

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

THURSDAY, OCTOBER 18, 2007

ONE HUNDRED SECOND DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Thursday, October 18, 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 Hagan, J. 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. 355**-Representative Hughes.

Cosponsors: Representatives Stewart, J., McGregor, J., Mallory, Fende, Oelslager, DeGeeter, Webster, Stebelton, Fessler, Huffman, Flowers, Foley.

To enact sections 2747.01 to 2747.06 of the Revised Code to provide for the recovery of damages and civil penalties for defrauding the state of money, property, or services in relation to the Medicaid Program and to authorize private persons to bring qui tam civil actions to remedy the frauds.

**H. B. No. 356**-Representative Hottinger.

Cosponsors: Representatives Latta, Wagoner, Combs, McGregor, J., Jones, Fende, Bulp, Bacon.

To amend sections 2907.05 and 2950.01 of the Revised Code to expand the offense of gross sexual imposition to also prohibit a person from having sexual contact with another or causing two or more other persons to have sexual contact if the other person or one of the other persons is a minor and the offender is the minor's parent, stepparent, guardian, custodian, or person in loco parentis and to include a person who violates this prohibition as a Tier II sex offender/child-victim offender under the Sex Offender Registration and Notification Law.

**H. B. No. 357**-Representative McGregor, J.

Cosponsors: Representatives Stebelton, Williams, S., Lundy, Adams.

To amend sections 123.01, 1505.07, 1506.11, 1531.06, 1571.01, 4503.10, 4503.101, 4503.103, 4928.01, 4928.51, 4928.61, and 4928.67, to enact sections 122.155, 122.156, 122.157, 131.50, 164.30, 1506.111, 1509.50, 1509.51, 1509.52, 1509.53, 1509.54, 1509.55, 1551.21, 1572.01 to 1572.07, 4928.68, 4928.70, 4928.701, 4928.702, 4928.703, 4928.704, 4928.705, 4928.706, 4928.707, 4928.708, 4928.709, 4928.7010, 4928.7011, 4928.7012, 4928.7013, 4928.7014, 4928.7015, 4928.7016, 4928.7017, 4933.51 to

4933.58, 5301.073, 5311.192, and 5501.452, and to repeal sections 5119.40, 5120.12, and 5123.23 of the Revised Code to modify and expand the laws governing energy development and supply in the state.

**H. B. No. 358**-Representative Yates.

Cosponsors: Representatives Barrett, Bolon, Celeste, Chandler, Dyer, Fende, Harwood, Heard, Luckie, Mallory, Williams, B.

To amend sections 1315.39, 1315.40, 1315.41, and 1343.01 of the Revised Code to modify the provisions for making a loan under the Check-Cashing Business Loan law.

**H. B. No. 359**-Representative Huffman.

Cosponsors: Representatives McGregor, J., Peterson, Healy, McGregor, R., Jones, Bacon, Adams, Lundy, Stebelton, Evans.

To amend section 321.261 of the Revised Code and to repeal Section 757.30 of Am. Sub. H.B. 119 of the 127th General Assembly to extend to all counties the authority to utilize surplus delinquent tax collections to facilitate nuisance abatement of deteriorated residential buildings in foreclosure and to terminate the temporary authority of a county with a population exceeding 1.2 million to use such collections to prevent residential mortgage foreclosures.

Said bills were considered the first time.

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

Representative Bolon submitted the following report:

The standing committee on Finance and Appropriations to which was referred **S. B. No. 116**-Senator Padgett, et al., having had the same under consideration, reports it back and recommends its passage.

RE: UNEMPLOYMENT BENEFITS

Representative Dolan moved to amend the title as follows:

Add the names: "Representatives Skindell, Bacon, Bolon, Boyd, Brown, Budish, Chandler, Driehaus, Evans, Flowers, Garrison, Hagan, R., Hite, Hottinger, McGregor, R., Schlichter, Stewart, D., Stewart, J., Strahorn, Ujvagi, Yates."

MATTHEW J. DOLAN  
MICHAEL J. SKINDELL  
LINDA S. BOLON  
EDNA BROWN  
KATHLEEN CHANDLER  
ANTHONY CORE

JON M. PETERSON  
KEVIN BACON  
BARBARA BOYD  
ARMOND BUDISH  
BILL COLEY  
KEVIN DEWINE

STEVE L. DRIEHAUS  
LARRY L. FLOWERS  
ROBERT F. HAGAN  
JAY HOTTINGER  
ROSS MCGREGOR  
JOHN SCHLICHTER  
JIMMY STEWART  
PETER S. UJVAGI  
SHAWN N. WEBSTER

CLYDE EVANS  
JENNIFER GARRISON  
CLIFF HITE  
SHANNON JONES  
THOMAS F. PATTON  
DAN STEWART  
FRED STRAHORN  
MARK D. WAGONER  
TYRONE K. YATES

The report was agreed to.

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

Representative Yuko submitted the following report:

The standing committee on Commerce and Labor to which was referred **Sub. H. B. No. 79**-Representative Batchelder, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: WORKERS' COMPENSATION - INVESTMENT LIMITATIONS

KENNY YUKO  
THOM COLLIER  
JIM HUGHES  
W. SCOTT OELSLAGER  
DAN STEWART

VERNON SYKES  
COURTNEY COMBS  
JOHN ADAMS  
TOM BRINKMAN

The following members voted "NO"

L. GEORGE DISTEL  
MATT SZOLLOSI

JENNIFER BRADY

The report was agreed to.

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

#### Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has concurred in the passage of the following bill:

**Am. Sub. H. B. No. 177** -Representative Blessing  
Cosponsors: Representatives Adams, Yuko, Webster Senators Jacobson, Harris, Amstutz

To amend sections 2915.01 and 3769.07 and to enact sections 2915.06 and

2915.061 of the Revised Code to allow the same person, association, trust, or corporation to own and operate two separate race tracks in Ohio, to modify the definition of "slot machine" and "skill-based amusement machine" for purposes of the Gambling Law, to create a limit on the redemption value of prizes associated with skill-based amusement machines, and to clarify regulatory authority pertaining to skill-based amusement machines and to declare an emergency.

With the following additional amendments, in which the concurrence of the House is requested.

In line 547, delete " machine" and insert " device"

Between lines 585 and 586, insert:

" (4) For purposes of division (AAA)(1) of this section, the mere presence of a device, such as a pin-setting, ball-releasing, or scoring mechanism, that does not contribute to or affect the outcome of the play of the game does not make the device a skill-based amusement machine."

Attest:

David A. Battocletti,  
Clerk.

The Senate amendments were laid over under the Rule.

#### Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

**S. B. No. 84** -Senator Schaffer

Cosponsors: Senators Boccieri, Cates, Amstutz, Fedor, Harris, Mason, Padgett, Seitz, Schuler, Schuring, Spada, Wilson, Smith, Stivers, Faber, Gardner, Niehaus, Sawyer

To amend section 5502.31 of the Revised Code to specify an additional type of Emergency Management Agency for which a political subdivision may make an appropriation.

Attest:

David A. Battocletti,  
Clerk.

Said bill was considered the first time.

On motion of Representative Zehringer, the House adjourned until Tuesday, October 23, 2007 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.