

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**CORRECTED VERSION**  
**WEDNESDAY, MAY 9, 2012**

ONE HUNDRED FIFTY-FOURTH DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Wednesday, May 9, 2012, 1:30 p.m.**

The House met pursuant to adjournment.

Prayer was offered by Pastor David Hoffman of the Worthington United Methodist Church in Worthington, 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 Ohio University men's basketball team received H.R. 361, presented by Representative Phillips-92nd district.

Coreena Spangler, a guest of Representative Baker-16th district.

Marian Harris and Chris Cervanko, guests of Representative Garland-20th district.

Chris Seelbach, a guest of Representative Driehaus-31st district.

Kyle Robbins, a guest of Representative Henne-36th district.

Dr. Costas Kefalas, a guest of Representative Sykes-44th district.

George and Joanne Carmack and Caitlin and Christian Duckworth, guests of Representatives C. Hagan-50th district, and Landis-96th district.

Joe and Gail Martino, guests of Representatives Slesnick-52nd district, C. Hagan-50th district, and Schuring-51st district.

Members of the Leadership of Medina County, guests of Speaker Batchelder-69th district.

Jim Rau, a guest of Representative Bulp-88th district.

Jeff Albrecht, Scott Schmidt, Andy Glockner, and Brian Noble, guests of Representative Johnson-89th district.

### INTRODUCTION OF BILLS

The following bills were introduced:

**H. B. No. 542**-Representative Ruhl.  
Cosponsor: Representative Grossman.

To amend section 4710.01 and to enact sections 4710.20 to 4710.43 of the Revised Code to require the licensure of, and otherwise regulate, providers of debt settlement services.

**H. B. No. 543**-Representative Anielski.

Cosponsors: Representatives Grossman, Okey, Antonio, Baker, Stinziano, Patmon, Milkovich, Sears, Pillich, Brenner, Stebelton, Roegner, Wachtmann, O'Brien, Gonzales.

To amend section 3319.073 of the Revised Code to enact the "Jason Flatt Act" to require public schools to train staff in youth suicide awareness and prevention.

Said bills were considered the first time.

**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. 251**-Representative Schuring, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: ORIENTAL MEDICINE-REGULATE/ACCUPUNCTURE-MODIFY LAWS GOVERNING

LYNN R. WACHTMANN  
LORRAINE M. FENDE  
JOHN BARNES  
JOHN PATRICK CARNEY  
NANCY GARLAND  
BRIAN HILL  
DOROTHY PELANDA  
KIRK SCHURING  
MARILYN SLABY  
KENNY YUKO

ANNE GONZALES  
NICKIE ANTONIO  
BARBARA BOYD  
MIKE DUFFEY  
ROBERT HACKETT  
JAY HOTTINGER  
DAN RAMOS  
BARBARA R. SEARS  
RYAN SMITH

The report was agreed to.

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

Representative Murray submitted the following report:

The standing committee on Judiciary and Ethics to which was referred **H. B. No. 279**-Representatives Grossman, Driehaus, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: CHILD CUSTODY-EXPAND CLASS ELIGIBLE/KINSHIP CAREGIVERS-ENHANCE POLICIES

Representative Bubp moved to amend the title as follows:

Add the names: "Bubp, Conditt."

DANNY R. BUBP  
 DENNIS MURRAY  
 MATT HUFFMAN  
 MATT LYNCH  
 DOROTHY PELANDA  
 GERALD L. STEBELTON  
 MATT SZOLLOSI

JIM BUTLER  
 MARGARET CONDITT  
 TOM LETSON  
 MARK D. OKEY  
 GARY K. SCHERER  
 MICHAEL STINZIANO

The report was agreed to.

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

Representative Fedor submitted the following report:

The standing committee on Agriculture and Natural Resources to which was referred **H. B. No. 420**-Representatives Peterson, Stinziano, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: NUISANCE WILD ANIMAL CONTROL OR REMOVAL SERVICES-LICENSE

DAVE HALL  
 TERESA FEDOR  
 JIM BUCHY  
 KATHLEEN CLYDE  
 TIMOTHY DERICKSON  
 TRACY HEARD  
 CASEY KOZLOWSKI  
 DENNIS MURRAY  
 MARK D. OKEY  
 MARGARET RUHL

ANDY THOMPSON  
 TERRY BOOSE  
 JACK CERA  
 REX DAMSCHRODER  
 BRUCE W. GOODWIN  
 BRIAN HILL  
 AL LANDIS  
 SEAN O'BRIEN  
 DEBBIE PHILLIPS  
 GARY K. SCHERER

The report was agreed to.

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

Representative Gerberry submitted the following report:

The standing committee on State Government and Elections to which was referred **H. B. No. 459**-Representative Hottinger, et al., having had the same under consideration, reports it back and recommends its passage.

RE: OHIO-A PURPLE HEART STATE

Representative Maag moved to amend the title as follows:

Add the names: "Maag, Henne, Blessing, Buchy, Celeste, Combs, Letson, Lundy, Patmon, Sprague."

RON MAAG  
 RON GERBERRY  
 LOUIS W. BLESSING  
 TED CELESTE  
 COURTNEY COMBS  
 MIKE DOVILLA  
 RANDY GARDNER  
 TOM LETSON  
 BILL PATMON  
 VERNON SYKES  
 RON YOUNG

MICHAEL HENNE  
 JOHN ADAMS  
 JIM BUCHY  
 KATHLEEN CLYDE  
 REX DAMSCHRODER  
 TERESA FEDOR  
 CHERYL GROSSMAN  
 MATT LUNDY  
 ROBERT COLE SPRAGUE  
 LOUIS TERHAR

The report was agreed to.

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

Representative Gerberry submitted the following report:

The standing committee on State Government and Elections to which was referred **H. B. No. 481**-Representative Hackett, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: EMBALMERS AND FUNERAL DIRECTORS-REGULATION

Representative Maag moved to amend the title as follows:

Add the name: "Combs."

RON MAAG  
 RON GERBERRY  
 LOUIS W. BLESSING  
 TED CELESTE  
 COURTNEY COMBS  
 MIKE DOVILLA  
 RANDY GARDNER  
 MATT HUFFMAN  
 MATT LUNDY  
 ROBERT COLE SPRAGUE  
 VERNON SYKES  
 RON YOUNG

MICHAEL HENNE  
 JOHN ADAMS  
 JIM BUCHY  
 KATHLEEN CLYDE  
 REX DAMSCHRODER  
 TERESA FEDOR  
 CHERYL GROSSMAN  
 TOM LETSON  
 BILL PATMON  
 MICHAEL STINZIANO  
 LOUIS TERHAR

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 Tuesday, May 8, 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 Tuesday, May 8, 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. 378-Speaker Batchelder.**

Relative to the election of Kevin L. Boyce to fill the vacancy in the membership of the House of Representatives created by the resignation of Carlton Weddington of the 27th 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, Carlton Weddington of the 27th House District has resigned as a member of the House of Representatives of the 129th General Assembly effective March 13, 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 Democrat party that Kevin L. Boyce, Democrat, 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 27th House District, is hereby elected, effective May 9, 2012, pursuant to Section 11 of Article II, Ohio Constitution, as a member of the House of Representatives from the 27th House District, to fill the vacancy created by the unexpired portion of the term of said Carlton Weddington, 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 Democrat 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 39, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Antonio	Ashford	Barnes	Boyd
Budish	Carney	Celebrezze	Celeste
Cera	Clyde	Driehaus	Fedor
Fende	Foley	Garland	Gerberry
Goyal	Hagan, R.	Heard	Letson
Luckie	Lundy	Mallory	Milkovich
Murray	O'Brien	Okey	Patmon
Phillips	Pillich	Ramos	Reece
Slesnick	Stinziano	Sykes	Szollosi
Williams	Winburn		Yuko-39.

The resolution was adopted.

Mr. Boyce was escorted to the bar of the House by Representatives Ashford, Carney, Garland, Stinziano, Heard, Duffey, Gonzales, and Grossman, took the oath of office administered by Armond Budish, Minority Leader of the Ohio House of Representatives, and entered upon the discharge of his duties.

State of Ohio  
County of Franklin

I, Kevin Boyce, 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/ KEVIN BOYCE  
Kevin Boyce

Sworn to and subscribed before me this 9th day of May, 2012.

/s/ ARMOND BUDISH  
Armond Budish  
Minority Leader  
Ohio House of Representatives

### **BILLS FOR THIRD CONSIDERATION**

**H. B. No. 521**-Representative Dovilla.

Cosponsors: Representatives Duffey, Patmon, Sprague, Derickson, Johnson, Grossman, Young, Uecker, Baker, Pillich, Letson, Barnes, Boose, Slesnick.

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, 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 3, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blessing	Boose	Boyce
Boyd	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	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Lynch
Maag	Mallory	Martin	McClain
McGregor	Milkovich	Murray	Newbold
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	Thompson
Uecker	Williams	Winburn	Young
Yuko			Batchelder-94.

Representatives Blair, Terhar, and Wachtmann voted in the negative-3.

The bill passed.

Representative Dovilla moved to amend the title as follows:

Add the names: "Anielski, Antonio, Beck, Budish, Celebrezze, Clyde, Damschroder, Driehaus, Fende, Garland, Goodwin, Hagan, C., Heard, Henne, Kozlowski, Luckie, Mallory, McClain, Milkovich, Ramos, Reece, Rosenberger, Ruhl, Szollosi, Williams, Winburn, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 334**-Representatives Johnson, Bubp.

Cosponsors: Representatives Amstutz, Barnes, Buchy, Butler, Fende, Goodwin, Gonzales, Kozlowski, O'Brien, Peterson, Rosenberger, Stebelton, Uecker, Wachtmann, Yuko, Antonio, Duffey, Garland, Hackett.

To amend sections 2925.55, 2925.56, 2925.57, and 3715.05 and to enact sections 109.89, 3715.051, 3715.052, 3715.053, and 3715.054 of the Revised Code regarding the participation of pharmacies, retailers, and the Attorney General in electronically tracking pseudoephedrine and ephedrine product sales through a national exchange, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 98, 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
Boyce	Boyd	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	Newbold	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-98.

The bill passed.

Representative Johnson moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Beck, Blair, Blessing, Boose, Boyd, Celebrezze, Combs, Conditt, Damschroder, Derickson, DeVitis, Dovilla, Driehaus, Fedor, Foley, Gardner, Gerberry, Goyal, Grossman, Hagan, C., Hall, Hayes, Henne, Hill, Hottinger, Huffman, Landis, Luckie, Lundy, Lynch,

Maag, McClain, McGregor, Milkovich, Newbold, Patmon, Pelanda, Phillips, Roegner, Ruhl, Scherer, Schuring, Sears, Slaby, M., Smith, Sprague, Stautberg, Szollosi, Terhar, Thompson, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 239-Representative Stautberg.**

Cosponsors: Representatives Balderson, Blair, Blessing, Coley, Combs, Derickson, Dovilla, Gardner, Grossman, Letson, Maag, McClain, Pillich, Ruhl, Sears, Szollosi, Uecker, Weddington, Wachtmann, Fende, Antonio, Boyd, Carney, Garland, Hackett, Johnson, Pelanda, Smith.

To amend section 5747.01 of the Revised Code to exempt retirement pay related to service in the Commissioned Corps of the National Oceanic and Atmospheric Administration and the Commissioned Corps of the Public Health Service, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 97, 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
Boyce	Boyd	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	Newbold	O'Brien	Okey
Patmon	Pelanda	Phillips	Pillich
Ramos	Reece	Roegner	Rosenberger
Ruhl	Scherer	Schuring	Sears
Slaby M.	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Terhar	Thompson	Uecker	Wachtmann
Williams	Winburn	Young	Yuko
			Batchelder-97.

The bill passed.

Representative Stautberg moved to amend the title as follows:

Add the names: "Amstutz, Anielski, Baker, Beck, Bubp, Celeste, DeVitis, Gerberry, Hagan, C., Hall, Heard, Hill, Luckie, Lynch, Mallory, McGregor, Milkovich, Newbold, O'Brien, Stinziano, Terhar, Winburn, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 417**-Representative Grossman.

Cosponsors: Representatives Duffey, Thompson, Hall, Beck, Blair, Pelanda, Terhar, Patmon, Kozlowski, Reece, Hill, Hackett, Uecker, Yuko.

To enact section 4731.228 of the Revised Code regarding responsibility for notifying patients that a physician's employment by a health care entity has been terminated, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 97, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Blessing	Boose
Boyce	Boyd	Bubp	Buchy
Budish	Butler	Carney	Celebrezze
Celeste	Cera	Clyde	Combs
Conditt	Damschroder	DeVitis	Derickson
Dovilla	Driehaus	Duffey	Fedor
Fende	Foley	Gardner	Garland
Gerberry	Gonzales	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
Newbold	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-97.

Representative Goodwin voted in the negative-1.

The bill passed.

Representative Grossman moved to amend the title as follows:

Add the names: "Anielski, Antonio, Baker, Boose, Boyd, Butler, Garland, Hagan, C., Huffman, Johnson, Luckie, Lundy, Milkovich, Newbold, Ramos, Sykes, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**H. B. No. 492**-Representative Gonzales.

Cosponsors: Representatives Conditt, Grossman, Celebrezze, Patmon, Fende, Ruhl, Stebelton, Adams, R., Hill, Gerberry, Wachtmann, Derickson, Antonio, Barnes, Boyd, Carney, Duffey, Gardner, Garland, Goodwin, Hackett, Hottinger, Johnson, Ramos, Schuring, Sears, Slaby, M., Smith, Yuko.

To enact section 5.2280 of the Revised Code to designate May as "Melanoma and Skin Cancer Detection and Prevention 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 96, nays 1, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Blessing	Boose
Boyce	Boyd	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
Newbold	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-96.

Representative Murray voted in the negative-1.

The bill passed.

Representative Gonzales moved to amend the title as follows:

Add the names: "Anielski, Ashford, Baker, Beck, Bubp, Buchy, Celeste, Damschroder, DeVitis, Dovilla, Driehaus, Fedor, Hagan, C., Hagan, R., Hall, Hayes, Huffman, Kozlowski, Letson, Luckie, Lundy, Lynch, Mallory, Milkovich, Newbold, O'Brien, Pelanda, Scherer, Sprague, Stautberg, Uecker, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

**Sub. H. B. No. 379**-Representative Blessing.

Cosponsors: Representatives Beck, Stebelton.

To amend sections 4909.05, 4909.06, 4909.07, 4909.08, 4909.15, 4909.156, 4909.172, 4909.18, 4909.191, and 4909.42 of the Revised Code to permit, for water-works and sewage disposal system companies, certain rate-calculation adjustments, to make changes regarding water and sewer infrastructure improvement surcharges, and to alter language regarding utility requirements for when rate increases may take effect in the absence of administrative action, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 75, nays 22, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Blair	Blessing
Boose	Boyd	Bubp	Buchy
Budish	Butler	Celeste	Cera
Clyde	Combs	Conditt	Damschroder
DeVitis	Derickson	Dovilla	Duffey
Fedor	Fende	Gardner	Gerberry
Gonzales	Grossman	Hackett	Hagan, C.
Hagan, R.	Hall	Hayes	Henne
Hill	Hottinger	Huffman	Johnson
Landis	Letson	Lundy	Lynch
Maag	Mallory	Martin	McClain
McGregor	Newbold	O'Brien	Okey
Pelanda	Roegner	Rosenberger	Ruhl
Scherer	Schuring	Sears	Slaby M.
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Terhar
Thompson	Uecker	Wachtmann	Williams
Young	Yuko		Batchelder-75.

Those who voted in the negative were: Representatives

Antonio	Ashford	Barnes	Boyce
Carney	Celebrezze	Driehaus	Foley
Garland	Goodwin	Goyal	Heard
Kozlowski	Luckie	Milkovich	Murray
Patmon	Phillips	Pillich	Ramos
Reece			Winburn-22.

The bill passed.

Representative Blessing moved to amend the title as follows:

Add the names: "Amstutz, Blair, Buchy, Martin, Stautberg, Batchelder."

The motion was agreed to and the title so amended.

The title as amended 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 passage of the following bill:

#### **Sub. H. B. No. 386** -Representative Blessing

Cosponsors: Representatives Gerberry, Combs, Letson, Barnes, Boyd, Mallory, O'Brien, Weddington, Williams, Yuko Senators Coley, Eklund, Niehaus, Seitz

To amend sections 122.014, 173.121, 718.03, 2915.01, 2915.02, 2915.06, 2915.08, 2915.09, 2915.091, 2915.092, 2915.093, 2915.094, 2915.10, 2915.101, 2915.12, 2923.31, 2933.51, 3301.0714, 3769.08, 3769.087, 3769.089, 3769.0810, 3770.02, 3770.05, 3770.07, 3770.071, 3770.072, 3770.073, 3770.21, 3772.01, 3772.03, 3772.032, 3772.04, 3772.07, 3772.091, 3772.10, 3772.13, 3772.16, 3772.17, 3772.28, 3772.99, 4301.03, 4303.17, 5703.21, 5747.062, 5747.063, 5747.08, 5747.12, 5747.98, and 5753.03, to enact sections 121.421, 3769.041, 3769.0812, 3770.22, 5747.064, and 5753.11, to repeal section 3772.14 of the Revised Code, to amend Section 3 of Sub. H.B. 277 of the 129th General Assembly, and to repeal Section 4 of Sub. H.B. 277 of the 129th General Assembly to make changes to the law regarding video lottery terminals, casino gaming, bingo and instant bingo, and horse racing, to establish a moratorium on new establishments conducting sweepstakes by sweepstakes terminal devices, to make appropriations, and to declare an emergency.

As a substitute bill, in which the concurrence of the House is requested.

Attest:

Vincent L. Keeran,  
Clerk.

Pursuant to Joint Rule 16, Representative Blessing moved that the Senate amendments to **Sub. H. B. No. 386**-Representative Blessing, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 386**-Representative Blessing, et al., were taken up for consideration.

**Sub. H. B. No. 386**-Representative Blessing.

Cosponsors: Representatives Gerberry, Combs, Letson, Barnes, Boyd, Mallory, O'Brien, Weddington, Williams, Yuko. Senators Coley, Eklund, Niehaus, Seitz.

To amend sections 122.014, 173.121, 718.03, 2915.01, 2915.02, 2915.06, 2915.08, 2915.09, 2915.091, 2915.092, 2915.093, 2915.094, 2915.10, 2915.101, 2915.12, 2923.31, 2933.51, 3301.0714, 3769.08, 3769.087, 3769.089, 3769.0810, 3770.02, 3770.05, 3770.07, 3770.071, 3770.072, 3770.073, 3770.21, 3772.01, 3772.03, 3772.032, 3772.04, 3772.07, 3772.091, 3772.10, 3772.13, 3772.16, 3772.17, 3772.28, 3772.99, 4301.03, 4303.17, 5703.21, 5747.062, 5747.063, 5747.08, 5747.12, 5747.98, and 5753.03, to enact sections 121.421, 3769.041, 3769.0812, 3770.22, 5747.064, and 5753.11, to repeal section 3772.14 of the Revised Code, to amend Section 3 of Sub. H.B. 277 of the 129th General Assembly, and to repeal Section 4 of Sub. H.B. 277 of the 129th General Assembly to make changes to the law regarding video lottery terminals, casino gaming, bingo and instant bingo, and horse racing, to establish a moratorium on new establishments conducting sweepstakes by sweepstakes terminal devices, to make appropriations, and to declare an emergency.

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

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

Those who voted in the negative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blessing	Boose	Boyce
Boyd	Bubp	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	Kozlowski	Landis	Letson
Luckie	Lundy	Lynch	Maag
Mallory	Martin	McClain	McGregor
Milkovich	Murray	Newbold	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-94.

Not having received a constitutional majority, the emergency clause failed of passage.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

Representative Adams, J. 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 Bills be considered for the second time and referred to the following committees for consideration.

**H.B. No. 542-** Representative Ruhl, Grossman  
TO REQUIRE THE LICENSURE OF, AND OTHERWISE REGULATE,  
PROVIDERS OF DEBT SETTLEMENT SERVICES.  
To the committee on Financial Institutions, Housing and Urban Development

**H.B. No. 543 -** Representative Anielski, et al  
TO ENACT THE "JASON FLATT ACT" TO REQUIRE PUBLIC  
SCHOOLS TO TRAIN STAFF IN YOUTH SUICIDE AWARENESS AND  
PREVENTION.  
To the committee on Health and Aging

LOUIS W. BLESSING  
ANNE GONZALES  
TRACY HEARD  
MATT SZOLLOSI

JOHN ADAMS  
DOROTHY PELANDA  
DEBBIE PHILLIPS

Representative Adams, J. 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 and approved:

**H.R. No. 379** - Representative Conditt, Derickson, Combs, Speaker Batchelder, Representative Budish, J. Adams, R. Adams, Amstutz, Anielski, Antonio, Ashford, Baker, Barnes, Beck, Blair, Blessing, Boose, Boyce, Boyd, Brenner, Bubp, Buchy, Butler, Carney, Celebrezze, Celeste, Cera, Clyde, Damschroder, DeVitis, 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, Newbold, O'Brien, Okey, Patmon, Pelanda, Phillips, Pillich, Ramos, Reece, Roegner, Rosenberger, Ruhl, Scherer, Schuring, Sears, Slesnick, Smith, Sprague, Stautberg, Stebelton, Stinziano, Sykes, Szollosi, Terhar, Thompson, Uecker, Wachtmann, Williams, Winburn, Young, Yuko

In memory of Sergeant John Patrick "J.P." Huling.

/s/LOUIS BLESSING  
Louis Blessing, Chair

Representative J. Adams 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.

On motion of Representative Adams, J., the House adjourned until Thursday, May 10, 2012 at 9:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,  
Deputy Clerk.