

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, FEBRUARY 15, 2005

SEVENTEENTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, February 15, 2005, 11:00 o'clock a.m.**

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator Mallory was selected to preside according to the rule.

The journal of the last legislative day was read and approved.

**REPORTS OF REFERENCE AND BILLS FOR SECOND  
CONSIDERATION**

Senator Schuring reports for the Standing Committee on Reference, recommending that the following bills, standing in order for second consideration, be referred to committee as recommended:

**S. B. No. 53**-Senators Carey, Zurz, Harris, Jacobson, Padgett, Clancy, Grendell, Fedor, Miller.

To amend section 3734.28 and to enact sections 2927.30 and 3719.47 of the Revised Code to govern pseudoephedrine sales in Ohio and to allow Hazardous Waste Clean-up Fund moneys to be used to address contamination caused by the operation of illegal methamphetamine manufacturing laboratories.

To the Committee on Health, Human Services and Aging.

**S. B. No. 54**-Senators Cates, Gardner, Clancy, Dann, Mumper, Fingerhut.

To amend section 2919.251 of the Revised Code to require a court to consider certain factors before setting bail for a person if the person is charged with an offense of violence involving a victim who is a family or household member and to require the person to appear before the court before the court sets bail for that person.

To the Committee on Judiciary - Criminal Justice.

**S. B. No. 55**-Senators Spada, Harris, Prentiss, Amstutz, Armbruster, Austria, Brady, Cates, Clancy, Carey, Coughlin, Dann, Fedor, Fingerhut, Gardner, Goodman, Grendell, Hottinger, Jacobson, Jordan, Mallory, Mumper, Niehaus, Padgett, Roberts, Schuler, Schuring, Wachtmann, Wilson, Zurz.

To enact section 4503.761 of the Revised Code to create "One Nation Under God" license plates.

To the Committee on Highways and Transportation.

YES - 4: BILL HARRIS, JEFF JACOBSON, MARK MALLORY,  
C. J. PRENTISS.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Said bills were considered a second time and referred to committee as recommended.

### **INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

The following bills were introduced and considered the first time:

**S. B. No. 56**-Senator Mumper.

To amend section 3318.31 of the Revised Code to enact as a separate act the provision of law exempting employees of the Ohio School Facilities Commission from the collective bargaining law.

**S. B. No. 57**-Senators Wilson, Brady, Dann, Fedor, Fingerhut, Hagan, Mallory, Miller, Prentiss, Roberts, Zurz.

To enact section 6301.11 of the Revised Code to create the Outsourced Worker Assistance Fund to provide financial assistance to outsourced individuals to enroll in postsecondary education programs and to make an appropriation.

**S. B. No. 58**-Senators Wilson, Brady, Dann, Fedor, Fingerhut, Hagan, Mallory, Miller, Prentiss, Roberts, Zurz.

To enact sections 115.01 and 115.02 of the Revised Code to create the Legislative Audit Commission and the office of Legislative Auditor to conduct program evaluations of state agencies and of specified state-funded or state-operated programs and activities and to make recommendations to the General Assembly on ways in which the agencies, programs, or activities can operate more efficiently.

**S. B. No. 59**-Senators Mallory, Jacobson, Fedor, Miller.

To enact sections 1315.57 to 1315.67 of the Revised Code to regulate under the Superintendent of Financial Institutions the facilitation of refund anticipation loans and refund anticipation checks; specifying loan or check transaction requirements; requiring that specified disclosures be made to consumers; and specifying civil remedies and administrative penalties.

**S. B. No. 60**-Senators Schuring, Coughlin, Dann, Jacobson, Zurz, Gardner, Fedor, Fingerhut, Brady, Clancy.

To amend sections 5725.24, 5733.98, 5747.08, and 5747.98 and to enact sections 149.311, 5725.151, 5727.40, 5733.47, and 5747.76 of the Revised Code to authorize nonrefundable, transferable tax credits for rehabilitating historic buildings.

**S. B. No. 61**-Senator Wachtmann.

To amend sections 4169.01, 4169.03, 4169.08, and 4169.09 of the Revised Code to modify duties and liabilities of ski operators and skiers, including duties and liabilities relating to the use of freestyle terrain and tubing parks in ski areas.

## Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has adopted the following concurrent resolution in which the concurrence of the Senate is requested:

**H. C. R. No. 6** - Representatives Latta, Beatty, Otterman

Honoring the Bowling Green High School girls cross country team on winning the 2004 Division I State Championship.

Attest:

Laura P. Clemens,  
Clerk.

The question being, "Shall the concurrent resolution, **H. C. R. No. 6**, be adopted?"

So the concurrent resolution was adopted.

The question being, "Shall the title be agreed to?"

Senator Carey moved to amend the title as follows:

Add the name: "Gardner."

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

The motion was agreed to and the title so amended.

### MESSAGES FROM THE PRESIDENT

Pursuant to Executive Order 87-19, the President of the Senate appoints Senator Clancy to serve on the Ohio Interagency Early Intervention Council.

Pursuant to Section 121.32(J) of the Ohio Revised Code, the President of the Senate appoints Senator Schuring to serve on the Interagency Council on Hispanic-Latino Affairs.

Pursuant to Section 184.03 (B) of HB 675 of the 124th General Assembly, the President of the Senate appoints Senator Spada to serve on the Third Frontier Advisory Board.

Pursuant to Ohio Revised Code Section 901.13 (B), the President of the Senate appoints Senator Mumper to serve on the Ethanol Incentive Board.

Pursuant to Executive Order 95-V, the President of the Senate appoints Senator Goodman to serve on the Ohio Martin Luther King, Jr., Holiday Commission.

Pursuant to Ohio Revised Code Section 4981.361, the President of the Senate appoints Senator Armbruster to serve on the Midwest Interstate Passenger Rail Compact.

Pursuant to Section 3301.68 of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Legislative Committee on Education Oversight:

Senator Padgett  
Senator Cates  
Senator Carey  
Senator Fedor  
Senator Brady

On the motion of Senator Carey, the Senate adjourned until Wednesday, February 16, 2005 at 1:30 p.m.

Attest:

MATTHEW T. SCHULER,  
Clerk.