

OHIO

House

of

Representatives

JOURNAL

THURSDAY, FEBRUARY 24, 2011

NINETEENTH DAY

Hall of the House of Representatives, Columbus, Ohio
Thursday, February 24, 2011, 8:45 a.m.

The House met pursuant to adjournment.

Pursuant to House Rule No. 23, the Clerk called the House to order.

Representative Beck 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. 122-Representative Hottinger.

To amend sections 3901.17, 3905.30, 3905.31, 3905.33, 3905.34, 3905.36, 3905.37, and 3905.38 and to enact section 3905.331 of the Revised Code to exempt state surplus lines insurance from regulation in Ohio when Ohio is not the home state of the insured and to make other changes to the law regulating surplus lines insurance.

H. B. No. 123-Representative Hottinger.

To amend sections 4121.12, 4121.123, 4121.125, 4121.32, 4121.41, 4121.44, 4121.68, 4123.35, 4123.512, and 4123.52 and to repeal sections 4121.124 and 4121.99 of the Revised Code to allow the Administrator of Workers' Compensation to waive criteria certain public employers must satisfy to become self-insuring employers; to require bills for medical and vocational rehabilitation services in claims that are ultimately denied to be paid from the Surplus Fund Account under specified circumstances; 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, 2011, and ending June 30, 2013; and to provide authorization and conditions for the operation of the Bureau's and the Council's programs.

H. B. No. 124-Representative Hottinger.

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2011, and ending June 30, 2013, and to provide authorization and conditions for the operation of Commission programs.

H. B. No. 125-Representative Wachtmann.

Cosponsors: Representatives Henne, Buchy, Blessing, Rosenberger, Amstutz, McClain, McKenney, Stautberg, Maag, Bulp, Adams, J., Snitchler, Sears,

Roegner, Burke, Grossman, Hottinger, Johnson, Martin, Gardner, Combs, Beck, Schuring, Goodwin, Adams, R., Young, Brenner, Huffman, Hall, Mecklenborg, Slaby, Carey, Blair, Gonzales, Hackett, Kozlowski, Balderson, Hayes, Baker, Dovilla, Boose, Peterson, Derickson, Ruhl, Landis, Sprague, Newbold, Thompson, Uecker.

To amend section 4731.22 and to enact section 2919.19 of the Revised Code to generally prohibit an abortion of an unborn human individual with a detectable fetal heartbeat.

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. 115 - Representative Stibelton, et al

TO GRADUALLY INCREASE TO 20,000 THE NUMBER OF EDUCATIONAL CHOICE SCHOLARSHIPS AWARDED ANNUALLY.
To the committee on Education

H.B. No. 116 - Representative Barnes, et al

TO ENACT THE SCHOOL DAY SECURITY AND ANTI-BULLYING ACT TO REQUIRE AGE-APPROPRIATE INSTRUCTION ON AND PARENTAL NOTIFICATION OF PUBLIC SCHOOLS' POLICIES PROHIBITING HARASSMENT, INTIMIDATION, OR BULLYING.
To the committee on Education

H.B. No. 117 - Representative Barnes, et al

TO DESIGNATE THE PORTION OF INTERSTATE 480 LOCATED WITHIN GARFIELD HEIGHTS IN CUYAHOGA COUNTY THE "CORPORAL BRAD ANTHONY DAVIS MEMORIAL HIGHWAY."
To the committee on Transportation, Public Safety, and Homeland Security

H.B. No. 118 - Representative Fende, et al

TO PROVIDE THAT RESIDENTIAL AND FAMILIAL INFORMATION OF A PROBATION OFFICER IS NOT A PUBLIC RECORD, TO INCREASE THE PENALTIES FOR CERTAIN OFFENSES WHEN A JUDGE OR MAGISTRATE IS THE VICTIM, TO PROHIBIT A PERSON FROM THREATENING A JUDGE OR MAGISTRATE, AND TO MAKE THE KILLING OF A JUDGE OR MAGISTRATE AN AGGRAVATING CIRCUMSTANCE FOR THE IMPOSITION OF THE DEATH PENALTY FOR AGGRAVATED MURDER.
To the committee on Criminal Justice

H.B. No. 119 - Representatives Combs and Fende, et al
REGARDING THE REGULATION OF CHEMICAL TANNING
APPLICATIONS AND THE USE OF TANNING SERVICES BY
INDIVIDUALS UNDER 18 YEARS OF AGE.

To the committee on Health and Aging

LOUIS W. BLESSING
ANDREW BRENNER
ANNE GONZALES
ARMOND BUDISH
DEBBIE PHILLIPS

JOHN ADAMS
DAVE BURKE
CHERYL GROSSMAN
TRACY HEARD

Representative Grossman 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 Resolution be read by title only and approved:

H.R. No. 35 - Speaker Batchelder, Representative Budish, J. Adams, R. Adams, Amstutz, Anielski, Antonio, Ashford, Baker, Balderson, Barnes, Beck, Blair, Blessing, Boose, Boyd, Brenner, Bubp, Buchy, Burke, Butler, Carey, Carney, Celeste, Clyde, Coley, Combs, Damschroder, DeGeeter, Derickson, Dovilla, Driehaus, Duffey, Fedor, Fende, Foley, Gardner, Garland, Gentile, Gerberry, Gonzales, Goodwin, Goyal, Grossman, Hackett, Hagan, Hall, Hayes, Heard, Henne, Hollington, Hottinger, Huffman, Johnson, Kozlowski, Landis, Letson, Luckie, Lundy, Maag, Mallory, Martin, McClain, McGregor, McKenney, Mecklenborg, Milkovich, Murray, Newbold, O'Brien, Okey, Patmon, Peterson, Phillips, Pillich, Ramos, Reece, Roegner, Rosenberger, Ruhl, Schuring, Sears, Slaby, Slesnick, Sprague, Stautberg, Stebelton, Stinziano, Sykes, Szollosi, Thompson, Uecker, Wachtmann, Weddington, Williams, Winburn, Young, Yuko

Honoring Representative Todd A. Snitchler for outstanding service to the Ohio House of Representatives.

/s/ LOUIS BLESSING
Louis Blessing, Chair

Representative Grossman 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 concurred in the adoption of the following concurrent resolution:

H. C. R. No. 6 -Speaker Batchelder

Designating Peace Corps Day in Ohio, March 1, 2011.

Attest:

Vincent L. Keeran,
Clerk.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has adopted the following concurrent resolution in which the concurrence of the House is requested:

S. C. R. No. 2 -Senator Widener

Cosponsors: Senators Bacon, Beagle, Brown, Cafaro, Daniels, Faber, Grendell, Hughes, Lehner, Jones, LaRose, Manning, Niehaus, Patton, Sawyer, Schaffer, Schiavoni, Seitz, Skindell, Smith, Stewart, Tavares, Turner, Wagoner, Wilson, Hite, Jordan, Kearney, Obhof, Oelslager

To urge the President of the United States and the Administrator of the National Aeronautics and Space Administration to select the National Museum of the United States Air Force at Wright-Patterson Air Force Base near Dayton, Ohio, for public display of a space shuttle orbiter.

Attest:

Vincent L. Keeran,
Clerk.

Said concurrent resolution was referred to the committee on Rules and Reference under the Rule.

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:

Sub. S. B. No. 2 -Senators Hughes, Faber, Beagle, Daniels, Gillmor, Hite, Jones, Jordan, Bacon, Oelslager, Patton, Schaffer, Seitz, Stewart, Wagoner, Widener, Wilson, LaRose, Cates, Manning, Obhof

To amend sections 103.0511, 111.15, 117.20, 119.03, 119.032, 121.39, 122.08, 122.081, 122.94, and 1710.02; to enact sections 107.51, 107.52, 107.53, 107.54, 107.55, 107.61, 107.62, 107.63, 121.81, 121.82, 121.83, and 121.91; and to repeal section 121.24 of the Revised Code to adopt a new business rule review procedure.

Attest:

Vincent L. Keeran,
Clerk.

Said bill was considered the first time.

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:

Sub. S. B. No. 4 -Senator Schaffer
Cosponsors: Senators Daniels, Hughes, LaRose, Brown, Turner, Bacon, Beagle, Cates, Faber, Gillmor, Grendell, Hite, Jones, Jordan, Lehner, Manning, Niehaus, Obhof, Patton, Seitz, Stewart, Tavares, Wagoner, Widener, Wilson

To amend section 117.13 and to enact sections 117.46, 117.461, 117.47, 117.471, and 117.472 of the Revised Code to require performance auditing by the Auditor of State of a minimum of four state agencies each biennium, to establish the Leverage for Efficiency, Accountability, and Performance Fund, and to make an appropriation.

Attest:

Vincent L. Keeran,
Clerk.

Said bill was considered the first time.

Message from the Speaker

Pursuant to Section 3109.15 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Children's Trust Fund Board:

Representatives Schuring and Gentile.

Message from the Speaker

Pursuant to Section 3302.021 (D) (1) of the Ohio Revised Code, the Speaker hereby appoints the following members to the Ohio Accountability Task Force:

Representatives Stebelton and Luckie.

Message from the Speaker

Pursuant to Section 3334.03 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Ohio Tuition Trust Authority:

Representatives Hottinger and Stinziano.

Message from the Speaker

Pursuant to Section 4781.02 of the Ohio Revised Code, the Speaker hereby appoints public member J. Evan Atkinson to the Ohio Manufactured Homes Commission.

Message from the Speaker

Pursuant to Section 5540.02(C) of the Ohio Revised Code, the Speaker hereby appoints the following members to the Warren County Transportation Improvement District Board of Trustees:

Representative Beck and Maag.

Message from the Speaker

Pursuant to Ohio Revised Code Section 3333.40, Article II (A)(B), and Ohio Revised Code Section 3333.41 (A)(3), the Speaker hereby appoints Representative Gardner to the Midwestern Higher Education Commission.

Message from the Speaker

Pursuant to Section 3383.02 (A)(B) of the Ohio Revised Code, the Speaker hereby appoints Representative Grossman to the Ohio Cultural Facilities Commission.

Message from the Speaker

Pursuant to Section 755.14 (B)(1)(2) of the Ohio Revised Code, the Speaker hereby appoints public member David Lloyd to the Franklin Park Conservatory Park Commission.

Message from the Speaker

Pursuant to Section 122.651 (A) of the Ohio Revised Code, the Speaker hereby appoints the following members to the Clean Ohio Council:

Representatives Baker and Pillich.

Message from the Speaker

Pursuant to Section 3333.01 of the Ohio Revised Code, the Speaker hereby appoints Representative Stebelton to the Ohio Board of Regents.

Message from the Speaker

Pursuant to Section 5537.24 of Ohio Revised Code, the Speaker hereby appoints the following members to the Turnpike Legislative Review Committee:

Representative Combs, Goodwin, and Murray.

Message from the Speaker

Pursuant to Section 4141.08 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Unemployment Compensation Advisory Council:

Representatives Hottinger, Hackett, and Yuko.

Message from the Speaker

Pursuant to Section 3353.07 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Program Committee of Ohio Government Telecommunications:

Speaker Batchelder and Representative Budish.

Message from the Speaker

Pursuant to Section 3301.0713 (B)(10) of the Ohio Revised Code, the Speaker hereby appoints the following members to the Education Management Information System Advisory Board:

Representatives Stebelton and Luckie.

Message from the Speaker

Pursuant to Section 3319.60 (A)(6) of the Ohio Revised Code, the Speaker hereby appoints Representative Stebelton to the Educator Standards Board.

Message from the Speaker

Pursuant to Section 3750.02(A) of the Ohio Revised Code, the Speaker hereby appoints Representative Hall to the Emergency Response Commission.

Message from the Speaker

Pursuant to Section 991.02 of the Ohio Revised Code, the Speaker hereby appoints Representative Hall to the Ohio Expositions Commission.

Message from the Speaker

Pursuant to Section 121.40(A) of the Ohio Revised Code, the Speaker hereby appoints Representative Stebelton to the Ohio Community Service Council.

Message from the Speaker

Pursuant to Section 5902.15 of the Ohio Revised Code, the Speaker hereby appoints the following members to the Military Activation Task Force:

Representatives Martin and Pillich.

Message from the Speaker

Pursuant to Section 5139.44 of the Ohio Revised Code, the Speaker hereby appoints Representative Slaby to the RECLAIM Advisory Committee.

Message from the Speaker

Pursuant to Section 2108.17 of the Ohio Revised Code, the Speaker hereby appoints Representative Wachtmann to the Second Chance Trust Fund Advisory Committee.

Message from the Speaker

Pursuant to Section 3312.11(A)(14) of the Ohio Revised Code, the Speaker hereby appoints the following members to the State Regional Alliance Advisory Board:

Representatives Stebelton and Luckie.

Message from the Speaker

Pursuant to Section 3332.081 of the Ohio Revised Code, the Speaker hereby appoints Representative Stebelton to the Student Tuition Recovery Authority.

On motion of Representative Grossman, the House adjourned until Tuesday, March 1, 2011 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.