

**OHIO**

**SENATE**

**JOURNAL**

**THURSDAY, JANUARY 28, 2010**

ONE HUNDRED FORTY-FOURTH DAY  
Senate Chamber, Columbus, Ohio  
**Thursday, January 28, 2010, 11:00 o'clock a.m.**

The Senate met pursuant to adjournment.

The journal of the last legislative day was read and approved.

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Coughlin submitted the following report:

The standing committee on Health, Human Services and Aging, to which was referred **S. B. No. 144**-Senator Miller, R., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Morano.

YES - 9: KEVIN J. COUGHLIN, SUSAN L. MORANO, RAY MILLER, SHIRLEY A. SMITH, KAREN GILLMOR, DAVID GOODMAN, JIMMY STEWART, SHANNON JONES, STEPHEN BUEHRER.

NO - 0.

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

Co-Sponsors: Gillmor, Morano.

YES - 9: KEVIN J. COUGHLIN, KAREN GILLMOR, DAVID GOODMAN, JIMMY STEWART, SHANNON JONES, RAY MILLER, SUSAN L. MORANO, SHIRLEY A. SMITH, STEPHEN BUEHRER.

NO - 0.

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

The report of the committee was accepted.

**OFFERING OF RESOLUTIONS**

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

**S. R. No. 152**-Senator Harris.

Cosponsor: Senator Goodman.

Honoring the Governor's Thirtieth Annual Holocaust Commemoration, April 14, 2010.

**S. R. No. 153**-Senator Hughes.

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

Honoring The Ohio State University football team as the 2010 Rose Bowl Champion.

**S. R. No. 154**-Senator Hughes.

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

Honoring The Ohio State University football team on winning the 2009 Big Ten Conference Championship.

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, Timothy B. Angel, Republican, from Portsmouth, Ross County, Ohio, as a Member of the Radiation Advisory Council for a new term beginning October 19, 2009 and ending at the close of business September 8, 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 19th 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 L. Bradshaw, Democrat, from Wheelersburg, Scioto 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, Jack W. Patrick, Democrat, from Toledo, Lucas County, Ohio, as a Member of the Minority Development Financing Advisory Board for a new term beginning October 29, 2009 and ending at the close of business September 30, 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 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, Michael Angelo Peterson, Republican, from Massillon, Stark County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a term beginning December 1, 2008 and ending at the close of business December 31, 2010, replacing Ronald Burford, 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 1st day of December 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, Anthony L. Pollard, Independent, from Franklin Furnace, Scioto County, Ohio, as a Member of the Council on Alcohol and Drug Addiction Services for a new term beginning February 5, 2009 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 5th 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, William E. Quinn, Jr., from Trenton, Butler 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, Joanna K. River, Democrat, from Chillicothe, Ross County, Ohio, as a Member of the Rehabilitation Services Commission for a term beginning September 24, 2008 and ending at the close of business September 8, 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 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, Terry J. Robbins, Democrat, from Marion, Marion County, Ohio, as a Member of the Marion Technical College Board of Trustees for a term beginning July 29, 2009 and ending at the close of business April 30, 2012, replacing Jo Ellen Braden, 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 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, Susan Rogers, Democrat, from Jackson, Jackson 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 21, 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, Richard Romero, Democrat, from Lorain, Lorain County, Ohio, as a Member of the Commission on Hispanic-Latino Affairs for a new term beginning December 5, 2007 and ending at the close of business October 7, 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 5th day of December 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, Charles J. Ruma, Independent, from Columbus, Franklin County, Ohio, as a Member of the Board of Building Standards for a term beginning November 9, 2009 and ending at the close of business October 13, 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 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, Melissa M. Schilling, Republican, from Johnstown, Licking County, Ohio, as a Member of the Environmental Review Appeals Commission for a new term beginning January 15, 2009 and ending at the close of business October 22, 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 15th 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, Craig Self, from Centerville, Montgomery 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, Minnie E. Shupert, from Midland, Clinton County, Ohio, as a Member of the Financial Planning and Supervision Commission for the Village of Midland for a term beginning April 4, 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 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, Jay A. Smith, Republican, from Powell, Delaware County, Ohio, as a Member of the Ohio Community Service Council for a new term beginning June 19, 2009 and ending at the close of business April 21, 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, Steven M. Steinberg, MD, Independent, from Columbus, Franklin County, Ohio, as a Member of the State Board of Emergency Medical Services for a term beginning November 13, 2009 and ending at the close of business November 12, 2012, replacing Jonathon Groner, 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 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, Steven L. Swart, from Nelsonville, Athens County, Ohio, as a Member of the Hocking Technical College Board of Trustees for a new term beginning August 27, 2008 and ending at the close of business August 26, 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 27th 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, Sonia Troche, Democrat, from Perrysburg, Wood County, Ohio, as a Member of the Commission on Hispanic-Latino Affairs for a term beginning October 30, 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 30th 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, Sarah M. Vance, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Arts Council for a term beginning October 6, 2009 and ending at the close of business July 1, 2014, replacing Ginger Warner, 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 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, Henry Warren, Jr., Democrat, from Garfield Heights, Cuyahoga County, Ohio, as a Member of the Ohio Housing Financing Agency for a term beginning March 31, 2008 and ending at the close of business January 31, 2014, replacing Oren Henry, 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 31st day of March in the year of our Lord, two thousand and eight.

[Seal]

Ted Strickland,  
Governor.

Said appointment 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 passed the following bill in which the concurrence of the Senate is requested:

**H. B. No. 330** -Representative Patten

Cosponsors: Representatives Chandler, DeGeeter, Domenick, Evans, Fende, Foley, Garland, Harris, Letson, Okey, Phillips, Pryor, Skindell, Weddington, Williams, B., Yuko, Hagan, Mallory, Bolon, Combs, Balderson, McClain, Ruhl, Adams, R., Bacon, Baker, Batchelder, Belcher, Boose, Brown, Bupp, Burke, Carney, Celeste, Coley, Daniels, DeBose, Derickson, Dodd, Driehaus, Dyer, Gardner, Garrison, Gerberry, Goodwin, Goyal, Grossman, Hackett, Hall, Harwood, Hite, Hottinger, Huffman, Jordan, Koziura, Luckie, Lundy, Maag, Mandel, Martin, McGregor, Mecklenborg, Moran, Morgan, Murray, Newcomb, Pillich, Sayre, Slesnick, Snitchler, Stewart, Szollosi, Uecker, Ujvagi, Wagner, Winburn, Zehringer

To amend section 5513.01 of the Revised Code to authorize the director of transportation to include school districts in purchase contracts for machinery, materials, supplies, and other articles.

Attest:

Tom Sheman,  
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 adoption of the following joint resolution:

**Am. S. J. R. No. 8** -Senators Goodman, Hughes

Cosponsors: Representatives Bacon, Book, Carney, Celeste, Combs, Garland, Grossman, Hackett, Heard, Stewart, Weddington, Williams, B., Yuko

To amend Section 6 of Article XV of the Constitution of the State of Ohio to change the authorized location of the casino in central Ohio from Columbus to a designated site in Franklin County.

Attest:

Tom Sherman,  
Clerk.

**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 Senate amendments to:

**Sub. H. J. R. No. 12** -Representatives Williams, S., Goyal - et al.

Attest:

Tom Sherman,  
Clerk.

Senator Husted moved that the Senate insist on the Senate amendments to **Sub. H. J. R. No. 12**, and ask for a Committee of Conference.

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 accedes to the request of the Senate for a Committee of Conference on matters of difference between the two Houses on:

**Sub. H. B. No. 5** -Representatives Okey, Dodd - et al.

The Speaker of the House has appointed as managers on the part of the House on such matters of difference:

Representative Okey

Representative Dodd

Representative Mecklenborg

Attest:

Tom Sherman,  
Clerk.

On the motion of Senator Husted, the Senate adjourned until Monday, February 1, 2010 at 10:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.