

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**THURSDAY, OCTOBER 29, 2009**

ONE HUNDRED FIRST DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Thursday, October 29, 2009, 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 Bolon 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. 341**-Representative Yates.

To enact section 901.80 of the Revised Code to create the Livestock Care Standards Board and to require the Board to adopt rules that establish standards of care for livestock and poultry, including rules that prohibit specified practices.

**H. B. No. 342**-Representative Yates.

To amend sections 1151.23 and 1161.29 and to enact sections 1109.051, 1109.052, 1151.232, 1151.233, 1161.291, 1161.292, 1733.245, and 1733.246 of the Revised Code to limit overdraft fees chargeable by financial institutions and to establish certain requirements for overdraft protection services.

**H. B. No. 343**-Representative Schneider.

To require the Director of Administrative Services to conduct a study of potential operating efficiencies in state government.

Said bills were considered the first time.

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

Representative Morgan submitted the following report:

The standing committee on Finance and Appropriations to which was referred **H. B. No. 87**-Representative Phillips, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CREATE ENERGY RESOURCE CENTER AT OHIO  
UNIVERSITY

Representative Sykes moved to amend the title as follows:

Add the names: "Goyal, Celeste, Dyer, Chandler, Carney, Fende, Slesnick, Ujvagi."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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|---------------------|--------------------|
| VERNON SYKES        | LINDA S. BOLON     |
| RON AMSTUTZ         | DAVE BURKE         |
| JOHN PATRICK CARNEY | TED CELESTE        |
| KATHLEEN CHANDLER   | MATTHEW J. DOLAN   |
| DENISE DRIEHAUS     | STEPHEN DYER       |
| LORRAINE M. FENDE   | RANDY GARDNER      |
| JENNIFER GARRISON   | BRUCE W. GOODWIN   |
| JAY P. GOYAL        | CHERYL GROSSMAN    |
| DAVE HALL           | CLAYTON LUCKIE     |
| RON MAAG            | JEFFREY MCCLAIN    |
| ROSS MCGREGOR       | ROBERT MECKLENBORG |
| SETH MORGAN         | BARBARA R. SEARS   |
| MICHAEL J. SKINDELL | STEPHEN SLESNICK   |
| PETER S. UJVAGI     | TYRONE K. YATES    |

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

**H.B. No. 328 - Representative S. Williams, et al**  
TO AUTHORIZE AN INCOME TAX DEDUCTION FOR SMALL BUSINESS OWNERS' REINVESTMENT OF UNDISTRIBUTED PROFITS IN BUSINESS PROPERTY, EMPLOYEE TRAINING, OR RESEARCH AND DEVELOPMENT.

To the committee on Economic Development

**H.B. No. 329 - Representative S. Williams, et al**  
TO INCLUDE EMPLOYEES WORKING FROM HOME AS EMPLOYEES EMPLOYED IN THE PROJECT FOR PURPOSES OF THE JOB CREATION AND RETENTION CREDITS.

To the committee on Economic Development

**H.B. No. 330 - Representative Patten, et al**  
TO AUTHORIZE THE DIRECTOR OF TRANSPORTATION TO INCLUDE SCHOOL DISTRICTS IN PURCHASE CONTRACTS FOR MACHINERY, MATERIALS, SUPPLIES, AND OTHER ARTICLES.

To the committee on Transportation and Infrastructure

**H.B. No. 333 - Representative Stewart, et al**

TO ESTABLISH THE COMPASSIONATE ASSISTANCE FOR RAPE EMERGENCIES ACT REGARDING EMERGENCY SERVICES PROVIDED TO VICTIMS OF SEXUAL ASSAULT.

To the committee on Health

**H.B. No. 334 - Representative Pryor, et al**

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.

To the committee on Criminal Justice

**H.B. No. 335 - Representative Combs, et al**

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.

To the committee on Judiciary

**Sub. S.B. No. 147 - Senator Hugh, et al**

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

To the committee on Veterans Affairs

T. TODD BOOK  
TIMOTHY J. DEGEETER  
LOUIS W. BLESSING  
KRIS JORDAN

JOSEPH KOZIURA  
MATT LUNDY  
JOHN ADAMS

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 the House Bills and 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 Resolution be read by title only and approved:

**H.R. No. 168 - Representative Gardner**

Honoring the Eastwood High School girls bowling team as the 2009 Division I State Champion.

/s/ TODD BOOK  
Todd Book, Chair

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

The motion was agreed to.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

**S. B. No. 124** -Senators Faber, Schiavoni

Cosponsors: Senators Seitz, Fedor, Schuler, Kearney, Miller, D., Carey, Harris, Hughes, Patton, Strahorn, Wagoner, Gibbs, Stewart, Miller, R., Sawyer, Turner, Wilson

To amend sections 5302.01, 5302.02, 5302.22, 5302.221, 5302.23, and 5815.36 and to enact sections 5302.222 and 5302.24 of the Revised Code to change the transfer on death (TOD) designation instrument from a deed to an affidavit, to allow real property owners holding title in survivorship tenancy to execute such an affidavit, to clarify the status of a trustee of a trust as a TOD beneficiary and the dower rights of the spouse of the property owner, and to make other changes pertaining to the transfer on death of real property.

Attest:

Vincent L. Keeran,  
Clerk.

Said bill was considered the first time.

Message from the Speaker

Pursuant to Ohio Revised Code section 4928.58, the Speaker hereby makes the following change to the Public Benefits Advisory Board:

Remove former Representative Jones; appoint Representative Beck.

Message from the Speaker

Pursuant to Ohio Revised Code section 103.71, the Speaker hereby appoints makes the following change to the Correctional Institution Inspection Committee:

Remove former Representative Jones; appoint Representative Beck.

On motion of Representative Letson, the House adjourned until Wednesday, November 4, 2009 at 9:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,  
Clerk.