

OHIO

House

of

Representatives

JOURNAL

THURSDAY, APRIL 16, 2009

THIRTY-FOURTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, April 16, 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 Carney 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. 134-Representative DeBose.

Cosponsors: Representatives Fende, Williams, B., Newcomb, Domenick, Heard, Luckie, Chandler, Skindell, Brown.

To enact sections 1751.69, 3923.90, and 5111.026 of the Revised Code to require certain health care insurers and plans, including the state's Medicaid program, to offer to provide benefits for prostate, colorectal, cervical, and ovarian cancer screening examinations.

H. B. No. 135-Representative DeBose.

Cosponsors: Representatives Weddington, Williams, B., Domenick, Slesnick, Heard, Luckie, Chandler, Skindell, Williams, S., Brown.

To enact sections 1751.69, 3923.90, and 5111.026 of the Revised Code to require certain health care insurers and plans, including the state's Medicaid program, to offer to provide benefits for prostate cancer screening examinations.

H. B. No. 136-Representatives DeBose, Fende.

Cosponsors: Representatives Domenick, Heard, Luckie, Okey, Letson, Chandler, Skindell, Williams, S., Brown, Pillich, Harris, Ujvagi, Hagan.

To enact sections 1751.69, 3923.90, and 5111.026 of the Revised Code to require certain health care insurers and plans, including the state's Medicaid program, to offer to provide benefits for ovarian cancer screening examinations.

Said bills were considered the first time.

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

H.B. No. 116 - Representative Uecker, et al

TO DESIGNATE APRIL AS "COMMUNITY THEATER MONTH."

To the committee on State Government

H.B. No. 117 - Representative Jones, et al

TO REQUIRE 30% OF COMMERCIAL ACTIVITY TAX REVENUE TO BE USED INDEFINITELY FOR LOCAL GOVERNMENT PURPOSES.

To the committee on Ways and Means

H.B. No. 118 - Representatives Newcomb and Phillips, et al

TO CHANGE THE NAME OF THE DEPARTMENT OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES TO THE DEPARTMENT OF DEVELOPMENTAL DISABILITIES AND THE NAME OF COUNTY BOARDS OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES TO COUNTY BOARDS OF DEVELOPMENTAL DISABILITIES AND TO MAKE SIMILAR NAME CHANGES FOR THE JOINT COUNCIL ON MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES, THE MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES DEVELOPMENTAL CENTER CLOSURE COMMISSION, AND CERTAIN STATE AND COUNTY FUNDS.

To the committee on Local Government and Public Administration

H.B. No. 119 - Representative Snitchler, et al

TO AUTHORIZE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT SERVICES TO GOVERNMENTAL ENTITIES IN OHIO OR OTHER JURISDICTIONS BY CONTRACT OR, IN THE ABSENCE OF A CONTRACT, WITH THE APPROVAL OF THE GOVERNING BOARD OF THE PROVIDING AGENCY.

To the committee on Public Safety and Homeland Security

H.B. No. 120 - Representative Batchelder, et al

TO ESTABLISH THE LEGISLATIVE BUDGET COMMITTEE AND THE LEGISLATIVE BUDGET OFFICE OF THE LEGISLATIVE SERVICE COMMISSION.

To the committee on State Government

H.B. No. 121 - Representative Evans, et al

TO PERMIT A PERSON WHO IS ISSUED A TICKET FOR OPERATING A MOTOR VEHICLE OTHER THAN A COMMERCIAL MOTOR VEHICLE WITH AN EXPIRED DRIVER'S OR COMMERCIAL DRIVER'S

LICENSE TO BE ISSUED A SEVEN-DAY FIELD DRIVING PERMIT.

To the committee on Transportation and Infrastructure

H.B. No. 122 - Representative Boyd

TO ESTABLISH STANDARDS FOR PHYSICIAN DESIGNATIONS BY HEALTH CARE INSURERS.

To the committee on Health

H.B. No. 123 - Representatives Goyal and Mandel, et al

TO GRANT AN INCOME TAX CREDIT TO INDIVIDUALS WHO EARN DEGREES IN SCIENCE, TECHNOLOGY, ENGINEERING, OR MATH-BASED FIELDS OF STUDY AND TO AUTHORIZE MUNICIPAL CORPORATIONS TO GRANT A CREDIT TO INDIVIDUALS QUALIFYING FOR THE STATE CREDIT.

To the committee on Ways and Means

H.B. No. 124 - Representatives Hagan and Weddington, et al

TO ESTABLISH LICENSING REQUIREMENTS AND STANDARDS OF CARE FOR CERTAIN DOG BREEDING KENNELS, DOG INTERMEDIARIES, AND ANIMAL RESCUES FOR DOGS.

To the committee on Agriculture and Natural Resources

H.B. No. 125 - Representative Williams, S., et al

TO REQUIRE THE DIRECTOR OF JOB AND FAMILY SERVICES TO SEEK FEDERAL PERMISSION TO ESTABLISH THE FAMILY HEALTH PLUS COMPONENT OF THE MEDICAID PROGRAM, TO IMPOSE A NEW ASSESSMENT ON HOSPITALS, AND TO EARMARK THE PROCEEDS FROM THE NEW ASSESSMENT FOR THE FAMILY HEALTH PLUS COMPONENT.

To the committee on Healthcare Access and Affordability

H.B. No. 126 - Representative William, S., et al

TO REQUIRE THE DIRECTOR OF BUDGET AND MANAGEMENT TO WITHHOLD FROM AN UNCLAIMED FUNDS PAYMENT ANY LEGAL AMOUNT IN AN AGREEMENT TO COMPENSATE A REGISTERED FINDER AND TO PAY THAT AMOUNT DIRECTLY TO THE FINDER.

To the committee on State Government

H.B. No. 127 - Representative Williams, S., et al

TO REVISE THE LAWS GOVERNING ISSUANCE OF CERTAIN PROFESSIONAL LICENSES.

To the committee on State Government

H.B. No. 128 - Representative Hagan, et al

TO PROVIDE FOR INCREASED PENALTIES WHEN A PERSON VIOLATES THE MOTOR VEHICLE TRAFFIC LAW ASSURED CLEAR DISTANCE AHEAD PROVISION OR COMMITS A FAILURE TO YIELD THE RIGHT-OF-WAY OFFENSE THAT RESULTS IN SERIOUS PHYSICAL HARM OR DEATH TO ANOTHER PERSON.

To the committee on Criminal Justice

H.B. No. 129 - Representative Adams, J., et al

TO AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN WITHOUT OBTAINING A LICENSE TO THE SAME EXTENT AS IF THE PERSON HAD OBTAINED SUCH A LICENSE, EXCEPT ON LIQUOR PERMIT PREMISES, IF THE PERSON QUALIFIES FOR A CONCEALED CARRY LICENSE AND IS LEGALLY PERMITTED TO PURCHASE A HANDGUN; TO REMOVE THE REQUIREMENTS THAT A CONCEALED CARRY LICENSEE MUST BE CARRYING THE LICENSE IN ORDER TO CARRY A CONCEALED HANDGUN, MUST INFORM APPROACHING LAW ENFORCEMENT OFFICERS THAT THE PERSON HAS A LICENSE AND IS CARRYING THE HANDGUN WHEN THE PERSON IS CARRYING A CONCEALED HANDGUN, AND MUST SUBMIT A NEW OR RENEWED COMPETENCY CERTIFICATION WHEN RENEWING THE LICENSE; TO ELIMINATE AS PREMISES IN WHICH A CONCEALED CARRY LICENSEE MAY NOT CARRY A CONCEALED HANDGUN PUBLIC OR PRIVATE INSTITUTIONS OF HIGHER EDUCATION, PLACES OF WORSHIP, DAY-CARE CENTERS AND HOMES, AND GOVERNMENT BUILDINGS OTHER THAN SCHOOLS, COURTHOUSES, LAW ENFORCEMENT OFFICES, AND CORRECTIONAL FACILITIES; TO REPLACE THE PROHIBITIONS THAT APPLY ONLY TO A CONCEALED CARRY LICENSEE WHO IS CARRYING A HANDGUN IN A MOTOR VEHICLE WITH A PROHIBITION AGAINST A LICENSEE WHO IS IN A MOTOR VEHICLE THAT IS STOPPED BY A LAW ENFORCEMENT OFFICER KNOWINGLY MENACING OR THREATENING AN OFFICER WITH A LOADED HANDGUN OR KNOWINGLY POINTING A LOADED HANDGUN AT AN OFFICER; TO REMOVE THE "IN PLAIN SIGHT OR SECURE ENCASUREMENT" CRITERION THAT A CONCEALED CARRY LICENSEE MUST SATISFY TO LEGALLY POSSESS A HANDGUN IN A MOTOR VEHICLE; AND TO REQUIRE A SHERIFF WHO ISSUES A RENEWED CONCEALED CARRY LICENSE TO RETURN THE EXPIRED LICENSE TO THE LICENSEE OR DESTROY IT.

To the committee on Public Safety and Homeland Security

H.B. No. 130 - Representative Miller, et al

TO PROHIBIT A PERSON WHO IS LESS THAN 17 YEARS OF AGE FROM TALKING OR TEXT MESSAGING ON A MOBILE COMMUNICATION DEVICE WHILE DRIVING.

To the committee on Public Safety and Homeland Security

Sub. S.B. No. 5 - Senator Buehrer, et al

TO CREATE THE GRANTS FOR GRADS PROGRAM.

To the committee on Finance and Appropriations

T. TODD BOOK
BARBARA BOYD
LOUIS W. BLESSING

JOSEPH KOZIURA
MATT LUNDY
WILLIAM G. BATCHELDER

Representative Yates 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 the Senate Bill 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 Bill 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 and Senate Concurrent resolution be introduced and referred to the following committees for consideration:

H.C.R. No. 14 - Representative Martin, J. Adams, Bubp, Combs, Huffman, Jordan, Mecklenborg, Stautberg, Wagner

TO REQUEST THAT THE MEMBERS OF THE UNITED STATES CONGRESS REFRAIN FROM ENACTING THE FAIRNESS DOCTRINE INTO LAW.

To the committee on State Government

H.C.R. No. 15 - Representative Martin, J. Adams, Boose, Burke, Hall, Huffman, Snitchler, Uecker, Wagner, Zehringer

TO MEMORIALIZE THE ADMINISTRATOR OF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO REFRAIN FROM ADOPTING ANY NEW REGULATIONS GOVERNING GREENHOUSE GAS EMISSIONS FROM LIVESTOCK THAT WOULD IMPOSE PERMIT FEES ON LIVESTOCK PRODUCERS, AND TO MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION INTRODUCED BY UNITED STATES SENATORS JOHN THUNE AND CHARLES SCHUMER THAT PROPOSES TO AMEND TITLE V OF THE CLEAN AIR ACT TO ESTABLISH APPROPRIATE EXCEPTIONS FOR LIVESTOCK PRODUCERS.

To the committee on State Government

S.C.R. No. 7 - Senator Schuler, Fedor, Miller, D., Morano, Sawyer, Coughlin, Gibbs, Harris, Kearney, Miller, R., Niehaus, Patton, Schaffer, Schiavoni, Strahorn, Turner, Wagoner, Wilson, Smith

TO DESIGNATE THE MONTH OF MARCH 2009 AS "DEEP-VEIN THROMBOSIS AWARENESS MONTH."

To the committee on Health

/s/ TODD BOOK
Todd Book, Chair

Representative Yates 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.

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. 38 - Representative Mandel

Honoring the University School boys swim team as the 2009 Division II state champion.

H.R. No. 39 - Representatives Letson, Gerberry, Hagan, Harwood, Newcomb, Okey

Honoring Meander Water on receiving an OEPA Source Water Protection Plan Endorsement Certificate.

H.R. No. 40 -Speaker Budish

Honoring the Hathaway Brown School girls basketball team as the 2009 Division II State Champion.

Add the name: Boyd

H.R. No. 41 - Representatives Stewart, Bacon, Carney, Celeste, Garland, Grossman, Harris, Heard, Weddington

Honoring the Columbus Clippers on the grand opening of Huntington Park.

H.R. No. 42 - Representative Pillich

Honoring the Mount Notre Dame High School girls basketball team on winning the 2009 Division I State Championship.

H.R. No. 43 - Representative Mandel

Honoring the University School boys hockey team as the 2009 OHSAA State Champion.

Add the name: Boyd

H.R. No. 44 - Representative Ruhl

Honoring Yelena Arishina as Ohio's Junior Miss for 2009.

H.R. No. 45 - Representative Ruhl

Honoring the Mount Vernon Nazarene University women's basketball team as the 2009 NCCAA champion.

H.R. No. 46 - Representatives Heard, Weddington, Bacon, Carney, Celeste, Garland, Grossman, Harris, Stewart

Honoring the Columbus Africentric High School girls basketball team as the 2009 Division IV State Champion.

H.R. No. 47 - Representative Ruhl

Honoring the Kenyon College women's swimming and diving team as the

2009 NCAA Division III Champion.

Add the names: Batchelder, Blessing

H.R. No. 48 - Representative Ruhl

Honoring the Kenyon College men's swimming and diving team as the 2009 NCAA Division III Champion.

Add the names: Batchelder, Blessing

/s/ TODD BOOK

Todd Book, Chair

Representative Yates 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.

On motion of Representative Yates, the House adjourned until Tuesday, April 21, 2009 at 11:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,
Clerk.