

OHIO

SENATE

JOURNAL

TUESDAY, SEPTEMBER 15, 2009

NINETY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, September 15, 2009, 1:30 p.m.

The Senate met pursuant to adjournment.

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

**REPORTS OF REFERENCE AND BILLS FOR SECOND
CONSIDERATION**

Senator Harris reports for the Standing Committee on Reference, recommending that the following bills and concurrent resolutions, standing in order for second consideration, be referred to committee as recommended:

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

To amend section 5747.01 of the Revised Code to partially decouple Ohio law from recent federal tax law changes, to require the Department of Job and Family Services to operate the Disability Medical Assistance Program in the same manner the Program was operated as of June 30, 2009, and to make appropriations.

To the Committee on Finance and Financial Institutions.

S. B. No. 156-Senator Grendell.

To enact section 5533.785 of the Revised Code to designate a portion of State Route 528 within Geauga County as the "Sgt. Sean Landrus Memorial Highway."

To the Committee on Highways and Transportation.

S. B. No. 157-Senators Grendell, Seitz, et al.

To enact section 2315.50 of the Revised Code to declare how monetary awards in class actions that are not paid over to members of the class are to be used.

To the Committee on Insurance, Commerce and Labor.

S. B. No. 158-Senator Miller, R.

To enact section 4743.04 of the Revised Code to require certain health care professionals to complete instruction in cultural competency.

To the Committee on Health, Human Services and Aging.

S. B. No. 159-Senator Miller, R.

To enact sections 1751.76, 3923.651, and 3923.74 of the Revised Code to prohibit health insurers from denying payment for a service during or after the performance of the service if the insurer provided prior written authorization for the service.

To the Committee on Insurance, Commerce and Labor.

S. B. No. 160-Senator Miller, R.

To amend sections 4510.01 and 4511.093 and to enact section 4511.204 of the Revised Code to prohibit driving a vehicle while using a handheld or manually operated mobile communication device and to establish the violation as a secondary traffic offense.

To the Committee on Highways and Transportation.

S. B. No. 161-Senators Miller, D., Patton, et al.

To enact section 5.2265 of the Revised Code designating June 15 as Elder Abuse Awareness Day.

To the Committee on Health, Human Services and Aging.

S. B. No. 162-Senator Buehrer, et al.

To amend sections 324.01, 324.03, 1332.24, 2317.02, 2917.21, 4901.01, 4901.02, 4901.11, 4901.12, 4901.15, 4901.22, 4903.01, 4903.20, 4903.22, 4903.23, 4905.01, 4905.02, 4905.03, 4905.04, 4905.09, 4905.12, 4905.14, 4905.16, 4905.18, 4905.20, 4905.21, 4905.26, 4905.30, 4905.40, 4905.402, 4905.41, 4905.42, 4905.45, 4905.46, 4905.47, 4905.51, 4905.52, 4905.58, 4905.59, 4905.61, 4905.63, 4905.71, 4905.73, 4905.84, 4905.99, 4907.01, 4907.14, 4907.30, 4909.01, 4909.02, 4909.03, 4909.17, 4911.01, 4921.01,

4923.01, 4927.01, 4927.02, 4929.02, 4931.02, 4931.03, 4931.04, 4931.11, 4931.99, 4933.14, 4933.18, 4933.19, 4939.01, 5515.01, 5733.57, 6101.17, and 6115.21, to amend sections 4931.11 (4931.05) and 4931.35 (4931.06) for the purpose of adopting new section numbers as shown in parentheses, to enact new sections 4927.03 and 4927.04 and sections 4927.05, 4927.06, 4927.07, 4927.08, 4927.09, 4927.10, 4927.11, 4927.12, 4927.13, 4927.14, 4927.15, 4927.16, 4927.17, 4927.18, and 4931.01, and to repeal sections 4905.041, 4905.23, 4905.231, 4905.24, 4905.241, 4905.242, 4905.243, 4905.244, 4905.25, 4905.381, 4905.49, 4905.491, 4905.50, 4927.03, 4927.04, 4931.06, 4931.07, 4931.12, 4931.13, 4931.14, 4931.15, 4931.16, 4931.17, 4931.18, 4931.19, 4931.21, 4931.22, 4931.25, 4931.26, 4931.27, 4931.28, 4931.29, 4931.30, and 4931.31 of the Revised Code to revise state regulation of telephone companies, remove telegraph companies from utility regulation, and revise law concerning confidential information of public utilities.

To the Committee on Energy and Public Utilities.

S. B. No. 163-Senator Miller, R., et al.

To amend section 3901.21 of the Revised Code to prohibit an insurer's use of a credit score, credit history, or credit report in fixing a premium rate for, or the terms and conditions of, an insurance policy, or in determining whether to issue, continue, or renew an insurance policy.

To the Committee on Insurance, Commerce and Labor.

S. B. No. 164-Senator Smith, et al.

To amend section 4510.01 and to enact section 4511.204 of the Revised Code to prohibit driving a vehicle while text messaging or typing on a mobile communication device and to establish the violation as a secondary traffic offense.

To the Committee on Highways and Transportation.

S. B. No. 165-Senator Niehaus, et al.

To amend sections 1509.01, 1509.02, 1509.03, 1509.04, 1509.05, 1509.06, 1509.07, 1509.071, 1509.072, 1509.10, 1509.11, 1509.12, 1509.13, 1509.14, 1509.17, 1509.18, 1509.20, 1509.21, 1509.22, 1509.221, 1509.222, 1509.225, 1509.226, 1509.23, 1509.27, 1509.31, 1509.35, 1509.36, and 5749.06 and to enact sections 1509.062, 1509.19, 1509.34, 1509.50, and 1571.18 of the

Revised Code to revise the Oil and Gas Law.

To the Committee on Environment and Natural Resources.

S. B. No. 166-Senator Hughes, et al.

To enact section 4511.454 of the Revised Code to allow emergency personnel in public safety vehicles to report traffic law violations under certain circumstances.

To the Committee on Highways and Transportation.

S. C. R. No. 17-Senator Turner.

To urge the United States Postal Service in its review of postal operations to ensure that certain post offices located in Cuyahoga County, Ohio, remain open to serve the public.

To the Committee on State and Local Government and Veterans' Affairs.

S. C. R. No. 18-Senator Carey, et al.

To urge the President of the United States to direct the United States Department of Energy to ensure the continuation of the uranium enrichment work being developed by the USEC, Inc., at its Piketon, Ohio plant by granting USEC's application for a federal loan guarantee.

To the Committee on Energy and Public Utilities.

YES - 4: BILL HARRIS, TOM NIEHAUS, KEITH L. FABER,
SHIRLEY A. SMITH.

NO - 0.

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

The report of the committee was accepted.

Said bills and concurrent resolutions were considered a second time and referred to committee as recommended.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 4121.75 (A) (4) of H. B. No. 15 of the 128th General Assembly, the President of the Senate reappoints the following public member to serve on the Workers' Compensation Council:

Tracie Sanchez
Lima Pallet Co., Inc.
1470 Neubrecht Road
Lima, Ohio 45801

(representing employers who employ less than 100 employees)
(term beginning immediately, ending September 10, 2012)

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rule 19, the President of the Senate makes the following appointment changes to the following Senate Standing Committee:

Removes Senator Tom Sawyer as a member of the Controlling Board
Appoints Senator Ray Miller as a member of the Controlling Board

On the motion of Senator Niehaus, the Senate adjourned until Thursday, September 17, 2009 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.