OHIO House of Representatives JOURNAL

TUESDAY, SEPTEMBER 27, 2011

EIGHTY-SEVENTH DAY Hall of the House of Representatives, Columbus, Ohio

Tuesday, September 27, 2011, 11:00 o'clock a.m.

The House met pursuant to adjournment.

Prayer was offered by Pastor John Moriarty of the Chapel on the Vine Church in Westerville, 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:

Alice Barr received H. R. 193, presented by Representative Landis-96th district.

Mayor Derek Merrin, a guest of Representative Sears-46th district.

Clint, Jacob, and Joyce Barr, guests of Representative Landis-96th district.

Bobby Douglas, a guest of Representative Gentile-95th district.

INTRODUCTION OF BILLS

The following bills were introduced:

H. B. No. 333-Representative Young.

To amend sections 4507.09, 4507.23, and 4510.12 of the Revised Code to establish, under certain circumstances, a grace period and prorated fees when a temporary resident applies for a nonrenewable driver's license.

H. B. No. 334-Representatives Johnson, Bubp.

Cosponsors: Representatives Amstutz, Barnes, Buchy, Butler, Fende, Goodwin, Gonzales, Kozlowski, O'Brien, Peterson, Rosenberger, Stebelton, Uecker, Wachtmann, Yuko.

To amend sections 2925.55, 2925.56, 2925.57, and 3715.05 and to enact sections 109.88, 3715.051, 3715.052, and 3715.053 of the Revised Code regarding the participation of pharmacies, retailers, and the Attorney General in electronically tracking pseudoephedrine and ephedrine product sales through a national exchange.

H. B. No. 335-Representatives Antonio, McGregor.

Cosponsors: Representatives Garland, Ramos, Murray, Driehaus, Foley, Celeste, Stinziano, Slesnick, Fedor, Hagan, R., Boyd, Clyde, Yuko, Williams, Letson, Lundy, Gentile, Szollosi, Heard, Goyal, Ashford, O'Brien, Barnes.

To amend sections 9.03, 124.93, 125.111, 340.12, 511.03, 717.01, 1501.012, 1751.18, 2927.03, 3113.36, 3301.53, 3304.14, 3304.50, 3313.481, 3314.06, 3332.09, 3721.13, 3905.55, 4111.17, 4112.01, 4112.02, 4112.021, 4112.04, 4112.05, 4112.08, 4117.19, 4735.16, 4735.55, 4757.07, 4758.16, 4765.18, 5104.09, 5107.26, 5111.31, 5119.623, 5123.351, 5126.07, 5515.08, and 5709.832 of the Revised Code to prohibit discrimination on the basis of sexual orientation or gender identity.

H. B. No. 336-Representative Uecker.

Cosponsors: Representatives Young, Wachtmann, Combs, Pelanda, Maag, Boose.

To amend sections 5101.54 and 5101.84 of the Revised Code to terminate an individual's eligibility for the Ohio Works First program or Supplemental Nutrition Assistance Program for three years on conviction of a felony offense that has as an element the possession, use, or distribution of a controlled substance.

H. B. No. 337-Representative Rosenberger.

Cosponsors: Representatives Butler, Gonzales, Sears, O'Brien, Terhar.

To amend sections 2935.36, 2951.041, 4506.01, 4506.05, 4506.07, 4506.10, 4506.101, 4506.12, 4506.13, 4506.14, 4506.15, 4506.16, 4506.161, 4506.17, 4506.21, 4510.03, 4510.036, 4513.37, and 5577.05 and to enact section 4506.131 of the Revised Code to make changes in the law governing commercial drivers' licenses, including hazardous material endorsements, medical certification requirements, disqualifications, conviction records, establishing texting while driving as a serious traffic violation, and licensure of private commercial driver's license test administrators, and to exclude certain components from the prohibited length dimensions of specified types of vehicles.

Said bills were considered the first time.

REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS FOR SECOND CONSIDERATION

Representative Luckie submitted the following report:

The standing committee on Education to which was referred **H. B. No. 136**-Representative Huffman, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: EDUCATIONAL CHOICE/CLEVELAND SCHOLARSHIPS-REPLACE/SPECIAL EDUCATION

GERALD L. STEBELTON
ANDREW BRENNER
JIM BUTLER
BILL HAYES
MICHAEL HENNE
CASEY KOZLOWSKI
KRISTINA ROEGNER
CRAIG NEWBOLD
JIM BUTLER
BILL HAYES
MATT HUFFMAN
RON MAAG
ANDY THOMPSON

The following members voted "NO"

MARLENE ANIELSKI
CLAYTON LUCKIE
TED CELESTE
TERESA FEDOR
DEBBIE PHILLIPS
NAN BAKER
NICKIE ANTONIO
DENISE DRIEHAUS
RON GERBERRY
DAN RAMOS

The report was agreed to.

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

Representative Phillips 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. 328 - Representative Uecker, et al

TO MODIFY THE JOURNALIST EXCEPTION TO THE PROVISION THAT MAKES CONCEALED HANDGUN LICENSE RECORDS CONFIDENTIAL.

To the committee on Criminal Justice

H.B. No. 329 - Representative McGregor, et al

TO ALLOW THE ATTORNEY GENERAL TO INVESTIGATE THE OFFENSES OF UNAUTHORIZED USE OF PROPERTY AND TELECOMMUNICATIONS FRAUD, TO MODIFY THE PENALTIES FOR TELECOMMUNICATIONS FRAUD, AND TO CREATE THE OFFENSE OF TELECOMMUNICATIONS FRAUD PERPETRATED AGAINST AN ELDERLY PERSON OR DISABLED ADULT.

To the committee on Criminal Justice

H.B. No. 330 - Representatives Brenner and Celeste, et al

TO DESIGNATE OCTOBER AS "DYSLEXIA AWARENESS MONTH." To the committee on Health and Aging

H.B. No. 331 - Representatives Dovilla and Bubp, et al

TO CREATE THE CYBERSECURITY, EDUCATION, AND ECONOMIC DEVELOPMENT COUNCIL.

To the committee on Economic and Small Business Development

LOUIS W. BLESSING ANNE GONZALES DOROTHY PELANDA MATT SZOLLOSI ANDREW BRENNER CHERYL GROSSMAN DEBBIE PHILLIPS

Representative Blessing 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 Phillips reported for the Rules and Reference Committee recommending that the following House Resolution be read by title only and approved:

H.R. No. 192 - Speaker Batchelder, Representatives Budish, J. Adams, R. Adams, 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, C.Hagan, R. Hagan, 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, Terhar, Thompson, Uecker, Wachtmann, Weddington, Williams, Winburn, Young, Yuko

Recognizing October 2011 as Domestic Violence Awareness Month in Ohio.

/s/ <u>LOUIS BLESSING</u> Louis Blessing, Chair

Representative Blessing moved that the Rules and Reference Committee Report on resolutions be agreed to and that the resolution contained therein be approved.

The motion was agreed to.

Representative Adams, J. moved that majority party members asking leave to be absent or absent the week of Tuesday, September 27, 2011, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Heard moved that minority party members asking leave to be absent or absent the week of Tuesday, September 27, 2011, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

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. 195-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
Brian D. Hill	94	104
Dorothy Liggett Pelanda	83	64
Louis F. Terhar	30	226

The question being, "Shall the resolution be adopted?"

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	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 Heard Henne Hollington Hottinger Kozlowski Huffman Johnson Landis Letson Luckie Lundy Maag McClain Mallory Martin McGregor McKenney Milkovich Murray Newbold O'Brien Okey Patmon Pelanda Peterson **Phillips** Pillich Roegner Ramos Reece Rosenberger Schuring Sears Slaby Slesnick Stebelton Stinziano Sprague Stautberg Sykes Terhar Thompson Uecker Wachtmann Weddington Williams Winburn Batchelder-95. Young Yuko

The resolution was adopted.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 302-Representative Adams, R.

Cosponsor: Representative Letson.

To amend section 1901.31 of the Revised Code to make the clerk of courts of Miami County the clerk of the Miami County Municipal Court 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 1, as follows:

Those who voted in the affirmative were: Representatives

Adams R. Amstutz Anielski Antonio Ashford Barnes Beck Baker Blair Blessing Boose Brenner Bubp Buchy Budish Butler Carey Carney Celeste Clyde Combs Conditt Damschroder DeGeeter Duffey Derickson Dovilla Driehaus Fedor Fende Foley Gardner Gerberry Garland Gentile Gonzales Hackett Goodwin Goyal Grossman Hagan, C. Hagan, R. Hall Hayes Heard Henne Hollington Hottinger Huffman Johnson Kozlowski Landis Lundy Maag Letson Luckie McClain Mallory Martin McGregor McKenney Milkovich Murray Newbold Pelanda O'Brien Okey Patmon Phillips Pillich Ramos Peterson Reece Roegner Rosenberger Schuring Sears Slaby Slesnick Sprague Stautberg Stebelton Stinziano Sykes

Terhar Thompson Uecker Wachtmann Weddington Williams Winburn Young Puko Batchelder-94.

Representative Adams J. voted in the negative-1.

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 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 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 Heard Henne Hollington Hottinger Huffman Johnson Kozlowski Landis Luckie Lundy Letson Mallory Martin McClain Maag Milkovich Murray McGregor McKenney Newbold O'Brien Okey Patmon Phillips Pelanda Peterson Pillich Roegner Ramos Reece Rosenberger Schuring Sears Slaby Slesnick Sprague Stautberg Stebelton Stinziano Sykes Terhar Thompson Uecker Wachtmann Weddington Williams Winburn Batchelder-95. Young Yuko

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

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

Add the names: "Amstutz, Beck, Blair, Buchy, Carey, Combs, Fedor, Gerberry, Grossman, Huffman, Johnson, Luckie, Slaby, Young, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Sub. S. B. No. 124-Senator Bacon.

Cosponsors: Senators Wagoner, Brown, Hughes, Kearney, Coley, Hite, Lehner, Obhof, Sawyer, Seitz, Wilson.

To amend sections 2101.01, 2101.02, 2101.021, 2101.03, 2101.04, 2101.06, 2101.07, 2101.08, 2101.09, 2101.10, 2101.11, 2101.13, 2101.15, 2101.16, 2101.162, 2101.19, 2101.20, 2101.22, 2101.23, 2101.24, 2101.27, 2101.30, 2101.34, 2101.37, 2101.38, 2101.41, 2101.43, 2103.01, 2105.051, 2105.06, 2105.10, 2105.11, 2105.13, 2105.14, 2105.15, 2105.16, 2105.19, 2106.01, 2106.08, 2106.11, 2107.01, 2107.02, 2107.03, 2107.04, 2107.05, 2107.07, 2107.08, 2107.081, 2107.082, 2107.083, 2107.084, 2107.085, 2107.09, 2107.10, 2107.11, 2107.15, 2107.17, 2107.18, 2107.20, 2107.21, 2107.22, 2107.29, 2107.32, 2107.34, 2107.35, 2107.36, 2107.38, 2107.46, 2107.47, 2107.49, 2107.50, 2107.501, 2107.51, 2107.52, 2107.53, 2107.54, 2107.55, 2107.56, 2107.58, 2107.59, 2107.60, 2107.61, 2107.65, 2107.71, 2107.73, 2107.75, 2108.51, 2109.02, 2109.021, 2109.03, 2109.04, 2109.05, 2109.06, 2109.07, 2109.09, 2109.10, 2109.11, 2109.12, 2109.14, 2109.17, 2109.19, 2109.20, 2109.21, 2109.22, 2109.24, 2109.25, 2109.26, 2109.302, 2109.303, 2109.32, 2109.33, 2109.34, 2109.35, 2109.36, 2109.361, 2109.37, 2109.371, 2109.372, 2109.38, 2109.39, 2109.40, 2109.42, 2109.43, 2109.44, 2109.45, 2109.46, 2109.47, 2109.48, 2109.49, 2109.50, 2109.51, 2109.52, 2109.53, 2109.54, 2109.55, 2109.56, 2109.57, 2109.58, 2109.59, 2109.60, 2109.61, 2109.62, 2111.02, 2111.021, 2111.031, 2111.04, 2111.041, 2111.06, 2111.07, 2111.09, 2111.091, 2111.12, 2111.131, 2111.14, 2111.141, 2111.16, 2111.17, 2111.181, 2111.19, 2111.20, 2111.21, 2111.22, 2111.25, 2111.26, 2111.27, 2111.28, 2111.29, 2111.30, 2111.31, 2111.33, 2111.34, 2111.35, 2111.36, 2111.37, 2111.38, 2111.39, 2111.40, 2111.41, 2111.44, 2111.46, 2111.48, 2111.50, 2113.01, 2113.03, 2113.04, 2113.05, 2113.06, 2113.07, 2113.12, 2113.13, 2113.14, 2113.15, 2113.16, 2113.18, 2113.19, 2113.20, 2113.21, 2113.22, 2113.25, 2113.30, 2113.31, 2113.311, 2113.33, 2113.34, 2113.35, 2113.36, 2113.39, 2113.40, 2113.41, 2113.45, 2113.46, 2113.48, 2113.49, 2113.50, 2113.51, 2113.52, 2113.54, 2113.58, 2113.61, 2113.62, 2113.67, 2113.68, 2113.69, 2113.70, 2113.72, 2113.73, 2113.74, 2113.75, 2113.81, 2113.82, 2113.85, 2113.86, 2113.87, 2113.88, 2115.02, 2115.03, 2115.06, 2115.09, 2115.10, 2115.11, 2115.12, 2115.16, 2115.17, 2117.01, 2117.02, 2117.03, 2117.04, 2117.061, 2117.08, 2117.09, 2117.10, 2117.13, 2117.15, 2117.17, 2117.18, 2117.30, 2117.31, 2117.34, 2117.35, 2117.36, 2117.37, 2117.41, 2117.42, 2119.01, 2119.02, 2119.03, 2119.04, 2119.05, 2121.01, 2121.02, 2121.05, 2121.06, 2121.08, 2121.09, 2123.02, 2123.03, 2123.05, 2123.06, 2127.011, 2127.02, 2127.04, 2127.05, 2127.06, 2127.07, 2127.08, 2127.09, 2127.10, 2127.11, 2127.12, 2127.13, 2127.14, 2127.15, 2127.16, 2127.17, 2127.18, 2127.19, 2127.21, 2127.22, 2127.23, 2127.24, 2127.27, 2127.28, 2127.29, 2127.30, 2127.32, 2127.33, 2127.34, 2127.35, 2127.36, 2127.37, 2127.38, 2127.39, 2127.40, 2127.41, 2127.42, 2127.43, 2129.02, 2129.05, 2129.08, 2129.11, 2129.13, 2129.14, 2129.15, 2129.17, 2129.18, 2129.19, 2129.23, 2129.25, 2129.26, 2129.28, 2129.29, 2129.30, 2131.08,

2131.11, 2133.04, 2133.05, 2133.06, 2133.08, 2133.09, 2151.13, 2335.34, 3101.02, 3101.03, 3101.10, 3101.13, 3101.14, 3313.85, and 5111.113; to enact new sections 2113.17 and 2113.26; and to repeal sections 2101.36, 2113.02, 2113.17, 2113.24, 2113.26, 2113.27, 2113.28, 2113.29, 2113.57, and 2113.63 of the Revised Code to make changes relative to the Probate Code, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Blessing moved that **Sub. S. B. No. 124**-Senator Bacon, et al., be informally passed and retain its place on the calendar.

The motion was agreed to.

Representative Blessing moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Sub. S. B. No. 38**-Senator Hughes, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

Sub. S. B. No. 38-Senator Hughes.

Cosponsors: Senators Brown, Jones, Kearney, Manning, Schaffer, Seitz, Smith, Stewart, Tavares, Turner, Bacon, Cafaro, Faber, Hite, Jordan, LaRose, Obhof, Oelslager, Patton, Sawyer, Schiavoni, Wagoner, Widener, Wilson. Representatives Goodwin, Fende, Antonio, Barnes, Burke, Carney, Celeste, Duffey, Gardner, Garland, Hollington, Hottinger, Johnson, McKenney, Ramos, Schuring, Yuko.

To enact section 5.2267 of the Revised Code to designate May as "ALS 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 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	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	Heard	Henne	Hollington
Hottinger	Huffman	Johnson	Kozlowski
Landis	Letson	Luckie	Lundy
Maag	Mallory	Martin	McClain

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

The bill passed.

Representative Wachtmann moved to amend the title as follows:

Add the names: "Adams, R., Anielski, Beck, Blair, Brenner, Bubp, Buchy, Carey, Combs, Conditt, Damschroder, DeGeeter, Derickson, Dovilla, Fedor, Gerberry, Gonzales, Goyal, Grossman, Hackett, Hagan, R., Hall, Hayes, Henne, Landis, Letson, Lundy, Mallory, Milkovich, Murray, Newbold, O'Brien, Patmon, Pelanda, Peterson, Phillips, Pillich, Reece, Roegner, Slaby, Slesnick, Stautberg, Stebelton, Stinziano, Sykes, Thompson, Uecker, Weddington, 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 **H. B. No. 267-**Representative McKenney, et al. be taken up for immediate consideration the third time.

The motion was agreed to without objection.

H. B. No. 267-Representative McKenney.

Cosponsors: Representatives Combs, Letson, Stebelton, Murray.

To amend sections 9.231, 169.01, 1702.01, 1702.05, 1702.41, 1702.42, 1702.43, 1702.44, 1702.46, 2901.23, 3955.06, 3956.06, 4121.70, 4303.201, 4303.204, 4303.207, 5111.151, and 5701.13; to enact sections 1702.411, 1745.05 to 1745.46, 1745.461, and 1745.47 to 1745.57; and to repeal sections 1702.45, 1745.01, 1745.02, and 1745.04 of the Revised Code to adopt the Revised Uniform Unincorporated Nonprofit Association Act and to revise the merger and consolidation provisions of the Nonprofit Corporation 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 94, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Adams R. Amstutz Anielski Antonio Ashford Baker Barnes Blessing Beck Blair Boose Brenner Buchy Budish Butler Carey Carney Celeste Clyde Combs Conditt Damschroder DeGeeter Duffey Derickson Dovilla Driehaus Fedor Fende Foley Gardner Garland Gerberry Gonzales Gentile Goodwin Goyal Grossman Hackett Hagan, C. Hagan, R. Hall Haves Heard Henne Hollington Hottinger Huffman Johnson Kozlowski Landis Luckie Lundy Maag Letson Mallory Martin McClain McGregor McKenney Milkovich Murray Newbold Pelanda O'Brien Okey Patmon Phillips Peterson Pillich Ramos Reece Roegner Rosenberger Schuring Sears Slaby Slesnick Sprague Stebelton Stautberg Stinziano Sykes Wachtmann Terhar Thompson Uecker Weddington Williams Winburn Young Yuko Batchelder-94.

The bill passed.

Representative McKenney moved to amend the title as follows:

Add the names: "Adams, R., Barnes, Beck, Blair, Blessing, Carney, Dovilla, Duffey, Gardner, Garland, Gonzales, Grossman, Hackett, Hayes, Huffman, Luckie, O'Brien, Patmon, Pillich, Sears, Slaby, Sprague, Terhar, Weddington, 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.

Sub. S. B. No. 124-Senator Bacon.

Cosponsors: Senators Wagoner, Brown, Hughes, Kearney, Coley, Hite, Lehner, Obhof, Sawyer, Seitz, Wilson.

To amend sections 2101.01, 2101.02, 2101.021, 2101.03, 2101.04, 2101.06, 2101.07, 2101.08, 2101.09, 2101.10, 2101.11, 2101.13, 2101.15, 2101.16,

2101.162, 2101.19, 2101.20, 2101.22, 2101.23, 2101.24, 2101.27, 2101.30, 2101.34, 2101.37, 2101.38, 2101.41, 2101.43, 2103.01, 2105.051, 2105.06, 2105.10, 2105.11, 2105.13, 2105.14, 2105.15, 2105.16, 2105.19, 2106.01, 2106.08, 2106.11, 2107.01, 2107.02, 2107.03, 2107.04, 2107.05, 2107.07, 2107.08, 2107.081, 2107.082, 2107.083, 2107.084, 2107.085, 2107.09, 2107.10, 2107.11, 2107.15, 2107.17, 2107.18, 2107.20, 2107.21, 2107.22, 2107.29, 2107.32, 2107.34, 2107.35, 2107.36, 2107.38, 2107.46, 2107.47, 2107.49, 2107.50, 2107.501, 2107.51, 2107.52, 2107.53, 2107.54, 2107.55, 2107.56, 2107.58, 2107.59, 2107.60, 2107.61, 2107.65, 2107.71, 2107.73, 2107.75, 2108.51, 2109.02, 2109.021, 2109.03, 2109.04, 2109.05, 2109.06, 2109.07, 2109.09, 2109.10, 2109.11, 2109.12, 2109.14, 2109.17, 2109.19, 2109.20, 2109.21, 2109.22, 2109.24, 2109.25, 2109.26, 2109.302, 2109.303, 2109.32, 2109.33, 2109.34, 2109.35, 2109.36, 2109.361, 2109.37, 2109.371, 2109.372, 2109.38, 2109.39, 2109.40, 2109.42, 2109.43, 2109.44, 2109.45, 2109.46, 2109.47, 2109.48, 2109.49, 2109.50, 2109.51, 2109.52, 2109.53, 2109.54, 2109.55, 2109.56, 2109.57, 2109.58, 2109.59, 2109.60, 2109.61, 2109.62, 2111.02, 2111.021, 2111.031, 2111.04, 2111.041, 2111.06, 2111.07, 2111.09, 2111.091, 2111.12, 2111.131, 2111.14, 2111.141, 2111.16, 2111.17, 2111.181, 2111.19, 2111.20, 2111.21, 2111.22, 2111.25, 2111.26, 2111.27, 2111.28, 2111.29, 2111.30, 2111.31, 2111.33, 2111.34, 2111.35, 2111.36, 2111.37, 2111.38, 2111.39, 2111.40, 2111.41, 2111.44, 2111.46, 2111.48, 2111.50, 2113.01, 2113.03, 2113.04, 2113.05, 2113.06, 2113.07, 2113.12, 2113.13, 2113.14, 2113.15, 2113.16, 2113.18, 2113.19, 2113.20, 2113.21, 2113.22, 2113.25, 2113.30, 2113.31, 2113.311, 2113.33, 2113.34, 2113.35, 2113.36, 2113.39, 2113.40, 2113.41, 2113.45, 2113.46, 2113.48, 2113.49, 2113.50, 2113.51, 2113.52, 2113.54, 2113.58, 2113.61, 2113.62, 2113.67, 2113.68, 2113.69, 2113.70, 2113.72, 2113.73, 2113.74, 2113.75, 2113.81, 2113.82, 2113.85, 2113.86, 2113.87, 2113.88, 2115.02, 2115.03, 2115.06, 2115.09, 2115.10, 2115.11, 2115.12, 2115.16, 2115.17, 2117.01, 2117.02, 2117.03, 2117.04, 2117.061, 2117.08, 2117.09, 2117.10, 2117.13, 2117.15, 2117.17, 2117.18, 2117.30, 2117.31, 2117.34, 2117.35, 2117.36, 2117.37, 2117.41, 2117.42, 2119.01, 2119.02, 2119.03, 2119.04, 2119.05, 2121.01, 2121.02, 2121.05, 2121.06, 2121.08, 2121.09, 2123.02, 2123.03, 2123.05, 2123.06, 2127.011, 2127.02, 2127.04, 2127.05, 2127.06, 2127.07, 2127.08, 2127.09, 2127.10, 2127.11, 2127.12, 2127.13, 2127.14, 2127.15, 2127.16, 2127.17, 2127.18, 2127.19, 2127.21, 2127.22, 2127.23, 2127.24, 2127.27, 2127.28, 2127.29, 2127.30, 2127.32, 2127.33, 2127.34, 2127.35, 2127.36, 2127.37, 2127.38, 2127.39, 2127.40, 2127.41, 2127.42, 2127.43, 2129.02, 2129.05, 2129.08, 2129.11, 2129.13, 2129.14, 2129.15, 2129.17, 2129.18, 2129.19, 2129.23, 2129.25, 2129.26, 2129.28, 2129.29, 2129.30, 2131.08, 2131.11, 2133.04, 2133.05, 2133.06, 2133.08, 2133.09, 2151.13, 2335.34, 3101.02, 3101.03, 3101.10, 3101.13, 3101.14, 3313.85, and 5111.113; to enact new sections 2113.17 and 2113.26; and to repeal sections 2101.36, 2113.02, 2113.17, 2113.24, 2113.26, 2113.27, 2113.28, 2113.29, 2113.57, and 2113.63 of the Revised Code to make changes relative to the Probate Code, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Hollington moved to amend as follows:

In line 3685, after "(c)" delete the balance of the line

In line 3686, delete " (d)"

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

The yeas and nays were taken and resulted - yeas 62, nays 32, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Adams R. Amstutz Anielski Ashford Baker Beck Blair Blessing Boose Bubp Buchy Butler Carey Carney Combs Damschroder Dovilla Conditt Derickson Duffey Gardner Gentile Gerberry Hagan, C. Gonzales Goyal Grossman Hall Haves Henne Hollington Hottinger Huffman Johnson Kozlowski Landis Maag Mallory Letson McClain Martin McKenney Milkovich O'Brien Okey Pelanda Peterson Rosenberger Roegner Schuring Sears Stautberg Slaby Slesnick Sprague Thompson Uecker Wachtmann Williams Young Batchelder-62.

Those who voted in the negative were: Representatives

Budish Antonio Barnes Brenner Clyde DeGeeter Driehaus Celeste Fende Foley Garland Goodwin Hagan, R. Luckie Hackett Heard Newbold Lundy McGregor Murray Patmon **Phillips** Pillich Ramos Reece Stebelton Stinziano Sykes Terhar Weddington Winburn Yuko-32.

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 91, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Adams J. Adams R. Amstutz Anielski Ashford Baker Barnes Antonio Beck Blair Blessing Boose Brenner Bubp Buchy Budish Butler Carey Carney Celeste Clyde Conditt Damschroder Combs DeGeeter Derickson Dovilla Driehaus Duffey Fende Foley Gardner

Garland Gentile Gerberry Gonzales Hagan, C. Goyal Grossman Hackett Hagan, R. Hall Hayes Heard Hollington Hottinger Huffman Henne Kozlowski Letson Johnson Landis Lundy Maag Mallory Martin McClain McGregor McKenney Milkovich Murray Newbold O'Brien Okey Pelanda Phillips Patmon Peterson Pillich Roegner Rosenberger Ramos Schuring Sears Slaby Slesnick Sprague Stautberg Stebelton Stinziano Uecker Sykes Terhar Thompson Wachtmann Weddington Williams Winburn Young Yuko Batchelder-91.

Representatives Goodwin, Luckie, and Reece voted in the negative-3.

The bill passed.

Representative Bubp moved to amend the title as follows:

Add the names: "Blair, Brenner, Bubp, Combs, Hayes, Letson, Pelanda, Pillich, Slaby, Stautberg, Batchelder."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

Message from the Speaker

The Speaker of the House of Representatives, on September 22, 2011, signed the following:

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

On motion of Representative Blessing, the House adjourned until Thursday, September 29, 2011 at 9:00 o'clock a.m.

Attest: LAURA P. CLEMENS,
Clerk.