

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
WEDNESDAY, APRIL 18, 2012

ONE HUNDRED FORTY-SEVENTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, April 18, 2012, 1:30 p.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Steven Shaw of the Maranatha Bible Church in Glenford, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of yesterday was read and approved.

The following guests of the House of Representatives were recognized by Speaker Batchelder prior to the commencement of business:

The Oakwood High School Academic Decathlon team received H.R. 345, presented by Representative Butler-37th district.

Brittany Lawson received H.R. 293, presented by Representative Martin-70th district.

The Dunbar High School boys basketball team received H.R. 333, presented by Representative Luckie-39th district.

The Dunbar High School boys indoor track and field team received H.R. 334, presented by Representative Luckie-39th district.

Berne Union Elementary School students, guests of Representative Stebelton-5th district.

Marium Husain, a guest of Representative Antonio-13th district.

Marcus Williams and Regina Bonfiglio, guests of Representative Garland-20th district.

Pavel Koktyshv and Labannya Ahmed from the International Visitors Council, guests of Representative Stinziano-25th district.

Fellows of the Legislative Fellows Program for South and Central Asia, guests of Representative Blair-38th district.

Students from Fairfield Elementary East, guests of Representative Combs-54th district.

Members of "Women of Steel" United Steelworkers, guests of Representative Okey-61st district.

Michelle Lawson and Mike Lawson, guests of Representative Martin-70th district.

Dr. Emily Walton, a guest of Representative Sprague-76th district.

Gene Lees, brother-in-law of Representative Buchy, a guest of Representative Buchy-77th district.

Allen Elijah and Zach Martin, guests of Representative Hackett-84th district.

Linda Klein, a guest of Representative Bubp-88th district.

Michael Thornton, Marilyn Byers, Mark Whitacre, and Susan Burwell of the Loudonville Public Library, guests of Representative Ruhl-90th district.

Robert Shaw and Zach Shaw, guests of Representative Hayes-91st district.

Individuals from Zemba Brothers Inc., guests of Representative Hill-94th district.

Mrs. Host, Mrs. Wade, and Mrs. Lenhart with students from West Elementary School, guests of Representative Landis-96th district.

Librarians from Cuyahoga County, guests of Representative Lynch-98th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 519-Representative Patmon.
Cosponsor: Representative Barnes.

To amend sections 3314.05, 3326.11, and 3328.24 and to enact section 3313.539 of the Revised Code to require public schools to install metal detectors in all classroom buildings unless they obtain a waiver from the Superintendent of Public Instruction.

H. B. No. 520-Representatives Celeste, Hagan, R.
Cosponsors: Representatives Foley, Yuko, Williams.

To amend section 4731.22 and to enact section 4731.45 of the Revised Code to require physicians to take certain actions before and after issuing prescriptions for drugs intended to treat symptoms of erectile dysfunction.

H. B. No. 521-Representative Dovilla.
Cosponsors: Representatives Duffey, Patmon, Sprague, Derickson, Johnson, Grossman, Young, Uecker, Baker, Pillich.

To amend section 122.85 of the Revised Code to increase the maximum total amount of tax credits allowed per year for completion of motion pictures certified as tax credit-eligible productions.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 18**-Representative Baker, et al., were taken up for consideration.

Sub. H. B. No. 18-Representative Baker.

Cosponsors: Representatives Adams, J., Beck, Blair, Blessing, Boose, Combs, Derickson, Dovilla, Hayes, Henne, Huffman, Pillich, Ruhl, Snitchler, Stinziano, Uecker, Letson, Anielski, Barnes, Bubp, Buchy, Driehaus, Duffey, Garland, Grossman, Hackett, Hagan, C., Hall, Hill, Johnson, Kozlowski, Landis, Lundy, Maag, Martin, McClain, Milkovich, Newbold, Sears, Slaby, Sprague, Terhar, Winburn, Young, Speaker Batchelder. Senators Schaffer, Patton, Bacon, Balderson, Beagle, Brown, Burke, Eklund, Faber, Hite, Hughes, LaRose, Lehner, Manning, Niehaus, Obhof, Oelslager, Peterson, Schiavoni, Seitz, Smith, Turner, Wagoner, Widener.

To enact section 122.176 of the Revised Code to authorize grants to an employer that moves operations into a previously vacant facility and increases payroll by hiring and employing employees at the facility.

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

The yeas and nays were taken and resulted - yeas 82, nays 8, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Butler	Celebrezze	Celeste	Cera
Combs	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Fende	Foley	Gardner
Garland	Gerberry	Gonzales	Goodwin
Goyal	Grossman	Hackett	Hagan, C.
Hall	Hayes	Henne	Hill
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Martin	McClain	McGregor
Milkovich	Murray	Newbold	O'Brien
Okey	Patmon	Pelanda	Pillich
Roegner	Rosenberger	Ruhl	Schuring
Sears	Slesnick	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Thompson	Uecker	Wachtmann	Winburn
Young			Batchelder-82.

Representatives Carney, Clyde, Heard, Mallory, Phillips, Reece, Williams, and Yuko voted in the negative-8.

The Senate amendments were concurred in.

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

Representative Fende submitted the following report:

The standing committee on Health and Aging to which was referred **H. B. No. 303**-Representative Schuring, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: NURSES/MEDICATION AIDES/DIALYSIS
TECHS/COMMUNITY HEALTH WORKERS-REVISE LAW

Representative Wachtmann moved to amend the title as follows:

Add the names: "Gonzales, Fende, Antonio, Barnes, Garland, Hackett, Yuko."

LYNN R. WACHTMANN
LORRAINE M. FENDE
JOHN BARNES
NANCY GARLAND
BRIAN HILL
DOROTHY PELANDA
BARBARA R. SEARS

ANNE GONZALES
NICKIE ANTONIO
JOHN PATRICK CARNEY
ROBERT HACKETT
TERRY JOHNSON
KIRK SCHURING
KENNY YUKO

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

Representative Fende submitted the following report:

The standing committee on Health and Aging to which was referred **S. C. R. No. 15**-Senator Schaffer, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: INCREASE PUBLIC AWARENESS-FOLIC ACID-IMPORTANT
TO WOMEN OF CHILDBEARING AGE

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Gonzales, Fende, Antonio, Carney, Garland, Hackett, Hottinger, Johnson, Schuring, Yuko."

LYNN R. WACHTMANN
LORRAINE M. FENDE
JOHN PATRICK CARNEY
NANCY GARLAND
BRIAN HILL
TERRY JOHNSON
KIRK SCHURING
KENNY YUKO

ANNE GONZALES
NICKIE ANTONIO
RANDY GARDNER
ROBERT HACKETT
JAY HOTTINGER
DOROTHY PELANDA
BARBARA R. SEARS

The report was agreed to.

The concurrent resolution was ordered to be engrossed and placed on the calendar.

Representative Fende submitted the following report:

The standing committee on Health and Aging to which was referred **Am. S. B. No. 260**-Senator Obhof, et al., having had the same under consideration, reports it back and recommends its passage.

RE: PEDIATRIC STROKE AWARENESS MONTH-MAY

Representative Wachtmann moved to amend the title as follows:

Add the names: "Representatives Gonzales, Fende, Antonio, Carney, Gardner, Garland, Hackett, Hill, Hottinger, Johnson, Schuring, Sears, Yuko."

LYNN R. WACHTMANN	ANNE GONZALES
LORRAINE M. FENDE	NICKIE ANTONIO
JOHN PATRICK CARNEY	RANDY GARDNER
NANCY GARLAND	ROBERT HACKETT
BRIAN HILL	JAY HOTTINGER
TERRY JOHNSON	DOROTHY PELANDA
KIRK SCHURING	BARBARA R. SEARS
KENNY YUKO	

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

MOTIONS AND RESOLUTIONS

Representative Adams, J. moved that majority party members asking leave to be absent or absent the week of Wednesday, April 18, 2012, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Heard moved that minority party members asking leave to be absent or absent the week of Wednesday, April 18, 2012, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

Representative Blessing moved that the following resolution be brought up for immediate adoption, read by title only, and spread upon the pages of the journal.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

H. R. No. 325-Speaker Batchelder.

Relative to the election of Matt Lynch to fill the vacancy in the membership of the House of Representatives created by the resignation of Mary Matheney of the 98th House District.

WHEREAS, Section 11 of Article II, Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Mary Matheney of the 98th House District has resigned as a member of the House of Representatives of the 129th General Assembly effective April 16, 2012, thus creating a vacancy in the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Matt Lynch, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 98th House District, is hereby elected, effective April 18, 2012, pursuant to Section 11 of Article II, Ohio Constitution, as a member of the House of Representatives from the 98th House District, to fill the vacancy created by the unexpired portion of the term of said Mary Matheney, ending on December 31, 2012; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.

The question being, "Shall the resolution be adopted?"

The yeas and nays were taken and resulted - yeas 54, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Blair	Blessing
Boose	Brenner	Bubp	Buchy
Butler	Combs	Conditt	Damschroder
DeVitis	Derickson	Dovilla	Duffey
Gardner	Gonzales	Goodwin	Grossman
Hackett	Hagan, C.	Hall	Hayes
Henne	Hill	Hottinger	Huffman
Johnson	Kozlowski	Landis	Maag
Martin	McClain	McGregor	Newbold
Pelanda	Roegner	Rosenberger	Ruhl
Schuring	Sears	Sprague	Stautberg
Stebelton	Thompson	Uecker	Wachtmann
Young			Batchelder-54.

The resolution was adopted.

Mr. Lynch was escorted to the bar of the House by Representatives Huffman, Kozlowski, Anielski, Roegner, Young, Williams, Yuko, and Szollosi, took the oath of office administered by The Honorable William G. Batchelder, Speaker of the Ohio House of Representatives, and entered upon the discharge of his duties.

State of Ohio
County of Franklin

I, Matt Lynch, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ MATT LYNCH
Matt Lynch

Sworn to and subscribed before me this 18th day of April, 2012.

/s/ WILLIAM G. BATCHELDER
William G. Batchelder
Speaker
Ohio House of Representatives

Representative Blessing moved that the following resolution be brought up for immediate adoption, read by title only, and spread upon the pages of the journal.

The motion was agreed to.

The question being on the adoption of the resolution, reading as follows:

H. R. No. 326-Speaker Batchelder.

Relative to the election of Ryan Smith to fill the vacancy in the membership of the House of Representatives created by the resignation of Phil Rose of the 87th House District.

WHEREAS, Section 11 of Article II, Ohio Constitution provides for the filling of a vacancy in the membership of the House of Representatives by election by the members of the House of Representatives who are affiliated with the same political party as the person last elected to the seat which has become vacant; and

WHEREAS, Phil Rose of the 87th House District has resigned as a member of the House of Representatives of the 129th General Assembly effective April 16, 2012, thus creating a vacancy in the House of Representatives; therefore be it

RESOLVED, By the members of the House of Representatives who are affiliated with the Republican party that Ryan Smith, Republican, having the qualifications set forth in the Ohio Constitution and the laws of Ohio to be a member of the House of Representatives from the 87th House District, is hereby elected, effective April 18, 2012, pursuant to Section 11 of Article II, Ohio Constitution, as a member of the House of Representatives from the 87th House District, to fill the vacancy created by the unexpired portion of the term of said Phil Rose, ending on December 31, 2012; and be it further

RESOLVED, That a copy of this resolution be spread upon the pages of the Journal of the House of Representatives together with the yeas and nays of the members of the House of Representatives affiliated with the Republican party voting on the resolution, and that the Clerk of the House of Representatives shall certify the resolution and vote on its adoption to the Secretary of State.

The question being, "Shall the resolution be adopted?"

The yeas and nays were taken and resulted - yeas 54, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Blair	Blessing
Boose	Brenner	Bubp	Buchy
Butler	Combs	Conditt	Damschroder
DeVitis	Derickson	Dovilla	Duffey
Gardner	Gonzales	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Kozlowski	Landis	Lynch	Maag
Martin	McClain	McGregor	Newbold
Pelanda	Roegner	Rosenberger	Ruhl
Schuring	Sears	Sprague	Stautberg
Stebelton	Thompson	Uecker	Wachtmann
Young			Batchelder-54.

The resolution was adopted.

Mr. Smith was escorted to the bar of the House by Representatives Rosenberger, Johnson, Hayes, Grossman, Thompson, Phillips, Heard, and Cera, took the oath of office administered by The Honorable William G. Batchelder, Speaker of the Ohio House of Representatives, and entered upon the discharge of his duties.

State of Ohio
County of Franklin

I, Ryan Smith, do solemnly swear to support the Constitution of the United States and the Constitution of the State of Ohio, and faithfully to discharge and perform all duties incumbent upon me as a member of the Ohio House of

Representatives, according to the best of my ability and understanding; and this I do as I shall answer unto God.

/s/ RYAN SMITH
Ryan Smith

Sworn to and subscribed before me this 18th day of April, 2012.

/s/ WILLIAM G. BATCHELDER
William G. Batchelder
Speaker
Ohio House of Representatives

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 327-Representative Gonzales.

Cosponsors: Representatives Baker, Brenner, Stebelton, Buchy.

To amend section 122.17 of the Revised Code to authorize employers who meet certain wage and other requirements to receive a job creation tax credit for the employment of home-based employees and to require the Director of Development to issue a report on the credit after six years, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 91, nays 0, as follows:

Those who voted in the affirmative were: Representatives

- | | | | |
|-------------|-----------|------------|----------------|
| Adams J. | Adams R. | Amstutz | Anielski |
| Antonio | Ashford | Baker | Barnes |
| Beck | Blair | Blessing | Boose |
| Brenner | Bubp | Buchy | Budish |
| Butler | Carney | Celebrezze | Celeste |
| Cera | Clyde | Combs | Conditt |
| Damschroder | DeVitis | Derickson | Dovilla |
| Driehaus | Duffey | Fedor | Fende |
| Foley | Gardner | Garland | Gerberry |
| Gonzales | Goodwin | Goyal | Grossman |
| Hackett | Hagan, C. | Hall | Hayes |
| Heard | Henne | Hill | Hottinger |
| Huffman | Johnson | Kozlowski | Landis |
| Letson | Luckie | Lundy | Lynch |
| Maag | Mallory | Martin | McClain |
| McGregor | Milkovich | Murray | Newbold |
| O'Brien | Okey | Patmon | Pelanda |
| Phillips | Pillich | Reece | Roegner |
| Rosenberger | Ruhl | Schuring | Sears |
| Smith | Sprague | Stautberg | Stebelton |
| Stinziano | Sykes | Szollosi | Thompson |
| Uecker | Wachtmann | Williams | Winburn |
| Young | Yuko | | Batchelder-91. |

The bill passed.

Representative Gonzales moved to amend the title as follows:

Add the names: "Amstutz, Antonio, Blessing, Boose, Bubp, Combs, Conditt, Damschroder, Derickson, DeVitis, Dovilla, Garland, Hackett, Hagan, C., Hall, Henne, Huffman, Johnson, Luckie, Lynch, Maag, Mallory, Milkovich, Newbold, O'Brien, Pelanda, Ruhl, Sears, Sprague, Stautberg, Stinziano, Uecker, Wachtmann, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 33-Representatives Derickson, Newbold.

Cosponsors: Representatives McClain, Adams, R., Grossman, Hackett, Adams, J., Gardner, Henne, Baker, Young, Garland, Ruhl, Wachtmann, Johnson, Boose, Blair, Brenner, Maag, Hill, Beck, Thompson, Amstutz, Hayes, Buchy, Hagan, C.

To urge the Congress of the United States to take action on the federal Workforce Investment Act to allow states greater flexibility to address current economic realities, was taken up for consideration the third time.

The question being, "Shall the concurrent resolution be adopted?"

Representative Derickson moved to amend the title as follows:

Add the names: "Anielski, Barnes, Blessing, Celebrezze, Combs, Conditt, Damschroder, Dovilla, Goyal, Hall, Heard, Hottinger, Huffman, Kozlowski, Mallory, Martin, Pelanda, Roegner, Schuring, Sears, Sprague, Stebelton, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

The question being, "Shall the concurrent resolution be adopted?"

Representative Goyal moved to amend as follows:

Topic: Medicare funding

_____ REP. GOYAL _____ moved to amend as follows:

In line 28, after the semicolon insert "and

WHEREAS, President Obama and the members of Congress know workforce development policies are vital to our nation's interests; so, too, is access to quality health care. Health care is the most important factor in the lives of Ohio's most fragile citizens, namely elderly and disabled individuals. More than 1.88 million elderly and disabled Ohioans rely on the federal Medicare program for health care coverage; and

WHEREAS, Legislation proposed in Congress by Congressman Paul

Ryan will increase the age for Medicare eligibility from 65 to 67. Furthermore, the Congressman's proposal to abolish the current Medicare program would likely result in the elimination of the current plan's defined set of benefits and higher out-of-pocket expenses for beneficiaries than incurred under traditional Medicare, which would potentially double the annual costs for lower income recipients and result in even higher costs to individuals earning more; and

WHEREAS, The changes, such as those recently proposed by Congressman Paul Ryan, would have a devastating impact on the quality and affordability of Medicare and health care related jobs. The affected Ohioans have paid their share of taxes in support of the Medicare program and are entitled to the benefits of the quality affordable healthcare that they were promised;"

Between lines 33 and 34, insert:

"RESOLVED, That we, the members of the 129th General Assembly of the State of Ohio, in adopting this resolution strongly urge President Obama and the members of the United States Congress to oppose the elimination of the current federal Medicare program, particularly any proposal similar to Congressman Paul Ryan's voucher-based plan; and be it further"

In line 4 of the title, after "realities" insert "and to urge President Obama and members of Congress to oppose the elimination of the current federal Medicare program"

Speaker Batchelder ruled the amendment out of order.

The question recurring, "Shall the concurrent resolution be adopted?"

The yeas and nays were taken and resulted - yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Butler	Carney	Celebrezze	Celeste
Cera	Clyde	Combs	Conditt
Damschroder	DeVitis	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gerberry
Gonzales	Goodwin	Goyal	Grossman
Hackett	Hagan, C.	Hall	Hayes
Heard	Henne	Hill	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Lynch
Maag	Mallory	Martin	McClain
McGregor	Milkovich	Murray	Newbold
O'Brien	Okey	Patmon	Pelanda
Phillips	Pillich	Reece	Roegner
Rosenberger	Ruhl	Schuring	Sears
Slesnick	Smith	Sprague	Stautberg

Stebelton	Stinziano	Sykes	Szollosi
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-92.

The concurrent resolution was adopted.

Sub. H. B. No. 396-Representatives McGregor, Murray.

To amend sections 101.35, 103.0511, 107.54, 111.15, 117.20, 119.01, 119.03, 119.04, 121.39, 121.73, 121.74, 121.81, 121.82, 121.83, 127.18, 1531.08, 3319.22, 3319.221, 3333.021, 3333.048, 3737.88, 3746.04, 4117.02, 4141.14, 5103.0325, 5117.02, 5703.14, 6111.31, and 6111.51; to enact sections 106.01, 106.02, 106.021, 106.022, 106.023, 106.03, 106.031, 106.032, 106.04, 106.041, and 106.042; and to repeal sections 119.031 and 119.032 of the Revised Code to revise rule-making and rule review procedures and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

The yeas and nays were taken and resulted - yeas 81, nays 11, as follows:

Those who voted in the affirmative were: Representatives

Adams R.	Amstutz	Antonio	Ashford
Baker	Barnes	Beck	Blair
Blessing	Boose	Brenner	Bubp
Buchy	Budish	Butler	Carney
Celebrezze	Celeste	Clyde	Combs
Conditt	Damschroder	DeVitis	Derickson
Dovilla	Driehaus	Duffey	Fedor
Fende	Gardner	Garland	Gerberry
Gonzales	Goyal	Grossman	Hackett
Hagan, C.	Hall	Hayes	Heard
Henne	Hill	Hottinger	Huffman
Johnson	Kozlowski	Landis	Letson
Lundy	Lynch	Maag	Mallory
McClain	McGregor	Milkovich	Murray
Newbold	O'Brien	Okey	Patmon
Pelanda	Pillich	Roegner	Rosenberger
Ruhl	Schuring	Sears	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Szollosi	Thompson	Uecker
Wachtmann	Winburn	Young	Yuko
			Batchelder-81.

Those who voted in the negative were: Representatives

Adams J.	Anielski	Cera	Foley
Goodwin	Luckie	Martin	Phillips
Reece	Sykes		Williams-11.

Having received a constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 92, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Butler	Carney	Celebrezze	Celeste
Cera	Clyde	Combs	Conditt
Damschroder	DeVitis	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gerberry
Gonzales	Goodwin	Goyal	Grossman
Hackett	Hagan, C.	Hall	Hayes
Heard	Henne	Hill	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Lynch
Maag	Mallory	Martin	McClain
McGregor	Milkovich	Murray	Newbold
O'Brien	Okey	Patmon	Pelanda
Phillips	Pillich	Reece	Roegner
Rosenberger	Ruhl	Schuring	Sears
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-92.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative McGregor moved to amend the title as follows:

Add the names: "Anielski, Beck, Blair, Blessing, Buchy, Carney, Celebrezze, Clyde, Combs, Duffey, Goyal, Hackett, Hagan, C., Hayes, Hottinger, Kozlowski, Letson, McClain, Newbold, O'Brien, Ruhl, Sears, Sprague, Thompson, Winburn, Young, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 268-Senator Eklund.

Cosponsors: Senators Seitz, Patton, LaRose, Jones, Wagoner, Bacon, Coley, Hite, Hughes, Lehner, Niehaus, Widener. Representatives Slaby, Hayes, Blessing, Bubp, Young, Winburn, Garland.

To amend sections 2901.07, 2953.51, 2953.52, and 2953.53 of the Revised Code to provide for the taking of a DNA sample from a person who is charged with a felony but not arrested for the offense or whose DNA sample related to a felony offense was not taken when required and to provide for a court order, upon the person's request, requiring the Bureau of Criminal Identification and Investigation to seal DNA specimens, records, and profiles taken from a person when the person is found not guilty, the charges are dismissed with prejudice, or the charges are dismissed without prejudice and the statute of limitations has expired, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 88, nays 4, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Baker	Barnes	Beck
Blair	Blessing	Boose	Brenner
Bubp	Buchy	Budish	Butler
Carney	Celebrezze	Celeste	Cera
Clyde	Combs	Conditt	Damschroder
DeVitis	Derickson	Dovilla	Driehaus
Duffey	Fedor	Fende	Foley
Gardner	Garland	Gerberry	Gonzales
Goodwin	Goyal	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Kozlowski	Landis	Letson	Lundy
Lynch	Maag	Mallory	Martin
McClain	McGregor	Milkovich	Murray
Newbold	O'Brien	Okey	Patmon
Pelanda	Phillips	Pillich	Roegner
Rosenberger	Ruhl	Schuring	Sears
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-88.

Representatives Ashford, Heard, Luckie, and Reece voted in the negative-4.

The bill passed.

Representative Young moved to amend the title as follows:

Add the names: "Anielski, Boose, Dovilla, Grossman, Hackett, Hottinger, Lynch, McClain, Newbold, O'Brien, Pelanda, Uecker, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby makes changes to the following standing committees:

Appoint Representative Lynch to the following:
Criminal Justice,
Economic and Small Business Development, and
Judiciary and Ethics.

Appoint Representative Smith to the following:
Education,
Financial Institutions, Housing and Urban Development, and
Health and Aging.

Remove former Representative Rose from the following:
State Government and Elections, and
Criminal Justice.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

Representative Lynch moved that the House revert to the fifth order of business, being reports of standing and select committees and bills for second consideration.

The motion was agreed to.

**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 Bill be considered for the second time and referred to the following committee for consideration.

H.B. No. 515 - Representative Damschroder
TO ELIMINATE THE DECLARATION OF MATERIAL
ASSISTANCE/NONASSISTANCE QUESTIONNAIRE.
To the committee on Transportation, Public Safety, and Homeland Security

LOUIS W. BLESSING
ANDREW BRENNER
CHERYL GROSSMAN
ARMOND BUDISH
DEBBIE PHILLIPS

JOHN ADAMS
ANNE GONZALES
DOROTHY PELANDA
TRACY HEARD

Representative Lynch 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 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 Bill was 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. 352 - Representative Roegner
Honoring Matt Meadows as a 2012 Division II State Wrestling Champion.

H.R. No. 353 - Representative Stebelton
Honoring the Pickerington High School Central boys basketball team on winning the 2012 Division I State Championship.

H.R. No. 354 - Representative Budish
Honoring the Hathaway Brown High School girls basketball team on winning the 2012 Division II State Championship.

H.R. No. 355 - Representative Anielski
Honoring the Brecksville-Broadview Heights High School gymnastics team on winning the 2012 State Championship.

H.R. No. 356 - Speaker Batchelder - Representative Patmon
Honoring the City Club of Cleveland on the One Hundredth Anniversary of its founding.

H.R. No. 357 - Representative Roegner
Honoring Nate Tomasello as a 2012 Division II State Wrestling Champion.

H.R. No. 358 - Representative Roegner
Honoring Nate Skonieczny as a 2012 Division II State Wrestling Champion.

/s/LOUIS BLESSING
Louis Blessing, Chair

Representative Lynch 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 Lynch, the House adjourned until Thursday, April 19, 2012 at 9:00 o'clock a.m.

Attest:

JENNIFER E. WOODRING,
Clerk.