

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, JANUARY 19, 2011

SIXTH DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, January 19, 2011, 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 Gonzales 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. 31-Representative Combs.

To enact section 5.091 of the Revised Code to adopt the children's book *Lentil* as the official children's book of the state and to designate its author, Robert McCloskey, as the official children's book author of the state.

H. B. No. 32-Representative Amstutz.

Cosponsors: Representatives Burke, Carey, Slaby, Derickson, Patmon, Henne, Hackett.

To enact section 4733.011 of the Revised Code to exempt from the Professional Engineers and Surveyors Law the preparation of plans or drawings for a sewage treatment system or components of a system and measurements concerning such a system or components that are necessary to comply with the Household and Small Flow On-site Sewage Treatment Systems Law.

H. B. No. 33-Representative Snitchler.

Cosponsors: Representatives Combs, Boose, McClain, Grossman, Stebelton, Blair, Okey, Hackett, Dovilla, Kozlowski, Hollington.

To amend sections 149.43, 149.45, 319.28, and 319.54 of the Revised Code to exclude the residential and familial information of a federal law enforcement officer from the definition of a public record, to include federal law enforcement officers among the protected individuals who are authorized to request a public office other than the county auditor to redact the person's address from any record made available to the general public on the internet, and to include those officers among the protected individuals who may request the county auditor to replace the person's name with the person's initials on the general tax list and duplicate.

H. B. No. 34-Representative Snitchler.

Cosponsors: Representatives Combs, McClain, Hackett, Kozlowski, Blair, Stautberg.

To amend sections 2907.03, 2907.06, 2929.01, 2929.13, 2929.14, 2929.22, and 2929.24 and to enact section 2941.1424 of the Revised Code to require a mandatory prison term for sexual battery, expand the offense of sexual imposition, and require a mandatory prison term or jail term for unlawful sexual conduct with a minor, gross sexual imposition, importuning, and endangering children under specified circumstances involving a victim who is a minor or student and an offender who is a person in authority with respect to the victim.

H. B. No. 35-Representative Sears.

Cosponsors: Representatives Blessing, Henne, Kozlowski, Pillich.

To amend section 4508.02 of the Revised Code to require the classroom and behind-the-wheel instruction that is given to minors in driver education courses to include instruction on the proper driving techniques that noncommercial motor vehicle operators should utilize in order to share the roadway with large commercial motor vehicles safely.

H. B. No. 36-Representatives Kozlowski, Carey.

Cosponsors: Representatives Boose, Burke, Dovilla, Grossman, Hayes, Johnson, McKenney, Roegner, Rosenberger, Ruhl, Slaby, Stautberg, Stebelton, Thompson, Young, Combs, Balderson, Gonzales, Martin, Baker, Hottinger, Derickson.

To amend sections 3313.482 and 3317.01 of the Revised Code to excuse up to five, instead of three, calamity days for the 2010-2011 school year, to broaden schools' authority to make up calamity days by lengthening remaining days in the school year, and to declare an emergency.

Said bills were considered the first time.

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

Representative Phillips 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. 19 - Representative Goodwin, et al

**TO REQUIRE COUNTY RECORDERS TO COMPLETE CONTINUING
EDUCATION REQUIREMENTS.**

To the committee on Local Government

H.B. No. 20 - Representatives Burke and Letson, et al

TO SPECIFY THAT THE OFFENSE OF INTIMIDATION OF AN ATTORNEY, VICTIM, OR WITNESS IN A CRIMINAL CASE ALSO APPLIES TO DELINQUENCY CASES AND TO ANY ATTEMPT TO INFLUENCE, INTIMIDATE, OR HINDER A WITNESS TO A CRIMINAL OR DELINQUENT ACT AND TO CREATE AN AFFIRMATIVE DEFENSE TO A CHARGE OF INTIMIDATION OF AN ATTORNEY, VICTIM, OR WITNESS IN A CRIMINAL CASE.

To the committee on Criminal Justice

H.B. No. 21 - Representative Combs

TO ALLOW NEW INTERNET- OR COMPUTER-BASED COMMUNITY SCHOOLS TO OPEN UNDER CERTAIN CONDITIONS, TO REQUIRE THE USE OF STUDENT PERFORMANCE DATA IN EVALUATING TEACHERS AND PRINCIPALS FOR LICENSURE, AND TO QUALIFY TEACH FOR AMERICA PARTICIPANTS FOR A PROFESSIONAL EDUCATOR LICENSE.

To the committee on Education

H.B. No. 22 - Representative Bubp

REGARDING THE LIABILITY OF OWNERS OF CERTAIN ANIMALS THAT ARE RUNNING AT LARGE.

To the committee on Judiciary and Ethics

H.B. No. 23 - Representative Snitchler, et al

TO DESIGNATE STATE ROUTE 619 WITHIN THE VILLAGE OF HARTVILLE IN STARK COUNTY THE "SGT. 1ST CLASS DANIEL B. CRABTREE MEMORIAL ROAD."

To the committee on Transportation, Public Safety, and Homeland Security

H.B. No. 24 - Representative Combs, et al

TO PROVIDE NOTICE TO A LONG-TERM CARE FACILITY WHEN A TIER III OR SIMILAR CATEGORY SEX OFFENDER/CHILD-VICTIM OFFENDER INDICATES AN INTENT TO RESIDE IN THE FACILITY OR REGISTERS AN ADDRESS WITHIN THE SPECIFIED GEOGRAPHICAL NOTIFICATION AREA INCLUDING THE FACILITY.

To the committee on Criminal Justice

H.B. No. 25 - Representative Combs, et al

TO REVISE THE PENALTIES AND SENTENCING PROVISIONS REGARDING VIOLATIONS OF THE CRUELTY TO ANIMALS STATUTES, TO INCLUDE THE PROTECTION OF COMPANION ANIMALS IN TEMPORARY PROTECTION ORDERS, DOMESTIC VIOLENCE PROTECTION ORDERS, ANTI-STALKING PROTECTION ORDERS, AND RELATED PROTECTION ORDERS, AND TO REMOVE PIT BULLS FROM THE DEFINITION OF "VICIOUS DOG" IN STATE LAW.

To the committee on Criminal Justice

H.B. No. 26 - Representative Letson, et al

TO ESTABLISH LOCAL ENTERTAINMENT DISTRICTS IN MUNICIPAL CORPORATIONS OR UNINCORPORATED AREAS OF COUNTIES OF SPECIFIED POPULATIONS FOR THE PURPOSE OF THE ISSUANCE OF D-1, D-2, AND D-5 LIQUOR PERMITS UNDER SPECIFIED CONDITIONS AND TO CREATE THE T-1 PERMIT.

To the committee on State Government and Elections

H.B. No. 27 - Representatives Stautberg and Letson, et al

TO ADOPT THE TRANSFER OF ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT.

To the committee on Judiciary and Ethics

H.B. No. 28 - Representatives Stautberg and Letson, et al

TO ELIMINATE PERSONAL LIABILITY FOR PROBATE AND JUVENILE JUDGES FOR THE DEFAULT, MALFEASANCE, OR NONFEASANCE OF ANY APPOINTEE OR EMPLOYEE.

To the committee on Judiciary and Ethics

H.B. No. 29 - Representative Mecklenborg

TO INCREASE THE NUMBER OF SIGNATURES REQUIRED ON, AND TO REVISE THE PROCESS FOR FILING, A NOMINATING PETITION FOR ELECTION AS A JUDGE OF THE HAMILTON COUNTY MUNICIPAL COURT AND TO DECLARE AN EMERGENCY.

To the committee on State Government and Elections

H.B. No. 30 - Representative Gardner, et al

TO ELIMINATE SPENDING AND REPORTING REQUIREMENTS RELATED TO THE SCHOOL FUNDING SYSTEM, TO ABOLISH THE SCHOOL FUNDING ADVISORY COUNCIL, TO ELIMINATE THE REQUIREMENT THAT SCHOOL DISTRICTS OFFER ALL-DAY KINDERGARTEN, TO ELIMINATE THE REQUIREMENT THAT SCHOOL DISTRICTS ESTABLISH FAMILY AND CIVIC ENGAGEMENT TEAMS, AND TO REDUCE TO THREE YEARS THE PERIOD COVERED BY FINANCIAL FORECASTS OF SCHOOL DISTRICTS, COMMUNITY SCHOOLS, AND STEM SCHOOLS.

To the committee on Education

LOUIS W. BLESSING
JOHN ADAMS
ANNE GONZALES
ARMOND BUDISH
DEBBIE PHILLIPS

WILLIAM G. BATCHELDER
DAVE BURKE
CHERYL GROSSMAN
TRACY HEARD
MATT SZOLLOSI

Representative Burke 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 Phillips reported for the Rules and Reference Committee recommending that the following House Resolutions be read by title only and approved:

H.R. No. 18 – Representative Szollosi

Honoring the St. Ursula Academy volleyball team on winning the 2010 Division I State Championship.

H.R. No. 19 – Representative Ruhl

Honoring Trent Tobin as the 2010 world champion in junior poles.

H.R. No. 20 – Representative Huffman

Honoring the Delphos St. John’s High School football team as the 2010 Division VI State Champion.

H.R. No. 21 – Representative Carney

Honoring the Bishop Watterson High School football team on winning the 2010 Division III State Championship.

Add the name: Gonzales

/s/ LOUIS BLESSING
Louis Blessing, Chair

Representative Burke 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 Burke, the House adjourned until Thursday, January 20, 2011 at 9:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.