

OHIO

SENATE

JOURNAL

WEDNESDAY, MARCH 23, 2011

THIRTY-SECOND DAY
Senate Chamber, Columbus, Ohio
Wednesday, March 23, 2011, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Paul Turner, The Lakeland Parish, Freeport, 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 bills, standing in order for second consideration, be referred to committee as recommended:

H. B. No. 20-Representatives Burke, Letson, et al.

To amend section 2921.04 of the Revised Code to specify that the offense of intimidation of an attorney, victim, or witness in a criminal case also applies to delinquency cases and to any attempt to influence, intimidate, or hinder a witness to a criminal or delinquent act and to create an affirmative defense to a charge of intimidation of an attorney, victim, or witness in a criminal case.

To the Committee on Judiciary - Criminal Justice.

Sub. H. B. No. 64-Representatives Ruhl, Burke, et al.

To amend sections 2925.02, 2925.03, 2925.11, and 3719.41 of the Revised Code to add synthetic cannabinoids commonly known as K2 or Spice to the list of Schedule I controlled substances, prohibit the possession of Spice, prohibit trafficking in Spice, and provide that if Spice is the drug involved in a violation of the offense of corrupting another with drugs the penalty for the violation will be the same as if marihuana was the drug involved in the offense.

To the Committee on Judiciary - Criminal Justice.

S. B. No. 123-Senator Bacon.

To enact sections 4715.70, 4731.37, 4732.32, 4743.10, 4753.20, 4755.69, 4757.50, and 4759.15 of the Revised Code to require that the Ohio eLicense

Center web site include information submitted by certain health professionals to their licensing boards regarding the characteristics of their professional practices.

To the Committee on Health, Human Services and Aging.

S. B. No. 124-Senator Bacon, et al.

To amend sections 2101.01, 2101.02, 2101.021, 2101.03, 2101.04, 2101.06, 2101.07, 2101.08, 2101.09, 2101.10, 2101.11, 2101.13, 2101.15, 2101.16, 2101.162, 2101.19, 2101.20, 2101.22, 2101.23, 2101.24, 2101.27, 2101.30, 2101.34, 2101.37, 2101.38, 2101.41, 2101.43, 2103.01, 2105.051, 2105.06, 2105.09, 2105.10, 2105.11, 2105.13, 2105.14, 2105.15, 2105.16, 2105.19, 2106.01, 2106.08, 2106.11, 2107.01, 2107.02, 2107.03, 2107.04, 2107.05, 2107.07, 2107.08, 2107.081, 2107.082, 2107.083, 2107.084, 2107.085, 2107.09, 2107.10, 2107.11, 2107.15, 2107.17, 2107.18, 2107.20, 2107.21, 2107.22, 2107.29, 2107.32, 2107.34, 2107.35, 2107.36, 2107.38, 2107.46, 2107.47, 2107.49, 2107.50, 2107.501, 2107.51, 2107.52, 2107.53, 2107.54, 2107.55, 2107.56, 2107.58, 2107.59, 2107.60, 2107.61, 2107.65, 2107.71, 2107.73, 2107.75, 2108.51, 2109.02, 2109.021, 2109.03, 2109.04, 2109.05, 2109.06, 2109.07, 2109.09, 2109.10, 2109.11, 2109.12, 2109.14, 2109.17, 2109.19, 2109.20, 2109.21, 2109.22, 2109.24, 2109.25, 2109.26, 2109.302, 2109.303, 2109.32, 2109.33, 2109.34, 2109.35, 2109.36, 2109.361, 2109.37, 2109.371, 2109.372, 2109.38, 2109.39, 2109.40, 2109.42, 2109.43, 2109.44, 2109.45, 2109.46, 2109.47, 2109.48, 2109.49, 2109.50, 2109.51, 2109.52, 2109.53, 2109.54, 2109.55, 2109.56, 2109.57, 2109.58, 2109.59, 2109.60, 2109.61, 2109.62, 2111.02, 2111.021, 2111.031, 2111.04, 2111.041, 2111.06, 2111.07, 2111.09, 2111.091, 2111.12, 2111.131, 2111.14, 2111.141, 2111.16, 2111.17, 2111.181, 2111.19, 2111.20, 2111.21, 2111.22, 2111.25, 2111.26, 2111.27, 2111.28, 2111.29, 2111.30, 2111.31, 2111.33, 2111.34, 2111.35, 2111.36, 2111.37, 2111.38, 2111.39, 2111.40, 2111.41, 2111.44, 2111.46, 2111.48, 2111.50, 2113.01, 2113.03, 2113.04, 2113.05, 2113.06, 2113.07, 2113.12, 2113.13, 2113.14, 2113.15, 2113.16, 2113.18, 2113.19, 2113.20, 2113.21, 2113.22, 2113.25, 2113.30, 2113.31, 2113.311, 2113.33, 2113.34, 2113.35, 2113.36, 2113.39, 2113.40, 2113.41, 2113.45, 2113.46, 2113.48, 2113.49, 2113.50, 2113.51, 2113.52, 2113.54, 2113.58, 2113.61, 2113.62, 2113.67, 2113.68, 2113.69, 2113.70, 2113.72, 2113.73, 2113.74, 2113.75, 2113.81, 2113.82, 2113.85, 2113.86, 2113.87, 2113.88, 2115.02, 2115.03, 2115.06, 2115.09, 2115.10, 2115.11, 2115.12, 2115.16, 2115.17, 2117.01, 2117.02, 2117.03, 2117.04, 2117.08, 2117.09, 2117.10, 2117.13, 2117.15, 2117.17, 2117.18, 2117.30, 2117.31, 2117.34, 2117.35, 2117.36, 2117.37, 2117.41, 2117.42, 2119.01, 2119.02, 2119.03, 2119.04, 2119.05, 2121.01, 2121.02, 2121.05, 2121.06, 2121.08, 2121.09, 2123.02, 2123.03, 2123.05, 2123.06, 2127.011, 2127.02, 2127.04, 2127.05, 2127.06, 2127.07, 2127.08,

2127.09, 2127.10, 2127.11, 2127.12, 2127.13, 2127.14, 2127.15, 2127.16, 2127.17, 2127.18, 2127.19, 2127.21, 2127.22, 2127.23, 2127.24, 2127.27, 2127.28, 2127.29, 2127.30, 2127.32, 2127.33, 2127.34, 2127.35, 2127.36, 2127.37, 2127.38, 2127.39, 2127.40, 2127.41, 2127.42, 2127.43, 2129.02, 2129.05, 2129.08, 2129.11, 2129.13, 2129.14, 2129.15, 2129.17, 2129.18, 2129.19, 2129.23, 2129.25, 2129.26, 2129.28, 2129.29, 2129.30, 2131.08, 2131.11, 2133.04, 2133.05, 2133.06, 2133.08, 2133.09, 2335.34, 3101.02, 3101.03, 3101.10, 3101.13, 3101.14, 3313.85, and 5111.113; to enact new sections 2113.17 and 2113.26; and to repeal sections 2101.36, 2113.02, 2113.17, 2113.24, 2113.26, 2113.27, 2113.28, 2113.29, 2113.57, and 2113.63 of the Revised Code to make changes relative to the Probate Code.

To the Committee on Judiciary - Civil Justice.

S. B. No. 125-Senators Seitz, Turner.

To enact sections 9.64 and 167.081 of the Revised Code to generally authorize political subdivisions to enter into agreements to perform services for one another and to authorize a regional council of governments to enter into unit price contracts related to buildings on behalf of member political subdivisions.

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

S. B. No. 126-Senator Kearney, et al.

To amend section 3719.41 of the Revised Code to add six synthetic derivatives of cathinone that have been found in bath salts to the list of Schedule I controlled substances.

To the Committee on Health, Human Services and Aging.

S. B. No. 127-Senator Schiavoni, et al.

To amend sections 3313.666, 3313.667, and 3319.073 of the Revised Code to enact the "Jessica Logan Act" to require that public school bullying policies prohibit bullying by electronic means and address certain acts that occur off school property and to require staff training on the bullying policy.

To the Committee on Education.

S. B. No. 128-Senator Faber, et al.

To amend sections 109.57, 109.572, 3301.0714, 3310.01, 3310.04, 3310.06, 3310.07, 3310.11, 3310.12, 3310.14, 3310.15, 3310.17, 3317.03, 4776.01, and 5727.84; to enact new sections 3310.02, 3310.03, 3310.05, 3310.08, 3310.09, 3310.10, and 3310.13 and sections 3310.16, 3310.18, 3310.51, 3310.52, 3310.521, 3310.53, 3310.54, 3310.55, 3310.56, 3310.57, 3310.58, 3310.59, 3310.60, 3310.61, 3310.62, 3310.63, 3310.64, and 3323.052; and to repeal sections 3310.02, 3310.03, 3310.05, 3310.08, 3310.09, 3310.10, 3310.13, 3313.974, 3313.975, 3313.976, 3313.977, 3313.978, 3313.979, and 3314.111 of the Revised Code to replace the Educational Choice and the Cleveland scholarship programs with the Parental Choice and Taxpayer Savings Scholarship Program and to establish the Special Education Scholarship Program.

To the Committee on Education.

S. B. No. 129-Senators Bacon, Hite, et al.

To enact section 2305.2310 of the Revised Code to grant qualified civil immunity to a physician, physician assistant, dentist, or optometrist who provides emergency medical, dental, or optometric services, first-aid treatment, or other emergency professional care in compliance with the federal Emergency Medical Treatment and Active Labor Act or as a result of a disaster and to a certified nurse-midwife, certified nurse practitioner, clinical nurse specialist, or registered nurse who provides emergency services, first-aid treatment, or other emergency professional care as a result of a disaster and to provide that these provisions do not apply to wrongful death actions.

To the Committee on Judiciary - Civil Justice.

S. B. No. 130-Senators Hughes, Cates, et al.

To amend sections 955.02, 955.10, 955.12, 955.20, 955.26, and 1901.183 and to enact sections 956.01, 956.011, 956.02 to 956.20, 956.98, and 956.99 of the Revised Code to establish licensing requirements and standards of care for certain dog breeding kennels, dog retailers, and animal rescues for dogs.

To the Committee on Agriculture, Environment and Natural Resources.

YES - 9: KEITH L. FABER, SHANNON JONES, CHRIS

WIDENER, MARK D. WAGONER, SCOTT
OELSLAGER, JASON H. WILSON, EDNA BROWN,
SHIRLEY A. SMITH, CAPRI S. CAFARO.

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.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Patton submitted the following report:

The standing committee on Highways and Transportation, to which was referred **Sub. H. B. No. 114**-Representative McGregor, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 9: TOM PATTON, FRANK LAROSE, GARY W. CATES,
KAREN GILLMOR, KRIS JORDAN, PEGGY B.
LEHNER, NINA TURNER, JASON H. WILSON,
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 was referred the appointment by the Governor of:

Todd A. Snitchler, Republican, from Uniontown, Stark County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning March 1, 2011 and ending at the close of business April 10, 2014, replacing Alan R. Schriber, who resigned.

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

YES - 9: KEITH L. FABER, SHANNON JONES, CHRIS
WIDENER, MARK D. WAGONER, SCOTT
OELSLAGER, JASON H. WILSON, EDNA BROWN,
SHIRLEY A. SMITH, CAPRI S. CAFARO.

NO - 0.

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

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Brown	Cafaro
Cates	Daniels	Faber	Gillmor
Grendell	Hite	Hughes	Jones
Jordan	Kearney	LaRose	Lehner
Manning	Obhof	Oelslager	Patton
Sawyer	Schaffer	Schiavoni	Seitz
Skindell	Smith	Stewart	Tavares
Turner	Wagoner	Widener	Wilson
			Niehaus-33.

So the Senate advised and consented to said appointment.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 114-Representative McGregor.

Cosponsors: Representatives Amstutz, Carey, Adams, R., Anielski, Antonio, Ashford, Baker, Barnes, Beck, Blair, Blessing, Boose, Brenner, Bubp, Buchy, Carney, Celeste, Clyde, Combs, Derickson, Dovilla, Driehaus, Duffey, Fedor, Fende, Garland, Gentile, Gerberry, Gonzales, Goodwin, Goyal, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hollington, Huffman, Johnson, Landis, Letson, Luckie, McClain, McKenney, Mecklenborg, Milkovich, Murray, Newbold, O'Brien, Patmon, Peterson, Phillips, Reece, Roegner, Rosenberger, Ruhl, Schuring, Sears, Slaby, Sprague, Stebelton, Stinziano, Sykes, Szollosi, Thompson, Uecker, Weddington, Williams, Winburn, Young, Yuko.

To amend sections 122.075, 125.11, 127.12, 164.04, 164.08, 1515.29, 4163.07, 4301.10, 4301.20, 4301.62, 4303.232, 4501.01, 4501.02, 4501.06, 4501.21, 4501.81, 4503.03, 4503.031, 4503.04, 4503.521, 4503.62, 4503.701, 4503.94, 4505.06, 4505.08, 4505.09, 4506.08, 4507.05, 4507.1612, 4507.23, 4507.45, 4509.101, 4509.81, 4510.10, 4510.22, 4510.43, 4510.72, 4511.108, 4511.191, 4511.53, 4511.69, 4513.24, 4513.263, 4513.61, 4517.01, 4517.02, 4517.03, 4517.33, 4582.12, 4582.31, 4905.802, 5501.51, 5501.55, 5502.011, 5502.11, 5503.02, 5517.011, 5525.15, 5531.12, 5531.18, 5540.01, 5577.042, and 5751.01, to amend, for the purpose of adopting a new section number as shown in parentheses, section 4905.802 (4905.801), to enact sections 121.531, 122.014, 4503.037, 4503.564, 4503.751, 4517.16, 4517.17, 4517.171, 4517.18, 4749.031, 5501.70 to 5501.83, 5537.051, 5577.043, and 6137.112, to repeal sections 4501.14 and 4905.801 of the Revised Code, to amend Sections

343.10 and 512.90 of Am. Sub. H.B. 1 of the 128th General Assembly, and to amend Sections 103.90, 105.43.10, 105.45.40, 105.45.70, and 105.49.80 of Sub. H.B. 462 of the 128th General Assembly, to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2011 and ending June 30, 2013, and to provide authorization and conditions for the operation of those programs, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass?"

Senator Patton moved to amend as follows:

Delete lines 9729 through 9750

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

The motion was agreed to.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

Senator Patton moved to amend as follows:

In line 8257, strike through "this"; after "division" insert "(B) of this section"

In line 8303, delete "the vehicle may exceed the" and insert "no"

In line 8304, delete "provisions of those sections by no more than five per cent" and insert "limits shall apply"

In line 8310, delete everything before "of"

In line 8313, delete "divisions" and insert "division"; delete "and (B)"

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

The motion was agreed to.

The question recurred, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

Senator Skindell moved to amend as follows:

In line 32, delete "4163.07,"

In line 38, delete "4905.802,"

In line 40, delete ", section"

In line 41, delete "4905.802 (4905.801) be amended for the purpose of adopting a new"

In line 42, delete "section number as shown in parentheses,"

Delete lines 644 through 707

Delete lines 6990 through 7028

In line 8946, delete "4163.07,"

In line 8952, delete "4905.802,"

In line 8956, delete "sections" and insert "section"; delete "and 4905.801"

In line 8957, delete "are" and insert "is"

In line 2 of the title, delete "4163.07,"

In line 11 of the title, delete "4905.802,"

In line 13 of the title, delete "to amend,"

Delete lines 14 and 15 of the title

In line 16 of the title, delete "(4905.801),"

In line 20 of the title, delete "sections" and insert "section"; delete "and 4905.801"

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

Senator Faber moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted - yeas 23, nays 10, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Cates	Daniels
Faber	Gillmor	Grendell	Hite
Hughes	Jones	Jordan	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Schaffer	Seitz	Stewart
Wagoner	Widener		Niehaus-23.

Those who voted in the negative were: Senators

Brown	Cafaro	Kearney	Sawyer
Schiavoni	Skindell	Smith	Tavares
Turner			Wilson-10.

The amendment was laid on the table.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

Senator Tavares moved to amend as follows:

Reinsert line 7816

In line 7817, after " 2011" insert " 2013"; reinsert the comma; delete " Notwithstanding" and insert " notwithstanding"

In line 7829, after " provide" insert " not more than one million dollars as"

In line 7833, after " compensation" insert " up to one million dollars"

Between lines 10496 and 10497, insert:

"**Section 755.70.** Not later than January 20, 2013, the Director of Transportation shall present a report to the chair and ranking minority members of the House of Representatives and Senate committees that deal with transportation issues. The report shall identify each project for which the Director used a value-based selection process under section 5517.011 of the Revised Code, shall evaluate the effect of the value-based selection process on the cost and timetable for completing the project, and shall make recommendations for renewing or modifying the use of a value-based selection process."

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

Senator Faber moved that the amendment be laid on the table.

A roll call was requested which was properly supported.

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

The yeas and nays were taken and resulted - yeas 23, nays 10, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Cates	Daniels
Faber	Gillmor	Grendell	Hite
Hughes	Jones	Jordan	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Schaffer	Seitz	Stewart
Wagoner	Widener		Niehaus-23.

Those who voted in the negative were: Senators

Brown	Cafaro	Kearney	Sawyer
Schiavoni	Skindell	Smith	Tavares
Turner			Wilson-10.

The amendment was laid on the table.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

Senator Kearney moved to amend as follows:

In line 7367, after "(6)" insert "Compliance with the percentage requirements of section 125.081 of the Revised Code, the construction contract provisions of section 125.111 of the Revised Code, and agency procurement goals for contracting with EDGE business enterprises as established by the director of administrative services by rule adopted under section 123.152 of the Revised Code."

(7)"

In line 7369, delete "(7)" and insert "(8)"

In line 7371, delete "(8)" and insert "(9)"

In line 7373, delete "(9)" and insert "(10)"

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

Senator Patton moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted - yeas 23, nays 10, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Cates	Daniels
Faber	Gillmor	Grendell	Hite
Hughes	Jones	Jordan	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Schaffer	Seitz	Stewart
Wagoner	Widener		Niehaus-23.

Those who voted in the negative were: Senators

Brown	Cafaro	Kearney	Sawyer
Schiavoni	Skindell	Smith	Tavares
Turner			Wilson-10.

The amendment was laid on the table.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

Senator Skindell moved to amend as follows:

In line 9674, delete "and" and insert a comma

In line 9675, after the close parenthesis insert ", and the Clean Ohio Conservation Fund (Fund 7056)"

In line 9682, after the close parenthesis insert ", the Clean Ohio Conservation Fund (Fund 7056), the Clean Ohio Agricultural Easement Fund (Fund 7057), and the Clean Ohio Trail Fund (Fund 7061)"

In line 9684, after "projects" insert "and conservation purposes under the Clean Ohio Program"

Between lines 9686 and 9687, insert:

"Section ____. The items in this section are hereby appropriated for fiscal years 2011 and 2012 out of any moneys in the state treasury to the credit of the Clean Ohio Conservation Fund (Fund 7056) that are not otherwise appropriated.

Appropriations

PWC PUBLIC WORKS COMMISSION

C15060	Clean Ohio Conservation	\$	75,000,000
	TOTAL Public Works Commission	\$	75,000,000
	TOTAL Clean Ohio Conservation Fund	\$	75,000,000

The foregoing appropriation item C15060, Clean Ohio Conservation, shall be used in accordance with sections 164.20 to 164.27 of the Revised Code. If the Public Works Commission receives refunds due to project overpayments that are discovered during the post-project audit, the Director of the Public Works Commission may certify to the Director of Budget and Management that refunds have been received. If the Director of Budget and Management determines that the project refunds are available to support additional appropriations, such amounts are hereby appropriated.

Section ____. The items in this section are hereby appropriated for fiscal years 2011 and 2012 out of any moneys in the state treasury to the credit of the Clean Ohio Agricultural Easement Fund (Fund 7057) that are not otherwise appropriated.

Appropriations

AGR DEPARTMENT OF AGRICULTURE

C70009	Clean Ohio Agricultural Easements	\$	12,500,000
	TOTAL Department of Agriculture	\$	12,500,000
	TOTAL Clean Ohio Agricultural Easement Fund	\$	12,500,000

Section ____. The items in this section are hereby appropriated for fiscal years 2011 and 2012 out of any moneys in the state treasury to the credit of the Clean Ohio Trail Fund (Fund 7061) that are not otherwise appropriated.

Appropriations

DNR DEPARTMENT OF NATURAL RESOURCES

C72514	Clean Ohio Trail - Grants	\$	12,500,000
	TOTAL Department of Natural Resources	\$	12,500,000
	TOTAL Clean Ohio Trail Fund	\$	12,500,000

Section ____. The Ohio Public Facilities Commission is hereby authorized to issue and sell, in accordance with Section 2q of Article VIII, Ohio

Constitution, and pursuant to sections 151.01 and 151.09 of the Revised Code, original obligations of the state, in an aggregate principal amount not to exceed \$100,000,000, in addition to the original obligations heretofore authorized by prior acts of the General Assembly. These authorized obligations shall be issued and sold from time to time, subject to applicable constitutional and statutory limitations, as needed to ensure sufficient moneys to the credit of the Clean Ohio Conservation Fund (Fund 7056), the Clean Ohio Agricultural Easement Fund (Fund 7057), and the Clean Ohio Trail Fund (Fund 7061) to pay the costs of conservation projects."

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

Senator Faber moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted - yeas 23, nays 10, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Cates	Daniels
Faber	Gillmor	Grendell	Hite
Hughes	Jones	Jordan	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Schaffer	Seitz	Stewart
Wagoner	Widener		Niehaus-23.

Those who voted in the negative were: Senators

Brown	Cafaro	Kearney	Sawyer
Schiavoni	Skindell	Smith	Tavares
Turner			Wilson-10.

The amendment was laid on the table.

The question being, "Shall the bill, **Sub. H. B. No. 114**, pass as amended?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Beagle	Brown	Cafaro
Cates	Daniels	Faber	Gillmor
Grendell	Hite	Hughes	Jones
Jordan	Kearney	LaRose	Lehner
Manning	Obhof	Oelslager	Patton
Sawyer	Schaffer	Schiavoni	Seitz
Skindell	Smith	Stewart	Tavares
Turner	Wagoner	Widener	Wilson
			Niehaus-33.

So the bill passed.

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

Senator LaRose moved to amend the title as follows:

Add the names: "Bacon, Beagle, Brown, Daniels, Gillmor, Hite, Hughes, LaRose, Lehner, Manning, Obhof, Patton, Sawyer, Tavares, Turner, Widener, Wilson."

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, March 20, 2011, 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.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered the first time:

S. B. No. 131-Senator Jordan.

Cosponsors: Senators Schaffer, Seitz, Stewart, Grendell.

To amend section 3729.05 of the Revised Code to exempt specified entities that operate a fair and hold a license issued under the Vehicle Parks Law from complying with the requirements of that license during the time period when the preparation for, operation of, and dismantling of the fair occurs.

Message from the House of Representatives

Mr. President:

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

Am. H. B. No. 66 -Representative McGregor

Cosponsors: Representatives Beck, Adams, J., Brenner, Ruhl, Huffman, Derickson, Blessing, Dovilla, Kozlowski, Grossman, Amstutz, Combs, Stebelton, Hackett, Hottinger, Hollington, Pillich, Blair, Maag, Adams, R., Anielski, Antonio, Baker, Barnes, Boose, Bubp, Buchy, Butler, Carney, Celeste, Clyde, Coley, Duffey, Fedor, Fende, Foley, Gardner, Garland, Gonzales, Goodwin, Goyal, Hagan, C., Hall, Hayes, Henne, Johnson, Letson, Luckie, Lundy, Martin, McClain, McKenney, Mecklenborg, Milkovich, Murray, Newbold, O'Brien, Patmon, Peterson, Phillips, Ramos, Roegner, Schuring, Sears, Slaby, Sprague, Sykes, Szollosi, Thompson, Uecker,

Wachtmann, Weddington, Young, Yuko, Speaker Batchelder

To amend section 124.341 and to enact section 117.103 of the Revised Code to require the Auditor of State to establish a fraud-reporting system for residents and public employees to file anonymous complaints of fraud and misuse of public funds by public offices or officials.

Sub. H. B. No. 21 -Representative Combs

Cosponsors: Representatives Roegner, Newbold, Stibelton, Amstutz, Anielski, Baker, Beck, Blair, Boose, Brenner, Bubb, Buchy, Butler, Coley, Derickson, Dovilla, Grossman, Hackett, Hagan, C., Hayes, Henne, Hollington, Huffman, Martin, McClain, Sears, Stautberg, Uecker, Wachtmann, Young, Speaker Batchelder

To amend sections 3319.22 and 3319.223 and to enact section 3319.227 of the Revised Code to qualify Teach for America participants for a resident educator license.

Attest:

Laura P. Clemens,
Clerk.

Said bills were considered the first time.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following concurrent resolution:

S. C. R. No. 2 -Senator Widener - et al.

Attest:

Laura P. Clemens,
Clerk.

The President signed said concurrent resolution.

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:

Appoints Senator Oelslager as a member of the Standing Committee on Rules

and Reference.

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 Wagoner as a member of the Standing Committee on Government Oversight and Reform

Appoints Senator Faber as a member of the Standing Committee on Government Oversight and Reform

On the motion of Senator Faber, the Senate adjourned until Thursday, March 24, 2011 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.