

OHIO

House

of

Representatives

JOURNAL

CORRECTED VERSION
TUESDAY, JUNE 14, 2011

FIFTY-EIGHTH DAY

Hall of the House of Representatives, Columbus, Ohio
Tuesday, June 14, 2011, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Reverend Patrick Hunt of the Heritage Congregational Church in Berea, 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:

Tyler Heminger received H. R. 72, presented by Representative Ruhl-90th district.

The Olmsted Falls High School academic team received H. R. 121, presented by Representative Dovilla-18th district.

Sarah Tarrant and Colleen Dempsey, guests of Representative Sykes-44th district.

Ute and Rainer Ingmann, guests of Representative Conditt-55th district.

Vickie Heminger, a guest of Representative Ruhl-90th district.

The Guernsey County Senior Center, guests of Representative Thompson-93rd district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 257-Representative Murray.

Cosponsors: Representatives Hagan, R., Ramos, Foley, Slesnick, Celeste, Antonio, Letson, Fedor, Lundy, Okey, Phillips, Gentile, Garland, Szollosi.

To amend sections 1501.30, 1501.32, 1501.33, 1521.01, 1521.04, 1521.16, 1522.03, and 1522.05 and to enact sections 1522.10 to 1522.23 and 1522.99 of the Revised Code to establish a program for the regulation of withdrawals and consumptive uses of waters from the Lake Erie basin.

H. B. No. 258-Representatives Grossman, Dovilla.

Cosponsors: Representatives Kozlowski, Slaby, Combs, Stinziano, Stebelton, Baker.

To amend sections 4139.03, 4139.05, and 5747.01 and to enact sections 5747.81 and 5747.82 of the Revised Code to exempt from taxation for five

years the earned income of an individual who obtains journeyman status or a baccalaureate degree and works in Ohio, and to prohibit the Apprenticeship Council from adopting standards for apprenticeship ratios that are stricter than those requirements specified in the federal regulations governing apprenticeship programs and from discriminating against open or merit shops.

H. B. No. 259-Representatives Adams, J., Yuko.

Cosponsors: Representatives Wachtmann, Buchy, Antonio, Hall, Goodwin, Hagan, R.

To amend section 4759.02 and to enact sections 4783.01 to 4783.05 of the Revised Code regarding the provision of complementary or alternative health services.

H. B. No. 260-Representative Derickson.

Cosponsors: Representatives Murray, Blessing, Grossman, Phillips, Combs, Maag, Blair, Garland, Conditt, Letson, Yuko, Brenner.

To amend sections 959.161 and 959.99 and to enact section 959.151 of the Revised Code to revise the law governing cockfighting.

H. B. No. 261-Representative McGregor.

Cosponsors: Representatives Stebelton, Combs, Gonzales, Murray, Yuko, Antonio, Stinziano.

To amend sections 5747.98 and 5751.98 and to enact sections 5747.78 and 5751.54 of the Revised Code to allow a credit against the personal income tax or commercial activity tax for the installation of an alternative fuel facility.

H. B. No. 262-Representative Fedor.

Cosponsors: Representatives Antonio, Boyd, Combs, Derickson, Garland, Hagan, R., Murray, O'Brien, Okey, Patmon, Pillich, Slesnick, Stebelton, Stinziano, Williams, Yuko, Fende, Celeste, Szollosi, Heard, Clyde, Reece, Phillips, Barnes, Gerberry, Foley, Ashford, Goyal, Milkovich, Ramos, Gentile, Sykes, Schuring, Letson.

To amend section 2907.24 and to enact sections 2930.21, 4113.72, and 5515.071 of the Revised Code to require that a minor who is a victim of trafficking in persons be provided with appropriate services, to require the Department of Job and Family Services to develop procedures for reuniting the minor with family members in the minor's country of origin or destination country, to require the Departments of Health and Mental Health to develop procedures for providing special physical and mental health care tailored to the minor's needs, to provide that a minor is not guilty of the crime of solicitation if the minor is a victim of trafficking in persons when the minor committed the act of solicitation, to require the Director of the Department of

Commerce to create a poster that provides information regarding the National Human Trafficking Resource Center hotline, to require owners or operators of specified establishments to conspicuously display that poster, and to require the Director of the Department of Transportation to conspicuously display that poster at rest areas.

H. B. No. 263-Representative Heard.

Cosponsors: Representatives Hagan, R., Ramos, Foley, Driehaus, Celeste, Antonio, Weddington, Garland.

To enact sections 2923.26, 2923.27, 2923.28, 2923.29, and 2923.30 of the Revised Code to require that a gun show vendor obtain a criminal records check of a prospective firearm transferee at a gun show, to require that a federally licensed firearms dealer who obtains a criminal records check on behalf of a gun show vendor maintain a record of that check and report to law enforcement the name of any prospective transferee who may not legally receive or possess firearms, and to require a gun show promoter to post a notice of the records check requirement at the gun show in the form prescribed by the Attorney General.

H. B. No. 264-Representatives Burke, Grossman.

Cosponsors: Representatives Adams, J., Beck, Brenner, Boose, Combs, Dovilla, Duffey, Huffman, Kozlowski, Martin, McGregor, Thompson, Young.

To amend sections 9.90, 101.532, 101.83, 101.84, 101.85, 101.86, 102.02, 109.91, 121.32, 127.14, 173.03, 173.04, 3302.021, 3311.71, 3312.01, 3312.09, 3313.202, 3701.025, 3701.63, 3727.312, 3737.03, 3737.21, 3737.81, 3737.86, 3737.88, 3743.54, 3746.04, 4117.03, 4121.03, 4121.12, 4121.121, 4121.125, 4121.128, 4123.341, 4123.342, 4123.35, 5111.708, 5123.032, and 5123.093; and to repeal sections 9.901, 101.37, 121.374, 122.97, 122.971, 122.98, 122.981, 125.833, 184.23, 184.231, 1349.71, 1349.72, 1501.25, 2151.282, 3311.77, 3312.11, 3312.12, 3319.70, 3319.71, 3701.92, 3727.322, 3746.03, 4121.75, 4121.76, 4121.77, 4121.78, 4121.79, 4501.025, 5111.709, 5111.7010, and 5902.15 of the Revised Code; and to amend Section 5 of Sub. H.B. 125 of the 127th General Assembly as subsequently amended, Section 20 of Am. Sub. H.B. 554 of the 127th General Assembly, Section 3 of Sub. H.B. 187 of the 126th General Assembly, and Section 513.03 of Am. Sub. H.B. 66 of the 126th General Assembly as subsequently amended; and to repeal Section 3 of Sub. H.B. 495 of the 128th General Assembly, Sections 209.40, 309.40.70, and 709.10 of Am. Sub. H.B. 1 of the 128th General Assembly, Sections 755.80 and 756.40 of Am. Sub. H.B. 2 of the 128th General Assembly, Section 3 of Sub. H.B. 7 of the 127th General Assembly, Section 555.17 of Am. Sub. H.B. 67 of the 127th General Assembly, Sections 263.30.30, 337.20.20, 377.20, and 737.11 of Am. Sub. H.B. 119 of the 127th General Assembly, Sections 6 and 7 of Sub. H.B. 125 of the 127th General Assembly, Section 2 of Sub. H.B. 233 of the 127th General Assembly,

Sections 703.30 and 715.50 of Am. Sub. H.B. 562 of the 127th General Assembly, Section 4 of Am. Sub. S.B. 77 of the 127th General Assembly, Sections 206.10.12, 206.42.12, 206.66.24, 206.66.43, 209.63.58, 503.09, and 503.12 of Am. Sub. H.B. 66 of the 126th General Assembly, Section 4 of Sub. H.B. 187 of the 126th General Assembly, Section 1 of Sub. H.B. 371 of the 126th General Assembly, Section 235.60.70 of Am. Sub. H.B. 699 of the 126th General Assembly, Section 3 of Am. Sub. S.B. 167 of the 126th General Assembly, Section 5 of Am. Sub. S.B. 260 of the 126th General Assembly, Section 3 of Sub. S.B. 393 of the 126th General Assembly, Sections 12 and 25 of Am. Sub. H.B. 87 of the 125th General Assembly, Sections 41.35 and 153 of Am. Sub. H.B. 95 of the 125th General Assembly, Section 8 of Sub. H.B. 299 of the 125th General Assembly, Section 6 of Am. Sub. H.B. 516 of the 125th General Assembly, Section 3 of Am. Sub. S.B. 86 of the 125th General Assembly, Section 3 of Sub. H.B. 230 of the 124th General Assembly, Section 3 of Am. Sub. H.B. 474 of the 124th General Assembly, Section 4 of Am. Sub. S.B. 281 of the 124th General Assembly, Section 3 of Am. H.B. 416 of the 127th General Assembly as subsequently amended, Section 701.20 of Am. Sub. H.B. 562 of the 127th General Assembly as subsequently amended, Section 206.66.53 of Am. Sub. H.B. 66 of the 126th General Assembly as subsequently amended, Section 6 of Sub. H.B. 336 of the 126th General Assembly as subsequently amended, Section 755.03 of Am. Sub. H.B. 530 of the 126th General Assembly as subsequently amended, Section 6 of Am. Sub. S.B. 238 of the 126th General Assembly as subsequently amended, Section 152 of Am. Sub. H.B. 95 of the 125th General Assembly as subsequently amended, and Section 59.29 of Am. Sub. H.B. 95 of the 125th General Assembly as subsequently amended to implement the recommendations of the Sunset Review Committee by abolishing, terminating, transferring, or renewing various agencies and by reestablishing the Sunset Review Committee but postponing its operation until the 131st General Assembly, to terminate the operation of certain provisions of this act on December 31, 2016, by repealing sections 101.82, 101.83, 101.84, 101.85, 101.86, and 101.87 of the Revised Code on that date, and to declare an emergency.

H. B. No. 265-Representatives Slaby, O'Brien.

Cosponsors: Representatives Grossman, Huffman, Blessing, Blair, Stebelton.

To amend sections 1901.24, 1907.29, 2152.67, 2937.08, 2938.04, 2938.05, 2945.05, and 2945.06 of the Revised Code to authorize prosecuting attorneys to demand a jury trial in a criminal case, notwithstanding a defendant's waiver of trial by jury and over a defendant's objection.

Said bills were considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Am. Sub. H. B. No. 65**-Representative Combs, et al., were taken up for consideration.

Am. Sub. H. B. No. 65-Representative Combs.

Cosponsors: Representatives O'Brien, Boose, Blessing, Maag, Bubp, Grossman, Carey, Derickson, Pillich, Dovilla, Beck, Fende, Yuko, Coley, Ruhl, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Ashford, Baker, Balderson, Barnes, Blair, Brenner, Buchy, Budish, Butler, Carney, Celeste, DeGeeter, Driehaus, Fedor, Foley, Gardner, Garland, Gerberry, Gonzales, Goodwin, Goyal, Hackett, Hagan, C., Hagan, R., Hall, Hayes, Heard, Henne, Hottinger, Huffman, Johnson, Landis, Letson, Luckie, Lundy, Mallory, Martin, McClain, McGregor, McKenney, Milkovich, Newbold, Okey, Patmon, Peterson, Phillips, Reece, Roegner, Rosenberger, Sears, Slaby, Slesnick, Stautberg, Stinziano, Sykes, Szollosi, Thompson, Uecker, Wachtmann, Weddington, Winburn, Young, Speaker Batchelder. Senators Coley, Jordan, Wilson, Turner, Patton, Bacon, Beagle, Brown, Cafaro, Daniels, Faber, Gillmor, Grendell, Hite, Hughes, Jones, Kearney, LaRose, Lehner, Manning, Niehaus, Obhof, Oelslager, Sawyer, Schaffer, Schiavoni, Seitz, Skindell, Smith, Stewart, Tavares, Wagoner, Widener.

To amend sections 4501.21 and 5533.372 and to enact sections 4503.713, 5533.102, 5533.103, 5533.252, 5533.253, 5533.341, 5533.353, 5533.355, 5533.373, 5533.374, 5533.375, 5533.376, 5533.541, 5533.591, 5533.602, 5533.603, 5533.636, 5533.637, 5533.638, 5533.639, 5533.687, 5533.732, 5533.763, 5533.764, 5533.765, 5533.766, 5533.767, 5533.791, 5533.932, 5533.941, and 5533.97 of the Revised Code to designate various memorial highways and bridges and to create "Honor Our Fallen" license plates.

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

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	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hagan, C.	Hall
Hayes	Heard	Henne	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Mallory	Martin	McClain
McGregor	Mecklenborg	Milkovich	Murray

Newbold	O'Brien	Okey	Patmon
Peterson	Phillips	Pillich	Ramos
Reece	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Thompson	Uecker
Wachtmann	Weddington	Williams	Winburn
Young	Yuko		Batchelder-95.

The Senate amendments were concurred in.

The Senate amendments to **Sub. H. B. No. 128**-Representatives Carey, Peterson, et al., were taken up for consideration.

Sub. H. B. No. 128-Representatives Carey, Peterson.

Cosponsors: Representatives Balderson, Combs, Kozlowski, Slaby, Hollington, Maag, Antonio, Boose, Grossman, Derickson, Amstutz, DeGeeter, Ruhl, Anielski, Baker, Barnes, Beck, Blair, Blessing, Bulp, Butler, Carney, Clyde, Fedor, Fende, Gardner, Garland, Gentile, Gerberry, Gonzales, Goyal, Hackett, Hagan, C., Hall, Hottinger, Johnson, Letson, Luckie, Lundy, Mallory, McClain, Mecklenborg, Milkovich, Newbold, O'Brien, Patmon, Phillips, Roegner, Rosenberger, Sears, Sprague, Stebelton, Stinziano, Thompson, Uecker, Wachtmann, Weddington, Williams, Winburn, Young, Speaker Batchelder. Senators Patton, Coley, Schiavoni, Turner, Wilson, Bacon, Daniels, Hite, Hughes, LaRose, Manning, Obhof, Sawyer, Schaffer, Stewart, Tavares.

To amend sections 505.44, 505.84, 3743.75, 4765.07, 4765.43, and 4766.03, to enact sections 505.441 and 4765.011, and to repeal section 4765.431 of the Revised Code to revise the requirements for staffing ambulances and the priorities for distributing grants for emergency medical services, and to specify additional titles to be used by emergency medical service personnel; and extends until December 15, 2015, a moratorium on issuing fireworks manufacturer and wholesaler licenses.

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

06/14/11

The Honorable William G. Batchelder, Speaker
The Ohio House of Representatives
Columbus, Ohio

Speaker Batchelder,

Pursuant to House Rule No. 57, I respectfully request that I be excused from voting on the Senate amendments to **Sub. H. B. No. 128**-Representatives Carey, Peterson, et al., because it might be construed that I have an interest in the legislation.

Sincerely yours,

/s/ JARROD MARTIN
 JARROD MARTIN
 State Representative
 70th House District

The request was granted.

The yeas and nays were taken and resulted - yeas 91, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hall	Hayes
Heard	Henne	Hollington	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Maag
Mallory	McClain	McGregor	Mecklenborg
Milkovich	Murray	Newbold	Okey
Patmon	Peterson	Phillips	Pillich
Ramos	Reece	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Thompson	Uecker
Wachtmann	Weddington	Williams	Winburn
Young	Yuko		Batchelder-91.

Representatives Hagan, C. and Roegner voted in the negative-2.

The Senate amendments were concurred in.

MOTIONS AND RESOLUTIONS

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. 133-Speaker Batchelder, Representative Budish.

Relative to travel allowance.

WHEREAS, Section 101.27 of the Revised Code provides that each member receive a travel reimbursement based upon the mileage from and to the member's place of residence, by the most direct highway route of public travel to and from the seat of government; therefore be it

RESOLVED, That the Chief Administrative Officer of the House of Representatives is hereby authorized to pay the following members travel allowance based upon their round trip mileage as set opposite their names and district numbers:

Member's Name	District Number	Round Trip Mileage
Danny R. Bubp	88	185.4
Margaret K. Conditt	55	198

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	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hagan, C.	Hall
Hayes	Heard	Henne	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Mallory	Martin	McClain
McGregor	Mecklenborg	Milkovich	Murray
Newbold	O'Brien	Okey	Patmon
Peterson	Phillips	Pillich	Ramos
Reece	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Thompson	Uecker
Wachtmann	Weddington	Williams	Winburn
Young	Yuko		Batchelder-95.

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 32-Representative Amstutz.

Cosponsors: Representatives Burke, Carey, Slaby, Derickson, Patmon, Henne, Hackett, Wachtmann.

To enact section 4733.011 of the Revised Code to exempt certain plans and measurements relating to household or small flow on-site sewage treatment systems from the Professional Engineers and Surveyors Law, and to authorize the use of the enforcement provisions of the Household and Small Flow On-site Sewage Treatment Systems Law to enforce existing rules governing household sewage disposal systems until those rules are superseded by rules that are required to be adopted under that Law, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted - yeas 93, nays 2, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Antonio	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Grossman
Hackett	Hagan, C.	Hall	Hayes
Heard	Henne	Hollington	Hottinger
Huffman	Johnson	Kozlowski	Landis
Letson	Luckie	Lundy	Maag
Mallory	Martin	McClain	McGregor
Mecklenborg	Milkovich	Murray	Newbold
O'Brien	Okey	Patmon	Peterson
Phillips	Pillich	Reece	Roegner
Rosenberger	Ruhl	Schuring	Sears
Slaby	Slesnick	Sprague	Stautberg
Stebelton	Stinziano	Sykes	Szollosi
Thompson	Uecker	Wachtmann	Weddington
Williams	Winburn	Young	Yuko
			Batchelder-93.

Representatives Goyal and Ramos voted in the negative-2.

The bill passed.

Representative Amstutz moved to amend the title as follows:

Add the names: "Barnes, Gerberry, Letson, Mallory, Newbold, Weddington, Winburn, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

H. B. No. 209-Representative Adams, R.

Cosponsors: Representatives Coley, Blessing, Stebelton, Grossman, Bubp, Combs, Hottinger, Rosenberger, Murray, Pillich, Hackett, Kozlowski, Boose, Thompson, McKenney, Hall, Carey, Huffman, Wachtmann, Brenner, Derickson, Phillips, Stinziano, McGregor, Adams, J., Sears, Slesnick.

To amend sections 135.18 and 135.37 and to enact sections 135.145 and 135.354 of the Revised Code to permit a political subdivision, upon the deposit of public moneys with an eligible public depository, to arrange for the public depository to redeposit those moneys with other federally insured banks and savings and loan associations in accordance with specified conditions, 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	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hagan, C.	Hall
Hayes	Heard	Henne	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Mallory	Martin	McClain
McGregor	Mecklenborg	Milkovich	Murray
Newbold	O'Brien	Okey	Patmon
Peterson	Phillips	Pillich	Ramos
Reece	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Thompson	Uecker
Wachtmann	Weddington	Williams	Winburn
Young	Yuko		Batchelder-95.

The bill passed.

Representative Adams, R. moved to amend the title as follows:

Add the names: "Anielski, Barnes, Beck, Buchy, Budish, Carney, Celeste, Damschroder, Dovilla, Driehaus, Duffey, Fende, Foley, Garland, Gentile, Goyal, Hagan, C., Henne, Hollington, Johnson, Letson, Luckie, McClain, Mecklenborg, Milkovich, Newbold, O'Brien, Patmon, Peterson, Reece, Roegner, Ruhl, Slaby, Szollosi, Uecker, Weddington, Winburn, Young, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

S. B. No. 120-Senator Beagle.

Cosponsors: Senators Seitz, Schaffer, Wagoner, Tavares, Brown, Hite, Hughes, Jones, Lehner, Manning, Obhof, Oelslager, Patton, Sawyer, Stewart, Wilson. Representatives Brenner, Ruhl, Lundy.

To amend section 309.09 of the Revised Code to make clear that the prosecuting attorney of a county is the legal adviser of all tax-supported public libraries, 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	Baker	Balderson	Barnes
Beck	Blair	Blessing	Boose
Brenner	Bubp	Buchy	Budish
Burke	Butler	Carey	Carney
Celeste	Clyde	Combs	Conditt
Damschroder	DeGeeter	Derickson	Dovilla
Driehaus	Duffey	Fedor	Fende
Foley	Gardner	Garland	Gentile
Gerberry	Gonzales	Goodwin	Goyal
Grossman	Hackett	Hagan, C.	Hall
Hayes	Heard	Henne	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Mallory	Martin	McClain
McGregor	Mecklenborg	Milkovich	Murray
Newbold	O'Brien	Okey	Patmon
Peterson	Phillips	Pillich	Ramos
Reece	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Thompson	Uecker
Wachtmann	Weddington	Williams	Winburn
Young	Yuko		Batchelder-95.

The bill passed.

Representative Blair moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Antonio, Barnes, Beck, Blair, Blessing, Boose, Bubp, Buchy, Carey, Carney, Celeste, Clyde, Conditt, Damschroder, Dovilla, Driehaus, Duffey, Fedor, Fende, Foley, Gardner, Garland, Goodwin, Goyal, Hackett, Henne, Huffman, Johnson, Kozlowski, Letson, Luckie, Mallory, Martin, McClain, Milkovich, Murray, Newbold, O'Brien, Patmon, Peterson, Phillips, Pillich, Ramos, Roegner, Schuring, Slaby, Slesnick, Stebelton, Szollosi, Uecker, Wachtmann, Weddington, Williams, Winburn, Young, Yuko, 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 insists on its amendments to:

Sub. H. B. No. 153 -Representative Amstutz - et al.

and asks for a Committee of Conference.

Attest:

Vincent L. Keeran,
Clerk.

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. 153 -Representative Amstutz - et al.

Representatives Amstutz, Carey, and Sykes.

Message from the Speaker

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

Criminal Justice: remove Representative Coley; appoint Representative Conditt.

Financial Institutions, Housing, and Urban Development: remove Representative Coley; appoint Representative R. Adams as Chair, Representative Ruhl as Vice-Chair.

Judiciary and Ethics: remove Representative Coley; appoint Representative Conditt.

Local Government: remove Representative Ruhl; appoint Representative Conditt.

Public Utilities: remove Representative Coley; appoint Representative Gonzales as Vice-Chair, Representative Conditt.

State Government and Elections: appoint Representative Maag as Vice-Chair.

Message from the Speaker

Pursuant to Section 164.02 of the Ohio Revised Code, the Speaker hereby appoints public member Alan Ross to the Ohio Public Works Commission.

Message from the Speaker

Pursuant to Section 107.12(D)(1)(b)(c) of the Ohio Revised Code, the Speaker hereby appoints the following individuals to the Governor's Advisory Board of Faith-Based and Community Initiatives:

Representatives Derickson and Luckie, public members Chip Weiant and Wally Martinson.

Message from the Speaker

Pursuant to Section 5537.02 of the Ohio Revised Code, the Speaker hereby appoints Representative Dovilla to the Ohio Turnpike Commission.

Message from the Speaker

Pursuant to Section 3701.78 of Ohio Revised Code, the Speaker hereby makes the following change to the Commission on Minority Health:

Remove Representative Duffey; appoint Representative McGregor.

Message from the Speaker

Pursuant to Ohio Revised Code section 103.51(A), the President of the Senate and the Speaker of the House of Representatives jointly appoint Speaker Batchelder as co-chair of the Legislative Task Force on Redistricting, Reapportionment, and Demographic Research.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

Representative Peterson 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 Burke 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. 253 - Representatives Weddington and Young, et al

TO ENSURE THAT COURT ORDERS AND DECREES THAT ALLOCATE PARENTAL RIGHTS AND RESPONSIBILITIES WITH RESPECT TO THE CARE OF AND ACCESS TO CHILDREN PROVIDE FOR EQUALITY BETWEEN THE PARENTS EXCEPT WHERE CLEAR AND CONVINCING EVIDENCE SHOWS THAT EQUAL LEGAL AND PHYSICAL ACCESS WOULD BE HARMFUL TO THE CHILDREN.

To the committee on Judiciary and Ethics

H.B. No. 254 - Representative Gentile, et al

TO AUTHORIZE AN INCOME TAX WITHHOLDING CREDIT FOR A MANUFACTURER THAT EXPANDS PRODUCTION OR THAT RESTARTS PRODUCTION AT AN IDLE FACILITY.

To the committee on Ways and Means

H.B. No. 255 - Representative Gonzales, et al

TO REQUIRE SCHOOL DISTRICTS AND COMMUNITY SCHOOLS TO ESTABLISH SCHOOL BREAKFAST PROGRAMS IN ACADEMIC EMERGENCY BUILDINGS AND TO MAKE OTHER CHANGES REGARDING SCHOOL BREAKFAST PROGRAMS.

To the committee on Education

H.B. No. 256 - Representative J. Adams

TO AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN WITHOUT OBTAINING A LICENSE TO THE SAME EXTENT AS IF THE PERSON HAD OBTAINED SUCH A LICENSE, EXCEPT ON LIQUOR PERMIT PREMISES, IF THE PERSON QUALIFIES FOR A CONCEALED CARRY LICENSE AND IS LEGALLY PERMITTED TO PURCHASE A HANDGUN; TO REMOVE THE REQUIREMENTS THAT A CONCEALED CARRY LICENSEE MUST BE CARRYING THE LICENSE IN ORDER TO CARRY A CONCEALED HANDGUN, MUST INFORM APPROACHING LAW ENFORCEMENT OFFICERS THAT THE PERSON HAS A LICENSE AND IS CARRYING THE HANDGUN WHEN

THE PERSON IS CARRYING A CONCEALED HANDGUN, AND MUST SUBMIT A NEW OR RENEWED COMPETENCY CERTIFICATION WHEN RENEWING THE LICENSE; TO ELIMINATE AS PREMISES IN WHICH A CONCEALED CARRY LICENSEE MAY NOT CARRY A CONCEALED HANDGUN PUBLIC OR PRIVATE INSTITUTIONS OF HIGHER EDUCATION, PLACES OF WORSHIP, DAY-CARE CENTERS AND HOMES, AND GOVERNMENT BUILDINGS OTHER THAN SCHOOLS, COURTHOUSES, LAW ENFORCEMENT OFFICES, AND CORRECTIONAL FACILITIES; TO REPLACE THE PROHIBITIONS THAT APPLY ONLY TO A CONCEALED CARRY LICENSEE WHO IS CARRYING A HANDGUN IN A MOTOR VEHICLE WITH A PROHIBITION AGAINST A LICENSEE WHO IS IN A MOTOR VEHICLE THAT IS STOPPED BY A LAW ENFORCEMENT OFFICER KNOWINGLY MENACING OR THREATENING AN OFFICER WITH A LOADED HANDGUN OR KNOWINGLY POINTING A LOADED HANDGUN AT AN OFFICER; TO REMOVE THE "IN PLAIN SIGHT OR SECURE ENCASUREMENT" CRITERION THAT A CONCEALED CARRY LICENSEE MUST SATISFY TO LEGALLY POSSESS A HANDGUN IN A MOTOR VEHICLE; AND TO REQUIRE A SHERIFF WHO ISSUES A RENEWED CONCEALED CARRY LICENSE TO RETURN THE EXPIRED LICENSE TO THE LICENSEE OR DESTROY IT.

To the committee on State Government and Elections

LOUIS W. BLESSING
ANDREW BRENNER
ANNE GONZALES
ARMOND BUDISH
MATT SZOLLOSI

JOHN ADAMS
DAVE BURKE
CHERYL GROSSMAN
TRACY HEARD

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

H.R. No. 122 - Representative Clyde

Honoring the Kent State University men's golf team as the 2011 Mid-American Conference Champion.

H.R. No. 123 - Representative Clyde

Honoring the Kent State University women's track and field team on winning the 2011 Mid-American Conference Outdoor Championship.

H.R. No. 124 - Representative Clyde

Honoring Matthew Pflieger as a 2011 MAC Outdoor Track and Field Champion.

H.R. No. 125 - Representative Hackett

Honoring Emily Morris as a 2011 Division II State Track and Field Champion.

H.R. No. 126 - Representatives Boose, Lundy, Ramos

Honoring Kiedrowski's Simply Delicious Bakery as the 2011 Best Bakery in America.

H.R. No. 127 - Representative Roegner

Honoring the Hudson High School boys lacrosse team as the 2011 Division I State Champion.

H.R. No. 128 - Representative Roegner

Honoring David Blue as the 2011 OHSLA Division I Coach of the Year.

H.R. No. 129 - Representative Anielski

Honoring the Solon High School Science Olympiad team as the 2011 National Champion.

H.R. No. 130 - Representative Anielski

Honoring the Solon Middle School Science Olympiad team as the 2011 National Champion.

H.R. No. 131 - Representative Wachtmann

Honoring Tori Meyer on winning the 2011 OHSAA Division III State Championship in the pole vault.

H.R. No. 132 - Representative Szollosi

Honoring Madison Slovak as the 2011 Ohio USA Gymnastics All-Around State Champion.

H.R. No. 134 - Representative Slaby

Honoring the Twinsburg High School girls basketball team as the 2011 Division I State Champion.

H.R. No. 135 - Representative Kozlowski

Honoring Old Firehouse Winery on receiving the Director's Choice Award.

H.R. No. 136 - Representative Kozlowski

Honoring Ferrante Winery on receiving the Director's Choice Award.

H.R. No. 137 - Representative Kozlowski

Honoring Laurello Vineyards on receiving the Director's Choice Award.

/s/ LOUIS BLESSING

Louis Blessing, Chair

Representative Peterson 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 Senate

Mr. Speaker:

I am directed to inform the House of Representatives that the President of the Senate has appointed as managers on the part of the Senate on matters of difference between the two Houses on:

Sub. H. B. No. 153 -Representative Amstutz - et al.

Senators Widener, Jones and Skindell

Attest:

Vincent L. Keeran,
Clerk.

On motion of Representative Peterson, the House adjourned until Wednesday, June 15, 2011 at 1:30 p.m.

Attest:

LAURA P. CLEMENS,
Clerk.