

Ohio State Firefighters Association
Bills of Interest
128th General Assembly
June 1, 2010

HB 1 - 2009-2010 STATE BUDGET (Sykes) To make operating appropriations for the biennium beginning July 1, 2009, and ending June 30, 2011, and to provide authorization and conditions for the operation of state programs.

Association position: The Association monitored the bill as an interested party.

Current status: The bill was signed by the Governor on July 17, 2009.

HB 2 - 2009-2010 TRANSPORTATION BUDGET (Ujvagi) To make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2009, and ending June 30, 2011, and to provide authorization and conditions for the operation of those programs.

Association Position: The Association monitored the bill as an interested party.

Current status: HB 2 was signed into law by the Governor on April 1, 2009.

HB 30 RETIREMENT INCENTIVES (Combs) To require an analysis of each proposed retirement incentive plan for Public Employees Retirement System members and to prohibit a member who participates in such a retirement incentive plan from being re-employed by the same employer.

Association Position: The Association is monitoring the bill for informational purposes.

Current Status: The bill is pending in House Financial Institutions, Real Estate and Securities Committee. It has had 1 hearing.

HB 117 - LOCAL GOVERNMENT FUNDING (Jones) To require 30% of commercial activity tax revenue to be used indefinitely for local government purposes.

Association Position: The Association is supportive of the bill in concept, but feels that the language in SB 111 would be a preferable solution to the TPP issue.

Current Status: The bill is awaiting a first hearing in House Ways and Means Committee.

HB 148 -- 911 UPGRADES (Miller) To require certain technological improvements and updates for 9-1-1 systems in Ohio.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill is awaiting a first hearing in House Public Safety and Homeland Security Committee.

HB 202 – INFRASTRUCTURE PROTECTION (Mallory) To create the Infrastructure Protection Center within the Division of Homeland Security of the Department of Public Safety.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill has received one hearing in House Public Safety & Homeland Security.

HB 241 -- DO NOT RESUSCITATE (Garland) To prescribe a form to document medical orders for life-sustaining treatment and to make changes to the law governing DNR identification and orders

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill is awaiting a first hearing in House Health Committee.

HB 246 -- OP&F DISEASE COVERAGE (Yuko) To provide that a firefighter, police officer, or public emergency medical services worker who is disabled as a result of specified types of cancer or certain contagious or infectious diseases is presumed for purposes of the laws governing workers' compensation and the Ohio Police and Fire Pension Fund to have incurred the disease while performing official duties as a firefighter, police officer, or public emergency medical services worker

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill has received four hearings in House Aging & Disability Services Committee.

HB 255 – FIREFIGHTER TAX CREDIT (Balderson) To allow a \$400 income tax credit for volunteer firefighters.

Association Position: The Association is a proponent of this bill and assisted in drafting the bill with Rep. Balderson.

Current Status: The bill has had 2 hearings in House Ways & Means Committee.

HB 271 – TOWNSHIP FIRE DEPARTMENTS (Patten, D. Stewart) To modify coverage of the Public Employees' Collective Bargaining Law with respect to township fire departments.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill passed the House on December 8, 2009. It is awaiting a first hearing in Senate Insurance Commerce & Labor Committee.

HB 357 MUTUAL AID (Carney) Regarding the Intrastate Mutual Aid Compact, the authority of certain emergency medical services personnel to dispense drugs during an emergency that affects the public health, the authority of the Governor to declare the existence of a health exigency, and information and guidelines issued by the Department of Health concerning health exigencies, and to declare an emergency.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The Association testified twice in support of the bill on January 20, 2010 and on May 26, 2010. On May 27, 2010 the bill was passed by the House on a vote of 78-18. The bill is now awaiting referral to committee in the Senate.

HB 362 BUILDING SAFETY (Chandler) To require fire extinguishers and carbon monoxide detectors in residential buildings and residential units, to direct the Board of Building Standards to adopt rules that establish product and installation standards for fire extinguishers and carbon monoxide detectors, to require transferors of residential real property to disclose whether fire extinguishers and carbon monoxide detectors are installed in their property, and to prohibit a transferor of residential real property from entering into a transfer agreement unless fire extinguishers and carbon monoxide

detectors are installed as the bill requires.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill was favorably reported by House Commerce and Labor Committee along party lines. Republicans raised concerns about placing further costs associated with selling a home.

HB 403 COMMUNITY EMERGENCY RESPONSE (DeGeeter) To authorize a nonchartered municipal corporation to establish a community emergency response team within the public safety department of the municipal corporation.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill was favorably reported by the House Local Government Committee on May 12, 2010.

HB 433 MILITARY LEAVE (Ujvagi, Grossman) To provide publicly employed fire fighters and emergency medical technicians with a minimum paid military leave of seventeen 24-hour days.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill was amended into HB 449 and passed by the House on March 10, 2010. As a result the Association is also monitoring **HB 449 – SEE BELOW.**

HB 449 HUMAN REMAINS (Ujvagi) To allow a DD Form 93, Record of Emergency Data, to satisfy the written declaration requirements for designating a person authorized to direct disposition of human remains

Association Position: The Association is tracking this bill due to the inclusion of HB 449. There has been no position taken on the other portions of the bill.

Current Status: The amended bill was passed by the House 94-3 on March 10, 2010. There have been three hearings in Senate State & Local Government & Veterans Affairs Committee.

SB 30 - ARSON REGISTRY (Schaffer) To establish a registry for arson offenders.

Association Position: The Association supports this bill.

Current status: SB 30 is pending in Senate Judiciary – Criminal Justice Committee. It has received 1 hearing for sponsor testimony.

SB 58 - BODILY SUBSTANCES (Hughes) To prohibit a person from collecting any bodily substance of another person without privilege or consent to do so, to correct erroneous cross-references in provisions enacted in Am. Sub. H.B. 280 of the 127th General Assembly regarding increased penalties for domestic violence committed against a pregnant woman, and to permit emergency medical technicians to withdraw blood for the purposes of the watercraft or vehicle OVI law or the commercial motor vehicle law.

Association Position: The Association is interested in the portion of the bill regarding EMTs withdrawing blood for OVI investigations. We will continue to monitor this issue as it moves to the House.

Current Status: The bill passed the Senate on April 21, 2009 by a vote of 30-3. An amended version passed the House on May 26, 2010 by a vote of 95-2. The bill will now go back to the Senate for concurrence.

SB 66 – VOLUNTEER FIREFIGHTERS (Faber) To provide health insurance benefits to dependents of volunteer firefighters killed in the line of duty.

Association Position: The Association is supportive of the bill.

Current status: SB 66 has been referred to the Senate Insurance, Commerce & Labor committee and has received 2 hearings.

SB 88 - MILITARY LEAVE (Fedor) To grant annual military leave of up to 768 hours to firefighters and those other public employees who do not work a traditional workweek of 40 hours and to entitle firefighters and these public employees to use such leave to cover an entire work shift any part of which was used to perform military service.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill has been referred to the Senate Insurance Commerce and Labor Committee and is awaiting a first hearing. It appears that House Bill 433 on the same subject will be the bill that will pass.

SB 94 POLICE & FIRE CONDITIONS (Patton) To provide that a firefighter, police officer, or public emergency medical services worker who is disabled as a result of specified types of cancer or certain contagious or infectious diseases is presumed for purposes of the laws governing workers' compensation and the Ohio Police and Fire Pension Fund to have incurred the disease while performing official duties as a firefighter, police officer, or public emergency medical services worker.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill is pending in Senate Insurance Commerce and Labor Committee and has received 2 hearings.

SB 105 911 CALLS (Patton) To prohibit broadcasting an actual 9-1-1 call that has been made available as a public record and to prescribe a penalty.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill has received a first hearing in Senate State & Local Government & Veteran's Affairs Committee.

SB 111 - TAX PAYMENTS (Stewart) To make permanent the temporary reimbursements for local government and school district tangible personal property tax losses.

Association Position: The Association supports this legislation.

Current Status: This bill has received 1 hearing in Senate Ways & Means & Economic Development Committee. The same language was vetoed by the Governor in HB 1.

SB 165 OIL/GAS DRILLING (Niehaus) To revise the Oil and Gas Law.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: This bill was passed by the legislature and signed by the Governor on March 31, 2010.

SB 166 TRAFFIC VIOLATIONS To allow emergency personnel in public safety vehicles to report traffic law violations under certain circumstances.

Association Position: The Association is monitoring this bill as an interested party.

Current Status: The bill was passed by the Senate on May 11, 2010 by a vote of 30-3. It has been referred to the House Public Safety and Homeland Security Committee.

Cell Phone Usage While Driving

HB 130 MOBILE DEVICES (Miller) To prohibit a person who is less than 17 years of age from talking or text messaging on a mobile communication device while driving.

HB 266 DRIVING/COMMUNICATIONS (Koziura) To generally prohibit driving a vehicle while using a handheld or manually operated mobile communication device. En. 4511.204.

HB 270 TEXT MESSAGING (Pillich, Garland) To prohibit driving a vehicle while text messaging or typing on a mobile communication device.

SB 160 MOBILE PHONE USE (Miller, R.) To prohibit driving a vehicle while using a handheld or manually operated mobile communication device and to establish the violation as a secondary traffic offense

SB 164 MOBILE PHONE USE (Smith) To prohibit driving a vehicle while text messaging or typing on a mobile communication device and to establish the violation as a secondary traffic offense.

HB 261 WIRELESS PHONE USE (DeBose) To prohibit driving a vehicle while text messaging or typing on a mobile communication device and to establish the violation as a secondary traffic offense.

HB 262 WIRELESS PHONE USE (DeBose) To prohibit driving a vehicle while talking, text messaging or typing on a mobile communication device and to establish the violation as a secondary traffic offense.

HB 415 TEXT MESSAGING (DeBose, Garland) To prohibit driving a vehicle while text messaging on a mobile communication device.

Current Status:

HB 415 was passed by the House on March 24, 2010 and is awaiting action by the Senate. The Senate has not made it clear if they intend to address the issue of texting while driving in this GA.

Association Position:

We will be monitoring these bills and will work to ensure that emergency vehicles will be exempted in a final bill.