

OHIO

House

of

Representatives

JOURNAL

TUESDAY, APRIL 29, 2008

ONE HUNDRED SIXTY-SIXTH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, April 29, 2008, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Ronald Winnett of the Grand Lodge of Ohio in Worthington, 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:

Uriel Palti, Consul General of Israel to the Mid-Atlantic Region of the United States, received H. R. 172, presented by Speaker Husted-37th district and Representative Beatty-27th district.

The Cleveland State University women's volleyball team received H. R. 190 presented by Speaker Husted-37th district and members of the Cleveland delegation.

The Cleveland State University women's basketball team received H. R. 191, presented by Speaker Husted-37th district and members of the Cleveland Delegation.

Drew Hawking, a guest of Representative Coley-55th district.

Jude Kromer, a guest of Representative Redfern-80th district.

Joe and Tyler Stewart, guests of Representative Daniels-86th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 542-Representative Stewart, J.

Cosponsors: Representatives Gardner, McGregor, J., Otterman, J., Wachtmann, Batchelder.

To amend sections 4510.037 and 4510.038 of the Revised Code to eliminate the requirement that at least 50% of adult remedial driving courses be taken in person.

H. B. No. 543-Representative Stewart, J.

Cosponsors: Representatives Gardner, McGregor, J., Wachtmann, Batchelder.

To amend section 3937.43 of the Revised Code to modify the conditions under which an insurer must reduce automobile insurance premiums for persons over a specified age who complete a motor vehicle accident

prevention course.

H. B. No. 544-Representative Hottinger.

To amend sections 102.02, 183.021, 183.30, 183.33, and 2151.87; to enact section 3701.84; to repeal sections 183.03, 183.04, 183.05, 183.06, 183.061, 183.07, 183.08, 183.09, and 183.10 of the Revised Code; to repeal Section 3 of Am. S.B. 192 of the 127th General Assembly, to repeal Section 4 of S.B. 209 of the 127th General Assembly, and to repeal Section 205.10 of Sub. S.B. 321 of the 126th General Assembly to abolish the Tobacco Use Prevention and Control Foundation and transfer certain powers of the Foundation to the Department of Health, to make an appropriation, and to declare an emergency.

H. B. No. 545-Representative Widener.

To amend sections 109.572, 135.63, 1109.20, 1151.29, 1181.05, 1181.21, 1181.25, 1315.99, 1321.02, 1321.21, 1321.99, 1345.01, 1349.71, 1349.72, 1733.25, and 2307.61, to enact sections 121.085, 135.68, 135.69, 135.70, 1321.35, 1321.36, 1321.37, 1321.38, 1321.39, 1321.40, 1321.41, 1321.42, 1321.43, 1321.44, 1321.45, 1321.46, 1321.47, and 1321.48, and to repeal sections 1315.35, 1315.36, 1315.37, 1315.38, 1315.39, 1315.40, 1315.41, 1315.42, 1315.43, and 1315.44 of the Revised Code to repeal the Check-Cashing Lender Law, to establish the short-term lender law, to authorize depository financial institutions to make short-term loans with special terms, to create a short-term installment loan linked deposit program, and to expand the responsibilities of the Consumer Finance Education Board.

Said bills were considered the first time.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **Sub. S. B. No. 245**-Senator Schuring, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ACUPUNCTURIST PRACTICE LAWS - MODIFY

JAMES T. RAUSSEN
BARBARA R. SEARS
SHANNON JONES
MATT HUFFMAN
CAROL-ANN SCHINDEL
STEPHEN SLESNICK
LORRAINE M. FENDE

BRUCE W. GOODWIN
SHAWN N. WEBSTER
ROBERT MECKLENBORG
JOSEPH W. UECKER
LYNN R. WACHTMANN
BARBARA BOYD
KENNY YUKO

BRIAN G. WILLIAMS
 FRED STRAHORN
 MICHAEL DEBOSE
 ROBERT F. HAGAN

TOM LETSON
 EDNA BROWN
 W. SCOTT OELSLAGER
 JAY HOTTINGER

The report was agreed to.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **H. B. No. 435**-Representatives White, DeBose, having had the same under consideration, reports it back and recommends its passage.

RE: OFFICE OF FAITH-BASED AND COMMUNITY INITIATIVES - REFORM

Representative Wachtmann moved to amend the title as follows:

Add the names: "Goodwin, Jones, Mecklenborg, Uecker, Schindel, Slesnick, Boyd, Fende, Yuko, Williams, B., Letson, Strahorn, Brown, Hottinger."

JAMES T. RAUSSEN
 BARBARA R. SEARS
 SHAWN N. WEBSTER
 ROBERT MECKLENBORG
 CAROL-ANN SCHINDEL
 BARBARA BOYD
 KENNY YUKO
 TOM LETSON
 EDNA BROWN
 MATT HUFFMAN
 ROBERT F. HAGAN

BRUCE W. GOODWIN
 LYNN R. WACHTMANN
 SHANNON JONES
 JOSEPH W. UECKER
 STEPHEN SLESNICK
 LORRAINE M. FENDE
 BRIAN G. WILLIAMS
 FRED STRAHORN
 MICHAEL DEBOSE
 W. SCOTT OELSLAGER
 JAY HOTTINGER

The report was agreed to.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **H. B. No. 427**-Representatives Webster, Letson, et al., having had the same under consideration, reports it back and recommends its passage.

RE: MARRIAGE AND FAMILY THERAPY/BOARD PROFESSIONAL STANDARDS

JAMES T. RAUSSEN
 BARBARA R. SEARS
 SHAWN N. WEBSTER

BRUCE W. GOODWIN
 LYNN R. WACHTMANN
 MATT HUFFMAN

CAROL-ANN SCHINDEL
 BARBARA BOYD
 KENNY YUKO
 TOM LETSON
 MICHAEL DEBOSE
 ROBERT F. HAGAN

STEPHEN SLESNICK
 LORRAINE M. FENDE
 BRIAN G. WILLIAMS
 FRED STRAHORN
 JOSEPH W. UECKER
 JAY HOTTINGER

The following members voted "NO"

SHANNON JONES
 W. SCOTT OELSLAGER

ROBERT MECKLENBORG

The report was agreed to.

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

Representative DeGeeter submitted the following report:

The standing committee on Criminal Justice to which was referred **H. B. No. 450**-Representative Goodwin, et al., having had the same under consideration, reports it back and recommends its passage.

RE: ARMED SERVICES MEMBER 18-21 - PURCHASING
 HANDGUN - IF HAS HAD FIREARMS TRAINING

Representative White moved to amend the title as follows:

Add the names: "Core, Carmichael, Uecker, Blessing, Dyer, Williams, S.."

LOUIS W. BLESSING
 JON M. PETERSON
 JOHN J. WHITE
 STEPHEN DYER
 DALE MALLORY
 ANTHONY CORE

JOSEPH W. UECKER
 BARBARA R. SEARS
 TIMOTHY J. DEGEETER
 SANDRA WILLIAMS
 JIM CARMICHAEL

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION

Sub. 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. Representatives Adams, Barrett, DeBose, Batchelder.

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, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Budish	Carmichael	Celeste	Chandler
Coley	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	McGregor J.	McGregor R.	Mecklenborg
Newcomb	Oelslager	Okey	Otterman J.
Patton	Peterson	Rausen	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			Husted-94.

The bill passed.

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

Add the names: "Aslanides, Beatty, Blessing, Bolon, Book, Boyd, Brady, Brown, Budish, Carmichael, Celeste, Chandler, Combs, Daniels, DeGeeter, Dodd, Dolan, Domenick, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Heard, Hite, Hottinger, Hughes, Jones, Letson, Luckie, Lundy, Mallory, McGregor, J., McGregor, R., Mecklenborg, Newcomb, Oelslager, Okey, Otterman, J., Patton, Peterson, Reinhard, Sayre, Schindel, Schlichter, Schneider, Setzer, Skindell, Slesnick, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Ujvagi, White, Widener, Williams, B., Williams, S., Yates, Yuko, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 318-Representative Gibbs.

Cosponsors: Representatives Aslanides, Domenick.

To amend sections 5541.05, 5571.20, and 5735.27 of the Revised Code to make changes relative to the provisions that govern the placing of county and township roads on nonmaintained status, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Budish	Carmichael	Celeste	Chandler
Coley	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	McGregor J.	McGregor R.	Mecklenborg
Newcomb	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			Husted-94.

The bill passed.

Representative Gibbs moved to amend the title as follows:

Add the names: "Bacon, Batchelder, Bolon, Chandler, Combs, Daniels, DeBose, Dyer, Evans, Flowers, Garrison, Goyal, Hagan, J., Hagan, R., Harwood, Hughes, Luckie, McGregor, J., Patton, Sayre, Schindel, Schneider, Setzer, Uecker, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 499-Representative Oelslager.

Cosponsors: Representatives McGregor, J., Hughes, Combs, Barrett, Huffman, Mecklenborg.

To amend sections 2109.01, 5801.01, 5801.02, 5801.06, 5801.10, 5803.02, 5803.03, 5804.02, 5804.11, 5804.13, 5804.14, 5804.17, 5805.01, 5805.03, 5806.01, 5806.02, 5806.03, 5806.04, 5808.13, 5808.14, 5808.16, 5810.05, 5810.11, 5810.13, and 5815.35, to enact section 5801.11, and to repeal section 2109.022 of the Revised Code to modify the Ohio Trust Code and the Fiduciary Law, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

04/29/08

The Honorable Jon A. Husted, Speaker
The Ohio House of Representatives
Columbus, Ohio

Speaker Husted,

Pursuant to House Rule No. 57, I respectfully request that I be excused from voting on **Sub. H. B. No. 499**-Representative Oelslager, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/s/ TYRONE K. YATES
TYRONE K. YATES
State Representative
33rd House District

The request was granted.

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	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Budish	Carmichael	Celeste	Chandler
Coley	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	McGregor J.	McGregor R.	Mecklenborg
Newcomb	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	Yuko	Zehringer
			Husted-93.

The bill passed.

Representative Oelslager moved to amend the title as follows:

Add the names: "Coley, DeGeeter, Dyer, Harwood, Letson, Luckie."

The motion was agreed to and the title so amended.

The title as amended 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:

Sub. H. B. No. 244 -Representative Brinkman

Cosponsors: Representatives Flowers, Mallory, Uecker, Chandler, Wagner, Bacon, Batchelder, Blessing, Combs, Daniels, Dolan, Domenick, Dyer, Fessler, Gardner, Hagan, R., Hite, Hughes, Koziura, McGregor, J., Mecklenborg, Patton, Schindel, Schneider, Sears, Setzer, Williams, B., Yuko, Zehringer Senators Cates, Schuler, Seitz, Fedor, Harris, Spada

To amend sections 515.04, 515.05, 515.08, 515.11, 515.12, and 515.15 and to enact section 515.16 of the Revised Code to authorize townships to relocate overhead cables, wires, and appurtenant equipment underground upon petition; to pay for a relocation by assessing abutting and otherwise specially benefited properties; to collect interest on unpaid assessments for an underground relocation project or an artificial lighting district project; and to exempt townships from liability for outages or other damage caused by a relocation project, and to exempt the owners of the cables, wires, and appurtenant equipment from liability, unless the outage or other damage was caused by the owner's negligence.

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 concurred in the passage of the following bill:

Sub. H. B. No. 293 -Representative Goodwin

Cosponsors: Representatives McGregor, J., Wachtmann, Yuko, Evans, Reinhard, Latta, Huffman, Peterson, Chandler, Dodd, Seitz, Stebelton, Fende, Sayre, Hughes, Aslanides, Combs, Domenick, Otterman, Bacon, Barrett, Batchelder, Beatty, Bolon, Celeste, Daniels, Dolan, Dyer, Flowers, Gardner, Gibbs, Goyal, Hagan, J., Harwood, Heard, Hite, Hottinger, Letson, Oelslager, Okey, Patton, Schindel, Schlichter, Setzer, Strahorn, Uecker, Wagner, Webster, Widener, Yates, Zehringer Senators Mumper, Padgett, Faber, Grendell, Schuring, Roberts, Boccieri, Carey, Cates, Harris, Niehaus, Schaffer, Seitz, Schuler, Kearney, Wilson, Fedor

To amend sections 901.04, 4501.21 4503.77, and 4503.78 and to enact sections 901.90, 4503.503, 4503.504, and 4503.553 of the Revised Code to establish a threshold of 500 annual special license plate registrations for all special license plates, to create "Ohio Agriculture" license plates and to create the Ohio Agriculture License Plate Scholarship Program, to create "Ohio Sustainable Agriculture" license plates, and to create "Ohio's Horse" license plates and to provide that money from the contributions for the license plates be paid to the Ohio Coalition for Animals, Incorporated.

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

In line 10, after the first comma insert "4501.21,"

In line 11, delete the second "and"; after "4503.504" insert ", and 4503.553"

Between lines 87 and 88, insert:

"Sec. 4501.21. (A) There is hereby created in the state treasury the license plate contribution fund. The fund shall consist of all contributions paid by motor vehicle registrants and collected by the registrar of motor vehicles pursuant to sections 4503.491, 4503.493, 4503.50, 4503.501, 4503.502, 4503.51,

4503.522, 4503.545, 4503.55, 4503.551, 4503.552, ~~4503.553~~, 4503.561, 4503.562, 4503.591, 4503.67, 4503.68, 4503.69, 4503.71, 4503.711, 4503.72, 4503.73, 4503.74, 4503.75, and 4503.85 of the Revised Code.

(B) The registrar shall pay the contributions the registrar collects in the fund as follows:

(1) The registrar shall pay the contributions received pursuant to section 4503.491 of the Revised Code to the breast cancer fund of Ohio, which shall use that money only to pay for programs that provide assistance and education to Ohio breast cancer patients and that improve access for such patients to quality health care and clinical trials and shall not use any of the money for abortion information, counseling, services, or other abortion-related activities.

(2) The registrar shall pay the contributions received pursuant to section 4503.493 of the Revised Code to the autism society of Ohio, which shall use the contributions for programs and autism awareness efforts throughout the state.

(3) The registrar shall pay the contributions the registrar receives pursuant to section 4503.50 of the Revised Code to the future farmers of America foundation, which shall deposit the contributions into its general account to be used for educational and scholarship purposes of the future farmers of America foundation.

(4) The registrar shall pay the contributions the registrar receives pursuant to section 4503.501 of the Revised Code to the 4-H youth development program of the Ohio state university extension program, which shall use those contributions to pay the expenses it incurs in conducting its educational activities.

(5) The registrar shall pay the contributions received pursuant to section 4503.502 of the Revised Code to the Ohio cattlemen's foundation, which shall use those contributions for scholarships and other educational activities.

(6) The registrar shall pay each contribution the registrar receives pursuant to section 4503.51 of the Revised Code to the university or college whose name or marking or design appears on collegiate license plates that are issued to a person under that section. A university or college that receives contributions from the fund shall deposit the contributions into its general scholarship fund.

(7) The registrar shall pay the contributions the registrar receives pursuant to section 4503.522 of the Revised Code to the "friends of Perry's victory and international peace memorial, incorporated," a nonprofit corporation organized under the laws of this state, to assist that organization in paying the expenses it incurs in sponsoring or holding charitable, educational, and cultural events at the monument.

(8) The registrar shall pay the contributions the registrar receives pursuant to section 4503.55 of the Revised Code to the pro football hall of fame, which shall deposit the contributions into a special bank account that it

establishes and which shall be separate and distinct from any other account the pro football hall of fame maintains, to be used exclusively for the purpose of promoting the pro football hall of fame as a travel destination.

(9) The registrar shall pay the contributions that are paid to the registrar pursuant to section 4503.545 of the Revised Code to the national rifle association foundation, which shall use the money to pay the costs of the educational activities and programs the foundation holds or sponsors in this state.

(10) In accordance with section 955.202 of the Revised Code, the registrar shall pay to the pets program funding board created by that section the contributions the registrar receives pursuant to section 4503.551 of the Revised Code and any other money from any other source, including donations, gifts, and grants, that is designated by the source to be paid to the pets program funding board. The board shall use the moneys it receives under this section only to support programs for the sterilization of dogs and cats and for educational programs concerning the proper veterinary care of those animals.

(11) The registrar shall pay the contributions the registrar receives pursuant to section 4503.552 of the Revised Code to the rock and roll hall of fame and museum, incorporated.

(12) The registrar shall pay the contributions the registrar receives pursuant to section 4503.553 of the Revised Code to the Ohio coalition for animals, incorporated, a nonprofit corporation. Except as provided in division (B)(12) of this section, the coalition shall distribute the money to its members, and the members shall use the money only to pay for educational, charitable, and other programs of each coalition member that provide care for unwanted, abused, and neglected horses. The Ohio coalition for animals may use a portion of the money to pay for reasonable marketing costs incurred in the design and promotion of the license plate and for administrative costs incurred in the disbursement and management of funds received under this section.

(13) The registrar shall pay the contributions the registrar receives pursuant to section 4503.561 of the Revised Code to the state of Ohio chapter of ducks unlimited, inc., which shall deposit the contributions into a special bank account that it establishes. The special bank account shall be separate and distinct from any other account the state of Ohio chapter of ducks unlimited, inc., maintains and shall be used exclusively for the purpose of protecting, enhancing, restoring, and managing wetlands and conserving wildlife habitat. The state of Ohio chapter of ducks unlimited, inc., annually shall notify the registrar in writing of the name, address, and account to which such payments are to be made ~~under division (B)(12) of this section~~.

~~(13)~~ (14) The registrar shall pay the contributions the registrar receives pursuant to section 4503.562 of the Revised Code to the Mahoning river consortium, which shall use the money to pay the expenses it incurs in restoring and maintaining the Mahoning river watershed.

~~(14)~~ (15)(a) The registrar shall pay to a sports commission created

pursuant to section 4503.591 of the Revised Code each contribution the registrar receives under that section that an applicant pays to obtain license plates that bear the logo of a professional sports team located in the county of that sports commission and that is participating in the license plate program pursuant to division (E) of that section, irrespective of the county of residence of an applicant.

(b) The registrar shall pay to a community charity each contribution the registrar receives under section 4503.591 of the Revised Code that an applicant pays to obtain license plates that bear the logo of a professional sports team that is participating in the license plate program pursuant to division (G) of that section.

~~(15)~~ (16) The registrar shall pay the contributions the registrar receives pursuant to section 4503.67 of the Revised Code to the Dan Beard council of the boy scouts of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the boy scouts.

~~(16)~~ (17) The registrar shall pay the contributions the registrar receives pursuant to section 4503.68 of the Revised Code to the great river council of the girl scouts of the United States of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the girl scouts.

~~(17)~~ (18) The registrar shall pay the contributions the registrar receives pursuant to section 4503.69 of the Revised Code to the Dan Beard council of the boy scouts of America. The council shall distribute all contributions in an equitable manner throughout the state to regional councils of the boy scouts.

~~(18)~~ (19) The registrar shall pay the contributions the registrar receives pursuant to section 4503.71 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the fees into its general account to be used for purposes of the fraternal order of police of Ohio, incorporated.

~~(19)~~ (20) The registrar shall pay the contributions the registrar receives pursuant to section 4503.711 of the Revised Code to the fraternal order of police of Ohio, incorporated, which shall deposit the contributions into an account that it creates to be used for the purpose of advancing and protecting the law enforcement profession, promoting improved law enforcement methods, and teaching respect for law and order.

~~(20)~~ (21) The registrar shall pay the contributions the registrar receives pursuant to section 4503.72 of the Revised Code to the organization known on March 31, 2003, as the Ohio CASA/GAL association, a private, nonprofit corporation organized under Chapter 1702. of the Revised Code. The Ohio CASA/GAL association shall use these contributions to pay the expenses it incurs in administering a program to secure the proper representation in the courts of this state of abused, neglected, and dependent children, and for the training and supervision of persons participating in that program.

~~(21)~~ (22) The registrar shall pay the contributions the registrar receives

pursuant to section 4503.73 of the Revised Code to Wright B. Flyer, incorporated, which shall deposit the contributions into its general account to be used for purposes of Wright B. Flyer, incorporated.

~~(22)~~ (23) The registrar shall pay the contributions the registrar receives pursuant to section 4503.74 of the Revised Code to the Columbus zoological park association, which shall disburse the moneys to Ohio's major metropolitan zoos, as defined in section 4503.74 of the Revised Code, in accordance with a written agreement entered into by the major metropolitan zoos.

~~(23)~~ (24) The registrar shall pay the contributions the registrar receives pursuant to section 4503.75 of the Revised Code to the rotary foundation, located on March 31, 2003, in Evanston, Illinois, to be placed in a fund known as the permanent fund and used to endow educational and humanitarian programs of the rotary foundation.

~~(24)~~ (25) The registrar shall pay the contributions the registrar receives pursuant to section 4503.85 of the Revised Code to the Ohio sea grant college program to be used for Lake Erie area research projects.

(C) All investment earnings of the license plate contribution fund shall be credited to the fund. Not later than the first day of May of every year, the registrar shall distribute to each entity described in ~~divisions~~ division (B) ~~(1) to (24)~~ of this section the investment income the fund earned the previous calendar year. The amount of such a distribution paid to an entity shall be proportionate to the amount of money the entity received from the fund during the previous calendar year."

Between lines 171 and 172, insert:

" Sec. 4503.553. (A) The owner or lessee of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the registrar of motor vehicles may apply to the registrar for the registration of the vehicle and issuance of Ohio's horse license plates. An application made under this section may be combined with a request for a special reserved license plate under section 4503.40 or 4503.42 of the Revised Code. Upon receipt of the completed application and compliance by the applicant with divisions (B) and (C) of this section, the registrar shall issue to the applicant the appropriate vehicle registration and a set of Ohio's horse license plates and a validation sticker, or a validation sticker alone when required by section 4503.191 of the Revised Code.

In addition to the letters and numbers ordinarily inscribed on the license plates, Ohio's horse license plates shall be inscribed with identifying words or markings that are designed by the Ohio coalition for animals, incorporated and approved by the registrar. Ohio's horse license plates shall display county identification stickers that identify the county of registration by name or number.

(B) The Ohio's horse license plates and a validation sticker, or validation sticker alone, shall be issued upon receipt of a contribution as provided in division (C)(1) of this section and upon payment of the regular license tax as

prescribed under section 4503.04 of the Revised Code, any applicable motor vehicle license tax levied under Chapter 4504. of the Revised Code, any applicable additional fee prescribed by section 4503.40 or 4503.42 of the Revised Code, a fee of ten dollars for the purpose of compensating the bureau of motor vehicles for additional services required in the issuing of Ohio's horse license plates, and compliance with all other applicable laws relating to the registration of motor vehicles.

(C)(1) For each application for registration and registration renewal notice the registrar receives under this section, the registrar shall collect a contribution in an amount not to exceed forty dollars, as determined by the Ohio coalition for animals, incorporated. The registrar shall deposit this contribution into the state treasury to the credit of the license plate contribution fund created in section 4501.21 of the Revised Code.

(2) The registrar shall deposit the additional fee of ten dollars paid to compensate the bureau for the additional services required in the issuing of Ohio's horse license plates into the state treasury to the credit of the state bureau of motor vehicles fund created by section 4501.25 of the Revised Code."

In line 292, after the first comma insert "4501.21,"

After line 293, insert:

"**Section 3.** Section 4501.21 of the Revised Code is presented in this act as a composite of the section as amended by both Am. Sub. H.B. 68 and Sub. H.B. 298 of the 126th General Assembly. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the composite is the resulting version of the section in effect prior to the effective date of the section as presented in this act."

In line 1 of the title, after the first comma insert "4501.21,"

In line 2 of the title, delete "and"; after "4503.504" insert ", and 4503.553"

In line 7 of the title, delete "and"

In line 9 of the title, after "plates" insert ", and to create "Ohio's Horse" license plates and to provide that money from the contributions for the license plates be paid to the Ohio Coalition for Animals, Incorporated"

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 concurred in the passage of the following bill:

Am. H. B. No. 381 -Representative Webster

Cosponsors: Representatives Hottinger, Bacon, Bolon, Boyd, Budish, Chandler, Coley, Flowers, Hite, Jones, Mecklenborg, Patton, Sears, Strahorn, Batchelder, Beatty, Brady, Celeste, Combs, DeBose, DeGeeter, Distel, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Foley, Gibbs, Goyal, Hagan, R., Harwood, Heard, Hughes, Letson, Luckie, Lundy, McGregor, J., McGregor, R., Okey, Schindel, Schneider, Setzer, Stewart, D., Sykes, Szollosi, Williams, B., Williams, S., Wolpert, Yates, Yuko Senators Cates, Sawyer, Padgett, Amstutz, Bocchieri, Cafaro, Fedor, Harris, Miller, D., Miller, R., Morano, Roberts, Schaffer, Schuring, Seitz, Smith, Spada, Wagoner, Wilson, Stivers, Faber

To amend Sections 263.10, 263.20.90, and 375.10 of Am. Sub. H.B. 119 of the 127th General Assembly, to amend Section 235.10.40 of Am. Sub. H.B. 699 of the 126th General Assembly, and to repeal Section 375.20.80 of Am. Sub. H.B. 119 of the 127th General Assembly to increase the funds available for the Ohio Research Scholars Program and to permit a nonpublic four-year Ohio university to submit a proposal for the Ohio Research Scholars Program if the proposal is to be implemented in collaboration with a state college or university.

With the following additional amendment, in which the concurrence of the House is requested.

Between lines 277a and 278, insert " ~~\$2,797,445,876~~ ~~\$2,891,851,143~~

Attest:

Vncent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

Message from Speaker

The Speaker hereby appoints the following members of the House to the Committee of Conference on matters of difference between the two houses on **Sub. H. B. No. 181**-Representative Setzer, et al.

Representatives Setzer, Flowers, and Sykes.

Message from the Speaker

April 24, 2008

Speaker Jon Husted
77 South High Street
Columbus, Ohio 43215

RE: Resignation

Dear Speaker,

Due to personal reasons, I resign as Representative of the 58th House District effective the end of the day, April 28, 2008.

I wish all the members of the Ohio General Assembly peace and prosperity.

Very truly yours,

/s/ MATTHEW H. BARRETT
Matthew H. Barrett

Message from the Speaker

April 29, 2008

Matthew Barrett
Ohio House of Representatives
77 South High Street
Columbus, Ohio 43215

Dear Representative Barrett:

This is to acknowledge receipt and acceptance of your letter of resignation, effective April 28, 2008.

Sincerely,

/s/ JON A. HUSTED
Jon A. Husted
Speaker
Ohio House of Representatives

On motion of Representative DeWine, the House recessed.

The House met pursuant to recess.

Representative Stewart, J. moved that the House revert to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

**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 and Senate Bills be considered for the second time and referred to the following committees for consideration:

H.B. No. 541 - Representative Combs, et al

TO REQUIRE A PERSON WHO IS NOT A CITIZEN OF THE UNITED STATES TO SUBMIT DOCUMENTARY EVIDENCE PROVING THAT THE PERSON IS PRESENT IN THIS COUNTRY IN ACCORDANCE WITH FEDERAL LAW WHEN OBTAINING OR RENEWING A MOTOR VEHICLE CERTIFICATE OF REGISTRATION.

To the committee on State Government and Elections

H.B. No. 544 - Representative Hottinger

TO ABOLISH THE TOBACCO USE PREVENTION AND CONTROL FOUNDATION AND TRANSFER CERTAIN POWERS OF THE FOUNDATION TO THE DEPARTMENT OF HEALTH, TO MAKE AN APPROPRIATION, AND TO DECLARE AN EMERGENCY.

To the committee on Finance and Appropriations

H.B. No. 545 - Representative Widener

TO REPEAL THE CHECK-CASHING LENDER LAW, TO ESTABLISH THE SHORT-TERM LENDER LAW, TO AUTHORIZE DEPOSITORY FINANCIAL INSTITUTIONS TO MAKE SHORT-TERM LOANS WITH SPECIAL TERMS, TO CREATE A SHORT TERM INSTALLMENT LOAN LINKED DEPOSIT PROGRAM, AND TO EXPAND THE RESPONSIBILITIES OF THE CONSUMER FINANCE EDUCATION BOARD.

To the committee on Financial Institutions, Real Estate and Securities

Sub. S.B. No. 229 - Senator Gardner, et al

TO REGULATE THE PRACTICE OF RADIOLOGIST ASSISTANTS.

To the committee on Health

Sub. S.B. No. 270 - Senator Cates, et al

REGARDING THE REPORTING OF AND DISCIPLINE FOR SCHOOL EMPLOYEE MISCONDUCT.

To the committee on Education

JON A. HUSTED
LARRY L. FLOWERS
JOYCE BEATTY
CHRIS REDFERN

KEVIN DEWINE
LARRY L. WOLPERT
JOSEPH KOZIURA

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

H.R. No. 188 – Representative Fessler

RECOGNIZING THE NATIONAL DAY OF PRAYER, MAY 1, 2008.

Add the names: Flowers, Beatty

H.R. No. 189 – Representative Wachtmann

HONORING THE OTTAWA-GLANDORF HIGH SCHOOL BOYS BASKETBALL TEAM AS THE 2008 DIVISION III STATE CHAMPION.

H.R. No. 190 – Representatives Miller, Budish, Boyd, Brady, DeBose, DeGeeter, Dolan, Foley, Mandel, Patton, Skindell, Williams, S., Yuko, Coley

HONORING THE CLEVELAND STATE UNIVERSITY WOMEN'S VOLLEYBALL TEAM AS THE 2007 HORIZON LEAGUE TOURNAMENT CHAMPION.

H.R. No. 191 – Representatives Miller, Budish, Boyd, Brady, DeBose, DeGeeter, Dolan, Foley, Mandel, Patton, Skindell, Williams, S., Yuko, Coley

HONORING THE CLEVELAND STATE UNIVERSITY WOMEN'S BASKETBALL TEAM ON WINNING THE 2008 HORIZON LEAGUE TOURNAMENT CHAMPIONSHIP.

H.R. No. 192 – Representative Beatty

RECOGNIZING NATIONAL SUMMER LEARNING DAY, JULY 10, 2008.

Add the name: Flowers

H.R. No. 193 – Representative Hite

RECOGNIZING THE NEW KNOXVILLE HIGH SCHOOL BOYS BASKETBALL TEAM AS THE 2008 DIVISION IV STATE CHAMPION.

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Stewart, J., 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 Speaker

The Speaker of the House of Representatives, on April 24, 2008, signed the following:

Am. Sub. S. B. No. 221 - Senator Schuler (By Request) - et al.

Message from the Speaker

The Speaker of the House of Representatives, on April 29, 2008, signed the following:

Sub. H. B. No. 46 - Representatives Stewart, J., DeGeeter - et al.

Sub. H. B. No. 332 - Representative Wagoner - et al.

Am. H. B. No. 352 - Representative Patton - et al.

S. C. R. No. 18 - Senator Padgett - et al.

Clerk's Notation

This is to acknowledge receipt from the Supreme Court of Ohio, on April 28, 2008, amendments to the Ohio Rules of Appellate Procedure, Ohio Rules of Civil Procedure, and the Ohio Rules of Criminal Procedure.

On motion of Representative Stewart, J., the House adjourned until Wednesday, April 30, 2008 at 1:30 p.m.

Attest:

LAURA P. CLEMENS,
Clerk.