSUMER CREDIT REPORTING

Representative Widener moved to amend the title as follows:

Add the names: "Stewart, D., Daniels, Patton, Budish, Williams, S., Koziura, Sayre, Hite, Gibbs."

CLYDE EVANS DAN STEWART JIMMY STEWART THOMAS F. PATTON **KEVIN BACON** CHRIS WIDENER ARMOND BUDISH WILLIAM G. BATCHELDER MATT SZOLLOSI DAN DODD SANDRA WILLIAMS JOSEPH KOZIURA MARK D. WAGONER ALLAN R. SAYRE **DAVID DANIELS** JAY P. GOYAL T. TODD BOOK **CLIFF HITE** EUGENE R. MILLER CAROL-ANN SCHINDEL **BOB GIBBS**

The report was agreed to.

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

Representative Harwood submitted the following report:

The standing committee on Judiciary to which was referred **H. B. No. 96**-Representative Healy, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: DIE IN COMBAT - NO PROBATE FEES

Representative Blessing moved to amend the title as follows:

Add the names: "Blessing, Wagoner, Harwood, Bacon, Batchelder, Coley, Dolan, Latta, Seitz, Budish, Carano, Dyer, Foley, Skindell."

Representative Harwood moved to amend as follows:

Between lines 210 and 211, insert:

"(C) In determining whether a decedent died in a place or manner that exempts the estate of the decedent from fees under division (B) of this section, a probate judge may consider a casualty report issued pursuant to Army Regulation 600-8-1 or the regulations of any of the armed services of the United States, the list of combat zones set forth in Publication 3, "The Armed Forces' Tax Guide," of the Internal Revenue Service, or any other form of documentation satisfactory to the probate judge."

The motion was agreed to and the bill so amended.

ROBERT E. LATTA
WILLIAM G. BATCHELDER
MICHAEL J. SKINDELL
MIKE FOLEY
SANDRA STABILE HARWOOD
ARMOND BUDISH
BILL COLEY
MATTHEW J. DOLAN

KEVIN BACON WILLIAM J. SEITZ STEPHEN DYER MARK D. OKEY LOUIS W. BLESSING KENNETH A. CARANO MARK D. WAGONER

The report was agreed to.

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

On motion of Representative Wachtmann, the House adjourned until Wednesday, April 25, 2007, 2:00 o'clock p.m.

Attest: LAURA P. CLEMENS, Clerk.