

OHIO

SENATE

JOURNAL

THURSDAY, JUNE 30, 2011

SEVENTIETH DAY
Senate Chamber, Columbus, Ohio
Thursday, June 30, 2011, 9:30 a.m.

The Senate met pursuant to adjournment.

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

Senator Beagle was selected to preside according to the rule.

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

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 191-Senators Hughes, Wilson.

Cosponsor: Senator Jordan.

To enact section 2907.12 of the Revised Code to make engaging in an act of sexual bestiality a criminal offense.

S. B. No. 192-Senators Turner, Tavares.

To amend sections 3301.079, 3313.60, and 3313.603 of the Revised Code to include content on specified historical documents in the state academic standards and in the high school American history and government curriculum.

S. B. No. 193-Senator Seitz.

Cosponsor: Senator Patton.

To amend sections 4737.04 and 4737.99 of the Revised Code to require scrap metal dealers to take and keep as part of the sales record a photograph of each person selling or giving an article to the dealer.

OFFERING OF RESOLUTIONS

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

S. R. No. 107-Senator Patton.

Honoring the City of Westlake on its Bicentennial.

S. R. No. 108-Senator Bacon.

Honoring Rachel Muha as the winner of a national 2011 Jefferson Award and the Jacqueline Kennedy Onassis Award for Public Service.

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

So the resolutions were 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, Thomas M. Bobst, OD, FAAO, from Rocky River, Cuyahoga County, Ohio, as a Member of the State Board of Optometry for a term beginning June 1, 2011 and ending at the close of business September 24, 2015, replacing Rhonda B. Riles, 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 1st day of June 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, Chauncey A. Cochran, from New Albany, Franklin County, Ohio, as a Member of the Bureau of Workers' Compensation Board of Directors for a term beginning June 12, 2011 and ending at the close of business June 11, 2014, replacing Larry Price, 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 7th day of June 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, Karen L. Gillmor, Republican, from Tiffin, Seneca County, Ohio, as a Member of the Industrial Commission of Ohio for a term beginning July 1, 2011 and ending at the close of business June 30, 2017, replacing Kevin R. Abrams, 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 10th day of June 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, Peggy Griffith, from Deerfield, Portage County, Ohio, as a Member of the Bureau of Workers' Compensation Board of Directors for a term beginning June 12, 2011 and ending at the close of business June 11, 2014, replacing Thomas R. Pitts, 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 7th day of June 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, David W. Johnson, from Summitville, Columbiana County, Ohio, as a Member of the Bureau of Workers' Compensation Board of Directors for a term beginning June 12, 2011 and ending at the close of business June 11, 2014, replacing James A. Hummel, 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 7th day of June in the year of our Lord, two thousand and eleven.

[Seal]

John R. Kasich,
Governor.

Said appointments were referred to the Committee on Rules.

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. Sub. H. B. No. 125 -Representative Wachtmann

Cosponsors: Representatives Henne, Buchy, Blessing, Rosenberger, Amstutz, McClain, Stautberg, Maag, Bulp, Adams, J., Snitchler, Sears, Roegner, Burke, Grossman, Hottinger, Johnson, Martin, Gardner, Combs, Beck, Schuring, Goodwin, Adams, R., Young, Brenner, Huffman, Hall, Mecklenborg, Slaby, Carey, Blair, Gonzales, Hackett, Kozlowski, Balderson, Hayes, Baker, Dovilla, Boose, Peterson, Derickson, Ruhl, Landis, Sprague, Newbold, Thompson, Uecker, Butler, Conditt, Hagan, C., Speaker Batchelder

To amend section 4731.22 and to enact section 2919.19 of the Revised Code to generally prohibit an abortion of an unborn human individual with a detectable fetal heartbeat.

Sub. H. B. No. 14 -Representative Sears

Cosponsors: Representatives Winburn, Garland, Bulp, Duffey, Gardner, Lundy, Szollosi, Wachtmann, Speaker Batchelder

To amend sections 955.08, 955.11, 955.22, 955.99, 1901.18, and 1907.031 and to enact sections 955.222 and 955.54 of the Revised Code to remove pit bulls from the definition of "vicious dog" in state law, to establish a process by which owners, keepers, or harborers of dogs that have been designated as nuisance, dangerous, or vicious may appeal that designation, to define a "nuisance dog," to change the definitions of a "dangerous dog" and a "vicious dog," to require the owner of a dangerous dog to obtain a dangerous dog registration certificate, to prohibit certain felons from owning dogs under certain conditions, and to change the penalties involving ownership of nuisance, dangerous, and vicious dogs.

H. B. No. 78 -Representatives Uecker, Roegner

Cosponsors: Representatives Adams, J., Snitchler, Henne, Brenner, Beck, Boose, McClain, Grossman, Thompson, Stautberg, Martin, Huffman, Kozlowski, Dovilla, Derickson, Hall, Combs, Slaby, Hottinger, Goodwin, Carey, Maag, Gardner, Bulp, Hayes, Mecklenborg, Blessing, Young, Sears, Hackett, Butler, Johnson, Amstutz, Wachtmann, Blair, Schuring, Buchy, Gonzales, Newbold, Rosenberger, McKenney, Burke, Adams, R., Balderson, Conditt, Driehaus, Hagan, C., Peterson, Sprague, Speaker Batchelder

To amend sections 2305.11, 2307.52, 2919.16, and 4731.22, to enact new sections 2919.17 and 2919.18, to enact section 2919.171, and to repeal sections 2919.17 and 2919.18 of the Revised Code to revise the criminal laws governing post-viability abortions.

H. B. No. 79 -Representatives Bulp, Uecker

Cosponsors: Representatives Adams, J., Amstutz, Beck, Blair, Boose, Brenner, Butler, Carey, Combs, Gardner, Grossman, Hackett, Hall, Hayes, Henne, Hottinger, Huffman, Maag, Martin, McClain, Ruhl, Slaby, Wachtmann, Young, Goodwin, Burke, Johnson, Sears, Adams, R., Buchy, Conditt, Derickson, Dovilla, Hagan, C., Mecklenborg, Newbold, Roegner, Rosenberger, Stautberg, Thompson, Speaker Batchelder

To enact section 3901.87 of the Revised Code to prohibit qualified health plans from providing coverage for certain abortions.

Am. H. B. No. 99 -Representatives Damschroder, Garland

Cosponsors: Representatives Antonio, Boyd, Celeste, Clyde, DeGeeter, Derickson, Dovilla, Fende, Goyal, Grossman, Hackett, Heard, Hottinger, Mallory, Murray, Okey, Pillich, Ruhl, Stebelton, Stinziano, Szollosi, Winburn, Yuko, Anielski, Barnes, Boose, Bulp, Budish, Fedor, Gerberry, Hagan, C., Hagan, R., Hayes, Johnson, Letson, Luckie, Lundy, McClain, McGregor, Newbold, O'Brien, Slaby, Weddington, Speaker Batchelder

To amend section 4508.02 and to enact section 4511.204 of the Revised Code to prohibit driving a vehicle while writing, sending, or reading a text-based communication on an electronic wireless communications device and to require driver education courses to include instruction in the dangers of texting while driving.

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 House of Representatives has concurred in the Senate amendments to:

Am. H. J. R. No. 1 -Representatives Huffman, Fende - et al.

Attest: Laura P. Clemens,
Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the Senate amendments to:

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

Sub. H. B. No. 277 -Representatives Blessing, Gerberry - et al.

Attest: Laura P. Clemens,
Clerk.

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 bills:

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

Am. H. B. No. 188 -Speaker Batchelder - et al.

Sub. H. B. No. 229 -Representative Buchy - et al.

Sub. H. B. No. 231 -Representative Wachtmann - et al.

Sub. H. B. No. 277 -Representatives Blessing, Gerberry - et al.

Attest: Laura P. Clemens,
Clerk.

The President signed said bills.

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 joint resolution:

Am. H. J. R. No. 1 -Representatives Huffman, Fende - et al.

Attest: Laura P. Clemens,
Clerk.

The President signed said joint resolution.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has agreed to the report of the Committee of Conference on matters of difference between the two houses on:

Am. Sub. H. B. No. 153 -Representative Amstutz - et al.

Attest: Laura P. Clemens,
Clerk.

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. 194 -Representatives Mecklenborg, Blessing - et al.

Attest: Laura P. Clemens,
Clerk.

The President signed said bill.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the Senate amendments to:

Am. Sub. H. B. No. 194 -Representatives Mecklenborg, Blessing - et al.

Attest: Laura P. Clemens,
Clerk.

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. 153 -Representative Amstutz - et al.

Attest: Laura P. Clemens,
Clerk.

The President signed said bill.

On the motion of Senator LaRose, the Senate adjourned until Tuesday, July 5, 2011 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.