

OHIO

House

of

Representatives

JOURNAL

TUESDAY, FEBRUARY 24, 2009

FIFTEENTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, February 24, 2009, 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 Letson was selected to preside under the Rule.

The journal of the previous legislative day was read and approved.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 40-Representative Letson.

Cosponsors: Representatives Ujvagi, Hagan, Williams, B., Fende, Yuko, Foley, Boyd, Celeste, Stewart, Domenick, Gerberry, Winburn, Patten, Mallory, Luckie.

To enact section 3109.054 of the Revised Code to require certain employers to allow a parent to exercise court-ordered parenting time without terminating employment, reducing pay, or taking other similar action against the parent.

H. B. No. 41-Representative Gerberry.

Cosponsors: Representatives Hagan, Dyer, Harris, Newcomb, Okey, Yuko, Dodd, Stebelton, Otterman, Williams, S.

To amend section 3770.06 and to enact section 3317.0212 of the Revised Code to require that a portion of lottery profits be distributed annually on a per pupil basis to public and chartered nonpublic schools.

H. B. No. 42-Representative Evans.

Cosponsors: Representatives Amstutz, Book, Harris, Stewart, Stebelton, Derickson, Okey.

To amend sections 505.99 and 1531.02 and to enact sections 505.872, 505.873, 505.874, 505.875, and 505.876 of the Revised Code to establish requirements and procedures for the removal of beaver dams and beavers as ordered by boards of township trustees.

H. B. No. 43-Representative Evans.

Cosponsors: Representatives Huffman, Wagner, Mecklenborg, Stebelton, Fende.

To amend sections 3717.05, 3717.45, 3717.47, and 3781.10 of the Revised Code to eliminate duplicative fees for inspections of the facility layout and equipment of relocated food service operations.

H. B. No. 44-Representatives Hagan, Huffman.

Cosponsors: Representatives Stautberg, Wachtmann, Uecker, Adams, J., Grossman, Mecklenborg, Winburn, Harris, Balderson, Jordan, Hackett, DeBose, Stebelton.

To amend sections 4509.101 and 4510.04 of the Revised Code and to repeal Section 3 of Am. Sub. S.B. 20 of the 120th General Assembly, as subsequently amended, to eliminate the financial responsibility random verification program of the Bureau of Motor Vehicles.

H. B. No. 45-Representative Ujvagi.

Cosponsors: Representatives Phillips, Pryor, Murray, Koziura, Letson, Yuko, Chandler, Winburn, Bolon.

To amend section 4513.03 of the Revised Code to require the headlights of a vehicle to be lighted when its windshield wipers are in use.

H. B. No. 46-Representative Ujvagi.

Cosponsors: Representatives Pryor, Book, Yuko.

To amend section 4141.29 of the Revised Code to permit persons who quit work to accompany the person's spouse on a military transfer to be eligible for unemployment compensation benefits.

H. B. No. 47-Representative Ujvagi.

Cosponsors: Representatives Pryor, Harris, Murray, Letson, Yuko, Bolon.

To enact section 4501.026 of the Revised Code to require the registrar of motor vehicles and deputy registrars to inquire about an individual's veteran status, and, if given permission, to forward the veteran's personal information to the director of veterans services.

H. B. No. 48-Representative Ujvagi.

Cosponsors: Representatives Phillips, Murray, Pryor, Harris, Dodd, Lundy, Book, Letson, Fende, Yuko, Skindell.

To amend section 4117.10 and to enact sections 5906.01, 5906.02, 5906.03, and 5906.99 of the Revised Code to provide two weeks of leave for any

employee who is the spouse or parent of a member of the uniformed services who is called to active duty or is injured, wounded, or hospitalized while serving in a combat zone.

H. B. No. 49-Representative Ujvagi.

Cosponsors: Representatives Phillips, Pryor, Okey, Newcomb, Letson, Fende, Chandler, Yuko, Bolon.

To amend sections 6103.01, 6103.02, 6117.01, 6117.02, and 6119.011 and to enact section 6119.091 of the Revised Code to authorize a board of county commissioners or a board of trustees of a regional water and sewer district to offer discounts on water and sewer rates to persons sixty-five years of age or older.

H. B. No. 50-Representative Domenick.

Cosponsors: Representatives Williams, B., Harris, Huffman, Brown, Murray, Oelslager, Okey, Bolon, Winburn, Harwood, Phillips.

To amend section 4503.19 of the Revised Code to require a motor vehicle certificate of registration to have a supplemental portion that contains all the information contained in the main portion of the certificate except for the address of the person to whom the certificate is issued.

Said bills were considered the first time.

Message from the Speaker

Pursuant to Section 5(B)(1)(2) of Am. Sub. S. B. No. 260, 126th General Assembly, the Speaker hereby appoints the following members to the Adam Walsh Study Committee:

Representatives DeGeeter and Balderson.

Message from the Speaker

Pursuant to Ohio Revised Code section 149.303(A)(1)(2), the Speaker hereby appoints Representative Mallory to the National Museum of Afro-American History and Culture Planning Committee.

Message from the Speaker

Pursuant to Ohio Revised Code section 173.03(A), the Speaker hereby appoints the following members to the Ohio Advisory Council for the Aging:

Representatives Harris and Lehner.

Message from the Speaker

Pursuant to Ohio Revised Code section 4121.75(A)(2)(3), the Speaker hereby appoints the following members to the Workers' Compensation Council:

Representatives Letson, Dodd and Wachtmann.

Message from the Speaker

Pursuant to Ohio Revised Code section 3750.02 (A), the Speaker hereby appoints Representative Mallory to the Emergency Response Commission.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints the following members to the Butler County Transportation Improvement District Board of Trustees:

Representatives Coley, Combs and Derickson.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints Representative Pillich to the Hamilton County Transportation Improvement District Board of Trustees.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints Representative Dodd to the Licking County Transportation Improvement District Board of Trustees.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints Representative Lundy to the Lorain County Transportation Improvement District Board of Trustees.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (A)(2)(c), the Speaker hereby appoints Representative Batchelder to the Medina County Transportation Improvement District Board of Trustees.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints Representative Garrison to the Muskingum County Transportation Improvement District Board of Trustees.

Message from the Speaker

Pursuant to Ohio Revised Code section 5540.02 (C), the Speaker hereby appoints Representative Gardner to the Wood County Transportation Improvement District Board of Trustees.

On motion of Representative DeBose, the House recessed.

The House met pursuant to recess.

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

Representative Blessing reported for the Rules and Reference Committee recommending that the following House Bills and Senate Joint Resolution be considered for the second time and referred to the following committees for consideration.

H.B. No. 27 - Representative Gerberry, et al

TO DESIGNATE INTERSTATE ROUTE 680, WHICH IS LOCATED WITHIN MAHONING COUNTY, AS THE "KOREAN WAR VETERANS' MEMORIAL HIGHWAY."

To the committee on Transportation and Infrastructure

H.B. No. 28 - Representative Gerberry, et al

TO CHANGE THE EDUCATION AND EXPERIENCE REQUIREMENTS NECESSARY FOR ELIGIBILITY TO BE A CANDIDATE FOR THE OFFICE OF SHERIFF.

To the committee on Elections and Ethics

H.B. No. 29 - Representatives Mallory and Combs, et al

TO PROHIBIT ENGAGING IN SEXUAL CONDUCT WITH A HUMAN CORPSE.

To the committee on Criminal Justice

H.B. No. 30 - Representative Combs, et al

TO REQUIRE AN ANALYSIS OF EACH PROPOSED RETIREMENT INCENTIVE PLAN FOR PUBLIC EMPLOYEES RETIREMENT SYSTEM MEMBERS AND TO PROHIBIT A MEMBER WHO PARTICIPATES IN SUCH A RETIREMENT INCENTIVE PLAN FROM BEING RE-EMPLOYED BY THE SAME EMPLOYER.

To the committee on Financial Institutions, Real Estate, and Securities

H.B. No. 31 - Representative Combs, Stebelton

TO ADOPT THE CHILDREN'S BOOK LENTIL AS THE OFFICIAL CHILDREN'S BOOK OF THE STATE AND TO DESIGNATE ITS AUTHOR, ROBERT MCCLOSKEY, AS THE OFFICIAL CHILDREN'S BOOK AUTHOR OF THE STATE.

To the committee on State Government

H.B. No. 32 - Representative Ruhl, et al

TO INCREASE THE COMPETITIVE BIDDING THRESHOLD FOR CONTRACTS ENTERED INTO BY A BOARD OF PARK TRUSTEES FOR CERTAIN MUNICIPAL PARK IMPROVEMENTS.

To the committee on Commerce and Labor

H.B. No. 33 - Representative Dyer, et al

TO REQUIRE LAW ENFORCEMENT AGENCIES TO REPORT TO THE DIRECTOR OF PUBLIC SAFETY THE LOCATION OF ANY REAL PROPERTY ON WHICH AND THE VEHICLE IDENTIFICATION NUMBER OF ANY MOTOR VEHICLE IN WHICH AN ILLEGAL METHAMPHETAMINE MANUFACTURING LABORATORY HAS BEEN DISCOVERED, TO REQUIRE THE DIRECTOR OF PUBLIC SAFETY TO MAINTAIN ON THE DEPARTMENT OF PUBLIC SAFETY WEB SITE A DATABASE OF PROPERTIES ON WHICH AND MOTOR VEHICLES IN WHICH ILLEGAL METHAMPHETAMINE MANUFACTURING LABORATORIES HAVE BEEN DISCOVERED, TO AUTHORIZE A COUNTY RECORDER TO RECORD AN INSTRUMENT IDENTIFYING ANY PROPERTY THAT HAS BEEN INCLUDED IN THAT DATABASE, AND TO PROVIDE A MEANS BY WHICH AN OWNER OF PROPERTY OR A MOTOR VEHICLE INCLUDED IN THAT DATABASE MAY RECEIVE CERTIFICATION FROM THE DIRECTOR OF ENVIRONMENTAL PROTECTION THAT THE PROPERTY OR MOTOR VEHICLE HAS BEEN CLEARED OF METHAMPHETAMINE RESIDUE AND HAVE THE PROPERTY OR MOTOR VEHICLE REMOVED FROM THE DATABASE.

To the committee on Public Safety and Homeland Security

H.B. No. 34 - Representative Dyer, et al

TO DESIGNATE A PORTION OF STATE ROUTE 44 AS THE "SGT. JEREMY MURRAY MEMORIAL HIGHWAY."

To the committee on Transportation and Infrastructure

H.B. No. 35 - Representative Dyer, et al

TO REVISE THE LAW GOVERNING SANITARY DISTRICTS THAT ARE ORGANIZED WHOLLY FOR THE REDUCTION OF POPULATIONS OF BITING ARTHROPODS.

To the committee on Local Government and Public Administration

H.B. No. 36 - Representative Dyer, et al

TO REQUIRE EXPANDED MINUTES FOR LEGISLATIVE COMMITTEE MEETINGS OR A TRANSCRIBED RECORD OF COMMITTEE PROCEEDINGS IN LIEU OF MINUTES, AND TO REQUIRE SWORN TESTIMONY OF ALL WITNESSES TESTIFYING BEFORE LEGISLATIVE COMMITTEES.

To the committee on State Government

H.B. No. 37 - Representative Dyer, et al

TO REQUIRE THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO MAINTAIN A WEB SITE DATABASE INCLUDING APPARENT LOW BIDDERS WHO FAILED TO BE AWARDED A CONTRACT BECAUSE THEY WERE FOUND NOT TO BE "RESPONSIBLE," AND TO REQUIRE PUBLIC ENTITIES TO CONDUCT INVESTIGATIONS WHEN APPARENT LOW BIDDERS ARE SUSPECTED OF FAILING OR FAIL TO MEET THE "RESPONSIBLE" PRONG OF THE "RESPONSIVE AND RESPONSIBLE" COMPETITIVE BIDDING THRESHOLD.

To the committee on Commerce and Labor

H.B. No. 38 - Representative Brown, et al

TO CREATE PRINCE HALL FREEMASON LICENSE PLATES.

To the committee on Transportation and Infrastructure

H.B. No. 39 - Representative Fende, et al

TO REQUIRE THE REMOVAL OF SNOW OR ICE FROM SPECIAL PARKING LOCATIONS DESIGNATED FOR PERSONS WITH DISABILITIES WITHIN 24 HOURS AFTER THE WEATHER CONDITION CAUSING THE SNOW OR ICE CEASES.

To the committee on Public Safety and Homeland Security

S.J.R. No. 1 - Senators Grendell and Wilson, et al

PROPOSING TO ENACT SECTION 2R OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF OHIO TO PROVIDE COMPENSATION TO VETERANS OF THE PERSIAN GULF, AFGHANISTAN, AND IRAQ CONFLICTS.

To the committee on Veterans Affairs

T. TODD BOOK
BARBARA BOYD
MATT LUNDY
JOHN ADAMS
KRIS JORDAN

JOSEPH KOZIURA
TIMOTHY J. DEGEETER
LOUIS W. BLESSING
WILLIAM G. BATCHELDER

Representative Book 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 the House Bills and Senate Joint Resolution 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 Joint Resolution were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Blessing reported for the Rules and Reference Committee recommending that the following House Concurrent Resolutions be introduced and referred to the following committees for consideration:

H.C.R. No. 8 - Representatives Dyer, Fende, Williams, B., Yuko, Boyd, Chandler, Harris, Oelslager

TO DESIGNATE OHIO VIETNAM VETERANS' MEMORIAL PARK IN THE VILLAGE OF CLINTON, COUNTY OF SUMMIT, OHIO, AS THE HOME OF THE OHIO VIETNAM VETERANS' MEMORIAL PARK FOR THE ENTIRE STATE OF OHIO.

To the committee on State Government

H.C.R. No. 9 - Representative Dyer, Williams, B., Letson, Chandler, Bolon

TO DESIGNATE THE PORTAGE LAKES AREA IN SUMMIT COUNTY THE PURPLE MARTIN CAPITAL OF OHIO.

To the committee on State Government

/s/ TODD BOOK
Todd Book, Chair

Representative Book moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolutions were introduced and referred as recommended.

On motion of Representative Book, the House adjourned until Thursday, February 26, 2009 at 11:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,
Clerk.