

OHIO

House

of

Representatives

JOURNAL

THURSDAY, NOVEMBER 8, 2007

ONE HUNDRED EIGHTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, November 8, 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 yesterday was read and approved.

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

Representative Barrett submitted the following report:

The standing committee on Civil and Commercial Law to which was referred **H. B. No. 332**-Representative Wagoner, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: REVISE OHIO UNIFORM PARTNERSHIP ACT

Representative Oelslager moved to amend the title as follows:

Add the names: "Coley, Hughes."

MATTHEW H. BARRETT	BILL COLEY
ANTHONY CORE	JIM HUGHES
MATT HUFFMAN	GERALD L. STEBELTON
SANDRA STABILE HARWOOD	TIMOTHY J. DEGEETER
DAN DODD	W. SCOTT OELSLAGER
MIKE FOLEY	

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

H.B. No. 368 - Representative Dyer, et al

TO PROVIDE A TWO-DAY PERIOD IN AUGUST EACH YEAR DURING WHICH SALES OF TANGIBLE PERSONAL PROPERTY ARE EXEMPT FROM SALES AND USE TAXES.

To the committee on Finance and Appropriations

H.B. No. 369 - Representative Lundy, et al

TO PROVIDE A TWO-DAY SALES TAX "HOLIDAY" EACH AUGUST DURING WHICH SALES OF BACK-TO-SCHOOL CLOTHING, SCHOOL SUPPLIES, COMPUTERS, AND COMPUTER ACCESSORIES ARE EXEMPT FROM SALES AND USE TAXES.

To the committee on Finance and Appropriations

H.B. No. 370 - Representative Bacon, et al

TO PROVIDE A THREE-DAY PERIOD IN AUGUST EACH YEAR DURING WHICH SALES OF CLOTHING, FOOTWEAR, SCHOOL SUPPLIES, AND PERSONAL COMPUTERS ARE EXEMPT FROM SALES AND USE TAXES.

To the committee on Finance and Appropriations

H.B. No. 373 - Representative Skindell, et al

TO REQUIRE A PERSON SHIPPING CERTAIN RADIOACTIVE MATERIAL WITHIN OR THROUGH THIS STATE TO PROVIDE THE EMERGENCY MANAGEMENT AGENCY WITH NOTICE OF THE SHIPMENT AND PAY THE DEPARTMENT OF PUBLIC SAFETY A FEE FOR EACH SHIPMENT, AND TO ESTABLISH THE RADIATION RESPONSE FUND.

To the committee on Economic Development and Environment

H.B. No. 374 - Representative Coley, et al

TO ALLOW THE ORIGINAL ARTICLES OF INCORPORATION TO ELIMINATE CUMULATIVE VOTING IN THE ELECTION OF DIRECTORS, TO REMOVE RESTRICTIONS FOR CERTAIN CORPORATIONS REGARDING THE ELIMINATION OF CUMULATIVE VOTING, AND TO EXCLUDE FROM THE EXISTING PROCEDURES FOR THE SALE OF ALL OR SUBSTANTIALLY ALL OF THE ASSETS OF A CORPORATION THE SALE OF THOSE ASSETS TO THE CORPORATION'S WHOLLY OWNED SUBSIDIARIES.

To the committee on Civil and Commercial Law

H.B. No. 375 - Representative Fende, et al

TO DESIGNATE THE PORTION OF INTERSTATE HIGHWAY 90 LOCATED WITHIN THE MUNICIPAL CORPORATION OF WILLOUGHBY HILLS IN LAKE COUNTY AS THE "CPL. JOSHUA HARMON MEMORIAL HIGHWAY."

To the committee on Infrastructure, Homeland Security and Veterans Affairs

H.B. No. 376 - Representatives Uecker and Distel, et al

TO CREATE THE INDIGENT DEFENSE SUPPORT FUND.

To the committee on Criminal Justice

H.B. No. 378 - Representative Sayre, et al

TO REQUIRE THE DIRECTOR OF ENVIRONMENTAL PROTECTION TO STRUCTURE THE JURISDICTION OF THE ENVIRONMENTAL PROTECTION AGENCY'S DISTRICT OFFICES SO THAT EVERY SOLID WASTE FACILITY IN A SOLID WASTE MANAGEMENT

DISTRICT IS WITHIN THE JURISDICTION OF THE SAME DISTRICT OFFICE FOR PURPOSES OF ADMINISTERING THE LAW GOVERNING SOLID WASTE FACILITIES.

To the committee on Economic Development and Environment

Sub. S.B. No. 209 - Senator Carey, et al

TO DIRECT THAT A SPECIFIED AMOUNT OF OVI FINES BE CREDITED TO THE STATE PUBLIC DEFENDER FOR COUNTY INDIGENT CRIMINAL DEFENSE REIMBURSEMENT, TO ESTABLISH REGISTRATION RECIPROCITY FOR ALL-PURPOSE AND OTHER SPECIAL VEHICLES, AND TO MAKE AN APPROPRIATION.

To the committee on Finance and Appropriations

S.B. No. 214 - Senator Niehaus, et al

TO PROHIBIT THE SALE OF DISHWASHER DETERGENT THAT CONTAINS ABOVE A SPECIFIED AMOUNT OF PHOSPHORUS.

To the committee on Economic Development and Environment

Sub. S.B. No. 225 - Senator Schaffer, et al

TO MAKE CHANGES TO THE ARCHITECTS LAW.

To the committee on Commerce and Labor

Sub. S.B. No. 221 - Senator Schuler (by request), et al

TO REVISE STATE ENERGY POLICY TO ADDRESS ELECTRIC SERVICE PRICE REGULATION AND TO PROVIDE FOR NEW BONDING AUTHORITY FOR ADVANCED ENERGY PROJECTS, ADVANCED (INCLUDING SUSTAINABLE RESOURCE) ENERGY PORTFOLIO STANDARDS, ENERGY EFFICIENCY STANDARDS, AND GREENHOUSE GAS EMISSION REPORTING AND CARBON CONTROL PLANNING REQUIREMENTS.

To the committee on Public Utilities

JON A. HUSTED
LARRY L. FLOWERS
JOSEPH KOZIURA

KEVIN DEWINE
ARLENE J. SETZER
CHRIS REDFERN

Representative Flowers 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 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 and Senate 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 Concurrent Resolution be introduced and referred to the following committee for consideration:

H.Con.R. No. 34 - Representative Batchelder, McGregor, R., Raussen, Driehaus, Book Hottinger, Harwood, McGregor, J., Adams, Flowers, Webster, Stebelton, Letson, Fessler, Wachtmann, Otterman, Fende, Gibbs, Daniels, Mecklenborg, Widener

TO EXPRESS THE COMMITMENT OF THE 127TH OHIO GENERAL ASSEMBLY TO MAINTAIN THE STATES AS THE SOLE REGULATORS ON THE BUSINESS OF INSURANCE, AND TO EXPRESS THE OPPOSITION OF THE 127TH OHIO GENERAL ASSEMBLY TO ANY PROPOSED LAW THAT WOULD ESTABLISH A FEDERAL INSURANCE REGULATORY SYSTEM.

To the committee on Insurance

/s/ JON A. HUSTED

Jon A. Husted, Chair

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

H.R. No. 94 - Speaker Husted

HONORING THE OHIO VETERANS HALL OF FAME ON ITS CLASS OF 2007 INDUCTION CEREMONY.

Add the name: Flowers

H.R. No. 96 - 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., Mecklenborg, Miller, Oelslager, Okey, Otterman, Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, 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
 HONORING REPRESENTATIVE SEITZ FOR OUTSTANDING SERVICE
 TO THE OHIO HOUSE OF REPRESENTATIVES.

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

Representative Flowers 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 Resolutions be read and approved:

H.R. No. 95 - 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., Mecklenborg, Miller, Oelslager, Okey, Otterman, Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, 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 CORPORAL SAMUEL F. PEARSON.

H.R. No. 99 - Representatives Schindel and Yuko, 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., Mecklenborg, Miller, Oelslager, Okey, Otterman, Patton, Peterson, Raussen, Redfern, Reinhard, Sayre, Schlichter, Schneider, 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, Zehringer

IN MEMORY OF GEORGE M. BRENTAR.

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

Representative Flowers 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.

On motion of Representative Flowers, the House adjourned until Tuesday, November 13, 2007 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.