

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

**WEDNESDAY, SEPTEMBER 14, 2011**

EIGHTY-THIRD DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Wednesday, September 14, 2011, 1:30 p.m.**

The House met pursuant to adjournment.

Prayer was offered by Representative Todd McKenney-43rd district, 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:

Wendy West, Lori Crosby, and Greg Phelps, guests of Representative Winburn-40th district.

Ryan Warner, a guest of Speaker Batchelder-69th district.

**INTRODUCTION OF BILLS**

The following bill was introduced:

**H. B. No. 325**-Representative Landis.

To enact section 5533.377 of the Revised Code to designate a portion of State Route 39 within Tuscarawas County the "Lance Corporal Peter James Clore Memorial Highway."

Said bill was considered the first time.

**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. 188**-Speaker Batchelder.

Relative to the election of Louis F. Terhar to fill the vacancy in the membership of the House of Representatives created by the resignation of Robert P. Mecklenborg of the 30th 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, Robert P. Mecklenborg of the 30th House District has resigned as a member of the House of Representatives of the 129th General Assembly effective August 2, 2011, 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 Republican party that Louis F. Terhar, Republican, 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 30th House District, is hereby elected, effective September 14, 2011, pursuant to Section 11 of Article II, Ohio Constitution, as a member of the House of Representatives from the 30th House District, to fill the vacancy created by the unexpired portion of the term of said Robert P. Mecklenborg, 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 Republican 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 yeas and nays were taken and resulted - yeas 56, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Beck	Blair	Blessing
Boose	Brenner	Bubp	Buchy
Butler	Carey	Combs	Conditt
Damschroder	Derickson	Dovilla	Duffey
Gardner	Gonzales	Grossman	Hackett
Hagan, C.	Hall	Hayes	Henne
Hill	Hollington	Huffman	Johnson
Kozlowski	Landis	Maag	Martin
McClain	McGregor	McKenney	Newbold
Pelanda	Peterson	Roegner	Rosenberger
Ruhl	Schuring	Sears	Slaby
Sprague	Stautberg	Stebelton	Thompson
Uecker	Wachtmann	Young	Batchelder-56.

The resolution was adopted.

Mr. Terhar was escorted to the bar of the House by Representatives Roegner, Conditt, Blessing, Stautberg, Maag, Budish, Driehaus, and Winburn took the oath of office administered by The Honorable William G. Batchelder, Speaker of the Ohio House of Representatives, and entered upon the discharge of his duties.

State of Ohio  
County of Franklin

I, Louis F. Terhar, 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/ LOUIS F. TERHAR  
Louis F. Terhar

Sworn to and subscribed before me this 14th day of September, 2011.

/s/ WILLIAM G. BATCHELDER  
William G. Batchelder  
Speaker  
Ohio House of Representatives

Representative Blessing moved that the following resolution be brought up for immediate adoption, read in full, 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. 179**-Speaker Batchelder, Representatives Budish, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Ashford, Baker, Barnes, Beck, Blair, Blessing, Boose, Boyd, Brenner, Bubp, Buchy, 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., Hagan, R., Hall, Hayes, Heard, Henne, Hill, Hollington, Hottinger, Huffman, Johnson, Kozlowski, Landis, Letson, Luckie, Lundy, Maag, Mallory, Martin, McClain, McGregor, McKenney, Milkovich, Murray, Newbold, O'Brien, Okey, Patmon, Pelanda, 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.

In memory of James D. Davis.

WHEREAS, The members of the House of Representatives of the 129th General Assembly of Ohio extend our sincere condolences to the family and friends of James D. Davis on the sorrowful occasion of his death; and

WHEREAS, Jim Davis left an indelible impression on the people whose lives he touched, and he will be remembered as a spirited individual who contributed immeasurably to the world around him. A teacher with the St. Marys City School District for twenty-eight years, he served as a member of the Ohio House of Representatives for ten years, and he was president of the St. Marys

City Council. Without a doubt, he was a dedicated and devoted public servant whose exemplary career serves as an inspiration for others; and

WHEREAS, Jim Davis' regard for improving the quality of life in our society was clearly evident in his personal sacrifices of time and effort to his family, friends, and community. Giving generously of his energy and abilities in all of his endeavors, he displayed exceptional concern and insight, and his absence will be keenly felt; and

WHEREAS, A loving husband to his wife, Louise, a devoted father to his three children, Don, J.D., and Nan, and the proud grandfather of three grandchildren, Zach, Ali, and Macy, Jim Davis always used his talents to the benefit of others, and the laurels of his life stand as a tribute not only to him but also to those he left behind. Although the void his death has created can never be filled, the legacy of care and commitment he established will surely live on. The world is a richer place for his having been in it, and he will be sorely missed; therefore be it

RESOLVED, That we, the members of the House of Representatives of the 129th General Assembly of Ohio, in adopting this Resolution, pay tribute to the memory of a truly remarkable man, James D. Davis; and be it further

RESOLVED, That the Clerk of the House of Representatives transmit a duly authenticated copy of this Resolution to the family of James D. Davis.

The resolution was adopted.

Representative Blessing moved that the following resolution be brought up for immediate adoption, read in full, 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. 186**-Speaker Batchelder, Representatives Budish, Adams, J., Adams, R., Amstutz, Anielski, Antonio, Ashford, Baker, Barnes, Beck, Blair, Blessing, Boose, Boyd, Brenner, Bulp, Buchy, 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., Hagan, R., Hall, Hayes, Heard, Henne, Hill, Hollington, Hottinger, Huffman, Johnson, Kozlowski, Landis, Letson, Luckie, Lundy, Maag, Mallory, Martin, McClain, McGregor, McKenney, Milkovich, Murray, Newbold, O'Brien, Okey, Patmon, Pelanda, 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.

In memory of Dale LeRoy Locker.

WHEREAS, The members of the House of Representatives of the 129th General Assembly of Ohio extend our sincere condolences to the family and friends of Dale LeRoy Locker on the sorrowful occasion of his death; and

WHEREAS, Dale Locker left an indelible impression on the people whose lives he touched, and he will be remembered as a spirited individual who contributed immeasurably to the world around him. Among his endeavors, he served as a member of the Ohio House of Representatives for twelve years, the state director of agriculture for three years, the president of the Anna Village Council, the mayor of the Village of Anna, a music and occupational work experience teacher, a guidance counselor, an employee of the Stolle Corporation, and a personal manager for Airstream. In addition, he was active with Anna United Methodist Church, the Area Agency on Aging, the National Board of Community Colleges, the Ohio Association of Community Colleges, the National Organization of Agriculture Directors, the National and Ohio education associations, and the National Music Association, and without a doubt, he was a dedicated and devoted public servant whose exemplary career serves as an inspiration for others; and

WHEREAS, Dale Locker's regard for improving the quality of life in our society was clearly evident in his personal sacrifices of time and effort to his family, friends, and community. Giving generously of his energy and abilities in all of his endeavors, he displayed exceptional concern and insight, and his absence will be keenly felt; and

WHEREAS, A loving husband to his wife, LaDonna, a devoted father to his six children, LaDonna, Randy, Alan, Eric, Aaron, and the late Dale, and the proud grandfather of fifteen grandchildren and twelve great-grandchildren, Dale Locker always used his talents to the benefit of others, and the laurels of his life stand as a tribute not only to him but also to those he left behind. Although the void his death has created can never be filled, the legacy of care and commitment he established will surely live on. The world is a richer place for his having been in it, and he will be sorely missed; therefore be it

RESOLVED, That we, the members of the House of Representatives of the 129th General Assembly of Ohio, in adopting this Resolution, pay tribute to the memory of a truly remarkable man, Dale LeRoy Locker; and be it further

RESOLVED, That the Clerk of the House of Representatives transmit a duly authenticated copy of this Resolution to the family of Dale LeRoy Locker.

The resolution was adopted.

#### Message from the Speaker

Pursuant to House Rules 13, 28, and 30, the Speaker hereby appoints Representative Terhar to the following committees:

Economic and Small Business Development, State Government and Elections, and Judiciary and Ethics.

Message from the Speaker

Pursuant to Section 309.30.73, of Am. Sub. H. B. 153, 129th General Assembly, the Speaker hereby appoints the following members to the Joint Legislative Committee for Unified Long Term Services and Supports:

Representatives McClain, Sears and Antonio.

On motion of Representative Blessing, the House adjourned until Thursday, September 15, 2011 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,  
Clerk.