

OHIO

House

of

Representatives

JOURNAL

THURSDAY, SEPTEMBER 27, 2007

NINETY-FOURTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, September 27, 2007, 11:00 o'clock a.m.

The House met pursuant to adjournment.
Pursuant to House Rule No. 23, the Clerk called the House to order.
Representative Daniels was selected to preside under the Rule.
The journal of the previous legislative day was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 328-Representative Patton.

To amend section 3750.20 and to enact section 3750.23 of the Revised Code to require rail owners and operators to secure rail facilities and equipment from the threat of terrorism through the development of a vulnerability assessment, an infrastructure protection program, and proper communication with public authorities and to provide civil penalties for noncompliance by a rail owner or operator.

H. B. No. 329-Representative Patton.

To amend section 5739.02 of the Revised Code to exempt sales of clothing worth less than \$100 from sales and use taxation.

H. B. No. 330-Representative Healy.

Cosponsors: Representatives Brown, Letson, McGregor, J., Okey, Skindell, Yuko, Webster.

To amend sections 2313.06, 2313.08, and 2313.42 of the Revised Code to require that the annual jury list be made up from the list of qualified driver licensees and holders of identification cards issued by the Registrar of Motor Vehicles and, at the discretion of the commissioners, from volunteers from the list of electors provided by the board of elections.

Said bills were considered the first time.

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

Representative Beatty reported for the Rules and Reference Committee recommending that the following House Bills be considered for the second time and referred to the following committees for consideration:

H.B. No. 309 - Representative Foley, et al

TO MAKE CHANGES TO THE LAW GOVERNING MANUFACTURED HOMES.

To the committee on Commerce and Labor

H.B. No. 310 - Representative Yuko, et al

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.

To the committee on Criminal Justice

H.B. No. 311 - Representatives Widowfield, Evans

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.

To the committee on Finance and Appropriations

H.B. No. 312 - Representative Bacon, et al

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.

To the committee on Criminal Justice

H.B. No. 314 - Representative Jones, et al

TO REQUIRE THAT A WOMAN WHO IS TO HAVE AN ABORTION BE GIVEN THE OPPORTUNITY TO VIEW ANY AVAILABLE OBSTETRIC ULTRASOUND IMAGE.

To the committee on Health

H.B. No. 315 - Representative Oelslager, et al

TO CREATE THE HEALTH CARE FUND IN THE STATE TEACHERS RETIREMENT SYSTEM (STRS) AND MAKE OTHER CHANGES IN STRS LAW.

To the committee on Financial Institutions, Real Estate and Securities

H.B. No. 316 - Representative Seitz, et al

TO ALLOW SMOKING IN CIGAR BARS AND IN OUTDOOR SEATING AREAS OF RESTAURANTS THAT ARE AT LEAST 20 FEET AWAY FROM AN ENTRANCE, EXIT, OR WINDOW OF THE RESTAURANT.

To the committee on State Government and Elections

H.B. No. 317 - Representative Healy, et al

TO PROVIDE THAT THE PENALTY ENHANCEMENT FOR AGGRAVATED VEHICULAR HOMICIDE, VEHICULAR HOMICIDE, AND VEHICULAR MANSLAUGHTER FOR DRIVING UNDER A

LICENSE SUSPENSION AND THE REQUIREMENT FOR A MANDATORY PRISON TERM IN CERTAIN CASES OF AGGRAVATED VEHICULAR HOMICIDE AND VEHICULAR HOMICIDE FOR DRIVING UNDER SUSPENSION ALSO APPLY TO DRIVING UNDER CANCELLATION AND DRIVING WITHOUT A LICENSE.

To the committee on Criminal Justice

H.B. No. 318 - Representative Gibbs

TO MAKE CHANGES RELATIVE TO THE PROVISIONS THAT GOVERN THE PLACING OF COUNTY AND TOWNSHIP ROADS ON NONMAINTAINED STATUS.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 319 - Representative Gibbs, et al

TO REDUCE THE PUBLIC UTILITY PROPERTY TAX ASSESSMENT RATE FOR NEW PIPE-LINE COMPANY PROPERTY AND TO EXEMPT THE GROSS RECEIPTS OF A PIPE-LINE COMPANY FROM THE PUBLIC UTILITY EXCISE TAX.

To the committee on Public Utilities

H.B. No. 320 - Representative Jones, et al

TO REQUIRE CERTAIN CHILDREN WHO ARE BETWEEN FOUR AND EIGHT YEARS OF AGE TO BE SECURED IN A BOOSTER SEAT AND TO REQUIRE CHILDREN LESS THAN AGE EIGHTEEN TO BE RESTRAINED IN AN OCCUPANT RESTRAINING DEVICE IF NOT OTHERWISE REQUIRED TO BE IN A CHILD RESTRAINT SYSTEM OR BOOSTER SEAT.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 321 - Representative Distel, et al

TO DESIGNATE THE BRIDGE THAT IS LOCATED ON UNITED STATES ROUTE NUMBER 20 IN THE MUNICIPAL CORPORATION OF CONNEAUT IN ASHTABULA COUNTY AND THAT SPANS THE CONNEAUT CREEK AS "THE OHIO VETERANS MEMORIAL BRIDGE."

To the committee on Infrastructure, Homeland Security and Veterans Affairs

JON A. HUSTED
LARRY L. FLOWERS
JOYCE BEATTY

KEVIN DEWINE
ARLENE J. SETZER

Representative Evans 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 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 were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Beatty reported for the Rules and Reference Committee recommending that the following House Resolution and House Concurrent Resolution be read by title only and approved:

H.R. No. 84 – Representatives Gerberry, Hagan, R.

HONORING JOHN P. BROWN III ON BEING ELECTED NATIONAL COMMANDER OF AMVETS.

H. Con. R. No. 25 – Representative Jones

DESIGNATING INTERNET SAFETY DAY IN OHIO, SEPTEMBER 23, 2007.

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative Evans 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.

Message from the Speaker

Pursuant to Section 747.10 of Am. Sub. H.B. 119, 127th General Assembly, the Speaker hereby appoints the following members to the Nursing Education Study Committee:

Representatives Wagoner, Jones, and Brady.

Message from the Speaker

Pursuant to Section 747.10 of Am. Sub. H.B. 119, 127th General Assembly, the Speaker hereby appoints the following public members to the Nursing Education Study Committee:

Cynthia Hall, Dr. Patricia Martin, Dr. Andrea Lindell.

Message from the Speaker

Pursuant to Ohio Revised Code section 133.021, the Speaker hereby makes the following changes to the Joint Select Committee on Volume Cap:

Remove Representatives Seitz and DeWine;

Appoint Representatives R. McGregor and Coley.

On motion of Representative Evans, the House adjourned until Tuesday, October 2, 2007 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.