

OHIO

House

of

Representatives

JOURNAL

TUESDAY, MAY 8, 2007

FORTY-SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, May 8, 2007, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Representative Thom Collier-90th district, 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:

The Georgetown High School boys basketball team received H. R. No. 34, presented by Representative Bulp-88th district.

The Mount Notre Dame High School girls basketball team received H. R. No. 32, presented by Representative Raussen-28th district.

The Moeller High School boys basketball team received H. R. No. 40, presented by Representatives Raussen-28th district, Uecker-66th district, Jones-47th district, and Yates-33rd district.

Emily Williams and members of the St. Antoninus social group, guests of Representatives Driehaus-31st district and Seitz-30th district.

Mayor John Jandes, Kelly Jones, Rich Spindler, Greg Barlow, Perianne Germann, and the Georgetown High School cheerleaders, guests of Representative Bulp-88th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 207-Representative Peterson.
Cosponsors: Representatives Domenick, Dodd.

To amend sections 4510.02, 4510.036, 4511.21, 4511.33, 4511.41, 4511.42, 4511.43, 4511.431, 4511.44, 4511.441, 4511.45, 4511.451, 4511.46, 4511.47, and 4513.39 and to enact section 4501.14 of the Revised Code to provide for increased penalties when a person violates the motor vehicle traffic law assured clear distance ahead provision or commits a failure to yield the right-of-way offense that results in serious physical harm or death to another person.

H. B. No. 208-Representative Latta.
Cosponsor: Representative McGregor, J.

To enact section 306.55 of the Revised Code to allow a subdivision that is a

member of a regional transit authority to withdraw from the authority.

H. B. No. 209-Representative Core.

Cosponsors: Representatives McGregor, J., Bacon, Yuko, McGregor, R., Collier, Adams, Strahorn, Stebelton, Domenick, Fende, Luckie, Setzer, Seitz, Bulp, Dodd.

To amend section 2907.03 of the Revised Code to expand the offense of "sexual battery" to prohibit a peace officer from engaging in sexual conduct with a minor who is not the officer's spouse.

H. B. No. 210-Representative Schlichter.

Cosponsors: Representatives Flowers, Seitz, McGregor, J., Stebelton, Webster.

To enact section 5.081 of the Revised Code to adopt the tomato as the state fruit.

H. B. No. 211-Representative Schlichter.

To amend sections 4715.24 and 4715.25 and to enact sections 4715.241 and 4715.242 of the Revised Code regarding the practice of dental hygiene.

H. B. No. 212-Representative Carmichael.

Cosponsors: Representatives Evans, Hite, Huffman, Flowers, Latta, Reinhard, Schlichter, Seitz, Stebelton.

To amend section 4764.43 and to enact section 4765.431 of the Revised Code to modify the staffing requirements for ambulances during emergency runs and while transporting patients, and to require certain minimum standards for ambulance drivers.

H. B. No. 213-Representatives Combs, Wagner.

Cosponsors: Representatives McGregor, J., Evans, Yuko, Brown, Stebelton.

To amend sections 109.57, 109.572, 109.60, 109.99, 2151.413, 2151.414, 2151.419, 2151.421, 2151.86, 3107.14, 5101.132, 5101.134, 5103.03, 5103.16, 5103.18, 5104.011, 5104.013, and 5104.30 and to enact sections 109.581, 1901.43, 1907.181, 2301.10, 5101.32, 5103.0328, and 5104.022 of the Revised Code to improve foster caregiver background checks, clarify when a court must order a person to be fingerprinted, and establish the retained applicant fingerprint database.

H. B. No. 214-Representatives Wagner, Combs.

Cosponsors: Representatives Seitz, McGregor, J., Stebelton, Brown.

To amend sections 149.43, 2151.152, 2151.23, 2151.39, 3313.64, 5101.29, 5103.031, 5103.032, 5103.035, 5103.0312, 5103.0313, 5103.16, 5103.391, 5126.04, 5153.122, and 5153.123 and to enact sections 5103.23, 5103.231, 5103.232, 5103.233, 5130.234, 5103.235, 5103.236, 5103.237, and 5103.238 of the Revised Code relative to training for foster caregivers, the public record status of identifying information of current and prospective foster caregivers, department of job and family services authority to begin the child placement level of care pilot program and petition Congress for expanded usage of Title IV-E funding, and the coordination of the provision of services for foster children with mental retardation or developmental disabilities, and to amend the version of section 149.43 of the Revised Code that is scheduled to take effect September 29, 2007, to maintain the provisions of this act on and after that effective date.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 2**-Representative Webster, et al., were taken up for consideration.

Sub. H. B. No. 2-Representative Webster.

Cosponsors: Representatives Garrison, Luckie, Lundy, Dyer, Heard, Brady, Celeste, Adams, Williams, B., Sykes, Okey, Bacon, Beatty, Blessing, Bolon, Book, Boyd, Brown, Budish, Carano, Combs, DeBose, DeGeeter, Distel, Domenick, Driehaus, Fende, Flowers, Foley, Gibbs, Hagan, R., Harwood, Hughes, Koziura, Letson, Mallory, McGregor, J., Miller, Oelslager, Otterman, Sayre, Schindel, Stewart, D., Uecker, Ujvagi, White, Williams, S., Wolpert, Yates, Yuko Senators Padgett, Roberts, Morano, Sawyer, Jacobson, Mumper, Gardner, Cates, Cafaro, Carey, Clancy, Fedor, Kearney, Mason, Miller, D., Spada, Goodman, Stivers, Boccieri, Wilson, Miller, R., Schaffer, Grendell, Harris, Smith, Schuring.

To amend sections 3333.01, 3333.02, 3333.021, 3333.03, 3333.04, 3333.041, 3333.042, 3333.043, 3333.044, 3333.045, 3333.046, 3333.047, 3333.05, 3333.06, 3333.07, 3333.071, 3333.072, 3333.08, 3333.09, 3333.10, 3333.11, 3333.12, 3333.121, 3333.122, 3333.123, 3333.13, 3333.14, 3333.15, 3333.16, 3333.161, 3333.162, 3333.163, 3333.17, 3333.18, 3333.19, 3333.20, 3333.21, 3333.22, 3333.23, 3333.25, 3333.26, 3333.27, 3333.28, 3333.29, 3333.31, 3333.33, 3333.34, 3333.35, 3333.36, 3333.37, 3333.372, 3333.373, 3333.374, 3333.375, and 3333.38 and to enact sections 3333.031 and 3333.032 of the Revised Code to transfer appointment of the Chancellor of the Ohio Board of Regents to the Governor with the advice and consent of the Senate, to make the Board of Regents an advisory board to the Chancellor, to transfer the Board's duties and powers to the Chancellor, to shorten the terms of the Board's members, and to declare an emergency.

The question being, "Shall the emergency clause stand as part of the bill?"

Representative Webster moved that the Senate amendments to **Sub. H. B. No. 2**-Representative Webster, et al., be informally passed and retain their place on the calendar.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 9-Representative Carmichael.

Cosponsors: Representatives Adams, Aslanides, Bacon, Brown, Coley, Collier, Combs, Daniels, Dodd, Evans, Fende, Fessler, Flowers, Hughes, Garrison, Gibbs, Latta, McGregor, J., Okey, Reinhard, Sayre, Schlichter, Seitz, Stewart, J., Wagoner, Webster, Bubp, Domenick, Otterman, Wachtmann.

To amend sections 4501.01, 4507.03, 4511.01, 4511.202, 4513.11, and 4513.99 of the Revised Code to require farm machinery that is designed by its manufacturer to operate at a speed greater than 25 miles per hour to display a speed identification symbol and a slow-moving vehicle emblem when operated on a road or highway and to further address the operation of such farm machinery on roads and highways, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Bacon	Barrett	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Core
Daniels	DeBose	DeGeeter	DeWine
Distel	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Hagan J.	Hagan R.	Harwood	Healy
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Koziura	Latta
Letson	Luckie	Lundy	Mallory
Mandel	McGregor J.	McGregor R.	Miller
Oelslager	Okey	Otterman	Patton
Peterson	Rausen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Setzer	Skindell	Stebelton
Stewart D.	Stewart J.	Strahorn	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Wagoner	Webster	White

Widener
Wolpert

Widowfield
Yates

Williams B.
Yuko

Williams S.
Zehringer
Husted-97.

The bill passed.

Representative Carmichael moved to amend the title as follows:

Add the names: "Batchelder, Bolon, Book, Chandler, Core, DeBose, Dyer, Goodwin, Goyal, Hagan, J., Harwood, Heard, Hottinger, Huffman, Letson, Luckie, Miller, Patton, Schneider, Setzer, Stebelton, Strahorn, Szollosi, Wagner, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Speaker

Pursuant to Ohio Revised Code section 3109.15, the Speaker hereby appoints Representative Brown to the Children's Trust Fund Board.

Message from the Speaker

Pursuant to S. B. 277, 126th General Assembly, the Speaker hereby appoints Representative Wagoner as vice chair of the National Statuary Collection Study Committee.

On motion of Representative DeWine, the House adjourned until Wednesday, May 9, 2007, 1:30 p.m.

Attest:

LAURA P. CLEMENS,
Clerk.