

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, APRIL 13, 2010

ONE HUNDRED SIXTY-SIXTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, April 13, 2010, 9:00 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 yesterday was read and approved.

**INTRODUCTION OF BILLS**

The following bills were introduced:

**H. B. No. 487**-Representatives Foley, Belcher.

Cosponsor: Representative Hagan.

To amend sections 307.698, 322.02, and 322.03 of the Revised Code to authorize an increase in the real property transfer tax up to \$4 per \$1000 of value, and to require that any revenue from the tax in excess of \$3 per \$1000 of value be used by the county for providing housing.

**H. B. No. 488**-Representatives Harris, Pillich.

Cosponsors: Representatives Hagan, Dodd, Foley, Yuko, Domenick, Skindell, Phillips, Lehner, Letson, Okey, Dyer, Patten, Garland, Celeste, Murray.

To amend section 4112.01 and to enact section 4113.12 of the Revised Code to expand the prohibition against discrimination because of or on the basis of sex to prohibit discrimination because of or on the basis of lactation and to require employers to allow an employee to express breast milk while at work.

Said bills were considered the first time.

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 Koziura; appoint Representative Harris.

On motion of Representative Harris, 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 be considered for the second time and referred to the following committees for consideration.

**H.B. No. 470 - Representative Dyer, et al**

TO PROHIBIT EMPLOYMENT DISCRIMINATION AGAINST SMOKERS.

To the committee on Commerce and Labor

**H.B. No. 471 - Representative Chandler, et al**

TO PERMIT TOWNSHIPS, COUNTIES, AND COMBINATIONS OF TOWNSHIPS, COUNTIES, AND MUNICIPAL CORPORATIONS TO ESTABLISH TRANSFER OF DEVELOPMENT RIGHTS PROGRAMS.

To the committee on Local Government/Public Administration

**H.B. No. 472 - Representatives Lundy and Patten, et al**

TO ENACT THE "TEXTBOOK AFFORDABILITY ACT" WITH RESPECT TO COLLEGE TEXTBOOK SALES.

To the committee on Education

**H.B. No. 473 - Representative Pillich, et al**

TO PROHIBIT A MINOR, BY USE OF A TELECOMMUNICATIONS DEVICE, FROM KNOWINGLY RECEIVING, EXCHANGING, SENDING, POSTING, OR POSSESSING A PHOTOGRAPH, VIDEO, OR OTHER MATERIAL THAT SHOWS A MINOR IN A STATE OF NUDITY AND TO DEFINE A STATE OF NUDITY FOR PURPOSES OF THIS PROHIBITION, TO LIMIT THE OFFENSE OF "ILLEGAL USE OF A MINOR IN A NUDITY-ORIENTED MATERIAL OR PERFORMANCE" TO ACTS COMMITTED BY PERSONS 18 YEARS OF AGE OR OLDER, AND TO PROHIBIT A MINOR FROM COMMITTING BY MEANS OTHER THAN A TELECOMMUNICATIONS DEVICE DELINQUENT ACTS THAT WOULD BE THE OFFENSE OF "ILLEGAL USE OF A MINOR IN A NUDITY-ORIENTED MATERIAL OR PERFORMANCE" IF COMMITTED BY AN ADULT.

To the committee on Public Safety and Homeland Security

**H.B. No. 474 - Representative Hite, et al**

TO EXEMPT FROM PROPERTY TAXATION RENEWABLE ENERGY FACILITIES THAT ARE NOT FINANCED THROUGH THE OHIO AIR QUALITY DEVELOPMENT AUTHORITY AND TO REQUIRE A PAYMENT IN LIEU OF TAXES ON THE BASIS OF EACH MEGAWATT OF PRODUCTION CAPACITY OF SUCH FACILITIES.

To the committee on Alternative Energy

**H.B. No. 475 - Representative Mallory, et al**

TO EXEMPT BOXING, KARATE, OR WRESTLING MATCHES THAT BENEFIT A CHARITABLE ORGANIZATION CONDUCTED UNDER

THE SUPERVISION OF THE FRATERNAL ORDER OF POLICE OF OHIO OR THE OHIO ASSOCIATION OF PROFESSIONAL FIREFIGHTERS FROM REGULATION BY THE OHIO ATHLETICS COMMISSION.

To the committee on State Government

**H.B. No. 476 - Representative Yuko, et al**

TO ESTABLISH A STATEWIDE LIFE INSURANCE DATABASE.

To the committee on Insurance

**H.B. No. 477 - Representative Yuko, et al**

TO DESIGNATE SEPTEMBER AS "PAIN AWARENESS MONTH."

To the committee on Health

**H.B. No. 478 - Representative Yuko, et al**

REGARDING THE MEDICAL USE OF CANNABIS.

To the committee on Health

**H.B. No. 479 - Representative Weddington, et al**

TO PERMIT THE ESTABLISHMENT OF A COMMUNITY SCHOOL TO SERVE ADULTS OF SCHOOL AGE WHO ARE INCARCERATED OR WHO HAVE BEEN RELEASED FROM THE CUSTODY OF THE DEPARTMENT OF YOUTH SERVICES AND TO DECLARE AN EMERGENCY.

To the committee on Education

**H.B. No. 480 - Representatives Slesnick, Oelslager**

TO INCREASE THE PENALTY FOR ASSAULT TO A FELONY OF THE FOURTH DEGREE WHEN THE VICTIM IS A HOSPITAL EMPLOYEE OR HEALTH CARE WORKER WHO IS ENGAGED IN THE PERFORMANCE OF THE INDIVIDUAL'S DUTIES AT A HOSPITAL.

To the committee on Criminal Justice

**H.B. No. 483 - Representative Pryor, et al**

TO MODIFY THE AGRICULTURAL LINKED DEPOSIT PROGRAM WITH RESPECT TO THE MAXIMUM AMOUNT THE TREASURER OF STATE MAY INVEST IN AGRICULTURAL LINKED DEPOSITS AND THE INTEREST RATE AT WHICH LOANS ARE MADE UNDER THE PROGRAM.

To the committee on Finance and Appropriations

**H.B. No. 486 - Representatives Lundy and Stebelton, et al**

TO ESTABLISH CERTAIN CONSUMER PROTECTIONS WITH RESPECT TO SMALL LOANS TO BE KNOWN AS THE SMALL LOAN CONSUMER PROTECTION ACT.

To the committee on Consumer Affairs and Economic Protection

T. TODD BOOK  
BARBARA BOYD

MARIAN HARRIS  
MATT LUNDY

LOUIS W. BLESSING  
CHERYL GROSSMAN

JOHN ADAMS

Representative Boyd 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 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 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. 252 - Speaker Budish, Representatives Batchelder, Adams, J., Adams, R., Amstutz, Bacon, Baker, Balderson, 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, Luckie, Lundy, Maag, Mallory, Mandel, Martin, McClain, McGregor, Mecklenborg, Moran, Morgan, Murray, Newcomb, Oelslager, Okey, Otterman, Patten, Phillips, Pillich, Pryor, Reece, Ruhl, Sayre, Schneider, Sears, Skindell, Slesnick, Snitchler, Stautberg, Stebelton, Stewart, Sykes, Szollosi, Uecker, Wachtmann, Wagner, Walter, Weddington, Williams, B., Williams, S., Winburn, Yuko, Zehringer**

Recognizing the Governor's Thirtieth Annual Holocaust Commemoration, April 14, 2010.

**H.R. No. 253 - Representatives Wachtmann, Celeste**

Honoring James R. Winfree on his service as executive director of the School Employees Retirement System of Ohio.

**H.R. No. 254 - Representative Book**

Honoring Tanner Hatcher on selling the most popcorn in the nation for the Boy Scouts of America.

**H.R. No. 255 - Representative Book**

Honoring Elaine Collins on her retirement from the Southern Ohio Agricultural and Community Development Foundation Board of Trustees.

**H.R. No. 256 - Representative Dodd**

Honoring Drew Carpenter as a 2010 Division II State Wrestling Champion.

**H.R. No. 257 - Representatives Hall, Batchelder**

Honoring the Wadsworth High School wrestling team as the 2010 Division I State Champions.

**H.R. No. 258 - Representative Gerberry**

Honoring Carlo Trafficante as the 2009 Ohio Coach of the Year.

**H.R. No. 259 - Representative Oelslager**

Honoring the Hoover High School boys 200-yard freestyle relay team on winning the 2010 Division I State Championship.

**H.R. No. 260 - Representative McGregor**

Honoring Frances Winters Brookings on receiving a Congressional Gold Medal.

**H.R. No. 262 - Representative Huffman**

Honoring the Lima Central Catholic High School boys basketball team on winning the 2010 Division III State Championship.

/s/ TODD BOOK

Todd Book, Chair

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

**H.R. No. 261 - Representative Lundy, Speaker Budish, Representatives Batchelder, Adams, J., Adams, R., Amstutz, Bacon, Baker, Balderson, Beck, Belcher, Blair, Blessing, Bolon, Book, Boose, Boyd, Brown, Bulp, 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, Maag, Mallory, Mandel, Martin, McClain, McGregor, Mecklenborg, Moran, Morgan, Murray, Newcomb, Oelslager, Okey, Otterman, Patten, Phillips, Pillich, Pryor, Reece, Ruhl, Sayre, Schneider, Sears, Skindell, Slesnick, Snitchler, Stautberg, Stebelton, Stewart, Sykes, Szollosi, Uecker, Wachtmann, Wagner, Walter, Weddington, Williams, B., Williams, S., Winburn, Yuko, Zehringer**

In Memory of Officer James Kerstetter.

/s/ TODD BOOK

Todd Book, Chair

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

The motion is agreed to.

On motion of Representative Boyd, the House recessed.

The House met pursuant to recess.

On motion of Representative Skindell, the House adjourned until Wednesday, April 14, 2010 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,  
Clerk.