

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, MAY 30, 2007

FIFTY-SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, May 30, 2007, 1:30 p.m.

The House met pursuant to adjournment.

Prayer was offered by Kristopher Johnson of the Mason African Methodist Episcopal Church in Findlay, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

The following guests of the House of Representatives were recognized by Speaker Husted prior to the commencement of business:

Colonel Paul D. McClellan received H. R. No. 35, presented by Representative Reinhard-82nd district.

Tom Schneider, a guest of Representative Raussen-28th district.

Elizabeth Ujvagi and Andrew Ujvagi, wife and son of Representative Ujvagi-47th district.

The Judy family, guests of Representative J. Hagan-50th district.

Chaz Smith, a guest of Representative Fende-62nd district.

Scott Mitchell, a guest of Representative Schindel-63rd district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 241-Representative Heard.

Cosponsors: Representatives Miller, Brady, Boyd, Budish, Fende, Dodd, Mallory, Harwood, Domenick, Collier, Bolon.

To amend sections 2950.031 and 2950.99 of the Revised Code to provide that any person required to register under Ohio's Sex Offender Registration and Notification Law who establishes or occupies residential premises within one thousand feet of any school premises, recreation center, playground, or other place where it is reasonable to expect children to frequent or linger is guilty of a misdemeanor of the first degree and to require a court to order a violator to vacate the premises as part of any injunctive relief granted for the violation.

H. B. No. 242-Representative Brinkman.

Cosponsors: Representatives Adams, Wachtmann.

To amend sections 9.81, 4113.02, 4117.03, 4117.05, 4117.09, and 4117.11;

to amend, for the purpose of adopting a new section number as indicated in parentheses, section 4113.02 (4119.04); and to enact sections 4117.031, 4117.081, 4119.01, 4119.02, 4119.03, 4119.05, 4119.06, 4119.07, and 4119.99 of the Revised Code to remove any requirement under the Public Employees Collective Bargaining Law that public employees join or pay dues to any employee organization, to expand the scope of unfair labor practices under that law, to make other changes in the Public Employees Collective Bargaining Law, to prohibit any requirement that employees of private employers join or pay dues to any employee organization and to require public and private employers to post notices to that effect, to prohibit certain actions by private employers relative to employee organization membership, and to establish civil and criminal penalties against private employers who violate those prohibitions.

H. B. No. 243-Representative Brinkman.

Cosponsors: Representatives Adams, Wachtmann, Goodwin.

To amend sections 121.08, 164.07, 166.02, 176.011, 307.022, 307.671, 307.673, 307.674, 307.696, 351.06, 1311.25, 1509.071, 1521.26, 1551.33, 1710.02, 1728.07, 3383.07, 4116.01, 4582.12, 5540.03, and 6117.012 and to repeal sections 122.0818, 122.452, 165.031, 176.05, 1551.13, 3706.042, 4115.03, 4115.031, 4115.032, 4115.033, 4115.034, 4115.04, 4115.05, 4115.06, 4115.07, 4115.071, 4115.08, 4115.09, 4115.10, 4115.101, 4115.11, 4115.12, 4115.13, 4115.131, 4115.132, 4115.133, 4115.14, 4115.15, 4115.16, 4115.21, 4115.99, 4582.37, 4981.23, and 6121.061 of the Revised Code to repeal the Prevailing Wage Law.

H. B. No. 244-Representative Brinkman.

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 underground overhead cables, wires, and appurtenant equipment 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.

H. B. No. 245-Representative Strahorn.

Cosponsors: Representatives Domenick, Fende, Foley, Harwood, Lundy, Williams, B., Williams, S., Yuko.

To amend sections 3317.012 and 3317.02 of the Revised Code to modify the method of adjusting the per-pupil formula amount for school districts from

year to year.

H. B. No. 246-Representative Stewart, J.

To amend sections 1711.11 and 1711.53 and to enact section 3717.14 of the Revised Code to require concession owners and operators, amusement ride owners and operators, and certain food establishments to provide the names and addresses of their employees when requested by the chief of police or county sheriff.

H. B. No. 247-Representative Brown.

Cosponsors: Representatives Koziura, Chandler, Ujvagi, Williams, S., Williams, B., Yuko, Brady, Miller, DeGeeter, Otterman, Domenick, Luckie, Wagoner, Strahorn, Skindell, DeBose, McGregor, J., Driehaus.

To amend sections 2151.23, 2903.213, 2903.214, 2919.25, 3113.31, and 3113.33 of the Revised Code to allow a court to issue a civil protection order to a child who has had or has a dating relationship with the respondent if certain offenses are alleged and to include foster parents under the scope of the domestic violence laws.

H. B. No. 248-Representative Blessing.

To enact section 1349.55 of the Revised Code to set forth requirements governing non-recourse civil litigation advance contracts.

H. B. No. 249-Representative McGregor, R.

Cosponsors: Representatives Wagoner, McGregor, J., Flowers, Seitz, Skindell, Stebelton, Lundy.

To enact sections 5111.028 and 5111.029 of the Revised Code to modify the Medicaid program's reimbursement rate for medical transportation services.

H. B. No. 250-Representative Jones.

Cosponsors: Representatives Adams, Blessing, Daniels, DeGeeter, Mandel, Raussen, Seitz, Wagoner, White, Widener.

To amend sections 4929.01 and 4929.02 and to enact section 4929.051 of the Revised Code relative to revenue decoupling for natural gas utilities and energy conservation.

H. B. No. 251-Representatives Peterson, Yates.

Cosponsors: Representatives Stewart, D., Hagan, R., Dyer, Foley, Skindell, Ujvagi, Stebelton, Miller, Koziura, Healy, Budish, Luckie, Yuko, Chandler, Strahorn, Letson, DeBose, Beatty, Celeste.

To amend sections 2907.29, 3313.6011, and 4729.16; to enact sections 1751.661, 3701.047, 3701.135, 3727.11, 3727.12, 3923.602, 3923.611, 4729.43, and 4729.45; to repeal section 3701.046 of the Revised Code; to amend Section 206.42.03 of Am. Sub. H.B. 66 of the 126th General Assembly; to amend Section 206.42.09 of Am. Sub. H.B. 66 of the 126th General Assembly, as subsequently amended; and to repeal Section 206.42.06 of Am. Sub. H.B. 66 of the 126th General Assembly regarding assistance for pregnancy prevention.

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. 78**-Representative Blessing, having had the same under consideration, reports it back and recommends its passage.

RE: JCARR - ADD STANDING COMMITTEE OFFICERS AS MEMBERS

Representative Daniels moved to amend the title as follows:

Add the names: "Seitz, Daniels."

DAVID DANIELS
KEVIN DEWINE
WILLIAM J. SEITZ
LARRY L. FLOWERS
THOM COLLIER

CLIFF HITE
JIM CARMICHAEL
MICHELLE G. SCHNEIDER
ARLENE J. SETZER

The following members voted "NO"

EDNA BROWN
JOHN DOMENICK
MATT LUNDY
T. TODD BOOK

STEVE L. DRIEHAUS
DAN STEWART
VERNON SYKES

The report was agreed to.

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

Representative Budish submitted the following report:

The standing committee on Financial Institutions, Real Estate, and Securities to which was referred **H. B. No. 151**-Representatives Mandel, Jones, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PUBLIC INVESTORS - NO BUSINESS WITH IRAN

CHRIS WIDENER	THOMAS F. PATTON
DAVID DANIELS	MATT SZOLLOSI
JIMMY STEWART	KEVIN BACON
CLIFF HITE	DAN DODD
CAROL-ANN SCHINDEL	WILLIAM G. BATCHELDER
BOB GIBBS	WILLIAM J. HEALY
MARK D. WAGONER	JAMES ZEHRINGER
SANDRA WILLIAMS	ARMOND BUDISH

The following members voted "NO"

CLYDE EVANS	ALLAN R. SAYRE
JOSEPH KOZIURA	T. TODD BOOK
DAN STEWART	

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION

H. B. No. 120-Representative Latta.

To amend section 2152.20 of the Revised Code to eliminate unnecessary and inconsistent language mistakenly retained by Sub. H.B. 241 of the 126th General Assembly and to declare an emergency, was taken up for consideration the third time.

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

The yeas and nays were taken and resulted - yeas 96, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Barrett
Batchelder	Beatty	Blessing	Bolon
Book	Boyd	Brady	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Coley	Collier	Combs
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	Raussen	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Seitz	Setzer	Stebelton
Stewart D.	Stewart J.	Strahorn	Sykes
Szollosi	Uecker	Ujvagi	Wagner
Wagoner	Webster	White	Widener
Widowfield	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

Representatives Brinkman, Skindell, and Wachtmann voted in the negative-3.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 99, nays 0, 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	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	Raussen
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	Widowfield
Williams B.	Williams S.	Wolpert	Yates
Yuko	Zehringer		Husted-99.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Latta moved to amend the title as follows:

Add the names: "Chandler, Combs, Hughes, Otterman."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative DeWine, the House adjourned until Thursday, May 31, 2007, 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.