

OHIO

SENATE

JOURNAL

THURSDAY, MARCH 30, 2006

ONE HUNDRED SIXTY-EIGHTH DAY
Senate Chamber, Columbus, Ohio
Thursday, March 30, 2006, 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 Niehaus was selected to preside according to the rule.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Goodman submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Am. Sub. H. B. No. 301**-Representative Seitz, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

In line 3300, after "time" insert "of the act, omission, event, or transaction to which"

Delete lines 5382 and 5383

In line 5384, delete "partner was a partner is a present liability" and insert "Liabilities of the converting partnership, for purposes of division (B) of this section, include any amount payable pursuant to section 1775.50 of the Revised Code to a partner"

In line 5972, delete everything after the underlined period

Delete lines 5973 and 5974

In line 5975, delete "converted" and insert "Liabilities of the converting limited partnership, for purposes of division (B) of this section, include any amount payable pursuant to section 1782.435 of the Revised Code to a partner of the converting"

In line 152, after "1701.81," insert "division (E) of section 1701.811,"; after "1705.38," insert "division (E) of section 1705.381,"

In line 153, strike through "or" and insert "division (E) of section 1775.55,"

In line 154, after "1782.433" insert ", or division (E) of section 1782.4310"

In line 2328, after "(1)" delete the balance of the line

In line 2329, delete "in division (E) of this section" and insert "The authority of a domestic corporation has not been limited as described in section 1701.88 or 1701.91 of the Revised Code"

In line 2335, after "(2)" delete the balance of the line

In line 2336, delete "state" and insert "The license authorizing a foreign corporation to transact business in this state has not expired, been cancelled, or been surrendered"

YES - 8: JAY HOTTINGER, LYNN R. WACHTMANN, RON AMSTUTZ, DAVID GOODMAN, STEPHEN C. AUSTRIA, ERIC H. KEARNEY, MARC DANN, STEVE STIVERS.

NO - 0.

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

The report of the committee was accepted.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered the first time:

S. B. No. 308-Senators Wachtmann, Jordan, Hottinger, Clancy, Spada, Coughlin, Mumper, Grendell, Padgett, Schuring, Cates, Schuler, Carey, Stivers, Hagan.

To enact sections 2305.61, 2305.62, 2305.63, 2306.64, 2305.65, and 2305.66 and to repeal section 2305.40 of the Revised Code to provide statutory criteria for when a person may use force or deadly force to defend the person or another person or to prevent or terminate a trespass on or illegal interference with property; to establish a presumption related to use of defensive force intended or likely to cause death or serious physical harm of when the user of the defensive force holds a reasonable fear of imminent peril of death or serious physical harm; to provide that a person authorized to use deadly force or defensive force intended or likely to cause death or serious physical harm generally does not have a duty to retreat; and to repeal the existing statutory provisions regarding the immunity of an owner, lessee, or renter of real property as to self-defense or defense of others.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following bills:

Am. Sub. H. B. No. 530 - Representative Calvert - et al.

Sub. S. B. No. 148 - Senator Hottinger- et al.

Attest:

Laura P. Clemens,
Clerk.

The President signed said bills.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following concurrent resolution:

H. C. R. No. 39 - Representative Blasdel

To designate the twenty-ninth day of April of each year as "Dale Earnhardt Day" in Ohio.

Attest:

Laura P. Clemens,
Clerk.

The President signed said concurrent resolution.

Message from the House of Representatives

Mr. President:

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

Am. H. B. No. 298 - Representatives Peterson, Daniels, C. Evans, Carano, McGregor, Ujvagi, Combs, Aslanides, Harwood, Seaver, Miller, Latta, Oelslager, Kearns, Setzer, Perry, Seitz, Chandler, Schaffer, S. Patton, Reidelbach, Hughes, Otterman, Willamowski, Hoops, Mason, Allen, Hagan, Wagoner, Redfern, Flowers, Barrett, Book, Cassell, DeBose, Distel, Domenick, Evans, D., Hartnett, Key, Kilbane, Schlichter, Stewart, D., Stewart, J., Sykes, Williams, Yuko, Beatty

To amend section 4501.21 and to enact section 4503.493 of the Revised Code to establish an autism awareness license plate and to provide that money from the contributions for the license plates be used to pay for programs and

awareness efforts of the Autism Society of Ohio.

Sub. H. B. No. 371 - Representatives Buehrer, Trakas, Raussen, Gibbs, McGregor, J., Uecker, Reidelbach, Brinkman, Combs, Faber, White, Schaffer, Hagan, Wagoner, Hughes, Oelslager, Hood, Fessler, Fende, Allen, Perry, Yuko, Bubb, Latta, Stewart, J., Martin, Beatty, Blessing, Boccieri, Book, Brown, Calvert, Carano, Cassell, Collier, Daniels, DeBose, DeGeeter, Distel, Dolan, Domenick, Evans, C., Evans, D., Flowers, Garrison, Gilb, Hartnett, Harwood, Healy, Key, Law, Mason, Otterman, Patton, T., Peterson, Raga, Redfern, Sayre, Schlichter, Schneider, Seaver, Seitz, Smith, G., Stewart, D., Wagner, Webster, Widowfield, Willamowski, Williams

To create the Fuel Production Task Force to study opportunities for and barriers to increasing fuel production in this state.

Attest:

Laura P. Clemens,
Clerk.

Said bills were considered the first time.

On the motion of Senator Grendell, the Senate adjourned until Tuesday, April 4, 2006 at 11:00 o'clock a.m.

Attest:

DAVID A. BATTOCLETTI,
Clerk.