

OHIO

SENATE

JOURNAL

THURSDAY, OCTOBER 4, 2007

NINETY-SECOND DAY
Senate Chamber, Columbus, Ohio
Thursday, October 4, 2007, 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. 228-Senator Stivers.

Cosponsors: Senators Schaffer, Coughlin, Mason, Schuring, Faber, Padgett.

To amend sections 2152.86, 2903.03, 2929.20, 2930.03, 2930.06, 2930.16, 2950.01, 2967.03, 2967.12, 2967.121, 2967.26, 2967.28, 5120.66, 5149.07, 5149.10, and 5149.101 of the Revised Code to require automatic notice to victims of first, second, or third degree felony offenses of violence of certain prisoner or alleged juvenile offender release or transfer proceedings; to expand victim participation in parole hearings; to require five years of post-release control for offenders who commit first, second, or third degree felony offenses of violence; to require the Department of Rehabilitation and Correction to keep information on such offenders in a publicly accessible database for ten years following final discharge; to require the Department to provide certain information related to paroles to designated public officials; to require the Department to notify the appropriate prosecuting attorney when a felon serving a specified sentence is released pursuant to a pardon, commutation of sentence, parole, or completed prison term; to prohibit the Parole Board from considering a sentence in effect since July 1, 1996, in making parole determinations; to make other changes related to the release of prisoners and victim's rights; to provide that voluntary manslaughter committed with a sexual motivation is a sexually oriented offense, makes an offender or juvenile offender registrant who commits it a tier III sex offender/child-victim offender, and may qualify a juvenile offender registrant who commits it as a public registry-qualified juvenile offender registrant; to name the victim and family notification provisions Roberta's Law; and to declare an emergency.

S. B. No. 229-Senator Gardner.

Cosponsors: Senators Mumper, Spada.

To enact sections 4774.01, 4774.02, 4774.04, 4774.06, 4774.08, 4774.10, and 4774.99 of the Revised Code regarding licensure of radiologist assistants.

S. B. No. 230-Senator Cates.

Cosponsors: Senators Mumper, Buehrer, Schuring, Padgett, Faber, Gardner, Austria, Schaffer.

To amend section 4731.22 and to enact section 2317.561 of the Revised Code to require that a woman who is to have an abortion be given the opportunity to view any available obstetric ultrasound image.

S. B. No. 231-Senator Cates.

Cosponsors: Senators Mumper, Coughlin, Buehrer, Schuring, Padgett, Faber, Gardner, Austria, Schaffer.

To amend sections 2919.25, 3702.30, and 4731.22 and to enact section 3701.791 of the Revised Code requiring facilities that perform abortions to display a sign and enhancing the criminal penalty for causing or attempting to cause physical harm to a family or household member who was pregnant at the time of the offense.

S. B. No. 232-Senator Stivers.

Cosponsors: Senators Smith, Mason.

To amend sections 109.57, 109.572, 349.01, 921.06, 2151.011, 2151.421, 2907.08, 2919.223, 2919.224, 2919.225, 2919.226, 2923.124, 2923.126, 2923.1212, 2950.11, 2950.13, 3109.051, 3301.52, 3301.53, 3301.58, 3321.01, 3325.07, 3701.80, 3714.03, 3717.42, 3737.22, 3737.83, 3737.841, 3742.01, 3781.06, 3781.10, 3797.06, 4511.01, 4511.81, 4513.182, 5101.29, 5103.03, 5104.01, 5104.011, 5104.014, 5104.015, 5104.02, 5104.021, 5104.03, 5104.04, 5104.05, 5104.051, 5104.052, 5104.053, 5104.054, 5104.06, 5104.07, 5104.08, 5104.11, 5104.13, 5104.21, 5104.22, 5104.30, 5104.301, 5104.31, 5104.32, 5104.34, 5104.35, 5104.36, 5104.38, 5104.99, 5107.16, 5107.60, 5153.175, 5747.35, and 5747.98; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 5104.014 (5104.012), 5104.015 (5104.14), 5104.02 (5104.021), 5104.021 (5104.023), 5104.052 (5104.018), 5104.20 (5104.24), 5104.21 (5104.22), and 5104.22 (5104.23); to enact new sections 5104.013, 5104.014, 5104.015, 5104.02, 5104.09, 5104.20, and 5104.21 and sections 5104.016, 5104.017, 5104.019, 5104.0110, 5104.0111, 5104.0112, 5104.0113, 5104.0114, 5104.0115, 5104.0116, 5104.0117, 5104.022, 5104.024, 5104.025, 5104.031, 5104.041, 5104.082, 5104.091, 5104.092, 5104.093, 5104.094, 5104.095, 5104.096, 5104.097, 5104.098, 5104.099, 5104.0910, 5104.0911, 5104.0912, 5104.0913, 5104.111, 5104.15, 5104.151, 5104.16, 5104.161, 5104.17, 5104.171, 5104.172, 5104.18, and 5104.19; and to repeal sections 5104.012, 5104.013, and 5104.09 of the Revised Code to revise the law governing child care.

S. B. No. 233-Senator Spada.

Cosponsors: Senators Schuler, Jacobson, Padgett, Schaffer, Mason, Bocchieri, Smith.

To amend sections 1517.11, 1531.26, 5101.98, and 5747.113 and to enact section 5502.23 of the Revised Code to allow taxpayers to make contributions

to the American Red Cross Disaster Response Fund through their income tax returns.

S. B. No. 234-Senator Spada.

Cosponsor: Senator Mason.

To amend section 153.54 of the Revised Code to permit the waiver of bid guaranty and performance indemnity requirements for public improvement projects valued at less than \$500,000.

S. B. No. 235-Senator Cafaro.

Cosponsors: Senators Fedor, Miller, D., Grendell, Schuler, Goodman, Faber, Schaffer, Smith.

To enact section 5533.77 of the Revised Code to designate the interchange of United States Route 422 and State Route 82 in the city of Warren as the "Sgt. Marco Miller Memorial Interchange."

S. B. No. 236-Senator Cafaro.

Cosponsors: Senators Kearney, Mason, Boccieri, Schuler, Gardner, Harris, Carey, Goodman, Schaffer, Smith.

To enact section 5533.76 of the Revised Code to designate the interchange of State Route 45 and State Route 82 in Champion Township in Trumbull County as the "Sgt. Robert M. Carr Memorial Interchange."

S. B. No. 237-Senator Schaffer.

To amend sections 3731.01 and 3731.04 and to enact section 3731.17 of the Revised Code to allow transient hotels to permit guests to stay longer than thirty days and to allow extended stay hotels to permit guests to stay longer than one year.

OFFERING OF RESOLUTIONS

Senator Padgett offered the following concurrent resolution:

S. C. R. No. 18-Senator Padgett.

To approve the Department of Education's proposed changes to the state academic accountability system for public schools.

The question being, "Shall the concurrent resolution, **S. C. R. No. 18**, be adopted?"

On the motion of Senator Schuler, **S. C. R. No. 18**, was referred to the Committee on Reference.

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

S. R. No. 126-Senator Harris.

Cosponsors: Senators Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Gardner, Goodman, Grendell, Jacobson, Kearney, Mason, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Roberts, Sawyer, Schaffer, Schuler, Schuring, Smith, Spada, Stivers, Wilson.

Honoring Senator Patricia Clancy for her service to the Ohio Senate.

S. R. No. 127-Senator Jacobson.

Cosponsor: Senator Roberts.

In memory of Specialist Edward L. Brooks.

S. R. No. 128-Senator Jacobson.

Honoring Christopher L. Ingram for outstanding service to the State of Ohio.

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 bill in which the concurrence of the Senate is requested:

Am. H. B. No. 224 -Representative Schindel

Cosponsors: Representatives McGregor, J., Evans, Setzer, Garrison, Huffman, Seitz, Adams, Fessler, Otterman, Zehringer, Miller, Jones, Bulp, Widener, Stebelton, Webster, Wagoner, Gibbs, Bolon, Chandler, Goyal, Latta, Patton, Bacon, Batchelder, Blessing, Coley, Collier, Combs, Core, DeBose, Domenick, Dyer, Flowers, Hagan, J., Harwood, Healy, Heard, Hughes, McGregor, R., Oelslager, Peterson, Schneider, Wolpert, Yates

To amend section 718.05 of the Revised Code to specify that the municipal income tax annual return filing date for individuals shall not be earlier than the federal income tax filing date, to allow return preparers to use facsimile signatures on returns, and to permit taxpayers to authorize return preparers to communicate directly with municipal tax administrators.

Attest:

Laura P. Clemens,
Clerk.

Said bill was considered the first time.

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:

S. B. No. 134 -Senator Faber

Cosponsors: Senators Harris, Kearney, Sawyer, Wilson, Schuler, Spada, Smith, Mason Representatives Seitz, Huffman, Hughes, Oelslager, Batchelder, Blessing, Bolon, Bulp, Budish, Coley, Combs, Core, DeGeeter, Domenick, Evans, Flowers, Garrison, Gibbs, Harwood, Letson, Okey, Schindel, Williams, B., Yates, Zehringer

To amend sections 5301.01 and 5301.255 of the Revised Code to provide that memoranda of trust be executed and acknowledged only by the trustee of the trust instead of both the settlor and trustee.

Attest:

Laura P. Clemens,
Clerk.

On the motion of Senator Schuler, the Senate adjourned until Tuesday, October 9, 2007 at 1:30 p.m.

Attest:

DAVID A. BATTOCLETTI,
Clerk.