

OHIO

SENATE

JOURNAL

TUESDAY, MAY 20, 2008

ONE HUNDRED SEVENTY-SIXTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, May 20, 2008, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Father Michael Lumpe, St. Catharine's 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 and joint resolution, standing in order for second consideration, be referred to committee as recommended:

S. B. No. 338-Senator Bocchieri.

Cosponsors: Senators Miller, D., Smith, Kearney, Miller, R., Seitz.

To amend section 725.07 of the Revised Code to allow municipalities to use the money derived from the sale of urban renewal bonds for the demolition of buildings located on tax delinquent property that constitute a public nuisance due to blight.

To the Committee on Ways and Means and Economic Development.

S. B. No. 339-Senator Wagoner.

Cosponsors: Senators Fedor, Kearney, Padgett, Schuler, Seitz.

To amend sections 124.04, 313.23, 2105.35, 2108.09, 2108.11, 2108.15, 2108.17, 2108.18, 2108.19, 2108.20, 2108.21, 2108.30, 2108.78, 2108.99, 2133.01, 2133.07, 2133.16, 2305.37, 2919.16, 3301.07, 4501.024, 4503.721, 4506.07, 4506.081, 4506.11, 4507.06, 4507.231, 4507.501, 4507.51, 4508.021, and 4717.17, to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 2108.09 (2108.02), 2108.11 (2108.30), 2108.15 (2108.34), 2108.17 (2108.35), 2108.18 (2108.23), 2108.19 (2108.32), 2108.20 (2108.33), 2108.21 (2108.31), and 2108.30 (2108.40), to enact new sections 2108.01, 2108.03, 2108.04, 2108.05, 2108.06, 2108.07, 2108.08, 2108.09, 2108.10, 2108.11, 2108.12, 2108.15, 2108.17, 2108.18, 2108.19, 2108.20, and 2108.21, and sections 2108.13, 2108.14, 2108.16, 2108.22, 2108.24, 2108.25, 2108.26, 2108.261, 2108.262, 2108.263, 2108.264, 2108.265, 2108.266, 2108.267, 2108.268, 2108.269, 2108.27, 2108.271, 2108.272, 2108.28, and 2108.29 and to repeal sections 2108.01, 2108.02, 2108.021, 2108.03, 2108.04, 2108.05, 2108.06, 2108.07, 2108.071, 2108.08, 2108.10, 2108.101, 2108.12, 2108.53, and 2108.60 of the Revised

Code to adopt the Revised Uniform Anatomical Gift Act.

To the Committee on Health, Human Services and Aging.

S. B. No. 340-Senator Cafaro.

Cosponsors: Senators Miller, R., Boccieri.

To amend section 3750.20 and to enact sections 3750.23 and 4999.09 of the Revised Code to require rail owners and operators to secure rail facilities and equipment from the threat of terrorism through the development of a vulnerability assessment, an infrastructure protection program, and proper communication with public authorities, and to prohibit a railroad from operating a locomotive, other than on a passenger train, over the road between two terminals unless a certified train service engineer is present in the crew compartment.

To the Committee on Highways and Transportation.

S. B. No. 341-Senator Cafaro.

Cosponsors: Senators Miller, D., Kearney, Carey, Seitz, Padgett, Morano, Smith, Goodman, Miller, R., Mason, Wilson.

To enact section 5.2239 of the Revised Code to designate January as "Fibromyalgia Awareness Month."

To the Committee on Health, Human Services and Aging.

S. J. R. No. 8-Senator Grendell.

Cosponsors: Senators Harris, Wagoner, Niehaus, Spada, Jacobson, Seitz, Faber, Mumper, Padgett, Schuler, Cates, Carey, Schaffer, Amstutz, Austria, Cafaro.

Proposing to enact Section 19b of Article I of the Constitution of the State of Ohio to affirm certain property interests with respect to ground water and other water on or flowing through a property owner's land so as to maintain the stability of Ohio's economy.

To the Committee on Environment and Natural Resources.

YES - 4: J. KIRK SCHURING, RAY MILLER, 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 and joint resolution were considered a second time and referred to committee as recommended.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Buehrer submitted the following report:

The standing committee on Highways and Transportation, to which was referred **Am. H. B. No. 30**-Representative McGregor, R., et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Schaffer.

YES - 8: STEPHEN BUEHRER, KEVIN J. COUGHLIN, J. KIRK
 SCHURING, DALE MILLER, CAPRI S. CAFARO,
 JASON H. WILSON, JOY PADGETT, TIMOTHY O.
 SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

Senator Buehrer submitted the following report:

The standing committee on Highways and Transportation, to which was referred **H. B. No. 87**-Representative Wachtmann, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Buehrer, Wilson, Schaffer.

YES - 7: STEPHEN BUEHRER, JOY PADGETT, J. KIRK
 SCHURING, DALE MILLER, CAPRI S. CAFARO,
 JASON H. WILSON, TIMOTHY O. SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

Senator Cates submitted the following report:

The standing committee on State and Local Government and Veterans' Affairs, to which was referred **H. B. No. 385**-Representative Hottinger, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

In line 145, delete "Land" and insert "Except as otherwise provided in this division, land"

In line 148, after the underlined period insert "Except as otherwise provided in this division, land that previously has been acquired in a township for these greenspace purposes may subsequently be used for recreational purposes if the board of township trustees adopts a resolution approving that use and no building, structure, or fixture used for recreational purposes is permanently attached or affixed to the land. The authorization to use greenspace land for recreational use does not apply to land located in a township that had a population, at the time it passed its first greenspace levy, of more than thirty-eight thousand within a county that had a population, at that time, of at least eight hundred sixty thousand."

Co-Sponsors: Seitz, Wagoner, Schuler.

YES - 8: GARY W. CATES, BILL SEITZ, JOHN A. CAREY,
MARK D. WAGONER, ROBERT L. SCHULER, TOM
ROBERTS, TERESA FEDOR, JOHN A. BOCCIERI.

NO - 0.

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

The report of the committee was accepted.

Senator Goodman submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Sub. H. B. No. 138**-Representatives Foley, Blessing, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Faber, Goodman, Seitz, Buehrer, Fedor.

YES - 8: DAVID GOODMAN, STEVE STIVERS, BILL SEITZ,
STEPHEN BUEHRER, KEITH L. FABER, LANCE T.
MASON, J. KIRK SCHURING, TERESA FEDOR.

NO - 1: ERIC H. KEARNEY.

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

The report of the committee was accepted.

Senator Goodman submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Sub. H. B. No. 499**-Representative Oelslager, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Goodman.

YES - 9: DAVID GOODMAN, STEVE STIVERS, STEPHEN BUEHRER, KEITH L. FABER, TERESA FEDOR, LANCE T. MASON, ERIC H. KEARNEY, J. KIRK SCHURING, BILL SEITZ.

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 was referred the appointment by the Governor of:

David Todt, Democrat, from Friendship, Scioto County, Ohio, as a Member of the E-Tech Ohio Commission for a term beginning February 25, 2008 and ending at the close of business July 1, 2011, replacing Susan Turben, whose term expired.

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

YES - 10: BILL HARRIS, JEFF JACOBSON, TOM NIEHAUS, ROBERT F. SPADA, STEPHEN C. AUSTRIA, JOHN A. CAREY, J. KIRK SCHURING, CAPRI S. CAFARO, LANCE T. MASON, RAY MILLER.

NO - 0.

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

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Boccieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

So the Senate advised and consented to said appointment.

RESOLUTIONS REPORTED BY COMMITTEE

H. C. R. No. 36-Representative Mecklenborg.

Cosponsors: Representatives McGregor, R., McGregor, J., Flowers, Evans, Stebelton, Raussen, Schneider, Blessing, Mallory, Hughes, Daniels, Brown, Domenick, Lundy, Book, Bacon, Chandler, Coley, Combs, Dolan, Driehaus, Fessler, Gardner, Garrison, Goodwin, Hottinger, Jones, Luckie, Oelslager, Otterman, J., Uecker, Wachtmann, Webster, Yates, Zehringer. Senators Coughlin, Padgett, Schaffer, Miller, D., Buehrer.

To urge the Congress of the United States to renew the exemption for the sternwheel river steamboat Delta Queen from the 1966 Safety at Sea Act.

WHEREAS, The sternwheel river steamboat Delta Queen, built in 1926, has been transporting passengers on the Western Rivers system since 1947. It is one of only two sternwheel river passenger boats operating under steam and is the sole remaining Western Rivers system overnight passenger boat; and

WHEREAS, The Delta Queen serves as a reminder of a time when steamboats transported people and supplies on the rivers of the United States. Life on the steamboat today is much as it was in the 1920s, a relaxing 8-to-10-mile-an-hour pace with no modern electronic distractions such as television and the Internet; and

WHEREAS, The Delta Queen carries 174 overnight passengers and is currently exempt from the 1966 Safety at Sea Act, which prohibits wooden boats from carrying more than 50 overnight passengers. However, this exemption is set to expire at the end of 2008, and influential members of the Congress of the United States have stated that they are planning on not renewing the exemption, an action that would eliminate this important reminder of Ohio's and America's history; now therefore be it

RESOLVED, That we, the members of the 127th General Assembly of the State of Ohio, urge the Congress of the United States to renew the exemption for the sternwheel river steamboat Delta Queen from the 1966 Safety at Sea Act so that it can continue to carry overnight passengers on the Western Rivers system; and be it further

RESOLVED, That the Clerk of the House of Representatives send duly authenticated copies of this resolution to the Speaker and the Clerk of the United States House of Representatives, to the President Pro Tempore and the Secretary of the United States Senate, to the members of the Ohio Congressional delegation, and to the news media of Ohio.

The question being, "Shall the concurrent resolution, **H. C. R. No. 36**, be adopted?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

So the concurrent resolution was adopted.

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

Senator Seitz moved to amend the title as follows:

Add the names: "Amstutz, Austria, Bocchieri, Carey, Cates, Faber, Fedor, Goodman, Harris, Kearney, Morano, Mumper, Niehaus, Sawyer, Schuler, Seitz, Smith, Spada, Stivers, Wagoner, Miller, R., Wilson."

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

The motion was agreed to and the title so amended.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 150-Representative McGregor, J.

Cosponsors: Representatives Adams, Peterson, Luckie, Skindell, Collier, Yuko, Budish, Chandler, Coley, Combs, DeGeeter, Domenick, Dyer, Evans, Flowers, Gardner, Gibbs, Sayre, Schindel, Setzer, Williams, B. Senators Cates, Roberts.

To enact sections 5.2240, 4173.01, 4173.02, and 4173.03 of the Revised

Code to establish a "good Samaritan law" to encourage retail establishments to allow customers with eligible medical conditions to use the retail establishment's restrooms that are not usually available to the public, to limit the liability of an establishment that allows such access, and to designate May 23 as Crohn's and Colitis Awareness Day in Ohio, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 150**, pass?"

The yeas and nays were taken and resulted - yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Faber
Fedor	Goodman	Grendell	Jacobson
Kearney	Mason	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Roberts	Sawyer	Schaffer	Schuler
Schuring	Seitz	Smith	Spada
Stivers	Wagoner	Wilson	Harris-32.

Senator Coughlin voted in the negative-1.

So the bill passed.

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

Senator Cates moved to amend the title as follows:

Add the names: "Cafaro, Fedor, Goodman, Harris, Kearney, Mason, Miller, R., Morano, Sawyer, Schaffer, Smith, Spada, Stivers, Wilson, Schuler, Miller, D.."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 248-Representative Blessing.

Cosponsors: Representatives Adams, Bacon, Boyd, Combs, Domenick, Dyer, Evans, Flowers, Hughes, Mallory, McGregor, J., Oelslager, Patton, Webster.
Senator Seitz.

To enact section 1349.55 of the Revised Code to set forth requirements governing non-recourse civil litigation advance contracts, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 248**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

The title was agreed to.

Sub. H. B. No. 405-Representative Bacon.

Cosponsors: Representatives Setzer, Zehringer, Hughes, McGregor, J., Wagoner, Fessler, Evans, Boyd, Schindel, Uecker, Mecklenborg, DeBose, Fende, Webster, Batchelder, Bolon, Brady, Brown, Budish, Celeste, Chandler, Collier, Domenick, Dyer, Flowers, Hite, Jones, Koziura, Letson, Mallory, Patton, Peterson, Sayre, Schlichter, Stewart, D., Ujvagi, Wachtmann, Yuko. Senator Wagoner.

To amend sections 5126.042 and 5126.055 of the Revised Code to eliminate the requirement that each county board of mental retardation and developmental disabilities maintain a service substitution list and long-term service planning registry and revise the law governing county boards' waiting lists, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 405**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

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: "Coughlin, Fedor, Harris, Miller, D., Morano, Niehaus, Roberts, Sawyer, Seitz, Spada, Mason."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 129-Senator Schuler.

Cosponsors: Senators Gardner, Spada, Goodman, Seitz, Buehrer, Schuring, Fedor.

To enact section 4513.66 of the Revised Code to permit local law enforcement agencies and fire departments to remove motor vehicles from the roadway after a motor vehicle accident and to provide immunity to local law enforcement agencies and fire personnel for the removal of damaged or inoperable vehicles from roadways, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 129**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Boccieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

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: "Austria, Cates, Grendell, Harris, Kearney, Mason, Niehaus, Padgett, Sawyer, Schaffer, Smith, Stivers, Wilson, Wagoner."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 222-Senator Cates.

Cosponsors: Senators Padgett, Cafaro, Mumper, Goodman, Smith, Schaffer.

To amend section 109.73 and to enact section 1731.65 of the Revised Code to require the Peace Officer Training Commission to develop recommendations for advanced in-service training of peace officers in conducting law enforcement activities in a higher education setting and to provide qualified immunity to an officer or employee of a private college or university who reports a potential safety risk at the college or university, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 222**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Grendell
Jacobson	Kearney	Mason	Miller D
Miller R	Morano	Mumper	Niehaus
Padgett	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Spada	Stivers	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

Senator Cates moved to amend the title as follows:

Add the names: "Buehrer, Grendell, Kearney, Sawyer, Spada, Wagoner, Harris, Stivers."

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

The motion was agreed to and the title so amended.

S. B. No. 309-Senator Seitz.

Cosponsors: Senators Faber, Buehrer.

To enact section 1.472 of the Revised Code to require that statutes enacted that create a private right of action contain express language providing for that right, was considered the third time.

The question being, "Shall the bill, **S. B. No. 309**, pass?"

Senator Smith moved that **S. B. No. 309** be recommitted to the Committee on Judiciary - Civil Justice.

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

The yeas and nays were taken and resulted - yeas 12, nays 21, as follows:

Those who voted in the affirmative were: Senators

Boccieri	Cafaro	Fedor	Kearney
Mason	Miller D	Miller R	Morano
Roberts	Sawyer	Smith	Wilson-12.

Those who voted in the negative were: Senators

Amstutz	Austria	Buehrer	Carey
Cates	Coughlin	Faber	Goodman
Grendell	Jacobson	Mumper	Niehaus
Padgett	Schaffer	Schuler	Schuring
Seitz	Spada	Stivers	Wagoner
			Harris-21.

The motion was not agreed to.

The question recurred, "Shall the bill, **S. B. No. 309**, pass?"

The yeas and nays were taken and resulted - yeas 22, nays 11, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Buehrer	Carey
Cates	Coughlin	Faber	Goodman
Grendell	Jacobson	Mumper	Niehaus
Padgett	Schaffer	Schuler	Schuring
Seitz	Spada	Stivers	Wagoner
Wilson			Harris-22.

Those who voted in the negative were: Senators

Boccieri	Cafaro	Fedor	Kearney
Mason	Miller D	Miller R	Morano
Roberts	Sawyer		Smith-11.

So the bill passed.

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

Senator Seitz moved to amend the title as follows:

Add the names: "Coughlin, Goodman, Grendell, Harris, Mumper, Niehaus, Schaffer, Spada, Stivers."

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

The motion was agreed to and the title so amended.

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 54, the following resolutions were offered:

S. R. No. 223-Senators Amstutz, Schuring.

Honoring Alex Pirman as the 2008 Ohio Youth of the Year.

S. R. No. 224-Senator Wagoner.

Honoring the City of Sylvania on its One Hundred Seventy-fifth Anniversary.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"

So the resolutions were adopted.

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:

Sub. H. B. No. 7 -Representative Brinkman

Cosponsors: Representatives Yuko, Hottinger, Huffman, Webster, Jones, DeBose, Letson, Williams, B., Wachtmann, Hagan, R., Adams, Aslanides, Batchelder, Blessing, Boyd, Brinkman, Budish, Celeste, Chandler, Coley, Collier, Combs, Daniels, DeGeeter, Dodd, Dolan, Domenick, Driehaus, Evans, Flowers, Gardner, Gibbs, Goyal, Hagan, J., Heard, Hite, Mallory, Mandel, McGregor, J., Mecklenborg, Newcomb, Oelslager, Patton, Raussen, Sayre, Schindel, Schlichter, Schneider, Setzer, Slesnick, Stebelton, Stewart, J., Uecker, White, Widowfield, Zehringer

To amend sections 2151.353, 2151.361, 2151.414, 2151.415, 3107.033, 3107.055, 3107.06, 3107.07, 3107.101, 3107.14, 3107.66, 3313.6011, 3317.024, 5103.03, 5107.30, 5153.122, and 5153.123 of the Revised Code regarding adoption law and custody of an abused, neglected, or dependent child.

H. B. No. 266 -Representative Huffman

Cosponsors: Representatives Zehringer, Stebelton, Evans, McGregor, J., Goodwin, Setzer, Seitz, Aslanides, Combs, Domenick, Fessler, Newcomb, Otterman, J., Reinhard, Ujvagi, Widowfield, Daniels, Hughes, Koziura, Patton, Schlichter, Schneider, Yuko

To amend section 345.08 of the Revised Code to enable more flexible composition of veterans memorial boards of trustees.

Sub. H. B. No. 395 -Representative Hughes

Cosponsors: Representatives Flowers, Wagoner, Evans, Yuko, Williams, S., Bacon, Combs, DeBose, McGregor, J., Stebelton

To amend section 3105.171 of the Revised Code to generally exclude a spouse's social security benefits from a divorce court's jurisdiction.

Sub. H. B. No. 500 -Representative Hughes

Cosponsors: Representatives Flowers, Yuko, Letson, Stebelton, Stewart, D., Carmichael, Domenick, Bacon, Batchelder, Brown, Chandler, Collier, Combs, Dyer, Evans, Gerberry, Gibbs, Goyal, Harwood, Heard, Hite, Luckie, Lundy, McGregor, J., Raussen, Sayre, Schindel, Schneider, Setzer, Slesnick, Szollosi, Williams, B., Zehringer

To amend section 5703.21 and to enact sections 3739.01 to 3739.18 and 3739.99 of the Revised Code to establish reduced ignition propensity standards for cigarettes, to authorize the State Fire Marshal to monitor and the Attorney General and the State Fire Marshal to enforce such standards, and to establish penalties for violations.

Am. H. B. No. 522 -Representative Oelslager

Cosponsors: Representatives McGregor, J., Combs, Coley, Domenick, Dyer, Evans, Huffman, Hughes, Letson, Mecklenborg

To amend sections 1715.51, 1715.52, 1715.55, 1715.56, 1715.57, 1715.58, 1715.59, 3345.05, and 5813.06; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 1715.52 (1715.53), 1715.55 (1715.54), 1715.56 (1715.52), and 1715.57 (1715.55); to enact new sections 1715.56 and 1715.57; and to repeal sections 1715.53 and 1715.54 of the Revised Code for the purpose of adopting the Uniform Prudent Management of Institutional Funds Act by revising the Ohio Uniform Management of Institutional Funds Act.

Attest:

Laura P. Clemens,
Clerk.

Said bills were considered the first time.

Message from the House of Representatives

Mr. President:

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

Am. H. J. R. No. 3 -Representatives Stewart, D., Peterson
Cosponsors: Representatives Beatty, DeWine, Book, Batchelder, Healy, Domenick, Brown, Yuko, Harwood, Sayre, Dodd, Koziura, Lundy, Foley, Brady, Heard, Otterman, Celeste, Yates, Szollosi, Sykes, Letson, Driehaus, Dyer, Carmichael, Flowers, Gibbs, Daniels, Collier, Reinhard, Schneider, Skindell, Bacon, Budish, Goyal, Hughes, Schlichter, Stebelton, Strahorn, Ujvagi, Wolpert

Proposing to amend Sections 1a, 1b, 1c, and 1g of Article II of the Constitution of Ohio to require an initiative or referendum to be placed on the ballot at the first regular or general election conducted more than one hundred twenty-five days after the petition is filed and to revise other deadlines relative to the filing of those petitions.

Attest:

Laura P. Clemens,
Clerk.

The question being, "Shall the joint resolution, **Am. H. J. R. No. 3**, be adopted?"

On the motion of Senator Jacobson, **Am. H. J. R. No. 3**, was referred to the Committee on Reference.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the Senate amendments to:

Sub. H. B. No. 331 -Representative Wagoner - et al.

Sub. H. B. No. 545 -Representative Widener - et al.

Attest:

Laura P. Clemens,
Clerk.

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:

Sub. S. B. No. 44 -Senator Carey - et al.

Sub. S. B. No. 245 -Senator Schuring - et al.

Attest:

Laura P. Clemens,
Clerk.

The President signed said bills.

On the motion of Senator Jacobson, the Senate adjourned until Wednesday, May 21, 2008 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.