

OHIO

SENATE

JOURNAL

THURSDAY, MAY 12, 2011

FIFTY-FIRST DAY
Senate Chamber, Columbus, Ohio
Thursday, May 12, 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 Daniels 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 Oelslager submitted the following report:

The standing committee on Health, Human Services and Aging, to which was referred **S. B. No. 101**-Senator Patton, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Tavares.

YES - 6: CHARLETA B. TAVARES, SHIRLEY A. SMITH,
EDNA BROWN, SCOTT OELSLAGER, JIMMY
STEWART, KRIS JORDAN.

NO - 0.

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

The report of the committee was accepted.

Senator Oelslager submitted the following report:

The standing committee on Health, Human Services and Aging, to which was referred **Sub. H. B. No. 93**-Representatives Burke, Johnson, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 9: SHIRLEY A. SMITH, CHARLETA B. TAVARES,
EDNA BROWN, JIMMY STEWART, SHANNON
JONES, KAREN GILLMOR, KRIS JORDAN, GARY W.
CATES, SCOTT OELSLAGER.

NO - 0.

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

The report of the committee was accepted.

Senator Wagoner submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **S. B. No. 122**-Senator Oelslager, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Kearney.

YES - 9: ERIC H. KEARNEY, MARK D. WAGONER, SCOTT OELSLAGER, KEITH L. FABER, BILL SEITZ, KAREN GILLMOR, NINA TURNER, LARRY OBHOF, MICHAEL J. SKINDELL.

NO - 0.

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

The report of the committee was accepted.

Senator Wagoner submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Am. H. B. No. 5**-Representative Huffman, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Seitz, Obhof, Kearney, Wagoner.

YES - 9: BILL SEITZ, KAREN GILLMOR, LARRY OBHOF, ERIC H. KEARNEY, NINA TURNER, SCOTT OELSLAGER, MARK D. WAGONER, KEITH L. FABER, MICHAEL J. SKINDELL.

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. 169-Senator Grendell.

To amend sections 2915.01, 2915.08, 2915.081, 2915.09, 2915.095, 2915.101, and 2915.12 and to enact sections 2915.083 and 2915.096 of the Revised Code to permit veterans, fraternal, and sporting organizations to

conduct charitable electronic instant bingo.

S. B. No. 170-Senator Grendell.

Cosponsors: Senators Seitz, Cafaro, Gillmor, Patton, LaRose, Wagoner, Stewart, Manning, Hite, Jordan.

To amend sections 1501.33, 1521.04, 1522.03, and 1522.05, to enact sections 1522.10, 1522.101, and 1522.11 to 1522.20, and to repeal section 1522.07 of the Revised Code to establish a program for the issuance of permits for the withdrawal and consumptive use of waters from the Lake Erie basin.

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, Charles P. Adams, from Wadsworth, Medina County, Ohio, as a Member of the Technical Advisory Council on Oil and Gas for a term beginning April 29, 2011 and ending at the close of business January 31, 2013, replacing Roy Rushing, 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 29th day of April 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, Douglas W. Gonzalez, from Canton, Stark County, Ohio, as a Member of the Technical Advisory Council on Oil and Gas for a new term beginning April 29, 2011 and ending at the close of business January 31, 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 April 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. Gary Kaster, from McConnelsville, 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.

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

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 6th day of May 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:

Sub. H. B. No. 121 -Representative Rosenberger

Cosponsors: Representatives Gonzales, O'Brien, Mecklenborg, Beck, Pillich, Johnson, Thompson, Bubp, Martin, Slaby, Fende, Fedor, Yuko, Adams, R., Amstutz, Anielski, Baker, Balderson, Barnes, Blair, Blessing, Boose, Brenner, Buchy, Budish, Burke, Butler, Carey, Carney, Celeste, Clyde, Coley, Combs, Damschroder, DeGeeter, Derickson, Dovilla, Driehaus, Duffey, Foley, Gardner, Garland, Gentile, Gerberry, Goodwin, Goyal, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hottinger, Huffman, Kozlowski, Landis, Letson, Luckie, Lundy, Maag, Mallory, McClain, McGregor, McKenney, Milkovich, Murray, Newbold, Okey, Patmon, Peterson, Phillips, Reece, Roegner, Ruhl, Schuring, Sears, Sprague, Stautberg, Stinziano, Sykes, Szollosi, Uecker, Wachtmann, Weddington, Williams, Winburn, Young, Speaker Batchelder

To amend sections 3109.04 and 3109.051 of the Revised Code regarding child custody and visitation rights of parents called to active military service.

Attest:

Laura P. Clemens,

Clerk.

Said bill was considered the first time.

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:

H. B. No. 54 -Representatives Maag, Martin

Cosponsors: Representatives Adams, J., Adams, R., Balderson, Beck, Boose, Bulp, Derickson, Grossman, Kozlowski, McGregor, Mecklenborg, Uecker, Young, Amstutz, Pillich, Hayes, Slaby, Blair, Blessing, Brenner, Buchy, Butler, Combs, Dovilla, Goodwin, Hackett, Hagan, C., Hall, Henne, Johnson, Letson, Newbold, Roegner, Rosenberger, Ruhl, Sears, Stautberg, Speaker Batchelder

To amend sections 2923.13 and 2923.14 of the Revised Code to conform the restoration of civil firearm rights with federal law and U.S. Supreme Court case law; to eliminate the prohibition against persons with certain misdemeanor drug offense convictions acquiring or possessing firearms or dangerous ordnance; and to allow restoration of civil firearm rights for firearms that are dangerous ordnance.

H. B. No. 45 -Representatives Bulp, Johnson

Cosponsors: Representatives Adams, J., Adams, R., Amstutz, Balderson, Beck, Blair, Blessing, Boose, Brenner, Burke, Damschroder, Derickson, Dovilla, Hackett, Hayes, Huffman, Kozlowski, Maag, Martin, Rosenberger, Ruhl, Sears, Slaby, Snitchler, Stautberg, Thompson, Uecker, Young, Buchy, Combs, Goodwin, Hall, Henne, Mecklenborg, Newbold, Wachtmann

To amend sections 2923.121, 2923.128, and 2923.16 of the Revised Code to permit a concealed carry licensee to possess a firearm in any liquor permit premises, or any open air arena, for which a D permit has been issued if the licensee is not consuming liquor or under the influence of alcohol or a drug of abuse and to modify the offense of improperly handling firearms in a motor vehicle as it applies to concealed carry licensees.

Attest:

Laura P. Clemens,
Clerk.

Said bills were considered the first time.

On the motion of Senator Obhof, the Senate adjourned until Tuesday, May 17, 2011 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.