

**OHIO**

**SENATE**

**JOURNAL**

**TUESDAY, MAY 8, 2012**

ONE HUNDRED SEVENTY-SIXTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, May 8, 2012, 1:30 p.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 Lehner submitted the following report:

The standing committee on Education, to which was referred **S. B. No. 316**-Senator Lehner, having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 9: PEGGY B. LEHNER, GAYLE MANNING, BILL BEAGLE, BILL COLEY, LARRY OBHOF, THOMAS SAWYER, NINA TURNER, CLIFF HITE, JOSEPH SCHIAVONI.

NO - 0.

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

The report of the committee was accepted.

Senator Schaffer submitted the following report:

The standing committee on Ways and Means and Economic Development, to which was referred **Sub. H. B. No. 327**-Representative Gonzales, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Schaffer, Beagle, Tavares.

YES - 8: TIMOTHY O. SCHAFFER, BILL BEAGLE, KEVIN BACON, CHARLETA B. TAVARES, LOU GENTILE, GAYLE MANNING, TOM PATTON, CHRIS WIDENER.

NO - 1: MICHAEL J. SKINDELL.

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

The report of the committee was accepted.

Senator Schaffer submitted the following report:

The standing committee on Ways and Means and Economic Development, to which was referred **H. B. No. 331**-Representatives Dovilla, Bupp, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

Between lines 49 and 50, insert:

" The council is a public body for purposes of section 121.22 of the Revised Code. In addition to the exceptions specified in division (G) of section 121.22 of the Revised Code, and in accordance with the procedures specified in that division, the council may hold an executive session for the sole purpose of considering details relative to the security arrangements and emergency response protocols for any state or local government entity, including state institutions of higher education, considered in the course of the council's duties."

In line 14, delete " or"

In line 15, delete " JobsOhio"

In line 59, delete " or JobsOhio"

In line 53, delete all after " (F)"

Delete lines 54 through 56

In line 57, delete " (2) If" and insert " As"; delete all after the second "the"

Delete line 58

In line 59 delete all before " shall" and insert " office of information security and privacy management within the department of administrative services"

In line 60, after " council" insert " as necessary"

Co-Sponsor: Schaffer.

YES - 9: CHARLETA B. TAVARES, MICHAEL J. SKINDELL,  
LOU GENTILE, TIMOTHY O. SCHAFFER, BILL  
BEAGLE, GAYLE MANNING, TOM PATTON, CHRIS  
WIDENER, KEVIN BACON.

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. 340**-Senators Niehaus, Kearney.

To amend sections 171.04, 742.01, 742.04, 742.10, 742.14, 742.16, 742.30, 742.301, 742.31, 742.32, 742.33, 742.34, 742.35, 742.37, 742.3711, 742.3716, 742.38, 742.39, 742.44, 742.442, 742.443, 742.444, 742.45, 742.63, and 742.64; to enact sections 742.012, 742.013, and 742.161; and to repeal section 742.011 of the Revised Code to revise the law governing the Ohio Police and Fire Pension Fund.

**S. B. No. 341**-Senators Niehaus, Kearney.

To amend sections 3309.05, 3309.051, 3309.061, 3309.07, 3309.072, 3309.074, 3309.075, 3309.10, 3309.15, 3309.21, 3309.22, 3309.23, 3309.26, 3309.28, 3309.33, 3309.34, 3309.341, 3309.343, 3309.35, 3309.353, 3309.354, 3309.36, 3309.362, 3309.371, 3309.373, 3309.376, 3309.379, 3309.3710, 3309.3711, 3309.39, 3309.401, 3309.41, 3309.44, 3309.45, 3309.46, 3309.47, 3309.50, 3309.51, 3309.69, and 3309.88; to enact new section 3309.571 and sections 3309.392 and 3309.474; and to repeal sections 3309.38 and 3309.571 of the Revised Code to revise the law governing the School Employees Retirement System.

**S. B. No. 342**-Senators Niehaus, Kearney.

To amend sections 3305.06, 3307.01, 3307.031, 3307.04, 3307.14, 3307.142, 3307.20, 3307.214, 3307.25, 3307.251, 3307.252, 3307.26, 3307.28, 3307.33, 3307.35, 3307.351, 3307.352, 3307.371, 3307.39, 3307.391, 3307.42, 3307.46, 3307.47, 3307.50, 3307.501, 3307.51, 3307.512, 3307.52, 3307.53, 3307.56, 3307.561, 3307.562, 3307.563, 3307.57, 3307.58, 3307.59, 3307.60, 3307.62, 3307.63, 3307.631, 3307.64, 3307.66, 3307.661, 3307.67, 3307.671, 3307.694, 3307.71, 3307.711, 3307.712, 3307.72, 3307.73, 3307.74, 3307.75, 3307.751, 3307.752, 3307.76, 3307.761, 3307.763, 3307.764, 3307.77, 3307.771, 3307.78, 3307.79, 3307.80, 3307.81, 3307.811, 3307.812, 3307.83, 3307.84, 3307.86, 3307.87, 3307.89, 3307.98, and 3313.975; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 3307.64 (3307.48) and 3307.70 (3307.701); to enact new section 3307.70 and section 3307.143; and to repeal sections 3307.54, 3307.61, 3307.741, 3307.88, 3307.881, and 3307.882 of the Revised Code to revise the law governing the State Teachers Retirement System.

**S. B. No. 343**-Senators Niehaus, Kearney.

To amend sections 101.92, 101.93, 145.01, 145.04, 145.041, 145.05, 145.057, 145.06, 145.09, 145.19, 145.191, 145.192, 145.193, 145.20, 145.201, 145.22, 145.23, 145.27, 145.28, 145.29, 145.291, 145.293, 145.294, 145.295, 145.297, 145.298, 145.299, 145.2911, 145.2912, 145.2913, 145.2914, 145.30, 145.301, 145.32, 145.323, 145.33, 145.331, 145.35, 145.36, 145.361, 145.362, 145.37, 145.38, 145.383, 145.384, 145.39, 145.40, 145.401, 145.41, 145.43, 145.45, 145.452, 145.46, 145.461, 145.462, 145.47, 145.473, 145.48, 145.483, 145.49, 145.51, 145.54, 145.56, 145.561, 145.563, 145.58, 145.62, 145.63, 145.64, 145.813, 145.814, 145.82, 145.83, 145.87, 145.92, 145.95, 145.97, 742.63, 2329.66, 2921.13, 3105.80, 3305.06, 3305.57, 3309.312, 3309.35, and 3375.411; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 145.29 (145.292) and 145.325 (145.584); to enact new sections 145.29 and 145.332 and sections 145.016, 145.017, 145.036, 145.037, 145.038, 145.101, 145.194, 145.195, 145.2915, 145.2916, 145.363, 145.431, 145.574, 2901.431, and 2929.194; and to repeal sections 145.02, 145.292, 145.321, 145.322, 145.324, 145.326, 145.327, 145.328, 145.329, 145.3210, 145.3211, 145.3212, 145.3213, 145.332, 145.34, 145.42, and 145.44 of the Revised Code to revise the law governing the Public Employees Retirement System.

**OFFERING OF RESOLUTIONS**

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

**S. R. No. 250**-Senator Coley.

Honoring the Miami University synchronized skating team on winning the 2012 U.S. National championship.

**S. R. No. 251**-Senator Balderson.

Honoring Emma McLaughlin as the 2012 Ohio "Doodle 4 Google" winner.

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

So the resolutions were 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. H. B. No. 244** -Representatives Gonzales, Roegner - et al.

Attest:

Jennifer E. Woodring,  
Clerk.

The President signed said bill.

On the motion of Senator Eklund, the Senate adjourned until Wednesday,  
May 9, 2012 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.