

OHIO

SENATE

JOURNAL

THURSDAY, MAY 26, 2005

FIFTY-SEVENTH DAY
Senate Chamber, Columbus, Ohio
Thursday, May 26, 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 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 Coughlin submitted the following report:

The standing committee on State and Local Government and Veterans' Affairs, to which was referred **S. B. No. 147**-Senator Austria, having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Schuring, Armbruster, Grendell.

YES - 9: LARRY A. MUMPER, TERESA FEDOR, TOM NIEHAUS, J. KIRK SCHURING, JEFFRY J. ARMBRUSTER, KEVIN J. COUGHLIN, KIMBERLY A. ZURZ, TIMOTHY J. GRENDALL, DANIEL R. BRADY.

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 bills were introduced and considered the first time:

S. B. No. 150-Senator Dann.

To amend section 1541.31 of the Revised Code to revise the Pymatuning Lake Compact.

S. B. No. 151-Senators Dann, Fedor, Brady, Hagan, Miller, Fingerhut, Roberts, Prentiss, Zurz.

To amend sections 102.02, 171.01, 171.03, 171.05, 3517.13, 3517.151, 3517.992, 4121.12, 4121.121, 4121.125, 4123.44, and 4123.99 and to enact sections 109.579, 171.041, 3517.093, 4123.441, 4123.442, and 4123.444 of the Revised Code to require the Ohio Retirement Study Council to oversee

investment of funds under the Workers' Compensation Law and approve contracts entered into concerning the investment of those funds, to change the investment authority of the Administrator of Workers' Compensation, to establish restrictions concerning contracts for the investment of those funds, to require that criminal records checks be conducted on persons involved with the investment of those funds, to prohibit the Administrator from awarding a contract for the investment of those funds to an investment manager or business entity who has made specified campaign contributions, and to prohibit certain state officials from soliciting or accepting campaign contributions from those investment managers or business entities.

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, Wanda L. Carter, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ohio Higher Educational Facility Commission for a term beginning March 13, 2005, and ending at the close of business January 1, 2013, replacing Judy Baltimore, 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 13th day of May in the year of our Lord, two thousand and five.

[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 M. Furtwengler, Republican, from Cincinnati, Hamilton County, Ohio, as a Student Member of the University of Cincinnati Board of Trustees for a term beginning May 9, 2005, and ending at the close of business May 13, 2007, replacing Arlen E. Herrell, 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 9th day of May in the year of our Lord, two thousand and five.

[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, John F. Greacen, Republican, from Marietta, Washington County, Ohio, as a Member of the Washington State Community College Board of Trustees for a new term beginning May 9, 2005 and ending at the close of business February 18, 2011.

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 9th day of May in the year of our Lord, two thousand and five.

[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, Patricia Sue Marvin, Republican, from Marietta, Washington County, Ohio, as a Member of the Washington State Community College Board of Trustees for a new term beginning May 9, 2005 and ending at the close of business February 18, 2011.

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 9th day of May in the year of our Lord, two thousand and five.

[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, Dianne Bitonte Miladore, Democrat, from Canfield, Mahoning County, Ohio, as a Member of the Youngstown State University Board of Trustees for a term beginning May 13, 2005, and ending at the close of business May 1, 2014, replacing Chander M. Kohli, 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 13th day of May in the year of our Lord, two thousand and five.

[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, Micah Mitchell, Independent, from Oberlin, Lorain County, Ohio, as a Student Member of the Ohio University Board of Trustees for a term beginning May 13, 2005, and ending at the close of business May 13, 2007, replacing Dustin Wood, 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 13th day of May in the year of our Lord, two thousand and five.

[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, Tamika Y. Nunley, Independent, from Sheffield Village, Lorain County, Ohio, as a Student Member of the Miami University Board of Trustees for a term beginning May 9, 2005, and ending at the close of business February 28, 2007, replacing Samuel J. DiSalvo, 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 9th day of May in the year of our Lord, two thousand and five.

[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, C. M. "Mike" Oliver, Republican, from McConnelsville, Morgan County, Ohio, as a Member of the Washington State Community College Board of Trustees for a term beginning May 9, 2005, and ending at the close of business February 18, 2011, replacing John Keirns, 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 9th day of May in the year of our Lord, two thousand and five.

[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, Dawn R. B. Spurlock, Democrat, from Grand Rapids, Wood County, Ohio, as a Member of the Recycling and Litter Prevention Advisory Council for a term beginning May 9, 2005, and ending at the close of business November 18, 2006, replacing Brenda Pulley, 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 9th day of May in the year of our Lord, two thousand and five.

[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, Larry Unroe, Republican, from Marietta, Washington County, Ohio, as a Member of the Washington State Community College Board of Trustees for a term beginning May 9, 2005, and ending at the close of business February 18, 2008, replacing William Fields, 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 9th day of May in the year of our Lord, two thousand and five.

[Seal]

Bob Taft,
Governor.

Said appointments were referred to the Committee on Rules.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the passage of the following bill:

Am. Sub. S. B. No. 61 - Senator Wachtmann Representatives Seitz, Latta, Aslanides, Coley, Combs, Domenick, D. Evans, Flowers, Hartnett, McGregor, Seaver, G. Smith, Walcher

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

As a substitute bill with the following additional amendment, in which the concurrence of the Senate is requested:

In line 16, after "toboggan" insert an underlined coma

Attest:

Laura P. Clemens,
Clerk.

Said amendment was laid over under the rule.

On the motion of Senator Schuring, the Senate adjourned until Tuesday, May 31, 2005 at 1:30 p.m.

Attest:

MATTHEW T. SCHULER,
Clerk.