

OHIO

SENATE

JOURNAL

TUESDAY, MARCH 29, 2011

THIRTY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, March 29, 2011, 1:30 p.m.

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator Brown was selected to preside according to the rule.

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:

Sub. H. B. No. 21-Representative Combs, et al.

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.

To the Committee on Education.

Am. H. B. No. 66-Representative McGregor, et al.

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.

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

H. B. No. 123-Representative Hottinger, et al.

To amend sections 4121.12, 4121.123, 4121.125, 4121.32, 4121.41, 4121.44, 4121.68, 4123.35, 4123.512, and 4123.52 and to repeal sections 4121.124 and 4121.99 of the Revised Code to allow the Administrator of Workers' Compensation to waive criteria certain public employers must satisfy to become self-insuring employers; to require bills for medical and vocational rehabilitation services in claims that are ultimately denied to be paid from the Surplus Fund Account under specified circumstances; to make other changes to the Workers' Compensation Law; to make appropriations for

the Bureau of Workers' Compensation and for the Workers' Compensation Council for the biennium beginning July 1, 2011, and ending June 30, 2013; and to provide authorization and conditions for the operation of the Bureau's and the Council's programs.

To the Committee on Insurance, Commerce and Labor.

H. B. No. 124-Representative Hottinger, et al.

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2011, and ending June 30, 2013, and to provide authorization and conditions for the operation of Commission programs.

To the Committee on Insurance, Commerce and Labor.

Am. H. B. No. 159-Representatives Mecklenborg, Blessing, et al.

To amend sections 3501.01, 3503.14, 3503.16, 3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 3505.183, 3509.03, 3509.031, 3509.04, 3509.05, 3511.02, 3511.05, 3511.09, 4507.50, and 4507.52 of the Revised Code to generally require electors who appear at a polling place to vote or who cast absent voter's ballots in person to provide photo identification, to establish a process for electors who cannot afford photo identification to receive free photo identification, and to permit electors with a religious objection to being photographed to vote in person upon the execution of an affirmation to that effect.

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

S. B. No. 131-Senator Jordan, et al.

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.

To the Committee on Health, Human Services and Aging.

S. B. No. 132-Senator Patton.

To enact section 5533.359 of the Revised Code to designate the bridge that

will span the Cuyahoga River in Cuyahoga County and will be part of Interstate 90 and has an approximate scheduled completion date of late 2016 or early 2017 the "George V. Voinovich Bridge."

To the Committee on Highways and Transportation.

YES - 8: KEITH L. FABER, JIMMY STEWART, CHRIS WIDENER, 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 Lehner submitted the following report:

The standing committee on Education, to which was referred **S. B. No. 86**-Senator Sawyer, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Tavares, Hite, Obhof.

YES - 9: THOMAS SAWYER, SHIRLEY A. SMITH, CHARLETA B. TAVARES, PEGGY B. LEHNER, GAYLE MANNING, BILL BEAGLE, GARY W. CATES, CLIFF HITE, LARRY OBHOF.

NO - 0.

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

The report of the committee was accepted.

HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

Sub. S. B. No. 4-Senator Schaffer.

Cosponsors: Senators Daniels, Hughes, LaRose, Brown, Turner, Bacon,

Beagle, Cates, Faber, Gillmor, Grendell, Hite, Jones, Jordan, Lehner, Manning, Niehaus, Obhof, Patton, Seitz, Stewart, Tavares, Wagoner, Widener, Wilson. Representatives Amstutz, Carey, Gardner, Sears, Balderson, Adams, R., Anielski, Antonio, Baker, Barnes, Beck, Blair, Blessing, Boose, Brenner, Bulp, Buchy, Budish, Butler, Carney, Celeste, Coley, Combs, DeGeeter, Derickson, Dovilla, Driehaus, Duffey, Fedor, Fende, Garland, Gentile, Gerberry, Gonzales, Goyal, Hackett, Hagan, C., Hall, Hayes, Henne, Hottinger, Huffman, Johnson, Kozlowski, Letson, Luckie, Lundy, Maag, Mallory, Martin, McClain, Mecklenborg, Milkovich, Newbold, O'Brien, Peterson, Phillips, Pillich, Ramos, Rosenberger, Ruhl, Schuring, Slaby, Slesnick, Sprague, Stautberg, Stebelton, Stinziano, Sykes, Szollosi, Thompson, Uecker, Wachtmann, Weddington, Winburn, Young, Yuko, Speaker Batchelder.

To enact sections 117.46, 117.461, 117.462, 117.463, 117.47, 117.471, and 117.472 of the Revised Code to require performance audits of most state agencies, to loan funds to state agencies and local public offices to pay for performance audits, and to make an appropriation, were taken up.

The question being, "Shall the Senate concur in the House amendments to **Sub. S. B. No. 4**?"

Senator Kearney moved that the House amendments to **Sub. S. B. No. 4**, be informally passed and that it retain its place on the calendar.

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

The motion was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 133-Senators Bacon, Brown.

To amend section 3109.16 of the Revised Code to permit the Ohio Children's Trust Fund to obtain public and private funds for the purpose of child abuse and child neglect prevention.

S. B. No. 134-Senator Wagoner.

To enact section 5.2267 of the Revised Code to designate March 29 as "Vietnam Veterans' Day."

S. B. No. 135-Senator Kearney.
Cosponsors: Senators Smith, Turner, Wagoner.

To enact section 5.2267 of the Revised Code to designate the month of September as "Craniofacial Acceptance Month."

OFFERING OF RESOLUTIONS

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

S. R. No. 46-Senator Patton.

Honoring the Brecksville-Broadview Heights High School gymnastics team on winning the 2011 State Championship.

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

So the resolution was adopted.

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 bill:

Am. Sub. H. B. No. 114 -Representative McGregor - et al.

Attest:

Laura P. Clemens,
Clerk.

The President signed said bill.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 4981.361 of the Ohio Revised Code, the President of the Senate appoints the following senator to serve on the Midwest Interstate Passenger Rail Compact:

Senator Patton

On the motion of Senator Kearney, the Senate adjourned until Wednesday, March 30, 2011 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.