

OHIO

SENATE

JOURNAL

WEDNESDAY, NOVEMBER 16, 2005

ONE HUNDRED FIFTEENTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, November 16, 2005, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Brian Hanson, Linworth Baptist Church, Worthington, 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 and concurrent resolution, standing in order for second consideration, be referred to committee as recommended:

S. B. No. 225-Senators Zurz, Dann, Hagan, Roberts.

To amend sections 3125.18, 5101.35, 5101.80, 5101.801, and 5153.16 and to enact section 5101.804 of the Revised Code to require the Director of Job and Family Services to establish a TANF program that provides help to eligible households for home and energy and weatherization costs and to make an appropriation.

To the Committee on Finance and Financial Institutions.

S. B. No. 226-Senators Cates, Wilson, Zurz, Stivers.

To amend sections 505.38, 737.08, 737.22, 3737.66, 4765.01, 4765.04, 4765.49, and 4765.55 of the Revised Code to provide for the adoption of rules governing firefighter training.

To the Committee on State and Local Government and Veterans' Affairs.

S. B. No. 227-Senator Mumper.

To enact section 5533.331 of the Revised Code to designate a portion of State Route 423 within Marion County the "Deputy Brandy Winfield Memorial Highway."

To the Committee on Highways and Transportation.

S. C. R. No. 21-Senators Dann, Fedor, Hagan.

To direct the Ohio Attorney General to file suit against state elected officers and candidates for state elective office to return campaign contributions from Thomas and Bernadette Noe to the Bureau of Workers' Compensation.

To the Committee on Rules.

YES - 5: J. KIRK SCHURING, MARK MALLORY, JEFF JACOBSON, C. J. PRENTISS, BILL HARRIS.

NO - 0.

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

The report of the committee was accepted.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Armbruster submitted the following report:

The standing committee on Highways and Transportation, to which was referred **S. B. No. 184**-Senator Gardner, having had the same under consideration, reports it back and recommends its passage.

YES - 9: MARC DANN, MARK MALLORY, JEFFRY J. ARMBRUSTER, J. KIRK SCHURING, PATRICIA M. CLANCY, KEVIN J. COUGHLIN, JOY PADGETT, LYNN R. WACHTMANN, ROBERT F. HAGAN.

NO - 0.

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

The report of the committee was accepted.

Senator Schuring submitted the following report:

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

Sally T. Baden, Democrat from Cleveland Hts., Cuyahoga County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 23, 2005 and ending at the close of business September 8, 2010,

replacing Berta Howard, whose term expired.

Sandra K. Barber, Republican, from Wauseon, Fulton County, Ohio, as a Member of the State Lottery Commission for a term beginning September 23, 2005 and ending at the close of business August 1, 2008.

Robert L. Benroth, Republican, from Pandora, Putnam County, Ohio, as a Member of the Accountancy Board for a term beginning July 8, 2005 and ending at the close of business October 20, 2010, replacing Amy Salerno, who resigned.

Andrew M. Boatright, Republican, from Westerville, Franklin County, Ohio as a Member of the Power Siting Board for a term beginning July 22, 2005 and ending at the close of business January 10, 2006, replacing Stephen Sebo, who resigned.

Mike Bove, Republican, from Bellefontaine, Logan County, Ohio, as a Member of the Financial Planning and Supervision Commission for Village of Russells Point (Logan County) for term beginning June 1, 2005 and continuing at the pleasure of the Governor.

Jean Byrd, Independent, from Columbus, Franklin County, Ohio, as a Member of the Solid Waste Management Advisory Council for a term beginning September 30, 2005 and ending at the close of business June 23, 2007, replacing Dell Heitkamp, whose term expired.

Erskine E. Cade, Democrat, from Cleveland, Cuyahoga County, Ohio, as a Member of the State Lottery Commission for a term beginning September 23, 2005 and ending at the close of business August 1, 2008.

Penny L. Sherrod-Campanizzi, Republican, from Canton, Stark County, Ohio, as a Member of the Stark State College of Technology Board of Trustees for a term beginning August 12, 2005 and ending at the close of business August 1, 2008.

Clifford R. Cloud, Republican, from Columbus, Franklin County, Ohio, as a Member of the Ohio Air Quality Development Authority for a new term beginning July 8, 2005 and ending at the close of business June 30, 2013.

Bernice P. Collingsworth, Democrat, from Alger, Hardin County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Alger for a term beginning September 30, 2005 and serving at the pleasure of the Governor.

Dennis DeMolet, Independent, from Kettering, Montgomery County, Ohio, as a Member of the Ohio Veterans' Home Board of Trustees for a new beginning July 8, 2005 and ending at the close of business June 30, 2010.

Norman (Ned) E. Dewire, Independent, from Powell, Delaware County, Ohio, as a Member of the Ohio University Board of Trustees for a term beginning June 21, 2005 and ending at the close of business May 13, 2014, replacing M. Lee Ong, whose term expired.

William J. Dolan, Republican, from Columbus, Franklin County, Ohio, as a Member of the Columbus State Community College Board of Trustees for a term beginning October 7, 2005 and ending at the close of business August 31, 2011, replacing Matthew Kallner, whose term expired.

Suzanne Stilson Edgar, Republican, from Worthington, Franklin County, Ohio, as a Member of the Columbus State Community College Board of Trustees for a new term beginning October 7, 2005 and ending at the close of business August 31, 2011.

Michael J. Faber, Republican, from Defiance, Defiance County, Ohio, as a Member of the Northwest State Community College Board of Trustees for a new term beginning June 21, 2005 and ending at the close of business June 10, 2011.

Betty F. Fitzpatrick, from Alger, Hardin County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Alger for a term beginning September 30, 2005 and serving at the pleasure of the Governor.

Michael E. Flowers, Independent, from Columbus, Franklin County, Ohio, as a Member of the Columbus State Community College Board of Trustees for a term beginning October 7, 2005 and ending at the close of business August 31, 2011, replacing Dwight Eric Smith, whose term expired.

Anthony Frattaroli, Democrat, from Struthers, Mahoning County, Ohio, as a Member of the Financial Planning and Supervision Commission for Struthers City School District for a term beginning Mat 27, 2005 and continuing at the pleasure of the Governor.

Sudershan K. Garg, Democrat, from Canfield, Mahoning County, Ohio, as a Member of the Youngstown State University Board of Trustees for a term beginning June 3, 2005 and ending at the close of business May 1, 2006, replacing Larry Esterly, who passed away.

Bobby George, from Russells Point, Logan County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Russells Point (Logan County) for a term beginning June 1, 2005 and continuing at the pleasure of the Governor.

Garry L. Getz, Republican, from Springfield, Clark County, Ohio, as a Member of the Ohio Geology Advisory Council for a new term beginning July 22, 2005 and ending at the close of business May 3, 2008.

Thomas C. Grundish, Independent, from Russells Point, Logan County, as a Member of the Financial Planning and Supervision Commission for the Village of Russells Point (Logan County) for a term beginning June 1, 2005 and continuing at the pleasure of the Governor.

Yoonhee Patricia Ha, from Columbus, Franklin County, Ohio, as a Member of The Ohio State University Board of Trustees (Student) for a term beginning July 1, 2005 and ending at the close of business May 13, 2007,

replacing Emily Quick, whose term expired.

Brendan Healy, Independent, from North Olmsted, Cuyahoga County, Ohio, as a Student Member of the Cleveland State University Board of Trustees for a term beginning July 8, 2005 and ending at the close of business May 1, 2007, replacing Judson Young, whose term expired.

Stephen D. Hill, Republican, from Mason, Warren County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning September 30, 2005 and ending at the close of business June 23, 2007.

James R. Hubbard, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Banking Commission for a new term beginning March 4, 2005 and ending at the close of business January 31, 2008.

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.

Michael Hurley, Republican, from Alger, Hardin County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Alger for a term beginning September 30, 2005 and serving at the pleasure of the Governor.

Ralph Jennings, Democrat, from Hamersville, Brown County, Ohio, as a Member of the of the Solid Waste Management Advisory Council for a term beginning September 30, 2005 and ending at the close of business June 23, 2007, replacing Richard Williams, whose term expired.

Jack Jensen, Republican, from West Carrollton, Montgomery County, Ohio, as a Member of the Solid Waste Management Advisory Council for a term beginning September 30, 2005 and ending at the close of business June 23, 2007, replacing Richard Mavis, whose term expired.

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.

Lessie M. Jones, Democrat, from Westlake, Cuyahoga County, Ohio, as a Member of the Ohio Water Development Authority for a new term beginning August 12, 2005 and ending at the close of business July 1, 2013.

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.

Erin E. Kleman, Independent, from Canton, Stark County, Ohio, as a Student Member of the Kent State University Board of Trustees for a term beginning July 15, 2005 and ending at the close of business May 16, 2007,

replacing Jennifer L. Nobles, whose term expired.

Kerry T. Krugh, Independent, from Whitehouse, Lucas County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 23, 2005 and ending at the close of business September 8, 2010, replacing William J. Potvin, whose term expired.

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.

John C. Kunesh, Republican, from Dayton, Montgomery County, Ohio, as a Member of the Wright State University Board of Trustees for a term beginning September 9, 2005 and ending at the close of business June 30, 2014, replacing Matthew Diggs, Jr., whose term expired.

Melissa E. Laugle, Republican, from Portsmouth, Scioto County, Ohio, as a Member of the Shawnee State University Board of Trustees for a term beginning July 15, 2005 and ending at the close of business June 30, 2007, replacing Eric Marit, whose term expired.

Sean Logan, Democrat, from Salineville, Columbiana County, Ohio, as a Member of the of the Solid Waste Management Advisory Council for a new term beginning September 30, 2005 and ending at the close of business June 23, 2007.

Charlie Luken, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the State Racing Commission for a term beginning October 7, 2005 and ending at the close of business March 31, 2009, replacing L. Rainy Gates Stitzlein, who resigned.

Sheila 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.

Philip R. McCartney, Republican, from Bryan, Williams County, Ohio, as a Member of the Northwest State Community College Board of Trustees for a new term beginning June 21, 2005 and ending at the close of business June 10, 2011.

Larry E. Menzie, Democrat, from New Concord, Muskingum County, Ohio, as a Member of the Reclamation Commission for a new term beginning July 8, 2005 and ending at the close of business June 28, 2010.

Lisa K. Merry, Republican, from Senecaville, Noble County, Ohio, as a Member of the Zane State College Board of Trustees for a new term beginning August 5, 2005 and ending at the close of business July 31, 2008.

Jack Morrison, Jr., Republican, from Silver Lake, Summit County, Ohio, as a Member of the University of Akron Board of Trustees for a term beginning August 8, 2005 and ending at the close of business July 1, 2014, replacing Donald Demkee, whose term expired.

Michael Mumper, Democrat, from Athens, Athens County, Ohio, as a Member of the Ohio Tuition Trust Authority for a term beginning August 26, 2005 and ending at the close of business January 31, 2008, replacing Mary Ellen Mazey, who resigned.

Lorenzo Norris, Democrat, from Cleveland Heights, Cuyahoga County, Ohio, as a Member of the Minority Development Financing Advisory Board for a term beginning October 7, 2005 and ending at the close of business September 30, 2012, replacing Alfonso Pena Sanchez, whose term expired.

Kay Onwukwe, Independent, from Gahanna, Franklin County, Ohio, as a Member of the Minority Development Financing Advisory Board for a term beginning October 7, 2005 and ending at the close of business September 30, 2012, replacing Jerry Lyndsey Birch, who resigned.

Lawrence S. Osher, Republican from Beachwood, Cuyahoga County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 23, 2005 and ending at the close of business September 8, 2010.

Susan Farrell Palmer, Republican, from Toledo, Lucas County, Ohio, as a Member of the University of Toledo Board of Trustees for a term beginning July 29, 2005 and ending at the close of business July 1, 2014, replacing Joan Uhl Browne, whose term expired.

James F. Patterson, Republican, from Chesterland, Geauga County, Ohio, as a Member of the Ohio Board of Regents for a term beginning October 7, 2005 and ending at the close of business September 20, 2014, replacing Gerald Miller, whose term expired.

Mandwel D. Patterson, Republican, from Dayton, Montgomery County, Ohio, as a Member of the Minority Development Financing Advisory Board for a term beginning October 7, 2005 and ending at the close of business September 30, 2012.

Robert E. Peterson, Jr., Republican, from Pickerington, Fairfield County, Ohio, as a Member of the Radiation Advisory Council for a new term beginning September 23, 2005 and ending at the close of business September 8, 2010.

Louise Popio, Republican, from Canfield, Mahoning County, Ohio, as a Student Member of the Youngstown State University Board of Trustees for a term beginning July 8, 2005 and ending at the close of business May 1 2007, replacing Charity Ann Pappas, whose term expired.

Craig N. Porter, Democrat, from Cadiz, Harrison County, Ohio, as a Member of the Reclamation Commission for a new term beginning July 8, 2005 and ending at the close of business June 28, 2010.

William J. Primrose III, Republican, from Westlake, Cuyahoga County, Ohio, as a Member of the Bowling Green State University Board of Trustees for a term beginning August 4, 2005 and ending at the close of business May 17, 2006, replacing Edward A. Ferkany, who resigned.

Susan H. Reeves, Independent, from Mt. Orab, Brown County, Ohio, as a Member of the Ohio Soil and Water Conservation Commission for a term beginning July 22, 2005 and ending at the close of business June 30, 2009.

Walter A. Reiling, Republican, from Centerville, Montgomery County, Ohio, as a Member of the Ohio Board of Regents for a term beginning October 7, 2005 and ending at the close of business September 20, 2014, replacing J. Gilbert Reese, whose term expired.

Robert H. Schottenstein, from Columbus, Franklin County, Ohio, as a Member of The Ohio State University Board of Trustees for a term beginning July 1, 2005 and ending at the close of business May 13, 2014, replacing Tami Longaberger, whose term expired.

Patricia D. Kennedy-Scott, Independent, from Strongsville, Cuyahoga County, Ohio, as a Member of the Cuyahoga Community College Board of Trustees for a term beginning July 15, 2005 and ending at the close of business October 12, 2007, replacing Kofi Bonner, who resigned.

Jerry Y. Seaman, Republican, from Hartville, Stark County, Ohio, as a Member of the State Lottery Commission for a term beginning September 23, 2005 and ending at the close of business August 1, 2008.

Elizabeth B. Seif, Republican, from Waverly, Pike County, Ohio, as a Member of the Shawnee State University Board of Trustees for a term beginning October 7, 2005 and ending at the close of business June 30, 2014, replacing Burton A. Payne, whose term expired.

Keith D. Shy, Republican, from Munroe Falls, Summit County, Ohio, as a Member of the Ohio Parks and Recreation Council for a term beginning October 7, 2005 and ending at the close of business January 31, 2007, replacing Steven W. Weber, whose term expired.

Jennifer C. Simon, Democrat, from Logan, Hocking County, Ohio, as a Member of the Development Financing Advisory Council for a term beginning September 30, 2005 and ending at the close of business December 31, 2006, replacing Curtiss Williams, who resigned.

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.

Dominique Squires, Independent, from Wilberforce, Greene County, Ohio, as a Member of the Central State University Board of Trustees for a term beginning August 5, 2005 and ending at the close of business June 30, 2007, replacing Geoffrey Lewis, whose term expired.

Antoinette M. Starkey, Republican, from Strongsville, Medina County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning September 30, 2005 and ending at the close of business June 23, 2007.

Jerome F. Tatar, Republican, from Kettering, Montgomery County, Ohio, as a Member of the Ohio Board of Regents for a term beginning May 31, 2005 and ending at the close of business September 20, 2008, replacing Thomas Noe, who resigned.

Billy R. Thomas, Republican, from Findlay, Hancock County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 23, 2005 and ending at the close of business September 8, 2010.

Cynthia Bramlett Thompson, Independent, from Holland, Lucas County, Ohio, as a Member of the Medical University of Ohio at Toledo Board of Trustees for a term beginning July 15, 2005 and ending at the close of business May 1, 2010, replacing Thomas I. Webb, Jr., who resigned.

Joel L. Todd, Jr., Independent, from Mansfield, Richland County, Ohio, as a Student Member of the University of Toledo Board of Trustees for a term beginning July 15, 2005 and ending at the close of business July 1, 2007, replacing Donovan Nichols, whose term expired.

James M. Tuschman, Republican, from Toledo, Lucas County, Ohio, as a Member of the Ohio Board of Regents for a term beginning September 23, 2005 and ending at the close of business September 20, 2014.

Ronald A. Walker, Republican, from Ashland, Ashland County, Ohio, as a Member of the North Central State College Board of Trustees for a term beginning May 24, 2005 and ending at the close of business January 16, 2007, replacing Richard Kollhoff, who resigned.

Yolanda Walker, Democrat, from Akron, summit County, Ohio, as a Member of the Solid Waste Management Advisory Council for a term beginning September 30, 2005 and ending at the close of business June 23, 2007, replacing Mike Long, whose term expired.

David A. Wilder, Independent, from Pataskala, Licking County, Ohio, as a Member of the Ohio Geology Advisory Council for a new term beginning July 22, 2005 and ending at the close of business May 3, 2007.

Leland Wyse, Republican, from Newcomerstown, Coshocton County, Ohio, as a Member of the Central Ohio Technical College Board of Trustees for a new term beginning October 7, 2005 and ending at the close of business September 30, 2008.

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

YES - 11: BILL HARRIS, RANDY GARDNER, ROBERT F. SPADA, STEPHEN C. AUSTRIA, JAY HOTTINGER, J. KIRK SCHURING, TERESA FEDOR, C. J. PRENTISS, MARK MALLORY, ROBERT F. HAGAN, JEFF JACOBSON.

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 29, nays 2, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Armbruster	Austria	Cates
Clancy	Coughlin	Dann	Fedor
Gardner	Goodman	Grendell	Hagan
Hottinger	Jacobson	Jordan	Mallory
Miller	Mumper	Niehaus	Padgett
Prentiss	Roberts	Schuler	Schuring
Spada	Wachtmann	Wilson	Zurz
			Harris-29.

Senators Brady and Carey voted in the negative-2.

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

S. B. No. 174-Senators Niehaus, Clancy, Gardner, Stivers, Schuring, Harris, Armbruster, Fingerhut, Schuler, Miller, Padgett, Fedor, Carey, Mumper.

To enact section 5533.116 of the Revised Code to designate a portion of State Route 131 within Clermont County the "Sam Bateman Memorial Highway, was considered the third time."

The question being, "Shall the bill, **S. B. No. 174**, 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	Mallory	Miller
Mumper	Niehaus	Padgett	Prentiss
Roberts	Schuler	Schuring	Spada
Wachtmann	Wilson	Zurz	Harris-32.

So the bill passed.

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

Senator Niehaus moved to amend the title as follows:

Add the names: "Austria, Coughlin, Grendell, Hottinger, Jordan, Amstutz,

Brady, Cates, Dann, Goodman, Hagan, Jacobson, Mallory, Prentiss, Roberts, Spada, Wachtmann, Wilson, Zurz."

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

The motion was agreed to and the title so amended.

S. B. No. 184-Senator Gardner.

To amend sections 4511.21 and 4511.251 of the Revised Code to establish a 35-mile per hour speed limit for highways outside municipal corporations within island jurisdictions, was considered the third time.

The question being, "Shall the bill, **S. B. No. 184**, 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	Mallory	Miller
Mumper	Niehaus	Padgett	Prentiss
Roberts	Schuler	Schuring	Spada
Wachtmann	Wilson	Zurz	Harris-32.

So the bill passed.

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

Senator Gardner moved to amend the title as follows:

Add the names: "Armbruster, Cates, Grendell, Mumper, Niehaus, Padgett, Wilson."

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Hottinger moved that Senators absent the week of Sunday, November 13, 2005, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

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

The motion was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 228-Senator Schuring.

To amend sections 3715.87, 3715.871, 3715.872, and 3715.873 of the Revised Code to require terminal and wholesale distributors of dangerous drugs to send to the Drug Repository Program unused or unsold prescription drugs that qualify for the Program.

S. B. No. 229-Senators Coughlin, Wachtmann.

To amend section 2950.99 and to enact sections 2950.15 and 4503.237 of the Revised Code to create a sex offender license plate and to establish the conditions for its use.

OFFERING OF RESOLUTIONS

Senator Prentiss offered the following resolution:

S. R. No. 137-Senators Prentiss, Harris, Amstutz, Armbruster, Austria, Brady, Carey, Cates, Clancy, Coughlin, Dann, Fedor, Fingerhut, Gardner, Goodman, Grendell, Hagan, Hottinger, Jacobson, Jordan, Miller, Mumper, Niehaus, Padgett, Roberts, Schuler, Schuring, Spada, Stivers, Wachtmann, Wilson, Zurz.

Honoring Senator Mark L. Mallory for outstanding public service.

WHEREAS, The members of the Senate of the 126th General Assembly of Ohio are pleased to extend special recognition to Senator Mark L. Mallory for his years of service to the Ohio Senate; and

WHEREAS, Throughout his distinguished career, Mark Mallory has demonstrated an unwavering dedication to performing his duties and fulfilling his responsibilities with the utmost efficiency and competence. Previously serving as a member of the Ohio House of Representatives for four years, he was elected to the Ohio Senate in 1998, and he has ably served as assistant minority leader, as chairman of the Correctional Institution Inspection Committee, and as a member of the Legislative Service Commission and the Joint Legislative Ethics, Highways and Transportation, Reference, Rules, Criminal Judiciary, and Insurance, Commerce, and Labor committees. During his tenure, he has supported such issues as education reform, consumer protection, prison reform, crime prevention, and campaign finance and election reform, and he has received numerous awards for his work. Displaying commendable determination and resolve, Senator Mallory has brought his exceptional talents and experience to

bear on the ever-changing needs and issues of the Ohio General Assembly; and

WHEREAS, Giving willingly of his time and energy far beyond what was required or expected, Mark Mallory has displayed a genuine commitment to improving the quality of life in our society, and he has been active with several organizations, including the 4C for Children Advisory Council, the Ronald McDonald House of Cincinnati and Students in Free Enterprise advisory boards, and the Friars Club. His love for Ohio and his sincere desire to serve its people to the best of his ability have shown him to be a truly concerned and responsible public servant, and we are proud to note that it is through the efforts of conscientious individuals such as Senator Mallory that our state and nation continue to grow and prosper; and

WHEREAS, Election to public office is one of the highest honors which the people in a democracy can bestow upon a fellow citizen. As a member of the Ohio Senate, Mark Mallory has consistently maintained a high degree of achievement and has displayed a level of integrity and commitment that have earned him the respect and admiration of colleagues on both sides of the political aisle. Whether engaged in floor debate or in committee deliberations, he has brought a full measure of enthusiasm, intelligence, and public spirit to his duties, and he has effectively served his constituents and the Great State of Ohio; therefore be it

RESOLVED, That we, the members of the Senate of the 126th General Assembly of Ohio, in adopting this Resolution, applaud Senator Mark L. Mallory on his exemplary service to the Ohio Senate and salute him as a fine Ohioan; and be it further

RESOLVED, That the Clerk of the Senate transmit a duly authenticated copy of this Resolution to Senator Mark L. Mallory.

The question being, "Shall the resolution, **S. R. No. 137**, be adopted?"

So the resolution was adopted.

On the motion of Senator Jacobson, the Senate adjourned until Thursday, November 17, 2005 at 11:00 o'clock a.m.

Attest:

DAVID A. BATTOCLETTI,
Clerk.