

OHIO

House

of

Representatives

JOURNAL

SECOND CORRECTED VERSION
TUESDAY, MAY 15, 2012

ONE HUNDRED FIFTY-SIXTH DAY
Hall of the House of Representatives, Columbus, Ohio
Tuesday, May 15, 2012, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Chad DeWeerd of The Friends Church in Broadview Heights, 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 Pickerington High School Central boys basketball team received H.R. 353, presented by Representative Stebelton-5th district.

Logan Bauer received H.R. 336, presented by Representative John Adams-78th district.

The Polaris Career Center culinary team received H.R. 374, presented by Representatives Dovilla-18th district, and Celebrezze-15th district.

The Polaris Career Center restaurant management team received H.R. 375, presented by Representatives Dovilla-18th district, and Celebrezze-15th district.

Becky Stebelton and Laura Mason, guests of Representative Stebelton-5th district.

Crag Butler, the husband of Representative Baker-16th district.

Athena Fassett, the mother of Representative Baker-16th district, and a guest of Representative Dovilla-18th district.

Cody and Jameson DeWeerd, guests of Representative Anielski-17th district.

Jennifer, Lois, and Richard Gonzales, children of Representative Gonzales-19th district.

Members of the Women's Lobby Day, guests of Representative Garland-20th district.

Students from Cozaddale Baptist Academy, guests of Representative Maag-35th district.

Lucas Sigurdson, a guest of Representative Szollosi-49th district.

John Zucal and students from New Philadelphia City Schools, guests of Representative Landis-96th district.

Christopher Goffos and Lenae Horvath, guests of Representative Hall-97th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 545-Representative Damschroder.

Cosponsors: Representatives Adams, R., Garland, Murray, Slaby, M., Yuko.

To amend sections 1345.30 and 1345.99 of the Revised Code to specify individuals who are permitted to recommend and fit hearing aids and to prohibit specified sales of hearing aids via mail.

H. B. No. 546-Representatives Slesnick, McGregor.

Cosponsors: Representatives Antonio, Brenner, Murray, Stebelton.

To amend sections 109.572, 4763.01, 4763.02, 4763.05, 4763.08, 4763.11 to 4763.15, 4763.17, and 4763.19 and to enact sections 4768.01 to 4768.15 and 4768.99 of the Revised Code to change the definition of "appraisal" for purposes of the Real Estate Appraiser Licensing Law, to make changes to the exceptions to licensure under that law, and to regulate appraisal management companies.

H. B. No. 547-Representative Pillich.

To amend sections 5751.20 and 5751.21 of the Revised Code to modify the school district reimbursement schedule for the loss of revenue from the tangible personal property tax phase-out.

H. B. No. 548-Representative Pillich.

Cosponsors: Representatives Foley, Fedor, Antonio, Milkovich, Yuko.

To amend sections 121.40 and 121.403, to enact sections 121.4011, 121.4012, 121.4013, 121.4014, 121.4015, and 121.4016 of the Revised Code to establish the Ohio Service Corps Intern Program, and to make an appropriation.

H. B. No. 549-Representative Pillich.

To enact section 5902.10 of the Revised Code to require the Governor to issue an official notice of the death of an Ohio resident killed by hostile fire as a member of the United States armed forces or the National Guard and to order the lowering of flags on the day of the person's funeral.

H. B. No. 550-Representative Pillich.

Cosponsors: Representatives Antonio, Reece, Gerberry, Letson, Carney, Clyde, Driehaus, Foley, Hagan, R., McClain, McGregor, O'Brien, Fedor, Duffey, Hackett, Hagan, C.

To enact section 5.2268 of the Revised Code to designate September 23 as "Hereditary Hemochromatosis Awareness Day."

H. B. No. 551-Representatives Garland, Antonio.

Cosponsors: Representatives Hagan, R., Phillips, Yuko, Lundy, Reece, Cera, Letson, Celeste, Fedor, Driehaus, Williams, Clyde, Pillich, Heard.

To amend section 1739.05 and to enact sections 1751.181, 3923.023, and 3923.024 of the Revised Code to prohibit a health plan issuer from considering gender when determining premium rates.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 99**-Representatives Damschroder, Garland, et al., were taken up for consideration.

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.

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

The yeas and nays were taken and resulted - yeas 84, nays 12, as follows:

Those who voted in the affirmative were: Representatives

Adams R.	Amstutz	Anielski	Antonio
Ashford	Baker	Barnes	Beck
Blessing	Boose	Boyce	Bulp
Budish	Carney	Celeste	Cera
Clyde	Combs	Conditt	Damschroder
Derickson	Dovilla	Driehaus	Duffey
Fedor	Fende	Foley	Gardner

Garland	Gerberry	Gonzales	Goodwin
Goyal	Grossman	Hackett	Hagan, C.
Hagan, R.	Hall	Hayes	Heard
Hill	Hottinger	Huffman	Johnson
Kozlowski	Landis	Letson	Luckie
Lundy	Lynch	Mallory	McClain
McGregor	Milkovich	Murray	Newbold
O'Brien	Okey	Patmon	Pelanda
Phillips	Pillich	Reece	Roegner
Ruhl	Scherer	Schuring	Slaby M.
Slesnick	Smith	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Terhar	Thompson	Uecker	Williams
Winburn	Young	Yuko	Batchelder-84.

Those who voted in the negative were: Representatives

Adams J.	Blair	Buchy	Butler
DeVitis	Henne	Maag	Martin
Ramos	Rosenberger	Sears	Wachtmann-12.

The Senate amendments were concurred in.

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. B. No. 532**-Representatives Kozlowski, Gonzales, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: OHIO MILITARY MEDAL OF DISTINCTION-REVISE LAW

Representative Johnson moved to amend the title as follows:

Add the names: "Johnson, Landis, Butler, Fedor, Hagan, C., Martin, Milkovich, Rosenberger."

Representative Johnson moved to amend as follows:

In line 32, after "(C)" insert " (1)"

In line 33, delete " department of veterans services" and insert " adjutant general"

In line 34, strike through "adjutant general" and insert " department of veterans services"

In line 36, after the underlined period insert " The medal shall be presented to the recipient's primary next of kin, as designated by the recipient. If the recipient has not designated a primary next of kin or if the designated primary next of kin is deceased, the primary next of kin shall be determined under the rules of the

United States department of defense.

In line 37, delete " The" and insert:

" (2) The"; delete " , with" and insert " and"; delete the second underlined comma; after " shall" insert " hold a joint ceremony to"

In line 38, after "year" insert " and to present each medal to the recipient's primary next of kin, as determined under division (C)(1) of this section"; after the period insert " Beginning in 2013, in any year in which the governor holds a wreath-laying ceremony to honor the deceased veterans of the state, the ceremony to recognize the medal recipients shall be held on the same day as the wreath-laying ceremony."

In line 39, after " (D)" insert " (1) If a parent of the medal recipient is the primary next of kin, as determined under division (C)(1) of this section, and the medal recipient's parents are not married to each other or are legally separated from each other, the medal recipient's other living parent may request a duplicate medal at no cost.

If neither of the medal recipient's parents is the primary next of kin, as determined under division (C)(1) of this section, the living parents of the medal recipient jointly may request a duplicate medal at no cost, except that if the parents of the medal recipient are not married to each other or are legally separated from each other, each living parent may request a duplicate medal at no cost.

If the medal recipient's spouse is not the primary next of kin, the spouse may request a duplicate medal at no cost.

The adjutant general shall prescribe a form by which a parent or spouse may request a duplicate medal under division (D) (1) of this section.

(2)"

In line 42, after the underlined comma insert " an aunt or uncle who is at least eighteen years of age."

In line 47, delete " that will cover" and insert " no greater than"

The motion was agreed to and the bill so amended.

TERRY JOHNSON
CONNIE PILLICH
JIM BUTLER
CHRISTINA HAGAN
ZACK MILKOVICH

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

The report was agreed to.

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

BILLS FOR THIRD CONSIDERATION**Sub. H. B. No. 303**-Representative Schuring.

Cosponsors: Representatives Carney, Gonzales, Fende, Antonio, Barnes, Garland, Hackett, Yuko.

To amend sections 2305.113, 2711.22, 3963.01, 4503.44, 4723.01, 4723.03, 4723.06, 4723.07, 4723.08, 4723.09, 4723.17, 4723.171, 4723.24, 4723.271, 4723.28, 4723.32, 4723.34, 4723.35, 4723.41, 4723.42, 4723.43, 4723.431, 4723.44, 4723.48, 4723.482, 4723.485, 4723.61, 4723.64, 4723.65, 4723.651, 4723.652, 4723.66, 4723.67, 4723.68, 4723.69, 4723.71, 4723.72, 4723.73, 4723.74, 4723.75, 4723.751, 4723.76, 4723.77, 4723.79, 4723.83, 4723.84, 4723.87, 4723.88, 4723.99, 5111.88, and 5120.55; to amend, for the purpose of adopting a new section number as indicated in parentheses, sections 4723.17 (4723.18) and 4723.171 (4723.181) and to enact new section 4723.17 and sections 4723.091, 4723.092, 4723.19, and 4723.653; and to repeal sections 4723.483, 4723.62, 4723.621, 4723.63, and 4723.78 of the Revised Code to revise the law governing nurses, medication aides, dialysis technicians, and certified community health workers, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Ashford	Baker	Barnes
Beck	Blair	Boose	Boyce
Bubp	Buchy	Budish	Butler
Carney	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-95.

The bill passed.

Representative Schuring moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Bulp, Celeste, Damschroder, Gardner, Grossman, Hagan, R., Heard, Hill, Hottinger, Johnson, Letson, Lynch, Mallory, McClain, Milkovich, Newbold, O'Brien, Okey, Pillich, Ramos, Reece, Sears, Stebelton, Stinziano, Wachtmann, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 339-Representative Patmon.

Cosponsors: Representatives Roegner, Stinziano, Ashford, Yuko, Ruhl, Stebelton, Weddington, Slaby, Brenner, Antonio.

To amend section 4501.21 and to enact sections 4503.514, 4503.524, 4503.525, 4503.549, 4503.732, and 4503.90 of the Revised Code to create certain special license plates, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Terhar moved to amend as follows:

In line 6, after "4503.525," insert "4503.533,"

Between lines 440 and 441, insert:

" **Sec. 4503.533.** (A) Any person who has been awarded the combat action ribbon or badge may apply to the registrar of motor vehicles for the registration of any passenger car, noncommercial motor vehicle, recreational vehicle, or other vehicle of a class approved by the registrar that the person owns or leases. The application shall be accompanied by such documentary evidence in support of the award as the registrar may require. The application may be combined with a request for a special reserved license plate under section 4503.40 or 4503.42 of the Revised Code.

Upon receipt of an application for registration of a motor vehicle under this section and the required taxes and fees, and upon presentation of the required supporting evidence of the award of the combat action ribbon or badge, the registrar shall issue to the applicant the appropriate motor vehicle registration and a set of license plates and a validation sticker, or a validation sticker alone when required by section 4503.191 of the Revised Code.

In addition to the letters and numbers ordinarily inscribed on license plates, the license plates shall be inscribed with the words "combat action ribbon" or "combat action badge" and bear a reproduction of the combat action ribbon or badge. The license plates shall bear county identification stickers that identify the county of registration by name or number.

The license plates and a validation sticker or, when applicable, a

validation sticker alone shall be issued upon payment of the regular license tax required by section 4503.04 of the Revised Code, payment of any local motor vehicle license tax levied under Chapter 4504. of the Revised Code, payment of any applicable additional fee prescribed by section 4503.40 or 4503.42 of the Revised Code, and compliance with all other applicable laws relating to the registration of motor vehicles.

(B) No person who is not a recipient of the combat action ribbon or badge shall willfully and falsely represent that the person is a recipient of the combat action ribbon or badge for the purpose of obtaining license plates under this section. No person shall own a motor vehicle bearing license plates issued under this section unless the person is eligible to be issued those license plates.

(C) Sections 4503.77 and 4503.78 of the Revised Code do not apply to license plates issued under this section."

In line 2 of the title, after "4503.525," insert "4503.533,"

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

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	Blair	Blessing	Boose
Boyce	Bubp	Buchy	Budish
Butler	Carney	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	Rühl	Scherer
Schuring	Sears	Slaby M.	Slesnick
Smith	Sprague	Stautberg	Stebelton
Stinziano	Sykes	Szollosi	Terhar
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-96.

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

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	Blair	Blessing	Boose
Boyce	Bubp	Buchy	Budish
Butler	Carney	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	Stauberg	Stebelton
Stinziano	Sykes	Szollosi	Terhar
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-96.

The bill passed.

Representative Patmon moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Baker, Barnes, Beck, Blair, Boose, Bubp, Buchy, Celeste, Combs, Damschroder, Derickson, DeVitis, Dovilla, Fedor, Fende, Foley, Gardner, Garland, Gerberry, Goyal, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Hill, Hottinger, Huffman, Johnson, Kozlowski, Letson, Luckie, Lundy, Lynch, Maag, Mallory, Martin, McClain, Milkovich, Newbold, Ramos, Reece, Scherer, Schuring, Sears, Slaby, M., Sprague, Szollosi, Terhar, Thompson, Williams, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. H. B. No. 360-Representative Rosenberger.

Cosponsors: Representatives Butler, Murray, Grossman, Adams, J., Ruhl, Gonzales.

To amend sections 167.03, 4927.03, 4927.15, 4931.40, 4931.41, 4931.44, 4931.49, 4931.50, 4931.60, 4931.61, 4931.62, 4931.63, 4931.64, 4931.65, 4931.66, 4931.67, 4931.69, and 4931.99, to enact sections 4931.611,

4931.621, and 4931.622, and to repeal section 4931.70 of the Revised Code to revise the amount and methods of collection and remittance of the wireless 9-1-1 charge for prepaid wireless services, to take effect in 2013, 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 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	Bubp	Buchy	Budish
Butler	Carney	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-96.

The bill passed.

Representative Rosenberger moved to amend the title as follows:

Add the names: "Combs, Stautberg, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 433-Representative Damschroder.

To amend sections 1901.01, 1901.02, 1901.03, 1901.07, 1901.08, 1901.31, and 1907.11 of the Revised Code to abolish the Sandusky County County Court, to create the Sandusky County Municipal Court, to provide that the judge of the Sandusky County Municipal Court shall be nominated by

petition, and to designate the clerk of courts of Sandusky County the clerk of the Sandusky County Municipal Court, 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 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	Bubp	Buchy	Budish
Butler	Carney	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	Stauberg	Stebelton
Stinziano	Sykes	Szollosi	Terhar
Thompson	Uecker	Wachtmann	Williams
Winburn	Young	Yuko	Batchelder-96.

The bill passed.

Representative Damschroder moved to amend the title as follows:

Add the names: "Blair, Boose, Combs, DeVitis, Newbold, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 472-Representative Beck.

Cosponsor: Representative Letson.

To amend section 5701.11 of the Revised Code to expressly incorporate changes in the Internal Revenue Code since March 7, 2011, into Ohio law 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 94, nays 2, 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	Bubp	Buchy	Budish
Butler	Carney	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	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-94.

Representatives Hagan, R. and Martin voted in the negative-2.

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 96, 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	Bubp	Buchy	Budish
Butler	Carney	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-96.

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

Representative Beck moved to amend the title as follows:

Add the names: "Antonio, Barnes, Boose, Combs, Gardner, Garland, Hackett, Newbold, O'Brien, Sears, Sprague, Thompson, Wachtmann, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Am. S. B. No. 281-Senator Beagle.

Cosponsors: Senators Lehner, Cafaro, Hite, Seitz, Jones, Skindell, Widener, LaRose, Schaffer, Manning, Oelslager, Brown, Obhof, Hughes, Bacon, Balderson, Burke, Daniels, Eklund, Faber, Gentile, Kearney, Niehaus, Patton, Sawyer, Schiavoni, Smith, Tavares, Turner, Wagoner. Representatives Hall, Boose, Buchy, Damschroder, Derickson, Hagan, C., Kozlowski, Landis, Ruhl, Scherer.

To amend sections 135.631, 135.73, 135.74, and 135.75 of the Revised Code to modify the Agricultural Linked Deposit Program with respect to the maximum amount the Treasurer of State may invest in agricultural linked deposits, the interest rate at which loans are made under the Program, and the maximum loan amount, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Blessing moved that **Am. S. B. No. 281**-Senator Beagle, et al., 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.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

Representative Damschroder 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 and Senate Bills be considered for the second time and referred to the following committees for consideration.

H.B. No. 544 - Representatives Szollosi and Bulp
TO CREATE THE "COMBAT ACTION RIBBON" LICENSE PLATE.
To the committee on Transportation, Public Safety, and Homeland Security

Am. S.B. No. 224 - Senator Obhof, et al
TO SHORTEN THE PERIOD OF LIMITATIONS FOR ACTIONS UPON A
CONTRACT IN WRITING.
To the committee on Judiciary and Ethics

Sub. S.B. No. 316 - Senator Lehner (by request), et al
TO REVISE THE LAW GOVERNING TYPE B FAMILY DAY-CARE
HOMES ON JANUARY 1, 2014, AND TO MAKE AN APPROPRIATION.
To the committee on Education

LOUIS W. BLESSING
JOHN ADAMS
CHERYL GROSSMAN
ARMOND BUDISH
DEBBIE PHILLIPS

WILLIAM G. BATCHELDER
ANNE GONZALES
DOROTHY PELANDA
TRACY HEARD
MATT SZOLLOSI

Representative Damschroder 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 Bill 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 Bill and Senate 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 introduced and referred to the following committee for consideration:

H.R. No. 384 - Representative Dovilla, et al
TO MEMORIALIZE THE PRESIDENT AND CONGRESS OF THE
UNITED STATES OF THE EFFECT OF CHINESE CURRENCY
MANIPULATION AND TO URGE THE PRESIDENT TO CITE CHINA AS
A CURRENCY MANIPULATOR.

To the committee on State Government and Elections

/s/LOUIS BLESSING
Louis Blessing, Chair

Representative Damschroder moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be introduced and referred as recommended.

The motion was agreed to.

Said resolution was introduced and referred as recommended.

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. 380 - Representative Sears
Honoring the Sylvania Southview High School Cougarettes as the 2012
OASSA Pom and Jazz Champion.

H.R. No. 381 - Representative Heard
Honoring Fort Hayes Arts and Academic High School as a 2012 Grammy
Signature School.

H.R. No. 382 - Representative Gonzales
Honoring Randy Bailey as the 2011 National Citizens Police Academy
Coordinator of the Year.

H.R. No. 383 - Representative Dovilla
Honoring the Olmsted Falls High School academic team as the 2012 Ohio
Academic Competition State Champion.

H.R. No. 385 - Representatives Smith, Johnson
Honoring William J. Bauer II on being named the 2012 ODRC Correction
Officer of the Year.

/s/LOUIS BLESSING
Louis Blessing, Chair

Representative Damschroder 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.

Message from the Speaker

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

Agriculture and Natural Resources:

Remove Representative Goodwin;
Appoint Representative Pelanda.

Public Utilities:

Remove Representative Goodwin;
Appoint Representative Hall.

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:

Am. Sub. H. B. No. 383 -Representative Slaby

Cosponsors: Representatives Grossman, Combs, McGregor, Roegner, Bubp, Letson, Amstutz, Barnes, Blair, Blessing, Boose, Huffman, Milkovich, Rose, Sears, Stebelton, Winburn, Young, Speaker Batchelder Senators Bacon, Schaffer, Jones, Eklund, Faber, LaRose, Patton, Peterson, Seitz

To amend section 1345.01 and to enact sections 4722.01 to 4722.04 and 4722.06 to 4722.08 of the Revised Code to make changes relative to residential construction and the Consumer Sales Practices Act and to establish laws governing the practices of home construction service suppliers.

As a substitute bill with the following additional amendments, in which the concurrence of the House is requested.

In line 231, delete "TEN PER CENT OF" and insert "FIVE THOUSAND DOLLARS OVER"; after "THE" insert "COURSE OF THE ENTIRE HOME CONSTRUCTION"; delete "COST"

Attest:

Vincent L. Keeran,
Clerk.

The Senate amendments were laid over under the Rule.

Message from the Speaker

The Speaker hereby appoints the following members of the House to the Committee of Conference on matters of difference between the two houses on:

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

Representatives Blessing, Huffman, and Gerberry.

Message from the Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the Senate has passed the following bill in which the concurrence of the House is requested:

Sub. S. B. No. 315 -Senator Jones

Cosponsors: Senators Coley, Bacon, Balderson, Beagle, Eklund, Lehner, Niehaus, Peterson, Schaffer

To amend sections 122.075, 123.011, 125.836, 131.50, 133.06, 156.01, 156.02, 156.03, 156.04, 303.213, 1509.01, 1509.02, 1509.03, 1509.04, 1509.06, 1509.07, 1509.10, 1509.11, 1509.22, 1509.221, 1509.222, 1509.223, 1509.23, 1509.28, 1509.33, 1509.99, 1514.01, 1514.02, 1514.021, 1514.03, 1514.05, 3706.27, 4905.03, 4905.90, 4905.91, 4905.95, 4906.01, 4906.03, 4906.05, 4906.06, 4906.07, 4906.10, 4906.20, 4928.01, 4928.02, 4928.61, 4928.62, 4928.64, 4928.65, 4928.66, 4935.04, and 5703.21; and to enact sections 4905.911, 4905.912, 4928.111, 4928.70, 4928.71, 4928.72, 5727.821, and 6301.12 of the Revised Code; and to amend section 245.10 of Am. Sub. H.B. 153 of the 129th General Assembly to make changes to the energy and natural resources laws and related programs of the state and to make an appropriation.

Attest:

Vincent L. Keeran,
Clerk.

Stand as first consideration.

On motion of Representative Damschroder, the House recessed.

The House met pursuant to recess.

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

Sub. S.B. No. 315 - Senator Jones (by request)
TO MAKE CHANGES TO THE ENERGY AND NATURAL RESOURCES
LAWS AND RELATED PROGRAMS OF THE STATE.
To the committee on Public Utilities

LOUIS W. BLESSING
JOHN ADAMS
CHERYL GROSSMAN

WILLIAM G. BATCHELDER
ANNE GONZALES
DOROTHY PELANDA

Representative Gonzales 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 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 Senate Bill was considered the second time and referred as recommended.

Representative Phillips submitted the following report:

The standing committee on Rules and Reference to which was reported **Am. H.B. No. 532**- Representative Kozlowski, Gonzales, et al., having had the same under consideration, recommends its re-referral to the committee on Finance and Appropriations.

RE: OHIO MILITARY MEDAL OF DISTINCTION-REVISE LAW

LOUIS W. BLESSING
JOHN ADAMS
DOROTHY PELANDA
DEBBIE PHILLIPS

WILLIAM G. BATCHELDER
CHERYL GROSSMAN
ANNE GONZALES
TRACY HEARD

The report was agreed to. The bill was ordered to be engrossed and re-referred to the committee on Finance and Appropriations.

Message from the Speaker

The Speaker of the House of Representatives, on May 10, 2012, signed the following:

Sub. H.B. 158 - Representatives Stebelton, Okey - et al.

Sub. S.B. 295 - Senator Coley - et al.

On motion of Representative Gonzales, the House adjourned until Wednesday, May 16, 2012 at 1:30 p.m.

Attest:

THOMAS L. SHERMAN,
Deputy Clerk.