

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, DECEMBER 8, 2009

ONE HUNDRED TWENTY-FOURTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, December 8, 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 Goodman reports for the Standing Committee on Reference, recommending that the following bills, standing in order for second consideration, be referred to committee as recommended:

**Am. Sub. H. B. No. 108**-Representatives Domenick, Blessing, et al.

To amend sections 959.161 and 959.99 and to enact section 959.151 of the Revised Code to revise the law governing cockfighting.

To the Committee on Agriculture.

**Sub. H. B. No. 191**-Representative Celeste, et al.

To amend sections 2743.51, 2903.06, 2929.01, 2935.03, 4503.234, 4510.17, 4510.41, 4511.181, and 4511.251 and to enact section 4511.253 of the Revised Code to increase the penalties for street racing and to create the offense of "street racing manslaughter."

To the Committee on Judiciary - Criminal Justice.

**Am. H. B. No. 244**-Representative Harwood, et al.

To amend sections 3105.171, 3105.63, and 3105.65 of the Revised Code to permit a court to modify a division of property in a divorce decree or decree of dissolution of marriage upon the express written consent or agreement of both spouses.

To the Committee on Judiciary - Civil Justice.

**Am. H. B. No. 300**-Representatives Dyer, Hottinger, et al.

To amend sections 3901.021, 3905.04, 3905.041, 3905.05, 3905.06,

3905.061, 3905.07, 3905.071, 3905.12, 3905.14, 3905.16, 3905.20, 3905.30, 3905.35, 3905.36, 3905.40, 3905.41, 3905.481, 3905.483, 3905.484, 3905.841, 3905.85, 3905.86, 3905.862, 3905.87, 3905.88, 3905.89, 3905.932, and 3960.03, to enact section 3905.051, and to repeal sections 3905.10 and 3905.482 of the Revised Code to make changes to the law governing the licensure and regulation of insurance agents and certain insurance-related taxes.

To the Committee on Insurance, Commerce and Labor.

**Sub. H. B. No. 363**-Representatives Okey, Newcomb, et al.

To amend sections 903.01, 903.02, 903.03, 903.04, 903.05, 903.06, 903.07, 903.08, 903.081, 903.082, 903.09, 903.10, 903.15, 903.16, 903.17, and 6111.03 of the Revised Code, and to amend Section 640.24 of Am. Sub. H.B. 1 of the 128th General Assembly and Sections 120.01 and 120.02 of Am. Sub. H.B. 119 of the 127th General Assembly, as amended by Am. Sub. H.B. 1 of the 128th General Assembly, to revise the Concentrated Animal Feeding Facilities Law, to specify that certain provisions amended by this act do not become operative until the Administrator of the United States Environmental Protection Agency approves the National Pollutant Discharge Elimination System program submitted by the Director of Agriculture, to extend from January 1, 2010, to July 1, 2010, the termination date of the suspension of statutes and temporary law governing sewage treatment systems that were enacted by Am. Sub. H.B. 119 of the 127th General Assembly and subsequently amended and reenacted by Am. Sub. H.B. 1 of the 128th General Assembly, and to declare an emergency.

To the Committee on Agriculture.

YES - 5: SHIRLEY A. SMITH, BILL HARRIS, TOM NIEHAUS,  
KEITH L. FABER, DAVID GOODMAN.

NO - 0.

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

The report of the committee was accepted.

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

## INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

**S. B. No. 218**-Senators Schaffer, Sawyer.

Cosponsors: Senators Wagoner, Stewart, Strahorn, Cafaro, Turner, Miller, R.

To enact sections 303.214, 519.214, 713.082, and 5502.031 of the Revised Code to codify federal restrictions on local zoning of amateur station antenna structures thereby preserving amateur radio service communications as a Homeland Security resource and to place the burden of proof for compliance on the zoning authority.

**S. B. No. 219**-Senator Grendell.

Cosponsor: Senator Schaffer.

To amend sections 145.27, 145.56, 145.561, 145.82, 145.95, 742.41, 742.46, 742.47, 742.64, 2329.66, 2929.192, 3305.07, 3305.20, 3305.22, 3307.20, 3307.41, 3307.42, 3309.22, 3309.66, 3309.661, 3309.82, 3309.95, 5505.04, 5505.22, and 5505.34 and to enact sections 145.573, 742.464, 2929.193, 3305.12, 3307.373, 3309.673, and 5505.263 of the Revised Code regarding termination of the disability benefit of a state retirement system member convicted of certain felonies committed while serving in a position of honor, trust, or profit.

## OFFERING OF RESOLUTIONS

**S. R. No. 132**-Senator Kearney.

To urge the Administrator of the United States Environmental Protection Agency to grant an emergency exemption for the use of the insecticide Propoxur to control bedbugs in Ohio.

The question being, "Shall the resolution, **S. R. No. 132**, be adopted?"

On the motion of Senator Carey, **S. R. No. 132**, was referred to the Committee on Reference.

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

**S. R. No. 134**-Senator Faber.

Honoring the Minster High School girls cross country team as the 2009 Division III State Champion.

**S. R. No. 135**-Senator Faber.

Honoring Tammy Berger as the 2009 Division III State Cross Country

Champion.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"

So the resolutions were adopted.

On the motion of Senator Carey, the Senate adjourned until Wednesday, December 9, 2009 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.