

OHIO

House

of

Representatives

JOURNAL

TUESDAY, MARCH 16, 2010

ONE HUNDRED FIFTY-EIGHTH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, March 16, 2010, 8:30 a.m.

The House met pursuant to adjournment.

Prayer was offered by Suzanne Ujvagi, a seminary student of Union Theological Seminary in New York, 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 Norwalk St. Paul High School football team received H. R. 209, presented by Representative Boose-58th district.

Emma Krock and Diana K. Ready received House Resolutions 200 and 208, respectively, presented by Representative Ruhl-90th district.

Margaret Maupin, Joy Smetzer, and Leslie Picot, guests of Representative Amstutz-3rd district.

Nino Prodan, a guest of Representative Yuko-7th district.

Sandra Buckner, a guest of Representative Boyd-9th district.

Selena Vicario, a guest of Representative S. Williams-11th district.

John Litton, a guest of Representative Foley-14th district.

Julie Provoznik, a guest of Representative Baker-16th district.

Amy Ceravino, a guest of Representative Harris-19th district.

Robert and Lewis McClendon, Clarence Elkins, Molly Taylor, and Mark Godsey, guests of Representative Weddington-27th district.

Members of the Washington Centerville and Wright Memorial Public Libraries, guests of Representative Blair-38th district.

Jason Apgar, a guest of Representative Sears-46th district.

David Harris, a guest of Representative Schneider-63rd district.

Sarah Davis, a guest of Representative Letson-64th district.

Giana Bene, a guest of Representative Chandler-68th district.

William Willis, a guest of Representative Goyal-73rd district.

Students from the Darke County Educational Service Center, guests of Representative R. Adams-79th district.

Sean and Ryan Higbee, guests of Representative Book-89th district.

Bob Ready and Linda Thompson, guests of Representative Ruhl-90th district.

Linda Hinton, Bill Bain, Frank Mathews, and Ron Gay, guests of Representative Garrison-93rd district.

Maria Rokakis, a guest of Representative Hollington-98th district.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Snitchler submitted the following report:

The standing committee on Public Utilities to which was referred **H. B. No. 276**-Representative Sayre, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: TELECOMMUNICATIONS REGULATION REFORM

Representative DeGeeter moved to amend the title as follows:

Add the names: "Fende, Combs, Newcomb."

TIMOTHY J. DEGEETER
TODD SNITCHLER
PETER BECK
COURTNEY COMBS
RANDY GARDNER
RON GERBERRY
JARROD MARTIN
DEBORAH NEWCOMB
CONNIE PILLICH
ALLAN R. SAYRE
JOSEPH W. UECKER

SANDRA WILLIAMS
TROY BALDERSON
LOUIS W. BLESSING
LORRAINE M. FENDE
JENNIFER GARRISON
JOSH MANDEL
MIKE MORAN
MARK D. OKEY
RAYMOND PRYOR
PETER STAUTBERG

The report was agreed to.

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

Representative Morgan submitted the following report:

The standing committee on Finance and Appropriations to which was referred **H. B. No. 462**-Representative Sykes, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CAPITAL REAPPROPRIATIONS/CERTAIN CAPITAL
APPROPRIATIONS - FY 2011 & 2012

VERNON SYKES
RICHARD ADAMS
BARBARA BOYD
TED CELESTE
DENISE DRIEHAUS
RANDY GARDNER

JOHN PATRICK CARNEY
T. TODD BOOK
EDNA BROWN
KATHLEEN CHANDLER
LORRAINE M. FENDE
NANCY GARLAND

JENNIFER GARRISON
JAY P. GOYAL
TRACY HEARD
ROSS MCGREGOR
BARBARA R. SEARS
STEPHEN SLESNICK
W. CARLTON WEDDINGTON

BRUCE W. GOODWIN
DAVE HALL
RICHARD R. HOLLINGTON
ROBERT MECKLENBORG
MICHAEL J. SKINDELL
DAN STEWART

The following members voted "NO"

RON AMSTUTZ
CHERYL GROSSMAN
JEFFREY MCCLAIN

DAVE BURKE
RON MAAG
SETH MORGAN

The report was agreed to.

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

Representative Daniels submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 406**-Representative Williams, S., having had the same under consideration, recommends its re-referral to the committee on Rules and Reference.

RE: LUPUS EDUCATION AND AWARENESS PROGRAM

RON GERBERRY
ALLAN R. SAYRE
BRIAN G. WILLIAMS
CHERYL GROSSMAN
GERALD L. STEBELTON

MATT LUNDY
DAN STEWART
DAVID DANIELS
CLIFF HITE

The report was agreed to.

The bill was ordered to be engrossed and rereferred to the committee on Rules and Reference.

MOTIONS AND RESOLUTIONS

Representative Goyal moved that majority party members asking leave to be absent or absent the week of Tuesday, March 16, 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 Tuesday, March 16, 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. 236-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 |
|---------------|-----------------|--------------------|
| Barbara Sears | 46 | 278 |
| Alicia Reece | 33 | 202 |

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 | Brown |
| 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 | Lundy |
| Maag | Mallory | Mandel | Martin |
| McClain | McGregor | Mecklenborg | Moran |
| Morgan | Murray | Newcomb | Oelslager |
| Okey | Otterman | Phillips | Pillich |
| Pryor | Reece | 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.

Representative Szollosi moved that the following resolution be read by title only and brought up for immediate adoption:

H. R. No. 242-Speaker Budish.

Authorizing the Judicial Conference of The United States Court of Appeals for the Sixth Circuit to use the Chambers of the Ohio House of Representatives to conduct its Seventieth Conference.

The question being, "Shall the resolution be adopted?"

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 | Brown |
| 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 | Lundy |
| Maag | Mallory | Mandel | Martin |
| McClain | McGregor | Mecklenborg | Moran |
| Morgan | Murray | Newcomb | Oelslager |
| Okey | Otterman | Phillips | Pillich |
| Pryor | Reece | 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. 39-Representative Fende.

Cosponsors: Representatives Hagan, Pillich, Yuko, Brown, Skindell, Boyd, Winburn, Harris, Letson.

To amend sections 3781.111, 3781.99, and 4511.69 of the Revised Code to require the removal of snow or ice from special parking locations designated for persons with disabilities and to name the act "The Thomas P. Ashbrock Memorial Act, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 78, nays 19, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|-------------|------------|
| Adams R. | Amstutz | Bacon | Baker |
| Balderson | Batchelder | Belcher | Blessing |
| Bolon | Book | Boose | Boyd |
| Brown | Carney | Celeste | Chandler |
| Combs | DeBose | DeGeeter | Derickson |
| Dodd | Domenick | Driehaus | Dyer |
| Evans | Fende | Foley | Gardner |
| Garland | Garrison | Gerberry | Goyal |
| Grossman | Hackett | Hagan | Hall |
| Harris | Harwood | Heard | Hite |
| Hollington | Hottinger | Koziura | Lehner |
| Letson | Lundy | Mallory | Mandel |
| McClain | McGregor | Moran | Morgan |
| Murray | Newcomb | Oelslager | Okey |
| Otterman | Phillips | Pillich | Pryor |
| Reece | Ruhl | Sayre | Schneider |
| Sears | Skindell | Slesnick | Snitchler |
| Stewart | Sykes | Szollosi | Ujvagi |
| Weddington | Williams B. | Williams S. | Winburn |
| Yuko | | | Budish-78. |

Those who voted in the negative were: Representatives

| | | | |
|-------------|-----------|-----------|---------------|
| Adams J. | Beck | Blair | Bubp |
| Burke | Coley | Daniels | Goodwin |
| Huffman | Jordan | Maag | Martin |
| Mecklenborg | Stautberg | Stebelton | Uecker |
| Wachtmann | Wagner | | Zehringer-19. |

The bill passed.

Representative Fende moved to amend the title as follows:

Add the names: "Celeste, Chandler, DeBose, Domenick, Driehaus, Foley, Harwood, Heard, Koziura, Reece, Stewart, Ujvagi, Weddington, Williams, B.."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 276-Representative Sayre.

Cosponsors: Representatives Williams, B., Harris, Domenick, Daniels, Grossman, Brown, Huffman, Pillich, Pryor, Fende, Combs, Newcomb.

To amend sections 324.01, 324.03, 1332.24, 2317.02, 2917.21, 2929.01, 4901.01, 4901.02, 4901.11, 4901.15, 4901.22, 4903.01, 4903.20, 4903.22, 4903.23, 4905.01, 4905.02, 4905.03, 4905.04, 4905.09, 4905.12, 4905.14, 4905.16, 4905.18, 4905.20, 4905.21, 4905.26, 4905.30, 4905.34, 4905.40, 4905.402, 4905.41, 4905.42, 4905.45, 4905.46, 4905.47, 4905.51, 4905.52, 4905.58, 4905.59, 4905.61, 4905.63, 4905.71, 4905.73, 4905.84, 4905.90, 4905.99, 4907.01, 4907.14, 4907.30, 4909.01, 4909.02, 4909.03, 4909.17, 4911.01, 4921.01, 4923.01, 4927.01, 4927.02, 4929.02, 4931.02, 4931.03, 4931.04, 4931.11, 4931.99, 4933.14, 4933.18, 4933.19, 4939.01, 5515.01, 5733.57, 6101.17, and 6115.21, to amend sections 4931.11 (4931.05) and 4931.35 (4931.06) for the purpose of adopting new section numbers as shown in parentheses, to enact new sections 4927.03 and 4927.04 and sections 4927.05, 4927.06, 4927.07, 4927.08, 4927.09, 4927.10, 4927.11, 4927.12, 4927.13, 4927.14, 4927.15, 4927.16, 4927.17, 4927.18, 4927.19, 4927.20, 4927.21, and 4931.01, and to repeal sections 4905.041, 4905.23, 4905.231, 4905.24, 4905.241, 4905.242, 4905.243, 4905.244, 4905.25, 4905.381, 4905.49, 4905.491, 4905.50, 4927.03, 4927.04, 4931.06, 4931.07, 4931.12, 4931.13, 4931.14, 4931.15, 4931.16, 4931.17, 4931.18, 4931.19, 4931.21, 4931.22, 4931.25, 4931.26, 4931.27, 4931.28, 4931.29, 4931.30, and 4931.31 of the Revised Code to revise state regulation of telephone companies, remove telegraph companies from utility regulation, and revise law concerning confidential information of public utilities, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Szollosi moved that **Sub. H. B. No. 276**-Representative Sayre, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

Sub. H. B. No. 462-Representative Sykes.

To make capital reappropriations for the biennium ending June 30, 2012, and certain capital appropriations, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Blessing moved to amend as follows:

Between lines 3066 and 3067, insert:

"**Section 111.65.** (A) Within sixty days after the effective date of this section, the Director of Budget and Management shall determine which reappropriations made by this act are for projects that meet all of the following

criteria:

(1) All bonds issued for the project are to be general obligation bonds.

(2) Either no bonds or only a portion of the bonds intended to be issued for the project have been issued.

(3) No construction contracts have been entered into, other than for design work related to the project, or construction of the project has been completed.

(4) Assistance provided by the Ohio School Facilities Commission under Chapter 3318. of the Revised Code is not being used for the project.

(5) After taking into consideration the protection of public health and safety and the protection of the physical integrity of existing state facilities, the Director has concluded the project is not a critical one.

(B) Upon making the determination required under division (A) of this section, the Director shall submit to the Controlling Board and to the General Assembly a list that includes a brief description of each such project, its current status, and the estimated expenditures yet to be made for the project. Money reappropriated for any such project shall not be released unless otherwise determined by the Controlling Board.

(C) This section applies notwithstanding section 126.14 of the Revised Code."

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

Representative Heard 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 53, nays 44, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-------------|----------|------------|
| Bacon | Belcher | Bolon | Book |
| Boyd | Brown | Carney | Celeste |
| Chandler | DeBose | DeGeeter | Dodd |
| Domenick | Driehaus | Dyer | Fende |
| Foley | Garland | Garrison | Gerberry |
| Goyal | Hagan | Harris | Harwood |
| Heard | Koziura | Letson | Lundy |
| Mallory | Moran | Murray | Newcomb |
| Oelslager | Okey | Otterman | Phillips |
| Pillich | Pryor | Reece | Sayre |
| Schneider | Skindell | Slesnick | Stewart |
| Sykes | Szollosi | Ujvagi | Weddington |
| Williams B. | Williams S. | Winburn | Yuko |
| | | | Budish-53. |

Those who voted in the negative were: Representatives

| | | | |
|-----------|------------|---------|-------|
| Adams J. | Adams R. | Amstutz | Baker |
| Balderson | Batchelder | Beck | Blair |

| | | | |
|-----------|-------------|-----------|---------------|
| Blessing | Boose | Bubp | Burke |
| Coley | Combs | Daniels | Derickson |
| Evans | Gardner | Goodwin | Grossman |
| Hackett | Hall | Hite | Hollington |
| Hottinger | Huffman | Jordan | Lehner |
| Maag | Mandel | Martin | McClain |
| McGregor | Mecklenborg | Morgan | Ruhl |
| Sears | Snitchler | Stautberg | Stebelton |
| Uecker | Wachtmann | Wagner | Zehringer-44. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 79, nays 18, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-------------|-------------|------------|
| Adams R. | Bacon | Baker | Balderson |
| Belcher | Blessing | Bolon | Book |
| Boose | Boyd | Brown | Burke |
| Carney | Celeste | Chandler | Coley |
| Combs | 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 | Koziura |
| Letson | Lundy | Mallory | McGregor |
| Mecklenborg | Moran | Murray | Newcomb |
| Oelslager | Okey | Otterman | Phillips |
| Pillich | Pryor | Reece | Ruhl |
| Sayre | Schneider | Sears | Skindell |
| Slesnick | Snitchler | Stautberg | Stewart |
| Sykes | Szollosi | Ujvagi | Wagner |
| Weddington | Williams B. | Williams S. | Winburn |
| Yuko | Zehringer | | Budish-79. |

Those who voted in the negative were: Representatives

| | | | |
|----------|---------|------------|---------------|
| Adams J. | Amstutz | Batchelder | Beck |
| Blair | Bubp | Daniels | Huffman |
| Jordan | Lehner | Maag | Mandel |
| Martin | McClain | Morgan | Stebelton |
| Uecker | | | Wachtmann-18. |

The bill passed.

Representative Sykes moved to amend the title as follows:

Add the names: "Chandler, Domenick, Driehaus, Dyer, Foley, Garland, Harris, Koziura, Letson, Stewart, Szollosi, Williams, B., Winburn, Yuko."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 77-Senator Goodman.

Cosponsors: Senators Seitz, Miller, R., Stewart, Schuring, Miller, D., Kearney, Cates, Coughlin, Fedor, Gibbs, Gillmor, Harris, Husted, Niehaus, Patton, Sawyer, Schiavoni, Smith, Strahorn, Turner, Wagoner, Wilson, Morano.

To amend sections 109.573, 2901.07, 2953.21, 2953.23, 2953.31, 2953.32, 2953.321, 2953.35, 2953.51, 2953.54, 2953.55, 2953.71, 2953.72, 2953.73, 2953.74, 2953.75, 2953.76, 2953.77, 2953.78, 2953.79, 2953.81, 2953.83, and 2953.84, to enact sections 109.561, 2933.81, 2933.82, 2933.83, 2953.56, 2953.57, 2953.58, 2953.59, and 2953.60, and to repeal section 2953.82 of the Revised Code relative to the expansion of DNA testing for certain convicted felons, the elimination of the DNA testing mechanism for felons who pleaded guilty or no contest to the offense, the collection of DNA specimens from all persons eighteen years of age or older who are arrested for a felony offense, the sealing of the official records of persons who have their convictions vacated and set aside due to DNA testing, the preservation and accessibility of biological evidence in a criminal or delinquency investigation or proceeding, the improvement of eyewitness identification procedures, the electronic recording of custodial interrogations, and to provide that DNA records collected in the DNA database and fingerprints filed for record cannot be sealed unless certain circumstances apply, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 88, nays 7, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-----------|------------|-----------|
| Adams J. | Adams R. | Amstutz | Bacon |
| Baker | Balderson | Batchelder | Beck |
| Belcher | Blessing | Bolon | Book |
| Boose | Boyd | Bubp | Burke |
| Carney | Celeste | Coley | Combs |
| Daniels | DeGeeter | Derickson | Dodd |
| Domenick | Driehaus | Dyer | Evans |
| Fende | Foley | Gardner | Garland |
| Garrison | Gerberry | Goyal | Grossman |
| Hackett | Hagan | Hall | Harris |
| Heard | Hite | Hollington | Hottinger |
| Huffman | Jordan | Koziura | Lehner |
| Letson | Lundy | Maag | Mallory |
| Mandel | Martin | McClain | McGregor |
| Mecklenborg | Moran | Morgan | Murray |
| Newcomb | Oelslager | Okey | Phillips |
| Pillich | Pryor | Reece | Ruhl |
| Sayre | Sears | Slesnick | Snitchler |
| Stautberg | Stebelton | Stewart | Sykes |
| Szollosi | Uecker | Ujvagi | Wachtmann |

Wagner
Winburn

Weddington
Yuko

Williams B.
Zehringer

Williams S.
Budish-88.

Representatives Brown, Chandler, DeBose, Harwood, Otterman, Schneider, and Skindell voted in the negative-7.

The bill passed.

Representative Weddington moved to amend the title as follows:

Add the names: "Amstutz, Bacon, Balderson, Batchelder, Beck, Belcher, Bolon, Boyd, Carney, Coley, Combs, Daniels, Derickson, Domenick, Driehaus, Dyer, Evans, Fende, Gardner, Garland, Garrison, Gerberry, Grossman, Hackett, Hagan, Hall, Harris, Heard, Hite, Hottinger, Koziura, Lehner, Letson, Maag, Martin, McClain, McGregor, Mecklenborg, Oelslager, Okey, Pillich, Ruhl, Sears, Snitchler, Sykes, Szollosi, Uecker, Ujvagi, Wachtmann, Wagner, Weddington."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 276-Representative Sayre.

Cosponsors: Representatives Williams, B., Harris, Domenick, Daniels, Grossman, Brown, Huffman, Pillich, Pryor, Fende, Combs, Newcomb.

To amend sections 324.01, 324.03, 1332.24, 2317.02, 2917.21, 2929.01, 4901.01, 4901.02, 4901.11, 4901.15, 4901.22, 4903.01, 4903.20, 4903.22, 4903.23, 4905.01, 4905.02, 4905.03, 4905.04, 4905.09, 4905.12, 4905.14, 4905.16, 4905.18, 4905.20, 4905.21, 4905.26, 4905.30, 4905.34, 4905.40, 4905.402, 4905.41, 4905.42, 4905.45, 4905.46, 4905.47, 4905.51, 4905.52, 4905.58, 4905.59, 4905.61, 4905.63, 4905.71, 4905.73, 4905.84, 4905.90, 4905.99, 4907.01, 4907.14, 4907.30, 4909.01, 4909.02, 4909.03, 4909.17, 4911.01, 4921.01, 4923.01, 4927.01, 4927.02, 4929.02, 4931.02, 4931.03, 4931.04, 4931.11, 4931.99, 4933.14, 4933.18, 4933.19, 4939.01, 5515.01, 5733.57, 6101.17, and 6115.21, to amend sections 4931.11 (4931.05) and 4931.35 (4931.06) for the purpose of adopting new section numbers as shown in parentheses, to enact new sections 4927.03 and 4927.04 and sections 4927.05, 4927.06, 4927.07, 4927.08, 4927.09, 4927.10, 4927.11, 4927.12, 4927.13, 4927.14, 4927.15, 4927.16, 4927.17, 4927.18, 4927.19, 4927.20, 4927.21, and 4931.01, and to repeal sections 4905.041, 4905.23, 4905.231, 4905.24, 4905.241, 4905.242, 4905.243, 4905.244, 4905.25, 4905.381, 4905.49, 4905.491, 4905.50, 4927.03, 4927.04, 4931.06, 4931.07, 4931.12, 4931.13, 4931.14, 4931.15, 4931.16, 4931.17, 4931.18, 4931.19, 4931.21, 4931.22, 4931.25, 4931.26, 4931.27, 4931.28, 4931.29, 4931.30, and 4931.31 of the Revised Code to revise state regulation of telephone companies, remove telegraph companies from utility regulation, and revise law concerning confidential information of public utilities, 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 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-------------|-------------|------------|
| Adams J. | Adams R. | Amstutz | Bacon |
| Baker | Balderson | Batchelder | Beck |
| Belcher | Blessing | Bolon | Book |
| Boose | Boyd | Brown | Bubp |
| Burke | Carney | Celeste | Chandler |
| Coley | Combs | Daniels | DeBose |
| DeGeeter | Derickson | Dodd | Domenick |
| Driehaus | Dyer | Evans | Fende |
| Foley | Gardner | Garland | Garrison |
| Gerberry | Goyal | Grossman | Hackett |
| Hagan | Hall | Harris | Harwood |
| Heard | Hite | Hollington | Hottinger |
| Huffman | Jordan | Koziura | Lehner |
| Letson | Lundy | Maag | Mallory |
| Mandel | Martin | McClain | McGregor |
| Mecklenborg | Moran | Morgan | Murray |
| Newcomb | Oelsluger | Okey | Otterman |
| Phillips | Pillich | Pryor | Reece |
| 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-95. |

The bill passed.

Representative Sayre moved to amend the title as follows:

Add the names: "Amstutz, Bacon, Batchelder, Beck, Belcher, Blessing, Book, Boyd, Bubp, Carney, Coley, DeBose, DeGeeter, Derickson, Driehaus, Dyer, Evans, Garland, Gerberry, Hackett, Harwood, Heard, Hottinger, Jordan, Koziura, Letson, Maag, Mallory, Martin, McClain, Mecklenborg, Okey, Otterman, Phillips, Reece, Snitchler, Stebelton, Szollosi, Uecker, Ujvagi, 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

The Honorable Armond Budish, Speaker
 The Ohio House of Representatives
 77 S. High Street, 14th Floor
 Columbus, OH 43215

Dear Speaker Budish:

I wish to announce my official resignation as State Representative for the 47th House District effective, March 17, 2010. I will take my new position as Lucas County Administrator effective Thursday, March 18, 2010.

I want to thank you personally for the quality of your leadership and your warm friendship. I want to thank each Member of this House for their friendship.

I look forward to my continued service to Ohio government.

Sincerely,

/s/ PETER S. UJVAGI

Peter S. Ujvagi
State Representative
47th House District

Message from the Speaker

March 16, 2010

The Honorable Peter S. Ujvagi
47th District
Ohio House of Representatives
77 South High Street
Columbus, Ohio 43215-6111

Dear Representative Ujvagi:

This is to acknowledge receipt and acceptance of your letter of resignation, effective Wednesday, March 17, 2010.

You have served your constituents and the state of Ohio well over the years and I am confident you will continue to do so as Lucas County Administrator.

Sincerely,

/s/ ARMOND BUDISH

Armond Budish
Speaker
Ohio House of Representatives

Message from the Speaker

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

Remove Representatives Book, Stewart and Weddington; appoint Representatives Bolon, Dyer, and Ujvagi.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby appoints Representative Pillich to the standing committee on Ways and Means.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes the following change to the committee on Veterans Affairs:

Remove Representative Goyal; appoint Representative Reece.

On motion of Representative Szollosi, the House recessed.

The House met pursuant to recess.

On motion of Representative Zehringer, the House adjourned until Thursday, March 18, 2010 at 9:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,
Clerk.