

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, SEPTEMBER 27, 2005

NINETY-SEVENTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, September 27, 2005, 11:00 o'clock a.m.**

The Senate met pursuant to adjournment.

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

**INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

The following bills were introduced and considered the first time:

**S. B. No. 186**-Senators Miller, Dann.

To enact sections 3727.35 to 3727.47 of the Revised Code to require not-for-profit hospitals to provide certain levels of free medical services to qualified individuals.

**S. B. No. 187**-Senators Grendell, Schuring, Mumper, Niehaus, Clancy, Fingerhut, Miller, Zurz.

To amend section 1345.02 of the Revised Code to make charging a price for a grade of gasoline that does not bear a reasonable relationship to the costs of making the particular grade of gasoline available to consumers an unfair or deceptive consumer sales practice and to create the Gasoline Practices Oversight Commission for the period ending December 31, 2006.

**S. B. No. 188**-Senators Grendell, Schuring.

To amend section 4729.01 and to enact sections 4729.552, 4729.553, 4729.554, 4729.555, and 4729.556 of the Revised Code to require the Board of Pharmacy to establish a drug compounding licensing program for terminal distributors of dangerous drugs.

**S. B. No. 189**-Senator Grendell.

To amend sections 907.01, 907.14, and 907.28 of the Revised Code to make changes to the Agricultural Seed Law.

**OFFERING OF RESOLUTIONS**

Senator Fedor offered the following resolution:

**S. R. No. 118**-Senators Fedor, Gardner, Padgett, Miller, Wilson, Hagan, Dann, Cates, Armbruster, Wachtmann, Prentiss, Mallory, Clancy, Coughlin, Jordan, Spada, Zurz, Schuring, Brady.

In memory of James "Barney" Quilter.

The question being, "Shall the resolution, **S. R. No. 118**, 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, Donna J. Conley, Republican, from Columbus, Franklin County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning August 12, 2005 and ending at the close of business July 31, 2007.

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 12th day of August 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, Albert S. Gatka, from Parma, Cuyahoga County, Ohio, as a Member of the State Board of Emergency Medical Services for a term beginning June 18, 2004, and ending at the close of business November 12, 2005, replacing Martin Mace, 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 18th day of June 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 H. Hull, Republican, from Toledo, Lucas County, Ohio, as a Member of the Petroleum Underground Storage Tank Release Compensation Board for a new term beginning August 12, 2005 and ending at the close of business July 11, 2008.

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 12th day of August 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, Gail F. Johnson, Independent, from Centerville, Montgomery County, Ohio, as a Member of the Ohio Arts Council for a term beginning August 12, 2005, and ending at the close of business July 1, 2010, replacing David Barker, 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 12th day of August 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, Nancy F. Kister, Republican, from Andover, Ashtabula County, Ohio, as a Member of the Petroleum Underground Storage Tank Release Compensation Board for a new term beginning August 12, 2005 and ending at the close of business July

11, 2008.

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 12th day of August 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, Donald J. Kuchta, Independent, from Macedonia, Summit County, Ohio, as a Member of the Petroleum Underground Storage Tank Release Compensation Board for a new term beginning August 12, 2005 and ending at the close of business July 11, 2008.

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 12th day of August 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, Shelia M. Markley, Republican, from Canton, Stark County, Ohio, as a Member of the Ohio Arts Council for a new term beginning August 12, 2005 and ending at the close of business July 1, 2010.

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 12th day of August 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, Michael Schoenhofer, Republican, from Lima, Allen County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning August 12, 2005 and ending at the close of business July 31, 2007.

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 12th day of August 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, Susan R. Sofia, Republican, from Bexley, Franklin County, Ohio, as a Member of the Ohio Arts Council for a new term beginning August 12, 2005 and ending at the close of business July 1, 2010.

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 12th day of August 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, Eloise V. Traina, Republican, from Salem, Columbiana County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning August 12, 2005 and ending at the close of business July 31, 2007.

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 12th day of August 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, Janet K. Wade-Watts, Independent, from Malta, Morgan County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning August 12, 2005 and ending at the close of business July 31, 2007.

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 12th day of August 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, Theodore P. Ziegler, Democrat, from Akron, Stark County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning August 12, 2005 and ending at the close of business July 31, 2007.

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 12th day of August 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 PRESIDENT**

Pursuant to Section 5123.60 (D) of the Ohio Revised Code, the President of the Senate appoints the following public member to serve on the Ohio Legal Rights Service Commission:

Theodore L. Sipes (replacing Cindy Carpenter, who resigned)  
(term beginning immediately and ending April 17, 2007)  
Bowling Green, Ohio 43402

Pursuant to Section 206.42.12 of H.B. No. 66 of the 126th General Assembly, the President of the Senate appoints the following members to serve on the Legislative Committee on the Future Funding of the Bureau for Children with Medical Handicaps:

Senator Clancy  
Senator Mumper  
Senator Fingerhut

Pursuant to Section 206.42.12 of H.B. No. 66 of the 126th General Assembly, the President of the Senate appoints the following public members to serve on the Legislative Committee on the Future Funding of the Bureau for Children with Medical Handicaps:

Kim Mathews  
Newark, OH 43055

Cindi Sutter  
North Canton, Ohio 44720

Randi Clites  
Ravenna, Ohio 44266

Pursuant to Section 5111.161 (A) of H.B. No. 66 of the 126th General Assembly, the President of the Senate appoints the following public members to serve on the Medicaid Care Management Working Group:

Janet R. Grant (representing Medicaid health insuring corporations)  
Centerville, Ohio 45459

Mark Redding, MD (representing the American Academy of Pediatrics)  
Lucas, Ohio 44843

Lyn Flanagan (representing the Ohio State Medical Association)  
Hilliard, Ohio 43026

Mary D. Wachtel (representing consumer advocates)  
Columbus, Ohio 43215



T. Sharlene Neumann (representing county departments of job and family services)

Mansfield, Ohio 44906

Kathryn J. Brown (representing the business community)

Akron, Ohio 44308

On the motion of Senator Hottinger, the Senate adjourned until Thursday, September 29, 2005 at 11:00 o'clock a.m.

Attest:

MATTHEW T. SCHULER,  
Clerk.