

OHIO

House

of

Representatives

JOURNAL

TUESDAY, JUNE 23, 2009

FIFTY-SEVENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, June 23, 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. 232-Representatives Snitchler, Yates.

Cosponsors: Representatives Gardner, Boose, Huffman, McClain, Domenick.

To amend sections 305.15, 315.02, 315.08, 315.14, 315.15, 315.16, 315.17, 315.18, 315.22, 315.25, 315.28, 315.29, 315.31, 315.32, 315.33, 315.34, and 315.39 of the Revised Code to eliminate the requirement that a county engineer be a registered surveyor and require that the county engineer have a registered surveyor on the county engineer's staff or contract for the services of a registered surveyor.

H. B. No. 233-Representative Weddington.

Cosponsors: Representatives Boyd, Williams, S., Brown, Stewart, Winburn.

To enact section 181.01 of the Revised Code to create the Criminal Justice Reform Commission.

H. B. No. 234-Representative Moran.

Cosponsors: Representatives Adams, R., Boyd, Chandler, Domenick, Derickson, Letson, Maag, Oelslager, Phillips, Pillich, Pryor, Slesnick, Stewart, Williams, B.

To amend section 4503.571 of the Revised Code to create a "Purple Heart" motorcycle license plate.

H. B. No. 235-Representative Heard.

Cosponsors: Representatives Domenick, Foley, Murray, Harris, Hagan, Williams, S., Newcomb, Boyd, Letson.

To amend sections 2151.23, 2151.31, 2151.314, 2152.02, 2152.021, 2152.10, 2152.12, 2152.13, 2152.14, 2152.17, 2152.22, 5139.01, 5139.05, 5139.06, 5139.20, and 5139.51 and to repeal section 2152.11 of the Revised Code regarding the transfer for criminal prosecution of an alleged delinquent

child, the eligibility for imposition of a serious youthful offender dispositional sentence, the commitment of a delinquent child to the Department of Youth Services based on a firearm specification or certain aggravated vehicular homicide specifications, and the granting of a judicial release to a delinquent child.

H. B. No. 236-Representative Newcomb.

Cosponsors: Representatives Harwood, Yuko, Domenick, Boyd.

To amend sections 319.281, 3718.02, 3718.03, 3718.04, and 3718.05 and to enact sections 3718.011, 3718.041, and 3718.30 to 3718.38 of the Revised Code to revise the Household Sewage and Small Flow On-Site Sewage Treatment Systems Law, to establish the Household Sewage Treatment System Revolving Loan Program and the Household Sewage Treatment System Grant Program in the Department of Health, to amend Section 120.05 of Am. Sub. H.B. 119 of the 127th General Assembly and to repeal Sections 120.01 and 120.02 of Am. Sub. H.B. 119 of the 127th General Assembly, to make appropriations, and to declare an emergency.

H. B. No. 237-Representative Newcomb.

Cosponsors: Representatives Fende, Weddington, Hagan, Harwood, Boyd, Phillips, Domenick, Letson, Moran, Yuko, Winburn, Luckie, Harris, Bolon.

To amend section 1739.05 and to enact sections 1751.68, 1751.69, 3923.84, and 3923.85, of the Revised Code regarding health insurance coverage for orally administered cancer medications and the procedures insured persons are required or permitted to use in acquiring certain non-self-injectable and compounded medications.

H. B. No. 238-Representative Harwood.

Cosponsors: Representatives Murray, Williams, B., Pillich, Yuko, Chandler, Huffman, Letson.

To amend section 3105.171 of the Revised Code to require the court in divorce or legal separation proceedings to require the spouses to fully disclose their assets and to include nondisclosure of assets as financial misconduct.

H. B. No. 239-Representative Sears.

Cosponsors: Representatives Balderson, Combs, Derickson, Huffman, Morgan.

To enact section 5533.00 of the Revised Code to require supportive resolutions from affected local governments to name highways by statute, to allow local governments to erect appropriate markers naming highways, and to prohibit the use of state funds to erect new markers naming state highways.

H. B. No. 240-Representative Sears.

Cosponsors: Representatives Adams, J., Adams, R., Balderson, Boose, Burke, Combs, Grossman, Huffman, Jones, Jordan, McGregor, Stebelton, Wachtmann.

To amend section 5111.083 and to enact sections 5111.035, 5111.092, 5111.093, 5111.141, 5111.142, and 5111.165 of the Revised Code to modify the Medicaid program.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 15**-Representative Sykes, et al., were taken up for consideration.

Sub. H. B. No. 15-Representative Sykes.

Cosponsors: Representatives Dodd, Bolon, Boyd, DeBose, Domenick, Dyer, Foley, Harris, Koziura, Letson, Luckie, Mallory, Moran, Stewart, Szollosi, Ujvagi, Weddington, Williams, B., Williams, S., Yates, Yuko. Senators Buehrer, Faber, Gibbs, Grendell, Niehaus, Harris.

To amend sections 121.52, 4121.12, 4121.125, 4121.62, 4121.70, 4121.75, 4123.29, 4123.34, 4123.35, and 4123.82 of the Revised Code and to amend Section 512.45 of Am. Sub. H.B. 100 of the 127th General Assembly to create the Deputy Inspector General for the Bureau of Workers' Compensation and Industrial Commission Fund; to create the Competitive Workers' Compensation Task Force; to make other changes to the Workers' Compensation Law; to make appropriations for the Bureau of Workers' Compensation and for the Workers' Compensation Council for the biennium beginning July 1, 2009, and ending June 30, 2011; and to provide authorization and conditions for the operation of the Bureau's and the Council's programs.

The question being, "Shall the Senate amendments be concurred in?"

Representative DeGeeter moved that the Senate amendments to **Sub. H. B. No. 15**-Representative Sykes, et al., be informally passed and retain their place on the calendar.

The motion was agreed to.

**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, Senate Bill and House Joint Resolution be considered for the second time and referred to the following committees for consideration.

H.B. No. 227 - Representative Domenick, et al

TO REQUIRE IN SPECIFIED SITUATIONS THE VERIFICATION OF IMMIGRATION STATUS OF PERSONS WHO ARE NOT UNITED STATES CITIZENS, TO IMPOSE STATE INCOME TAXES AT A RATE OF SIX PER CENT PER ANNUM ON THE COMPENSATION OF SPECIFIED INDEPENDENT CONTRACTORS WHO FAIL TO DOCUMENT SUCH VERIFICATION, AND TO RESTRICT THE EMPLOYMENT OF PERSONS WHO ARE NOT LEGAL RESIDENTS OF THE UNITED STATES.

To the committee on Commerce and Labor

H.B. No. 228 - Representative Domenick, et al TO REQUIRE A CORONER, DEPUTY CORONER, OR PATHOLOGIST TO ADMINISTER A BLOOD TEST FOR ALCOHOL OR DRUGS WHEN A PERSON HAS DIED BY SUICIDE OR IN AN UNUSUAL MANNER AND THE TEST IS REQUESTED AND PAID FOR BY A FAMILY MEMBER.

To the committee on Criminal Justice

H.B. No. 229 - Representative Stewart, et al

TO REQUIRE THE DEPARTMENT OF HEALTH TO ESTABLISH A PILOT PROGRAM TO TEST THE EFFECTIVENESS OF THE "OS1" COMPREHENSIVE CLEANING SYSTEM IN PUBLIC SCHOOLS.

To the committee on Health

H.B. No. 230 - Representatives Moran and Zehringer, et al

TO ENACT THE COMMON SENSE REGULATION ACT TO IMPROVE STATE AGENCY REGULATORY PROCESSES, ESPECIALLY AS THEY RELATE TO SMALL BUSINESSES, TO REQUIRE STATE DEPARTMENTS TO DEVELOP CUSTOMER SERVICE TRAINING PROGRAMS, AND TO REQUIRE THE DIRECTOR OF ENVIRONMENTAL PROTECTION TO PROVIDE ENVIRONMENTAL REGULATORY COMPLIANCE ASSISTANCE TO SMALL BUSINESSES.

To the committee on State Government

H.B. No. 231 - Representative Bacon, et al

TO GIVE THE RIGHT OF DISPOSAL TO THE UNITED STATES SECRETARY OF VETERANS AFFAIRS REGARDING ABANDONED OR UNCLAIMED REMAINS OF PERSONS WHO ARE ENTITLED TO BE BURIED IN A NATIONAL CEMETERY.

To the committee on Veterans Affairs

S.B. No. 93 - Senator Buehrer, et al

TO ESTABLISH THE WAR OF 1812 BICENTENNIAL COMMISSION, TO PRESCRIBE THE COMMISSION'S POWERS AND DUTIES, AND TO REPEAL SECTIONS 149.32 AND 149.321 OF THE REVISED CODE ON DECEMBER 31, 2015, TO TERMINATE THE COMMISSION ON THAT DATE.

To the committee on State Government

H.J.R. No. 2 - Representative Sayre and Ruhl

PROPOSING TO ENACT SECTION 1 OF ARTICLE XIV OF THE CONSTITUTION OF THE STATE OF OHIO TO CREATE THE OHIO LIVESTOCK CARE STANDARDS BOARD.

To the committee on Agriculture and Natural Resources

T. TODD BOOK
BARBARA BOYD
MATT LUNDY
JOHN ADAMS

JOSEPH KOZIURA
TIMOTHY J. DEGEETER
LOUIS W. BLESSING
KRIS JORDAN

Representative DeGeeter 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 the House Bills, Senate Bill and House Joint Resolution 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, Senate Bill and House Joint Resolution 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. 108 - Representative Martin

Honoring Nichole Provonsil as a 2009 God, Flag, & Country Oratory Contest state winner.

H.R. No. 109 - Representative Lehner

Honoring the Medlar View Elementary School Destination ImagiNation team for its exemplary performance at the 2009 state and global tournaments.

H.R. No. 110 - Representative Lehner

Honoring the Miamisburg High School Destination ImagiNation team for its exemplary performance at the 2009 state and global tournaments.

H.R. No. 111 - Representative Williams, B.

Honoring LeBron James as the NBA's Most Valuable Player for 2008-2009.

H.R. No. 112 - Representative Martin

Recognizing the Beavercreek High School varsity Test of Engineering Aptitude, Mathematics, and Science team on placing first in the extra-large school division at the 2009 state competition.

H.R. No. 113 - Representative Balderson

Honoring Tamara Brennan for her heroic actions.

H.R. No. 114 - Representative Grossman

Honoring Jennifer Kilman as the 2009 Ms. Wheelchair Ohio, USA.

H.R. No. 115 - Representatives Dodd, Hottinger

Honoring the Lakewood High School softball team as the 2009 Division III State Champion.

H.R. No. 116 - Representative Fende

Honoring the Willoughby-Eastlake Public Library on its One Hundredth Anniversary.

H.R. No. 117 - Representatives Lundy, Koizura

Honoring the Elyria High School softball team on winning the 2009 Division I State Championship.

H.R. No. 118 - Representative Chandler

Recognizing National Visiting Nurse Association Week, May 11-17, 2009.

/s/ TODD BOOK

Todd Book, Chair

Representative DeGeeter 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.

BILLS FOR THIRD CONSIDERATION**S. B. No. 57-Senator Gibbs.**

Cosponsors: Senators Schaffer, Wagoner, Schuring, Schuler, Sawyer, Buehrer, Seitz, Hughes, Carey, Fedor, Goodman, Harris, Morano, Patton, Turner, Wilson, Miller, D., Strahorn, Miller, R., Smith, Faber, Niehaus, Cafaro. Representatives Gerberry, Lundy, Sayre, Stewart, Williams, B., Daniels, Adams, J., Grossman, Hall, Hite, Stebelton.

To amend section 2108.31 of the Revised Code to permit persons who are sixteen to donate blood with parental consent, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative DeGeeter moved that **S. B. No. 57**-Senator Gibbs, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

On motion of Representative DeGeeter, the House adjourned until Wednesday, June 24, 2009 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,
Clerk.