

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
THURSDAY, MAY 10, 2012

ONE HUNDRED FIFTY-FIFTH DAY
Hall of the House of Representatives, Columbus, Ohio
Thursday, May 10, 2012, 9:00 o'clock a.m.

The House met pursuant to adjournment.

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

Representative Henne was selected to preside under the Rule.

The journal of yesterday was read and approved.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 544-Representatives Szollosi, Bubp.

To enact section 4503.549 of the Revised Code to create the "Combat Action Ribbon" license plate.

Said bill was considered the first time.

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

Representative Pillich submitted the following report:

The standing committee on Veterans Affairs to which was referred **H. C. R. No. 42**-Representative Grossman, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: RECONSIDER FORCE/EQUIPMENT REDUCTIONS-
RICKENBACKER AIR NATIONAL GUARD BASE

Representative Johnson moved to amend the title as follows:

Add the names: "Landis, Butler, Hagan, C., Martin, Young."

TERRY JOHNSON
CONNIE PILLICH
JIM BUTLER
CHRISTINA HAGAN
ZACK MILKOVICH
RON YOUNG

AL LANDIS
DANNY R. BUBP
TERESA FEDOR
JARROD MARTIN
CLIFF ROSENBERGER
KENNY YUKO

The report was agreed to.

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

Representative Pillich submitted the following report:

The standing committee on Veterans Affairs to which was referred **H. C. R. No. 43**-Representatives Johnson, Yuko, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: CONGRESS APPROPRIATE MONEY-TELEMEDICAL
DIAGNOSIS-MILITARY TRAUMATIC BRAIN INJURIES

Representative Johnson moved to amend the title as follows:

Add the names: "Landis, Pillich, Butler, Hagan, C., Milkovich,
Rosenberger, Young."

TERRY JOHNSON
CONNIE PILLICH
JIM BUTLER
CHRISTINA HAGAN
ZACK MILKOVICH
RON YOUNG

AL LANDIS
DANNY R. BUBP
TERESA FEDOR
JARROD MARTIN
CLIFF ROSENBERGER
KENNY YUKO

The report was agreed to.

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

Representative Pillich submitted the following report:

The standing committee on Veterans Affairs to which was referred **H. C. R. No. 44**-Representative Beck, having had the same under consideration, reports it back and recommends its adoption.

RE: MAYAGUEZ INCIDENT/KOH TANG ISLAND BATTLE-
COMMEMORATE VETERANS

Representative Johnson moved to amend the title as follows:

Add the names: "Johnson, Landis, Bulp, Butler, Hagan, C., Martin,
Milkovich, Rosenberger, Young, Yuko."

TERRY JOHNSON
CONNIE PILLICH
JIM BUTLER
CHRISTINA HAGAN
ZACK MILKOVICH
RON YOUNG

AL LANDIS
DANNY R. BUBP
TERESA FEDOR
JARROD MARTIN
CLIFF ROSENBERGER
KENNY YUKO

The report was agreed to.

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

Representative Pillich submitted the following report:

The standing committee on Veterans Affairs to which was referred **H. R. No. 297**-Representatives Peterson, Butler, et al., having had the same under consideration, reports it back and recommends its adoption.

RE: TO HONOR THE 511 AFRICAN-AMERICAN OHIOANS WHO ENLISTED IN THE 54TH AND 55TH REGIMENTS OF THE MASSACHUSETTS VOLUNTEER INFANTRY DURING THE CIVIL WAR

Representative Johnson moved to amend the title as follows:

Add the names: "Bubp, Hagan, C., Martin, Milkovich, Rosenberger, Young."

TERRY JOHNSON	AL LANDIS
CONNIE PILLICH	DANNY R. BUBP
JIM BUTLER	TERESA FEDOR
CHRISTINA HAGAN	JARROD MARTIN
ZACK MILKOVICH	CLIFF ROSENBERGER
RON YOUNG	KENNY YUKO

The report was agreed to.

The resolution 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 **Sub. S. B. No. 302**-Senator Manning, et al., having had the same under consideration, reports it back and recommends its passage.

RE: SOLID, HAZARDOUS, AND INFECTIOUS WASTE LAW-BACKGROUND INVESTIGATIONS-REVISE LAW

DAVE HALL	ANDY THOMPSON
TERESA FEDOR	TERRY BOOSE
JIM BUCHY	JACK CERA
KATHLEEN CLYDE	REX DAMSCHRODER
TIMOTHY DERICKSON	CHRISTINA HAGAN
TRACY HEARD	BRIAN HILL
CASEY KOZLOWSKI	AL LANDIS
SEAN O'BRIEN	MARK D. OKEY
DEBBIE PHILLIPS	MARGARET RUHL
GARY K. SCHERER	

The report was agreed to.

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

Representative Mallory submitted the following report:

The standing committee on Transportation, Public Safety and Homeland Security to which was referred **H. B. No. 316**-Representatives Rosenberger, Landis, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: MOTORCYCLE HANDLEBARS-OF ANY HEIGHT UNLESS UNSAFE

Representative Damschroder moved to amend the title as follows:

Add the name: "Ruhl."

Representative Damschroder moved to amend as follows:

In line 33, delete " handlebars"; strike through "or grips are"; after " inches" insert " handlebars rise"

In line 34, reinsert "higher than the" and insert " shoulders of the operator when the operator is seated in the operator's"; reinsert "seat or saddle"; delete " at a height that adversely"

In line 35, delete " affects the ability of"; strike through "the operator"; delete " to operate the motorcycle"

Delete lines 36 through 38

In line 39, delete " and right directions"

In line 2 of the title, delete "permit" and insert "prohibit"; delete "to be of any height" and insert "from being higher than the shoulders of the operator when the operator is seated in the operator's seat or saddle."

Delete lines 3 through 5 of the title

The motion was agreed to and the bill so amended.

REX DAMSCHRODER
DALE MALLORY
ANTHONY DEVITIS
ROSS MCGREGOR
BILL PATMON
JOSEPH W. UECKER

CASEY KOZLOWSKI
NICHOLAS J. CELEBREZZE
ROBERT F. HAGAN
SEAN O'BRIEN
MARGARET RUHL
RON YOUNG

The report was agreed to.

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

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. 99-Representatives Damschroder, Garland
Cosponsors: Representatives Antonio, Boyd, Celeste, Clyde, DeGeeter, Derickson, Dovilla, Fende, Goyal, Grossman, Hackett, Heard, Hottinger, Mallory, Murray, Okey, Pillich, Ruhl, Stebelton, Stinziano, Szollosi, Winburn, Yuko, Anielski, Barnes, Boose, Bulp, Budish, Fedor, Gerberry, Hagan, C., Hagan, R., Hayes, Johnson, Letson, Luckie, Lundy, McClain, McGregor, Newbold, O'Brien, Slaby, Weddington, Speaker Batchelder Senators Bacon, Beagle, Hite, Hughes, Lehner, Manning, Oelslager, Patton, Smith, Tavares

To amend sections 4508.02 and 4511.093 and to enact sections 4511.204 and 4511.205 of the Revised Code to prohibit driving a vehicle while writing, sending, or reading a text-based communication on a handheld electronic wireless communications device and to establish the violation as a secondary traffic offense; to prohibit a person who is less than 18 years of age from using, in any manner, an electronic wireless communications device while driving; and to require driver education courses to include instruction in the dangers of texting while driving.

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

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over 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. S. B. No. 224 -Senator Obhof
Cosponsors: Senators Balderson, Grendell, LaRose, Lehner, Patton, Wagoner, Eklund, Bacon, Faber, Hite, Hughes, Jones, Jordan, Peterson, Schaffer, Seitz, Widener

To amend section 2305.06 of the Revised Code to shorten the period of limitations for actions upon a contract in writing.

Sub. S. B. No. 316 -Senator Lehner

Cosponsors: Senators Bacon, Eklund, Hite, Jones, LaRose, Niehaus, Sawyer, Turner, Wagoner

To amend sections 3301.079, 3301.0712, 3301.0714, 3301.0715, 3301.0723, 3301.52, 3301.53, 3301.58, 3301.90, 3301.922, 3302.03, 3302.032, 3302.042, 3302.12, 3302.20, 3302.21, 3302.25, 3310.03, 3310.08, 3310.15, 3313.37, 3313.41, 3313.411, 3313.603, 3313.608, 3313.609, 3313.6013, 3313.674, 3313.813, 3313.816, 3313.845, 3313.978, 3314.015, 3314.016, 3314.02, 3314.029, 3314.03, 3314.06, 3314.08, 3314.17, 3314.18, 3314.35, 3317.01, 3318.023, 3318.034, 3318.36, 3318.37, 3318.371, 3318.70, 3319.02, 3319.06, 3319.11, 3319.111, 3319.112, 3321.01, 3323.011, 3323.052, 3326.03, 3326.11, 3326.17, 3326.21, 3328.15, 3328.24, 3333.0411, 4139.01, 4139.03, 4139.04, 4139.05, 4141.29, 4301.20, 5104.01, 5104.011, 5104.02, 5104.21, 5104.30, 5104.31, 5104.34, 5104.38, 5751.20, 6301.01, 6301.02, 6301.03, 6301.04, 6301.07, 6301.08, and 6301.10; to enact sections 3301.941, 3302.022, 3302.033, 3302.41, 3310.031, 3313.6411, 3313.847, 3314.025, 3314.11, 3314.15, 3318.364, 3319.031, 3326.031, 3326.26, 4123.391, 5104.031, 5104.032, 5104.033, and 5123.022; and to repeal sections 3319.19 and 3319.58 of the Revised Code; to amend Sections 267.10, 267.10.90, 267.40.40, and 283.20 of Am. Sub. H.B. 153 of the 129th General Assembly; and to repeal Section 267.60.23 of Am. Sub. H.B. 153 of the 129th General Assembly and Section 265.20.15 of Am. Sub. H.B. 1 of the 128th General Assembly to revise authorizations and conditions with respect to education, workforce development, and early childhood care; and to amend sections 109.57, 2151.011, 2919.227, 2923.124, 2923.126, 2923.1212, 2950.11, 2950.13, 3109.051, 3701.63, 3737.22, 3742.01, 3797.06, 4511.81, 5101.29, 5103.03, 5104.01, 5104.011, 5104.012, 5104.013, 5104.015, 5104.022, 5104.03, 5104.04, 5104.041, 5104.052, 5104.053, 5104.054, 5104.06, 5104.08, 5104.09, 5104.13, 5104.30, 5104.31, 5104.32, 5104.35, 5104.36, 5104.38, 5107.60, and 5153.175, to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 5104.011 (5104.015), 5104.015 (5104.25), 5104.031 (5104.035), 5104.032 (5104.036), and 5104.033 (5104.037), to enact new sections 5104.032 and 5104.033 and sections 5104.016, 5104.017, 5104.018, 5104.019, 5104.0110, 5104.0111, 5104.0112, 5104.034, 5104.038, 5104.039, and 5104.14, to repeal sections 5104.014 and 5104.11 of the Revised Code to revise the law governing type B family day-care homes on January 1, 2014, and to make an appropriation.

Attest:

Vincent L. Keeran,
Clerk.

Said bills were considered the first time.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate insists on its amendments to:

Sub. H. B. No. 386 -Representative Blessing - et al.

and asks for a Committee of Conference.

Attest:

Vincent L. Keeran,
Clerk.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate accedes to the request of the House of Representatives for a Committee of Conference on matters of difference between the two Houses on:

Sub. H. B. No. 386 -Representative Blessing - et al.

The President of the Senate has appointed as managers on the part of the Senate on such matters of difference:

Senators Coley, Faber and Smith

Attest:

Vincent L. Keeran,
Clerk.

On motion of Representative Hill, the House adjourned until Tuesday, May 15, 2012 at 11:00 o'clock a.m.

Attest:

THOMAS L. SHERMAN,
Deputy Clerk.