

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
TUESDAY, DECEMBER 16, 2008

TWO HUNDRED THIRTY-SECOND DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, December 16, 2008, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Representative Jon Peterson-2nd district, 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:

The Volunteer Connection of Northwest Ohio received H. R. 299, presented by Representative Goodwin-74th district.

Samantha Swinehart received H. R. 294, presented by Representative Stebelton-5th district.

The Olmsted Falls High School volleyball team received H. R. 254, presented by Representative Grady-28th district.

Nancy McGregor, wife of Representative Jim McGregor-20th district.

Dr. Barbara R. Nicholson, a guest of Representative Beatty-27th district.

David Schuler, a guest of Representative Ciafardini-28th district.

Teachers and students from Ecole des Sciences in Rwanda, guests of Representative Luckie-39th district.

The Jerry family, guests of Representative Fende-62nd district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 657-Representative Book.

To amend sections 2935.36, 2951.041, 4506.09, 4506.101, 4506.15, 4506.16, 4506.161, 4506.17, 4506.21, 4510.03, and 4513.37 and to enact section 4506.131 of the Revised Code to make changes in the law governing commercial drivers' licenses, including hazardous material endorsements, disqualifications, conviction records, and licensure of private commercial driver's license test administrators.

H. B. No. 658-Representative Grady.

Cosponsors: Representatives Setzer, Schindel.

To enact section 3301.041 of the Revised Code to require the State Board of Education to broadcast board meetings on the internet.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 318**-Representative Gibbs, et al., were taken up for consideration.

Sub. H. B. No. 318-Representative Gibbs.

Cosponsors: Representatives Aslanides, Domenick, Bacon, Batchelder, Bolon, Chandler, Combs, Daniels, DeBose, Dyer, Evans, Flowers, Garrison, Goyal, Hagan, J., Hagan, R., Harwood, Hughes, Luckie, McGregor, J., Patton, Sayre, Schindel, Schneider, Setzer, Uecker, Zehringer. Senators Amstutz, Buehrer, Harris, Lehner, Padgett, Patton, Sawyer, Schaffer, Wagoner, Wilson, Miller, R., Miller, D.

To amend sections 5541.05, 5553.11, 5571.20, and 5735.27 of the Revised Code to make changes relative to the provisions that govern the placing of county and township roads on nonmaintained status and to establish that proceedings to vacate a road are not subject to real property appropriation procedures.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted - yeas 98, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Evans
Fende	Fessler	Flowers	Foley
Gardner	Garrison	Gerberry	Gibbs
Goodwin	Goyal	Grady	Hagan J.
Hagan R.	Harwood	Heard	Heydinger
Hite	Hottinger	Huffman	Hughes
Jones	Koziura	Letson	Luckie
Lundy	Mandel	McGregor J.	McGregor R.
Mecklenborg	Miller	Nero	Newcomb
Oelslager	Okey	Otterman J.	Peterson
Redfern	Reinhard	Sayre	Schindel
Schlichter	Schneider	Sears	Setzer
Skindell	Slesnick	Stebelton	Stewart D.
Stewart J.	Strahorn	Sykes	Szollosi
Uecker	Ujvagi	Wachtmann	Wagner
Webster	White	Widener	Williams B.
Williams S.	Wolpert	Yates	Yuko
Zehringer			Husted-98.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 458**-Representative Uecker, et al., were taken up for consideration.

Sub. H. B. No. 458-Representative Uecker.

Cosponsors: Representatives Evans, McGregor, J., Huffman, Harwood, Wagner, Bacon, Batchelder, Chandler, Combs, Daniels, Domenick, Dyer, Flowers, Gerberry, Gibbs, Goyal, Hagan, J., Hughes, Letson, Newcomb, Sayre, Schindel, Schlichter, Setzer, Zehringer. Senators Amstutz, Schaffer, Roberts, Sawyer, Buehrer, Fedor, Harris, Kearney, Patton, Schuler, Seitz, Wagoner.

To amend sections 505.60, 505.601, 5701.11, 5705.05, 5705.06, and 5709.121 of the Revised Code to authorize townships to use money derived from the general current expense levy for road and bridge construction and repair, to make clarifying changes to the laws authorizing a township to provide health care insurance, to expressly incorporate changes in the Internal Revenue Code since December 21, 2007, into Ohio tax law, to clarify qualifications for charitable institution exemptions from property taxation, and to declare an emergency.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 96, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Bacon	Batchelder	Beatty
Blessing	Bolon	Book	Boyd
Brady	Brinkman	Brown	Bubp
Budish	Carmichael	Celeste	Chandler
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Otterman J.	Peterson	Reinhard
Sayre	Schindel	Schlichter	Schneider
Sears	Setzer	Skindell	Slesnick
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White
Widener	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

Representatives Adams and Redfern voted in the negative-2.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted - yeas 96, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Aslanides	Bacon	Batchelder	Beatty
Blessing	Bolon	Book	Boyd
Brady	Brinkman	Brown	Bubp
Budish	Carmichael	Celeste	Chandler
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Otterman J.	Peterson	Reinhard
Sayre	Schindel	Schlichter	Schneider
Sears	Setzer	Skindell	Slesnick
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White
Widener	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

Representatives Adams and Redfern voted in the negative-2.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 525**-Representative Combs, et al., were taken up for consideration.

Sub. H. B. No. 525-Representative Combs.

Cosponsors: Representatives McGregor, J., Peterson, Setzer, Harwood, Szollosi, Raussen, Chandler, Uecker, Adams, Batchelder, Blessing, Boyd, Brown, Ciafardini, Coley, Domenick, Dyer, Evans, Flowers, Gardner, Gerberry, Hite, Huffman, Letson, Lundy, Mecklenborg, Nero, Patton, Schneider, Stebelton. Senators Cates, Seitz, Wagoner, Harris, Morano, Sawyer.

To amend sections 101.45, 117.18, 119.09, 124.09, 169.08, 317.36, 505.495, 709.032, 733.39, 1121.38, 1315.17, 1315.24, 1321.07, 1321.42, 1509.36, 1513.131, 1571.10, 1571.14, 1707.23, 1901.26, 1905.26, 2335.06, 2335.08, 2743.06, 2743.65, 3745.05, 3901.04, 3901.321, 4112.04, 4121.16,

4123.13, 4167.10, 4301.04, 4503.03, 4517.32, 4701.29, 4723.29, 4725.23, 4728.05, 4730.26, 4731.22, 4735.04, 4738.11, 4741.03, 4760.14, 4762.14, 4763.04, 4769.06, 4903.05, 5101.37, 5120.30, 5123.14, 5123.96, 5149.11, 5703.29, 5727.62, and 5924.47 and to enact sections 119.094, 317.114, 317.37, and 3333.30 of the Revised Code to establish standard format requirements for documents to be recorded by a county recorder, to allow recording of a single instrument for multiple transactions pertaining to oil and gas, to permit the board of county commissioners in each county to set the mileage reimbursement rate for witnesses in civil cases in county courts at a rate not to exceed fifty and one-half cents per mile, to set the mileage reimbursement rate for witnesses in other courts of record and state adjudication hearings at fifty and one-half cents per mile, and to authorize the Chancellor of the Ohio Board of Regents to enter into an agreement with private entities to provide access to career information on the Board of Regents' web site.

The question being, "Shall the Senate amendments be concurred in?"

The yeas and nays were taken and resulted - yeas 95, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brown	Bubp
Budish	Carmichael	Celeste	Chandler
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Grady	Hagan J.	Hagan R.	Harwood
Heard	Heydinger	Hite	Hottinger
Huffman	Hughes	Jones	Koziura
Letson	Luckie	Lundy	Mandel
McGregor J.	McGregor R.	Mecklenborg	Miller
Nero	Newcomb	Oelslager	Okey
Otterman J.	Peterson	Reinhard	Sayre
Schindel	Schlichter	Schneider	Sears
Setzer	Skindell	Slesnick	Stebelton
Stewart D.	Stewart J.	Strahorn	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Webster	White	Widener
Williams B.	Williams S.	Wolpert	Yates
Yuko	Zehring		Husted-95.

Representatives Brinkman, Fessler, and Redfern voted in the negative-3.

The Senate amendments were concurred in.

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

Representative DeGeeter submitted the following report:

The standing committee on Criminal Justice to which was referred **Sub. S. B. No. 108**-Senator Schaffer, et al., having had the same under consideration, reports it back and recommends its passage.

RE: PUBLIC OFFICIAL IN PRISON NO JUDICIAL RELEASE

- | | |
|------------------|---------------------|
| JOSEPH W. UECKER | JIM CARMICHAEL |
| JOSH MANDEL | STEPHEN DYER |
| SANDRA WILLIAMS | TRACY HEARD |
| ANTHONY CORE | TIMOTHY J. DEGEETER |
| KENNY YUKO | JOHN J. WHITE |

The following members voted "NO"

- | | |
|------------------|-----------------|
| BARBARA R. SEARS | 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. S. B. No. 196**-Senator Schaffer, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: REVISE PRENEED FUNERAL CONTRACT LAW

- | | |
|----------------|--------------------|
| MATT SZOLLOSI | KENNY YUKO |
| JENNIFER BRADY | JOSEPH W. UECKER |
| COURTNEY COMBS | W. SCOTT OELSLAGER |
| THOM COLLIER | JIM HUGHES |
| JOHN ADAMS | STEPHEN SLESNICK |

The following member voted "NO"

- TOM BRINKMAN

The report was agreed to.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **Sub. S. B. No. 147**-Senator Faber, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: DRC NURSE/DENTIST RECRUITMENT - LOAN REPAYMENT PROGRAM

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Hagan, R., DeBose, Strahorn, Letson, Williams, B., Boyd, Slesnick."

JAY HOTTINGER	BRUCE W. GOODWIN
BARBARA R. SEARS	CAROL-ANN SCHINDEL
ARLENE J. SETZER	JOSEPH W. UECKER
MATT HUFFMAN	LORRAINE M. FENDE
KENNY YUKO	SHANNON JONES
LYNN R. WACHTMANN	ROBERT F. HAGAN
MICHAEL DEBOSE	FRED STRAHORN
TOM LETSON	BRIAN G. WILLIAMS
BARBARA BOYD	SHAWN N. WEBSTER
STEPHEN SLESNICK	W. SCOTT OELSLAGER
JOHN OTTERMAN	

The report was agreed to.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **Sub. S. B. No. 203**-Senator Grendell, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PHARMACY TECHNICIANS CERTIFY/REGULATE

Representative Wachtmann moved to amend the title as follows:

Add the name: "Representative Hagan, R.."

JAY HOTTINGER	BRUCE W. GOODWIN
SHAWN N. WEBSTER	BARBARA R. SEARS
CAROL-ANN SCHINDEL	ARLENE J. SETZER
JOSEPH W. UECKER	LYNN R. WACHTMANN
MATT HUFFMAN	SHANNON JONES
ROBERT F. HAGAN	MICHAEL DEBOSE
FRED STRAHORN	TOM LETSON
KENNY YUKO	BRIAN G. WILLIAMS
W. SCOTT OELSLAGER	JOHN OTTERMAN
LORRAINE M. FENDE	BARBARA BOYD
STEPHEN SLESNICK	

The report was agreed to.

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

Representative Williams, B. submitted the following report:

The standing committee on Health to which was referred **Sub. S. B. No. 272**-Senator Stivers, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROGRAM OF ALL INCLUSIVE CARE FOR THE ELDERLY

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Hagan, R., Boyd."

- | | |
|-------------------|--------------------|
| JAY HOTTINGER | SHAWN N. WEBSTER |
| BRUCE W. GOODWIN | BARBARA BOYD |
| BARBARA R. SEARS | CAROL-ANN SCHINDEL |
| ARLENE J. SETZER | LYNN R. WACHTMANN |
| JOSEPH W. UECKER | SHANNON JONES |
| MATT HUFFMAN | W. SCOTT OELSLAGER |
| ROBERT F. HAGAN | MICHAEL DEBOSE |
| FRED STRAHORN | TOM LETSON |
| BRIAN G. WILLIAMS | KENNY YUKO |
| LORRAINE M. FENDE | |

The report was agreed to.

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

Representative DeBose submitted the following report:

The standing committee on Economic Development and Environment to which was referred **S. B. No. 372**-Senator Niehaus, et al., having had the same under consideration, reports it back and recommends its passage.

RE: ENVIRONMENTAL AUDITS EXTEND TIME FOR COMPLETION

- | | |
|---------------------|--------------------|
| MICHAEL DEBOSE | JAMES ZEHRINGER |
| STEVE REINHARD | JEFF WAGNER |
| GERALD L. STEBELTON | THOM COLLIER |
| COURTNEY COMBS | JIM ASLANIDES |
| JOHN P. HAGAN | JIM MCGREGOR |
| LARRY L. WOLPERT | CAROL-ANN SCHINDEL |

The following members voted "NO"

- | | |
|-----------------|-------------------|
| TED CELESTE | BRIAN G. WILLIAMS |
| PETER S. UJVAGI | ROBERT F. HAGAN |
| MATT LUNDY | |

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 **Sub. S. B. No. 380**-Senator Seitz, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ABSENTEE VOTING/PROHIBIT SAME DAY VOTER
REGISTRATION/MISMATCHES/ELECTION OBSERVERS

Representative Daniels moved to amend the title as follows:

Add the name: "Representative Daniels."

DAVID DANIELS
KEVIN DEWINE
SHANNON JONES
STEVE REINHARD

CLIFF HITE
JIM CARMICHAEL
JOHN SCHLICHTER
THOM COLLIER

The following members voted "NO"

JOHN DOMENICK
MATT LUNDY
T. TODD BOOK
VERNON SYKES

MICHAEL J. SKINDELL
EDNA BROWN
DAN STEWART

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

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

H.R. No. 289 - Speaker Husted, Representatives Beatty, Adams, Aslanides, Bacon, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bulp, Budish, Carmichael, Celeste, Chandler, Ciafardini, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Heard, Heydinger, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Lundy, Mallory, Mandel, McGregor, J., McGregor, R., Mecklenborg, Miller, Nero, Newcomb, Oelslager, Okey, Otterman, J., Patton, Peterson, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, Sears, Setzer, Skindell, Slesnick, Stebelton, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Ujvagi, Wachtmann, Wagner, Webster, White, Widener, Williams, B., Williams, S., Wolpert, Yates, Yuko, Zehringer
IN MEMORY OF THE HONORABLE RICHARD E. RENCH.

/s/ 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 brought up for immediate adoption, read in full, and spread upon the pages of the journal.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

H. R. No. 289-Speaker Husted, Representatives Beatty, Adams, Aslanides, Bacon, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Bubp, Budish, Carmichael, Celeste, Chandler, Ciafardini, Coley, Collier, Combs, Core, Daniels, DeBose, DeGeeter, DeWine, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Fende, Fessler, Flowers, Foley, Gardner, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Heard, Heydinger, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Lundy, Mallory, Mandel, McGregor, J., McGregor, R., Mecklenborg, Miller, Nero, Newcomb, Oelslager, Okey, Otterman, J., Peterson, Redfern, Reinhard, Sayre, Schindel, Schlichter, Schneider, Sears, Setzer, Skindell, Slesnick, Stebelton, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Ujvagi, Wachtmann, Wagner, Webster, White, Widener, Williams, B., Williams, S., Wolpert, Yates, Yuko, Zehringer.

In memory of the Honorable Richard E. Rench.

WHEREAS, The members of the House of Representatives of the 127th General Assembly of Ohio were deeply saddened to learn of the death of the Honorable Richard E. Rench and extend our heartfelt condolences to his family and friends; and

WHEREAS, Richard Rench left an indelible impression on the people whose lives he touched, and he will be remembered as a spirited individual who contributed immeasurably to the world around him. A former member of the Ohio State Highway Patrol, he started several businesses, including Rench Diversified, Rench Realty, and the Firelands Appraisal Company, and he served ten years in the Ohio House of Representatives before being appointed to the Ohio Water Development Authority Board. In addition, he established the Firelands Museum of Military History, and he was a licensed pilot, a scoutmaster and cubmaster with the Boy Scouts of America, and a life member of the Ohio Gun Collectors, the Ohio Rifle and Pistol, and the National Rifle associations, and a member of the Republican Party Central Committee and Sons of the American Revolution; and

WHEREAS, Richard Rench's regard for improving the quality of life in our society was clearly evident in his personal sacrifices of time and effort to his family, friends, and community. Giving generously of his energy and abilities in

all of his endeavors, he displayed exceptional concern and insight, and his absence will be keenly felt; and

WHEREAS, A loving husband to his wife, the late Cheryl, a devoted father to his two sons, Thomas and Steven, and the proud grandfather of five grandchildren, Craig, Aiden, Madison, Corynn, and Stephanie, Richard Rench always used his talents to the benefit of others, and the laurels of his life stand as a tribute not only to him but also to those he left behind. Although the void his death has created can never be filled, the legacy of care and commitment he established will surely live on. The world is a richer place for his having been in it, and he will be sorely missed; therefore be it

RESOLVED, That we, the members of the House of Representatives of the 127th General Assembly of Ohio, in adopting this Resolution, express a profound sense of loss and sincere regret at the death of the Honorable Richard E. Rench and, in so doing, pay tribute to the memory of a truly unique individual; and be it further

RESOLVED, That the Clerk of the House of Representatives transmit a duly authenticated copy of this Resolution to the family of the Honorable Richard E. Rench.

The resolution was adopted.

Representative DeWine moved that the following resolution be brought up for immediate adoption, read by title only, and spread upon the pages of the journal.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

H. R. No. 308-Speaker Husted, Representative Beatty.

Relative to travel allowance.

RESOLVED, That the Chief Administrative Officer of the House of Representatives is hereby authorized to pay the following named persons travel allowance for mileage as provided by section 101.27 of the Revised Code:

Name	District	Mileage
Andrew D. Ciafardini	28	185
Colleen Grady	18	248
Richard Nero	42	260

The yeas and nays were taken and resulted - yeas 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Evans
Fende	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Otterman J.	Peterson	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	Setzer	Skindell
Slesnick	Stebelton	Stewart D.	Stewart J.
Strahorn	Sykes	Szollosi	Uecker
Ujvagi	Wachtmann	Wagner	Webster
White	Widener	Williams B.	Williams S.
Wolpert	Yates	Yuko	Zehringer
			Husted-97.

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 380-Senator Seitz.

Cosponsors: Senators Cates, Carey, Wagoner, Amstutz, Coughlin, Harris, Schaffer, Faber, Buehrer. Representative Daniels.

To amend sections 3501.07, 3501.90, 3503.15, 3505.21, 3509.01, 3509.04, 3509.05, 3509.06, 3509.07, 3511.05, and 3511.11 of the Revised Code to require absent voter's ballot identification envelope statements to be completed for absent voter's ballots to be counted, to require boards of elections to notify absent voters that their ballots will be rejected if they do not complete the required statement, to generally prohibit same day voter registration and application for absent voter's ballots, to permit election observers to be appointed to serve at the board of elections or at another designated site during the time absent voter's ballots may be cast in person, to revise the time period in which voters may cast absent voter's ballots in person, to require the Secretary of State to notify boards of elections of mismatches between voter registration information and motor vehicle records,

and to revise the process for appointing members of a board of elections, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 55, nays 43, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Blessing	Brinkman	Bubp	Carmichael
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeWine	Dolan
Evans	Fessler	Flowers	Gardner
Gibbs	Goodwin	Grady	Hagan J.
Heard	Hite	Hottinger	Huffman
Hughes	Jones	Letson	Mandel
McGregor J.	McGregor R.	Mecklenborg	Nero
Oelslager	Peterson	Reinhard	Schindel
Schlichter	Schneider	Sears	Setzer
Stebelton	Stewart J.	Uecker	Wachtmann
Wagner	Webster	White	Widener
Wolpert	Zehringer		Husted-55.

Those who voted in the negative were: Representatives

Beatty	Bolon	Book	Boyd
Brady	Brown	Budish	Celeste
Chandler	DeBose	DeGeeter	Dodd
Domenick	Driehaus	Dyer	Fende
Foley	Garrison	Gerberry	Goyal
Hagan R.	Harwood	Heydinger	Koziura
Luckie	Lundy	Miller	Newcomb
Okey	Otterman J.	Redfern	Sayre
Skindell	Slesnick	Stewart D.	Strahorn
Sykes	Szollosi	Ujvagi	Williams B.
Williams S.	Yates		Yuko-43.

The bill passed.

Representative Daniels moved to amend the title as follows:

Add the names: "Aslanides, Bacon, Batchelder, Blessing, Bubp, Carmichael, Ciafardini, Flowers, Gibbs, Grady, Hagan, J., Mecklenborg, Nero, Schindel, Schneider, Sears, Setzer, Stebelton, Uecker, Wachtmann, Wagner."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative DeWine, the House recessed.

The House met pursuant to recess.

Sub. S. B. No. 306-Senator Schuler.

Cosponsors: Senators Mumper, Seitz, Wagoner, Schaffer, Spada, Cates, Amstutz, Austria, Buehrer, Grendell, Harris, Niehaus, Padgett, Schuring, Stivers, Jacobson. Representatives Gibbs, Schindel, Mecklenborg, Hagan, J., Slesnick.

To amend sections 135.804, 307.695, 322.07, 323.151, 323.152, 323.153, 323.154, 323.155, 323.156, 323.159, 3317.16, 4503.065, 4503.066, 4503.067, 4503.068, 4735.18, and 5739.09 and to enact section 4735.24 of the Revised Code to change the definition of "housing cooperative" for the purposes of the county homestead tax exemptions and property tax payment link deposit programs for low-to-moderate income senior citizens and permanently disabled citizens, to expand the definition of a homestead owner to include settlors of irrevocable inter vivos trusts, to eliminate the necessity of issuing certificates of reduction for homestead exemptions, to modify how state funding for joint vocational school districts is computed when a new school district is added to the joint district, to establish requirements for the disbursement of earnest money deposited in a real estate broker's trust or special account, and to allow certain counties to increase the lodging tax by up to four per cent to fund a new arena or convention center project, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Gibbs moved that **Sub. S. B. No. 306**-Senator Schuler, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

Sub. S. B. No. 203-Senator Grendell.

Cosponsors: Senators Padgett, Cates, Faber, Fedor, Goodman, Harris, Mason, Miller, D., Miller, R., Morano, Mumper, Niehaus, Sawyer, Schaffer, Stivers, Wagoner, Wilson, Boccieri, Spada, Austria. Representative Hagan, R.

To amend sections 3719.21, 4729.99, 4776.02, and 4776.04 and to enact section 4729.42 of the Revised Code to prohibit unauthorized pharmacy-related drug conduct relative to persons employed as pharmacy technicians, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 96, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose

DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Evans
Fende	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Otterman J.	Peterson	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	Setzer	Skindell
Slesnick	Stebelton	Stewart D.	Stewart J.
Strahorn	Sykes	Szollosi	Uecker
Wachtmann	Wagner	Webster	White
Widener	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

Representative Ujvagi voted in the negative-1.

The bill passed.

Representative Wachtmann moved to amend the title as follows:

Add the names: "Bacon, Batchelder, Beatty, Blessing, Bolon, Book, Boyd, Brown, Bubp, Budish, Celeste, Chandler, Ciafardini, Collier, Combs, Core, Daniels, DeBose, DeGeeter, Dolan, Domenick, Dyer, Evans, Fende, Flowers, Foley, Garrison, Gerberry, Goodwin, Goyal, Grady, Hagan, J., Harwood, Heard, Heydinger, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Mandel, McGregor, J., Nero, Newcomb, Oelslager, Okey, Peterson, Reinhard, Sayre, Schlichter, Schneider, Sears, Skindell, Slesnick, Stebelton, Stewart, D., Stewart, J., Strahorn, Szollosi, Uecker, Ujvagi, Wachtmann, White, Williams, B., Yuko, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 320-Senator Seitz.

Cosponsors: Senators Spada, Schuring, Padgett, Coughlin, Schaffer, Grendell, Fedor, Amstutz, Austria, Boccieri, Buehrer, Cates, Faber, Harris, Kearney, Mason, Miller, R., Morano, Mumper, Niehaus, Sawyer, Schuler, Stivers, Wagoner, Wilson, Smith, Jacobson. Representatives Yuko, Mallory.

To amend sections 2913.01, 2913.02, 2913.72, and 2923.31 and to enact section 1333.851 of the Revised Code to include organized retail theft and substantially similar conduct occurring in another state within the definition of corrupt activity as used in the Ohio Corrupt Activities Law, to require compensation of an alcoholic beverage distributor before reassigning the distributor's product or brand territory, to make changes to the law governing certain franchise agreements between a successor manufacturer and

distributor, and to permit a court to order an offender who steals rental property to pay for the cost of repairing or replacing the stolen property and any loss of revenue resulting from deprivation of the property due to theft, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Blessing	Bolon	Book	Boyd
Brady	Brinkman	Brown	Bubp
Budish	Carmichael	Celeste	Chandler
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Evans	Fende
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Grady	Hagan J.	Hagan R.	Harwood
Heard	Heydinger	Hite	Hottinger
Huffman	Hughes	Jones	Koziura
Letson	Luckie	Lundy	Mandel
McGregor J.	McGregor R.	Mecklenborg	Miller
Nero	Newcomb	Oelslager	Okey
Otterman J.	Peterson	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Sears	Setzer	Skindell	Slesnick
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White
Widener	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

The bill passed.

Representative White moved to amend the title as follows:

Add the names: "Bacon, Blessing, Bolon, Chandler, Collier, Combs, DeBose, Domenick, Dyer, Evans, Flowers, Gibbs, Goyal, Grady, Hagan, J., Hite, Hughes, Luckie, Mandel, Mecklenborg, Nero, Newcomb, Oelslager, Otterman, J., Sayre, Schindel, Schneider, Setzer, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 631-Representative Blessing.
Cosponsors: Representatives Coley, Mecklenborg.

To enact sections 2307.951, 2307.952, 2307.953, and 2307.954 of the Revised Code to require claimants in asbestos tort actions to make certain disclosures pertaining to asbestos trust claims that have been submitted to asbestos trust entities for the purpose of compensating the claimant for asbestos exposure, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Blessing moved that **Sub. H. B. No. 631**-Representative Blessing, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

H. B. No. 649-Representative Hottinger.
Cosponsors: Representatives Bacon, Dolan, Flowers, Jones, McGregor, R., Schlichter, Stewart, J.

To amend section 5902.02 and to enact sections 5902.16 and 5902.161 of the Revised Code to provide compensation to veterans of the Persian Gulf, Afghanistan, and Iraq conflicts, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

12/16/08

The Honorable Jon A. Husted, Speaker
The Ohio House of Representatives
Columbus, Ohio
Speaker Husted,

Pursuant to House Rule No. 57, I respectfully request that I be excused from voting on **H. B. No. 649**-Representative Hottinger, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/s/ DANNY R. BUBP
DANNY R. BUBP
State Representative
88th House District

The request was granted.

12\16\08

The Honorable Jon A. Husted, Speaker
The Ohio House of Representatives
Columbus, Ohio

Speaker Husted,

Pursuant to House Rule No. 57, I respectfully request that I be excused from voting on **H. B. No. 649**-Representative Hottinger, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/s/ JOSH MANDEL
JOSH MANDEL
State Representative
17th House District

The request was granted.

Representative Ujvagi moved to amend as follows:

In line 5, delete "section 5902.02 be amended and"

In line 6, delete "5902.16 and 5902.161" and insert "113.052 and 113.053"

Delete lines 8 through 162

In line 163, delete " **5902.16**" and insert " **113.052**"

In line 183, delete " director of veterans services" and insert " treasurer of state"

In line 227, delete the underlined apostrophe

In line 270, delete " director" and insert " treasurer of state"

In line 282, delete " director" and insert " treasurer of state"

In line 288, delete " director" and insert " treasurer of state"

In line 291, delete " director's" and insert " treasurer of state's"; delete " director" and insert " treasurer of state"

In line 302, delete " director" and insert " treasurer of state"

In line 305, delete " budget stabilization" and insert " general revenue"

In line 307, delete " **5902.161. (A)**" and insert " **113.053.**"

In line 310, delete " director"

In line 311, delete " of veterans services" and insert " treasurer of state"

In line 313, delete " 5902.16" and insert " 113.052"

Delete lines 315 through 366 and insert:

"**Section 2.** The Governor has informed the General Assembly of the Governor's intent to propose appropriations, and it is the intent of the General Assembly to appropriate \$200,000,000 in fiscal years 2010 and 2011, with such appropriations to be funded by the proceeds of the sale of bonds approved by the people of Ohio, for the purposes of the Persian Gulf, Afghanistan, and Iraq Conflict Compensation program established in section 113.052 of the Revised Code."

In line 1 of the title, delete "amend section 5902.02 and to"

In line 2 of the title, delete "5902.16 and 5902.161" and insert "113.052 and 113.053"

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 45, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Blessing	Brinkman	Carmichael	Ciafardini
Coley	Collier	Combs	Core
Daniels	DeWine	Dolan	Evans
Fessler	Flowers	Gardner	Gibbs
Goodwin	Grady	Hagan J.	Hite
Hottinger	Huffman	Hughes	Jones
McGregor J.	McGregor R.	Mecklenborg	Nero
Oelslager	Peterson	Reinhard	Schindel
Schlichter	Schneider	Sears	Setzer
Stebelton	Stewart J.	Uecker	Wachtmann
Wagner	Webster	White	Widener
Wolpert	Zehringer		Husted-51.

Those who voted in the negative were: Representatives

Beatty	Bolon	Book	Boyd
Brady	Brown	Budish	Celeste
Chandler	DeBose	DeGeeter	Dodd
Domenick	Driehaus	Dyer	Fende
Foley	Garrison	Gerberry	Goyal
Hagan R.	Harwood	Heard	Heydinger
Koziura	Letson	Luckie	Lundy
Miller	Newcomb	Okey	Otterman J.
Redfern	Sayre	Skindell	Slesnick
Stewart D.	Strahorn	Sykes	Szollosi
Ujvagi	Williams B.	Williams S.	Yates
			Yuko-45.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

Representative Redfern moved that **H. B. No. 649**-Representative Hottinger, et al., be rereferred to the committee on Finance and Appropriations.

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

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

Those who voted in the affirmative were: Representatives

Beatty	Bolon	Book	Boyd
Brown	Budish	Celeste	Chandler
DeBose	DeGeeter	Dodd	Domenick
Driehaus	Dyer	Fende	Foley
Garrison	Gerberry	Goyal	Hagan R.
Harwood	Heard	Heydinger	Koziura
Letson	Luckie	Lundy	Miller
Newcomb	Okey	Otterman J.	Redfern
Sayre	Skindell	Slesnick	Stewart D.
Strahorn	Sykes	Szollosi	Ujvagi
Williams B.	Williams S.	Yates	Yuko-44.

Those who voted in the negative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Blessing	Brinkman	Carmichael	Ciafardini
Coley	Collier	Combs	Core
Daniels	DeWine	Dolan	Evans
Fessler	Flowers	Gardner	Gibbs
Goodwin	Grady	Hagan J.	Hite
Hottinger	Huffman	Hughes	Jones
McGregor J.	McGregor R.	Mecklenborg	Nero
Oelslager	Peterson	Reinhard	Schindel
Schlichter	Schneider	Sears	Setzer
Stebelton	Stewart J.	Uecker	Wachtmann
Wagner	Webster	White	Widener
Wolpert	Zehringer		Husted-51.

The motion was not agreed to.

The question recurring, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 54, nays 42, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Blessing	Brinkman	Carmichael	Ciafardini
Coley	Collier	Combs	Core
Daniels	DeWine	Dodd	Dolan
Evans	Flowers	Gardner	Gibbs
Goodwin	Grady	Hagan J.	Hite
Hottinger	Huffman	Hughes	Jones

Lundy	McGregor J.	McGregor R.	Mecklenborg
Nero	Newcomb	Oelslager	Okey
Peterson	Reinhard	Schindel	Schlichter
Schneider	Sears	Setzer	Stebelton
Stewart J.	Uecker	Wachtmann	Wagner
Webster	White	Widener	Wolpert
Zehringer			Husted-54.

Those who voted in the negative were: Representatives

Beatty	Bolon	Book	Boyd
Brady	Brown	Budish	Celeste
Chandler	DeBose	DeGeeter	Domenick
Driehaus	Dyer	Fende	Fessler
Foley	Garrison	Gerberry	Goyal
Hagan R.	Harwood	Heard	Heydinger
Koziura	Letson	Luckie	Miller
Otterman J.	Redfern	Sayre	Skindell
Slesnick	Stewart D.	Strahorn	Sykes
Szollosi	Ujvagi	Williams B.	Williams S.
Yates			Yuko-42.

The bill passed.

Representative Hottinger moved to amend the title as follows:

Add the names: "Adams, Aslanides, Batchelder, Ciafardini, Collier, Daniels, Evans, Gibbs, Goodwin, Hagan, J., Hite, Hughes, Peterson, Reinhard, Schindel, Schneider, Sears, Setzer, Uecker, Wachtmann, White, Widener, Zehringer."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative DeWine moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Sub. S. B. No. 279**-Senator Schuring, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

Sub. S. B. No. 279-Senator Schuring.

Cosponsors: Senators Harris, Niehaus, Padgett, Stivers, Wilson.

To amend sections 3727.01, 3727.02, 3727.321, 3727.41, 4503.44, 4715.62, 4730.03, 4730.09, 4731.15, 4731.155, 4731.19, 4731.281, 4731.293, and 4760.131 and to enact section 3727.322 of the Revised Code regarding certain State Medical Board procedures, physician assistants, limited branches of medicine, the submission of information by hospitals in meeting certain performance measures, to include the American Safety and Health Institute as a provider of basic life-support training for expanded function dental auxiliaries, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 85, nays 4, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Book	Boyd
Brady	Brown	Bubp	Carmichael
Celeste	Chandler	Ciafardini	Coley
Collier	Combs	Core	Daniels
DeBose	DeGeeter	Dodd	Dolan
Domenick	Driehaus	Dyer	Fende
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Grady	Hagan J.	Harwood	Heard
Hite	Hottinger	Huffman	Hughes
Jones	Koziura	Letson	Luckie
Lundy	Mandel	McGregor J.	McGregor R.
Mecklenborg	Miller	Nero	Newcomb
Oelslager	Okey	Peterson	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	Setzer	Slesnick
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Uecker	Wachtmann	Wagner
Webster	Widener	Williams B.	Williams S.
Wolpert	Yates	Yuko	Zehringer
			Husted-85.

Representatives Bolon, Brinkman, Fessler, and Skindell voted in the negative-4.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

Representative Jones moved to amend as follows:

In line 85, reinsert "some"; delete " one"; reinsert "all"; delete " more"

In line 94, delete " .except those designated as time-limited"

In line 95, delete " endorsements."

In line 97, delete the underlined semicolon

Delete lines 98 through 100

In line 101, delete " safety network definitions"

Delete lines 102 through 104

In line 105, delete " (C)"

In line 113, delete " of" and insert " from"; after " hospitals" insert " and other hospitals that provide services to the pediatric population"

In line 117, delete " director" and insert " hospital measures advisory council"

In line 123, after "(A)" insert "(1)"; reinsert "The" and delete "(1)
Following review by the public"

In line 124, delete "health council, the"

In line 130, delete "any" and insert "either"

In line 135, delete the underlined semicolon and insert an underlined
period

Delete lines 136 through 139

In line 146, delete "one or more of"; delete "entities but from no other"

In line 147, delete "entity"

In line 155, delete ", except those designated as time-limited"

In line 156, delete "endorsements,"

In line 158, delete the underlined semicolon

Delete lines 159 through 163

In line 164, delete "safety network definitions"

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

The yeas and nays were taken and resulted - yeas 95, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brown	Bubp
Budish	Carmichael	Celeste	Chandler
Ciafardini	Coley	Collier	Combs
Core	Daniels	DeBose	DeGeeter
DeWine	Dodd	Dolan	Domenick
Driehaus	Dyer	Fende	Fessler
Flowers	Foley	Gardner	Garrison
Gerberry	Gibbs	Goodwin	Goyal
Grady	Hagan J.	Hagan R.	Harwood
Heard	Heydinger	Hite	Hottinger
Huffman	Hughes	Jones	Koziura
Letson	Luckie	Lundy	Mandel
McGregor J.	McGregor R.	Mecklenborg	Miller
Nero	Newcomb	Oelslager	Okey
Peterson	Redfern	Reinhard	Sayre
Schindel	Schlichter	Schneider	Sears
Setzer	Skindell	Slesnick	Stebelton
Stewart D.	Stewart J.	Strahorn	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Webster	White	Widener
Williams B.	Williams S.	Wolpert	Yates
Yuko	Zehringer		Husted-95.

Representative Brinkman voted in the negative-1.

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Peterson	Redfern	Reinhard
Sayre	Schindel	Schlichter	Schneider
Sears	Setzer	Skindell	Slesnick
Stebelton	Stewart D.	Stewart J.	Strahorn
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Webster	White
Widener	Williams B.	Williams S.	Wolpert
Yates	Yuko	Zehringer	Husted-96.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Bacon, Batchelder, Boyd, Chandler, DeBose, Domenick, Dyer, Fende, Flowers, Gibbs, Grady, Hughes, Luckie, Nero, Schindel, Sears, Stebelton, Strahorn, Wachtmann, Williams, B., Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative DeWine moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **S. B. No. 269**-Senator Schuler, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

S. B. No. 269-Senator Schuler.

Cosponsors: Senators Jacobson, Goodman, Schuring, Mason, Fedor, Kearney, Buehrer, Cafaro, Carey, Padgett, Schaffer, Wagoner, Stivers, Miller, D.,

Cates, Sawyer, Miller, R., Smith, Harris.

To amend section 1345.51 and to enact sections 1349.80 to 1349.82 of the Revised Code to prohibit any person from advertising or conducting a live musical performance or production in Ohio through the use of a false, deceptive, or misleading affiliation, connection, or association between a performing group and a recording group, 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 2, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Hite	Hottinger
Huffman	Hughes	Jones	Koziura
Letson	Luckie	Lundy	Mandel
McGregor J.	McGregor R.	Mecklenborg	Miller
Nero	Newcomb	Oelslager	Okey
Otterman J.	Peterson	Reinhard	Sayre
Schindel	Schlichter	Schneider	Sears
Setzer	Skindell	Slesnick	Stebelton
Stewart D.	Stewart J.	Strahorn	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Webster	White	Widener
Williams B.	Williams S.	Wolpert	Yates
Yuko	Zehringer		Husted-95.

Representatives Heydinger and Redfern voted in the negative-2.

The bill passed.

Representative Oelslager moved to amend the title as follows:

Add the names: "Representatives Bacon, Batchelder, Bubp, DeBose, Domenick, Garrison, Hagan, R., Harwood, Huffman, Hughes, Letson, Luckie, Miller, Oelslager, Schneider, Slesnick, Stewart, D., Ujvagi, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative DeWine moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Sub. S. B. No. 277**-Senator Stivers, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

Sub. S. B. No. 277-Senator Stivers.

Cosponsors: Senators Seitz, Miller, D., Kearney, Goodman, Schuring, Fedor, Harris, Mason, Miller, R., Mumper, Roberts, Sawyer, Cates.

To enact sections 1901.185 and 3767.50 of the Revised Code to create a new cause of action in foreclosure in the environmental division of a municipal court to abate blighted parcels, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams	Aslanides	Bacon	Batchelder
Beatty	Blessing	Bolon	Book
Boyd	Brady	Brinkman	Brown
Bubp	Budish	Carmichael	Celeste
Chandler	Ciafardini	Coley	Collier
Combs	Core	Daniels	DeBose
DeGeeter	DeWine	Dodd	Dolan
Domenick	Driehaus	Dyer	Fende
Fessler	Flowers	Foley	Gardner
Garrison	Gerberry	Gibbs	Goodwin
Goyal	Grady	Hagan J.	Hagan R.
Harwood	Heard	Heydinger	Hite
Hottinger	Huffman	Hughes	Jones
Koziura	Letson	Luckie	Lundy
Mandel	McGregor J.	McGregor R.	Mecklenborg
Miller	Nero	Newcomb	Oelslager
Okey	Otterman J.	Peterson	Redfern
Reinhard	Sayre	Schindel	Schlichter
Schneider	Sears	Setzer	Skindell
Slesnick	Stebelton	Stewart D.	Stewart J.
Strahorn	Sykes	Szollosi	Uecker
Ujvagi	Wachtmann	Wagner	Webster
White	Widener	Williams B.	Williams S.
Wolpert	Yates	Yuko	Zehringer
			Husted-97.

The bill passed.

Representative Oelslager moved to amend the title as follows:

Add the names: "Bacon, Boyd, Celeste, DeBose, Domenick, Flowers, Foley, Goyal, Grady, Harwood, Heard, Letson, Luckie, McGregor, J., Nero,

Oelslager, Sayre, Skindell, Stewart, D., Ujvagi, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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:

Sub. H. B. No. 79 -Representative Batchelder

Cosponsors: Representatives McGregor, J., Fessler, Latta, Stebelton, Webster, Uecker, Aslanides, Bacon, Blessing, Collier, Combs, Daniels, Dolan, Evans, Flowers, Gibbs, Goodwin, Hagan, J., Huffman, Hughes, McGregor, R., Mecklenborg, Patton, Peterson, Reinhard, Schindel, Schneider, Setzer, Wachtmann, Wagner, Wagoner, White, Widowfield, Wolpert, Zehringer
Senators Buehrer, Harris, Patton, Schuler, Seitz, Stivers, Wagoner, Wilson, Schaffer

To amend sections 101.532, 101.82, 127.14, 4121.03, 4121.121, 4121.75, 4121.76, 4121.77, 4121.79, 4123.29, 4123.341, 4123.342, and 4123.35 of the Revised Code to make changes to the law governing the Workers' Compensation Council, to specify that an employer group is considered one employer for purposes of workers' compensation group rating, and to make an appropriation.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 209 -Representative Core

Cosponsors: Representatives McGregor, J., Bacon, Yuko, McGregor, R., Collier, Adams, Strahorn, Stebelton, Domenick, Fende, Luckie, Setzer, Seitz, Bupp, Dodd, Aslanides, Batchelder, Blessing, Coley, Combs, DeBose, Driehaus, Dyer, Evans, Flowers, Gardner, Gibbs, Goyal, Hagan, J., Hite,

Hughes, Letson, Lundy, Mandel, Newcomb, Oelslager, Otterman, J., Reinhard, Schindel, Slesnick, Webster, Williams, B. Senators Turner, Harris, Schaffer, Schuler

To amend section 2907.03 of the Revised Code to expand the offense of "sexual battery" to prohibit a peace officer from engaging in sexual conduct with a minor who is not the officer's spouse in specified circumstances.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 54, delete " relationship between the offender and the other"

Delete line 55

In line 56, delete " official duties as a peace officer" and insert " offender is more than two years older than the other person"

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 215 -Representative Collier

Cosponsors: Representatives Evans, Latta, Brown, Chandler, Stebelton, Combs, Setzer, Aslanides, Bacon, Batchelder, Blessing, Book, Boyd, Core, Daniels, DeBose, DeGeeter, Dodd, Domenick, Dyer, Flowers, Gibbs, Hagan, J., Hagan, R., Mallory, Patton, Schindel, Schlichter, Sears, Wagner, Williams, B., Williams, S., Yuko Senators Grendell, Seitz, Turner, Cafaro, Fedor, Harris, Kearney, Morano, Padgett, Schaffer, Schuring

To amend sections 341.12, 341.13, 341.14, 341.15, 1547.11, 1547.111, 2725.27, 2903.06, 2949.094, 3719.41, 4503.235, 4506.03, 4510.13, 4511.19, 4511.191, 4511.192, and 4511.197, to enact sections 341.141, 4729.041, and 5111.0119 and to repeal section 2725.25 of the Revised Code to list Salvia divinorum as a controlled substance; to provide for prohibited concentrations of Salvia Divinorum and Salvinorin A that are determined by the State Board of Pharmacy for purposes of OVI and OWI; to make clarifying, conforming, and technical changes in the court cost add-on for indigent drivers alcohol treatment and in certain provisions of, or that relate to, Am. Sub. S.B. 17 of the 127th General Assembly; to provide for suspension of the eligibility for

Medicaid of certain persons confined in a state or local correctional facility; to permit the transfer of county jail inmates to contiguous counties in adjoining states; to waive the operation of police vehicles used to transport prisoners from commercial driver's license requirements; and 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.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 148, delete the quotation mark

In line 4342, after " (2)" delete the balance of the line and insert " No"

In line 4349, after " Except" delete the balance of the line

Delete line 4350

In line 4351, delete " confinement" and insert " as provided in division (C) of this section"; after " reapply" insert " or undergo a redetermination of eligibility"

In line 4353, after the underlined period delete the balance of the line

Delete lines 4354 through 4357

In line 4358, after " (C)" insert " A person may be disenrolled from medicaid any time after the suspension described in division (B)(1) of this section ends if the person is no longer eligible for medicaid. A person may be required to undergo a redetermination of eligibility for medicaid any time after the suspension described in division (B)(1) of this section ends if it is time or past time for the person's eligibility redetermination or the person's circumstances have changed in a manner warranting a redetermination.

(D)"; after " department" insert " job and family services"

In line 4359, delete " commencing on" and insert " not later than"

In line 5 of the title, after "5111.0119" insert ", and to repeal section 2725.25"

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 266 -Representative Huffman

Cosponsors: Representatives Zehringer, Stebelton, Evans, McGregor, J., Goodwin, Setzer, Seitz, Aslanides, Combs, Domenick, Fessler, Newcomb, Otterman, J., Reinhard, Ujvagi, Widowfield, Daniels, Hughes, Koziura, Patton, Schlichter, Schneider, Yuko Senators Faber, Fedor, Harris, Niehaus, Padgett, Seitz, Wagoner, Wilson, Schaffer

To amend section 345.08 of the Revised Code and to amend Section 201.50 of H.B. 496 of the 127th General Assembly, as subsequently amended, to enable more flexible composition of veterans memorial boards of trustees, to establish corrective action grants for school facilities projects, to make a capital appropriation, and to modify the relationship between Rio Community College and the University of Rio Grande.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 11, delete "sections" and insert "section"; delete "and 3354.26"

Delete lines 33 through 67

In line 68, delete "sections" and insert "section"; delete "and 3354.26"

In line 1 of the title, delete "sections" and insert "section"; delete "and 3354.26"

In line 7 of the title, after the first comma insert "and"; delete ", and to"

Delete lines 8 and 9 of the title

In line 10 of the title, delete "Grande"

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 273 -Speaker Husted, Representative Beatty

Cosponsors: Representatives Bubp, Combs, Aslanides, Sayre, Otterman, Widowfield, Fessler, Domenick, Mallory, Ujvagi, Adams, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Budish, Carmichael, Celeste, Chandler, Coley, Collier, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dodd, Dolan, Driehaus, Dyer, Evans, Fende, Flowers, Foley, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Healy, Heard, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Latta, Letson, Luckie, Lundy, Mandel, McGregor, J., McGregor, R., Miller, Oelslager, Okey, Patton, Peterson, Raussen, Reinhard, Schindel, Schlichter, Seitz, Setzer, Skindell, Stebelton, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Wachtmann, Wagner, Wagoner, Webster, White, Widener, Williams, B., Williams, S., Wolpert, Yates, Zehringer Senators Buehrer, Austria, Miller, D., Schaffer, Boccieri, Cafaro, Carey, Fedor, Goodman, Grendell, Harris, Kearney, Lehner, Miller, R., Morano, Niehaus, Padgett, Patton, Roberts, Sawyer, Schuler, Seitz, Stivers, Turner, Wilson, Mumper

To amend sections 121.403, 955.202, 4501.21, 4503.18, 4503.46, 4503.53, and 5533.52 and to enact sections 4501.272, 4503.481, 4503.523, 4503.531, 4503.547, 4503.92, 4503.93, 5533.091, 5533.281, 5533.332, 5533.371, 5533.633, 5533.634, 5533.635, 5533.751, 5533.76, 5533.761, 5533.762, 5533.77, 5533.771, 5533.772, 5533.773, 5533.774, 5533.775, and 5533.78 of the Revised Code to designate certain memorial highways, to create certain special license plates, and to modify the terms for issuance of certain special license plates.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 841, delete "Captain" and insert "Colonel"

In line 842, after "Blount" insert ".M.D."

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 280 -Representative Schneider
Cosponsors: Representatives Aslanides, Setzer, Uecker, Brinkman, Flowers,

Combs, Huffman, Zehringer, Widener, Adams, Hite, Jones, Hottinger, Wachtmann, Seitz, Evans, Latta, Bulp, McGregor, J., Fessler, Wagner, Wagoner, Collier, Schindel, Wolpert, Coley, Gibbs, Patton, DeGeeter, White, Bolon, Blessing, Hagan, J., Mandel, Goodwin, Batchelder, Distel, Oelslager, Brady, Barrett, Sears, Mecklenborg, Bacon, Daniels, Dodd, Dolan, Domenick, Driehaus, Gardner, Hughes, Reinhard, Schlichter Senators Grendell, Schaffer, Seitz, Turner, Fedor, Buehrer, Cates, Faber, Goodman, Harris, Lehner, Padgett, Patton, Schuler, Wagoner, Mumper, Niehaus

To amend sections 2151.421, 2903.11, 2903.12, 2903.13, 2905.01, 2905.02, 2907.21, 2907.22, 2907.323, 2919.22, 2919.25, 2923.32, 2929.01, 2929.13, 2929.14, 2929.18, 2929.24, 3702.30, and 4731.22 and to enact sections 2941.1422, 2941.1423, and 3701.791 of the Revised Code to require facilities that perform abortions to display a sign; to enhance the criminal penalty for domestic violence when the offender knew the victim was pregnant at the time of the offense; to require a mandatory jail term or mandatory prison term for felonious assault, aggravated assault, and assault if the offender is convicted of a specification that the victim was a woman that the offender knew was pregnant at the time of the offense; to require a mandatory prison term and payment of restitution to the victim for kidnapping, abduction, compelling prostitution, promoting prostitution, illegal use of a minor in a nudity-oriented material or performance in specified circumstances, endangering children in specified circumstances, and engaging in a pattern of corrupt activity if the offender is convicted of a specification that the offender knowingly committed the offense in furtherance of human trafficking; to increase the penalty for engaging in a pattern of corrupt activity if the offender is convicted of a specification of that nature; to strongly encourage the Attorney General to establish a Trafficking in Persons Study Commission to study and review the problem of trafficking in persons and the relevant criminal law and to develop recommendations, including recommendations to improve or expand the criminal law, to address the problem; to provide that reports of other incidents of known or suspected child abuse or neglect may be used in a civil action against a person who is alleged to have failed to report known or suspected child abuse or neglect; and to provide that a person who fails to report known or suspected child abuse or neglect is liable for compensatory and exemplary damages to the child who would have been the subject of the report that was not made.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 1859, delete "or (G)"

In line 1861, after "(E)" insert "or (G)"

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 395 -Representative Hughes
Cosponsors: Representatives Flowers, Wagoner, Evans, Yuko, Williams, S., Bacon, Combs, DeBose, McGregor, J., Stebelton Senators Buehrer, Carey, Fedor, Harris, Morano, Patton, Schuler, Wagoner

To amend section 3105.171 of the Revised Code to generally exclude a spouse's social security benefits from a divorce court's jurisdiction.

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

In line 96, reinsert "and separate"

In line 97, reinsert "equitably"

In line 112, reinsert "an equitable"; delete " a"

In line 173, reinsert "equitably"

Attest: Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. Sub. H. B. No. 420 -Representative Brinkman
Cosponsors: Representatives Evans, McGregor, J., Bulp, Raussen, Blessing, Uecker, Batchelder, Adams, Hughes, Collier, Combs, Patton, Yuko, Stebelton, Hite, Gibbs, Stewart, J., Jones, Webster, Bacon, Schindel, Huffman, Daniels, Dolan, Hagan, J., McGregor, R., Wachtmann, Wagner, Skindell, Fessler, Book, Peterson, Stewart, D., Coley, Goodwin, Domenick, Bolon, Boyd, Brown, Celeste, Core, DeBose, Dodd, Dyer, Flowers, Garrison, Gerberry,

Goyal, Hagan, R., Letson, Luckie, Lundy, Mallory, Mecklenborg, Newcomb, Oelslager, Schneider, Setzer, Wolpert, Zehringer Senators Amstutz, Buehrer, Carey, Faber, Goodman, Harris, Padgett, Schaffer, Schuler, Seitz, Stivers

To amend sections 117.11, 133.20, 145.297, 717.02, 733.40, 1901.024, 1901.07, 1901.08, 1901.31, 1907.20, 2949.111, 3301.0715, 3302.04, 3302.10, 3313.97, 3314.03, 3326.17, 3333.375, 3375.49, 3375.50, 4513.35, 5111.89, 5111.891, 5111.894, 5709.75, and 5739.02; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3375.50 (307.515); to enact sections 107.41, 113.41, 125.112, 125.901, 125.902, 307.51, 307.511, 307.512, 307.513, 307.514, 307.516, 1333.851, 3302.041, and 3375.481; to repeal sections 3375.48, 3375.51, 3375.52, 3375.53, 3375.54, 3375.55, and 3375.56; to repeal on December 31, 2009, section 3375.49 of the Revised Code, as amended by this act; to amend Sections 309.30.50 and 309.30.53 of Am. Sub. H.B. 119 of the 127th General Assembly, to amend Sections 201.60.20, 201.60.30, 301.40.10, and 301.60.50 of H.B. 496 of the 127th General Assembly, and to amend Sections 227.10, 231.10.20, 231.20.30, 233.30.40, 233.40.10, 233.50.20, and 233.50.80 of Am. Sub. H.B. 562 of the 127th General Assembly; and to amend Section 525.10 of Am. Sub. H.B. 699 of the 126th General Assembly, to promote transparency with respect to state spending, state real property management, and state program effectiveness by requiring certain information to be posted on-line, to create a county law library resources board in each county and a statewide consortium of such boards, to reconstitute the Task Force on Law Library Associations, to specify the compensation of certain Senate officers, to recalculate the local share of a new classroom facilities project for certain school districts that previously received facilities assistance, to allow the Chancellor of the Board of Regents to use money in the Ohio Outstanding Scholarship and the Ohio Priority Needs Fellowship programs payment funds to provide state need-based financial aid for higher education, to permit arbitration or alternative dispute resolution provisions in a contract with the Auditor of State for attest services to apply to disputed services rendered by an independent accountant, to expand the sales tax exemption for aircraft repair services, to permanently authorize eligible townships to use tax increment financing revenue for current public safety expenses, to modify municipal authority regarding the procurement of energy conservation measures, to remove the requirement that Portage County municipal court judges be nominated only by petition, to change the status of the judge of the Hillsboro Municipal Court from part-time to full-time, to require compensation of an alcoholic beverage distributor before re-assigning the distributor's product or brand territory and to make changes to the law governing certain franchise agreements between a successor manufacturer and distributor and , to authorize the conveyance of certain state-owned real estate, to specify how retirement incentive plan costs are to be treated, to require certain school districts to implement corrective actions specified in the Department of Education's Model of Differentiated Accountability, to create the Governor's Policy Information Working Group, to make an appropriation, and to declare

an emergency.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 241, delete all after "entity"

In line 242, delete "of this section"

In line 245, after "award" insert "for economic development"

In line 249, delete "listed"

In line 256, after the underlined period insert "For purposes of this division, "state award for economic development" means state financial assistance and expenditure in any of the following forms: grants, subgrants, loans, awards, cooperative agreements, or other similar and related forms of financial assistance and contracts, subcontracts, purchase orders, task orders, delivery orders, or other similar and related transactions. "State award for economic development" does not include compensation received as an employee of the state or any state financial assistance and expenditure received from the general assembly or any legislative agency, any court or judicial agency, the secretary of state, auditor of state, treasurer of state, or attorney general and their respective offices."

In line 258, delete "confidential"; after "information" insert "that is not a public record under section 149.43 of the Revised Code"

Between lines 599 and 600, insert:

"Nothing in this division shall relieve a county or county agency from seeking federal approval for any early retirement incentive plan that uses federal dollars in accordance with federal law."

In line 661, delete "funds" and insert "office"; delete all after "shall"

In line 947, after "building" insert "infrastructure"

In line 949, delete "plan" and insert "plant"; delete "buildings" and insert "building infrastructure"

In line 950, delete "replacements" and insert "replacement"; after "of" insert "an"

In line 951, delete "systems" and insert "system"

In line 961, delete the second "of" and insert "owned by"

In line 969, delete "for" and insert "of"

In line 1005, delete "installer" and insert "vendor"

In line 1009, delete "installer of energy conservation" and insert "vendor"

- In line 1010, delete " measures"
- In line 1017, delete " installers of energy" and insert " vendors"
- In line 1018, delete " conservation measures"
- In line 1019, delete " installer" and insert " vendor"
- In line 1020, delete " of energy conservation measures"
- In line 1024, delete the second " (a)" and insert " (b)"
- In line 1030, delete the second " (b)" and insert " (c)"
- In line 1032, delete " installers" and insert " vendors"
- In line 1033, delete " installer" and insert " vendor"
- In line 1036, delete " installer" and insert " vendor"
- In line 1053, delete " (a) or (b)" and insert " (b) or (c)"
- In line 1119, delete the first " the" insert " both of the following apply:

(A) The"

In line 1123, after " business" insert " ;

(B) When a distributor receives written notice of termination or nonrenewal of its franchise pursuant to division (D) of section 1333.85 of the Revised Code, the distribution of beer or wine for ninety days or more without a written contract shall not constitute a franchise relationship between the successor manufacturer and the distributor under section 1333.83 of the Revised Code"

In line 4609, after "Sections" insert "227.10,"

In line 4610, delete "and"; after "233.40.10" insert ", 233.50.20, and 233.50.80"

Between lines 4611 and 4611a, insert:

"**Sec. 227.10.** The items set forth in this section are hereby appropriated out of any moneys in the state treasury to the credit of the Cultural and Sports Facilities Building Fund (Fund 7030) that are not otherwise appropriated.

Appropriations

AFC CULTURAL FACILITIES COMMISSION

C37118	Statewide Site Repairs	\$	650,000
C37120	Cincinnati Museum Center	\$	2,500,000
C37122	Akron Art Museum	\$	700,000
C37123	Youngstown Symphony Orchestra	\$	675,000
C37127	Cedar Bog	\$	50,000
C37139	Stan Hywet Hall & Gardens	\$	1,050,000
C37140	McKinley Museum Improvements	\$	200,000
C37142	Midland Theatre Improvements	\$	300,000
C37148	Hayes Presidential Center	\$	150,000
C37152	Zoar Village Building Restoration	\$	90,000
C37153	Basic Renovations and Emergency Repairs	\$	850,000

C37158	Rankin House Restoration and Development	\$	242,000
C37163	Harding Home and Tomb	\$	340,000
C37165	Ohio Historical Center Rehabilitation	\$	514,000
C37187	Renaissance Theatre	\$	900,000
C37188	Trumpet in the Land Facility	\$	150,000
C371A3	Voice of America Museum Facility	\$	500,000
C371A9	Western Reserve Historical Society	\$	300,000
C371C7	Music Hall Facility	\$	1,100,000
C371E5	Pro Football Hall of Fame	\$	500,000
C371F6	Colony Theater	\$	250,000
C371G4	Collections Storage Facility and Learning Center	\$	1,240,000
C371G6	Lockington Locks Stabilization	\$	462,000
C371H2	National Underground Railroad Freedom Center	\$	850,000
C371H5	Heritage Center of Dayton Manufacturing & Entrepreneurship	\$	1,000,000
C371H7	COSI - Columbus	\$	500,000
C371H8	Columbus Museum of Art	\$	1,500,000
C371J3	Davis-Shai Historical Facility	\$	725,000
C371J4	Massillon Museum Improvements	\$	150,000
C371J6	Peggy McConnell Arts Center - Worthington	\$	475,000
C371J9	Stambaugh Auditorium	\$	675,000
C371K3	Cincinnati Ballet	\$	250,000
C371L3	Ukrainian Museum	\$	50,000
C371L4	Gordon Square Arts District	\$	1,800,000
C371M8	Hale Farm and Village	\$	200,000
C371O9	Historic Site-Signage - Phase II	\$	50,000
C371P4	Cleveland Playhouse	\$	150,000
C371P9	Civil War Site Improvements	\$	475,000
C371Q0	On-Line Portal to Ohio's Heritage	\$	427,000
C371Q1	Lucas County Multi-purpose Sports Arena	\$	2,200,000
C371Q2	Ballpark Village project	\$	2,000,000
C371Q5	Cincinnati Zoo	\$	1,500,000
C371Q6	Cincinnati Art Museum	\$	1,500,000
C371R0	King Arts Complex	\$	861,000
C371R3	Loudonville Opera House	\$	600,000
C371R4	Eagles Palace Theater	\$	410,000
C371R6	Historic McCook House	\$	500,000
C371R7	Jeffrey Mansion in Bexley	\$	475,000
C371R8	Columbus Zoo and Aquarium	\$	500,000
C371S0	Towpath Trail	\$	500,000
C371S1	Museum of Contemporary Art Cleveland	\$	450,000
C371S2	Arts in Stark Cultural Center	\$	150,000
C371S3	Ohio Genealogical Society	\$	350,000
C371S5	The Fine Arts Association	\$	300,000
C371S7	Maltz Museum of Jewish Heritage	\$	300,000
C371S8	Allen County Historical Society Museum Renovation	\$	280,000
C371S9	Portsmouth Mural	\$	250,000
C371T0	Mt. Vernon - Nazarene University Arts Center	\$	300,000
C371T2	Bucyrus Little Theater Restoration Project	\$	250,000
C371T3	Boonshoft Museum of Discovery	\$	250,000
C371T5	Clifton Cultural Arts Center	\$	250,000
C371T6	Baltimore Theatre	\$	50,000
C371T7	Rock Mill Park Improvements	\$	150,000
C371T9	Cozad-Bates House Historic Project	\$	100,000
C371U3	Lake Erie Nature & Science Center	\$	200,000
C371U4	Great Lakes Science Center	\$	300,000
C371U5	Cleveland Zoological Society	\$	150,000
C371U8	Kidron Historical Society - Sonnenberg Village project	\$	200,000
C371V0	Chesterhill Union Hall Theatre	\$	25,000
C371V1	Geauga County Historical Society - Maple Museum	\$	20,000
C371V2	Hallsville Historical Society	\$	100,000
C371V3	Fayette County Historical Society	\$	150,000

C371V4	Covedale Theatre	\$	100,000
C371V5	Mariemont City - Women's Cultural Arts Center	\$	220,000
C371V6	Madeira Historical Society/Miller House	\$	60,000
C371V7	Sylvania Historic Village restoration	\$	200,000
C371V9	Henry County Historical Society museum	\$	59,000
C371W0	Antwerp Railroad Depot historic building	\$	106,000
C371W1	Village of Edinburg Veterans Memorial	\$	35,000
C371W2	Lorain County Historical Society Horace Starr House	\$	200,000
C371W3	North Ridgeville Historic Community Theater	\$	175,000
C371W4	Redbrick Center for the Arts	\$	200,000
C371W5	Irene Lawrence Fuller Historic House	\$	250,000
C371W6	Preble County Historical Society Amphitheater	\$	250,000
C371W7	BalletTech	\$	200,000
C371W8	Cincinnati Museum Center - Eulett Center	\$	150,000
C371W9	Rickenbacker Boyhood Home	\$	139,000
C371X0	Rivers Edge Amphitheater project	\$	100,000
C371X1	Variety Theater	\$	85,000
C371X2	Morgan Township Historical Society	\$	80,000
C371X3	Salem Community Theater	\$	53,000
C371X4	Our House State Memorial	\$	50,000
C371X5	Belle's Opera House Improvements	\$	50,000
C371X6	Warren Veterans memorial	\$	50,000
C371X7	Huntington Playhouse	\$	40,000
C371X8	Cambridge Performing Arts Center	\$	37,500
C371X9	Old Harvey Historic School Restoration	\$	25,000
C371Y0	Dalton Community Historical Society	\$	10,000
C371Y1	Mohawk Veterans' Memorial	\$	15,000
C371Y2	Cleveland Museum of Natural History	\$	150,000
C371Y3	Fire Museum	\$	83,334
C371Y4	New Town Indian Artifact Museum	\$	300,000
C371Y5	City of Perrysburg Fort Meigs	\$	200,000
C371Y6	Historic League Park Restoration	\$	150,000
C371Y8	Madisonville Arts Center of Hamilton County	\$	36,000
C371Z0	Marietta Citizens Armory Cultural Center	\$	200,000
C371Z1	Great Lakes Historical Museum	\$	200,000
C371Z3	Port of Lorain Foundation - Lorain Lighthouse Restoration	\$	190,000
Total Cultural Facilities Commission		\$	<u>43,059,834</u>
			<u>42,759,834</u>
TOTAL Cultural and Sports Facilities Building Fund		\$	<u>43,059,834</u>
			<u>42,759,834</u>

Of the foregoing appropriation item C371Q5, Cincinnati Zoo, \$750,000 shall be used for the Cat Canyon/Small Cat Reproduction Center project."

Between lines 4703a and 4705, insert:

Appropriations

"Sec. 233.50.20. COT CENTRAL OHIO TECHNICAL COLLEGE

C36900	Basic Renovations	\$	306,291
C36905	Founders Hall and Hopewell Hall Renovations	\$	879,000
C36907	COTC Expansion in Mt. Vernon	\$700,000	<u>1,000,000</u>
Total Central Ohio Technical College		\$	1,885,291 <u>2,185,291</u>

Appropriations

Sec. 233.50.80. STC STARK TECHNICAL COLLEGE

C38900	Basic Renovations	\$	786,333
C38913	Business Technologies Building	\$	2,034,537
C38914	Corporate and Community Services Facility	\$	500,000
Total Stark Technical College		\$	3,320,870

Total Board of Regents and Institutions of Higher Education	\$	598,559,802
TOTAL Higher Education Improvement Fund	\$	608,809,802 <u>609,109,802</u>

In line 4705, after "Sections" insert "227.10,"

In line 4706, delete "and"; after "233.40.10" insert ", 233.50.20, and 233.50.80"

In line 5310, delete "Residential Facilities Support" and insert "Miscellaneous Revenue"

In line 5651, delete "its" and insert "the"; after "date" insert "of this section"

In line 6008, delete "The" and insert "After payment of the remaining capital debt of the property, the"

In line 6010, delete "General Revenue Fund" and insert "Department of Mental Health Trust Fund pursuant to Section 5119.18 of the Revised Code"

Delete 6418 through 6573

In line 6574, delete "**423**" and insert "**421**"

In line 6633, delete "act" and insert "section"

In line 6649, delete "**425**" and insert "**423**"

In line 6752, delete "**427**" and insert "**425**"

Between lines 6957 and 6958, insert:

"The amendment of section 5739.02 of the Revised Code, on February 1, 2009;"

In line 20 of the title, after "Sections" insert "227.10,"

In line 21 of the title, delete "and"; after "233.40.10" insert ", 233.50.20, and 233.50.80"

In line 57 of the title, after "territory" insert "and to make changes to the law governing certain franchise agreements between a successor manufacturer and distributor"

Attest:

Vincent L. Keeran,
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 concurred in the passage of the following bill:

Sub. H. B. No. 427 -Representatives Webster, Letson
Cosponsors: Representatives Stebelton, Harwood, Evans, McGregor, J., Hagan, R., Brady, Coley, Dyer, Foley, Gerberry, Hughes, Luckie, Setzer, Skindell, Stewart, D., Williams, B., Yuko Senator Harris

To amend sections 4757.01, 4757.04, 4757.21, 4757.26, 4757.30, and 4757.36 of the Revised Code and to amend Section 379.10 of Am. Sub. H.B. 119 of the 127th General Assembly, as subsequently amended, regarding the practice of marriage and family therapy and the membership of the professional standards committees of the Counselor, Social Worker, and Marriage and Family Therapist Board.

As a substitute bill, in which the concurrence of the House is requested.

Attest: Vincent L. Keeran,
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 concurred in the passage of the following bill:

Am. H. B. No. 522 -Representative Oelslager
Cosponsors: Representatives McGregor, J., Combs, Coley, Domenick, Dyer, Evans, Huffman, Hughes, Letson, Mecklenborg Senators Kearney, Turner, Goodman, Fedor

To amend sections 1715.51, 1715.52, 1715.55, 1715.56, 1715.57, 1715.58, 1715.59, 3345.05, and 5813.06; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 1715.52 (1715.53), 1715.55 (1715.54), 1715.56 (1715.52), and 1715.57 (1715.55); to enact new sections 1715.56 and 1715.57; and to repeal sections 1715.53 and 1715.54 of the Revised Code for the purpose of adopting the Uniform Prudent Management of Institutional Funds Act by revising the Ohio Uniform Management of Institutional Funds Act.

With the following additional amendments, in which the concurrence of the

House is requested.

In line 297, after " attorney" insert " general's charitable law section by certified mail on a form prescribed by the attorney"

Between lines 305 and 306 insert:

" (E) The attorney general may extend for a period of up to an additional sixty days the effective date of a release or modification of a restriction that is proposed under division (D) of this section and shall provide notice of that extension to the institution that proposed the release or modification. The notice shall set forth the reasons necessitating the extension. The attorney general shall notify the institution prior to the effective date of the proposed release or modification of any objection to the proposed release or modification of the restriction."

In line 320, delete " January" and insert " June"

In line 429, delete "January" and insert "June"

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following change to the Agriculture and Natural Resources committee:

Remove Representative Evans; appoint Representative Flowers.

On motion of Representative DeWine, the House recessed.

The House met pursuant to recess.

Message from the Speaker

The Speaker of the House of Representatives, on December 16, 2008, signed the following:

Am. Sub. S. B. No. 267 - Senator Faber - et al.

Am. S. B. No. 304 - Senator Cates - et al.

On motion of Representative Gardner, the House adjourned until Wednesday, December 17, 2008 at 1:30 p.m.

Attest:

LAURA P. CLEMENS,
Clerk.