

OHIO

House

of

Representatives

JOURNAL

WEDNESDAY, SEPTEMBER 21, 2011

EIGHTY-SIXTH DAY
Hall of the House of Representatives, Columbus, Ohio
Wednesday, September 21, 2011, 1:30 p.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor Arthur L. McGuire of Joshua Christian Ministries in Kettering, 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 Consul General of Canada, Roy Norton, a guest of Speaker Batchelder-69th district.

Allison Bates received H. R. 181 presented by Representative Slaby-41st district.

Nancy Pommerening, a guest of Speaker Batchelder-69th district.

Geral Gould, Andre Long, and Terrance Shellton, guests of Representative Milkovich-45th district.

Karen and Katie Davis, a guest of Representative Rosenberger-86th district.

INTRODUCTION OF BILLS

The following bill was introduced:

H. B. No. 332-Representatives Stinziano, Grossman.

Cosponsors: Representatives Yuko, Okey, Garland, Antonio.

To amend section 5747.98 and to enact section 5747.78 of the Revised Code to authorize a nonrefundable income tax credit for the purchase or construction of an accessible home or for the renovation of a home to improve its accessibility.

Said bill was considered the first time.

CONSIDERATION OF SENATE AMENDMENTS

The Senate amendments to **Sub. H. B. No. 218**-Representative Hottinger, et al., were taken up for consideration.

Sub. H. B. No. 218-Representative Hottinger.

Cosponsors: Representatives Grossman, Stebelton, Carey, Blair, Buchy, Blessing, Ruhl, Maag, Letson, Hackett, Carney, Luckie, Schuring, Sears, Adams, R., Anielski, Antonio, Boose, Budish, Combs, Derickson, Dovilla,

Fedor, Fende, Foley, Gardner, Garland, Gerberry, Goyal, Hagan, C., Hagan, R., Hall, Heard, Johnson, Kozlowski, Lundy, Mallory, McKenney, Milkovich, Murray, Newbold, O'Brien, Okey, Peterson, Pillich, Ramos, Slaby, Uecker, Weddington, Young, Yuko, Speaker Batchelder. Senators Beagle, Bacon, Burke, Coley, Hughes, Lehner, Patton, Schaffer, Wagoner.

To amend sections 1751.11, 1751.33, 1751.35, 1751.66, 1751.77, 1751.78, 1751.811, 1751.83, 1751.87, 1751.89, 3901.045, 3923.60, and 4731.36; to enact sections 3922.01 to 3922.23; and to repeal sections 1751.831, 1751.84, 1751.85, 1751.88, 3901.80, 3901.81, 3901.82, 3901.83, 3901.84, 3923.66, 3923.67, 3923.68, 3923.681, 3923.69, 3923.70, 3923.75, 3923.76, 3923.77, 3923.78, and 3923.79 of the Revised Code to use the compendia adopted by the United States Department of Health and Human Services to determine whether an insurer may exclude coverage for off-label drug usage and to revise the external review process used by health plan issuers.

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

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
Brenner	Bubp	Buchy	Budish
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	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	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Terhar	Thompson
Uecker	Wachtmann	Weddington	Williams
Winburn	Young	Yuko	Batchelder-96.

The Senate amendments were concurred in.

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

Representative Winburn submitted the following report:

The standing committee on Criminal Justice to which was referred **H. B. No. 108**-Representatives Gerberry, Hagan, R., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: KENNEL OWNER-CRUEL TREATMENT OF DOGS-A
CRIME/PROSECUTORIAL DISCRETION

Representative Slaby moved to amend the title as follows:

Add the names: "Weddington, Winburn, Garland."

LYNN SLABY	BILL HAYES
ROLAND WINBURN	LOUIS W. BLESSING
MARGARET CONDITT	NANCY GARLAND
CONNIE PILLICH	ROBERT COLE SPRAGUE
W. CARLTON WEDDINGTON	SANDRA WILLIAMS
RON YOUNG	

The following members voted "NO"

DANNY R. BUBP	JOSEPH W. UECKER
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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. 267**-Representative McKenney, et al., having had the same under consideration, reports it back and recommends its passage.

RE: UNIFORM UNINCORPORATED NONPROFIT ASSN
ACT/NONPROFIT CORPORATION LAW-MERGER PROVISIONS

Representative Bubp moved to amend the title as follows:

Add the name: "Murray."

DANNY R. BUBP	TODD MCKENNEY
DENNIS MURRAY	JIM BUTLER
MARGARET CONDITT	MATT HUFFMAN
TOM LETSON	MARK D. OKEY
LYNN SLABY	GERALD L. STEBELTON
MICHAEL STINZIANO	MATT SZOLLOSI
LOUIS TERHAR	

The report was agreed to.

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

Representative Fende submitted the following report:

The standing committee on Health and Aging to which was referred **H. B. No. 285**-Representatives Yuko, Roegner, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: MESOTHELIOMA MONTH - SEPTEMBER

Representative Wachtmann moved to amend the title as follows:

Add the names: "Barnes, Carney, Duffey, Gardner, Garland, Sears."

Representative Gonzales moved to amend as follows:

In line 3, delete "section" and insert "sections"; after "5.2267" insert "and 5.2268"

After line 9, insert:

" **Sec. 5.2268.** The month of November is designated as "Lung Cancer Awareness Month" to bring attention to lung cancer, the leading cause of cancer death for both men and women."

In line 1 of the title, delete "section" and insert "sections"; after "5.2267" insert "and 5.2268"

In line 2 of the title, after "Month" insert "" and November as "Lung Cancer Awareness Month"

The motion was agreed to and the bill so amended.

LYNN R. WACHTMANN
LORRAINE M. FENDE
JOHN BARNES
MIKE DUFFEY
NANCY GARLAND
ROBERT HACKETT
BRIAN HILL
TODD MCKENNEY
BARBARA R. SEARS

BRUCE W. GOODWIN
NICKIE ANTONIO
JOHN PATRICK CARNEY
RANDY GARDNER
ANNE GONZALES
ROBERT F. HAGAN
JAY HOTTINGER
DAN RAMOS
KENNY YUKO

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. 302**-Representative Adams, R., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: MIAMI COUNTY COURT CLERK ALSO MIAMI COUNTY MUNICIPAL COURT CLERK

Representative Bubp moved to amend the title as follows:

Add the name: "Letson."

Representative McKenney moved to amend as follows:

In line 13, after the first comma insert " Miami county."

The motion was agreed to and the bill so amended.

DANNY R. BUBP	TODD MCKENNEY
DENNIS MURRAY	JIM BUTLER
MARGARET CONDITT	MATT HUFFMAN
TOM LETSON	MARK D. OKEY
LYNN SLABY	GERALD L. STEBELTON
MICHAEL STINZIANO	MATT SZOLLOSI
LOUIS TERHAR	

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 **Am. S. B. No. 124**-Senator Bacon, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: PROBATE CODE REVISIONS

DANNY R. BUBP	TODD MCKENNEY
DENNIS MURRAY	JIM BUTLER
MARGARET CONDITT	MATT HUFFMAN
TOM LETSON	LYNN SLABY
GERALD L. STEBELTON	MICHAEL STINZIANO
MATT SZOLLOSI	LOUIS TERHAR

The following member voted "NO"

MARK D. OKEY

The report was agreed to.

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

MOTIONS AND RESOLUTIONS

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. 187-Speaker Batchelder, Representatives Budish, Foley, 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, 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 Rocco J. Colonna.

WHEREAS, The members of the House of Representatives of the 129th General Assembly of Ohio extend our deepest condolences to the family and friends of Rocco J. Colonna on the sorrowful occasion of his death; and

WHEREAS, Rocco Colonna's zealous love of life and his selfless concern for the welfare of others distinguished him as an outstanding human being and as a leading citizen. Serving District 18 in the Ohio House of Representatives, he passed numerous bills and amendments during his twenty-four-year tenure, and he was also a member of the State Liquor Commission. Indeed, he was a devoted public servant whose exemplary career serves as an inspiration for others; and

WHEREAS, A man of exceptional concern and commitment, Rocco Colonna achieved a praiseworthy record of service to the State of Ohio. His untiring efforts earned him numerous richly deserved accolades, and his dedication to civil service and his community has undoubtedly inspired many to commit themselves similarly; and

WHEREAS, Rocco Colonna's efforts will certainly live beyond him, and he will long be remembered for his kindness and his unwavering commitment to service. He will be remembered fondly by all those who knew and loved him, including his wife, Shirley, his three children, Tina, Lavaine, and Danny, and his five grandchildren and one great-grandchild; 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 a remarkable man, Rocco J. Colonna; 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 Rocco J. Colonna.

The resolution was adopted.

Representative Adams, J. moved that majority party members asking leave to be absent or absent the weeks of Wednesday, September 14, 2011, and Tuesday, September 20, 2011, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Phillips moved that minority party members asking leave to be absent or absent the weeks of Wednesday, September 14, 2011, and Tuesday, September 20, 2011, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 212-Representative Grossman.

Cosponsors: Representatives Murray, Young, Stinziano, Blair, Stebelton, Hayes, Bubp, Letson, Szollosi, Mecklenborg, Huffman, Slaby, McKenney.

To amend section 5103.16 of the Revised Code to extend to legal custodians the exemption from certain adoptive placement requirements, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Grossman moved to amend as follows:

In line 119, after " Code" insert " or in any other substantially equivalent statute"

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

The motion was agreed to without objection.

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

Representative Grossman moved to amend as follows:

Delete lines 6 through 119 and insert:

"Sec. 5103.16. (A) Except as otherwise provided in this section, no child shall be placed or accepted for placement under any written or oral agreement or understanding that transfers or surrenders the legal rights, powers, or duties of the legal parent, parents, or guardian of the child into the temporary or permanent custody of any association or institution that is not certified by the department of job and family services under section 5103.03 of the Revised Code, without the written consent of the office in the department that oversees the interstate compact for placement of children established under section 5103.20 of the Revised Code or the interstate compact on the placement of children established under section 5103.23 of the Revised Code, as applicable, or by a commitment of a juvenile court, or by a commitment of a probate court as

provided in this section. A child may be placed temporarily without written consent or court commitment with persons related by blood or marriage or in a legally licensed boarding home.

(B)(1) Associations and institutions certified under section 5103.03 of the Revised Code for the purpose of placing children in free foster homes or for legal adoption shall keep a record of the temporary and permanent surrenders of children. This record shall be available for separate statistics, which shall include a copy of an official birth record and all information concerning the social, mental, and medical history of the children that will aid in an intelligent disposition of the children in case that becomes necessary because the parents or guardians fail or are unable to reassume custody.

(2) No child placed on a temporary surrender with an association or institution shall be placed permanently in a foster home or for legal adoption. All surrendered children who are placed permanently in foster homes or for adoption shall have been permanently surrendered, and a copy of the permanent surrender shall be a part of the separate record kept by the association or institution.

(C) Any agreement or understanding to transfer or surrender the legal rights, powers, or duties of the legal parent or parents and place a child with a person seeking to adopt the child under this section shall be construed to contain a promise by the person seeking to adopt the child to pay the expenses listed in divisions (C)(1), (2), and (4) of section 3107.055 of the Revised Code and, if the person seeking to adopt the child refuses to accept placement of the child, to pay the temporary costs of routine maintenance and medical care for the child in a hospital, foster home, or other appropriate place for up to thirty days or until other custody is established for the child, as provided by law, whichever is less.

(D) No child shall be placed or received for adoption or with intent to adopt unless placement is made by a public children services agency, an institution or association that is certified by the department of job and family services under section 5103.03 of the Revised Code to place children for adoption, or custodians in another state or foreign country, or unless all of the following criteria are met:

(1) Prior to the placement and receiving of the child, the parent or parents of the child personally have applied to, and appeared before, the probate court of the county in which the parent or parents reside, or in which the person seeking to adopt the child resides, for approval of the proposed placement specified in the application and have signed and filed with the court a written statement showing that the parent or parents are aware of their right to contest the decree of adoption subject to the limitations of section 3107.16 of the Revised Code;

(2) The court ordered an independent home study of the proposed placement to be conducted as provided in section 3107.031 of the Revised Code, and after completion of the home study, the court determined that the proposed placement is in the best interest of the child;

(3) The court has approved of record the proposed placement.

In determining whether a custodian has authority to place children for adoption under the laws of a foreign country, the probate court shall determine whether the child has been released for adoption pursuant to the laws of the country in which the child resides, and if the release is in a form that satisfies the requirements of the immigration and naturalization service of the United States department of justice for purposes of immigration to this country pursuant to section 101(b)(1)(F) of the "Immigration and Nationality Act," 75 Stat. 650 (1961), 8 U.S.C. 1101 (b)(1)(F), as amended or reenacted.

If the parent or parents of the child are deceased or have abandoned the child, as determined under division (A) of section 3107.07 of the Revised Code, the application for approval of the proposed adoptive placement may be brought by the relative seeking to adopt the child, or by the department, board, or organization not otherwise having legal authority to place the orphaned or abandoned child for adoption, but having legal custody of the orphaned or abandoned child, in the probate court of the county in which the child is a resident, or in which the department, board, or organization is located, or where the person or persons with whom the child is to be placed reside. Unless the parent, parents, or guardian of the person of the child personally have appeared before the court and applied for approval of the placement, notice of the hearing on the application shall be served on the parent, parents, or guardian.

The consent to placement, surrender, or adoption executed by a minor parent before a judge of the probate court or an authorized deputy or referee of the court, whether executed within or outside the confines of the court, is as valid as though executed by an adult. A consent given as above before an employee of a children services agency that is licensed as provided by law, is equally effective, if the consent also is accompanied by an affidavit executed by the witnessing employee or employees to the effect that the legal rights of the parents have been fully explained to the parents, prior to the execution of any consent, and that the action was done after the birth of the child.

If the court approves a placement, the prospective adoptive parent with whom the child is placed has care, custody, and control of the child pending further order of the court.

(E) (1) This section does not apply to an adoption by a stepparent, a grandparent, a grandparent's husband or wife, a legal custodian, or a guardian.

(2) As used in division (E)(1) of this section:

(a) "Legal custodian" means a person who has been granted the legal custody of a child by a court of competent jurisdiction.

(b) "Legal custody" has the same meaning as in section 2151.011 of the Revised Code."

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

The motion was agreed to without objection.

The question recurring, "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
Brenner	Bubp	Buchy	Budish
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	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	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Terhar	Thompson
Uecker	Wachtmann	Weddington	Williams
Winburn	Young	Yuko	Batchelder-96.

The bill passed.

Representative Grossman moved to amend the title as follows:

Add the names: "Baker, Barnes, Blessing, Boose, Brenner, Carey, Carney, Combs, DeGeeter, Fedor, Fende, Garland, Goyal, Hackett, Hagan, C., Hill, Hollington, Luckie, Martin, Milkovich, Newbold, O'Brien, Phillips, Pillich, Ruhl, Yuko, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

S. B. No. 101-Senator Patton.

Cosponsors: Senators Wagoner, Schaffer, Grendell, Turner, Cafaro, Gillmor, Tavares, Bacon, Brown, Cates, Daniels, Faber, Hite, Hughes, Kearney, Lehner, Manning, Obhof, Oelslager, Sawyer, Schiavoni, Smith, Widener, Wilson. Representatives Wachtmann, Goodwin, Fende, Antonio, Barnes, Celeste, Gardner, Garland, Hackett, Johnson, Schuring, Sears, Yuko.

To enact section 5.2266 of the Revised Code to designate May as "Substance Abuse Awareness and Education 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 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
Brenner	Bubp	Buchy	Budish
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	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	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Terhar	Thompson
Uecker	Wachtmann	Weddington	Williams
Winburn	Young	Yuko	Batchelder-96.

The bill passed.

Representative Wachtmann moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Baker, Beck, Blair, Blessing, Boose, Brenner, Bubp, Buchy, Budish, Butler, Carey, Combs, Damschroder, Derickson, Dovilla, Driehaus, Duffey, Fedor, Gentile, Gerberry, Gonzales, Goyal, Grossman, Hagan, C., Hagan, R., Hall, Hayes, Hill, Hottinger, Huffman, Kozlowski, Landis, Letson, Luckie, Lundy, Maag, McClain, McKenney, Milkovich, Murray, Newbold, O'Brien, Patmon, Phillips, Pillich, Ramos, Roegner, Rosenberger, Ruhl, Slaby, Slesnick, Sprague, Stebelton, Sykes, Szollosi, Terhar, Thompson, Uecker, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Representative Blessing moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Am. H. B. No. 285**-Representatives Yuko, Roegner, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

Am. H. B. No. 285-Representatives Yuko, Roegner.

Cosponsors: Representatives Slesnick, Ramos, Antonio, Hagan, R., Letson, Grossman, Gentile, Combs, Fende, Gonzales, Okey, Gerberry, Carey, Derickson, Lundy, Boyd, Barnes, Carney, Duffey, Gardner, Garland, Sears.

To enact sections 5.2267 and 5.2268 of the Revised Code to designate September as "Mesothelioma Month" and November as "Lung Cancer Awareness 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 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
Brenner	Bubp	Buchy	Budish
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	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	Roegner	Rosenberger	Ruhl
Schuring	Sears	Slaby	Slesnick
Sprague	Stautberg	Stebelton	Stinziano
Sykes	Szollosi	Terhar	Thompson
Uecker	Wachtmann	Weddington	Williams
Winburn	Young	Yuko	Batchelder-96.

The bill passed.

Representative Yuko moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Ashford, Beck, Blair, Blessing, Brenner, Bubp, Buchy, Budish, Butler, Celeste, Clyde, Damschroder, Dovilla, Fedor, Foley, Goodwin, Goyal, Hackett, Hagan, C., Hall, Hayes, Henne, Hill, Hollington, Hottinger, Huffman, Johnson, Kozlowski, Luckie, Maag, Mallory, McKenney, Milkovich, Murray, Newbold, O'Brien, Patmon, Phillips, Pillich, Rosenberger, Ruhl, Schuring, Slaby, Sprague, Stautberg, Stebelton, Sykes,

Szollosi, Uecker, Wachtmann, Williams, Winburn, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Blessing, the House recessed.

The House met pursuant to recess.

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. 319 -Representative Huffman

Cosponsors: Representatives Maag, Amstutz, Anielski, Blair, Blessing, Buchy, Combs, Grossman, Roegner, Slaby, Stautberg, Terhar, Speaker Batchelder Senators Coley, Faber, Niehaus

To enact new section 3521.01 and to repeal section 3521.01 of the Revised Code and to amend Section 247.10 of Am. Sub. H.B. 153 of the 129th General Assembly to establish Congressional district boundaries for the state based on the 2010 decennial census of Ohio, to require boards of elections to notify electors of their new districts and new precincts for the 2012 primary election, and to make an appropriation.

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. 319**-Representative Huffman, et al., be taken up for immediate consideration.

The motion was agreed to without objection.

The Senate amendments to **Sub. H. B. No. 319**-Representative Huffman, et al., were taken up for consideration.

Sub. H. B. No. 319-Representative Huffman.

Cosponsors: Representatives Maag, Amstutz, Anielski, Blair, Blessing, Buchy, Combs, Grossman, Roegner, Slaby, Stautberg, Terhar, Speaker Batchelder. Senators Coley, Faber, Niehaus.

To enact new section 3521.01 and to repeal section 3521.01 of the Revised

Code and to amend Section 247.10 of Am. Sub. H.B. 153 of the 129th General Assembly to establish Congressional district boundaries for the state based on the 2010 decennial census of Ohio, to require boards of elections to notify electors of their new districts and new precincts for the 2012 primary election, and to make an appropriation.

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

The yeas and nays were taken and resulted - yeas 60, nays 35, as follows:

Those who voted in the affirmative were: Representatives

Adams J.	Adams R.	Amstutz	Anielski
Baker	Barnes	Beck	Blair
Blessing	Boose	Brenner	Bubp
Buchy	Butler	Carey	Combs
Conditt	Damschroder	Derickson	Dovilla
Duffey	Gardner	Gonzales	Goodwin
Grossman	Hackett	Hagan, C.	Hall
Hayes	Henne	Hill	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Maag	Martin	McClain
McGregor	McKenney	Newbold	Patmon
Pelanda	Peterson	Roegner	Rosenberger
Ruhl	Sears	Slaby	Sprague
Stautberg	Stebelton	Terhar	Thompson
Uecker	Wachtmann	Young	Batchelder-60.

Those who voted in the negative were: Representatives

Antonio	Ashford	Budish	Carney
Celeste	Clyde	DeGeeter	Driehaus
Fedor	Fende	Foley	Garland
Gentile	Gerberry	Goyal	Hagan, R.
Letson	Luckie	Lundy	Mallory
Milkovich	Murray	O'Brien	Okey
Phillips	Pillich	Ramos	Schuring
Slesnick	Stinziano	Sykes	Szollosi
Weddington	Winburn		Yuko-35.

The Senate amendments were concurred in.

Message from Speaker

The Speaker of the House of Representatives, on September 21, 2011, signed the following:

Sub. H. B. No. 218 - Representative Hottinger - et al.

On motion of Representative Blessing, the House adjourned until Tuesday, September 27, 2011 at 11:00 o'clock a.m.

Attest:

LAURA P. CLEMENS,
Clerk.