

OHIO

SENATE

JOURNAL

CORRECTED VERSION
TUESDAY, DECEMBER 16, 2008

TWO HUNDRED FORTY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, December 16, 2008, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Steven Smith, 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 bill, standing in order for second consideration, be referred to committee as recommended:

S. B. No. 390-Senator Wilson.

Cosponsors: Senators Roberts, Sawyer, Miller, D., Turner, Miller, R.

To amend sections 3314.012 and 3314.37 of the Revised Code to require the Department of Education to issue annual report cards for community school sponsors containing aggregated performance data for the schools they sponsor.

To the Committee on Education.

YES - 5: J. KIRK SCHURING, SHIRLEY A. SMITH, TOM NIEHAUS, RAY MILLER, BILL HARRIS.

NO - 0.

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

The report of the committee was accepted.

Said bill was considered a second time and referred to committee as recommended.

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. 648 -Representative Jones

Cosponsors: Representatives Batchelder, Hottinger, Stebelton, Bulp, Nero, Grady, Setzer, Adams, Schindel, Wachtmann, Gardner, Widener, Brinkman, Zehringer, Uecker, Mecklenborg, Wagner, McGregor, R., McGregor, J., Combs, Sears, Goodwin, Daniels, Hite, Collier, Domenick, Reinhard, Schlichter, Aslanides, Bacon, Blessing, Carmichael, Ciafardini, Coley, Core, DeWine, Dolan, Evans, Flowers, Gibbs, Hagan, J., Huffman, Hughes, Schneider, Stewart, J., Webster, White, Wolpert

To amend section 1347.99 and to enact sections 1347.15 and 5703.211 of the Revised Code to require state agencies to adopt rules governing access to the confidential personal information that they keep, to create a civil action for harm resulting from an intentional violation of these rules, to impose a criminal penalty for such an intentional violation, and to require the Department of Taxation to adopt rules to require the tracking of searches of any of the Department's databases.

Attest: Laura P. Clemens,
Clerk.

Said bill was considered the first time.

Senator Niehaus moved that Article II, Section 15(c) of the Ohio Constitution, requiring a bill to be considered on three different days, be suspended with respect to the second consideration of **Sub. H. B. No. 648**.

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

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 |
| Kearney | Lehner | Miller D | Miller R |
| Morano | Mumper | Niehaus | Padgett |
| Patton | Roberts | Sawyer | Schaffer |
| Schuler | Schuring | Seitz | Smith |
| Stivers | Turner | Wagoner | Wilson |
| | | | Harris-33. |

The motion was agreed to.

Senator Niehaus moved that **Sub. H. B. No. 648** be referred to the Committee on Judiciary - Criminal Justice.

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

The motion was agreed to.

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. Sub. H. B. No. 635 -Representative Gibbs
Cosponsors: Representatives Adams, Aslanides, Bacon, Batchelder, Coley, Combs, Evans, Flowers, Grady, Hughes, McGregor, J., Newcomb, Schneider, Uecker, Wachtmann, Webster, Zehringer

To amend sections 903.01, 903.02, 903.03, 903.04, 903.05, 903.06, 903.07, 903.08, 903.081, 903.082, 903.09, 903.10, 903.15, 903.16, 903.17, and 6111.03 of the Revised Code to revise the Concentrated Animal Feeding Facilities Law, and to declare an emergency.

Attest: Laura P. Clemens,
Clerk.

Said bill was considered the first time.

Senator Niehaus moved that Article II, Section 15(c) of the Ohio Constitution, requiring a bill to be considered on three different days, be suspended with respect to the second consideration of **Am. Sub. H. B. No. 635**.

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

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

Those who voted in the affirmative were: Senators

- | | | | |
|----------|----------|----------|------------|
| Amstutz | Austria | Boccieri | Buehrer |
| Cafaro | Carey | Cates | Coughlin |
| Faber | Fedor | Goodman | Grendell |
| Lehner | Miller D | Miller R | Morano |
| Mumper | Niehaus | Padgett | Patton |
| Roberts | Sawyer | Schaffer | Schuler |
| Schuring | Seitz | Smith | Stivers |
| Turner | Wagoner | Wilson | Harris-32. |

Senator Kearney voted in the negative-1.

The motion was agreed to.

Senator Niehaus moved that **Am. Sub. H. B. No. 635** be referred to the Committee on Environment and Natural Resources.

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

The motion was agreed to.

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. 471 -Representative Setzer

Cosponsors: Representatives Gibbs, Combs, Bacon, Domenick, Dyer, Evans, Flowers, Grady, Hughes, Letson, Schneider

To amend sections 313.05, 313.10, and 313.16, and to enact section 313.211 of the Revised Code to change certain powers and duties of coroners and to specify that certain records of a decedent relating to the criminal investigation of the decedent's death are not public records.

Attest:

Laura P. Clemens,
Clerk.

Said bill was considered the first time.

Senator Niehaus moved that Article II, Section 15(c) of the Ohio Constitution, requiring a bill to be considered on three different days, be suspended with respect to the second consideration of **Am. H. B. No. 471**.

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

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

Those who voted in the affirmative were: Senators

- | | | | |
|----------|----------|----------|------------|
| Amstutz | Austria | Boccieri | Buehrer |
| Cafaro | Carey | Cates | Coughlin |
| Faber | Fedor | Goodman | Grendell |
| Lehner | Miller D | Miller R | Morano |
| Mumper | Niehaus | Padgett | Patton |
| Roberts | Sawyer | Schaffer | Schuler |
| Schuring | Seitz | Smith | Stivers |
| Turner | Wagoner | Wilson | Harris-32. |

Senator Kearney voted in the negative-1.

The motion was agreed to.

Senator Niehaus moved that **Am. H. B. No. 471** be referred to the Committee on Judiciary - Criminal Justice.

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

The motion was agreed to.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Cates submitted the following report:

The standing committee on State and Local Government and Veterans' Affairs, to which was referred **H. B. No. 266**-Representative Huffman, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: GARY W. CATES, TIMOTHY J. GRENDALL, BILL SEITZ, MARK D. WAGONER, TERESA FEDOR, TOM ROBERTS, JOHN A. CAREY, JOHN A. BOCCIERI.

NO - 0.

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

The report of the committee was accepted.

Senator Grendell submitted the following report:

The standing committee on Judiciary - Criminal Justice, to which was referred **Am. H. B. No. 215**-Representative Collier, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Grendell, Seitz, Turner.

YES - 7: TIMOTHY J. GRENDALL, BILL SEITZ, TIMOTHY O. SCHAFFER, NINA TURNER, TERESA FEDOR, STEVE STIVERS, KEITH L. FABER.

NO - 0.

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

The report of the committee was accepted.

Senator Grendell submitted the following report:

The standing committee on Judiciary - Criminal Justice, to which was referred **H. B. No. 280**-Representative Schneider, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Grendell, Schaffer, Seitz, Turner, Fedor.

YES - 6: TIMOTHY J. GREDELLE, KEITH L. FABER,
TIMOTHY O. SCHAFFER, BILL SEITZ, NINA
TURNER, TERESA FEDOR.

NO - 0.

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

The report of the committee was accepted.

Senator Stivers submitted the following report:

The standing committee on Insurance, Commerce and Labor, to which was referred **Sub. H. B. No. 79**-Representative Batchelder, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: STEVE STIVERS, KEITH L. FABER, TIMOTHY O.
SCHAFFER, RON AMSTUTZ, STEPHEN C. AUSTRIA,
ERIC H. KEARNEY, JOHN A. BOCCIERI, GARY W.
CATES.

NO - 1: DALE MILLER.

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

The report of the committee was accepted.

Senator Stivers submitted the following report:

The standing committee on Insurance, Commerce and Labor, to which was referred **Sub. H. B. No. 444**-Representative Stewart, J., et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Miller, D..

YES - 10: STEVE STIVERS, STEPHEN C. AUSTRIA, DALE
MILLER, ERIC H. KEARNEY, KEITH L. FABER, RON
AMSTUTZ, GARY W. CATES, TIMOTHY O.
SCHAFFER, JOHN A. BOCCIERI, ROBERT L.

SCHULER.

NO - 0.

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

The report of the committee was accepted.

Senator Stivers submitted the following report:

The standing committee on Insurance, Commerce and Labor, to which was referred **Sub. H. B. No. 500**-Representative Hughes, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: STEVE STIVERS, GARY W. CATES, TIMOTHY O. SCHAFFER, KEITH L. FABER, STEPHEN C. AUSTRIA, ERIC H. KEARNEY, DALE MILLER, JOHN A. BOCCIERI.

NO - 1: RON AMSTUTZ.

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:

Keith L. Bennett, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Peace Officer Training Council for a term beginning March 5, 2008 and ending at the close of business September 19, 2008, replacing Timothy Murphy, who resigned.

Col. Richard H. Collins, from Columbus, Franklin County, Ohio, as a Member of the Ohio Peace Officers Training Commission for a term beginning March 19, 2008 and ending at the close of business September 19, 2009, replacing Col. Paul McClellan.

Joseph F. Denk, Jr., from Fairview Park, Cuyahoga County, Ohio, as a Member of the Board of Building Standards for a term beginning March 19, 2008 and ending at the close of business October 13, 2010, replacing Richard Gale Johnson, who passed away.

Robert A. Fital, from Sagamore Hills, Summit County, Ohio, as a Member of the Ohio Peace Officers Training Commission for a term beginning February 26, 2008 and ending at the close of business September 19, 2008, replacing John Guthrie who resigned.

Jeffrey M. Patzer, Democrat, from Dayton, Montgomery County, Ohio, as a Member of the Ohio Peace Officer Training Council for a term beginning March 5, 2008 and ending at the close of business September 19, 2010, replacing Pamela Hayman-Weaner, whose term expired.

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

YES - 11: BILL HARRIS, TOM NIEHAUS, KEITH L. FABER, MARK D. WAGONER, STEPHEN C. AUSTRIA, JOHN A. CAREY, J. KIRK SCHURING, SHIRLEY A. SMITH, CAPRI S. CAFARO, DALE MILLER, RAY MILLER.

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 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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 79-Representative Batchelder.

Cosponsors: Representatives McGregor, J., Fessler, Latta, Stebelton, Webster, Uecker, Aslanides, Bacon, Blessing, Collier, Combs, Daniels, Dolan, Evans, Flowers, Gibbs, Goodwin, Hagan, J., Huffman, Hughes, McGregor, R., Mecklenborg, Patton, Peterson, Reinhard, Schindel, Schneider, Setzer, Wachtmann, Wagner, Wagoner, White, Widowfield, Wolpert, Zehringer.

To amend sections 101.532, 101.82, 127.14, 4121.03, 4121.121, 4121.75, 4121.76, 4121.77, 4121.79, 4123.29, 4123.341, 4123.342, and 4123.35 of the Revised Code to make changes to the law governing the Workers' Compensation Council, to specify that an employer group is considered one employer for purposes of workers' compensation group rating, and to make an

appropriation, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 79**, pass?"

Senator Grendell moved that he be excused from voting under Senate Rule No. 57.

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

The motion was agreed to.

The question recurred, "Shall the bill, **Sub. H. B. No. 79**, pass?"

The yeas and nays were taken and resulted - yeas 31, nays 1, as follows:

Those who voted in the affirmative were: Senators

Amstutz	Austria	Bocchieri	Buehrer
Cafaro	Carey	Cates	Coughlin
Faber	Fedor	Goodman	Kearney
Lehner	Miller R	Morano	Mumper
Niehaus	Padgett	Patton	Roberts
Sawyer	Schaffer	Schuler	Schuring
Seitz	Smith	Stivers	Turner
Wagoner	Wilson		Harris-31.

Senator Miller D voted in the negative-1.

So the bill passed.

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

Senator Stivers moved to amend the title as follows:

Add the names: "Buehrer, Harris, Patton, Schuler, Seitz, Stivers, Wagoner, Wilson, Schaffer."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 209-Representative Core.

Cosponsors: Representatives McGregor, J., Bacon, Yuko, McGregor, R., Collier, Adams, Strahorn, Stebelton, Domenick, Fende, Luckie, Setzer, Seitz, Bulp, Dodd, Aslanides, Batchelder, Blessing, Coley, Combs, DeBose, Driehaus, Dyer, Evans, Flowers, Gardner, Gibbs, Goyal, Hagan, J., Hite, Hughes, Letson, Lundy, Mandel, Newcomb, Oelslager, Otterman, J., Reinhard, Schindel, Slesnick, Webster, Williams, B. Senator Turner.

To amend section 2907.03 of the Revised Code to expand the offense of "sexual battery" to prohibit a peace officer from engaging in sexual conduct with a minor who is not the officer's spouse in specified circumstances, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 209**, pass?"

Senator Faber moved to amend as follows:

In line 54, delete " relationship between the offender and the other"

Delete line 55

In line 56, delete " official duties as a peace officer" and insert " offender is more than two years older than the other person"

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

The motion to amend was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 209**, pass as amended?"

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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

Senator Grendell moved to amend the title as follows:

Add the names: "Harris, Schaffer, Schuler."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 215-Representative Collier.

Cosponsors: Representatives Evans, Latta, Brown, Chandler, Stebelton, Combs, Setzer, Aslanides, Bacon, Batchelder, Blessing, Book, Boyd, Core, Daniels, DeBose, DeGeeter, Dodd, Domenick, Dyer, Flowers, Gibbs, Hagan, J., Hagan, R., Mallory, Patton, Schindel, Schlichter, Sears, Wagner, Williams, B., Williams, S., Yuko. Senators Grendell, Seitz, Turner.

To amend sections 341.12, 341.13, 341.14, 341.15, 1547.11, 1547.111, 2725.27, 2903.06, 2949.094, 3719.41, 4503.235, 4506.03, 4510.13, 4511.19,

4511.191, 4511.192, and 4511.197, to enact sections 341.141, 4729.041, and 5111.0119 of the Revised Code to list Salvia divinorum as a controlled substance; to provide for prohibited concentrations of Salvia Divinorum and Salvinorin A that are determined by the State Board of Pharmacy for purposes of OVI and OWI; to make clarifying, conforming, and technical changes in the court cost add-on for indigent drivers alcohol treatment and in certain provisions of, or that relate to, Am. Sub. S.B. 17 of the 127th General Assembly; to provide for suspension of the eligibility for Medicaid of certain persons confined in a state or local correctional facility; to permit the transfer of county jail inmates to contiguous counties in adjoining states; to waive the operation of police vehicles used to transport prisoners from commercial driver's license requirements; and to provide that the penalty enhancement for aggravated vehicular homicide, vehicular homicide, and vehicular manslaughter for driving under a license suspension and the requirement for a mandatory prison term in certain cases of aggravated vehicular homicide and vehicular homicide for driving under suspension also apply to driving under cancellation and driving without a license, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 215**, pass?"

Senator Grendell moved to amend as follows:

In line 148, delete the quotation mark

In line 5 of the title, after "5111.0119" insert ", and to repeal section 2725.25"

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

The motion to amend was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 215**, pass as amended?"

Senator Turner moved to amend as follows:

In line 4342, after " (2)" delete the balance of the line and insert " No"

In line 4349, after " Except" delete the balance of the line

Delete line 4350

In line 4351, delete " confinement" and insert " as provided in division (C) of this section"; after " reapply" insert " or undergo a redetermination of eligibility"

In line 4353, after the underlined period delete the balance of the line

Delete lines 4354 through 4357

In line 4358, after " (C)" insert " A person may be disenrolled from medicaid any time after the suspension described in division (B)(1) of this section ends if the person is no longer eligible for medicaid. A person may be required to undergo a redetermination of eligibility for medicaid any time after the suspension described in division (B)(1) of this section ends if it is time or past time for the person's eligibility redetermination or the person's circumstances have changed in a manner warranting a redetermination.

(D)"; after " department" insert " job and family services"

In line 4359, delete " commencing on" and insert " not later than"

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

The motion to amend was agreed to.

The question recurred, "Shall the bill, **Sub. H. B. No. 215**, pass as amended?"

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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

Senator Grendell moved to amend the title as follows:

Add the names: "Cafaro, Fedor, Harris, Kearney, Morano, Padgett, Schaffer, Schuring."

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

The motion was agreed to and the title so amended.

Sub. 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 sections 345.08 and 3354.26 of the Revised Code and to amend Section 201.50 of H.B. 496 of the 127th General Assembly, as subsequently amended, to enable more flexible composition of veterans memorial boards of trustees, to establish corrective action grants for school facilities projects, to make a capital appropriation, and to modify the relationship between Rio Grande Community College and the University of Rio Grande, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 266**, pass?"

Senator Carey moved to amend as follows:

In line 11, delete "sections" and insert "section"; delete "and 3354.26"

Delete lines 33 through 67

In line 68, delete "sections" and insert "section"; delete "and 3354.26"

In line 1 of the title, delete "sections" and insert "section"; delete "and 3354.26"

In line 7 of the title, after the first comma insert "and"; delete ", and to"

Delete lines 8 and 9 of the title

In line 10 of the title, delete "Grande"

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

The motion to amend was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 266**, pass as amended?"

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 |
| Kearney | Lehner | Miller D | Miller R |
| Morano | Mumper | Niehaus | Padgett |
| Patton | Roberts | Sawyer | Schaffer |
| Schuler | Schuring | Seitz | Smith |
| Stivers | Turner | Wagoner | Wilson |
| | | | Harris-33. |

So the bill passed.

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

Senator Faber moved to amend the title as follows:

Add the names: "Faber, Fedor, Harris, Niehaus, Padgett, Seitz, Wagoner, Wilson, Schaffer."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 273-Speaker Husted, Representative Beatty.

Cosponsors: Representatives Bupp, Combs, Aslanides, Sayre, Otterman, Widowfield, Fessler, Domenick, Mallory, Ujvagi, Adams, Bacon, Barrett, Batchelder, Blessing, Bolon, Book, Boyd, Brady, Brinkman, Brown, Budish, Carmichael, Celeste, Chandler, Coley, Collier, Core, Daniels, DeBose, DeGeeter, DeWine, Distel, Dodd, Dolan, Driehaus, Dyer, Evans, Fende, Flowers, Foley, Garrison, Gerberry, Gibbs, Goodwin, Goyal, Hagan, J., Hagan, R., Harwood, Healy, Heard, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Latta, Letson, Luckie, Lundy, Mandel, McGregor, J., McGregor, R., Miller, Oelslager, Okey, Patton, Peterson, Raussen, Reinhard, Schindel, Schlichter, Seitz, Setzer, Skindell, Stebelton, Stewart, D., Stewart, J., Strahorn, Sykes, Szollosi, Uecker, Wachtmann, Wagner, Wagoner, Webster, White, Widener, Williams, B., Williams, S., Wolpert, Yates, Zehringer. Senators Buehrer, Austria, Miller, D., Schaffer.

To amend sections 121.403, 955.202, 4501.21, 4503.18, 4503.46, 4503.53, and 5533.52 and to enact sections 4501.272, 4503.481, 4503.523, 4503.531, 4503.547, 4503.92, 4503.93, 5533.091, 5533.281, 5533.332, 5533.371, 5533.633, 5533.634, 5533.635, 5533.751, 5533.76, 5533.761, 5533.762, 5533.77, 5533.771, 5533.772, 5533.773, 5533.774, 5533.775, and 5533.78 of the Revised Code to designate certain memorial highways, to create certain special license plates, and to modify the terms for issuance of certain special license plates, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 273**, pass?"

Senator Miller, R. moved to amend as follows:

In line 841, delete "Captain" and insert "Colonel"

In line 842, after "Blount" insert ".M.D."

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

The motion to amend was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 273**, pass as amended?"

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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

Senator Buehrer moved to amend the title as follows:

Add the names: "Bocchieri, Cafaro, Carey, Fedor, Goodman, Grendell, Harris, Kearney, Lehner, Miller, R., Morano, Niehaus, Padgett, Patton, Roberts, Sawyer, Schuler, Seitz, Smith, Stivers, Turner, Wilson, Mumper."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 280-Representative Schneider.

Cosponsors: Representatives Aslanides, Setzer, Uecker, Brinkman, Flowers, Combs, Huffman, Zehringer, Widener, Adams, Hite, Jones, Hottinger, Wachtmann, Seitz, Evans, Latta, Bubb, McGregor, J., Fessler, Wagner, Wagoner, Collier, Schindel, Wolpert, Coley, Gibbs, Patton, DeGeeter, White, Bolon, Blessing, Hagan, J., Mandel, Goodwin, Batchelder, Distel, Oelslager, Brady, Barrett, Sears, Mecklenborg, Bacon, Daniels, Dodd, Dolan, Domenick, Driehaus, Gardner, Hughes, Reinhard, Schlichter. Senators Grendell, Schaffer, Seitz, Turner, Fedor.

To amend sections 2151.421, 2903.11, 2903.12, 2903.13, 2905.01, 2905.02, 2907.21, 2907.22, 2907.323, 2919.22, 2919.25, 2923.32, 2929.01, 2929.13, 2929.14, 2929.18, 2929.24, 3702.30, and 4731.22 and to enact sections 2941.1422, 2941.1423, and 3701.791 of the Revised Code to require facilities that perform abortions to display a sign; to enhance the criminal penalty for domestic violence when the offender knew the victim was pregnant at the time of the offense; to require a mandatory jail term or mandatory prison term for felonious assault, aggravated assault, and assault if the offender is convicted of a specification that the victim was a woman that the offender knew was pregnant at the time of the offense; to require a mandatory prison term and payment of restitution to the victim for kidnapping, abduction, compelling prostitution, promoting prostitution, illegal use of a minor in a nudity-oriented material or performance in specified circumstances, endangering children in specified circumstances, and engaging in a pattern of corrupt activity if the offender is convicted of a specification that the offender knowingly committed

the offense in furtherance of human trafficking; to increase the penalty for engaging in a pattern of corrupt activity if the offender is convicted of a specification of that nature; to strongly encourage the Attorney General to establish a Trafficking in Persons Study Commission to study and review the problem of trafficking in persons and the relevant criminal law and to develop recommendations, including recommendations to improve or expand the criminal law, to address the problem; to provide that reports of other incidents of known or suspected child abuse or neglect may be used in a civil action against a person who is alleged to have failed to report known or suspected child abuse or neglect; and to provide that a person who fails to report known or suspected child abuse or neglect is liable for compensatory and exemplary damages to the child who would have been the subject of the report that was not made, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 280**, pass?"

Senator Grendell moved to amend as follows:

In line 1859, delete "or (G)"

In line 1861, after "(E)" insert "or (G)"

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

The motion to amend was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 280**, pass as amended?"

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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

Senator Grendell moved to amend the title as follows:

Add the names: "Buehrer, Cates, Faber, Goodman, Harris, Lehner, Padgett, Patton, Schuler, Wagoner, Mumper, Niehaus."

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

The motion was agreed to and the title so amended.

Am. 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, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 395**, 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 |
| Kearney | Lehner | Miller D | Miller R |
| Morano | Mumper | Niehaus | Padgett |
| Patton | Roberts | Sawyer | Schaffer |
| Schuler | Schuring | Seitz | Smith |
| Stivers | Turner | Wagoner | Wilson |
| | | | Harris-33. |

So the bill passed.

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

Senator Goodman moved to amend the title as follows:

Add the names: "Buehrer, Carey, Fedor, Harris, Morano, Patton, Schuler, Wagoner."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 427-Representatives Webster, Letson.

Cosponsors: Representatives Stebelton, Harwood, Evans, McGregor, J., Hagan, R., Brady, Coley, Dyer, Foley, Gerberry, Hughes, Luckie, Setzer, Skindell, Stewart, D., Williams, B., Yuko.

To amend sections 4757.01, 4757.04, 4757.21, 4757.26, 4757.30, and 4757.36 of the Revised Code and to amend Section 379.10 of Am. Sub. H.B. 119 of the 127th General Assembly, as subsequently amended, regarding the practice of marriage and family therapy and the membership of the

professional standards committees of the Counselor, Social Worker, and Marriage and Family Therapist Board, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 427**, 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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	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 name: "Harris."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 444-Representative Stewart, J.

Cosponsors: Representatives Szollosi, Luckie, Bolon, Book, Boyd, Brady, Brown, Budish, Celeste, Chandler, DeBose, Domenick, Driehaus, Dyer, Evans, Fende, Foley, Garrison, Gerberry, Goyal, Harwood, Heard, Koziura, Letson, Lundy, McGregor, J., Newcomb, Okey, Patton, Sayre, Slesnick, Stewart, D., Ujvagi, Williams, B., Williams, S., Yuko. Senator Miller, D.

To amend sections 3781.111, 4517.21, 4740.01, 4740.02, 4740.04, and 4740.07 and to enact section 4740.16 of the Revised Code to make changes to the construction industry licensing laws, to discipline unlicensed contractors, eliminate unlicensed contractor activity, to provide that an insurer or subrogee may sell through a licensed motor vehicle auction owner a motor vehicle that comes into its possession through the operation of an insurance contract, and to require the Ohio Civil Rights Commission to deem that specified persons involved with the construction of a building have complied with the Americans with Disabilities Act if the owner of that building obtained a proper building permit, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 444**, pass?"

On the motion of Senator Niehaus, **Sub. H. B. No. 444** was informally passed and retained its place on the calendar.

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

Cosponsors: Representatives McGregor, J., Combs, Coley, Domenick, Dyer, Evans, Huffman, Hughes, Letson, Mecklenborg. Senators Kearney, Turner, Goodman, Fedor.

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, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 522**, 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
Kearney	Lehner	Miller D	Miller R
Morano	Mumper	Niehaus	Padgett
Patton	Roberts	Sawyer	Schaffer
Schuler	Schuring	Seitz	Smith
Stivers	Turner	Wagoner	Wilson
			Harris-33.

So the bill passed.

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

The title was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 391-Senator Grendell.

To amend sections 302.02, 302.03, 302.081, 302.11, 302.13, 302.14, 302.17, 302.18, 302.19, and 302.201 and to enact sections 302.042 and 302.161 of the Revised Code to permit an alternative form of county

government in a county having a population of 1.2 million or more to have an elected chairperson, at-large members, and members from districts on the board of county commissioners.

S. B. No. 392-Senator Turner.

Cosponsors: Senators Stivers, Miller, R., Sawyer.

To enact section 3314.191 of the Revised Code to require community school sponsors to report to the Department of Education information about operators hired by the schools they sponsor.

OFFERING OF RESOLUTIONS

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

S. R. No. 308-Senators Miller, D., Patton, Smith.

Honoring the St. Ignatius High School football team as the 2008 Division I State Champion.

S. R. No. 309-Senator Amstutz.

Honoring Judy Bailey for outstanding service to the State of Ohio.

S. R. No. 310-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Peggy B. Lehner for outstanding service to the Ohio Senate.

S. R. No. 311-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Larry A. Mumper for outstanding service to the Ohio Senate.

S. R. No. 312-Senators Harris, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Ron Amstutz for outstanding service to the Ohio Senate.

S. R. No. 313-Senators Harris, Amstutz, Austria, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator John Boccieri for outstanding service to the Ohio Senate.

S. R. No. 314-Senators Harris, Amstutz, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Steve Austria for outstanding service to the Ohio Senate.

S. R. No. 315-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Turner, Wagoner, Wilson.

Honoring Senator Steve Stivers for outstanding service to the Ohio Senate.

S. R. No. 316-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Joy Padgett for outstanding service to the Ohio Senate.

S. R. No. 317-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Lance T. Mason for outstanding service to the Ohio Senate.

S. R. No. 318-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Jeff Jacobson for outstanding service to the Ohio Senate.

S. R. No. 319-Senators Harris, Amstutz, Austria, Boccieri, Buehrer, Cafaro, Carey, Cates, Coughlin, Faber, Fedor, Goodman, Grendell, Kearney, Lehner, Miller, D., Miller, R., Morano, Mumper, Niehaus, Padgett, Patton, Roberts, Sawyer, Schaffer, Schuler, Schuring, Seitz, Smith, Stivers, Turner, Wagoner, Wilson.

Honoring Senator Robert Spada for outstanding service to the Ohio Senate.

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

So the resolutions were 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, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Kimberly Watts, from Hamilton, Butler County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a term beginning October 15, 2008 and ending at the close of business December 31, 2012.

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 15th day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, James R. Van Dyne, Republican, from Findlay, Hancock County, Ohio, as a Member of the State Emergency Response Commission for a term beginning

September 23, 2008 and ending at the close of business January 13, 2009, replacing James A. Schneider, 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 23rd day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Kim I. Redfern, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Recycling and Litter Prevention Advisory Council for a term beginning November 18, 2008 and ending at the close of business November 18, 2011, replacing Diane Shew, 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 10th day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Gloria J. Fauss, Democrat, from Utica, Licking County, Ohio, as a Member of the Ohio Water Development Authority for a term beginning September 19, 2008 and ending at the close of business July 1, 2016.

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 19th day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, James P. Sabin, Republican, from London, Madison County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a new term beginning October 15, 2008 and ending at the close of business December 31, 2012.

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 15th day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Deborrha Armstrong, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Ann Marie Frahn M. S., Republican, from Maumee, Lucas County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Robert H. Small, M.D., P.E, Republican, from Upper Arlington, Franklin County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Janet Foley Orosz, Republican, from Powell, Delaware County, Ohio, as a Member of the Ohio Fair Plan Underwriting Association Board of Governors for a new term beginning October 3, 2008 and ending at the close of business September 18, 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 3rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

STATE OF OHIO

**EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Joe O'Neil, Democrat, from Defiance, Defiance County, Ohio, as a Member of the Northwest State Community College Board of Trustees for a term beginning August 12, 2008 and ending at the close of business June 10, 2014, replacing Peter C. Beck, 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 eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Sandra P. Meyer, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the Cincinnati State Technical and Community College Board of Trustees for a term beginning October 3, 2008 and ending at the close of business August 31, 2014, replacing Nancy Conner, 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 3rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Karen A. Riccio, Democrat, from Columbus, Franklin County, Ohio, as a Member of the State Board of Optometry for a term beginning October 3, 2008 and ending at the close of business September 25, 2013, replacing Gary A. Hyde, 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 3rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Dale C. Deubler, from Columbus, Franklin County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning September 19, 2008 and ending at the close of business August 27, 2011, replacing Averell Overby, 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 19th day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Rebekah Bower, Democrat, from Centerville, Montgomery County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning October 23, 2008 and ending at the close of business August 27, 2011, replacing Paul B. Miller, 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 23rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT**

**OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Darrell L. Heckman, Democrat, from Urbana, Champaign County, Ohio, as a Member of the Ohio Respiratory Care Board for a term beginning August 13, 2008 and ending at the close of business March 14, 2009, replacing Dana Rinehart, 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 13th day of August in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Patrick M. Wall, from Dublin, Franklin County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2012.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Marvin A. McMickle, Democrat, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the Cleveland State University Board of Trustees for a term beginning July 26, 2008 and ending at the close of business May 1, 2015, replacing Peter Cavanagh, 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 26th day of July in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Keith L. Bennett, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a new term beginning October 31, 2008 and ending at the close of business September 19, 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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Robert A. Fiatal, from Sagamore Hills, Summit County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a new term beginning October 31, 2008 and ending at the close of business September 19, 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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Steven R. Keller, Democrat, from Bexley, Franklin County, Ohio, as a Member of the

State Board of Psychology for a term beginning October 23, 2008 and ending at the close of business October 5, 2013, replacing Michael Distelhorst, 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 23rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Daniel G Weisenbach, from Columbus, Franklin County, Ohio, as a Member of the Recycling and Litter Prevention Advisory Council for a new term beginning November 19, 2008 and ending at the close of business November 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 4th day of November in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Adele Roth, Democrat, from Akron, Summit County, Ohio, as a Member of the Development Financing Advisory Council for a term beginning October 2, 2008 and ending at the close of business December 31, 2009, replacing Linda L. Bluso, 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 2nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Dolores A. Gillis, Democrat, from Tipp City, Miami County, Ohio, as a Member of the State Board of Cosmetology for a term beginning November 1, 2008 and ending at the close of business October 31, 2013, replacing Valerie Studer, 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 6th day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Dwight Julius McFadden, III, Democrat, from Millersburg, Holmes County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Justin P. Lavin, M.D., Democrat, from Akron, Summit County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Laurie Nye Conkright, Republican, from Mason, Warren County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning November 1, 2008 and ending at the close of business October 31, 2013.

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 31st day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Patricia A. Protopapa, Democrat, from Canfield, Mahoning County, Ohio, as a Member of the Board of Nursing for a term beginning August 13, 2008 and ending at the close of business December 31, 2011, replacing Teresa Williams, 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 August in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT**

**OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Leonard E. Roberts, Democrat, from Dayton, Montgomery County, Ohio, as a Member of the Recreation and Resources Commission for a term beginning October 2, 2008 and ending at the close of business February 1, 2009, replacing F. Dominic Dottavio, 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 2nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Daisy Rickman, Democrat, from Cleveland Heights, Cuyahoga County, Ohio, as a Member of the State Board of Cosmetology for a term beginning September 24, 2008 and ending at the close of business October 31, 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 24th day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Genevieve Dennison, Democrat, from New Richmond, Clermont County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning September 19, 2008 and ending at the close of business August 27, 2011, replacing Gary Weiss, 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 19th day

of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Carl E. Koebel, Democrat, from Port Clinton, Ottawa County, Ohio, as a Member of the Terra State Community College Board of Trustees for a term beginning October 3, 2008 and ending at the close of business December 31, 2010, replacing Jenine Porter, 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 3rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Irwin Cohen, Republican, from Columbus, Franklin County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a term beginning October 15, 2008 and ending at the close of business December 31, 2012.

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 15th day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR**

COLUMBUS

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Charles R. Saxbe, Republican, from Columbus, Franklin County, Ohio, as a Member of the Central State University Board of Trustees for a term beginning September 3, 2008 and ending at the close of business June 30, 2017, replacing Paul M. Dutton, 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 3rd day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Larry W. Johns, from Wapakoneta, Auglaize County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning August 6, 2008 and ending at the close of business June 23, 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 6th day of August in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Kreig J. Brusnahan, Democrat, from Avon Lake, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a term beginning September 23, 2008 and ending at the close of business August 30, 2013, replacing Rita Canfield, 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 23rd day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Karl E. Milliron, Republican, from Mansfield, Richland County, Ohio, as a Member of the Motor Vehicle Salvage Dealers Licensing Board for a term beginning August 29, 2008 and ending at the close of business July 31, 2010, replacing James T. Coyle, 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 29th day of August in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Dan T. Moore, Democrat, from Cleveland Heights, Cuyahoga County, Ohio, as a Member of the Cleveland State University Board of Trustees for a term beginning July 26, 2008 and ending at the close of business May 1, 2011, replacing Alex, Machaskee, 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 26th day of July in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, William D. Sanford, from Toledo, Lucas County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a term beginning October 2, 2008 and ending at the close of business July 31, 2010, replacing Robert Payne, 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 2nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, David S. Schnaidt, Republican, from Granville, Licking County, Ohio, as a Member of the State Auctioneers Commission for a term beginning October 23, 2008 and ending at the close of business October 9, 2011, replacing Joseph Zielinski, 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 23rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Elaine Georgas, from Lorain, Lorain County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning October 2, 2008 and ending at the close of business July 31, 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 2nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Gary Silverman, Democrat, from Bowling Green, Wood County, Ohio, as a Member of the State Board of Sanitarian Registration for a new term beginning October 22, 2008 and ending at the close of business August 15, 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 22nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Linda Aller, Republican, from Lewis Center, Delaware County, Ohio, as a Member of the State Board of Sanitarian Registration for a term beginning October 22, 2008 and ending at the close of business August 15, 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 22nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Herbert

de la Porte, Democrat, from Elyria, Lorain County, Ohio, as a Member of the Ohio Medical Transportation Board for a term beginning August 29, 2008 and ending at the close of business July 5, 2010, replacing Todd Walker, 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 29th day of August in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Karen D. Bankston, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the Cincinnati State Technical and Community College Board of Trustees for a term beginning October 3, 2008 and ending at the close of business August 31, 2012, replacing Lisa J. Fitzgibbon, 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 3rd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, William D. Holt, Republican, from Toledo, Lucas County, Ohio, as a Member of the Self-Insuring Employers Evaluation Board for a new term beginning September 23, 2008 and ending at the close of business August 22, 2012.

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 23rd day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,

Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Janice Mercier Wade, from Akron, Summit County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning October 2, 2008 and ending at the close of business July 31, 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 2nd day of October in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Ted Strickland, Governor of the State of Ohio, do hereby appoint, Nancy C. Osborne, Democrat, from Port Clinton, Ottawa County, Ohio, as a Member of the State Emergency Response Commission for a term beginning September 23, 2008 and ending at the close of business January 13, 2019, replacing Mike Robinette, 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 23rd day of September in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,
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:

Sub. S. B. No. 243 -Senator Schaffer

Cosponsors: Senators Gardner, Jacobson, Bocchieri, Carey, Harris, Seitz, Smith, Goodman, Faber, Cates, Grendell, Niehaus, Buehrer, Fedor, Mumper, Spada, Wagoner, Wilson Representatives Bacon, Batchelder, Book, Brady, Bulp, Chandler, Combs, DeBose, DeGeeter, Domenick, Evans, Fende, Flowers, Gerberry, Gibbs, Goyal, Grady, Harwood, Hite, Hughes, Letson, Luckie, Mallory, McGregor, J., Miller, Nero, Peterson, Schindel, Schlichter, Slesnick, Stebelton, Stewart, J., Uecker, Wachtmann, Yates, Yuko, Zehringer

To amend section 4503.53 and to enact sections 5.081, 5.082, 5.2241, 5.2242, 5.2243, 5.2244, 5.2245, 5.2246, 5.2247, 5.2248, 5.2249, 5.2250, 5.2251, 5.2252, 5.2253, 5.2254, 5.2255, 5.2256, 5.2257, 5.2258, 5.2259, 5.2260, 5.2261, 5.2262, 5.2263, 5.2264, 4503.481, 4503.494, 4503.496, 4503.513, 4503.531, 4503.762, 4503.92, 5533.051, 5533.092, 5533.101, 5533.251, 5533.351, 5533.352, 5533.354, 5533.601, 5533.604, 5533.605, 5533.681, 5533.682, 5533.683, 5533.684, and 5533.92 of the Revised Code to designate various official days, weeks, and months, to designate the tomato as the official state fruit, to designate the pawpaw as the official state native fruit, to create certain special license plates, and to designate certain memorial highways and bridges.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest: Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

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:

Sub. S. B. No. 380 -Senator Seitz

Cosponsors: Senators Cates, Carey, Wagoner, Amstutz, Coughlin, Harris, Schaffer, Faber, Buehrer Representatives Daniels, Aslanides, Bacon, Batchelder, Blessing, Bulp, Carmichael, Ciafardini, Flowers, Gibbs, Grady, Hagan, J., Mecklenborg, Nero, Schindel, Schneider, Sears, Setzer, Stebelton, Uecker, Wachtmann, Wagner

To amend sections 3501.07, 3501.90, 3503.15, 3505.21, 3509.01, 3509.04, 3509.05, 3509.06, 3509.07, 3511.05, and 3511.11 of the Revised Code to require absent voter's ballot identification envelope statements to be completed for absent voter's ballots to be counted, to require boards of elections to notify absent voters that their ballots will be rejected if they do not complete the required statement, to generally prohibit same day voter

registration and application for absent voter's ballots, to permit election observers to be appointed to serve at the board of elections or at another designated site during the time absent voter's ballots may be cast in person, to revise the time period in which voters may cast absent voter's ballots in person, to require the Secretary of State to notify boards of elections of mismatches between voter registration information and motor vehicle records, and to revise the process for appointing members of a board of elections.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest: Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

Message from the House of Representatives

Mr. President:

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

Sub. S. B. No. 57 -Senator Coughlin
Cosponsors: Senators Mumper, Buehrer, Goodman, Harris, Cates
Representatives Setzer, Peterson, Schlichter, Webster

To amend sections 109.57, 109.572, 3301.0714, 3317.022, 3317.03, 4776.01, and 5727.84 and to enact sections 3310.51, 3310.52, 3310.521, 3310.53 to 3310.64, and 3323.052 of the Revised Code and to amend Section 3 of Am. Sub. H.B. 79 of the 126th General Assembly to create the Special Education Scholarship Pilot Program and to extend the deadline for the Partnership for Continued Learning to submit a report on community schools and the Educational Choice Scholarship Pilot Program.

Attest: Laura P. Clemens,
Clerk.

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. 318 -Representative Gibbs - et al.

Sub. H. B. No. 458 -Representative Uecker - et al.

Sub. H. B. No. 525 -Representative Combs - 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:

Am. Sub. S. B. No. 267 -Senator Faber - et al.

Am. S. B. No. 304 -Senator Cates - et al.

Attest: Laura P. Clemens,
Clerk.

The President signed said bills.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 5505.04 (A) (1) (e) of the Ohio Revised Code, the President of the Senate and the Speaker of the House of Representatives jointly reappoint Dan Lohmeyer to serve on the State Highway Patrol Retirement Board. (Four year term ending November 4, 2012)

MESSAGE FROM THE PRESIDENT

Pursuant to Section 3307.05 (C) of the Ohio Revised Code, the President of the Senate and the Speaker of the House of Representatives jointly appoint Craig Brooks to serve on the State Teachers Retirement Board. (Four year term ending November 4, 2012)

MESSAGE FROM THE PRESIDENT

Pursuant to Section 3309.05 (D) (1) of the Ohio Revised Code, the President of the Senate and the Speaker of the House of Representatives jointly reappoint James Rossler to serve on the School Employees Retirement Board. (Four year term ending November 4, 2012)

MESSAGE FROM THE PRESIDENT

Pursuant to Section 742.03 (B) (2) of the Ohio Revised Code, the President of the Senate and the Speaker of the House of Representatives jointly appoint J. David Heller to serve on the Police and Fire Pension Board. (Four year term ending November 4, 2012)

On the motion of Senator Niehaus, the Senate recessed until 6:45 p.m.

The Senate met pursuant to the recess.

On the motion of Senator Amstutz the Senate reverted to the Second Order of Business, Reports of Standing and Select Committees.

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. 320**-Representative Jones, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Miller, D..

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

NO - 1: STEPHEN BUEHRER.

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

The report of the committee was accepted.

Senator Coughlin submitted the following report:

The standing committee on Health, Human Services and Aging, to which was referred **Sub. H. B. No. 529**-Representative Wachtmann, et al., having

had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 10: KEVIN J. COUGHLIN, MARK D. WAGONER, SUSAN L. MORANO, J. KIRK SCHURING, JOY PADGETT, DAVID GOODMAN, STEPHEN BUEHRER, BILL SEITZ, CAPRI S. CAFARO, DALE MILLER.

NO - 1: SHIRLEY A. SMITH.

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. 129**-Representatives Evans, Book, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Seitz, Goodman, Kearney, Turner, Fedor.

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

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. 247**-Representative Brown, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Turner, Goodman, Fedor.

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

NO - 0.

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

The report of the committee was accepted.

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:

Sub. S. B. No. 203 -Senator Grendell

Cosponsors: Senators Padgett, Cates, Faber, Fedor, Goodman, Harris, Mason, Miller, D., Miller, R., Morano, Mumper, Niehaus, Sawyer, Schaffer, Stivers, Wagoner, Wilson, Bocchieri, Spada, Austria Representatives Hagan, R., Bacon, Batchelder, Beatty, Blessing, Bolon, Book, Boyd, Brown, Bubp, Budish, Celeste, Chandler, Ciafardini, Collier, Combs, Core, Daniels, DeBose, DeGeeter, Dolan, Domenick, Dyer, Evans, Fende, Flowers, Foley, Garrison, Gerberry, Goodwin, Goyal, Grady, Hagan, J., Harwood, Heard, Heydinger, Hite, Hottinger, Huffman, Hughes, Jones, Koziura, Letson, Luckie, Mandel, McGregor, J., Nero, Newcomb, Oelslager, Okey, Peterson, Reinhard, Sayre, Schlichter, Schneider, Sears, Skindell, Slesnick, Stebelton, Stewart, D., Stewart, J., Strahorn, Szollosi, Uecker, Ujvagi, Wachtmann, White, Williams, B., Yuko, Zehringer

To amend sections 3719.21, 4729.99, 4776.02, and 4776.04 and to enact section 4729.42 of the Revised Code to prohibit unauthorized pharmacy-related drug conduct relative to persons employed as pharmacy technicians.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

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:

Sub. S. B. No. 277 -Senator Stivers

Cosponsors: Senators Seitz, Miller, D., Kearney, Goodman, Schuring, Fedor, Harris, Mason, Miller, R., Mumper, Roberts, Sawyer, Cates Representatives

Hughes, Bacon, Boyd, Celeste, DeBose, Domenick, Flowers, Foley, Goyal, Grady, Harwood, Heard, Letson, Luckie, McGregor, J., Nero, Oelslager, Sayre, Skindell, Stewart, D., Ujvagi, Yuko

To enact sections 1901.185 and 3767.50 of the Revised Code to create a new cause of action in foreclosure in the environmental division of a municipal court to abate blighted parcels.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest: Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

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:

Sub. S. B. No. 279 -Senator Schuring
Cosponsors: Senators Harris, Niehaus, Padgett, Stivers, Wilson
Representatives Bacon, Batchelder, Boyd, Chandler, DeBose, Domenick, Dyer, Fende, Flowers, Gibbs, Grady, Hughes, Luckie, Nero, Schindel, Sears, Stebelton, Strahorn, Wachtmann, Williams, B., Yuko

To amend sections 3727.01, 3727.02, 3727.321, 3727.41, 4503.44, 4715.62, 4730.03, 4730.09, 4731.15, 4731.155, 4731.19, 4731.281, 4731.293, and 4760.131 and to enact section 3727.322 of the Revised Code regarding certain State Medical Board procedures, physician assistants, limited branches of medicine, the submission of information by hospitals in meeting certain performance measures, to include the American Safety and Health Institute as a provider of basic life-support training for expanded function dental auxiliaries, and to declare an emergency.

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

In line 85, reinsert "some"; delete " one"; reinsert "all"; delete " more"

In line 94, delete " , except those designated as time-limited"

In line 95, delete " endorsements."

In line 97, delete the underlined semicolon

Delete lines 98 through 100

In line 101, delete " safety network definitions"

Delete lines 102 through 104

In line 105, delete " (C)"

In line 113, delete " of" and insert " from"; after " hospitals" insert " and other hospitals that provide services to the pediatric population"

In line 117, delete " director" and insert " hospital measures advisory council"

In line 123, after "(A)" insert " (1)"; reinsert "The" and delete " (1)
Following review by the public"

In line 124, delete " health council, the"

In line 130, delete " any" and insert " either"

In line 135, delete the underlined semicolon and insert an underlined period

Delete lines 136 through 139

In line 146, delete " one or more of"; delete " entities but from no other"

In line 147, delete " entity"

In line 155, delete " ,except those designated as time-limited"

In line 156, delete " endorsements."

In line 158, delete the underlined semicolon

Delete lines 159 through 163

In line 164, delete " safety network definitions"

Attest:

Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

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:

Sub. S. B. No. 320 -Senator Seitz

Cosponsors: Senators Spada, Schuring, Padgett, Coughlin, Schaffer, Grendell, Fedor, Amstutz, Austria, Boccieri, Buehrer, Cates, Faber, Harris, Kearney, Mason, Miller, R., Morano, Mumper, Niehaus, Sawyer, Schuler, Stivers,

Wagoner, Wilson, Smith, Jacobson Representatives Yuko, Mallory, Bacon, Blessing, Bolon, Chandler, Collier, Combs, DeBose, Domenick, Dyer, Evans, Flowers, Gibbs, Goyal, Grady, Hagan, J., Hite, Hughes, Luckie, Mandel, Mecklenborg, Nero, Newcomb, Oelslager, Otterman, J., Sayre, Schindel, Schneider, Setzer, Zehringer

To amend sections 2913.01, 2913.02, 2913.72, and 2923.31 and to enact section 1333.851 of the Revised Code to include organized retail theft and substantially similar conduct occurring in another state within the definition of corrupt activity as used in the Ohio Corrupt Activities Law, to require compensation of an alcoholic beverage distributor before reassigning the distributor's product or brand territory, to make changes to the law governing certain franchise agreements between a successor manufacturer and distributor, and to permit a court to order an offender who steals rental property to pay for the cost of repairing or replacing the stolen property and any loss of revenue resulting from deprivation of the property due to theft.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest: Laura P. Clemens,
Clerk.

Said amendments were laid over under the rule.

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:

H. B. No. 649 -Representative Hottinger

Cosponsors: Representatives Bacon, Dolan, Flowers, Jones, McGregor, R., Schlichter, Stewart, J., Adams, Aslanides, Batchelder, Ciafardini, Collier, Daniels, Evans, Gibbs, Goodwin, Hagan, J., Hite, Hughes, Peterson, Reinhard, Schindel, Schneider, Sears, Setzer, Uecker, Wachtmann, White, Widener, Zehringer

To amend section 5902.02 and to enact sections 5902.16 and 5902.161 of the Revised Code to provide compensation to veterans of the Persian Gulf, Afghanistan, and Iraq conflicts.

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. 269 -Senator Schuler

Cosponsors: Senators Jacobson, Goodman, Schuring, Mason, Fedor, Kearney, Buehrer, Cafaro, Carey, Padgett, Schaffer, Wagoner, Stivers, Miller, D., Cates, Sawyer, Miller, R., Smith, Harris Representatives Bacon, Batchelder, Bulp, DeBose, Domenick, Garrison, Hagan, R., Harwood, Huffman, Hughes, Letson, Luckie, Miller, Oelslager, Schneider, Slesnick, Stewart, D., Ujvagi, Yuko

To amend section 1345.51 and to enact sections 1349.80 to 1349.82 of the Revised Code to prohibit any person from advertising or conducting a live musical performance or production in Ohio through the use of a false, deceptive, or misleading affiliation, connection, or association between a performing group and a recording group.

Attest:

Laura P. Clemens,
Clerk.

On the motion of Senator Amstutz, the Senate adjourned until Wednesday, December 17, 2008 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.