

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, FEBRUARY 24, 2010

ONE HUNDRED FORTY-SEVENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, February 24, 2010, 1:30 p.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Owen Stotts of the Grove City Nazarene Church in Grove City, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

The following guests of the House of Representatives were recognized by Speaker Budish prior to the commencement of business:

The Lake Erie Crushers baseball team received H. R. 163, presented by Representative Lundy-57th district.

Blythe Kalson, a guest of Representative Skindell-13th district.

Dottie Marsh, a guest of Representative B. Williams-41st district.

Susan Tullai-McGuinness, Linda Carter, Jesse Honsky, and Natalie Karn, guests of Representative Fende-62nd district.

Scotty Teal, a guest of Representative Hottinger-71st district.

Richard Bird and Tony Fluellen, guests of Representative Dodd-91st district.

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

H.B. No. 452 - Representatives Bolon and Hite, et al

TO ALLOW TAXPAYERS TO MAKE CONTRIBUTIONS TO THE AMERICAN RED CROSS OHIO DISASTER RESPONSE READINESS AND PREPAREDNESS FUND THROUGH THEIR INCOME TAX RETURNS.

To the committee on Public Safety and Homeland Security

H.B. No. 453 - Representative Boyd, et al

TO REQUIRE CERTAIN INSURERS TO PROVIDE NOTIFICATION OF CHANGES TO THEIR PRESCRIPTION DRUG COVERAGE TO ALL NETWORK HEALTH CARE PROVIDERS, NETWORK PHARMACIES, NETWORK PHARMACISTS, AND INSUREDS, AND TO SPECIFY WHEN THE CHANGE MAY APPLY.

To the committee on Health

H.B. No. 454 - Representatives R. Adams and Baker, et al

TO REQUIRE THE CREATION OF A TAX DATABASE AND CALCULATOR TO ALLOW INDIVIDUALS AND BUSINESSES TO DETERMINE THEIR CURRENT TAX RATES AND POTENTIAL TAX LIABILITIES.

To the committee on Ways and Means

H.B. No. 455 - Representatives Goodwin and Lundy, et al

TO AUTHORIZE A CHARITABLE ORGANIZATION TO PURCHASE, LEASE, AND USE INSTANT BINGO TICKET DISPENSERS, TO SPECIFY THAT THESE DISPENSERS ARE NOT SLOT MACHINES, TO MODIFY THE DEFINITIONS OF VETERAN'S AND FRATERNAL ORGANIZATIONS, TO INCREASE THE NUMBER OF TIMES IN A PRECEDING YEAR A VETERAN'S OR FRATERNAL ORGANIZATION MAY LEASE PREMISES TO CHARITABLE ORGANIZATIONS FOR FESTIVALS AT WHICH GAMES OF CHANCE ARE CONDUCTED, TO ALLOW A CHARITABLE ORGANIZATION TO SPEND A REASONABLE AMOUNT OF ITS GROSS PROFIT TO PAY PROPERTY TAXES AND ASSESSMENTS ON THE PREMISES WHERE THE ORGANIZATION CONDUCTS BINGO, AND TO ADJUST THE THRESHOLD AMOUNT GOVERNING THE DISTRIBUTION OF INSTANT BINGO NET PROFIT BY A VETERAN'S, FRATERNAL, OR SPORTING ORGANIZATION.

To the committee on State Government

Sub. S.B. No. 186 - Senator Schuring, et al

TO AUTHORIZE A CHARITABLE ORGANIZATION TO PURCHASE, LEASE, AND USE INSTANT BINGO TICKET DISPENSERS, TO SPECIFY THAT THESE DISPENSERS ARE NOT SLOT MACHINES, TO MODIFY THE DEFINITIONS OF VETERAN'S AND FRATERNAL ORGANIZATIONS, TO INCREASE THE NUMBER OF TIMES IN A PRECEDING YEAR A VETERAN'S OR FRATERNAL ORGANIZATION MAY LEASE PREMISES TO CHARITABLE ORGANIZATIONS FOR FESTIVALS AT WHICH GAMES OF CHANCE ARE CONDUCTED, AND TO ALLOW A CHARITABLE ORGANIZATION TO SPEND A REASONABLE AMOUNT OF ITS GROSS PROFIT TO PAY PROPERTY TAXES AND ASSESSMENTS ON THE PREMISES WHERE THE ORGANIZATION CONDUCTS BINGO.

To the committee on State Government

Am. S.B. No. 187 - Senator Seitz, et al

TO ESTABLISH THE OHIO PLANNED COMMUNITY LAW.

To the committee on Civil and Commercial Law

Sub. S.B. No. 194 - Senator Kearney, et al

TO PERMIT INDIVIDUAL TAXPAYERS TO DIRECT THE STATE TO TRANSMIT AN INCOME TAX REFUND DIRECTLY TO THE TAXPAYER'S SAVINGS ACCOUNT OR INDIVIDUAL RETIREMENT

ACCOUNT.

To the committee on Ways and Means

T. TODD BOOK
JOHN DOMENICK
MATT LUNDY
JOHN ADAMS

JOSEPH KOZIURA
TIMOTHY J. DEGEETER
LOUIS W. BLESSING
CHERYL GROSSMAN

Representative Szollosi moved that the House and Constitutional Rules requiring bills to be considered by each house on three different days be suspended as to the second consideration of all House Bills and Senate Bills contained in the report of the committee on Rules and Reference.

The motion was agreed to without objection.

The report was agreed to.

Said House Bills and Senate Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

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

H.R. No. 224 - Representative Baker

Honoring Nikki Craft as the 2009 Division II State Champion in girls diving.

H.R. No. 225 - Representative Baker

Honoring Bridget Doughty as a 2009 Division II State Track and Field Champion.

H.R. No. 226 - Representative Garrison

Honoring Waterford High School as a TEAMS Award recipient.

H.R. No. 227 - Representative Evans

Honoring Norm Persin as the 2009 National Boys Basketball Coach of the Year.

/s/ TODD BOOK
Todd Book, Chair

Representative Szollosi moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolutions contained therein be approved.

The motion was agreed to.

Representative Goyal moved that majority party members asking leave to be absent or absent the week of Wednesday, February 24, 2010, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Adams, J. moved that minority party members asking leave to be absent or absent the week of Wednesday, February 24, 2010, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

Representative Szollosi 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. 222-Speaker Budish, Representative Batchelder.

Relative to Travel Allowance.

WHEREAS, Section 101.27 of the Revised Code provides that each member receive a travel reimbursement based upon the mileage from and to the member's place of residence, by the most direct highway route of public travel to and from the seat of government; therefore be it

RESOLVED, That the Clerk or Deputy Clerk of the House of Representatives is hereby authorized to pay the following members travel allowance based upon their round trip mileage as set opposite their names and district numbers:

Member's Name	District Number	Round Trip Mileage
Richard Hollington, Jr.	98	294

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

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Belcher	Blair	Blessing	Bolon
Book	Boose	Boyd	Bubp
Burke	Carney	Celeste	Chandler
Coley	Combs	Daniels	DeBose
DeGeeter	Derickson	Dodd	Domenick
Driehaus	Dyer	Evans	Fende
Foley	Gardner	Garland	Garrison
Gerberry	Goodwin	Goyal	Grossman
Hackett	Hagan	Hall	Harris
Harwood	Heard	Hite	Hollington
Hottinger	Huffman	Jordan	Koziura
Lehner	Letson	Luckie	Lundy
Maag	Mallory	Mandel	Martin
McClain	McGregor	Mecklenborg	Moran
Morgan	Murray	Newcomb	Oelslager
Okey	Otterman	Patten	Phillips
Pillich	Pryor	Ruhl	Sayre
Schneider	Sears	Skindell	Slesnick

Snitchler	Stautberg	Stebelton	Stewart
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Weddington	Williams B.
Williams S.	Winburn	Yuko	Zehringer
			Budish-97.

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 70-Representatives Gerberry, Hagan.

To amend sections 959.131 and 959.99 of the Revised Code to specifically prohibit an owner of a kennel of dogs from committing cruel treatment of a companion animal by the animal's custodian or caretaker and to give a prosecutor who prosecutes an owner of a kennel of dogs who commits cruel treatment of a companion animal discretion in prosecuting the owner for the offense, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 59, nays 38, as follows:

Those who voted in the affirmative were: Representatives

Bacon	Baker	Beck	Belcher
Bolon	Book	Boyd	Carney
Celeste	Chandler	Combs	DeBose
DeGeeter	Dodd	Domenick	Driehaus
Dyer	Fende	Foley	Garland
Garrison	Gerberry	Goyal	Grossman
Hackett	Hagan	Harris	Harwood
Heard	Koziura	Letson	Luckie
Lundy	Mallory	Mandel	Moran
Murray	Newcomb	Oelslager	Okey
Otterman	Patten	Phillips	Pillich
Pryor	Sayre	Schneider	Skindell
Slesnick	Stewart	Sykes	Szollosi
Ujvagi	Weddington	Williams B.	Williams S.
Winburn	Yuko		Budish-59.

Those who voted in the negative were: Representatives

Adams J.	Adams R.	Amstutz	Balderson
Batchelder	Blair	Blessing	Boose
Bubp	Burke	Coley	Daniels
Derickson	Evans	Gardner	Goodwin
Hall	Hite	Hollington	Hottinger
Huffman	Jordan	Lehner	Maag
Martin	McClain	McGregor	Mecklenborg
Morgan	Ruhl	Sears	Snitchler

Stautberg
Wagner

Stebelton

Uecker

Wachtmann
Zehringer-38.

The bill passed.

Representative Gerberry moved to amend the title as follows:

Add the names: "Boyd, Chandler, Domenick, Dyer, Garland, Harris, Heard, Letson, Luckie, Lundy, Mallory, Stewart, Szollosi, Ujvagi, Weddington, Williams, B., Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 186-Representatives Foley, Patten.

Cosponsors: Representatives Boyd, Brown, Domenick, Hagan, Heard, Luckie, Okey, Skindell, Stewart, Yuko.

To amend sections 1901.18, 1909.11, 1923.01, 1923.02, 1923.061, 1923.15, 2305.01, 3701.83, 3709.085, 3709.09, 3709.092, 3729.01, 3733.02, 3733.021, 3733.022, 3733.024, 3733.025, 3733.03, 3733.04, 3733.05, 3733.06, 3733.08, 3733.09, 3733.091, 3733.10, 3733.101, 3733.11, 3733.12, 3733.121, 3733.122, 3733.123, 3733.13, 3733.14, 3733.15, 3733.17, 3733.18, 3733.19, 3733.20, 3733.41, 3733.99, 3781.06, 4503.061, 4503.062, 4517.01, 4517.04, 4517.09, 4517.10, 4517.12, 4517.13, 4517.14, 4517.23, 4517.24, 4517.44, 4743.05, 4781.01, 4781.04, 4781.07, 4781.10, 4781.14, 4781.15, 4781.99, 4905.90, and 6111.46; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 3733.02 (4781.26), 3733.021 (4781.31), 3733.022 (4781.32), 3733.024 (4781.33), 3733.025 (4781.34), 3733.03 (4781.27), 3733.04 (4781.28), 3733.05 (4781.29), 3733.06 (4781.30), 3733.08 (4781.35), 3733.09 (4781.36), 3733.091 (4781.37), 3733.10 (4781.38), 3733.101 (4781.39), 3733.12 (4781.41), 3733.121 (4781.42), 3733.122 (4781.43), 3733.123 (4781.44), 3733.13 (4781.45), 3733.14 (4781.46), 3733.15 (4781.47), 3733.16 (4781.48), 3733.17 (4781.49), 3733.18 (4781.50), 3733.19 (4781.51), and 3733.20 (4781.52); to enact sections 2323.05, 3733.111, 4781.121, 4781.54, and 4781.60; and to repeal sections 3733.01, 3733.031, 3733.07, and 4517.49 of the Revised Code; and to amend Section 745.20 of Am. Sub. H.B. 1 of the 128th General Assembly to transfer various responsibilities with respect to the licensing and inspection of manufactured home parks from the Department of Health to the Manufactured Homes Commission, to make other changes in the manufactured home park law, and to amend the motor vehicle dealer's licensing law; and to amend sections 3733.11 and 4781.10 and to amend, for the purpose of adopting new section numbers as indicated in parenthesis, sections 3733.11 (4781.40) and 3733.111 (4781.53) of the Revised Code on July 1, 2011, to conform with other provisions of this act taking effect on that date, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Foley moved to amend as follows:

In line 52, after "4781.01," insert "4781.02,"

Between lines 2249 and 2250, insert:

"Sec. 4781.02. (A) There is hereby created the manufactured homes commission which consists of nine members, with three members appointed by the governor, three members appointed by the president of the senate, and three members appointed by the speaker of the house of representatives.

(B)(1) Commission members shall be residents of this state, except for members appointed pursuant to divisions (B)(3)(b) and (B)(4)(a) of this section. Members shall be selected from a list of persons the Ohio manufactured homes association, or any successor entity, recommends, except for appointments made pursuant to division (B)(2) of this section.

(2) The governor shall appoint the following members:

(a) One member to represent the board of building standards, who may be a member of the board or a board employee not in the classified civil service, with an initial term ending December 31, 2007;

(b) One member ~~to represent the department of health, who may be a department employee not in the classified civil service, with an initial term ending December 31, 2005~~ who is registered as a sanitarian in accordance with Chapter 4736. of the Revised Code, has experience with the regulation of manufactured homes, and is an employee of a health district described in section 3709.01 of the Revised Code;

(c) One member whose primary residence is a manufactured home, with an initial term ending December 31, 2006.

(3) The president of the senate shall appoint the following members:

(a) Two members who are manufactured housing installers who have been actively engaged in the installation of manufactured housing for the five years immediately prior to appointment, with the initial term of one installer ending December 31, 2007, and the initial term of the other installer ending December 31, 2005.

(b) One member who manufactures manufactured homes in this state or who manufactures manufactured homes in another state and ships homes into this state, to represent manufactured home manufacturers, with an initial term ending December 31, 2006.

(4) The speaker of the house of representatives shall appoint the following members:

(a) One member who operates a manufactured or mobile home retail business in this state to represent manufactured housing dealers, with an initial

term ending December 31, 2007;

(b) One member who is a manufactured home park operator or is employed by an operator, with an initial term ending December 31, 2005;

(c) One member to represent the Ohio manufactured home association, or any successor entity, who may be the president or executive director of the association or the successor entity, with an initial term ending December 31, 2006.

(C)(1) After the initial term, each term of office is for four years ending on the thirty-first day of December. A member holds office from the date of appointment until the end of the term. No member may serve more than two consecutive four-year terms.

(2) Any member appointed to fill a vacancy that occurs prior to the expiration of a term continues in office for the remainder of that term. Any member continues in office subsequent to the expiration date of the term until the member's successor takes office or until sixty days have elapsed, which ever occurs first.

(3) A vacancy on the commission does not impair the authority of the remaining members to exercise all of the commission's powers.

(D)(1) The governor may remove any member from office for incompetence, neglect of duty, misfeasance, nonfeasance, malfeasance, or unprofessional conduct in office.

(2) Vacancies shall be filled in the manner of the original appointment."

In line 2329, after "(13)" insert "Develop a policy regarding the maintenance of records for any inspection authorized or conducted pursuant to this chapter, and any such record shall be a public record under section 149.43 of the Revised Code;

(14)"

In line 2373, after "enforce" insert "section 3701.344 and"

Strike through lines 2800 through 2804

In line 3434, after "4781.01," insert "4781.02,"

In line 3448, delete the first "and"; after "4517.44" insert ", and 4781.02"

In line 3728, after "**11.**" insert "Notwithstanding the original term of the appointment, the term of the Manufactured Homes Commission member who was appointed by the Governor as a representative of the Department of Health pursuant to division (B)(2)(b) of section 4781.02 of the Revised Code shall end on the effective date of that section as amended by this act. The initial term of the registered sanitarian appointed to the Manufactured Homes Commission pursuant to section 4781.02 of the Revised Code, as amended by this act, shall expire on the date when the representative of the Department of Health's term

would have expired, but for this section.

Section 12."

In line 12 of the title, after "4781.01," insert "4781.02,"

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

The yeas and nays were taken and resulted - yeas 65, nays 32, as follows:

Those who voted in the affirmative were: Representatives

Belcher	Blessing	Bolon	Book
Boyd	Carney	Celeste	Chandler
Combs	DeBose	DeGeeter	Derickson
Dodd	Domenick	Driehaus	Dyer
Evans	Fende	Foley	Garland
Garrison	Gerberry	Goyal	Hackett
Hagan	Harris	Harwood	Heard
Hollington	Hottinger	Jordan	Koziura
Lehner	Letson	Luckie	Lundy
Mallory	Mandel	McGregor	Moran
Murray	Newcomb	Oelslager	Okey
Otterman	Patten	Phillips	Pillich
Pryor	Sayre	Schneider	Skindell
Slesnick	Snitchler	Stautberg	Stewart
Sykes	Szollosi	Ujvagi	Weddington
Williams B.	Williams S.	Winburn	Yuko
			Budish-65.

Those who voted in the negative were: Representatives

Adams J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Blair	Boose	Bubp	Burke
Coley	Daniels	Gardner	Goodwin
Grossman	Hall	Hite	Huffman
Maag	Martin	McClain	Mecklenborg
Morgan	Ruhl	Sears	Stebelton
Uecker	Wachtmann	Wagner	Zehringer-32.

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted - yeas 58, nays 39, as follows:

Those who voted in the affirmative were: Representatives

Belcher	Bolon	Book	Boyd
Carney	Celeste	Chandler	DeBose
DeGeeter	Dodd	Domenick	Driehaus
Dyer	Fende	Foley	Garland
Garrison	Gerberry	Goyal	Hackett
Hagan	Harris	Harwood	Heard
Hottinger	Jordan	Koziura	Lehner
Letson	Luckie	Lundy	Mallory
Mandel	Moran	Murray	Newcomb

Oelslager	Okey	Otterman	Patten
Phillips	Pillich	Pryor	Sayre
Schneider	Skindell	Slesnick	Snitchler
Stewart	Sykes	Szollosi	Ujvagi
Weddington	Williams B.	Williams S.	Winburn
Yuko			Budish-58.

Those who voted in the negative were: Representatives

Adams J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Blair	Blessing	Boose	Bubp
Burke	Coley	Combs	Daniels
Derickson	Evans	Gardner	Goodwin
Grossman	Hall	Hite	Hollington
Huffman	Maag	Martin	McClain
McGregor	Mecklenborg	Morgan	Ruhl
Sears	Stautberg	Stebelton	Uecker
Wachtmann	Wagner		Zehringer-39.

The bill passed.

Representative Foley moved to amend the title as follows:

Add the names: "Belcher, Carney, Chandler, Dodd, Dyer, Garland, Harris, Letson, Lundy, Mallory, Pillich, Sayre, Williams, B., Winburn."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 188-Representatives Stautberg, Ujvagi.

Cosponsors: Representatives Hite, Combs, Jordan, Mecklenborg, Balderson, Fende, Sears, Zehringer, Adams, R., Garland, Dyer.

To amend section 5747.01 of the Revised Code to exempt retirement pay related to service in the Commissioned Corps of the National Oceanic and Atmospheric Administration and the Commissioned Corps of the Public Health Service, 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 J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Belcher	Blair	Blessing	Bolon
Book	Boose	Boyd	Bubp
Burke	Carney	Celeste	Chandler
Coley	Combs	Daniels	DeBose
DeGeeter	Derickson	Dodd	Domenick
Driehaus	Dyer	Evans	Fende

Foley	Gardner	Garland	Garrison
Gerberry	Goodwin	Goyal	Grossman
Hackett	Hagan	Hall	Harris
Harwood	Heard	Hite	Hollington
Hottinger	Huffman	Jordan	Koziura
Lehner	Letson	Luckie	Lundy
Maag	Mallory	Mandel	Martin
McClain	McGregor	Mecklenborg	Moran
Morgan	Murray	Newcomb	Oelslager
Okey	Otterman	Patten	Phillips
Pillich	Pryor	Ruhl	Sayre
Schneider	Sears	Skindell	Slesnick
Snitchler	Stautberg	Stewart	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Weddington	Williams B.	Williams S.
Winburn	Yuko	Zehringer	Budish-96.

Representative Stebelton voted in the negative-1.

The bill passed.

Representative Stautberg moved to amend the title as follows:

Add the names: "Belcher, Blair, Blessing, Boyd, Bulp, Carney, Chandler, Coley, Daniels, DeBose, Derickson, Driehaus, Evans, Gardner, Goyal, Grossman, Huffman, Lehner, Letson, Luckie, Lundy, Maag, Mallory, McClain, Patten, Pillich, Ruhl, Skindell, Stewart, Szollosi, Uecker, Weddington, Williams, B., Yuko."

Remove the name: "Hite."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 379-Representatives Carney, Mecklenborg.

Cosponsors: Representatives Bolon, Combs, Domenick, Letson, McGregor, Okey, Murray, Oelslager, Coley, Dyer, Harwood, Stautberg, Stebelton.

To amend sections 1701.13, 1701.59, 1701.66, 1701.74, 1701.76, 1701.84, 1701.85, 1701.86, 1701.87, 1701.88, 1701.89, 1701.90, 1701.91, 1701.911, 1702.12, 1702.30, and 1705.61 and to enact sections 1701.881, 1701.882, and 1701.883 of the Revised Code to make changes to the law governing corporations including dissenting shareholders, the dissolution of a corporation, rights to indemnification or advancement of expenses, directors' fiduciary duties, and recording of corporate mortgages, 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 J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Belcher	Blair	Blessing	Bolon
Book	Boose	Boyd	Bubp
Burke	Carney	Celeste	Chandler
Coley	Combs	Daniels	DeBose
DeGeeter	Derickson	Dodd	Domenick
Driehaus	Dyer	Evans	Fende
Foley	Gardner	Garland	Garrison
Gerberry	Goodwin	Goyal	Grossman
Hackett	Hall	Harris	Harwood
Heard	Hite	Hollington	Hottinger
Huffman	Jordan	Koziura	Lehner
Letson	Luckie	Lundy	Maag
Mallory	Mandel	Martin	McClain
McGregor	Mecklenborg	Moran	Morgan
Murray	Newcomb	Oelslager	Okey
Otterman	Patten	Phillips	Pillich
Pryor	Ruhl	Sayre	Schneider
Sears	Skindell	Slesnick	Snitchler
Stautberg	Stebelton	Stewart	Sykes
Szollosi	Uecker	Ujvagi	Wachtmann
Wagner	Weddington	Williams B.	Williams S.
Winburn	Yuko	Zehringer	Budish-96.

Representative Hagan voted in the negative-1.

The bill passed.

Representative Carney moved to amend the title as follows:

Add the names: "Bacon, Batchelder, Blessing, Boose, Bubp, DeBose, Derickson, Evans, Garland, Garrison, Gerberry, Hackett, Luckie, McClain, Patten, Pillich, Pryor, Ruhl, Slesnick, Snitchler, Wachtmann, Weddington, Winburn, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following changes to the committee on Rules and Reference:

Remove Representative Domenick; appoint Representative Boyd.

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. 300 -Representatives Dyer, Hottinger

Cosponsors: Representatives Heard, Combs, Luckie, Murray, Williams, B., Okey, Fende, Brown, Batchelder, Boyd, Carney, Chandler, DeBose, Dodd, Domenick, Evans, Garland, Hackett, Harris, Harwood, Letson, Mecklenborg, Sayre, Snitchler, Stewart, Yates Senators Schaffer, Buehrer, Faber, Gillmor, Harris, Hughes, Husted, Miller, D., Turner, Wagoner, Schiavoni

To amend sections 1751.33, 1753.33, 3901.021, 3903.81, 3903.83, 3905.04, 3905.041, 3905.05, 3905.06, 3905.061, 3905.07, 3905.071, 3905.12, 3905.14, 3905.16, 3905.20, 3905.30, 3905.35, 3905.36, 3905.40, 3905.41, 3905.481, 3905.483, 3905.484, 3905.841, 3905.85, 3905.86, 3905.862, 3905.87, 3905.88, 3905.89, 3905.932, 3924.01, 3924.09, 3924.10, 3929.30, 3956.04, 3960.03, and 5725.18, to enact section 3905.051, and to repeal sections 3905.10, 3905.482, and 3929.301 of the Revised Code to make changes to the law governing the licensure and regulation of insurance agents, certain insurance-related taxes, the Ohio Life and Health Insurance Guaranty Association, Ohio health care plans, risk-based capital reports, reporting requirements for insurers, and notice requirements for health insuring corporations, to temporarily extend the time after employment during which a person can keep the person's health insurance coverage, and to declare an emergency.

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

Attest:

Vincent L. Keeran,
Clerk.

Pursuant to Joint Rule 16, Representative Szollosi moved that the Senate amendments to **Sub. H. B. No. 300**-Representatives Dyer, Hottinger, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 300**-Representatives Dyer, Hottinger, et al., were taken up for consideration.

Sub. H. B. No. 300-Representatives Dyer, Hottinger.

Cosponsors: Representatives Heard, Combs, Luckie, Murray, Williams, B., Okey, Fende, Brown, Batchelder, Boyd, Carney, Chandler, DeBose, Dodd, Domenick, Evans, Garland, Hackett, Harris, Harwood, Letson, Mecklenborg,

Sayre, Snitchler, Stewart, Yates. Senators Schaffer, Buehrer, Faber, Gillmor, Harris, Hughes, Husted, Miller, D., Turner, Wagoner, Schiavoni.

To amend sections 1751.33, 1753.33, 3901.021, 3903.81, 3903.83, 3905.04, 3905.041, 3905.05, 3905.06, 3905.061, 3905.07, 3905.071, 3905.12, 3905.14, 3905.16, 3905.20, 3905.30, 3905.35, 3905.36, 3905.40, 3905.41, 3905.481, 3905.483, 3905.484, 3905.841, 3905.85, 3905.86, 3905.862, 3905.87, 3905.88, 3905.89, 3905.932, 3924.01, 3924.09, 3924.10, 3929.30, 3956.04, 3960.03, and 5725.18, to enact section 3905.051, and to repeal sections 3905.10, 3905.482, and 3929.301 of the Revised Code to make changes to the law governing the licensure and regulation of insurance agents, certain insurance-related taxes, the Ohio Life and Health Insurance Guaranty Association, Ohio health care plans, risk-based capital reports, reporting requirements for insurers, and notice requirements for health insuring corporations, to temporarily extend the time after employment during which a person can keep the person's health insurance coverage, 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 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Belcher	Blair	Blessing	Bolon
Book	Boose	Boyd	Bubp
Burke	Carney	Celeste	Chandler
Coley	Combs	Daniels	DeBose
DeGeeter	Derickson	Dodd	Domenick
Driehaus	Dyer	Evans	Fende
Foley	Gardner	Garland	Garrison
Gerberry	Goodwin	Goyal	Grossman
Hackett	Hagan	Hall	Harris
Harwood	Heard	Hite	Hollington
Hottinger	Huffman	Jordan	Koziura
Lehner	Letson	Luckie	Lundy
Maag	Mallory	Mandel	Martin
McClain	McGregor	Mecklenborg	Moran
Morgan	Murray	Newcomb	Oelslager
Okey	Otterman	Patten	Phillips
Pillich	Pryor	Ruhl	Sayre
Schneider	Sears	Skindell	Slesnick
Snitchler	Stautberg	Stebelton	Stewart
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Weddington	Williams B.
Williams S.	Winburn	Yuko	Zehringer
			Budish-97.

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 97, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Bacon
Baker	Balderson	Batchelder	Beck
Belcher	Blair	Blessing	Bolon
Book	Boose	Boyd	Bubp
Burke	Carney	Celeste	Chandler
Coley	Combs	Daniels	DeBose
DeGeeter	Derickson	Dodd	Domenick
Driehaus	Dyer	Evans	Fende
Foley	Gardner	Garland	Garrison
Gerberry	Goodwin	Goyal	Grossman
Hackett	Hagan	Hall	Harris
Harwood	Heard	Hite	Hollington
Hottinger	Huffman	Jordan	Koziura
Lehner	Letson	Luckie	Lundy
Maag	Mallory	Mandel	Martin
McClain	McGregor	Mecklenborg	Moran
Morgan	Murray	Newcomb	Oelslager
Okey	Otterman	Patten	Phillips
Pillich	Pryor	Ruhl	Sayre
Schneider	Sears	Skindell	Slesnick
Snitchler	Stautberg	Stebelton	Stewart
Sykes	Szollosi	Uecker	Ujvagi
Wachtmann	Wagner	Weddington	Williams B.
Williams S.	Winburn	Yuko	Zehringer Budish-97.

The Senate amendments were concurred in.

On motion of Representative Szollosi, the House adjourned until Thursday, February 25, 2010 at 11:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,
Clerk.