

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**THURSDAY, OCTOBER 4, 2007**

## NINETY-SEVENTH DAY

Hall of the House of Representatives, Columbus, Ohio  
**Thursday, October 4, 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 Collier was selected to preside under the Rule.

The journal of yesterday was read and approved.

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 343**-Representative Bacon.

Cosponsors: Representatives Patton, Combs, Harwood, Fende, Stebelton, Jones, Fessler, Latta, Webster.

To amend sections 2152.86, 2903.03, 2929.20, 2930.03, 2930.06, 2930.16, 2950.01, 2967.03, 2967.12, 2967.121, 2967.26, 2967.28, 5120.66, 5149.07, 5149.10, and 5149.101 of the Revised Code to require automatic notice to victims of first, second, or third degree felony offenses of violence of certain prisoner or alleged juvenile offender release or transfer proceedings; to expand victim participation in parole hearings; to require five years of post-release control for offenders who commit first, second, or third degree felony offenses of violence; to require the Department of Rehabilitation and Correction to keep information on such offenders in a publicly accessible database for ten years following final discharge; to require the Department to provide certain information related to paroles to designated public officials; to require the Department to notify the appropriate prosecuting attorney when a felon serving a specified sentence is released pursuant to a pardon, commutation of sentence, parole, or completed prison term; to prohibit the Parole Board from considering a sentence in effect since July 1, 1996, in making parole determinations; to make other changes related to the release of prisoners and victim's rights; to provide that voluntary manslaughter committed with a sexual motivation is a sexually oriented offense, makes an offender or juvenile offender registrant who commits it a tier III sex offender/child-victim offender, and may qualify a juvenile offender registrant who commits it as a public registry-qualified juvenile offender registrant; to name the victim and family notification provisions Roberta's Law; and to declare an emergency.

**H. B. No. 344**-Representatives Uecker, Brinkman.

To enact section 5533.92 of the Revised Code to designate the portion of Interstate Route 275 within Clermont County as the "Matt Maupin Highway."

Said bills were considered the first time.

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

Representative Harwood submitted the following report:

The standing committee on Judiciary to which was referred **Sub. S. B. No. 155**-Senator Faber, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: DOMESTIC RELATIONS JUVENILE PROBATE DIVISION  
CHAMPAIGN COUNTY

Representative Blessing moved to amend the title as follows:

Add the names: "Representatives Blessing, Wagoner, Coley, Latta, Gerberry, Bacon, Batchelder, Seitz."

LOUIS W. BLESSING	MARK D. WAGONER
BILL COLEY	ROBERT E. LATTA
MATTHEW J. DOLAN	ARMOND BUDISH
KEVIN BACON	WILLIAM G. BATCHELDER
WILLIAM J. SEITZ	MARK D. OKEY
SANDRA STABILE HARWOOD	MICHAEL J. SKINDELL
STEPHEN DYER	MIKE FOLEY
RON GERBERRY	

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 Bills be considered for the second time and referred to the following committees for consideration:

**H.B. No. 322 - Representatives Hughes and Skindell, et al**  
TO REQUIRE THE DIRECTOR OF ADMINISTRATIVE SERVICES TO ADOPT RULES GOVERNING CONSTRUCTION AND DEMOLITION DEBRIS RECYCLING AND WATER AND ENERGY USAGE WITH RESPECT TO CERTAIN PUBLIC WORKS PROJECTS.  
To the committee on Economic Development and Environment

**H.B. No. 323 - Representative Gibbs, et al**  
TO REVISE THE FENCES LAW.  
To the committee on Agriculture and Natural Resources

**H.B. No. 324 - Representative Batchelder, et al**  
TO EXEMPT PHYSICAL FITNESS FACILITY AND RECREATION AND SPORTS CLUB MEMBERSHIP FEES FROM THE SALES TAX IF THE

FACILITY OR CLUB IS OWNED OR CONTROLLED BY A NONPROFIT, INCOME TAX-EXEMPT ORGANIZATION OPERATED FOR RELIGIOUS OR CHARITABLE PURPOSES.

To the committee on Finance and Appropriations

**H.B. No. 325 - Representative Gerberry**

TO ESTABLISH A VETERAN'S LICENSE PLATE AVAILABLE TO ACTIVE DUTY AND HONORABLY DISCHARGED PERSONS WHO, WHILE SERVING IN THE ARMED FORCES OF THE UNITED STATES, SERVED IN AFGHANISTAN DURING OPERATION ENDURING FREEDOM OR IN IRAQ DURING OPERATION IRAQI FREEDOM.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 326 - Representative Gerberry, et al**

TO REQUIRE STATE INSTITUTIONS OF HIGHER EDUCATION TO INCLUDE COURSEWORK IN GOVERNMENT AS A CONDITION OF AWARDING AN UNDERGRADUATE DEGREE, DIPLOMA, OR CERTIFICATE.

To the committee on Education

**H.B. No. 328 - Representative Patton**

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.

To the committee on Infrastructure, Homeland Security and Veterans Affairs

**H.B. No. 329 - Representative Patton**

TO EXEMPT SALES OF CLOTHING WORTH LESS THAN \$100 FROM SALES AND USE TAXATION.

To the committee on Finance and Appropriations

**H.B. No. 330 - Representative Healy, et al**

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.

To the committee on State Government and Elections

JON A. HUSTED  
LARRY L. FLOWERS  
JOYCE BEATTY  
CHRIS REDFERN

KEVIN DEWINE  
ARLENE J. SETZER  
JOSEPH KOZIURA

Representative McGregor, J. 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 Koziura reported for the Rules and Reference Committee recommending that the following House Resolution be read by title only and approved:

**H.R. No. 87 – Representative Dolan**

HONORING THE GEAUGA COUNTY METZENBAUM BLUE STREAKS SOFTBALL TEAM ON WINNING THE 2007 SPECIAL OLYMPICS DIVISION III STATE CHAMPIONSHIP.

/s/ JON A. HUSTED

Jon A. Husted, Chair

Representative McGregor, J., 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 Koziura reported for the Rules and Reference Committee recommending that the following House Resolution be read and approved:

**H.R. No. 85 - Representative Garrison, Speaker Husted, Representatives Beatty, Adams, Aslanides, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bulp, Budish, Carmichael, Celeste, Chandler, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, 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 FIRST LIEUTENANT CHRISTOPHER N. RUTHERFORD.

/s/ JON A. HUSTED  
Jon A. Husted, Chair

Representative McGregor, J., 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.

On motion of Representative McGregor, J., the House adjourned until Tuesday, October 9, 2007 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.