

OHIO

SENATE

JOURNAL

TUESDAY, JANUARY 24, 2012

ONE HUNDRED THIRTY-SEVENTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, January 24, 2012, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Reverend Thomas Wise, Valleyview Church, Dayton, Ohio, followed by the Pledge of Allegiance to the Flag.

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

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

Senator Niehaus reports for the Standing Committee on Rules and Reference, recommending that the following bill, standing in order for second consideration, be referred to committee as recommended:

S. B. No. 283-Senator Turner, et al.

To amend section 2907.29 and to enact sections 3727.60, 3727.601, and 3727.602 of the Revised Code to establish the Compassionate Assistance for Rape Emergencies Act regarding hospital services provided to victims of sexual assault.

To the Committee on Health, Human Services and Aging.

YES - 7: THOMAS E. NIEHAUS, KEITH L. FABER, TOM PATTON, SHANNON JONES, SCOTT OELSLAGER, JOSEPH SCHIAVONI, EDNA BROWN.

NO - 0.

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

The report of the committee was accepted.

Said bill was considered a second time and referred to committee as recommended.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Niehaus submitted the following report:

Pursuant to Senate Rule No. 37, the standing committee on Rules and Reference recommends that **S. B. No. 281-Senator Beagle et al.**, having been referred to the standing committee on Finance, be re-referred to the standing committee on Financial Institutions.

YES - 7: THOMAS E. NIEHAUS, KEITH L. FABER, EDNA BROWN, SHANNON JONES, SCOTT OELSLAGER, TOM PATTON, JOSEPH SCHIAVONI.

NO - 0.

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

The report of the committee was accepted.

Senator Niehaus submitted the following report:

The Standing Committee on Rules & Reference to which were referred the appointments by the Governor of:

Linda Aller, from Lewis Center, Delaware County, Ohio, as a Member of the State board of Sanitarian Registration for a new term beginning September 19, 2011 and ending at the close of business August 14, 2014.

Stacey R. Atherton, Democrat, from Mount Vernon, Knox County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a new term beginning October 25, 2011 and ending at the close of business January 25, 2014.

Geary A. Bates, from Wintersville, Jefferson County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning August 12, 2011 and ending at the close of business January 1, 2017.

John Bayliss, from Rushsylvania, Logan County, Ohio, as a Member of the Solid Waste Management Advisory Council for a term beginning August 10, 2011 and ending at the close of business June 22, 2013, replacing Charles W. Keiper, whose term expired.

James D. Beischel, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Parks and Recreation Council for a term beginning September 29, 2011 and ending at the close of business January 30, 2014, replacing Molly McClure, whose term expired.

William George Brantingham, from Winona, Columbiana County, Ohio, as Member of the State Emergency Response Commission for a new term beginning July 19, 2011 and ending at the close of business January 13, 2013.

Michael Budzik, Republican, from Logan, Hocking County, Ohio, as a Member of the Recreation and Resources Commission for a term beginning February 3, 2011 and ending at the close of business January 31, 2016, replacing Fred Hitzhusen, whose term expired.

Lynn Marie Busdeker, from Tiffin, Seneca County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a term beginning October 24, 2011 and ending at the close of business

August 27, 2014, replacing Kimberly C. Payne, whose term expired.

Jean Byrd, from Columbus, Franklin County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning October 20, 2011 and ending at the close of business June 22, 2013.

Fredrick M. Cash, Democrat, from Richmond Heights, Cuyahoga County, Ohio, as a Member of the Ohio Soil and Water Conservation Commission for a new term beginning September 28, 2011 and ending at the close of business June 30, 2015.

Michael Tunnell Evans, from Hilliard, Franklin County, Ohio, as a Member of the Ohio Parks and Recreation Council for a term beginning September 29, 2011 and ending at the close of business January 30, 2014, replacing Neil J. Andrew, whose term expired.

Belle Everett, from New Philadelphia, Tuscarawas County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning October 20, 2011 and ending at the close of business June 22, 2013.

Shane W. Farnsworth, from Pickerington, Fairfield County, Ohio, as a Member of the Ohio Parks and Recreation Council for a term beginning September 29, 2011 and ending at the close of business January 30, 2014, replacing James M. Doss, whose term expired.

Lisa Hamler-Fugitt, Democrat, from Reynoldsburg, Franklin County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a new term beginning October 25, 2011 and ending at the close of business January 25, 2014.

Jean M. Halpin, from Westerville, Franklin County, Ohio, as a Member of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for a new term beginning October 24, 2011 and ending at the close of business August 27, 2014.

Stephen D. Hill, from Mason, Warren County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning August 10, 2011 and ending at the close of business June 22, 2013.

Ricky D. Hoffman, from Bremen, Fairfield County, Ohio, as a Member of the State Emergency Response Commission for a new term beginning July 19, 2011 and ending at the close of business January 13, 2013.

John M. Hoopingarner, Democrat, from Dover, Tuscarawas County, Ohio, as a Member of the Ohio Water Advisory Council for a new term beginning October 6, 2011 and ending at the close of business February 1, 2013.

Richard D. Hughes, from Madison, Lake County, Ohio, as a Member of the State Emergency Response Commission for a term beginning July 19, 2011 and ending at the close of business January 13, 2013, replacing Vernon Higaki, whose term expired.

Lamond Jasper, Jr., from Sandusky, Erie County, Ohio, as a Member of the

Advisory Board on Amusement Ride Safety for a new term beginning August 12, 2011 and ending at the close of business January 1, 2013.

G. Gary Kaster, from McConnellsville, Morgan County, Ohio, as a Member of the Forestry Advisory Council for a term beginning September 27, 2011 and ending at the close of business February 27, 2015, replacing John Vimmerstedt, whose term expired.

G. Gary Kaster, from McConnellsville, Morgan County, Ohio, as a Member of the Ohio Reclamation Forfeiture Fund Advisory Board for a new term beginning May 6, 2011 and ending at the close of business January 10, 2015.

Nelson L. Kidder, from Pickerington, Fairfield County, Ohio, as a Member of the Ohio Reclamation Forfeiture Fund Advisory Board for a new term beginning May 6, 2011 and ending at the close of business January 10, 2015.

Douglas J. Kramer, from Milford, Clermont County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning August 12, 2011 and ending at the close of business January 1, 2017.

Donald J. Kuchta, Independent, from Macedonia, Summit County, Ohio, as a Member of the Petroleum Underground Storage Tank Release Compensation Board for a new term beginning September 15, 2011 and ending at the close of business July 11, 2014.

Karen Sue Stewart-Linkhart, Democrat, from Xenia, Greene County, Ohio, as a Member of the Wildlife Council for a term beginning March 10, 2011 and ending at the close of business January 31, 2015, replacing Dominic Marchese, whose term expired.

Clint C. Manns, from Coshocton, Coshocton County, Ohio, as a Member of the Forestry Advisory Council for a new term beginning April 29, 2011 and ending at the close of business February 27, 2015.

Paul Parks Mechling, II, Democrat, from Pierpoint, Ashtabula County, Ohio, as a Member of the Wildlife Council for a term beginning April 6, 2011 and ending at the close of business January 31, 2015, replacing Lee Howley, whose term expired.

Erin M. Miller, from Westerville, Franklin County, Franklin County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning October 20, 2011 and ending at the close of business June 22, 2013.

Bobby D. Moser, Ph.D, Republican, from Dublin, Franklin County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a new term beginning October 25, 2011 and ending at the close of business January 25, 2014.

J. Thomas Pascoe, Republican, from Sandusky, Erie County, Ohio, as a Member of the Waterways Safety Council for a term beginning February 9, 2011 and ending at the close of business January 30, 2016.

Shaun K. Petersen, from Canal Winchester, Fairfield County, Ohio, as a Member of the Environmental Review Appeals Commission for a term beginning March 7, 2011 and ending at the close of business October 22, 2016, replacing Toni Mulrane, whose term expired.

Thomas Price, Republican, from Delaware, Delaware County, Ohio, as a Member of the Ohio Expositions Commission for a new term beginning February 24, 2011 and ending at the close of business December 1, 2016.

William Jeffrey Prowant, from Dupont, Putnam County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a new term beginning August 12, 2011 and ending at the close of business January 1, 2017.

Roger S. Redman, DVM, from Wooster, Wayne County, Ohio, as a Member of the State Veterinary Medical Licensing Board for a new term beginning July 26, 2011 and ending at the close of business December 31, 2013.

Etta Marie Reed, Democrat, from West Chester, Butler County, Ohio, as a Member of the Ohio Soil and Water Conservation Commission for a term beginning September 28, 2011 and ending at the close of business June 30, 2013, replacing Donna Shipley, who resigned.

Eric Lee Roush, from Amanda, Fairfield County, Ohio, as a Member of the Forestry Advisory Council for a term beginning April 29, 2011 and ending at the close of business February 27, 2015, replacing Glenn R. Matlack, whose term expired.

David S. Schnaidt, Republican, from Granville, Licking County, Ohio, as a Member of the State Auctioneer's Commission for a new term beginning October 11, 2011 and ending at the close of business October 9, 2014.

Gary Silverman, from Bowling Green, Wood County, Ohio, as a Member of the State Board of Sanitarian Registration for a new term beginning September 19, 2011 and ending at the close of business August 14, 2014.

Gary Sims, from Marion, Marion County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning August 10, 2011 and ending at the close of business June 22, 2013.

Jimmy Stewart, Republican, from Albany, Athens County, Ohio, as a Member of the Ohio Water Development Authority for a term beginning July 29, 2011 and ending at the close of business June 30, 2019, replacing Brian K. Hicks, whose term expired.

Daniel T. Swanson, from Columbus, Franklin County, Ohio, as a Member of the Radiation Advisory Council for a term beginning June 17, 2011 and ending at the close of business September 6, 2013.

J. Randal Van Dyne, from Findlay, Hancock County, Ohio, as a Member of the State Emergency Response Commission for a new term beginning April 12, 2011 and ending at the close of business January 13, 2013.

Christopher I. Walton, from Logan, Hocking County, Ohio, as a Member of

the Ohio Reclamation Forfeiture Fund Advisory Board for a new term beginning May 6, 2011 and ending at the close of business January 10, 2015.

Leon D. Weaver, DVM, Republican, from Montpelier, Williams County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a new term beginning October 25, 2011 and ending at the close of business January 25, 2014.

Frank W. Welsh, from Ashville, Pickaway County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning August 12, 2011 and ending at the close of business January 1, 2017, replacing Wayne Rish, whose term expired.

Doug White, Republican, from Manchester, Adams County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning February 24, 2011 and ending at the close of business December 1, 2016, replacing Lee M. Smith, whose term expired.

Cynthia Lynn Emerick-Whitson, from Camden, Preble County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning August 12, 2011 and ending at the close of business January 1, 2013.

Monte W. Yates, from Beavercreek, Greene County, Ohio, as a Member of the Ohio Geology Advisory Council for a term beginning June 17, 2011 and ending at the close of business May 3, 2014, replacing Garry L. Getz, whose term expired.

James J. Zehringer, from Mercer County, Ohio, as Director of the Department of Natural Resources for a term beginning November 15, 2011 and continuing at the pleasure of the Governor.

Having had the same under consideration, reports back the recommendation that the Senate advise and consent to said appointments.

YES - 7: THOMAS E. NIEHAUS, KEITH L. FABER, TOM PATTON, SHANNON JONES, SCOTT OELSLAGER, JOSEPH SCHIAVONI, EDNA BROWN.

NO - 0.

The question being, "Shall the Senate advise and consent to the appointments by the Governor?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose

Lehner	Manning	Obhof	Oelslager
Patton	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Tavares	Turner
Wagoner	Widener		Niehaus-31.

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

H. B. No. 215-Representative Dovilla.

Cosponsors: Representatives Burke, Blessing, Derickson, O'Brien, Gardner, Baker, Boose, Grossman, Combs, Stinziano, Anielski, Mecklenborg, Johnson, Wachtmann, Fende, Antonio, Balderson, Barnes, Celeste, Duffey, Garland, Gonzales, Hottinger, McKenney, Ramos, Schuring, Sears, Yuko, Adams, J., Adams, R., Beck, Blair, Brenner, Bubb, Buchy, Budish, Butler, Carey, Damschroder, Goodwin, Hackett, Hagan, C., Huffman, Milkovich, Newbold, Peterson, Reece, Rosenberger, Ruhl, Slaby, Uecker, Weddington, Young, Speaker Batchelder. Senators Brown, Tavares, Coley.

To enact section 5.2267 of the Revised Code to designate the fifteenth day of June as "Elder Abuse Awareness Day", was considered the third time.

The question being, "Shall the bill, **H. B. No. 215**, pass?"

Senator Patton moved to amend as follows:

In line 4, delete "5.2267" and insert "5.2273"

In line 6, delete " 5.2267" and insert " 5.2273"

In line 1 of the title, delete "5.2267" and insert "5.2273"

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

The motion was agreed to.

The question recurred, "Shall the bill, **H. B. No. 215**, pass?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Tavares	Turner

Wagoner

Widener

Niehaus-31.

So the bill passed.

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

Senator Patton moved to amend the title as follows:

Add the names: "Bacon, Balderson, Beagle, Burke, Cafaro, Eklund, Faber, Gentile, Hite, Hughes, Jones, Jordan, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Sawyer, Schaffer, Schiavoni, Skindell, Turner, Wagoner, Widener."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 179-Senator Wilson.

Cosponsors: Senators Sawyer, Tavares, Kearney, Schaffer.

To amend sections 1505.11 and 4519.03 and to enact sections 1505.12, 1505.13, and 4503.515 of the Revised Code to create the "Ohio Geology" license plate, to require the Ohio Geology Advisory Council to establish and administer a grant program utilizing the contributions that are paid by persons who obtain the license plate, and to eliminate the provision in the Special Vehicle Law that permits owners of certain off-highway motorcycles and all-purpose vehicles to register the motorcycles and vehicles by presenting affidavits of ownership rather than certificates of title, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 179**, pass?"

Senator Balderson moved to amend as follows:

In line 14, delete the first "and" and insert a comma; after "4519.03" insert ", and 5533.941"

In line 138, delete " fifteen" and insert " ten"

Between lines 271 and 272, insert:

"**Sec. 5533.941.** That part of the road known as state route number one hundred seventy, ~~from within~~ the municipal corporation of Calcutta in Columbiana county ~~and extending in a northeasterly direction to the intersection of that state route and the road known as Duke Vodrey road~~ only, shall be known as the "Cpl. Kenneth Tyler Butler Memorial Highway."

The director of transportation may erect suitable markers along the highway indicating its name."

In line 272, delete "and" and insert a comma; after "4519.03" insert ", and 5533.941"

In line 1 of the title, delete the first "and" and insert a comma; after "4519.03" insert ", and 5533.941"

In line 7 of the title, delete "and"

In line 13 of the title, after "title" insert ", and to relocate the portion of State Route 170 designated as the "Cpl. Kenneth Tyler Butler Memorial Highway""

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

The motion was agreed to.

The question recurred, "Shall the bill, **Sub. S. B. No. 179**, pass?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Tavares	Turner
Wagoner	Widener		Niehaus-31.

So the bill passed.

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

Senator Balderson moved to amend the title as follows:

Add the names: "Coley, Eklund, Faber, Gentile, Hite, Hughes, Manning, Obhof, Patton, Seitz, Turner, Wagoner."

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Jones moved that Senators absent the week of Sunday, January 22, 2012, 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 Tavares offered the following concurrent resolution:

S. C. R. No. 25-Senator Tavares.

Cosponsors: Senators Cafaro, Turner, Brown, Sawyer, Schiavoni, Kearney, Smith, Skindell, Gentile.

To recognize the week of January 22 - 28, 2012 as Reproductive Rights Awareness Week to encourage public awareness, conversation, and support for reproductive rights and justice.

The question being, "Shall the concurrent resolution, **S. C. R. No. 25**, be adopted?"

On the motion of Senator Faber, **S. C. R. No. 25**, was referred to the Committee on Rules and Reference.

Senator Niehaus offered the following resolution:

S. R. No. 188-Senator Niehaus.

Authorizing the Western Ohio National Forensic League District to use the Ohio Senate Chambers for its Student Congress competition on March 17, 2012.

WHEREAS, The members of the Senate of the 129th General Assembly of Ohio have learned that the Western Ohio National Forensic League District has requested permission to use the Ohio Senate Chambers for its Student Congress competition on March 17, 2012; and

WHEREAS, A beneficial educational organization, the Western Ohio National Forensic League District's annual Student Congress competition will provide students with the opportunity to better appreciate and understand government and its components, and the knowledge gained through this event will certainly be of value to participants in the years to come; and

WHEREAS, By utilizing the facilities that accommodate those involved in the state legislative process, the Western Ohio National Forensic League District will conduct a mock legislative debate to effectively offer students an accurate depiction of state government and the manner in which legislation is created and processed; and

WHEREAS, Through participation in the Western Ohio National Forensic League District's annual Student Congress, students will be better prepared to become productive members of our complex and ever-changing society. The maturity and experience participants will gain through their involvement in this program will not only enrich their total educational experience but also enable them to make better-informed decisions as they assume the responsibilities of adult citizenship; therefore be it

RESOLVED, That we, the members of the Senate of the 129th General Assembly of Ohio, in adopting this Resolution, permit the Western Ohio National Forensic League District to use the Ohio Senate Chambers for their 2012 Student Congress competition, contingent upon the availability of those facilities, and salute the participants as some of Ohio's finest young citizens; 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 District.

The question being, "Shall the resolution, **S. R. No. 188**, be adopted?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Tavares	Turner
Wagoner	Widener		Niehaus-31.

So the resolution was adopted.

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

Senator Faber moved to amend the title as follows:

Add the names: "Faber, Coley, Jordan, Lehner, Obhof, Tavares, Wagoner."

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

The motion was agreed to and the title so amended.

Senator Niehaus offered the following resolution:

S. R. No. 189-Senator Niehaus.

Authorizing Ohio Hi-Y Youth in Government to use the Ohio Senate Chambers on April 12-14, 2012.

WHEREAS, The members of the Senate of the 129th General Assembly of Ohio are pleased to have learned that Ohio Hi-Y Youth in Government has requested permission to use the Ohio Senate Chambers for its model legislative event, on April 12-14, 2012; and

WHEREAS, Sponsored by the Ohio-West Virginia YMCA, Ohio Hi-Y Youth in Government has provided students with the opportunity to better appreciate and understand government and its components since the endeavor

was founded in 1952, and the knowledge gained through this event will certainly be of value to participants in the years to come; and

WHEREAS, Utilizing the facilities that accommodate those involved in the state legislative process, the Ohio Hi-Y Youth in Government will effectively offer students an accurate depiction of state government and the manner in which legislation is created and processed; and

WHEREAS, Through participation in Ohio Hi-Y Youth in Government, students will be better prepared to become productive members of our complex and ever-changing society. The maturity and experience participants will gain through their involvement in this program will not only enrich their total educational experience but also enable them to make better-informed decisions as they assume the responsibilities of adult citizenship; therefore be it

RESOLVED, That we, the members of the Senate of the 129th General Assembly of Ohio, in adopting this Resolution, permit Ohio Hi-Y Youth in Government to use the Ohio Senate Chambers, contingent upon the availability of those facilities, and salute the participants as some of Ohio's finest young citizens; and be it further

RESOLVED, That the Clerk of the Senate transmit a duly authenticated copy of this Resolution to the Ohio Hi-Y Youth in Government.

The question being, "Shall the resolution, **S. R. No. 189**, be adopted?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Tavares	Turner
Wagoner	Widener		Niehaus-31.

So the resolution was adopted.

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

Senator Faber moved to amend the title as follows:

Add the names: "Bacon, Brown, Burke, Coley, Eklund, Faber, Hite, Jones, Lehner, Manning, Obhof, Patton, Sawyer, Tavares, Wagoner."

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

The motion was agreed to and the title so amended.

Senator Cafaro offered the following resolution:

S. R. No. 190-Senator Cafaro.

Relative to mileage reimbursement.

RESOLVED, Pursuant to section 101.27 of the Revised Code and S.R. No. 2--Senator Faber, Relative to mileage reimbursement, adopted January 3, 2011, the Clerk of the Senate is authorized to add the mileage for Lou Gentile of 312 miles round trip.

The question being, "Shall the resolution, **S. R. No. 190**, be adopted?"

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

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Faber	Hite	Hughes	Jones
Jordan	Kearney	LaRose	Lehner
Manning	Obhof	Oelslager	Patton
Sawyer	Schaffer	Schiavoni	Seitz
Skindell	Tavares	Turner	Wagoner
Widener			Niehaus-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 resolution was offered:

S. R. No. 187-Senator Seitz.

Honoring the La Salle High School boys track and field team as the 2011 Division I State Champion.

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

So the resolution was 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, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Thomas E. Allenstein, from Lewis Center, Delaware County, Ohio, as a Member of the Ohio Medical Transportation Board for a new term beginning August 30, 2011 and ending at the close of business July 5, 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 August in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, James Brady, Independent, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the State Lottery Commission for a term beginning October 18, 2011 and ending at the close of business August 1, 2014, replacing Ernski M. Cade, 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 18th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Jennifer Lee Brunner, from Franklin County, Ohio, as a Member of the Ohio Cultural Facilities Commission for a term beginning September 26, 2011 and ending at the close of business December 31, 2013, replacing Adam Brandt, 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 26th day of September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Richard Chernesky, from Waynesville, Warren County, Ohio, as a Member of the Sinclair Community College Board of Trustees for a term beginning August 31, 2011 and ending at the close of business July 9, 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 31st day of August in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Deanna Dahl-Groove, MD, from Cleveland, Cuyahoga County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning December 5, 2011 and ending at the close of business November 12, 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 December in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, G. Scott Drew, DO, from Marion, Marion County, Ohio, as a Member of the Marion Technical College Board of Trustees for a term beginning August 1, 2011 and ending at the close of business April 29, 2014, replacing Mitchell Libster, 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 1st day of August in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Dale H. Fellows, from Willoughby Hills, Lake County, Ohio, as a Member of the Ohio Business Gateway Steering Committee for a term beginning September 9, 2011 and continuing at the pleasure of the Governor, replacing Adriana Sfalcin.

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 September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Denis E. George, from Loveland, Clermont County, Ohio, as a Member of the Public Benefits Advisory Board for a term beginning October 26, 2011 and ending at

the close of business June 30, 2013, replacing Thomas Jackson, 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 26th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Carol A. Gilligan, from Lakewood, Cuyahoga County, Ohio, as a Member of the Ohio Respiratory Care Board for a new term beginning October 13, 2011 and ending at the close of business March 14, 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 13th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Steven L. Grose, from Hartville, Portage County, Ohio, as a Member of the Technical Advisory Council on Oil and Gas for a term beginning November 16, 2011 and ending at the close of business January 31, 2014, replacing Jerry D. Jordan, 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 November in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Lawrence B. Kaye, DDS, from Akron, Summit County, Ohio, as a Member of the State Dental Board for a new term beginning October 5, 2011 and ending at the close of business April 5, 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 5th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Michael H. Keenan, Republican, from Dublin, Franklin County, Ohio, as a Member of the Ohio Air Quality Development Authority for a term beginning September 8, 2011 and ending at the close of business June 30, 2019, replacing David Benjamin, 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 September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Kenneth A. Kempton, from Mount Vernon, Knox County, Ohio, as a Member of the Public Benefits Advisory Board for a term beginning October 26, 2011 and ending at the close of business June 30, 2012, replacing Gwen L.

Robinson, 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 26th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Chelsea Michelle Knowles, from Hudson, Summit County, Ohio, as a Member of the Kent State University Board of Trustees for a term beginning September 20, 2011 and ending at the close of business May 16, 2013, replacing Gina Spencer, 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 20th day of September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Richard F. Kolezynski, from Strongsville, Cuyahoga County, Ohio, as a Member of the State Board of Pharmacy for a new term beginning September 7, 2011 and ending at the close of business June 30, 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 7th day of September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, William Mallory, from Lancaster, Fairfield County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning December 5, 2011 and ending at the close of business November 12, 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 December in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Marc McQuaid, from Dublin, Franklin County, Ohio, as a Member of the Ohio Parks and Recreation Council for a new term beginning September 29, 2011 and ending at the close of business January 30, 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 29th day of September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Gary Douglas Paine, from New Albany, Franklin County, Ohio, as a Member of the Shawnee State University Board of Trustees for a term beginning November 4, 2011 and ending at the close of business June 30, 2019, replacing James Warren, 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 4th day of November in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, John A. Pakiela, from Macedonia, Summit County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning December 5, 2011 and ending at the close of business November 12, 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 December in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Juan Jose Perez, from Columbus, Franklin County, Ohio, as a Member of the University of Toledo Board of Trustees for a term beginning October 21, 2011 and ending at the close of business July 1, 2020, replacing C. William Fall, 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 21st day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Jock J. Pitts, from Oxford, Butler County, Ohio, as a Member of the Public Benefits Advisory Board for a term beginning October 26, 2011 and ending at the close of business June 30, 2012, replacing Kristin J. Peterson, 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 26th day of October in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Wendy J. Pomerantz, from Cincinnati, Hamilton County, Ohio, as a Member of the State Board of Emergency Medical Services for a new term beginning December 5, 2011 and ending at the close of business November 12, 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 December in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Anne Reagan, from Beavercreek, Greene County, Ohio, as a Member of the Wright State University Board of Trustees for a term beginning September 30, 2011 and ending at the close of business June 30, 2013, replacing Timothy McEwen, 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 September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Stephen A. Schumaker, from Springfield, Clark County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a new term beginning November 3, 2011 and ending at the close of business September 20, 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 3rd day of November in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Leland C. Wyse, from Newcomerstown, Coshocton County, Ohio, as a Member of the Central Ohio Technical College Board of Trustees for a new term beginning October 1, 2011 and ending at the close of business September 30, 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 30th day of September in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

Said appointments were referred to the Committee on Rules and Reference.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has adopted the following joint resolution in which the concurrence of the Senate is requested:

H. J. R. No. 4 -Speaker Batchelder

Authorizing a joint session of the Ohio General Assembly to meet at the Wells Academy in Steubenville, Ohio, for the purpose of receiving a message from the Governor and calling for a committee to wait upon the Governor in anticipation of his State of the State Address.

Attest:

Thomas L. Sherman,
Deputy Clerk.

The question being, "Shall the joint resolution, **H. J. R. No. 4**, be adopted?"

The yeas and nays were taken and resulted - yeas 24, nays 7, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Burke
Coley	Eklund	Faber	Gentile
Hite	Hughes	Jones	Jordan
LaRose	Lehner	Manning	Obhof
Oelslager	Patton	Schaffer	Seitz
Tavares	Wagoner	Widener	Niehaus-24.

Senators Brown, Cafaro, Kearney, Sawyer, Schiavoni, Skindell, and Turner voted in the negative-7.

So the joint resolution was adopted.

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

Senator Gentile moved to amend the title as follows:

Add the names: "Bacon, Burke, Coley, Faber, Hite, Jones, Lehner, Manning, Tavares."

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

The motion was agreed to and the title so amended.

MESSAGE FROM THE PRESIDENT

Pursuant to HB 369 of the 129th General Assembly, the President of the Senate appoints the following members to serve on the Redistricting Reform Task Force:

Senator Faber
Senator LaRose

Pursuant to HB 369 of the 129th General Assembly, the Minority Leader of the Senate appoints the following members to serve on the Redistricting Reform Task Force:

Senator Sawyer
Senator Turner

On the motion of Senator Faber, the Senate adjourned until Thursday, January 26, 2012 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.