

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, FEBRUARY 15, 2011

SIXTEENTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, February 15, 2011, 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 Hite was selected to preside according to the rule.

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

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Jordan submitted the following report:

The standing committee on State and Local Government and Veterans' Affairs, to which was referred **S. C. R. No. 2**-Senator Widener, et al., having had the same under consideration, reports it back and recommends its adoption.

YES - 9: KRIS JORDAN, DAVID T. DANIELS, TIMOTHY J. GRENDELL, JIM HUGHES, PEGGY B. LEHNER, FRANK LAROSE, CHARLETA B. TAVARES, NINA TURNER, EDNA BROWN.

NO - 0.

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

The report of the committee was accepted.

**INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

The following bills were introduced and considered the first time:

**S. B. No. 73**-Senator Manning.

To amend section 4301.20 of the Revised Code to allow manufacturers of nonbeverage food products to purchase at wholesale beer and intoxicating liquor from A and B liquor permit holders.

**S. B. No. 74**-Senator Wilson.

Cosponsors: Senators Grendell, Cafaro.

To amend section 101.27 of the Revised Code to reduce temporarily salaries of General Assembly members by up to ten per cent.

**S. B. No. 75**-Senator Patton.

Cosponsors: Senators Grendell, Wagoner, Manning.

To enact section 4933.29 of the Revised Code to restore discounts for customers using electricity to heat their homes and for electric, load-management programs, to specify that these discounts run with the land and may be transferred, to provide for refunds to customers whose rate discounts were modified or discontinued, and to declare an emergency.

**OFFERING OF RESOLUTIONS**

Senator Daniels offered the following concurrent resolution:

**S. C. R. No. 4**-Senator Daniels.

Cosponsors: Senators Stewart, Niehaus, Hite, Seitz, Jones, Bacon, Patton, Beagle, Hughes, Wilson, Grendell, Schaffer, Faber, Gillmor, Widener, Manning, Wagoner, Cafaro, LaRose, Sawyer.

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 USEC, Inc., at its Piketon, Ohio plant by granting USEC's application for a federal loan guarantee and to direct the Secretary of Energy to strongly consider providing federal funding assistance for the Clean Energy Park Demonstration Project.

The question being, "Shall the concurrent resolution, **S. C. R. No. 4**, be adopted?"

On the motion of Senator Wilson, **S. C. R. No. 4**, was referred to the Committee on Rules and Reference.

Pursuant to Senate Rule No. 54, the following resolution was offered:

**S. R. No. 28**-Senator Niehaus.

Honoring Aaron D. Crooks for outstanding service to the Ohio Senate.

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, Angela Thi Bennett, from East Cleveland, Cuyahoga County, Ohio, as a Member of the State Board of Education for a term beginning February 9, 2011 and ending at the close of business December 31, 2012, replacing Martha Harris, whose appointment 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 9th day of February 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, Merom Brachman, Republican, from Bexley, Franklin County, Ohio, as a Member of the Ethics Commission for a term beginning January 27, 2011 and ending at the close of business January 1, 2013, replacing Angelita Cruz Bridges, 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 27th day of January 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 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.

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 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, Terry L. Casey, Republican, from Columbus, Franklin County, Ohio, as a Member of the State Personnel Board of Review for a term beginning February 7, 2011 and ending at the close of business February 6, 2017.

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 February 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, Billie Fiore, from Newark, Licking County, Ohio, as a Member of the Central Ohio Technical College Board of Trustees for a term beginning February 4, 2011 and ending at the close of business September 30, 2013, replacing Edna Branstool, 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 February 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, Maryann B. Gall, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ethics Commission for a term beginning January 27, 2011 and ending at the close of business January 1, 2015, replacing Shirley Mays, 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 27th day of January 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 passed the following bill in which the concurrence of the Senate is requested:

**Am. H. B. No. 58** -Representative Beck

Cosponsors: Representatives Adams, J., Boose, Blair, Derickson, Hackett, Hollington, Martin, Uecker, Amstutz, Stautberg, Letson, McClain, Adams, R., Anielski, Ashford, Baker, Balderson, Brenner, Bulp, Buchy, Burke, Butler, Carey, Carney, Coley, Combs, Damschroder, DeGeeter, Dovilla, Duffey, Fedor, Garland, Gonzales, Goodwin, Grossman, Hall, Hayes, Henne, Huffman, Johnson, Landis, Lundy, Maag, Mallory, McKenney, Mecklenborg, Milkovich, Newbold, O'Brien, Peterson, Phillips, Roegner, Rosenberger, Ruhl, Schuring, Sears, Slaby, Sprague, Stebelton, Thompson, Wachtmann, Young, Speaker Batchelder

To amend section 5701.11 of the Revised Code to expressly incorporate changes in the Internal Revenue Code since December 15, 2010, into Ohio law, and to declare an emergency.

Attest:

Laura P. Clemens,  
Clerk.

Said bill was considered the first time.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 3701.78(A) of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Ohio Commission on Minority Health:

Senator Oelslager  
Senator Brown

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 3353.02(B) of the Ohio Revised Code, the President of the Senate appoints the following members to serve as non-voting members on the eTech Ohio Commission:

Senator Cates  
Senator Schiavoni

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 4141.08 of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Unemployment Compensation Advisory Council:

Senator Bacon (Chair-Insurance, Commerce & Labor Committee)  
Senator Gillmor  
Senator Cafaro

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 171.01 of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Ohio Retirement Study Council:

Senator Faber  
Senator Oelslager  
Senator Tavares

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 101.34 of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Joint Legislative Ethics Committee:

Senator Niehaus (Vice Chair)  
Senator Faber

Senator Oelslager  
Senator Cafaro  
Senator Skindell  
Senator Schiavoni

#### MESSAGE FROM THE PRESIDENT

Pursuant to Section 101.35 of the Ohio Revised Code, the President of the Senate appoints Senator Smith to replace Senator Cafaro on the Joint Committee on Agency Rule Review.

#### MESSAGE FROM THE PRESIDENT

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

- **Removes** Senator Jason Wilson from the Standing Committee on Government Oversight and Reform.
- **Appoints** Senator Michael Skindell as a member of the Standing Committee on Government Oversight and Reform.
- **Removes** Senator Michael Skindell from the Standing Committee on Financial Institutions.
- **Appoints** Senator Jason Wilson as a member of the Standing Committee on Financial Institutions.

On the motion of Senator Wilson, the Senate adjourned until Wednesday, February 16, 2011 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.