

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, MAY 22, 2007

## FIFTY-SECOND DAY

Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, May 22, 2007, 11:00 o'clock a.m.**

The House met pursuant to adjournment.

Prayer was offered by James H. Lane of the Faith Baptist Church in Perry, 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:

Ronald Hill, a guest of Representative Williams-11th district.

Mrs. Glaros and students from Worthington Kilbourne High School, guests of Representative Bacon-21st district.

Students from Worthington Estates Elementary School, guests of Representatives Hughes-22nd district, Bacon-21st district.

Logan Michel, a guest of Representative Hagan-50th district.

Kyle Peavley, a guest of Representative Webster-53rd district.

Eighth grade students from St. Peter's in Chains School, guests of Representative Combs-54th district.

Lourdes Ward, a guest of Representative Coley-55th district.

Helene, James, Sarah, Susanne, Rachel, and Rebecca Lane, guests of Representative Schindel-63rd district.

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 225**-Representative Adams.

Cosponsors: Representatives Brinkman, Seitz, Bulp, Fessler, Wachtmann, Huffman, Uecker, Goodwin.

To amend sections 1547.69, 2923.12, 2923.122, 2923.123, 2923.124, 2923.125, 2923.126, 2923.128, 2923.129, 2923.1212, and 2923.16 of the Revised Code to authorize a person to carry a concealed handgun without obtaining a license to the same extent as if the person had obtained such a license if the person qualifies for a concealed carry license and is legally permitted to purchase a handgun; to remove the requirements that a concealed carry licensee must be carrying the license in order to carry a concealed handgun, must inform approaching law enforcement officers that the person has a license and is carrying the handgun when the person is carrying a concealed handgun, and must submit a new or renewed competency

certification when renewing the license; to eliminate as premises in which a concealed carry licensee may not carry a concealed handgun public or private institutions of higher education, places of worship, day-care centers and homes, and government buildings other than schools, courthouses, law enforcement offices, and correctional facilities; to replace the prohibitions that apply only to a concealed carry licensee who is carrying a handgun in a motor vehicle with a prohibition against a licensee who is in a motor vehicle that is stopped by a law enforcement officer knowingly menacing or threatening an officer with a loaded handgun or knowingly pointing a loaded handgun at an officer; to remove the "in plain sight or secure encasement" criterion that a concealed carry licensee must satisfy to legally possess a handgun in a motor vehicle; to provide a self-defense exemption from the prohibitions against discharging a firearm in or on a vessel or motor vehicle; to repeal the "journalist exception" to the provision that otherwise makes confidential the records a sheriff possesses regarding concealed handgun licenses and applications for such licenses; and to amend the version of section 2923.129 of the Revised Code that is scheduled to take effect September 29, 2007, to continue the provisions of this act on and after that effective date.

**H. B. No. 226**-Representative Batchelder.

Cosponsors: Representatives Webster, Wachtmann, Williams, S., Jones, Stebelton.

To amend sections 3317.01, 3317.02, 3317.021, 3317.03, 3770.06, and 5747.03, to enact new sections 3317.022, 3317.023, and 3317.16, and to repeal sections 3317.012, 3317.013, 3317.022, 3317.023, 3317.0212, 3317.0213, 3317.0214, 3317.0215, 3317.0216, 3317.0217, 3317.05, 3317.051, 3317.052, 3317.053, and 3317.16 of the Revised Code to earmark 88% of the personal income tax for primary and secondary education expenditures, in addition to all lottery profits, and to create a new method for distributing state aid among school districts.

**H. B. No. 227**-Representative Yuko.

Cosponsors: Representatives Evans, Williams, B., Budish, Foley, Luckie, Wagoner.

To amend sections 109.71, 109.73, and 109.77 and to enact sections 6119.60, 6119.61, 6119.62, 6119.63, and 6119.64 of the Revised Code to authorize regional water and sewer districts to establish police departments.

**H. B. No. 228**-Representative Yuko.

Cosponsors: Representatives McGregor, J., Healy, Evans, Foley, Lundy, Budish, Ujvagi, Distel, Dodd, Skindell, Oelslager, Luckie, Hughes, Williams, B., DeGeeter, Bolon.

To enact section 5533.76 of the Revised Code to designate the bridge

spanning the Cuyahoga River and the Ohio Canal in Cuyahoga County and that is part of Interstate Route 480 the "Union Workers Memorial Bridge."

**H. B. No. 229**-Representative Jones.

Cosponsors: Representatives Wachtmann, Flowers, Stewart, J., Wagoner.

To require the Director of Job and Family Services to analyze the fiscal impact of changes to the formula used to establish federal upper limits for generic drugs enacted by the Deficit Reduction Act of 2005 and to increase, subject to a maximum amount, the dispensing fees paid to pharmacists for dispensing generic drugs to Medicaid recipients for fiscal years 2008 and 2009.

**H. B. No. 230**-Representative Combs.

Cosponsors: Representatives McGregor, J., Brown, Bubp, Fessler, Otterman, Miller, Domenick.

To amend section 4713.08 and to enact section 4713.50 of the Revised Code regarding use of tanning services by individuals under 18 years of age.

**H. B. No. 231**-Representative Combs.

Cosponsors: Representatives Stelbelton, Collier.

To amend sections 305.31, 1333.11, 4301.01, 4301.422, 4301.49, 4301.50, 4305.131, 4307.04, 4307.05, 5705.38, 5743.025, 5743.03, 5743.04, 5743.05, 5743.08, 5743.081, 5743.12, 5743.13, 5743.33, 5743.34, and 5743.35 and to enact sections 340.20, 340.201, 340.202, 340.203, 4301.425, 5743.027, 5743.028, and 5743.325 of the Revised Code to authorize electors of a county to levy a tax on alcoholic beverages and cigarettes to provide funding for expenses relating to alcohol and drug abuse and addiction services.

**H. B. No. 232**-Representative Reinhard.

Cosponsors: Representatives Bubp, Combs, Evans, McGregor, J., Seitz, Setzer, Stelbelton, Webster.

To amend section 111.16 and to enact sections 1770.01 to 1770.17, 1770.20 to 1770.46, 1770.50 to 1770.56, 1770.60 to 1770.65, 1770.70 to 1770.72, 1770.80 to 1770.86, and 1770.99 of the Revised Code to authorize the establishment of a new form of cooperative business entity in this state.

**H. B. No. 233**-Representative Reinhard.

Cosponsors: Representatives Bubp, Collier, DeWine, Evans, Fende, Goodwin, Goyal, Huffman, Latta, McGregor, J., Schlichter, Seitz, Setzer, Webster, Zehringer.

To create the Ohio Agriculture to Chemicals, Polymers, and Advanced

Materials Task Force.

Said bills were considered the first time.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **H. B. No. 144**-Representative Beatty, et al., having had the same under consideration, reports it back and recommends its passage.

RE: "NURSES MONTH" - MAY

Representative Daniels moved to amend the title as follows:

Add the names: "Skindell, Hite, Carmichael, Schneider, Driehaus, Domenick, Lundy, Book, Daniels."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

DAVID DANIELS	T. TODD BOOK
MATT LUNDY	DAN STEWART
EDNA BROWN	MICHAEL J. SKINDELL
STEVE L. DRIEHAUS	JOHN DOMENICK
VERNON SYKES	CLIFF HITE
JIM CARMICHAEL	THOM COLLIER
WILLIAM J. SEITZ	ARLENE J. SETZER
MICHELLE G. SCHNEIDER	LARRY L. FLOWERS

The report was agreed to.

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

**BILLS FOR THIRD CONSIDERATION**

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

Cosponsors: Representatives Stewart, D., Daniels, Patton, Budish, Williams, S., Koziura, Sayre, Hite, Gibbs.

To enact section 1349.52 of the Revised Code to require a consumer reporting agency to place a security freeze on a consumer's credit report in response to a consumer's request, 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 4, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brinkman
Brown	Bubp	Budish	Carmichael
Celeste	Chandler	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Distel	Dodd
Dolan	Domenick	Driehaus	Dyer
Evans	Fende	Flowers	Foley
Garrison	Gerberry	Gibbs	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	Raussen	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Seitz	Setzer	Skindell	Stewart D.
Stewart J.	Strahorn	Sykes	Szollosi
Uecker	Wagner	Wagoner	Webster
White	Widener	Widowfield	Williams B.
Williams S.	Wolpert	Yates	Yuko
Zehringer			Husted-94.

Representatives Fessler, Goodwin, Stebelton, and Wachtmann voted in the negative-4.

The bill passed.

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

Add the names: "Aslanides, Batchelder, Bolon, Book, Boyd, Brown, Bubp, Celeste, Chandler, Combs, DeBose, Distel, Domenick, Dyer, Evans, Flowers, Foley, Garrison, Goyal, Hagan, R., Harwood, Healy, Heard, Hughes, Latta, Letson, Luckie, Mallory, Miller, Oelslager, Okey, Otterman, Peterson, Strahorn, Sykes, Szollosi, Uecker, White, Williams, B., Yates."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Am. H. B. No. 89**-Representative Coley.

Cosponsors: Representatives Wachtmann, Garrison, Fessler, McGregor, J., Healy, Evans, Wagner, Seitz, Stebelton, Setzer, Latta, Combs, Adams, Hite, Webster, Blessing, Harwood.

To amend section 2305.37 of the Revised Code to provide persons who donate consumer goods to a charitable agency with qualified immunity from civil liability for harm that allegedly arises because the consumer goods are not fit for use and to establish a qualified immunity from civil liability for

certain charitable agencies that distribute perishable food or consumer goods free of charge to individuals in need, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 92, nays 6, as follows:

Those who voted in the affirmative were: Representatives

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	Distel	Dodd	Dolan
Domenick	Driehaus	Dyer	Evans
Fende	Flowers	Garrison	Gerberry
Gibbs	Goodwin	Goyal	Hagan J.
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
Reinhard	Sayre	Schindel	Schlichter
Schneider	Seitz	Setzer	Skindell
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Wachtmann
Wagner	Wagoner	Webster	White
Widener	Widowfield	Williams B.	Williams S.
Wolpert	Yuko	Zehringer	Husted-92.

Representatives Beatty, Fessler, Foley, Hagan R., Redfern, and Yates voted in the negative-6.

The bill passed.

Representative Coley moved to amend the title as follows:

Add the names: "Aslanides, Bacon, Boyd, Chandler, Collier, Core, DeBose, Dolan, Domenick, Gibbs, Hagan, J., Hottinger, Huffman, Hughes, Jones, Koziura, Mallory, Mandel, McGregor, R., Otterman, Patton, Sayre, Schindel, Schneider, Strahorn, Uecker, Wagoner, White, Wolpert, 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 4121.70 (A)(2)(3), the Speaker hereby appoints the following public members to the Labor Management

## Government Advisory Council:

Gary E. Dwyer and Antonio Fiore.

## Message from the Speaker

Pursuant to Section 755.03 (A) of Am. Sub. H.B. No. 530, 126th General Assembly, the President of the Senate and the Speaker of the House of Representatives jointly appoint the following public member to the Ohio Transportation Task Force:

C. Clark Street

(Representing the Ohio Contractors Association)

On motion of Representative DeWine, the House adjourned until Wednesday, May 23, 2007, 1:30 p.m.

Attest:

LAURA P. CLEMENS,  
Clerk.