

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, FEBRUARY 28, 2006

ONE HUNDRED FIFTY-FOURTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, February 28, 2006, 1:30 p.m.**

The Senate met pursuant to adjournment.

Prayer was offered by Father Michael Lumpe, Christ the King Catholic Church, Columbus, Ohio, followed by the Pledge of Allegiance to the Flag.

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:

**Sub. H. B. No. 390**-Representatives Taylor, Brinkman, Brown, Gibbs, Gilb, Hood, Kilbane, Trakas, Hagan, Blessing, Schaffer, Latta, Aslanides, Bulp, Carano, Cassell, Collier, Core, Domenick, Evans, C., Faber, Garrison, Hartnett, Key, Raussen, Reidelbach, Reinhard, Schneider, Seitz, Uecker, Widowfield, Willamowski, Yuko.

To amend sections 109.082, 131.02, 2329.07, 5735.03, 5747.08, and 5749.02, to enact sections 2305.26, 5703.58, 5733.262, 5739.134, 5747.082, 5747.134, and 5751.061, and to repeal section 5733.18 of the Revised Code to place a time limit on the collection of certain finalized but outstanding tax liabilities, to restore and lengthen a prior statute of limitation on certain statutory liens, to restore a former requirement that the state must periodically take affirmative action to keep alive judgment liens in the state's favor, to limit the total amount of penalties that may be added to late or underpaid taxes if the amount at issue is \$1,000 or less, and to provide "innocent spouse relief" from joint and several liability for income tax under prescribed circumstances.

To the Committee on Ways and Means and Economic Development.

**Am. Sub. H. B. No. 416**-Representatives Wagoner, Gilb, Coley, Seitz, Reidelbach, Ujvagi, Webster, Latta, Reinhard, Brown, Mason, Book, Core, Barrett, Blessing, Bulp, Carano, Cassell, Combs, DeBose, DeGeeter, Dolan, Domenick, Evans, C., Flowers, Harwood, Healy, Hughes, Key, Law, Martin, McGregor, R., Oelslager, Otterman, Patton, T., Perry, Sayre, Schaffer, Schlichter, Schneider, Willamowski, Yuko.

To amend sections 1111.13, 1111.15, 1151.191, 1161.24, 1319.12, 1339.01, 1339.02, 1339.03, 1339.04, 1339.08, 1339.09, 1339.10, 1339.11, 1339.12, 1339.13, 1339.15, 1339.151, 1339.16, 1339.17, 1339.31, 1339.32, 1339.33,

1339.34, 1339.35, 1339.36, 1339.37, 1339.38, 1339.39, 1339.42, 1339.44, 1339.52, 1339.53, 1339.54, 1339.55, 1339.56, 1339.57, 1339.58, 1339.59, 1339.60, 1339.61, 1339.62, 1339.64, 1339.65, 1339.71, 1339.72, 1339.73, 1339.74, 1339.76, 1339.77, 1339.78, 1340.31, 1340.32, 1340.33, 1340.34, 1340.35, 1340.36, 1340.37, 1340.40, 1340.41, 1340.42, 1340.46, 1340.47, 1340.52, 1340.57, 1340.58, 1340.59, 1340.63, 1340.65, 1340.66, 1340.70, 1340.71, 1340.72, 1340.73, 1340.74, 1340.75, 1340.76, 1340.77, 1340.81, 1340.82, 1340.83, 1340.84, 1340.90, 1340.91, 1775.03, 1775.14, 1775.15, 1775.17, 1775.33, 1782.24, 2101.24, 2107.33, 2109.24, 2109.37, 2109.62, 2109.68, 2111.131, 2113.861, 2305.121, 2305.22, 5111.15, 5111.151, 5119.01, 5119.17, 5121.04, 5121.10, 5121.30, 5121.52, 5123.04, 5123.28, and 5123.40; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 1339.01 (5815.02), 1339.02 (5815.03), 1339.03 (5815.04), 1339.031 (5815.01), 1339.04 (5815.05), 1339.08 (5815.06), 1339.09 (5815.07), 1339.10 (5815.08), 1339.11 (5815.09), 1339.12 (5815.10), 1339.13 (5815.11), 1339.15 (5815.12), 1339.151 (5815.13), 1339.16 (5815.14), 1339.17 (5815.15), 1339.18 (5815.16), 1339.31 (5814.01), 1339.32 (5814.02), 1339.33 (5814.03), 1339.34 (5814.04), 1339.35 (5814.05), 1339.36 (5814.06), 1339.37 (5814.07), 1339.38 (5814.08), 1339.39 (5814.09), 1339.41 (5815.21), 1339.411 (5815.22), 1339.412 (5815.23), 1339.42 (5815.24), 1339.43 (5815.25), 1339.44 (5815.26), 1339.45 (5815.27), 1339.51 (5815.28), 1339.52 (5809.01), 1339.53 (5809.02), 1339.54 (5809.03), 1339.55 (5808.03), 1339.56 (5809.04), 1339.57 (5808.05), 1339.58 (5809.05), 1339.59 (5808.07), 1339.60 (5809.07), 1339.61 (5809.08), 1339.62 (5815.31), 1339.621 (5815.32), 1339.63 (5815.33), 1339.64 (5815.34), 1339.65 (5815.35), 1339.68 (5815.36), 1339.71 (5815.41), 1339.72 (5815.42), 1339.73 (5815.43), 1339.74 (5815.44), 1339.75 (5815.45), 1339.76 (5815.46), 1339.77 (5815.47), 1339.78 (5815.48), 1340.31 (5813.01), 1340.32 (5813.02), 1340.33 (5813.03), 1340.34 (5813.04), 1340.35 (5813.05), 1340.36 (5813.06), 1340.37 (5813.07), 1340.40 (5812.01), 1340.41 (5812.02), 1340.42 (5812.03), 1340.46 (5812.07), 1340.47 (5812.08), 1340.51 (5812.12), 1340.52 (5812.13), 1340.53 (5812.14), 1340.57 (5812.18), 1340.58 (5812.19), 1340.59 (5812.20), 1340.63 (5812.24), 1340.64 (5812.25), 1340.65 (5812.26), 1340.66 (5812.27), 1340.70 (5812.31), 1340.71 (5812.32), 1340.72 (5812.33), 1340.73 (5812.34), 1340.74 (5812.35), 1340.75 (5812.36), 1340.76 (5812.37), 1340.77 (5812.38), 1340.81 (5812.42), 1340.82 (5812.43), 1340.83 (5812.44), 1340.84 (5812.45), 1340.85 (5812.46), 1340.86 (5812.47), 1340.90 (5812.51), 1340.91 (5812.52), and 2305.121 (5806.04); to enact sections 2109.69, 5801.01, 5801.011, 5801.02 to 5801.10, 5802.01 to 5802.03, 5803.01 to 5803.05, 5804.01 to 5804.18, 5805.01 to 5805.07, 5806.01 to 5806.03, 5807.01 to 5807.09, 5808.01, 5808.02, 5808.04, 5808.06, 5808.08 to 5808.17, 5809.06, 5810.01 to 5810.13, and 5811.01 to 5811.03; and to repeal sections 1335.01, 1339.14, 1339.66, 1339.67, 1339.69, 1340.21, 1340.22, and 1340.23 of the Revised Code to adopt an Ohio trust code.

To the Committee on Judiciary - Civil Justice.

**Am. Sub. H. B. No. 426**-Representatives Dolan, Chandler, Yuko, Fessler, Wagoner, Reidelbach, McGregor, J., Willamowski, DeGeeter, Harwood, Allen, Bupp, Carano, Cassell, Collier, Combs, DeBose, Distel, Domenick, Flowers, Gibbs, Hartnett, Hughes, Key, Law, Martin, Miller, Otterman, Patton, T., Perry, Sayre, Schlichter, Schneider, Seitz, Setzer, Smith, G., Walcher, Williams, Wolpert.

To amend sections 1111.19, 1721.211, 2101.24, 2106.20, 2108.50, 2109.02, 2111.13, 2113.031, 2113.37, 2117.25, 4511.451, 4717.21, and 4717.22 and to enact sections 2108.70 to 2108.90, and 2117.251 of the Revised Code regarding the assignment of the right to direct the disposition of an adult's remains after death and to make arrangements and purchase goods and services related to an adult's funeral, cremation, burial, or other manner of final disposition.

To the Committee on Judiciary - Civil Justice.

**S. B. No. 274**-Senator Kearney.

To amend section 4511.81 of the Revised Code to require certain children who are between four and eight years of age to be secured in a booster seat.

To the Committee on Highways and Transportation.

**S. B. No. 275**-Senators Stivers, Niehaus, Jordan.

To amend sections 1322.04, 1322.041, 1322.051, 1322.052, 1322.06, 1322.061, 1322.062, 1322.07, 1322.072, 1322.10, 1322.11, 1322.12, 3313.603, 4735.05, 4735.64, 4735.66, 4763.03, 4763.11, and 4763.13 and to enact sections 109.88, 1121.022, 1155.012, 1163.021, 1181.081, 1322.063, 1322.064, 1349.53, 1349.55, and 1733.328 of the Revised Code to create the Ohio Consumer Mortgage Commission, to transfer enforcement authority for the Mortgage Broker's Act from the superintendent of financial institutions to the Attorney General, to authorize the attorney general to create predatory lending strike forces, to permit state regulatory authorities to share confidential information, to require first-time home buyers to receive pre-purchase home buyer counseling, to add financial literacy instruction to high school graduation requirements, to establish additional prohibitions and requirements for financial institutions, real estate appraisers, and mortgage brokers, and to make an appropriation.

To the Committee on Finance and Financial Institutions.

**S. B. No. 276**-Senators Cates, Coughlin, Clancy, Hagan, Schuring, Grendell.

To amend sections 319.202, 323.152, 323.153, 323.154, 323.156, 323.159, 4503.065, 4503.066, 4503.067, and 4503.068 and to enact section 5705.17 of the Revised Code to authorize local taxing authorities to exempt from new property tax levies the homes of elderly persons.

To the Committee on Ways and Means and Economic Development.

YES - 5: J. KIRK SCHURING, KIMBERLY A. ZURZ, C. J. PRENTISS, BILL HARRIS, JEFF JACOBSON.

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.

#### **REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Schuring submitted the following report:

The standing committee on Rules to which were referred the appointments by the Governor of:

**John A. Kubincanek**, Republican, from North Ridgeville, Lorain County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning January 27, 2006 and ending at the close of business November 12, 2008.

**Mark B. LaPlace**, Republican, from Columbus, Franklin County, Ohio, as a Member of the Ohio Cultural Facilities Commission for a term beginning January 27, 2006 and ending at the close of business December 31, 2008.

**Charlene Mancuso**, Democrat, from Lyndhurst, Cuyahoga County, Ohio, as a Member of the State Board of Emergency Medical Services for a term beginning January 27, 2006 and ending at the close of business November 12, 2008.

**John A. Pakiela**, Independent, from Sagamore Hills, Summit County, Ohio, as a Member of the State Board of Emergency Medical Services for a

term beginning January 27, 2006 and ending at the close of business November 12, 2008, replacing Andrew Hawk, who resigned.

**Wendy J. Pomerantz**, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the State Board of Emergency Medical Services for a term beginning January 27, 2006 and ending at the close of business November 12, 2008, replacing William Cotton, whose term expired.

**Barbara S. Robinson**, Democrat, from Cleveland, Cuyahoga County, Ohio, as a Member of the Ohio Cultural Facilities Commission for a new term beginning January 27, 2006 and ending at the close of business December 31, 2008.

Having had the same under consideration, reports back the recommendation that the Senate advise and consent to said appointments.

YES - 7: BILL HARRIS, RANDY GARDNER, STEPHEN C. AUSTRIA, J. KIRK SCHURING, JEFF JACOBSON, TERESA FEDOR, KIMBERLY A. ZURZ.

NO - 0.

The question being, "Shall the Senate advise and consent to the appointments by the Governor?"

The yeas and nays were taken and resulted - yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Brady
Carey	Cates	Clancy	Coughlin
Dann	Fedor	Fingerhut	Gardner
Goodman	Grendell	Hagan	Hottinger
Jacobson	Jordan	Kearney	Miller
Mumper	Niehaus	Padgett	Prentiss
Roberts	Schuler	Schuring	Spada
Stivers	Wachtmann	Zurz	Harris-32.

So the Senate advised and consented to said appointments.

**BILLS FOR THIRD CONSIDERATION**

**Sub. H. B. No. 287**-Representatives Aslanides, Kearns, Carmichael, Gibbs, Perry, McGregor, J., Dolan, Collier, Hood, Beatty, Reidelbach, Barrett, Boccieri, Brown, Carano, Daniels, DeBose, Domenick, Evans, D., Flowers, Hagan, Hughes, Law, Sayre, Schlichter, Schneider, Stewart, J., Uecker, Wagoner Senators Coughlin, Gardner, Jacobson, Clancy.

To amend sections 3702.30 and 3702.31 and to enact sections 2305.116 and

3702.301 of the Revised Code to exempt certain freestanding birthing centers from the requirement that a center obtain a health care facility license from the Director of Health and to provide that there is no cause of action on a medical claim that because of an act or omission an abortion was not performed, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 287**, pass?"

The yeas and nays were taken and resulted - yeas 23, nays 9, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Carey
Cates	Clancy	Coughlin	Fingerhut
Gardner	Goodman	Grendell	Hottinger
Jacobson	Jordan	Mumper	Niehaus
Padgett	Schuler	Schuring	Spada
Stivers	Wachtmann		Harris-23.

Those who voted in the negative were: Senators

Brady	Dann	Fedor	Hagan
Kearney	Miller	Prentiss	Roberts
			Zurz-9.

So the bill passed.

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

Senator Coughlin moved to amend the title as follows:

Add the names: "Amstutz, Cates, Grendell, Harris, Hottinger, Jordan, Mumper, Padgett, Schuler, Schuring, Spada, Wachtmann."

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

The motion was agreed to and the title so amended.

**Am. H. B. No. 85**-Representatives Blessing, Combs, Flowers, Hagan, Martin, Reinhard, Smith, G. Senator Jacobson.

To amend section 4928.20 and to enact section 4928.21 of the Revised Code to limit retail electric service automatic governmental aggregation and to create a "Do Not Aggregate" list, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 85**, pass?"

The yeas and nays were taken and resulted - yeas 28, nays 4, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Carey
Cates	Clancy	Coughlin	Dann

Fedor	Fingerhut	Gardner	Goodman
Hagan	Hottinger	Jacobson	Jordan
Kearney	Miller	Mumper	Niehaus
Padgett	Prentiss	Roberts	Schuler
Schuring	Stivers	Zurz	Harris-28.

Senators Brady, Grendell, Spada, and Wachtmann voted in the negative-4.

So the bill passed.

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

Senator Schuler moved to amend the title as follows:

Add the names: "Amstutz, Cates, Mumper, Schuler, Stivers, Harris."

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

The motion was agreed to and the title so amended.

**H. B. No. 379**-Representatives Yuko, DeGeeter, Hughes, Trakas, Harwood, Sykes, DeBose, Redfern, Brown, Williams, Otterman, Mason, Oelslager, Smith, S., Driehaus, Stewart, D., Patton, S., Wolpert, Barrett, Domenick, Fende, Garrison, Strahorn, Willamowski, Faber, Schaffer, Chandler, Flowers, Evans, C., Yates, Reidelbach, Hartnett, Combs, Dolan, McGregor, J., Carano, Skindell, Boccieri, Miller, Healy, Gilb, Perry, Wagoner, Beatty, Cassell, Ujvagi, Allen, Key, Latta, Bulp, Distel, Mitchell, Book, Coley, Sayre, Blasdel, Carmichael, Patton, T., Walcher, Setzer, Uecker, Aslanides, Blessing, Brinkman, Buehrer, Calvert, Collier, Evans, D., Gibbs, Hagan, Hood, Hoops, Kilbane, Koziura, Law, Martin, McGregor, R., Peterson, Raussen, Reinhard, Schlichter, Seitz, Smith, G., Stewart, J., Taylor, Webster, White, Widener, Widowfield, Woodard Senators Fingerhut, Wilson, Hagan, Clancy, Miller, Coughlin, Armbruster.

To enact section 5.2232 of the Revised Code to designate March as "Multiple Sclerosis Awareness Month, was considered the third time."

The question being, "Shall the bill, **H. B. No. 379**, pass?"

The yeas and nays were taken and resulted - yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Brady
Carey	Cates	Clancy	Coughlin
Dann	Fedor	Fingerhut	Gardner
Goodman	Grendell	Hagan	Hottinger
Jacobson	Jordan	Kearney	Miller
Mumper	Niehaus	Padgett	Prentiss
Roberts	Schuler	Schuring	Spada
Stivers	Wachtmann	Zurz	Harris-32.



So the bill passed.

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

Senator Fedor moved to amend the title as follows:

Add the names: "Brady, Austria, Carey, Cates, Dann, Fedor, Goodman, Grendell, Harris, Amstutz, Niehaus, Padgett, Roberts, Schuler, Schuring, Spada, Zurz, Gardner, Jordan, Kearney, Jacobson, Prentiss."

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

The motion was agreed to and the title so amended.

**S. B. No. 266**-Senators Kearney, Miller, Wachtmann, Stivers, Jacobson, Austria, Brady, Fedor, Gardner, Hagan, Jordan, Fingerhut, Zurz, Clancy, Prentiss, Roberts, Schuler, Dann, Wilson, Armbruster, Harris, Goodman, Schuring, Mumper, Cates, Niehaus.

To enact section 5.2232 of the Revised Code to designate February as "Black History Month, was considered the third time."

The question being, "Shall the bill, **S. B. No. 266**, pass?"

Senator Kearney moved to amend as follows:

In line 3, delete "5.2232" and insert "5.2233"

In line 5, delete "5.2232" and insert "5.2233"

In line 7, delete "African-Americans" and insert "African Americans"

In line 1 of the title, delete "5.2232" and insert "5.2233"

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

The amendment was agreed to.

The question recurred, "Shall the bill, **S. B. No. 266**, pass?"

The yeas and nays were taken and resulted - yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Brady
Carey	Cates	Clancy	Coughlin
Dann	Fedor	Fingerhut	Gardner
Goodman	Grendell	Hagan	Hottinger
Jacobson	Jordan	Kearney	Miller
Mumper	Niehaus	Padgett	Prentiss
Roberts	Schuler	Schuring	Spada
Stivers	Wachtmann	Zurz	Harris-32.

So the bill passed.

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

Senator Kearney moved to amend the title as follows:

Add the names: "Amstutz, Carey, Coughlin, Grendell, Hottinger, Padgett, Spada."

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

The motion was agreed to and the title so amended.

### OFFERING OF RESOLUTIONS

Senator Brady offered the following resolution:

**S. R. No. 168**-Senators Brady, Armbruster, Clancy, Dann, Fedor, Fingerhut, Gardner, Hagan, Kearney, Miller, Mumper, Niehaus, Padgett, Prentiss, Roberts, Schuler, Spada, Wachtmann, Wilson, Zurz.

Honoring Jada Brady for her exemplary service to the Ohio Senate.

The question being, "Shall the resolution, **S. R. No. 168**, be adopted?"

So the resolution was adopted.

Senator Kearney offered the following resolution:

**S. R. No. 169**-Senator Kearney.

Honoring the Reverend Fred Shuttlesworth for his contributions to the Civil Rights Movement.

The question being, "Shall the resolution, **S. R. No. 169**, be adopted?"

So the resolution was adopted.

### COMMUNICATIONS FROM THE GOVERNOR

The President handed down the following messages from the Governor which were read by the Clerk:

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, James M. Biggar, Democrat, from Pepper Pike, Cuyahoga County, Ohio, as a Member of the Kent State University Board of Trustees for a term beginning February 16, 2006, and ending at the close of business May 16, 2007, replacing James

R. Schubert, who passed away.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 21st day of February in the year of our Lord, two thousand and six.

[Seal]

Bob Taft,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Paul N. Duncan, Jr., Democrat, from Boardman, Mahoning County, Ohio, as a Member of the Board of Motor Vehicle Collision Repair Registration for a term beginning February 17, 2006, and ending at the close of business January 1, 2009, replacing Dean DeRolph, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 21st day of February in the year of our Lord, two thousand and six.

[Seal]

Bob Taft,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Stephen A. Gary, Republican, from Clarksburg, Ross County, Ohio, as a Member of the Banking Commission for a term beginning February 17, 2006, and ending at the close of business January 31, 2009, replacing Zuheir Sofia, who resigned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 21st day of February in the year of our Lord, two thousand and six.

[Seal]

Bob Taft,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Nicholas C. Lahni, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Board of Motor Vehicle Collision Repair Registration for a term beginning February 17, 2006, and ending at the close of business January 1, 2009, replacing Dennis Sterwerf, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 21st day of February in the year of our Lord, two thousand and six.

[Seal]

Bob Taft,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Paul M. Reed, Republican, from Middleport, Meigs County, Ohio, as a Member of the Banking Commission for a term beginning February 17, 2006, and ending at the close of business January 31, 2009, replacing Charlotte Martin, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 21st day of February in the year of our Lord, two thousand and six.

[Seal]

Bob Taft,  
Governor.

Said appointments were referred to the Committee on Rules.

**MESSAGE FROM THE PRESIDENT**

The Honorable Bill Harris  
Ohio Senate President  
Statehouse  
Columbus, OH 43215

Dear President Harris:

I am writing to offer my resignation from the Ohio Senate, to take effect February 28, 2006.

It has been my distinct honor to represent the people of the 23rd Senate District. I am eternally grateful to the citizens of Greater Cleveland for providing me the opportunity to serve my community and the State of Ohio. I wish each and every one of you good health and God speed.

Sincerely,  
/s/ DANIEL R. BRADY  
Daniel R. Brady

**MESSAGE FROM THE PRESIDENT**

Senator Daniel Brady  
Senate Building  
Columbus, Ohio 43215

Dear Senator Brady:

In accordance with Section 101.25 of the Ohio Revised Code, I hereby acknowledge receipt of your letter of resignation from the Ohio Senate effective Tuesday, February 28, 2006.

It has certainly been a pleasure working with you during your time with the Senate. Please accept my sincere best wishes in all your future endeavors.

Good luck!

Sincerely,  
/s/ BILL HARRIS  
Bill Harris  
State Senator  
19th District

On the motion of Senator Gardner, the Senate adjourned until Wednesday, March 1, 2006 at 1:30 p.m.

Attest:

DAVID A. BATTOCLETTI,  
Clerk.