

OHIO

SENATE

JOURNAL

TUESDAY, JANUARY 19, 2010

ONE HUNDRED FORTIETH DAY
Senate Chamber, Columbus, Ohio
Tuesday, January 19, 2010, 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 bill was introduced and considered the first time:

S. B. No. 225-Senator Gibbs.

Cosponsors: Senators Wagoner, Seitz, Patton, Stewart, Schaffer.

To amend sections 901.511, 918.12, 943.01, and 943.02 and to enact sections 943.20 to 943.30 of the Revised Code to establish a commercial deer propagating license, a commercial deer hunting preserve license, and corresponding requirements under the authority of the Director of Agriculture.

OFFERING OF RESOLUTIONS

S. C. R. No. 24-Senator Jones.

Cosponsors: Senators Carey, Faber, Harris, Hughes, Husted, Gibbs, Grendell, Goodman, Seitz, Schaffer, Widener.

To memorialize Congress regarding the unfunded federal Medicaid mandates, unfair distribution of Medicaid resources among the states, public funding of abortion, and healthcare coverage of abortion in the current versions of the federal health care "reform" bills.

The question being, "Shall the concurrent resolution, **S. C. R. No. 24**, be adopted?"

On the motion of Senator Faber, **S. C. R. No. 24**, was referred to the Committee on Reference.

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, Edward J. Aube, Democrat, from Broadview Heights, Cuyahoga County, Ohio, as a Member of the Labor-Management Government Advisory Council for a term beginning November 24, 2009 and ending at the close of business October 20, 2015.

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 November in the year of our Lord, two thousand and nine.

[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, Rosalind J. Batley, Democrat, from Canal Winchester, Franklin County, Ohio, as a Member of the State Board of Orthotics, Prosthetics and Pedorthics for a new term beginning December 7, 2009 and ending at the close of business December 6, 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 7th day of December in the year of our Lord, two thousand and nine.

[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, Barbara Hammontree Bennett, Republican, from North Canton, Stark County, Ohio, as a Member of the Ohio Rail Development Commission for a new term

beginning October 29, 2009 and ending at the close of business October 20, 2015.

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 October in the year of our Lord, two thousand and nine.

[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 G. Bradley, Republican, from Huron, Erie County, Ohio, as a Member of the Ohio Rail Development Commission for a term beginning September 14, 2009 and ending at the close of business October 19, 2013, replacing Jolene Molitoris, 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 14th day of September in the year of our Lord, two thousand and nine.

[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, Jerome R. Brockway, Ph.D, Democrat, from Jefferson, Ashtabula County, Ohio, as a Member of the State Board of Career Colleges and Schools for a new term beginning November 24, 2009 and ending at the close of business November 20, 2014.

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 November in the year of our Lord, two thousand and nine.

[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, Donna J. Conley, from Columbus, Franklin County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning November 2, 2009 and ending at the close of business July 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 2nd day of November in the year of our Lord, two thousand and nine.

[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 M. DeLuccia, Independent, from Columbus, Franklin County, Ohio, as a Member of the State Board of Orthotics, Prosthetics and Pedorthics for a new term beginning December 7, 2009 and ending at the close of business December 6, 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 7th day of December in the year of our Lord, two thousand and nine.

[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, Michael G. Florez, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Commission on Hispanic/Latino Affairs for a new term beginning November 2, 2009 and ending at the close of business October 7, 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 2nd day of November in the year of our Lord, two thousand and nine.

[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, Elsa J. Fritts, Independent, from Akron, Summit County, Ohio, as a Member of the State Board of Orthotics, Prosthetics and Pedorthics for a new term beginning December 7, 2009 and ending at the close of business December 6, 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 7th day of December in the year of our Lord, two thousand and nine.

[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, Brian Galligher, Democrat, from Delaware, Delaware County, Ohio, as a Member of the State Emergency Response Commission for a term beginning February 2, 2009 and ending at the close of business January 13, 2010, replacing William Ommert, 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 February in the year of our Lord, two thousand and nine.

[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, Douglas Guinsler, Republican, from Zanesville, Muskingum County, Ohio, as a Member of the Advisory Council on Amusement Ride Safety for a new term beginning November 24, 2009 and ending at the close of business January 1, 2014.

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 November in the year of our Lord, two thousand and nine.

[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 M. Holtgreffe, Democrat, from Cincinnati, Montgomery County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning November 9, 2009 and ending at the close of business August 27, 2012, replacing Donna F. Baker, 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 9th day of November in the year of our Lord, two thousand and nine.

[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 Kramer, Democrat, from North Olmsted, Cuyahoga County, Ohio, as a

Member of the State Board of Career Colleges and Schools for a new term beginning November 24, 2009 and ending at the close of business November 20, 2014.

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 November in the year of our Lord, two thousand and nine.

[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 T. Lee, DPT, Democrat, from Wadsworth, Medina County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning November 9, 2009 and ending at the close of business August 27, 2012, replacing Robert Frampton, 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 9th day of November in the year of our Lord, two thousand and nine.

[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, V. Anthony Simms-Howell, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Commission on Hispanic/Latino Affairs for a new term beginning November 2, 2009 and ending at the close of business October 7, 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 2nd day of November in the year of our Lord, two thousand and nine.

[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, Concepcion Skaggs, Independent, from Columbus, Franklin County, Ohio, as a Member of the Barber Board for a new term beginning September 26, 2009 and ending at the close of business September 25, 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 8th day of September in the year of our Lord, two thousand and nine.

[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 C. Sowers, Democrat, from Hilliard, Franklin County, Ohio, as a Member of the Ohio Rail Development Commission for a new term beginning November 4, 2009 and ending at the close of business October 20, 2015.

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 nine.

[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, Margo A. Spence, Independent, from Cincinnati, Hamilton County, Ohio, as a

Member of the Council on Alcohol and Drug Addiction Services for a new term beginning November 2, 2009 and ending at the close of business July 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 2nd day of November in the year of our Lord, two thousand and nine.

[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, Amy K. Thorpe, Republican, from Maumee, Lucas County, Ohio, as a Member of the Ohio Board of Speech-Language Pathology and Audiology for a term beginning November 4, 2009 and ending at the close of business September 26, 2012, replacing Patricia Zurlinden, 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 4th day of November in the year of our Lord, two thousand and nine.

[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, Mary J. Venrick, Republican, from Springfield, Clark County, Ohio, as a Member of the Counselor, Social Worker, and Marriage and Family Therapist Board for a term beginning November 2, 2009 and ending at the close of business October 10, 2012, replacing Jan White, 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 November in the year of our Lord, two thousand and nine.

[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, Stanley Warn, OD, Democrat, from Beachwood, Cuyahoga County, Ohio, as a Member of the State Board of Optometry for a term beginning November 19, 2009 and ending at the close of business September 24, 2014, replacing Beth Workman, 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 November in the year of our Lord, two thousand and nine.

[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, Denise S. A. Zeman, Democrat, from Cleveland, Cuyahoga County, Ohio, as a Member of the NEOUCOM Board of Trustees for a term beginning July 29, 2009 and ending at the close of business September 21, 2017.

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 July in the year of our Lord, two thousand and nine.

[Seal]

Ted Strickland,
Governor.

Said appointments were referred to the Committee on Rules.

MESSAGE FROM THE PRESIDENT

January 12, 2010

President Bill Harris
The Ohio Senate
The Statehouse, Room 201
Columbus, Ohio 43215

Dear President Harris:

I write this letter to resign my position as Majority Whip of the Ohio Senate Republican Caucus. I have been honored to serve on your leadership team, but now have pressing personal and professional issues that will no longer enable me to dedicate the time necessary to effectively serve as the Majority Whip. I would request that my resignation be effective January 18, 2010.

Very truly yours,

/s/ **MARK WAGONER**

Mark Wagoner
State Senator for the 2nd District

MESSAGE FROM THE PRESIDENT

January 14, 2010

Senator Mark Wagoner
1 Capitol Square, 1st Floor
Columbus, Ohio 43215

Dear Senator Wagoner:

I hereby acknowledge receipt of your letter of resignation as Majority Whip effective January 18, 2010 in accordance with Article II, Section 7, of the Ohio Constitution.

Sincerely,

/s/ **BILL HARRIS**

Bill Harris
Senate President
19th District

On the motion of Senator Faber, the Senate adjourned until Thursday, January 21, 2010 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.