

OHIO

SENATE

JOURNAL

WEDNESDAY, JANUARY 27, 2010

ONE HUNDRED FORTY-THIRD DAY
Senate Chamber, Columbus, Ohio
Wednesday, January 27, 2010, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Steve 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.

The Senate proceeded to elect a Majority Whip.

Senator Coughlin nominated Senator Steve Buehrer of the First District for said office.

Senator Seitz seconded the nomination.

On the motion of Senator Gillmor, the nominations were closed.

The yeas and nays were taken and resulted - yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

- | | | | |
|-----------|----------|----------|------------|
| Cafaro | Carey | Coughlin | Faber |
| Fedor | Gibbs | Gillmor | Goodman |
| Grendell | Hughes | Husted | Jones |
| Kearney | Miller D | Miller R | Morano |
| Niehaus | Patton | Sawyer | Schaffer |
| Schiavoni | Schuring | Seitz | Smith |
| Stewart | Strahorn | Turner | Widener |
| Wilson | | | Harris-30. |

Senator Buehrer having received a majority of the votes cast was declared the elected Majority Whip.

The Majority Whip appeared at the well of the Senate and was administered the oath of office by the Honorable Bill Harris, Senate President.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Buehrer submitted the following report:

The standing committee on Insurance, Commerce and Labor, to which was referred **S. B. No. 213**-Senator Faber, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: KEITH L. FABER, STEPHEN BUEHRER, TIMOTHY O. SCHAFFER, KAREN GILLMOR, JIM HUGHES, ERIC

H. KEARNEY, SHANNON JONES, CHRIS WIDENER.

NO - 4: BILL SEITZ, JOSEPH SCHIAVONI, FRED STRAHORN, NINA TURNER.

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

The report of the committee was accepted.

Senator Carey submitted the following report:

The standing committee on Finance and Financial Institutions, to which was referred **S. B. No. 153**-Senator Patton, having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Kearney.

YES - 12: TOM NIEHAUS, CHRIS WIDENER, KEITH L. FABER, TOM PATTON, BILL SEITZ, JOHN A. CAREY, GARY W. CATES, JIMMY STEWART, DALE MILLER, THOMAS SAWYER, ERIC H. KEARNEY, SHIRLEY A. SMITH.

NO - 0.

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

The report of the committee was accepted.

Senator Carey submitted the following report:

The standing committee on Finance and Financial Institutions, to which was referred **S. B. No. 185**-Senator Jones, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Carey.

YES - 9: TOM NIEHAUS, CHRIS WIDENER, KEITH L. FABER, TOM PATTON, BILL SEITZ, JOHN A. CAREY, GARY W. CATES, JIMMY STEWART, THOMAS SAWYER.

NO - 3: DALE MILLER, SHIRLEY A. SMITH, ERIC H. KEARNEY.

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

The report of the committee was accepted.

Senator Carey submitted the following report:

The standing committee on Finance and Financial Institutions, to which

was referred **S. B. No. 194**-Senator Kearney, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Miller, D., Sawyer.

YES - 12: TOM NIEHAUS, CHRIS WIDENER, KEITH L. FABER, TOM PATTON, BILL SEITZ, JOHN A. CAREY, GARY W. CATES, DALE MILLER, THOMAS SAWYER, SHIRLEY A. SMITH, ERIC H. KEARNEY, JIMMY STEWART.

NO - 0.

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

The report of the committee was accepted.

Senator Gibbs submitted the following report:

The standing committee on Ways and Means and Economic Development, to which was referred **S. B. No. 90**-Senators Kearney, Seitz, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Miller, D., Gibbs, Schaffer.

YES - 8: FRED STRAHORN, ERIC H. KEARNEY, DALE MILLER, BOB GIBBS, SHANNON JONES, TOM PATTON, TIMOTHY O. SCHAFFER, J. KIRK SCHURING.

NO - 0.

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

The report of the committee was accepted.

Senator Gibbs submitted the following report:

The standing committee on Ways and Means and Economic Development, to which was referred **S. C. R. No. 20**-Senators Buehrer, Coughlin, having had the same under consideration, reports it back and recommends its adoption.

Co-Sponsors: Miller, D., Gibbs.

YES - 8: FRED STRAHORN, ERIC H. KEARNEY, DALE MILLER, BOB GIBBS, SHANNON JONES, TOM PATTON, TIMOTHY O. SCHAFFER, J. KIRK

SCHURING.

NO - 0.

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

The report of the committee was accepted.

On the motion of Senator Niehaus, the Senate recessed until 2:47 p.m.

The Senate met pursuant to the recess.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 4-Senator Schaffer.

To enact section 117.114 of the Revised Code to require the Auditor of State to conduct performance audits of the Bureau of Workers' Compensation, Environmental Protection Agency, Department of Natural Resources, Department of Agriculture, and Department of Health, and to require the Auditor of State to develop a schedule to provide for periodic performance audits of all state agencies, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 4**, pass?"

Senator Miller, R. moved to amend as follows:

Between lines 27 and 28, insert:

" (3) Obtain controlling board approval concerning the scope, projected costs, and feasibility of any audit authorized by division (B)(1) or (B)(2) of this section before conducting an audit under this section of the Revised Code."

In line 6 of the title, delete the second "and"

In line 9 of the title, after "agencies" insert ", and to require certain controlling board approval before conducting such performance audits"

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

Senator Niehaus moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted - yeas 19, nays 12, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Carey	Coughlin	Faber
Gibbs	Gillmor	Goodman	Grendell
Hughes	Husted	Jones	Niehaus
Patton	Schaffer	Schuring	Seitz
Stewart	Widener		Harris-19.

Those who voted in the negative were: Senators

Cafaro	Fedor	Kearney	Miller D
Miller R	Morano	Sawyer	Schiavoni
Smith	Strahorn	Turner	Wilson-12.

The amendment was laid on the table.

The question recurred, "Shall the bill, **Sub. S. B. No. 4**, pass?"

The yeas and nays were taken and resulted - yeas 31, nays 0, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Cafaro	Carey	Coughlin
Faber	Fedor	Gibbs	Gillmor
Goodman	Grendell	Hughes	Husted
Jones	Kearney	Miller D	Miller R
Morano	Niehaus	Patton	Sawyer
Schaffer	Schiavoni	Schuring	Seitz
Smith	Stewart	Strahorn	Turner
Widener	Wilson		Harris-31.

So the bill passed.

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

Senator Schaffer moved to amend the title as follows:

Add the names: "Buehrer, Carey, Gibbs, Gillmor, Grendell, Harris, Jones, Niehaus, Patton, Schuring, Widener, Seitz, Hughes, Faber, Stewart, Wilson."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 155-Senators Carey, Miller, D.

To amend sections 117.13, 1515.14, and 3734.901 of the Revised Code and to amend Section 343.40 of Am. Sub. H.B. 1 of the 128th General Assembly to require that the costs of all biennial audits of state agencies be charged to the state agency being audited, to alter the allocation of the proceeds of the existing fee on the sale of new tires in order to provide funding for the Soil and Water Conservation District Assistance Fund, and to increase the maximum amount of the annual soil and water conservation district subsidy,

was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 155**, pass?"

The yeas and nays were taken and resulted - yeas 31, nays 0, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Cafaro	Carey	Coughlin
Faber	Fedor	Gibbs	Gillmor
Goodman	Grendell	Hughes	Husted
Jones	Kearney	Miller D	Miller R
Morano	Niehaus	Patton	Sawyer
Schaffer	Schiavoni	Schuring	Seitz
Smith	Stewart	Strahorn	Turner
Widener	Wilson		Harris-31.

So the bill passed.

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

Senator Carey moved to amend the title as follows:

Add the names: "Buehrer, Cafaro, Fedor, Gibbs, Goodman, Harris, Hughes, Kearney, Morano, Niehaus, Schaffer, Schiavoni, Strahorn, Widener, Gillmor, Turner, Sawyer, Smith, Miller, R.."

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

The motion was agreed to and the title so amended.

S. B. No. 185-Senator Jones.

Cosponsors: Senators Buehrer, Grendell, Husted, Schaffer, Wagoner, Carey.

To amend section 127.14 and to enact section 126.231 of the Revised Code, and to amend Section 512.60 of Am. Sub. H.B. 1 of the 128th General Assembly to prohibit the transfer of cash from certain non-General Revenue Funds to the General Revenue Fund, was considered the third time.

The question being, "Shall the bill, **S. B. No. 185**, pass?"

The yeas and nays were taken and resulted - yeas 31, nays 0, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Cafaro	Carey	Coughlin
Faber	Fedor	Gibbs	Gillmor
Goodman	Grendell	Hughes	Husted
Jones	Kearney	Miller D	Miller R
Morano	Niehaus	Patton	Sawyer
Schaffer	Schiavoni	Schuring	Seitz
Smith	Stewart	Strahorn	Turner

Widener

Wilson

Harris-31.

So the bill passed.

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

Senator Jones moved to amend the title as follows:

Add the names: "Faber, Gibbs, Hughes, Niehaus, Widener, Goodman."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 213-Senator Faber.

Cosponsors: Senators Schaffer, Jones, Grendell, Hughes, Cates.

To amend sections 4123.29 and 4123.321 of the Revised Code to require the Administrator of Workers' Compensation to make specified changes concerning workers' compensation premium rates and to prohibit the Bureau of Workers' Compensation Board of Directors from issuing a refund or rebate to subscribers to the State Insurance Fund without approval of the General Assembly, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 213**, pass?"

The yeas and nays were taken and resulted - yeas 20, nays 11, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Carey	Coughlin	Faber
Gibbs	Gillmor	Goodman	Grendell
Hughes	Husted	Jones	Kearney
Niehaus	Patton	Schaffer	Schuring
Seitz	Stewart	Widener	Harris-20.

Those who voted in the negative were: Senators

Cafaro	Fedor	Miller D	Miller R
Morano	Sawyer	Schiavoni	Smith
Strahorn	Turner		Wilson-11.

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: "Buehrer, Carey, Gibbs, Gillmor, Goodman, Harris, Niehaus, Patton."

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Buehrer moved that Senators absent the week of Sunday, January 24, 2010, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

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

The motion was agreed to.

OFFERING OF RESOLUTIONS

Senator Harris offered the following resolution:

S. R. No. 147-Senator Harris.

Permitting the use of the Ohio Senate Chambers by the Western Ohio National Forensic League on March 27, 2010.

WHEREAS, The members of the Senate of the 128th General Assembly of Ohio are pleased to grant permission for the Ohio Senate Chambers to be used by the Western Ohio National Forensic League for its Student Congress competition on March 27, 2010; and

WHEREAS, As part of its annual Student Congress competition, the Western Ohio National Forensic League will use the Ohio Senate Chambers on March 27, 2010, for a mock legislative debate. This activity will provide a unique opportunity for participants to experience firsthand rules and procedures similar to those of the state legislature and will help them to better understand the democratic process that is the cornerstone of our nation; and

WHEREAS, The knowledge that participants will gain through their involvement with the Western Ohio National Forensic League's Student Congress competition will not only enrich their total educational experience but will also prepare them to take a more active role in fulfilling their responsibilities as citizens of this great state and nation; and

WHEREAS, The Senate Chambers are an appropriate location for the Western Ohio National Forensic League's Student Congress activities. Following a true legislative format and held within the setting in which the lawmaking process normally takes place, the mock debates will provide the group's members with an excellent opportunity to engage in a simulation of government in action; therefore be it

RESOLVED, That we, the members of the Senate of the 128th General Assembly of Ohio, in adopting this Resolution, authorize the use of the Ohio Senate Chambers on March 27, 2010, by the Western Ohio National Forensic

League for its Student Congress competition, contingent upon the availability of those facilities, and commend all those involved with this event on their civic responsibility; and be it further

RESOLVED, That the Clerk of the Senate transmit a duly authenticated copy of this Resolution to the Western Ohio National Forensic League.

The question being, "Shall the resolution, **S. R. No. 147**, be adopted?"

The yeas and nays were taken and resulted - yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

Buehrer	Cafaro	Carey	Coughlin
Faber	Fedor	Gibbs	Gillmor
Goodman	Grendell	Hughes	Husted
Jones	Kearney	Miller D	Miller R
Morano	Niehaus	Patton	Sawyer
Schaffer	Schiavoni	Schuring	Seitz
Smith	Stewart	Turner	Widener
Wilson			Harris-30.

So the resolution was adopted.

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

The title was agreed to.

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

S. R. No. 148-Senator Harris.

Cosponsors: Senators Patton, Seitz, Buehrer, Miller, D., Goodman, Cafaro, Wilson, Smith, Turner, Gillmor, Fedor, Jones, Carey, Niehaus, Miller, R., Coughlin, Gibbs, Grendell, Hughes, Schaffer, Cates, Stewart, Kearney, Widener, Morano, Sawyer, Schiavoni, Strahorn, Wagoner, Schuring, Husted.

Honoring Terry J. Collins on his retirement from the Ohio Department of Rehabilitation and Correction.

S. R. No. 149-Senator Wilson.

Cosponsors: Senators Buehrer, Cafaro, Carey, Coughlin, Gibbs, Goodman, Grendell, Harris, Hughes, Husted, Jones, Kearney, Miller, D., Morano, Niehaus, Patton, Sawyer, Schaffer, Seitz, Smith, Stewart, Strahorn, Wagoner, Widener, Miller, R., Faber.

Honoring the Boy Scouts of America on its One Hundredth Anniversary.

S. R. No. 150-Senator Wagoner.

Cosponsor: Senator Faber.

Honoring Judge Charles F. Kurfess as the recipient of the 2009 Ohio State Bar Foundation's Honorary Life Fellowship Award.

S. R. No. 151-Senator Cates.

Honoring the Greater Hamilton Chamber of Commerce on its Centennial.

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, Tim Bowers, Republican, from Hilliard, Franklin County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning December 30, 2009 and ending at the close of business January 1, 2015, replacing Robert D'Anniballe, 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 30th 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, Ted Brown, Republican, from Tipp City, Miami County, Ohio, as a Member of the State Racing Commission for a new term beginning March 31, 2009 and ending at the close of business March 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 19th day

of March 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, Thomas D. Cassady, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a term beginning January 2, 2010 and ending at the close of business January 1, 2019, replacing Jeffrey Wyler, 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 January 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, Ronald J. Farabaugh, D.C., Democrat, from Westerville, Franklin County, Ohio, as a Member of the State Chiropractic Board for a term beginning December 30, 2009 and ending at the close of business November 1, 2013, replacing Don T. Schaffer, 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 30th 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, Stephen R. Fields, from West Mansfield, Logan County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of West Mansfield for a term beginning September 1, 2009 and continuing at the pleasure of the Governor.

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 1st 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, Patricia Lofton Hardaway, from Wilberforce, Greene County, Ohio, as a Member of the National Museum of Afro-American History and Culture Planning Council for a term beginning July 9, 2009 and ending at the close of business January 31, 2014, replacing Dr. Floyd Flake, 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 9th day of July 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, Julie A. Harmon, Independent, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the State Board of Psychology for a new term beginning October

5, 2009 and ending at the close of business October 5, 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 5th 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, Christopher J. Haydocy, Democrat, from Dublin, Franklin County, Ohio, as a Member of the Motor Vehicle Dealers Board for a term beginning April 15, 2008 and ending at the close of business October 4, 2010, replacing William Woeste, Jr., 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 15th day of April 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, Rosemary Herpel, Democrat, from Solon, Cuyahoga County, Ohio, as a Member of the E-Tech Ohio Commission for a term beginning September 3, 2008 and ending at the close of business July 1, 2012, replacing Daniel Vermeire, 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, Vernon Higaki, Independent, from Macedonia, Summit County, Ohio, as a Member of the State Emergency Response for a new term beginning February 13, 2009 and ending at the close of business January 13, 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 13th 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, Todd R. Hoepf, from Bowling Green, Wood County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of McClure for a term beginning October 14, 2009 and continuing as provided in Section 118.05 (B)(2) of the Ohio Revised Code.

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 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, Phillip Jenkins, from Centerville, Montgomery County, Ohio, as a Member of the Radiation Advisory Council for a term beginning October 31, 2008 and ending at the close of business September 8, 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, Sandra Johnson, Republican, from Findlay, Hancock County, Ohio, as a Member of the Ohio Community Service Council for a term beginning October 8, 2009 and ending at the close of business April 20, 2012, replacing Albert Penn, 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 8th 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, Edna Marie Jones, M.D., Democrat, from Westerville, Franklin County, Ohio, as a Member of the Chemical Dependency Professionals Board for a term beginning January 12, 2009 and ending at the close of business December 23, 2011, replacing Richard Whitney, 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 January 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, Thomas A. Kayati, Republican, from Worthington, Franklin County, Ohio, as a Member of the Ohio Cemetery Dispute Resolution Commission for a new term beginning September 13, 2007 and ending at the close of business July 2, 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 13th day of September in the year of our Lord, two thousand and seven.

[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, John P. Kennedy, from Blacklick, Franklin County, Ohio, as a Member of the State Chiropractic Board for a new term beginning December 31, 2009 and ending at the close of business November 1, 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 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, Shirley A. Kilpatrick, from Cleveland, Cuyahoga County, Ohio, as a Member of the National Museum of Afro-American History and Culture Planning Council for a term beginning July 9, 2009 and ending at the close of business January 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 9th day of July 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, Jeffrey E. King, from Columbus, Franklin County, Ohio, as a Member of the Ohio Community Service Council for a term beginning June 19, 2009 and ending at the close of business April 20, 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 19th day of June 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, Allan C. Krulak, Democrat, from Cleveland, Cuyahoga County, Ohio, as a Member of the State Lottery Commission for a new term beginning August 7, 2009 and ending at the close of business July 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 7th day of August 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, Martha Mary Kutik, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the Financial Planning and Supervision Commission for Garfield Heights for a term beginning November 18, 2008 and continuing at the pleasure of the Governor.

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 18th 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, Timothy S. Lairson, from Athens, Athens County, Ohio, as a Member of the Financial Planning and Supervision Commission of Youngstown City School District for a term beginning June 12, 2007.

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 January in the year of our Lord, two thousand and seven.

[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, George K. Lawson, Democrat, from Portsmouth, Scioto County, Ohio, as a Member of the Financial Planning and Supervision Commission for Scioto County for a term beginning September 1, 2009 and continuing at the pleasure of the

Governor.

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 1st 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, Shannon R. Maloney, from Waynesville, Warren County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Waynesville for a term beginning June 10, 2008 and continuing at the pleasure of the Governor.

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 June 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, Mark L. Marchetta, BS, RN, Democrat, from Hopedale, Harrison County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning November 13, 2009 and ending at the close of business November 12, 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 12th 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, Tami Martin, from McClure, Henry County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of McClure for a term beginning October 14, 2009 and continuing as provided in Section 118.05 (B)(2) of the Ohio Revised Code.

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 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, Pamela K. Matura, from Gallipolis, Gallia County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 29, 2009 and ending at the close of business September 7, 2013, replacing James Lawrence, 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 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, Nina A. Mayr, MD, Independent, from Columbus, Franklin County, Ohio, as a Member of the Radiation Advisory Council for a term beginning September 29, 2009 and ending at the close of business September 7, 2014, replacing Kathryn Gardner, 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 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, Jay E. McDonald, Democrat, from Marion, Marion County, Ohio, as a Member of the Ohio Private Investigation and Security Service Commission for a term beginning April 4, 2007 and ending at the close of business December 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 4th day of April in the year of our Lord, two thousand and seven.

[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, Daryl J. McNutt, Republican, from Whitehouse, Lucas County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning November 13, 2009 and ending at the close of business November 12, 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 12th 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, William N. Morgan, Republican, from Stoutsville, Pickaway County, Ohio, as a Member of the State Lottery Commission for a term beginning August 7, 2009 and ending at the close of business July 31, 2012, replacing Jon Allison, 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 7th day of August 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, Raleigh O. Oliver, West Mansfield, Logan County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of West Mansfield for a term beginning September 1, 2009 and continuing at the pleasure of the Governor.

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 1st day of September 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

Pursuant to Section 127.12 of the Ohio Revised Code, the President of the Senate appoints Senator David Goodman to replace Senator Mark Wagoner on the Controlling Board.

On the motion of Senator Niehaus, the Senate adjourned until Thursday, January 28, 2010 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.