

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

TUESDAY, JUNE 2, 2009

## FORTY-NINTH DAY

Hall of the House of Representatives, Columbus, Ohio  
**Tuesday, June 2, 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 Stewart was selected to preside under the Rule.

The journal of the previous legislative day was read and approved.

**INTRODUCTION OF BILLS**

The following bill was introduced:

**H. B. No. 198**-Representatives Lehner, Ujvagi.

Cosponsors: Representatives Grossman, Harris, Jones, Weddington, Foley, Domenick, Hackett, Burke, Bacon, Blair, Ruhl, Martin, Yuko, Derickson, Newcomb, Harwood, Letson, Moran, Winburn.

To enact sections 3333.611 and 3901.90 of the Revised Code to establish the Medical Home Model Demonstration Project; to provide for Choose Ohio First Scholarships to be awarded to medical students who agree to practice primary care; to repeal section 3901.90 of the Revised Code, effective March 1, 2012; and to make an appropriation.

**H. B. No. 199**-Representative Yuko.

Cosponsors: Representatives Williams, B., Ujvagi, Fende, Hagan, Domenick, Letson, Luckie.

To amend sections 4501.01, 4503.181, and 4513.38 and to enact sections 4505.072 and 4513.051 of the Revised Code to classify street rods and custom vehicles as historical vehicles for motor vehicle registration, certificate of title, and equipment purposes.

**H. B. No. 200**-Representative Yuko.

Cosponsors: Representatives Murray, Ujvagi, Foley, Letson, Luckie, Boyd, Brown.

To enact section 3733.60 of the Revised Code to require railroad companies to maintain certain meeting, housing, and food service facilities according to certain specifications.

**H. B. No. 201**-Representative Mallory.

Cosponsors: Representatives Williams, S., Yuko, Slesnick, Letson, Brown, Heard, Domenick, Chandler, Foley, Combs.

To enact sections 3701.136 and 3707.012 of the Revised Code to establish the Bed Bug Awareness, Education, and Prevention Program, to require boards of health to adopt vermin control policies under which bedbug infestations are treated in the same manner as other infestations, and to make an appropriation.

**H. B. No. 202**-Representative Mallory.

Cosponsors: Representatives Weddington, Yuko, Domenick, Letson.

To amend section 5502.03 and to enact section 5502.04 of the Revised Code to create the Infrastructure Protection Center within the Division of Homeland Security of the Department of Public Safety.

**H. B. No. 203**-Representatives Bubp, Martin.

Cosponsors: Representatives Adams, J., Amstutz, Blair, Combs, Hall, Huffman, Jones, Jordan, Maag, McGregor, Sears, Snitchler, Uecker, Wachtmann, Wagner, Zehringer.

To amend section 2923.121 of the Revised Code to allow a concealed carry licensee who is not consuming liquor and is not under the influence to carry a concealed handgun in a retail food establishment or food service operation with any class liquor permit issued for the location.

**H. B. No. 204**-Representatives Letson, Slesnick.

Cosponsors: Representatives Harris, Mallory, Dodd, Winburn, Yuko, Skindell.

To amend section 4511.69 of the Revised Code to permit a motorcycle operator to back the motorcycle into an angled parking space.

**H. B. No. 205**-Representative Letson.

Cosponsors: Representatives Ujvagi, Hagan, Luckie, Murray, Mallory, Lehner, Winburn.

To amend sections 3702.30 and 3702.31 and to enact sections 3702.40 and 3727.60 of the Revised Code to require hospitals and ambulatory surgical facilities to assign a circulating nurse to each procedure performed in an operating room or invasive procedure room and to require surgical technologists to work under the direct supervision of circulating nurses.

**H. B. No. 206**-Representatives Boyd, Oelslager.

Cosponsors: Representatives Combs, Domenick, Wachtmann, Ujvagi, Letson, Yuko, Okey, Chandler.

To amend sections 3719.06, 4723.06, 4723.481, 4723.482, 4723.492, and 4723.50 of the Revised Code to modify the authority of certain advanced practice nurses to prescribe schedule II controlled substances.

Said bill was considered the first time.

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

Representative Wachtmann submitted the following report:

The standing committee on Health to which was referred **H. B. No. 102**-Representative Book, et al., having had the same under consideration, reports it back and recommends its passage.

RE: UMBILICAL CORD BLOOD DONATIONS

Representative Boyd moved to amend the title as follows:

Add the names: "Boyd, Burke, Combs, Goodwin, Slesnick, Winburn, Letson, Carney, Balderson, Newcomb, Hagan."

RANDY GARDNER  
TOM LETSON  
KENNY YUKO  
JOHN PATRICK CARNEY  
BARBARA BOYD  
ROBERT MECKLENBORG  
ROBERT F. HAGAN  
STEPHEN SLESNICK  
W. SCOTT OELSLAGER

COURTNEY COMBS  
DAVE BURKE  
MATT HUFFMAN  
TROY BALDERSON  
BRUCE W. GOODWIN  
DEBORAH NEWCOMB  
DEBBIE PHILLIPS  
LYNN R. WACHTMANN

The report was agreed to.

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

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. 189 - Representative Murray, et al**  
TO DESIGNATE MARCH 29 AS "VIETNAM WAR VETERANS' DAY."  
To the committee on State Government

**H.B. No. 190 - Representative Fende, et al** TO MODIFY CERTAIN  
LICENSING PROCEDURES FOR DENTISTS AND DENTAL  
HYGIENISTS AND TO ESTABLISH THE PUBLIC ORAL HEALTH  
SUPERVISION PROGRAM FOR THE PROVISION OF DENTAL  
HYGIENE SERVICES.

To the committee on Healthcare Access and Affordability

**H.B. No. 191 - Representative Celeste, et al**  
TO INCREASE THE PENALTIES FOR STREET RACING AND TO

CREATE THE OFFENSE OF "STREET RACING MANSLAUGHTER."

To the committee on Criminal Justice

**H.B. No. 192 - Representative Letson, et al**

TO REQUIRE THE COURT IN A CIVIL ACTION TO TAX AS A COST THE AMOUNT NECESSARY TO REIMBURSE THE COUNTY TREASURY WHEN THE CORONER OR THE CORONER'S PHYSICIAN-EMPLOYEES OR FORENSIC INVESTIGATORS ARE CALLED TO TESTIFY ABOUT PROFESSIONAL SERVICES AND TO PROVIDE FOR THE DIRECT PAYMENT TO PHYSICIANS IN PRIVATE PRACTICE WHO PERFORM AUTOPSIES FOR A CORONER'S OFFICE AND ARE SIMILARLY CALLED TO TESTIFY.

To the committee on Judiciary

**H.B. No. 193 - Representative Weddington, et al**

TO DESIGNATE THE SECOND THURSDAY IN JULY AS "OHIO SUMMER LEARNING DAY."

To the committee on State Government

**H.B. No. 194 - Representative Dolan**

TO AMEND SECTIONS 120.01, 120.02, AND 120.05 OF AM. SUB. H.B. 119 OF THE 127TH GENERAL ASSEMBLY THAT TEMPORARILY SUSPENDED THE OPERATION OF CERTAIN PROVISIONS OF THE HOUSEHOLD AND SMALL FLOW ON-SITE SEWAGE TREATMENT SYSTEMS LAW AND THAT ENACTED TEMPORARY PROVISIONS REGARDING THAT LAW BY EXTENDING THE TERMINATION OF THE SUSPENSION AND TEMPORARY LAW FROM JULY 1, 2009, TO DECEMBER 31, 2009, AND TO DECLARE AN EMERGENCY.

To the committee on Environment and Brownfield Development

T. TODD BOOK  
BARBARA BOYD  
MATT LUNDY  
JOHN ADAMS  
KRIS JORDAN

JOSEPH KOZIURA  
TIMOTHY J. DEGEETER  
LOUIS W. BLESSING  
WILLIAM G. BATCHELDER

Representative Letson 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. 79 - Representative Blair**

Honoring the Centerville High School Science Olympiad team as the 2009 National Champion.

**H.R. No. 80 - Representatives Patten, Foley, DeGeeter**

Honoring the Polaris Career Center senior chef training team on winning first place in the state competition.

**H.R. No. 81 - Representative McGregor**

Honoring the Shawnee High School girls powerlifting team on winning 2009 state and national championships.

**H.R. No. 82 - Representative McGregor**

Honoring the Shawnee High School boys powerlifting team on winning 2009 state and national championships.

/s/ TODD BOOK  
Todd Book, Chair

Representative Letson 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.

**Message from the Speaker**

Pursuant to Am. Sub. H. R. 20, 128th General Assembly, the Speaker hereby appoints the following members and public members to Compact with Ohio Cities Task Force:

Rep. Mike Foley  
(*Chair of House Housing and Urban Revitalization Committee*)

Rep. Peter Ujvagi  
(*Vice Chair of Housing and Urban Revitalization Committee*)

Rep. Peter Stautberg  
(*Ranking Member of Housing and Urban Revitalization Committee*)

Rep. Sandra Williams  
(*Chair of House Economic Development Committee*)

Rep. Denise Driehaus  
(*Vice Chair of House Economic Development Committee*)

Rep. Nan Baker  
(*Ranking Member of House Economic Development Committee*)

Rep. Robert Hagan  
*(Chair of House Transportation and Infrastructure Committee)*

Rep. Dale Mallory  
*(Vice Chair of House Transportation and Infrastructure Committee)*

Rep. Courtney Combs  
*(Ranking Member of House Transportation and Infrastructure Committee)*

Mayor Mike Coleman  
*(representing a city with a population of more than 100,000)*

Mayor Don Plusquellic  
*(Representing a city with a population of more than 100,000)*

Mayor Jay Williams  
*(Representing a city with a population of more than 50,000 but less than 100,000)*

Mayor David Berger  
*(Representing a city with a population that doesn't exceed 50,000)*

Mayor Robert Vincenzo  
*(Representing the Ohio Municipal League)*

Deb Feldman  
*(Representing County Commissioners Association)*

Wade Kapszukiewicz  
*(Representing the Ohio Association of Public Treasurers)*

Chester Jourdan  
*(Representing metro/regional planning commissions)*

Lisa Patt McDaniel  
*(Director, Department of Development - or designee)*

Rich Levin  
*(Tax Commissioner - or designee)*

Eric Fingerhut  
*(Chair of the eTech Ohio Commission - or designee)*

Governor Ted Strickland  
*(Designee – Marvin Hayes)*

Amy Hanauer  
*(Representing non-profit research organizations)*

Lavea Brachman  
*(Representing non-profit research organizations)*

Robert Davis  
*(Representing AFSCME )*

Ellen van der Horst  
*(Representing Ohio Chamber of Commerce)*

Mike Jacoby  
*(Representing port authorities)*

Jim Astorino  
*(Representing police/firefighter association)*

Richard Stoff  
*(Representing small business community)*

Dave Abbott  
*(Representing regional economic development organization)*

On motion of Representative Letson, the House adjourned until Wednesday, June 3, 2009 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,  
Clerk.