

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

WEDNESDAY, MARCH 18, 2009

## TWENTY-THIRD DAY

Hall of the House of Representatives, Columbus, Ohio  
**Wednesday, March 18, 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 Book 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. 80**-Representative Domenick.

Cosponsors: Representatives Harris, Letson, Luckie, Newcomb, Okey, Phillips, Sayre, Yuko.

To amend sections 4511.75, 4511.771, and 4513.17 of the Revised Code to require that all new school buses be equipped with a single white strobe light to be activated at all times when the bus is transporting passengers.

**H. B. No. 81**-Representatives Boyd, Gardner.

Cosponsors: Representatives Weddington, Mallory, Domenick, Newcomb, Luckie, Miller, Yuko, Williams, B., Murray, Foley, Hagan, Chandler, Harris, Skindell, Oelslager, Okey, Pryor, Phillips, Williams, S., Bolon, Letson, Stewart, Brown, Garrison, Fende, Book, Winburn, Garland, Patten.

To amend sections 1739.05 and 1751.01 and to enact sections 1751.69 and 3923.71 of the Revised Code to require certain health care policies, contracts, agreements, and plans to provide benefits for equipment, supplies, and medication for the diagnosis, treatment, and management of diabetes and for diabetes self-management education.

**H. B. No. 82**-Representative Boyd.

Cosponsors: Representatives Hagan, Yuko, Williams, B., Skindell, Koziura, DeBose, Mallory.

To enact section 105.411 of the Revised Code to direct the Capitol Square Review and Advisory Board to promote erection on the capitol grounds of a monument honoring the Ohio Tuskegee Airmen.

**H. B. No. 83**-Representative Boyd.

Cosponsors: Representatives Hagan, Yuko, Williams, B., Harris, Mallory.

To amend section 2921.22 and to enact sections 3313.668, 3314.39, and 3326.26 of the Revised Code to provide for the reporting of assaults in public schools to school administrators and law enforcement authorities.

**H. B. No. 84**-Representative Boyd.

Cosponsors: Representatives Williams, S., Williams, B., Skindell, Domenick, Mallory.

To enact section 5120.101 of the Revised Code to require health-trained personnel to perform a medical, dental, and mental health screening on each inmate upon arrival at a jail, to establish procedures that health-trained personnel must follow if an inmate is taking xanax, ativan, valium, or any other benzodiazepine, and to provide that the sheriff ensure that health-trained personnel responsible for medical, dental, and mental health screening be trained as to symptoms and consequences of withdrawal from addictive drugs.

**H. B. No. 85**-Representatives Boyd, Williams, S.

Cosponsors: Representatives Skindell, DeBose, Harris, Mallory, Foley.

To amend sections 2151.022, 2152.02, and 2923.19 and to enact section 2923.212 of the Revised Code to prohibit any person under twenty-one years of age from possessing a firearm, subject to specified exceptions for lawful hunting, sporting, or educational purposes and for law enforcement officers; to expand the offense of failure to secure dangerous ordnance so that it also prohibits a failure to secure a firearm and increase the penalty for the offense; and to declare an emergency.

**H. B. No. 86**-Representative Hagan.

Cosponsors: Representatives Gerberry, Okey.

To amend sections 323.78 and 1724.04 of the Revised Code to authorize in certain counties the creation of a land reutilization corporation to facilitate the reclamation, rehabilitation, and reutilization of vacant, abandoned, tax-foreclosed, or other real property and to authorize in those counties the use of the expedited, nonjudicial foreclosure procedure for abandoned lands.

**H. B. No. 87**-Representative Phillips.

Cosponsors: Representatives Yuko, Garrison, Hagan, Book, Foley, Newcomb, Harris, DeGeeter, Williams, B., Bolon, Skindell, Luckie, Letson, Williams, S., Heard.

To create the Ohio Energy Resource Center at Ohio University's Voinovich School and to make an appropriation.

**H. B. No. 88**-Representative Wagner.

Cosponsors: Representatives Huffman, Stebelton, Adams, J.

To amend sections 5307.11, 5307.12, 5307.13, 5307.14, and 5307.16 of the Revised Code to enable a court of common pleas to order a licensed auctioneer to conduct a sale of real property pursuant to a writ of partition.

**H. B. No. 89**-Representative Zehringer.

Cosponsors: Representatives Adams, R., Derickson, Hite, Huffman, Bacon, Stebelton, Combs, Stautberg, McGregor, Jordan, Daniels, Balderson, Blair.

To amend sections 2903.01, 2903.11, 2903.12, 2903.13, 2903.21, 2921.01, 2921.03, 2921.05, and 2929.04 of the Revised Code to provide that the purposeful killing of a judge or magistrate in specified circumstances is aggravated murder; to increase the penalty for felonious assault, aggravated assault, and assault in specified circumstances when the victim is a judge, a magistrate, or a law enforcement officer, to change the circumstances in which the penalty for those offenses is increased when the victim is a BCII investigator, and to remove the increased penalty for those offenses when the victim is a peace officer; to increase the penalty for assault when the offense is committed in a courthouse in specified circumstances and to change the circumstances in which the penalty for that offense is increased when the victim is a children services worker; to increase the penalty for aggravated menacing in specified circumstances when the victim is a law enforcement officer, judge, or magistrate and to change the circumstances in which the penalty for that offense is increased when the victim is a children services worker; to expand intimidation to also prohibit attempting to intimidate a public servant, party official, attorney, or witness by making an unlawful threat of harm to an unborn of that person; to expand retaliation to also prohibit using force against or making an unlawful threat to harm an unborn of a public servant, party official, attorney, or witness and to modify the culpable mental state for and other elements of that offense; and to make the killing of a judge or magistrate in specified circumstances an aggravating circumstance for the imposition of the death penalty for aggravated murder.

Said bills were considered the first time.

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

Representative Hottinger submitted the following report:

The standing committee on Insurance to which was referred **H. B. No. 15**-Representative Sykes, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: BWC APPROPRIATIONS

Representative Dodd moved to amend the title as follows:

Add the name: "Dodd."

JOSEPH KOZIURA  
JOHN PATRICK CARNEY  
DAN DODD  
LYNN R. WACHTMANN  
JOHN ADAMS  
ROSS MCGREGOR  
TRACY HEARD  
MARK SCHNEIDER

TOM LETSON  
STEPHEN DYER  
JAY HOTTINGER  
MATTHEW J. DOLAN  
DAVID DANIELS  
SANDRA STABILE HARWOOD  
KRIS JORDAN  
DEBBIE PHILLIPS

The report was agreed to.

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

Pursuant to House Rule 65, pertaining to the requirement that bills with an appropriation clause be referred to the Finance and Appropriations committee, Representative Pryor moved that **H. B. No. 15**-Representative Sykes, be rereferred to the committee on Finance and Appropriations.

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

The motion was agreed to without objection.

Message from the Speaker

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

Message from the Speaker

Pursuant to Ohio Revised Code section 3745.21 (A), the Speaker hereby makes the following change to the Environmental Education Council:

Remove Representative Harris; appoint Representative Moran.

On motion of Representative Pryor, the House adjourned until Thursday, March 19, 2009 at 11:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,  
Clerk.