

OHIO

House

of

Representatives

JOURNAL

TUESDAY, OCTOBER 27, 2009

NINETY-NINTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, October 27, 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. 328-Representative Williams, S.

Cosponsors: Representatives Domenick, Slesnick, Ujvagi, Fende, Derickson, Pryor, Harwood, Schneider.

To amend section 5747.01 and to enact section 5747.014 of the Revised Code to authorize an income tax deduction for small business owners' reinvestment of undistributed profits in business property, employee training, or research and development.

H. B. No. 329-Representative Williams, S.

Cosponsors: Representatives Domenick, Slesnick, Schneider.

To amend sections 122.17 and 122.171 of the Revised Code to include employees working from home as employees employed in the project for purposes of the job creation and retention credits.

H. B. No. 330-Representative Patten.

Cosponsors: Representatives Chandler, DeGeeter, Domenick, Evans, Fende, Foley, Garland, Harris, Letson, Okey, Phillips, Pryor, Skindell, Weddington, Williams, B., Yuko.

To amend section 5513.01 of the Revised Code to authorize the director of transportation to include school districts in purchase contracts for machinery, materials, supplies, and other articles.

H. B. No. 331-Representative Hagan.

Cosponsors: Representatives Yuko, Stewart, Foley, Ujvagi, Boyd, Domenick, Koziura, Skindell, Phillips, Brown, Harris, Murray.

To amend sections 5101.54, 5107.12, and 5111.013 and to enact sections 5101.87 and 5101.871 of the Revised Code to require applicants for the Children's Health Insurance Program, Medicaid, Ohio Works First, and

Supplemental Nutrition Assistance Program to provide information about their employers and to require quarterly reports identifying the employers.

H. B. No. 332-Representative Stewart.

Cosponsors: Representatives Skindell, Slesnick, Foley, Yuko, Letson, Hagan, Harris, Garland.

To enact sections 1751.69 and 3923.85 of the Revised Code to prohibit sickness and accident insurance policies, public employee benefit plans, and health insuring corporation policies, contracts, and agreements from limiting or excluding coverage for prescription contraceptive drugs and devices and outpatient services related to the provision of such drugs and devices.

H. B. No. 333-Representative Stewart.

Cosponsors: Representatives Celeste, Koziura, Harris, Foley, Yuko, Letson, Garland, Hagan, Chandler, Slesnick, Weddington, Boyd.

To enact sections 3727.60, 3727.601, and 3727.602 of the Revised Code to establish the Compassionate Assistance for Rape Emergencies Act regarding emergency services provided to victims of sexual assault.

H. B. No. 334-Representative Pryor.

Cosponsors: Representatives Domenick, Fende, Hagan, Murray, Williams, B., Yuko.

To amend section 2929.02 of the Revised Code to change the prison term for murder from an indefinite term of fifteen years to life to an indefinite term consisting of a minimum term of fifteen, sixteen, seventeen, eighteen, nineteen, or twenty years and a maximum term of life imprisonment.

H. B. No. 335-Representative Combs.

Cosponsors: Representatives Grossman, Domenick.

To amend sections 120.36, 2937.22, 2949.091, 2949.094, 2949.111, 4507.45, 4510.22, and 4511.19 of the Revised Code to require that certain fees and costs paid by parties in a municipal court that is not a county operated municipal court and that appoints counsel for indigent defendants in a manner other than that provided in section 120.33 of the Revised Code be transmitted to the treasurer of the municipal corporation and used to pay the compensation of counsel appointed to represent indigent defendants.

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 change to the committee on Rules and Reference:

Remove Representatives Koziura and Boyd; appoint Representatives Yates and Harwood.

On motion of Representative Dyer, 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 and House Joint Resolution be considered for the second time and referred to the following committees for consideration.

H.B. No. 319 - Representative S. Williams, et al

TO REQUIRE PARENTS OF STUDENTS ENROLLED IN SCHOOL DISTRICTS RATED CONTINUOUS IMPROVEMENT OR LOWER TO ATTEND A PARENT-TEACHER CONFERENCE.

To the committee on Education

H.B. No. 320 - Representatives Martin and Baker, et al

TO AFFORD TO PRIVATE SECTOR EMPLOYERS THE OPTION TO OFFER AND TO EMPLOYEES THE OPTION TO ACCRUE AND USE COMPENSATORY TIME OFF.

To the committee on Commerce and Labor

H.B. No. 321 - Representatives Derickson and Domenick, et al

TO DESIGNATE THE WEEK IN WHICH THANKSGIVING OCCURS AS OHIO AGRICULTURE WEEK.

To the committee on State Government

H.B. No. 322 - Representative Harwood, et al

TO DESIGNATE THE INTERCHANGE OF STATE ROUTE 11 WITH KING GRAVES ROAD IN TRUMBULL COUNTY AS THE "HERMAN MAASS INTERCHANGE."

To the committee on Transportation and Infrastructure

H.B. No. 323 - Representative Murray, et al

RELATIVE TO FORECLOSURE ACTIONS AND CERTAIN RELATED NUISANCE ABATEMENT ACTIONS.

To the committee on Alternative Energy

H.B. No. 324 - Representative Yates

TO ELIMINATE THE SCHEDULE IN ACCORDANCE WITH WHICH THE ENVIRONMENTAL REVIEW APPEALS COMMISSION MUST

ISSUE WRITTEN ORDERS CONCERNING CERTAIN ACTIONS THAT WERE FILED WITH THE COMMISSION AND TO MAKE AN APPROPRIATION.

To the committee on Finance and Appropriations

H.B. No. 325 - Representative Yates

TO REPEAL THE SHORT-TERM LOAN ACT AND TO PROHIBIT PAYDAY LENDING BY ENTITIES OTHER THAN TRADITIONAL FINANCIAL INSTITUTIONS.

To the committee on Financial Institutions, Real Estate and Securities

H.B. No. 326 - Representatives Hottinger and Grossman, et al

TO REDUCE THE ESTATE TAX, TO AUTHORIZE TOWNSHIPS AND MUNICIPAL CORPORATIONS, OR ELECTORS THEREOF BY INITIATIVE, TO EXEMPT FROM THE ESTATE TAX ANY ESTATE PROPERTY LOCATED IN THE TOWNSHIP OR MUNICIPAL CORPORATION, AND TO DISTRIBUTE ALL ESTATE TAX REVENUE ORIGINATING IN A TOWNSHIP OR MUNICIPAL CORPORATION THAT DOES NOT EXEMPT PROPERTY FROM THE TAX TO THE TOWNSHIP OR MUNICIPAL CORPORATION.

To the committee on Ways and Means

H.B. No. 327 - Representative Combs, et al

TO PROHIBIT JURY TAMPERING, TO EXCLUDE JURY QUESTIONNAIRES AND SIMILAR DOCUMENTS FROM PUBLIC RECORDS REQUESTS, TO REQUIRE ALL ATTORNEYS AND PARTIES TO LEGAL PROCEEDINGS TO RETURN ALL JURY QUESTIONNAIRES AND OTHER RECORDS OR NOTATIONS CONTAINING JURORS' NAMES, ADDRESSES, AND PHONE NUMBERS TO THE COURT AT THE CONCLUSION OF A TRIAL, AND TO PROHIBIT JUROR HARASSMENT.

To the committee on Civil and Commercial Law

H.J.R. No. 5 - Representative Yates

PROPOSING TO AMEND SECTION 6 OF ARTICLE XV OF THE CONSTITUTION OF THE STATE OF OHIO TO ALLOW THE GENERAL ASSEMBLY TO PROVIDE FOR AND REGULATE THE OPERATION OF CERTAIN LOTTERIES AND OTHER FORMS OF GAMBLING.

To the committee on State Government

T. TODD BOOK

SANDRA STABILE HARWOOD

LOUIS W. BLESSING

TYRONE K. YATES

MATT LUNDY

JOHN ADAMS

Representative Lundy 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 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 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. 163 - Representative Lundy

Honoring the Lake Erie Crushers baseball team as the 2009 Frontier League Champion.

Add the names: Book, Blessing

H.R. No. 166 - Representatives Yates, Driehaus, Pillich, Mallory

Honoring Hugh F. "Trey" Daly III on receiving a 2009 Community Health Leaders Award.

H.R. No. 167 - Representative Gardner

Honoring the Eastwood High School boys track and field team on winning the 2009 Division II OHSAA State Championship.

/s/ TODD BOOK
Todd Book, Chair

Representative Lundy 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 House Rules 13, 28, and 30, the Speaker hereby makes the following change to the committee on Rules and Reference:

Remove Representatives Yates and Harwood; appoint Representatives Koziura and Boyd.

On motion of Representative Lundy, the House adjourned until Wednesday, October 28, 2009 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,
Clerk.