

**OHIO**

**SENATE**

**JOURNAL**

**TUESDAY, MAY 4, 2010**

ONE HUNDRED SEVENTY-NINTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, May 4, 2010, 11:00 o'clock a.m.**

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator Buehrer was selected to preside according to the rule.

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. 253**-Senator Kearney.

To amend sections 703.01 and 703.06 of the Revised Code to allow cities and villages to retain their status as a city or village for a period of up to two years despite a change in population that otherwise determines their classification under the Ohio Constitution.

**OFFERING OF RESOLUTIONS**

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

**S. R. No. 220**-Senator Faber.

Recognizing the National Day of Prayer, May 6, 2010.

**S. R. No. 221**-Senator Wagoner.

Cosponsors: Senators Buehrer, Coughlin.

Honoring Bowling Green State University on its One Hundredth Anniversary.

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, Patricia Ackerman, Democrat, from Richmond Heights, Cuyahoga County, Ohio, as a Member of the Ohio Board of Regents for a term beginning March 12, 2010 and ending at the close of business September 20, 2014, replacing Daniel Hurwitz, 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 March in the year of our Lord, two thousand and ten.

[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 Barracato, Independent, from Akron, Summit County, Ohio, as a Member of the Ohio Optical Dispensers Board for a term beginning March 22, 2010 and ending at the close of business March 21, 2015, replacing Joseph Bitonte, 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 22nd day of March in the year of our Lord, two thousand and ten.

[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, Lourdes Barroso de Padilla, Independent, from Columbus, Franklin County, Ohio, as a Member of the Commission on Hispanic-Latino Affairs for a term

beginning April 12, 2010 and ending at the close of business October 7, 2012, replacing Blanche Aviles Casey, 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 April in the year of our Lord, two thousand and ten.

[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 C. Cohn, M.D., Independent, from Moreland Hills, Cuyahoga County, Ohio, as a Member of the Ohio Respiratory Care Board for a new term beginning March 30, 2010 and ending at the close of business March 14, 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 30th day of March in the year of our Lord, two thousand and ten.

[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 R. Davis, Republican, from Carrollton, Carroll County, Ohio, as a Member of the Wildlife Council for a term beginning March 22, 2010 and ending at the close of business January 31, 2014, replacing Gary Grant, 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 22nd day of March in the year of our Lord, two thousand and ten.

[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, Michelle Dillingham, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the Rehabilitation Services Commission for a term beginning March 11, 2010 and ending at the close of business September 8, 2010, replacing Bruce Growick, 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 11th day of March in the year of our Lord, two thousand and ten.

[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, Bill W. Dingus, Republican, from South Point, Lawrence County, Ohio, as a Member of the Southern Ohio Agricultural and Community Development Foundation for a term beginning March 22, 2010 and ending at the close of business June 2, 2013, replacing Elaine Collins, 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 22nd day of March in the year of our Lord, two thousand and ten.

[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, Paul B. Graham, Democrat, from Worthington, Franklin County, Ohio, as a Member of the Ohio Historic Site Preservation Advisory Board for a term beginning

March 30, 2010 and ending at the close of business January 14, 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 30th day of March in the year of our Lord, two thousand and ten.

[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, Steve D. Lesser, Democrat, from Bexley, Franklin County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning April 11, 2010 and ending at the close of business April 10, 2015, replacing Rhonda Fergus, 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 16th day of March in the year of our Lord, two thousand and ten.

[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 Z. Lindgren, Republican, from Loveland, Warren County, Ohio, as a Member of the Third Frontier Commission for a term beginning March 15, 2010 and ending at the close of business April 1, 2012, replacing John Kraeutler, 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 March in the year of our Lord, two thousand and ten.

[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, Marc K. Mays, Republican, from Grove City, Franklin County, Ohio, as a Member of the Ohio Respiratory Care Board for a new term beginning April 1, 2010 and ending at the close of business March 14, 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 1st day of April in the year of our Lord, two thousand and ten.

[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, J. Jane McFee, L.P.N., from Perrysburg, Wood County, Ohio, as a Member of the Board of Nursing for a term beginning March 15, 2010 and ending at the close of business December 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 15th day of March in the year of our Lord, two thousand and ten.

[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 E. McLarnan, Republican, from Gambier, Knox County, Ohio, as a Member of the Waterways Safety Council for a term beginning March 22, 2010 and ending at the close of business January 31, 2015, replacing Priscilla Swain, 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 22nd day

of March in the year of our Lord, two thousand and ten.

[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, Donald J. McTigue, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Counselor, Social Worker, and Marriage and Family Therapist Board for a term beginning March 17, 2010 and ending at the close of business October 10, 2012, replacing Karen J. Huey, 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 17th day of March in the year of our Lord, two thousand and ten.

[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 J. Miller, Democrat, from Toledo, Lucas County, Ohio, as a Member of the Ohio Optical Dispensers Board for a new term beginning March 22, 2010 and ending at the close of business March 21, 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 22nd day of March in the year of our Lord, two thousand and ten.

[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 K. Milligan, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ohio Housing Finance Agency for a new term beginning March 15, 2010 and ending at the close of business January 31, 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 15th day of March in the year of our Lord, two thousand and ten.

[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 Ogg, Democrat, from Wheelersburg, Scioto County, Ohio, as a Member of the Board of Motor Vehicle Collision Repair Registration for a term beginning March 22, 2010 and ending at the close of business January 1, 2013, replacing Eric Poklar, 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 22nd day of March in the year of our Lord, two thousand and ten.

[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. Parrish, Democrat, from New Philadelphia, Tuscarawas County, Ohio, as a Member of the State Board of Emergency Medical Services for a term beginning March 3, 2010 and ending at the close of business November 12, 2010, replacing Mark Burgess, 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 March in the year of our Lord, two thousand and ten.

[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, Rita S. Roberts, D.O., Democrat, from Lucasville, Pike County, Ohio, as a Member of the Shawnee State University Board of Trustees for a term beginning February 22, 2010 and ending at the close of business June 30, 2018, replacing Howard Harcha, 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 22nd day of February in the year of our Lord, two thousand and ten.

[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 Wager, Democrat, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the Clean Ohio Council for a term beginning February 3, 2010 and ending at the close of business November 22, 2011, replacing Jack Schron, 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 3rd day of February in the year of our Lord, two thousand and ten.

[Seal]

Ted Strickland,  
Governor.

Said appointments were referred to the Committee on Rules.

On the motion of Senator Carey, the Senate adjourned until Thursday, May 6, 2010 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.