

OHIO

House

of

Representatives

JOURNAL

THURSDAY, MAY 8, 2008

ONE HUNDRED SEVENTY-FIRST DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, May 8, 2008, 11:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 552-Representative Luckie.

Cosponsors: Representatives Yates, Foley, Williams, B., Okey, Yuko, Brady, Szollosi, Koziura, Skindell, Strahorn.

To amend section 3314.016 of the Revised Code to revise the exception to the cap on new start-up community schools by prohibiting contracts with operators that manage other Ohio community schools that have report card ratings of academic watch or academic emergency.

Said bill was considered the first time.

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

Representative Sayre submitted the following report:

The standing committee on Infrastructure, Homeland Security, and Veterans Affairs to which was referred **H. B. No. 266**-Representative Huffman, et al., having had the same under consideration, reports it back and recommends its passage.

RE: VETERANS MEMORIALS BOARDS OF TRUSTEES -
COMPOSITION

Representative Reinhard moved to amend the title as follows:

Add the names: "Aslanides, Combs, Domenick, Fessler, Newcomb, Otterman, J., Reinhard, Ujvagi, Widowfield."

PETER S. UJVAGI
LYNN R. WACHTMANN
JIM ASLANIDES
JOHN WIDOWFIELD
ALLAN R. SAYRE
EUGENE R. MILLER
STEVE REINHARD

DIANA M. FESSLER
COURTNEY COMBS
JOHN OTTERMAN
JOHN J. WHITE
JOHN DOMENICK
DEBORAH NEWCOMB

The report was agreed to.

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

Representative Bolon submitted the following report:

The standing committee on Ways and Means to which was referred **Am. H. B. No. 458**-Representative Uecker, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: SUBDIVISION GENERAL LEVY - USE FOR ROADS AND BRIDGES/TOWNSHIP HEALTH INSURANCE

Representative Gibbs moved to amend as follows:

In line 65, delete "insurance"

In line 66, delete "insurance"

After line 214, insert "**Section 3.** No board of trustees shall be required to repay funds identified in a finding for recovery made by the Auditor of State as the result of such board of trustees having elected to provide township trustee or township employee health care coverage in violation of sections 505.60 and 505.601 of the Revised Code as they existed prior to amendment by H.B. 458 of the 127th General Assembly. The county prosecuting attorney and Attorney General are under no obligation, and shall not act upon the Auditor of State's finding of recovery. Any such finding for recovery shall be considered resolved for the purposes of section 9.24 of the Revised Code."

The motion was agreed to and the bill so amended.

CHRIS WIDENER
CAROL-ANN SCHINDEL
TYRONE K. YATES
RANDY GARDNER
KATHLEEN CHANDLER
STEPHEN SLESNICK
LARRY L. WOLPERT
LINDA S. BOLON

BOB GIBBS
THOMAS F. PATTON
ROBERT MECKLENBORG
JOHN P. HAGAN
MIKE FOLEY
TOM LETSON
JAY P. GOYAL

The report was agreed to.

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

Representative Okey submitted the following report:

The standing committee on Agriculture and Natural Resources to which was referred **H. B. No. 501**-Representatives Okey, Stebelton, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: CREATE OHIO BEEKEEPERS TASK FORCE

Representative Aslanides moved to amend the title as follows:

Add the names: "Schlichter, Gibbs, Aslanides, Zehringer, Reinhard,

Goodwin, Newcomb, Domenick, Heard."

Representative Aslanides moved to amend as follows:

In line 16, delete "the" and insert "The"

In line 18, delete "the" and insert "The"

In line 19, delete the second "the" and insert "The"

In line 21, delete "the" and insert "The"

In line 27, delete "Farmer's" and insert "Farmers"

The motion was agreed to and the bill so amended.

Representative Aslanides moved to amend as follows:

In line 2, after "created" insert "in the Department of Agriculture"

In line 9, after "The" delete "Director of Agriculture or the Director's designee" and insert "Chief of the Division of Plant Industry in the Department of Agriculture or the Chief's designee"

In line 14, after "(6)" delete the balance of the line

Delete line 15

In line 16, delete "(7)"

In line 18, delete "(8)" and insert "(7)"

In line 21, delete "(9)" and insert "(8)"

In line 23, delete "(10)" and insert "(9)"

In line 25, delete "(11)" and insert "(10)"

In line 27, delete "(12)" and insert "(11)"

In line 28, delete the period and insert a semicolon

Between lines 28 and 29, insert:

"(12) A representative of the County Commissioners Association of Ohio appointed by the Association."

The motion was agreed to and the bill so amended.

JOHN SCHLICHTER
JIM MCGREGOR
BOB GIBBS
ALLAN R. SAYRE
MARK D. OKEY
CLYDE EVANS
DAN DODD
ANTHONY CORE
BRUCE W. GOODWIN

MATT HUFFMAN
CLIFF HITE
JEFF WAGNER
JIM ASLANIDES
JOHN DOMENICK
JAMES ZEHRINGER
STEVE REINHARD
SANDRA STABILE HARWOOD
TRACY HEARD

DEBORAH NEWCOMB

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. 503**-Representatives Peterson, Letson, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

RE: PSYCHOLOGISTS - EXPERIENCE AND TRAINING
QUALIFICATIONS

Representative Wachtmann moved to amend the title as follows:

Add the name: "Otterman, J.."

Representative Wachtmann moved to amend as follows:

In line 5, delete "4723.10" and insert "4732.10"

In line 272, delete "4723.10" and insert "4732.10"

The motion was agreed to and the bill so amended.

Representative Letson moved to amend as follows:

In line 28, after "committee" insert " ;

(iv) The national association of school psychologists"

In line 48, reinsert ", at least one year of which must be"; after "~~postdoctoral~~" insert "a predoctoral internship"; reinsert the period

In line 160, reinsert ", at least one"

In line 161, reinsert "year of which shall be"; after "~~post-doctoral~~" insert "a predoctoral internship"; reinsert the comma

The motion was agreed to and the bill so amended.

SHANNON JONES
BARBARA R. SEARS
JAMES T. RAUSSEN
MATT HUFFMAN
W. SCOTT OELSLAGER
BARBARA BOYD
FRED STRAHORN
BRIAN G. WILLIAMS
LYNN R. WACHTMANN
SHAWN N. WEBSTER
STEPHEN SLESNICK

BRUCE W. GOODWIN
CAROL-ANN SCHINDEL
JOSEPH W. UECKER
ROBERT MECKLENBORG
MICHAEL DEBOSE
EDNA BROWN
TOM LETSON
KENNY YUKO
LORRAINE M. FENDE
JAY HOTTINGER
JOHN OTTERMAN

The report was agreed to.

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

Representative Book submitted the following report:

The standing committee on Civil and Commercial Law to which was referred **H. B. No. 522**-Representative Oelslager, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: ADOPT UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT

Representative Oelslager moved to amend the title as follows:

Add the name: "Coley."

Representative Oelslager moved to amend as follows:

In line 312, delete " section 7001 of"; delete " federal"

In line 313, delete " A."; after " 7001" insert " et seq."; delete " other" and insert " with the exception of section 101 of that act, 15 U.S.C. 7001(a)"

In line 314, delete all before the underlined period

In line 317, delete " division (b) of"

In line 318, delete " 7003" and insert " 103"; after " act" insert " , 15 U.S.C. 7003(b)"

The motion was agreed to and the bill so amended.

BILL COLEY

T. TODD BOOK

TIMOTHY J. DEGEETER

GERALD L. STEBELTON

JIM HUGHES

ANTHONY CORE

W. SCOTT OELSLAGER

SANDRA STABILE HARWOOD

DAN DODD

MATT HUFFMAN

MIKE FOLEY

ROBERT MECKLENBORG

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 Bill be considered for the second time and referred to the following committee for consideration:

H. B. No. 550 - Representatives Flowers and Driehaus, et al

TO EXTEND UNTIL 2013 THE WIRELESS 9-1-1 CHARGE, TO RAISE THE MINIMUM, ANNUAL FUND DISBURSEMENT AMOUNT FOR EACH COUNTY FROM \$25,000 TO \$90,000, AND TO BROADEN LOCAL USES OF THAT REVENUE.

To the committee on Finance and Appropriations

JON A. HUSTED
LARRY L. FLOWERS
JOYCE BEATTY

KEVIN DEWINE
LARRY L. WOLPERT
JOSEPH KOZIURA

Representative Carmichael 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 the House Bill 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 Bill was considered the second time and referred as recommended.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bills in which the concurrence of the House is requested:

Sub. S. B. No. 57 -Senator Coughlin

Cosponsors: Senators Mumper, Buehrer, Goodman, Harris, Cates

To amend sections 109.57, 109.572, 3301.0714, 3317.022, 3317.03, 4776.01, and 5727.84 and to enact sections 3310.51 to 3310.64 and 3323.052 of the Revised Code to create the Special Education Scholarship Pilot Program.

Sub. S. B. No. 279 -Senators Schuring, Harris, Niehaus, Padgett, Stivers, Wilson

To amend sections 4730.03, 4730.09, 4731.19, 4731.281, 4731.293, and 4760.131 of the Revised Code regarding certain State Medical Board procedures, restrictions on physician assistants, and admission to the massage or cosmetic therapist examination.

Am. S. B. No. 323 -Senator Niehaus

Cosponsors: Senators Wilson, Harris, Carey, Schuler, Padgett, Seitz, Spada, Mumper, Schaffer, Morano, Boccieri, Cafaro, Fedor, Goodman, Grendell, Kearney, Miller, D., Miller, R., Sawyer, Smith, Stivers, Cates, Amstutz, Faber, Mason, Wagoner, Austria

To amend sections 1561.011, 1561.16, 1561.17, 1561.23, 1561.25, 1561.26,

1565.15, and 4131.03, and to enact sections 1561.24, 1561.261, 1567.64, and 1567.681 of the Revised Code and to amend Section 512.70 of Am. Sub. H.B. 100 of the 127th General Assembly to revise certain coal mine safety requirements, to create the Mine Safety Fund to be used for specified mine safety purposes, to allow the Administrator of the Bureau of Workers' Compensation to transfer a portion of the investment earnings of the Coal-Workers Pneumoconiosis Fund to the Mine Safety Fund, to delay the date by which the Administrator of Workers' Compensation must transition from the Micro Insurance Reserve Analysis System by one day, and to declare an emergency.

Attest:

Vincent L. Keeran,
Clerk.

Said bills were considered the first time.

Message from the Speaker

Pursuant to Section 2 of Sub. H. B. 233, 127th General Assembly, the Speaker hereby makes the following change to the Ohio Agriculture to Chemicals, Polymers, and Advanced Materials Task Force:

Remove Representative Barrett; appoint representative Sayre.

On motion of Representative Carmichael, the House adjourned until Monday, May 12, 2008 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.