

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
TUESDAY, MAY 8, 2012

ONE HUNDRED FIFTY-THIRD DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, May 8, 2012, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Joseph DiVincenzo of the New Hope Full Gospel Church in Zanesville, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of the previous legislative day was read and approved.

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

The Beaver Creek High School boys 200-yard medley relay team received H.R. 362, presented by Representative Martin-70th district.

Jack Pohlman received H.R. 363, presented by Representative Martin-70th district.

Alex Obendorf received H.R. 309, presented by Representative Roegner-42nd district.

The Miami University synchronized skating team received H.R. 340, presented by Representatives Derickson-53rd district, Combs-54th district, and Conditt-55th district.

Josh Pentar and Susie Wilson, guests of Representative Garland-20th district.

Students from Stebbins High School, guests of Representative Winburn-40th district.

Janet, David, Kathy, and Clark DeVitis, family members of Representative DeVitis-43rd district.

Members of the Legal Aid Society of Cleveland, guests of Speaker Batchelder-69th district.

Frank Cervone, Ryan Rushing, Marianne Pohlmann, Anissa Kanzas, Jack Ackerson, and David and Bridget Listerman, guests of Representative Martin-70th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 536-Representative Gerberry.

Cosponsors: Representatives Ashford, Fende, Hagan, R.

To amend section 5709.73 of the Revised Code to allow a board of township trustees to reduce the percentage or term of a property tax exemption

granted to a business under a tax increment financing agreement if the business fails to create the number of new jobs the business agreed to create in the agreement.

H. B. No. 537-Representative Hagan, R.

Cosponsors: Representatives Lundy, Foley, Fende, Antonio, Fedor, Yuko, Goyal.

To amend sections 1509.02 and 1509.021 and to enact section 1509.39 of the Revised Code to authorize a political subdivision to enact and enforce health and safety standards for oil and gas drilling and exploration, and to revise the setback requirements in the Oil and Gas Law.

H. B. No. 538-Representatives Landis, DeVitis.

Cosponsors: Representatives Sprague, Derickson, Baker, Duffey, Garland.

To enact section 4123.391 of the Revised Code to prescribe the circumstances in which an individual who is injured or contracts an occupational disease in the course of and arising out of participation in a learn to earn program receives compensation under the Workers' Compensation Law or under Unemployment Compensation Law.

H. B. No. 539-Representatives Derickson, Thompson.

Cosponsors: Representatives Adams, J., Grossman, Henne, Sprague, Adams, R., Duffey, Young, McClain, Conditt, Baker.

To amend sections 6301.01, 6301.02, 6301.03, 6301.04, 6301.07, 6301.08, and 6301.10 of the Revised Code to make changes to the composition and responsibilities of the State Workforce Policy Board and to the One-stop System of workforce development.

H. B. No. 540-Representatives Newbold, Slaby, M.

Cosponsors: Representatives Baker, Grossman, Thompson, Brenner, McClain, Derickson, Terhar.

To enact section 107.64 of the Revised Code to authorize the Governor's Office of Workforce Transformation to create a web site to help link energy companies with trained workers.

H. B. No. 541-Representatives Hagan, C., Sprague.

Cosponsors: Representatives Adams, J., Baker, Derickson, Hackett, Newbold, Wachtmann, Garland.

To amend sections 4139.01, 4139.03, 4139.04, and 4139.05 of the Revised Code to revise the law governing Ohio's registered apprenticeship program.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 158**-Representatives Stebelton, Okey, et al., were taken up for consideration.

Sub. H. B. No. 158-Representatives Stebelton, Okey.

Cosponsors: Representatives Gardner, Grossman, Hackett, Huffman, Letson, Murray, Schuring, Yuko, Adams, J., Beck, Blair, Carney, Combs, Damschroder, Fedor, Gerberry, Hottinger, Johnson, Kozlowski, Luckie, McClain, Milkovich, Young, Speaker Batchelder. Senators Jordan, Balderson, Beagle, Burke, Hite, Hughes, Manning, Oelslager, Patton, Peterson.

To enact sections 303.214, 519.214, 713.082, and 5502.031 of the Revised Code to codify federal restrictions on local zoning of amateur station antenna structures thereby preserving amateur radio service communications as a Homeland Security resource and to place the burden of proof for compliance on the zoning authority.

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

The yeas and nays were taken and resulted - yeas 92, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Antonio
Ashford	Baker	Barnes	Beck
Blessing	Boose	Boyd	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.	Hagan, R.	Hall	Hayes
Heard	Henne	Hill	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Maag
Mallory	McClain	McGregor	Milkovich
Murray	O'Brien	Okey	Patmon
Pelanda	Phillips	Pillich	Ramos
Reece	Roegner	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slaby M.
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Terhar
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-92.

Representatives Anielski, Lynch, and Martin voted in the negative-3.

The Senate amendments were concurred in.

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

H.B. No. 526 - Representatives McClain and Murray, et al
TO REQUIRE THE DIRECTOR OF HEALTH TO DEVELOP
PROTOCOLS REGARDING THE AUTHORITY TO ADMINISTER,
DELIVER, DISTRIBUTE, OR DISPENSE DRUGS DURING CERTAIN
PUBLIC HEALTH EMERGENCIES.

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

H.B. No. 527 - Representatives Derickson and Letson, et al
TO DESIGNATE THE LAST DAY OF FEBRUARY AS "RARE DISEASE
DAY."

To the committee on Health and Aging

H.B. No. 528 - Representatives Carney and Okey
TO REQUIRE THE LESSEE OF AN OIL AND GAS LEASE TO PROVIDE
TO THE LESSOR MONTHLY OIL AND GAS PRODUCTION
STATEMENTS, TO SPECIFY THE MINIMUM INFORMATION THAT
MUST BE INCLUDED IN A MONTHLY STATEMENT, AND TO
ESTABLISH PROCEDURES AND REQUIREMENTS IN ACCORDANCE
WITH WHICH A LESSOR MAY CONDUCT AN AUDIT OF THE
LESSEE'S RECORDS AND DOCUMENTS RELATED TO PRODUCTION
OR POST-PRODUCTION COSTS UNDER THE LEASE.

To the committee on Agriculture and Natural Resources

H.B. No. 529 - Representative C. Hagan, et al
TO ESTABLISH EDUCATION PROGRAMS AND CONTINUING
EDUCATION REQUIREMENTS FOR THE FISCAL OFFICERS OF
TOWNSHIPS AND MUNICIPAL CORPORATIONS, TO ESTABLISH
PROCEDURES FOR REMOVING THOSE FISCAL OFFICERS, COUNTY
TREASURERS, AND COUNTY AUDITORS FROM OFFICE, AND TO
CREATE FISCAL ACCOUNTABILITY REQUIREMENTS FOR PUBLIC
SCHOOLS, COUNTIES, MUNICIPAL CORPORATIONS, AND
TOWNSHIPS.

To the committee on Local Government

H.B. No. 530 - Representative Henne, et al
TO MAKE CHANGES TO THE LICENSING AND RECORDS
REQUIREMENTS, EXEMPTIONS, PENALTIES, AND OTHER
PROVISIONS OF THE PRECIOUS METAL DEALERS LAW AND TO
LIMIT THE AMOUNT PRECIOUS METAL DEALERS MAY CHARGE

THE TRUE OWNER OF STOLEN PROPERTY WHEN RESTORING
THAT PROPERTY TO THE TRUE OWNER.

To the committee on Judiciary and Ethics

H.B. No. 531 - Representatives Antonio and Johnson, et al
TO DESIGNATE SEPTEMBER 10 AS "GIFT OF LIFE HERO DAY."

To the committee on Health and Aging

H.B. No. 532 - Representatives Kozlowski and Gonzales, et al
TO REVISE THE OHIO MILITARY MEDAL OF DISTINCTION LAW,
AND TO MAKE AN APPROPRIATION.

To the committee on Veterans Affairs

H.B. No. 533 - Representatives Blessing and Heard
TO INCREASE THE TIME LIMIT FOR A PROSECUTOR TO FILE A
MOTION IN JUVENILE COURT THAT OBJECTS TO THE IMPOSITION
OF A SERIOUS YOUTHFUL OFFENDER DISPOSITIONAL SENTENCE;
TO PROHIBIT COMPETENCY ATTAINMENT REPORTS AND
JUVENILE BINDOVER EVALUATION REPORTS FROM INCLUDING
DETAILS OF THE ALLEGED OFFENSE AS REPORTED BY THE
CHILD; TO REQUIRE JUVENILE BINDOVER EVALUATION REPORTS
TO BE COMPLETED WITHIN FORTY-FIVE DAYS UNLESS AN
EXTENSION IS GRANTED; TO REQUIRE THE DEPARTMENT OF
YOUTH SERVICES TO DEVELOP MINIMUM STANDARDS FOR
TRAINING OF JUVENILE OFFENDER PROBATION OFFICERS; TO
EXTEND THE DEADLINE FOR THE OHIO INTERAGENCY TASK
FORCE ON MENTAL HEALTH AND JUVENILE JUSTICE TO ISSUE A
REPORT OF ITS FINDINGS AND RECOMMENDATIONS; TO REVISE
THE PENALTIES FOR CERTAIN FIFTH DEGREE FELONY DRUG
OFFENSES TO GENERALLY FAVOR NOT IMPOSING A PRISON
TERM; TO REMOVE THE PROHIBITION FOR A CONVICTED SEX
OFFENDER TO POSSESS A PHOTOGRAPH OF THE OFFENDER'S
VICTIM WHILE THE OFFENDER IS SERVING A TERM OF
CONFINEMENT FOR THAT OFFENSE; TO REMOVE THE
PROHIBITION FOR A CHILD-VICTIM OFFENDER TO POSSESS A
PHOTOGRAPH OF ANY MINOR CHILD WHILE THE CHILD-VICTIM
OFFENDER IS SERVING A TERM OF CONFINEMENT FOR THAT
OFFENSE; TO PERMIT THE JUDGES OF THE VARIOUS COURTS OF
THE STATE THAT SUPERVISE A CONCURRENT SUPERVISION
OFFENDER TO AUTHORIZE THE CHIEF PROBATION OFFICER TO
MANAGE CONCURRENT SUPERVISION OFFENDERS; TO REMOVE
THE PROHIBITION ON THE ARREST, CHARGING, OR CONVICTION
OF A PERSON FOR SPEEDING BASED ON A PEACE OFFICER'S
UNAIDED VISUAL ESTIMATION OF THE SPEED OF THE VEHICLE;
TO EXPAND THE AVAILABILITY OF THE PROBATION
IMPROVEMENT AND INCENTIVE GRANTS TO MUNICIPAL AND
COUNTY COURTS; TO SPECIFY THAT THE DEPARTMENT OF
REHABILITATION AND CORRECTION AND ADULT PAROLE

AUTHORITY SHALL NOT BE HELD CIVILLY LIABLE FOR ANY CLAIMS ARISING OUT OF A CERTIFICATE OF ACHIEVEMENT AND EMPLOYABILITY; TO TRANSFER CONTROL OF THE TRANSITIONAL CONTROL PROGRAM FROM THE ADULT PAROLE AUTHORITY TO THE DIVISION OF PAROLE AND COMMUNITY SERVICES; TO REQUIRE COURTS AND AGENCIES TO EXPUNGE THE RECORD OF A JUVENILE'S CONVICTION IN ADULT COURT IF THE CASE IS TRANSFERRED BACK TO JUVENILE COURT; TO MODIFY THE DEFINITION OF STATED PRISON TERM RELATIVE TO A RISK REDUCTION SENTENCE; TO INCREASE THE PERCENTAGE OF THE AMOUNT APPROPRIATED TO THE DEPARTMENT OF REHABILITATION AND CORRECTION THAT MAY BE USED FOR NONRESIDENTIAL SERVICES; TO AMEND THE PENALTY FOR FAILURE TO COMPLY WITH AN ORDER OR SIGNAL OF A POLICE OFFICER; TO ELIMINATE THE REQUIREMENT THAT A COURT SENTENCING A FELONY OFFENDER PROVIDE NOTICE OF POSSIBLE ELIGIBILITY FOR EARNING DAYS OF CREDIT; REVISES THE PROCEDURES UNDER THE MECHANISM FOR THE POSSIBLE RELEASE OF CERTAIN DEPARTMENT OF REHABILITATION AND CORRECTION PRISONERS WHO SERVE 80% OF THEIR STATED PRISON TERM; AND TO REQUIRE A SENTENCING COURT TO DETERMINE THE DAYS OF CREDIT AN OFFENDER RECEIVES FOR TIME SERVED IN RELATION TO THE OFFENSE AND PROVIDE FOR THE CORRECTION OF ERRORS IN THE DETERMINATION.

To the committee on Criminal Justice

H.B. No. 534 - Representative Schuring, et al

TO AUTHORIZE THE THIRD FRONTIER COMMISSION TO AWARD GRANTS RELATED TO THE ESTABLISHMENT AND OPERATION OF DATA CENTERS AND THE DEVELOPMENT OF A HIGH SPEED FIBER OPTIC NETWORK IN THE STATE, AND TO AUTHORIZE A KILOWATT-HOUR EXCISE TAX REDUCTION FOR ELECTRIC DISTRIBUTION COMPANIES SUPPLYING SUCH CENTERS AT A DISCOUNTED RATE.

To the committee on Public Utilities

H.B. No. 535 - Representative Hill, et al

TO EXEMPT A PARENT OR A PERSON ACTING IN LOCO PARENTIS FROM THE PROHIBITION OF THE INTERCEPTION OF WIRE, ORAL, OR ELECTRONIC COMMUNICATIONS.

To the committee on Judiciary and Ethics

Am. Sub. S.B. No. 314 - Senators Wagoner and Cafaro, et al

TO RENAME THE DEPARTMENT OF DEVELOPMENT THE "DEVELOPMENT SERVICES AGENCY"; TO ESTABLISH THE OFFICE OF TOURISMOHIO WITHIN THE DEVELOPMENT SERVICES AGENCY, CREATE THE TOURISMOHIO ADVISORY BOARD, AND ESTABLISH A PILOT PROGRAM TO TEST A NEW FUNDING

MECHANISM FOR THE STATE'S TRAVEL AND TOURISM MARKETING; TO MODIFY THE OPERATION OF JOBSOHIO, INCLUDING BY REQUIRING ANNUAL ETHICS TRAINING, ETHICAL CONDUCT STATEMENTS, AND THE DEVELOPMENT OF A GIFT POLICY; TO MAKE CHANGES TO THE CAPITAL ACCESS LOAN PROGRAM FUND AND TO ALLOW TRANSFERS TO THE CAPITAL ACCESS LOAN PROGRAM FUND FROM THE MINORITY BUSINESS ENTERPRISE LOAN FUND; TO PROVIDE FOR PROJECTS THAT WERE STARTED PRIOR TO RECEIVING A TAX CREDIT FROM THE OHIO TAX CREDIT AUTHORITY; TO MODIFY REPORTING REQUIREMENTS UNDER THE VOLUNTARY ACTION PROGRAM; TO REQUIRE THE DIRECTOR OF DEVELOPMENT SERVICES TO ADMINISTER FEDERAL FUNDS RECEIVED FOR BROWNFIELDS REVITALIZATION PURPOSES; TO TERMINATE THE WATER AND SEWER COMMISSION; TO TERMINATE THE DEVELOPMENT FINANCING ADVISORY COUNCIL; TO REQUIRE THE DIRECTOR OF DEVELOPMENT SERVICES TO MAKE CERTAIN INFORMATION AVAILABLE TO THE PUBLIC WITH RESPECT TO EACH PROJECT FOR WHICH STATE-FUNDED FINANCIAL ASSISTANCE IS AWARDED BY THE DEVELOPMENT SERVICES AGENCY; TO INCREASE THE MEMBERSHIP OF THE THIRD FRONTIER COMMISSION; AND TO MAKE AN APPROPRIATION.

To the committee on Economic and Small Business Development

LOUIS W. BLESSING
CHERYL GROSSMAN
ARMOND BUDISH

JOHN ADAMS
DOROTHY PELANDA
DEBBIE PHILLIPS

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

H.R. No. 367 - Representative Martin

Honoring the Fairborn High School senior flag line as the 2012 State Champion.

H.R. No. 368 - Speaker Batchelder, Martin, Pillich

Honoring General Donald J. Hoffman on his retirement from the United States Air Force.

H.R. No. 369 - Representative Pelanda

Honoring U-CO Industries, Inc. as a top Honda supplier.

H.R. No. 370 - Representatives Antonio, Dovilla, Anielski, Baker, Barnes, Boyd, Budish, Celebrezze, Foley, Patmon, Williams, Yuko

Honoring Kate Peterson Abiad on setting a new record for career wins at Cleveland State University.

H.R. No. 371 - Speaker Batchelder, Representative Patmon

Honoring the late Judge Lillian Walker Burke for lifetime achievement.

H.R. No. 372 - Representative Buchy

Honoring the Coldwater High School girls bowling team on winning the 2012 State Championship.

H.R. No. 373 - Representative Sears

Honoring the 2012 Ohio Association of Track and Cross Contry Coaches Indoor State Championship in the 3200-metered run.

H.R. No. 374 - Representatives Dovilla, Celebrezze

Honoring the Polaris Career Center culinary team as the 2012 ProStart Invitational State Champion.

H.R. No. 375 - Representatives Dovilla, Celebrezze

Honoring the Polaris Career Center restaurant management team as the 2012 ProStart Invitational State Champion.

H.R. No. 376 - Representative Damschroder

Honoring Dr. Marsha S. Bordner on her retirement as president of Terra State Community College.

H.R. No. 377 - Representatives Martin, Pillich, Adams, J., Adams, R., Antonio, Beck, Blair, Brenner, Butler, Driehaus, Fedor, Gardner, Garland, Hackett, Letson, Milkovich, O'Brien, Patmon, Ramos, Rosenberger, Stebelton, Szollosi, Uecker, Yuko

Honoring Janet C. Wolfenbarger as the first female four-star general of the United States Air Force.

/s/LOUIS BLESSING

Louis Blessing, Chair

Representative Blessing 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.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 295-Senator Coley.

Cosponsors: Senators Eklund, Faber, Hite, Jones, Jordan, Niehaus, Obhof, Seitz, Wagoner.

To repeal the versions of sections of the Revised Code amended or enacted by Sections 1 and 3 of Am. Sub. H.B. 194 of the 129th General Assembly, to repeal the repeal of sections of the Revised Code by Sections 2 and 4 of Am. Sub. H.B. 194 of the 129th General Assembly, and to repeal Sections 5, 6, 7, and 8 of Am. Sub. H.B. 194 of the 129th General Assembly, to continue in operation the provisions of the Election Law currently in effect, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Stinziano moved to amend as follows:

In line 25, after "effect" insert ", and to amend the versions of sections 3509.03 and 3511.02 of the Revised Code that are currently in effect, as indicated below"

In line 5279, strike through "six p.m." and insert "the close of regular business hours"; strike through "the last Friday" and insert "day"

In line 5813, strike through "six p.m." and insert "the close of regular business hours"; strike through "last"

In line 5814, strike through "Friday" and insert "day"

Between lines 10913 and 10914, insert:

"**Section 2.** That existing sections 3509.03 and 3511.02 of the Revised Code are hereby repealed."; renumber remaining sections

In line 1 of the title, after "To" insert "amend sections 3509.03 and 3511.02 of the Revised Code, to"

In line 8 of the title, after "to" insert "generally"

In line 10 of the title, after "effect" insert ", and to permit in-person absent voting through the close of business on the day before an election"

The question being, "Shall the motion to amend be agreed to?"

Representative Huffman moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 56, nays 40, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Blessing	Boose
Brenner	Bubp	Buchy	Butler
Combs	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Duffey	Gardner
Gonzales	Grossman	Hackett	Hagan, C.
Hagan, R.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Kozlowski	Landis	Lynch	Maag
McClain	McGregor	Pelanda	Roegner
Rosenberger	Ruhl	Scherer	Schuring
Sears	Slaby M.	Smith	Sprague
Stautberg	Stebelton	Terhar	Thompson
Uecker	Wachtmann	Young	Batchelder-56.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barnes	Boyd
Budish	Carney	Celebrezze	Celeste
Cera	Clyde	DrieHaus	Fedor
Fende	Foley	Garland	Gerberry
Goodwin	Goyal	Heard	Letson
Luckie	Lundy	Mallory	Martin
Milkovich	Murray	O'Brien	Okey
Patmon	Phillips	Pillich	Ramos
Reece	Slesnick	Stinziano	Sykes
Szollosi	Williams	Winburn	Yuko-40.

The motion to amend was laid on the table.

The question recurring, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 54, nays 42, as follows:

Those who voted in the affirmative were: Representatives

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

Those who voted in the negative were: Representatives

Antonio	Ashford	Barnes	Boyd
Budish	Butler	Carney	Celebrezze
Celeste	Cera	Clyde	Driehaus
Fedor	Fende	Foley	Garland
Gerberry	Goyal	Hagan, R.	Heard
Letson	Luckie	Lundy	Mallory
Martin	Milkovich	Murray	O'Brien
Okey	Patmon	Phillips	Pillich
Ramos	Reece	Roegner	Slesnick
Stinziano	Sykes	Szollosi	Williams
Winburn			Yuko-42.

The bill passed.

Representative Blessing moved to amend the title as follows:

Add the names: "Brenner, Huffman, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

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, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Blessing moved that **H. B. No. 31**-Representative Combs, be rereferred to the committee on Rules and Reference.

The question being, "Shall the motion to rerefer be agreed to?"

The motion was agreed to without objection.

Sub. H. B. No. 118-Representative Fende.

Cosponsors: Representatives Combs, Yuko, O'Brien, Maag, Hackett, Buchy, Mallory, Blessing, Szollosi, DeGeeter, Bulp, Boyd, Winburn.

To amend sections 149.43, 2903.01, 2903.11, 2903.12, 2903.13, 2903.21, and 2929.04 and to enact section 2903.23 of the Revised Code 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, magistrate, or prosecutor is the victim, to prohibit a person from threatening a judge, magistrate, or prosecutor, and to make the killing of a judge, magistrate, or prosecutor an aggravating circumstance for the imposition of the death penalty for aggravated murder, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 78, nays 17, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Ashford
Baker	Beck	Blessing	Boose
Boyd	Brenner	Bubp	Buchy
Butler	Celebrezze	Cera	Clyde
Combs	Conditt	Damschroder	DeVitis
Derickson	Dovilla	Driehaus	Duffey
Fedor	Fende	Gardner	Garland
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hagan, C.	Hall
Hayes	Henne	Hill	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Lynch
Maag	Mallory	McClain	McGregor
Milkovich	O'Brien	Okey	Pelanda
Pillich	Reece	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slaby M.
Slesnick	Smith	Sprague	Stautberg
Szollosi	Terhar	Thompson	Uecker
Wachtmann	Williams	Winburn	Young
Yuko			Batchelder-78.

Those who voted in the negative were: Representatives

Anielski	Antonio	Barnes	Carney
Celeste	Foley	Hagan, R.	Heard
Martin	Murray	Patmon	Phillips
Ramos	Roegner	Stebelton	Stinziano
			Sykes-17.

The bill passed.

Representative Fende moved to amend the title as follows:

Add the names: "Adams, R., Celebrezze, Damschroder, Hayes, Huffman, Johnson, Kozlowski, Luckie, McGregor, Ruhl, Schuring, Sprague, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 184-Representative Martin.

Cosponsors: Representatives Mecklenborg, Thompson, Carey, O'Brien, Fende, Celeste, Johnson, Ramos.

To enact section 5.2267 of the Revised Code to designate March as "Multiple System Atrophy Awareness Month", was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blessing	Boose	Boyd
Brenner	Bubp	Buchy	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.	Hagan, R.	Hall	Hayes
Heard	Henne	Hill	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Lynch
Maag	Mallory	Martin	McClain
McGregor	Milkovich	Murray	O'Brien
Okey	Patmon	Pelanda	Phillips
Pillich	Ramos	Reece	Roegner
Rosenberger	Ruhl	Scherer	Schuring
Sears	Slaby M.	Slesnick	Smith
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Terhar	Thompson
Yecker	Wachtmann	Williams	Young
Yuko			Batchelder-94.

The bill passed.

Representative Martin moved to amend the title as follows:

Add the names: "Anielski, Antonio, Ashford, Barnes, Beck, Boose, Boyd, Brenner, Bubp, Buchy, Carney, Celebrezze, Damschroder, Garland, Gerberry, Goyal, Grossman, Hackett, Hagan, R., Hall, Hayes, Hill, Hottinger, Kozlowski, Landis, Letson, Luckie, Lundy, Lynch, Mallory, Milkovich, Okey, Reece, Sears, Slaby, M., Slesnick, Smith, Stinziano, Williams, Winburn, Young, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. C. R. No. 31-Representatives Landis, Okey.

Cosponsors: Representatives Thompson, Ruhl, Blair, Combs, Lundy, Murray, Foley, Garland, Gentile, Slesnick, Stebelton, Antonio, Yuko, Letson, Schuring.

To urge the United States Army Corps of Engineers to take all actions necessary to preserve the Village of Zoar in its present location in Tuscarawas

County by repairing a levee that is protecting the Village, was taken up for consideration the third time.

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

Representative Landis moved to amend the title as follows:

Add the names: "Adams, J., Amstutz, Anielski, Barnes, Boose, Buchy, Carney, Celebrezze, Cera, Damschroder, Dovilla, Gardner, Goodwin, Grossman, Hagan, C., Hall, Hottinger, Martin, McClain, McGregor, Milkovich, O'Brien, Patmon, Phillips, Ramos, Reece, Rosenberger, Sears, Sprague, Wachtmann, Winburn, Young, 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?"

The yeas and nays were taken and resulted - yeas 96, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blessing	Boose	Boyd
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.	Hagan, R.	Hall
Hayes	Heard	Henne	Hill
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Lynch	Maag	Mallory	Martin
McClain	McGregor	Milkovich	Murray
O'Brien	Okey	Patmon	Pelanda
Phillips	Pillich	Ramos	Reece
Roegner	Rosenberger	Ruhl	Scherer
Schuring	Sears	Slaby M.	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Sykes	Szollosi	Terhar
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-96.

The concurrent resolution was adopted.

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. 14 -Senator Jones

Cosponsors: Senators Gillmor, Seitz, Skindell, Wagoner, LaRose, Eklund, Turner, Brown, Tavares, Bacon, Balderson, Burke, Coley, Hite, Hughes, Jordan, Lehner, Manning, Niehaus, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Widener

To recognize the 2012 World Choir Games in Cincinnati, Ohio, as a global event of cultural significance to Ohio and the United States and expressing support by designating the month of July 2012 as "World Choir Games Month."

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 bills in which the concurrence of the House is requested:

Am. Sub. S. B. No. 160-Senators Bacon, Hughes

Cosponsors: Senators Patton, Wagoner, Faber, Balderson, Beagle, Brown, Burke, Cafaro, Coley, Eklund, Gentile, Hite, Kearney, Lehner, Manning, Niehaus, Obhof, Oelslager, Peterson, Sawyer, Schaffer, Seitz, Turner, Widener

To amend sections 2152.86, 2903.03, 2929.20, 2930.03, 2930.06, 2930.16, 2950.01, 2967.03, 2967.12, 2967.121, 2967.19, 2967.26, 2967.28, 2971.04, 2971.05, 5120.66, 5149.07, and 5149.101 of the Revised Code to require automatic notice to victims of aggravated murder, murder, first, second, or third degree felony offenses of violence, or offenses punishable by a sentence of life imprisonment of certain prisoner or alleged juvenile offender release or transfer proceedings unless the victim has requested that the notice not be provided; to expand victim participation in parole hearings; to require the

Department of Rehabilitation and Correction to provide certain information related to paroles to designated public officials; to require the Department to notify the appropriate prosecuting attorney when a felon serving a specified sentence is released pursuant to a pardon, commutation of sentence, parole, or completed prison term; to require that the Department, in cases in which a prosecuting attorney currently is notified that a Department prisoner is being considered for an early release or a specified type of transfer to a less restrictive setting, provide the prosecuting attorney and any law enforcement agency, upon request, with an institutional summary report prepared with respect to the prisoner; to make other changes related to the release of prisoners and victim's rights; to provide that voluntary manslaughter committed with a sexual motivation is a sexually oriented offense, makes an offender or juvenile offender registrant who commits it a tier III sex offender/child-victim offender, and may qualify a juvenile offender registrant who commits it as a public registry-qualified juvenile offender registrant; and to name the victim and family notification provisions Roberta's Law.

S. B. No. 301 -Senators Burke, Cafaro

Cosponsors: Senators Lehner, Seitz, Jones, Tavares, Brown, Bacon, Balderson, Beagle, Gentile, Hite, Hughes, Kearney, LaRose, Manning, Obhof, Oelslager, Peterson, Schaffer, Schiavoni, Skindell, Smith, Turner

To amend sections 3719.41, 4715.033, 4715.034, 4715.30, 4715.301, 4715.302, 4723.487, 4725.092, 4729.16, 4729.162, 4729.291, 4729.51, 4729.552, 4729.57, 4729.79, 4729.80, 4729.86, 4730.53, 4731.054, 4731.055, 4731.22, and 4731.39 of the Revised Code regarding enforcement powers of certain health care professional licensing boards, regulation of pain management clinics, limits on prescriber-furnished controlled substances, and classifications of certain controlled substances.

Sub. S. B. No. 305 -Senator Hughes

Cosponsors: Senators Patton, Turner, Bacon, Eklund, Jones

To enact section 2923.241 of the Revised Code to prohibit designing, building, constructing, fabricating, modifying, or altering a vehicle to create or add a hidden compartment with the intent to facilitate the unlawful concealment or transportation of a controlled substance, prohibit operating, possessing, or using a vehicle with a hidden compartment with knowledge that the hidden compartment is used or intended to be used to facilitate the unlawful concealment or transportation of a controlled substance, and prohibit a person who has committed a first or second degree felony violation of aggravated trafficking in drugs from operating, possessing, or using a vehicle with a hidden compartment.

S. B. No. 331 -Senator Patton

Cosponsors: Senators LaRose, Schaffer, Beagle, Bacon, Balderson, Eklund, Hite, Hughes, Jones, Kearney, Manning, Obhof, Oelslager, Schiavoni, Turner, Widener

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.

Attest:

Vincent L. Keeran,
Clerk.

Said bills were considered the first time.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

Representative Hayes 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 Heard reported for the Rules and Reference Committee recommending that the following House Bills and Senate Bills be considered for the second time and referred to the following committees for consideration.

H.B. No. 536 - Representative Gerberry, et al

TO ALLOW A BOARD OF TOWNSHIP TRUSTEES TO REDUCE THE PERCENTAGE OR TERM OF A PROPERTY TAX EXEMPTION GRANTED TO A BUSINESS UNDER A TAX INCREMENT FINANCING AGREEMENT IF THE BUSINESS FAILS TO CREATE THE NUMBER OF NEW JOBS THE BUSINESS AGREED TO CREATE IN THE AGREEMENT.

To the committee on Ways and Means

H.B. No. 537 - Representative R. Hagan, et al

TO AUTHORIZE A POLITICAL SUBDIVISION TO ENACT AND ENFORCE HEALTH AND SAFETY STANDARDS FOR OIL AND GAS

DRILLING AND EXPLORATION, AND TO REVISE THE SETBACK REQUIREMENTS IN THE OIL AND GAS LAW.

To the committee on Agriculture and Natural Resources

H.B. No. 538 - Representative Landis and DeVitis, et al
TO PRESCRIBE THE CIRCUMSTANCES IN WHICH AN INDIVIDUAL WHO IS INJURED OR CONTRACTS AN OCCUPATIONAL DISEASE IN THE COURSE OF AND ARISING OUT OF PARTICIPATION IN A LEARN TO EARN PROGRAM RECEIVES COMPENSATION UNDER THE WORKERS' COMPENSATION LAW OR UNDER UNEMPLOYMENT COMPENSATION LAW.

To the committee on Economic and Small Business Development

H.B. No. 539 - Representative Derickson and Thompson, et al
TO MAKE CHANGES TO THE COMPOSITION AND RESPONSIBILITIES OF THE STATE WORKFORCE POLICY BOARD AND TO THE ONE-STOP SYSTEM OF WORKFORCE DEVELOPMENT.

To the committee on Economic and Small Business Development

H.B. No. 540 - Representatives Newbold and Slaby, et al
TO AUTHORIZE THE GOVERNOR'S OFFICE OF WORKFORCE TRANSFORMATION TO CREATE A WEB SITE TO HELP LINK ENERGY COMPANIES WITH TRAINED WORKERS.

To the committee on Economic and Small Business Development

H.B. No. 541 - Representative C. Hagan and Sprague, et al
TO REVISE THE LAW GOVERNING OHIO'S REGISTERED APPRENTICESHIP PROGRAM.

To the committee on Economic and Small Business Development

Am. Sub. S.B. No. 160 - Senators Bacon and Hughes, et al
TO REQUIRE AUTOMATIC NOTICE TO VICTIMS OF AGGRAVATED MURDER, MURDER, FIRST, SECOND, OR THIRD DEGREE FELONY OFFENSES OF VIOLENCE, OR OFFENSES PUNISHABLE BY A SENTENCE OF LIFE IMPRISONMENT OF CERTAIN PRISONER OR ALLEGED JUVENILE OFFENDER RELEASE OR TRANSFER PROCEEDINGS UNLESS THE VICTIM HAS REQUESTED THAT THE NOTICE NOT BE PROVIDED; TO EXPAND VICTIM PARTICIPATION IN PAROLE HEARINGS; TO REQUIRE THE DEPARTMENT OF REHABILITATION AND CORRECTION TO PROVIDE CERTAIN INFORMATION RELATED TO PAROLES TO DESIGNATED PUBLIC OFFICIALS; TO REQUIRE THE DEPARTMENT TO NOTIFY THE APPROPRIATE PROSECUTING ATTORNEY WHEN A FELON SERVING A SPECIFIED SENTENCE IS RELEASED PURSUANT TO A PARDON, COMMUTATION OF SENTENCE, PAROLE, OR COMPLETED PRISON TERM; TO REQUIRE THAT THE DEPARTMENT, IN CASES IN WHICH A PROSECUTING ATTORNEY CURRENTLY IS NOTIFIED THAT A DEPARTMENT PRISONER IS BEING CONSIDERED FOR AN EARLY RELEASE OR A SPECIFIED

TYPE OF TRANSFER TO A LESS RESTRICTIVE SETTING, PROVIDE THE PROSECUTING ATTORNEY AND ANY LAW ENFORCEMENT AGENCY, UPON REQUEST, WITH AN INSTITUTIONAL SUMMARY REPORT PREPARED WITH RESPECT TO THE PRISONER; TO MAKE OTHER CHANGES RELATED TO THE RELEASE OF PRISONERS AND VICTIM'S RIGHTS; TO PROVIDE THAT VOLUNTARY MANSLAUGHTER COMMITTED WITH A SEXUAL MOTIVATION IS A SEXUALLY ORIENTED OFFENSE, MAKES AN OFFENDER OR JUVENILE OFFENDER REGISTRANT WHO COMMITS IT A TIER III SEX OFFENDER/CHILD-VICTIM OFFENDER, AND MAY QUALIFY A JUVENILE OFFENDER REGISTRANT WHO COMMITS IT AS A PUBLIC REGISTRY-QUALIFIED JUVENILE OFFENDER REGISTRANT; AND TO NAME THE VICTIM AND FAMILY NOTIFICATION PROVISIONS ROBERTA'S LAW.

To the committee on Criminal Justice

S.B. No. 301 - Senators Burke and Cafaro, et al
REGARDING ENFORCEMENT POWERS OF CERTAIN HEALTH CARE PROFESSIONAL LICENSING BOARDS, REGULATION OF PAIN MANAGEMENT CLINICS, LIMITS ON PRESCRIBER-FURNISHED CONTROLLED SUBSTANCES, AND CLASSIFICATIONS OF CERTAIN CONTROLLED SUBSTANCES.

To the committee on Health and Aging

Sub. S.B. No. 305 - Senator Hughes, et al
TO PROHIBIT DESIGNING, BUILDING, CONSTRUCTING, FABRICATING, MODIFYING, OR ALTERING A VEHICLE TO CREATE OR ADD A HIDDEN COMPARTMENT WITH THE INTENT TO FACILITATE THE UNLAWFUL CONCEALMENT OR TRANSPORTATION OF A CONTROLLED SUBSTANCE, PROHIBIT OPERATING, POSSESSING, OR USING A VEHICLE WITH A HIDDEN COMPARTMENT WITH KNOWLEDGE THAT THE HIDDEN COMPARTMENT IS USED OR INTENDED TO BE USED TO FACILITATE THE UNLAWFUL CONCEALMENT OR TRANSPORTATION OF A CONTROLLED SUBSTANCE, AND PROHIBIT A PERSON WHO HAS COMMITTED A FIRST OR SECOND DEGREE FELONY VIOLATION OF AGGRAVATED TRAFFICKING IN DRUGS FROM OPERATING, POSSESSING, OR USING A VEHICLE WITH A HIDDEN COMPARTMENT.

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

S.B. No. 331 - Senator Patton, et al
TO INCREASE THE MAXIMUM TOTAL AMOUNT OF TAX CREDITS ALLOWED PER YEAR FOR COMPLETION OF MOTION PICTURES CERTIFIED AS TAX CREDIT-ELIGIBLE PRODUCTIONS.

To the committee on Ways and Means

LOUIS W. BLESSING
 ANDREW BRENNER
 CHERYL GROSSMAN
 ARMOND BUDISH
 MATT SZOLLOSI

JOHN ADAMS
 ANNE GONZALES
 DOROTHY PELANDA
 TRACY HEARD

Representative Hayes 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 Senate 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 and Senate Bills were considered the second time and referred as recommended.

MOTIONS AND RESOLUTIONS

Representative Heard reported for the Rules and Reference Committee recommending that the following Senate Concurrent Resolutions be introduced and referred to the following committees for consideration:

S.C.R. No. 14 - Senator Jones, et al

TO RECOGNIZE THE 2012 WORLD CHOIR GAMES IN CINCINNATI, OHIO, AS A GLOBAL EVENT OF CULTURAL SIGNIFICANCE TO OHIO AND THE UNITED STATES AND EXPRESSING SUPPORT BY DESIGNATING THE MONTH OF JULY 2012 AS "WORLD CHOIR GAMES MONTH."

To the committee on State Government and Elections

S.C.R. No. 29 - Senators Jordan and Obhof, et al

TO URGE THE CONGRESS OF THE UNITED STATES TO MAINTAIN OPERATION OF THE 179TH AIRLIFT WING AT MANSFIELD-LAHM REGIONAL AIRPORT IN MANSFIELD, OHIO.

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

Am. S.C.R. No. 23 - Senator Kearney, et al

TO COMMEND THE MEMBERS OF THE BLACK BRIGADE FOR THEIR DEFENSE OF CINCINNATI IN 1862 AND TO DESIGNATE THE MEMBERS AS VETERANS OF THE AMERICAN CIVIL WAR.

To the committee on Veterans Affairs

/s/LOUIS BLESSING

Louis Blessing, Chair

Representative Hayes moved that the Rules and Reference Committee Report on resolutions be agreed to and that the Senate Concurrent Resolutions contained therein be introduced and referred as recommended.

The motion was agreed to.

Said Senate Concurrent Resolutions were introduced and referred as recommended.

Message from the Speaker

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

State Government and Elections-Redistricting Subcommittee:

Remove Representative Huffman as chairman; appoint Representative Combs as chairman.

Transportation, Public Safety, and Homeland Security Committee:

Remove Representative Combs; appoint Representative Young.

Message from the Speaker

The Speaker of the House of Representatives, on May 3, 2012, signed the following:

Am. H.B. No. 244 - Representatives Gonzales, Roegner - et al.

On motion of Representative Hayes, the House adjourned until Wednesday, May 9, 2012 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,
Deputy Clerk.