

OHIO

House

of

Representatives

JOURNAL

TUESDAY, SEPTEMBER 11, 2007

EIGHTY-NINTH DAY

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

The House met pursuant to adjournment.

Prayer was offered by Reverend Doctor David Bittinger of the Christian Life Center Assembly of God in Kent, 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:

Amy Windon and Mary Chase, guests of Representative Wolpert-23rd district.

Scott Brace and Roy Mast, guests of Representative Gibbs-97th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 308-Representatives Domenick, Combs.

Cosponsors: Representatives Seitz, Mallory, Webster.

To amend sections 3333.31, 4507.01, 4507.06, 4507.09, 4507.50, 4507.51, and 4507.52 and to enact sections 8.01 to 8.10, 4507.092, and 5747.027 of the Revised Code to require in specified situations the verification of immigration status of persons who are not United States citizens, to impose state income taxes at a rate of six per cent per annum on the compensation of specified independent contractors who fail to document such verification, and to restrict the employment, transport, post-secondary education benefits, driver's licenses and identification cards, and receipt of public benefits of persons who are not legal residents of the United States.

H. B. No. 309-Representative Foley.

Cosponsors: Representatives Patton, Skindell, Hagan, R., Heard, Fende, Otterman.

To amend sections 1923.02, 3733.09, 3733.091, 3733.10, 3733.101, 3733.11, 3733.99, 3767.41, and 4503.06 and to enact sections 3733.092, 3733.111, 3733.112, and 3733.113 of the Revised Code to make changes to the law governing manufactured homes.

H. B. No. 310-Representative Yuko.

Cosponsors: Representatives Evans, Ujvagi, Brown, Brady, Fende, Okey, Chandler.

To amend sections 2921.331, 4510.036, and 4510.31 of the Revised Code to prohibit a person who is not operating a motor vehicle from fleeing from a law enforcement officer who gives a lawful order to stop and to increase the minimum penalty for fleeing and eluding a police officer in a motor vehicle after receiving a visible or audible signal to stop.

H. B. No. 311-Representative Widowfield.

Cosponsor: Representative Evans.

To amend section 4141.30 of the Revised Code to include in the calculation of dependents for the purpose of determining unemployment benefits any child that the individual claiming benefits has been granted custody of by court order.

H. B. No. 312-Representative Bacon.

Cosponsors: Representatives Evans, Setzer, Goodwin, Lundy, Combs, Flowers, Harwood, Batchelder, Domenick, Boyd, Latta, Fende, Schindel, Okey, Williams, B., Carmichael, Ujvagi, Stebelton.

To amend section 4301.99 of the Revised Code to permit the suspension for up to 180 days of the driver's license of any person who buys for or furnishes to an underage person beer or intoxicating liquor.

H. B. No. 313-Representative Skindell.

Cosponsors: Representatives Foley, Brady, Lundy, Stewart, D., Letson, Mallory, Hagan, R., Yuko, Celeste, Harwood, Chandler, Luckie, Ujvagi, Williams, S., Fende.

To enact sections 4905.66, 4905.661, 4905.662, 4905.663, and 4905.664 of the Revised Code to create a renewable energy portfolio standard for electric suppliers and authorize a state system of tradable renewable energy credits.

Said bills were considered the first time.

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

Representative Redfern submitted the following report:

The standing committee on Rules and Reference to which was referred **H. B. No. 223**-Representatives Hughes, Hagan, R., et al., having had the same under consideration, recommends its re-referral to the committee on State Government and Elections.

RE: DOG BREEDING KENNELS/DOG
INTERMEDIARIES-LICENSING/STANDARDS OF CARE

JON A. HUSTED
ARLENE J. SETZER
CHRIS REDFERN

LARRY L. FLOWERS
KEVIN DEWINE
JOYCE BEATTY

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on State Government and Elections.

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **S. C. R. No. 5**-Senator Padgett, et al., having had the same under consideration, reports it back and recommends its passage.

RE: LEWIS AND CLARK TRAIL - EXTEND TO MONTICELLO

VERNON SYKES
DAVID DANIELS
CLIFF HITE
JIM CARMICHAEL
WILLIAM J. SEITZ
MICHELLE G. SCHNEIDER
EDNA BROWN
STEVE L. DRIEHAUS

DAN STEWART
MATT LUNDY
KEVIN DEWINE
ARLENE J. SETZER
THOM COLLIER
LARRY L. FLOWERS
MICHAEL J. SKINDELL
JOHN DOMENICK

The report was agreed to.

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

Representative Stewart, D. submitted the following report:

The standing committee on State Government and Elections to which was referred **S. B. No. 40**-Senator Schuler, et al., having had the same under consideration, reports it back and recommends its passage.

RE: GERMAN HERITAGE MONTH - OCTOBER

Representative Daniels moved to amend the title as follows:

Add the name: "Seitz."

DAVID DANIELS
CLIFF HITE
MICHAEL J. SKINDELL
JIM CARMICHAEL
WILLIAM J. SEITZ
MICHELLE G. SCHNEIDER
EDNA BROWN
JOHN DOMENICK

DAN STEWART
MATT LUNDY
KEVIN DEWINE
ARLENE J. SETZER
THOM COLLIER
LARRY L. FLOWERS
STEVE L. DRIEHAUS
VERNON SYKES

The report was agreed to.

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

Representative Redfern reported for the Rules and Reference Committee recommending that the following House Bills, House Joint Resolution and Senate Bills be considered for the second time and referred to the following committees for consideration:

H.B. No. 258 - Representative Stebelton, et al

TO INCREASE THE MINIMUM AMOUNTS REQUIRED FOR VALID PROOF OF FINANCIAL RESPONSIBILITY.

To the committee on Insurance

H.B. No. 274 - Representative J. Stewart

TO ALLOW THE SALE OF ALL-PURPOSE VEHICLES AT AN OUTDOOR SHOW HELD ANNUALLY ON THE CAMPUS OF A TECHNICAL COLLEGE THAT IS NOT CO-LOCATED WITH ANOTHER INSTITUTION OF HIGHER EDUCATION NOTWITHSTANDING THE RESTRICTIONS ON MOTOR VEHICLE SHOWS.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 275 - Representative Sayre, et al

TO GENERALLY PROHIBIT THE AWARD OF STATE CONTRACTS AND TAX CREDITS AND THE USE OF STATE MONEYS FOR LOANS, GRANTS, OR OTHER ASSISTANCE TO EXPATRIATE CORPORATIONS.

To the committee on State Government and Elections

H.B. No. 276 - Representative Letson, et al

TO DESIGNATE THE INTERCHANGE OF UNITED STATES ROUTE 442 AND STATE ROUTE 82 IN THE CITY OF WARREN AS THE "SGT. MARCO MILLER MEMORIAL INTERCHANGE."

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 277 - Representative Letson, et al

TO DESIGNATE THE INTERCHANGE OF STATE ROUTE 45 AND STATE ROUTE 82 IN CHAMPION TOWNSHIP IN TRUMBULL COUNTY AS THE "SGT. ROBERT M. CARR MEMORIAL INTERCHANGE."

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 278 - Representative Letson, et al

TO MODIFY THE GUIDELINES GOVERNING SEIZURE OF A MOTORCYCLE BY A LAW ENFORCEMENT OFFICER WHEN THE IDENTITY OF THE MOTORCYCLE CANNOT BE DETERMINED AND TO ESTABLISH LIMITED CIVIL LIABILITY IF THE LAW ENFORCEMENT OFFICER OR AGENCY FAILS TO COMPLY WITH SPECIFIED GUIDELINES.

To the committee on Civil and Commercial Law

H.B. No. 279 - Representatives Seitz and Letson, et al

TO REQUIRE CERTAIN OVI OFFENDERS WHO ARE GRANTED

LIMITED DRIVING PRIVILEGES TO OPERATE ONLY MOTOR VEHICLES THAT ARE EQUIPPED WITH IGNITION INTERLOCK DEVICES AND TO MAKE OTHER CHANGES RELATIVE TO SUCH DEVICES.

To the committee on Criminal Justice

H.B. No. 280 - Representative Schneider, et al

REQUIRING FACILITIES THAT PERFORM ABORTIONS TO DISPLAY A SIGN AND ENHANCING THE CRIMINAL PENALTY FOR CAUSING OR ATTEMPTING TO CAUSE PHYSICAL HARM TO A FAMILY OR HOUSEHOLD MEMBER WHO WAS PREGNANT AT THE TIME OF THE OFFENSE.

To the committee on Health

H.B. No. 281 - Representative Schlichter, et al

TO PROVIDE FOR THE UNIFORM DETERMINATION OF THE FAIR MARKET VALUE OF CERTAIN ANIMALS KILLED BY A DOG.

To the committee on Agriculture and Natural Resources

H.B. No. 282 - Representative Schlichter, et al

TO REVISE THE PRENEED FUNERAL CONTRACT LAW.

To the committee on Commerce and Labor

H.B. No. 283 - Representative Webster, et al

TO PERMIT PHARMACY SCHOOLS TO ACCEPT FOR INSTRUCTIONAL PURPOSES DONATIONS OF CERTAIN DANGEROUS DRUGS, INCLUDING EXPIRED DRUGS.

To the committee on Health

H.B. No. 284 - Representatives Brinkman, Adams

TO PROHIBIT ABORTIONS IN THIS STATE, TO INCREASE THE PENALTIES FOR THE OFFENSES OF UNLAWFUL ABORTION, UNLAWFUL DISTRIBUTION OF AN ABORTION-INDUCING DRUG, AND ABORTION TRAFFICKING, AND TO MAKE CONFORMING CHANGES IN RELATED PROVISIONS.

To the committee on Health

H.B. No. 285 - Representative R. McGregor, et al

TO WAIVE FINES OR PENALTIES FOR PAPERWORK VIOLATIONS THAT ARE FIRST-TIME OFFENSES COMMITTED BY SMALL BUSINESSES.

To the committee on State Government and Elections

H.B. No. 286 - Representatives Sykes and Batchelder, et al

TO PERMIT THE COMMITTEE NAMED IN AN INITIATIVE PETITION TO FILE, AT THE TIME THE PETITION IS FILED, A STATEMENT IDENTIFYING THE PETITIONER'S INTENT IN PROPOSING THE INITIATED STATUTE OR CONSTITUTIONAL AMENDMENT AND TO PERMIT THE JOINT COMMITTEE ON AGENCY RULE REVIEW TO RECOMMEND THAT A PROPOSED RULE BE INVALIDATED IF THE

PROPOSED RULE CONFLICTS WITH THE PETITIONERS' INTENT IN ADOPTING THE STATUTE OR CONSTITUTIONAL AMENDMENT ON WHICH THE RULE IS BASED.

To the committee on State Government and Elections

H.B. No. 287 - Representative Adams, et al

RELATIVE TO REQUIRING PATERNAL CONSENT BEFORE AN ABORTION MAY BE PERFORMED.

To the committee on Health

H.B. No. 288 - Representatives Foley and Letson, et al

TO LEVY AN ANNUAL TAX ON THE NET INCOME OF A PETROLEUM BUSINESS ENGAGED IN, OR THAT IS PART OF A UNITARY BUSINESS ENGAGED IN, THE BUSINESS OF PETROLEUM REFINING.

To the committee on Commerce and Labor

H.B. No. 289 - Representative Core

TO MAKE CHANGES TO THE LAW GOVERNING AGRICULTURAL SECURITY AREAS.

To the committee on Agriculture and Natural Resources

H.B. No. 290 - Representatives Budish and Foley, et al

TO REQUIRE A LANDLORD OR MANUFACTURED HOME PARK OPERATOR, IN GENERAL, TO SUPPLY ELECTRIC, GAS, WATER, AND SEWAGE DISPOSAL SERVICE AND RELATED FIXTURES AND APPLIANCES AND TO PAY THE REQUIRED AMOUNT DUE FOR THE SERVICE IN A TIMELY MANNER UNLESS THE SERVICE TO THE TENANT'S OR RESIDENT'S DWELLING UNIT IS INDIVIDUALLY METERED BY A METER ACCESSIBLE TO THE TENANT OR RESIDENT, THE LANDLORD OR OPERATOR NOTIFIES THE TENANT OR RESIDENT IN WRITING THAT THE TENANT OR RESIDENT IS LIABLE FOR THE COST OF ELECTRIC, GAS, WATER, AND SEWAGE DISPOSAL SERVICE, THE TENANT OR RESIDENT IS THE CUSTOMER WITH THE PUBLIC UTILITY SUPPLYING THE SERVICE, AND THE TENANT OR RESIDENT IS BILLED ONLY THE COST THAT THE PUBLIC UTILITY ASSESSES FOR SUPPLYING THE SERVICE TO THE DWELLING UNIT.

To the committee on Public Utilities

H.B. No. 291 - Representative Patton, et al

RELATIVE TO COVERAGE FOR PRESCRIPTION DRUG SERVICES PROVIDED BY "ANY WILLING PHARMACIES" UNDER POLICIES OF SICKNESS AND ACCIDENT INSURERS AND HEALTH INSURING CORPORATIONS.

To the committee on Insurance

H.B. No. 292 - Representative DeGeeter

TO PROVIDE THAT THEFT OF A VEHICLE VALIDATION STICKER IS A FELONY OF THE FIFTH DEGREE.

To the committee on Criminal Justice

H.B. No. 293 - Representative Goodwin, et al

TO CREATE "OHIO AGRICULTURE" LICENSE PLATES AND TO CREATE THE OHIO AGRICULTURE LICENSE PLATE SCHOLARSHIP PROGRAM.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 294 - Representative Celeste, et al

TO PROHIBIT HEALTH INSURERS FROM EXCLUDING COVERAGE FOR POSTTRAUMATIC STRESS DISORDER.

To the committee on Insurance

H.B. No. 295 - Representative Wagoner, et al

TO REQUIRE THAT THE AMOUNT SPENT BY COUNTIES ON ENERGY CONSERVATION MEASURES BE UNLIKELY TO EXCEED THE AMOUNT SAVED IN ENERGY AND OPERATING COSTS OVER THE AVERAGE SYSTEM LIFE OF THE MEASURES, AND TO REQUIRE THAT FINANCED MEASURES BE PAID FOR WITHIN THEIR AVERAGE SYSTEM LIFE.

To the committee on Local and Municipal Government and Urban Revitalization

H.B. No. 296 - Representative Hughes, et al

TO ESTABLISH A PRESUMPTION THAT A COURT SHOULD IMPOSE ON A REPEAT OFFENDER THE LONGEST PRISON TERM AUTHORIZED FOR AN OFFENSE AND TO SPECIFY LONGER PRISON TERMS THAT A COURT MAY IMPOSE ON FELONY OFFENDERS WITH TWO OR MORE PREVIOUS FELONY VIOLATIONS.

To the committee on Criminal Justice

H.B. No. 297 - Representative Carmichael, et al

TO DESIGNATE THE MONTH OF MAY AS OHIO LYME DISEASE AWARENESS MONTH.

To the committee on State Government and Elections

H.B. No. 298 - Representative Skindell, et al

TO ESTABLISH REQUIREMENTS GOVERNING OCEANGOING VESSELS ON THE STATE WATERS OF LAKE ERIE IN ORDER TO CONTROL AQUATIC NUISANCE SPECIES.

To the committee on Agriculture and Natural Resources

H.B. No. 299 - Representative T. Patton, et al

REGARDING ASSISTED OUTPATIENT TREATMENT.

To the committee on Health

H.B. No. 300 - Representative J. Hagan, et al

TO REQUIRE HOTELS TO PROVIDE A BED THAT IS SUITABLE FOR USE WITH A PORTABLE LIFT IN ANY ROOM THAT THE HOTEL HOLDS OUT TO BE A SLEEPING ROOM OR SUITE THAT IS ACCESSIBLE TO THE PHYSICALLY DISABLED AND TO DIRECT THE

STATE FIRE MARSHAL TO ADOPT BY RULE A DESCRIPTION OF THE ACCESS AND CLEARANCE NEEDED FOR A BED TO COMPLY WITH THE REQUIREMENT.

To the committee on Commerce and Labor

H.B. No. 301 - Representative Chandler, et al

TO PROVIDE TWO FOUR-DAY PERIODS EACH YEAR DURING WHICH SALES OF CLOTHING AND FOOTWEAR ARE EXEMPT FROM THE SALES AND USE TAX.

To the committee on Finance and Appropriations

H.B. No. 302 - Representatives J. McGregor, et al

TO CREATE "OHIO BARBER" LICENSE PLATES.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 303 - Representatives DeGeeter and Hughes

RELATIVE TO INSTALLMENT PAYMENT PLANS AND PAYMENT EXTENSIONS IN PENDING CASES FOR REINSTATEMENT FEES REQUIRED UNDER A LICENSE SUSPENSION.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 304 - Representative Driehaus

TO EXCLUDE FROM INCOME TAXATION DISCHARGES OF INDEBTEDNESS ATTRIBUTABLE TO CANCELED RESIDENTIAL MORTGAGE OBLIGATIONS.

To the committee on Ways and Means

H.J.R. No. 2 - Representatives Book and Driehaus

TO SPECIFY THAT NO GENERAL ASSEMBLY SESSION MAY BE HELD AFTER THE DATE OF THE GENERAL ELECTION IN AN EVEN-NUMBERED YEAR, EXCEPT A SPECIAL SESSION, AND TO SPECIFY THAT SPECIAL SESSIONS MAY ONLY BE CONVENED ON EXTRAORDINARY OCCASIONS.

To the committee on Rules and Reference

Sub. S.B. No. 164 - Senator Cates, et al

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, THE INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN, 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.

To the committee on Juvenile and Family Law

Am. Sub. S.B. No. 163 - Senator Niehaus, et al

TO IMPROVE FOSTER CAREGIVER BACKGROUND CHECKS, CLARIFY WHEN A COURT MUST ORDER A PERSON TO BE FINGERPRINTED, ESTABLISH THE RETAINED APPLICANT FINGERPRINT DATABASE, MODIFY THE NOTIFICATIONS THAT MUST BE GIVEN BEFORE A CHILD IS PLACED IN FOSTER CARE, AND MAKE OTHER CHANGES IN THE LAW REGARDING APPROVAL OF OUT-OF-HOME CARE WORKERS, ADOPTIVE PARENTS, FOSTER CAREGIVERS, AND CHILD DAY-CARES.

To the committee on Criminal Justice

S.B. No. 37 - Senator Schuler, et al

TO ESTABLISH "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.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

S.B. No. 150 - Senator Roberts, et al

TO AUTHORIZE LIQUOR PERMIT HOLDERS TO ACCEPT MILITARY IDENTIFICATION CARDS THAT CONTAIN A PICTURE AND AGE DATA AS PROOF OF A PURCHASER'S AGE IN ORDER TO QUALIFY FOR A SPECIFIED AFFIRMATIVE DEFENSE, AND TO REQUIRE THE DIVISION OF LIQUOR CONTROL TO PROVIDE RETAIL PERMIT HOLDERS WITH A NOTICE OF THE PERMISSIBLE FORMS OF IDENTIFICATION FOR PURPOSES OF QUALIFYING FOR THAT AFFIRMATIVE DEFENSE.

To the committee on State Government and Elections

JON A. HUSTED
KEVIN DEWINE
CHRIS REDFERN

JOYCE BEATTY
LARRY L. FLOWERS
ARLENE J. SETZER

Representative DeWine 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, House Joint Resolution, 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, House Joint Resolution, and Senate Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Redfern reported for the Rules and Reference Committee recommending that the following House Concurrent Resolution be introduced and referred to the following committees for consideration:

H. Con. R. No. 24 – Representative Driehaus

TO MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO PASS THE MORTGAGE CANCELLATION RELIEF ACT OF 2007.

To the committee on Financial Institutions, Real Estate and Securities

JON A. HUSTED

Jon A. Husted, Chair

Representative DeWine moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolution was introduced and referred as recommended.

Representative Redfern reported for the Rules and Reference Committee recommending that the following House Resolutions be read by title only and approved:

H.R. No. 73 – Representative Gerberry

HONORING THE CANFIELD HIGH SCHOOL BASEBALL TEAM AS THE 2007 DIVISION II STATE CHAMPION.

H.R. No. 75 – Representative Setzer

HONORING JIMMIE PACIFICO AS A 2007 DIVISION I STATE TRACK AND FIELD CHAMPION.

H.R. No. 77 – Representative Goyal

HONORING TECHNICAL SERGEANT MICHAEL L. KELLER AS THE 2007 NON-COMMISSIONED OFFICER OF THE YEAR.

H.R. No. 78 – Representative Carmichael

HONORING THE DALTON HIGH SCHOOL SOFTBALL TEAM ON WINNING THE 2007 DIVISION IV STATE CHAMPIONSHIP.

H.R. No. 79 – Representative Letson

HONORING JASON KOKRAK AS THE 2007 OHIO AMATEUR GOLF CHAMPION.

JON A. HUSTED

Jon A. Husted, Chair

Representative DeWine 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.

Representative Redfern reported for the Rules and Reference Committee recommending that the following House Resolutions be read and approved:

H.R. No. 74 - Representative Wachtmann, Speaker Husted, Representatives Beatty, 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, 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, Wagner, Wagoner, Webster, White, Widener, Widowfield, Williams, B., Williams, S., Wolpert, Yates, Yuko, Zehring
 IN MEMORY OF LIEUTENANT COLONEL KEVIN H. SONNENBERG.

H.R. No. 80 - Representative Strahorn, Speaker Husted, Representatives Beatty, 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, 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., Sykes, Szollosi, Uecker, Ujvagi, Wachtmann, Wagner, Wagoner, Webster, White, Widener, Widowfield, Williams, B., Williams, S., Wolpert, Yates, Yuko, Zehring
 IN MEMORY OF CORPORAL DEREK C. DIXON.

JON A. HUSTED
 Jon A. Husted, Chair

Representative DeWine 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.

Representative Redfern reported for the Rules and Reference Committee recommending that the following House Resolution be read and approved:

H.R. No. 82 - Speaker Husted, Representatives Beatty, 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, 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

IN MEMORY OF CONGRESSMAN PAUL EUGENE GILLMOR.

JON A. HUSTED

Jon A. Husted, Chair

Representative DeWine moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be approved.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

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

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

To amend sections 2151.152, 2151.23, 2151.39, 3313.64, 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, 5103.234, 5103.235, 5103.236, and 5103.237 of the Revised Code relative to training for 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, the Interstate Compact on the Placement of Children, and the coordination of the provision of services for foster children with mental retardation or developmental disabilities , was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Wagner moved that **Sub. H. B. No. 214**-Representatives Wagner, Combs, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

Sub. H. B. No. 47-Representative Gibbs.

Cosponsors: Representatives Fessler, Combs, Collier, Aslanides, Zehringer, Hagan, J.

To amend sections 6101.10, 6101.29, 6101.30, 6101.48, 6101.53, 6101.70, and 6101.77 and to enact section 6101.101 of the Revised Code to revise the membership of the board of directors of a conservancy district that includes all or parts of more than sixteen counties, to require the board of directors of such a district rather than the conservancy court to perform certain functions under the Conservancy Districts Law, to prohibit the levying of a first-time assessment by the board of directors of a conservancy district on land that is owned by a church within the district unless the governing authority of the church requests that the church's land be subject to the assessment, and to authorize the board of directors of such a conservancy district to revise the boundaries of the district to include lands that are within the watershed in which the district is located , was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Garrison moved to amend as follows:

In line 40, strike through "resident of" and insert " county engineer from"

In line 48, after the underlined period delete the balance of the line

Delete lines 49 and 50

In line 64, after the underlined period insert " However, if a county all or part of which is included within the territorial limits of the district is not represented on the board during any consecutive five-year period, the presidents of the boards of county commissioners shall appoint a county engineer from that county as soon as possible upon the subsequent expiration of a term of office of a member of the board."

In line 515, after the period insert "The four additional members shall be county engineers from counties all or part of which are included within the territorial limits of the district."

The question being, "Shall the motion to amend be agreed to?"

Representative Flowers moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 51, nays 44, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|-----------|------------|------------|
| Adams | Aslanides | Bacon | Batchelder |
| Blessing | Bubp | Carmichael | Coley |
| Collier | Combs | Core | Daniels |
| DeWine | Dolan | Evans | Fessler |
| Flowers | Gibbs | Goodwin | Hagan J. |

| | | | |
|-----------|-----------|-------------|-------------|
| Hite | Hottinger | Huffman | Hughes |
| Jones | Latta | McGregor J. | McGregor R. |
| Oelslager | Patton | Peterson | Raussen |
| Reinhard | Schindel | Schlichter | Schneider |
| Seitz | Setzer | Stebelton | Stewart J. |
| Uecker | Wachtmann | Wagner | Wagoner |
| Webster | White | Widener | Widowfield |
| Wolpert | Zehringer | | Husted-51. |

Those who voted in the negative were: Representatives

| | | | |
|-------------|-------------|-----------|------------|
| Barrett | Beatty | Boyd | Brady |
| Brinkman | Brown | Budish | Celeste |
| Chandler | DeBose | DeGeeter | Distel |
| Dodd | Domenick | Driehaus | Dyer |
| Fende | Foley | Garrison | Gerberry |
| Goyal | Hagan R. | Harwood | Healy |
| Heard | Koziura | Letson | Luckie |
| Lundy | Mallory | Miller | Okey |
| Otterman | Redfern | Skindell | Stewart D. |
| Strahorn | Sykes | Szolloosi | Ujvagi |
| Williams B. | Williams S. | Yates | Yuko-44. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 64, nays 31, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-------------|------------|------------|
| Adams | Aslanides | Bacon | Batchelder |
| Blessing | Bubp | Budish | Carmichael |
| Coley | Collier | Combs | Core |
| Daniels | DeBose | DeWine | Distel |
| Dodd | Dolan | Domenick | Dyer |
| Evans | Fessler | Flowers | Garrison |
| Gibbs | Goodwin | Hagan J. | Healy |
| Heard | Hite | Hottinger | Huffman |
| Hughes | Jones | Latta | Letson |
| McGregor J. | McGregor R. | Oelslager | Okey |
| Patton | Peterson | Raussen | Reinhard |
| Schindel | Schlichter | Schneider | Seitz |
| Setzer | Stebelton | Stewart J. | Sykes |
| Uecker | Wachtmann | Wagner | Wagoner |
| Webster | White | Widener | Widowfield |
| Williams B. | Wolpert | Zehringer | Husted-64. |

Those who voted in the negative were: Representatives

| | | | |
|----------|----------|----------|----------|
| Barrett | Beatty | Boyd | Brady |
| Brinkman | Brown | Celeste | Chandler |
| DeGeeter | Driehaus | Fende | Foley |
| Gerberry | Goyal | Hagan R. | Harwood |
| Koziura | Luckie | Lundy | Mallory |

| | | | |
|-------------|----------|----------|----------|
| Miller | Otterman | Redfern | Skindell |
| Stewart D. | Strahorn | Szollosi | Ujvagi |
| Williams S. | Yates | | Yuko-31. |

The bill passed.

Representative Gibbs moved to amend the title as follows:

Add the names: "Batchelder, Carmichael, Flowers, Healy, Hottinger, Oelslager."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. H. B. No. 181-Representative Setzer.

Cosponsors: Representatives Stebelton, Evans, Healy, Combs, Yuko, Harwood, Huffman, Collier, Webster, Brown, Patton, Williams, B., Lundy, Dyer, Heard.

To amend sections 2901.30 and 3313.672 of the Revised Code with respect to law enforcement cooperation and schools' record keeping duties in missing children investigations , was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-------------|------------|------------|
| Adams | Aslanides | Bacon | Barrett |
| Batchelder | Beatty | Blessing | 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 |
| McGregor J. | McGregor R. | Miller | Oelslager |
| Okey | Otterman | Patton | Peterson |
| Raussen | Redfern | Reinhard | 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-95. |

The bill passed.

Representative Setzer moved to amend the title as follows:

Add the names: "Barrett, Boyd, Budish, Chandler, DeBose, Distel, Domenick, Driehaus, Fende, Flowers, Foley, Garrison, Gibbs, Hagan, J., Hagan, R., Hite, Letson, Luckie, Mallory, Miller, Oelslager, Okey, Otterman, Schindel, Schlichter, Schneider, Strahorn, Szollosi, Uecker, Wagoner, Williams, S., 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 3704.19, the Speaker hereby appoints Robert Terry to the Small Business Stationary Source Technical and Environment Compliance Assistance Council.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the House standing committees:

Alternative Energy: remove Representatives Mandel and Koziura.

Criminal Justice: remove Representatives Mandel and Bolon.

Insurance: remove Representatives Mandel and Harwood.

Public Utilities: remove Representatives Mandel and DeGeeter.

On motion of Representative DeWine, the House adjourned until Wednesday, September 12, 2007 at 1:30 p.m.

Attest:

LAURA P. CLEMENS,
Clerk.