

OHIO

SENATE

JOURNAL

TUESDAY, MAY 27, 2014

ONE HUNDRED EIGHTY-SIXTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, May 27, 2014, 1:30 p.m.

The Senate met pursuant to adjournment.

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

Senator LaRose 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 Eklund submitted the following report:

The standing committee on Criminal Justice, to which was referred **S. B. No. 207**-Senators Patton, Manning, having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: JOHN EKLUND, ERIC H. KEARNEY, BILL SEITZ, JIM HUGHES, PEGGY B. LEHNER, LARRY OBHOF, FRANK LAROSE, TIMOTHY O. SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

Senator Eklund submitted the following report:

The standing committee on Criminal Justice, to which was referred **Sub. H. B. No. 129**-Representative Stautberg, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: JOHN EKLUND, ERIC H. KEARNEY, BILL SEITZ, FRANK LAROSE, PEGGY B. LEHNER, LARRY OBHOF, TIMOTHY O. SCHAFFER, JIM HUGHES.

NO - 0.

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

The report of the committee was accepted.

Senator Eklund submitted the following report:

The standing committee on Criminal Justice, to which was referred **Am.**

Sub. H. B. No. 130-Representative Fedor, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Kearney, LaRose, Lehner, Obhof.

YES - 8: JOHN EKLUND, ERIC H. KEARNEY, BILL SEITZ,
FRANK LAROSE, PEGGY B. LEHNER, LARRY
OBHOF, TIMOTHY O. SCHAFFER, JIM HUGHES.

NO - 0.

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

The report of the committee was accepted.

Senator Eklund submitted the following report:

The standing committee on Criminal Justice, to which was referred **Am. Sub. H. B. No. 309**-Representatives Pelanda, Antonio, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Kearney, LaRose.

YES - 7: JOHN EKLUND, ERIC H. KEARNEY, BILL SEITZ, JIM
HUGHES, FRANK LAROSE, PEGGY B. LEHNER,
TIMOTHY O. SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

REPORTS OF CONFERENCE COMMITTEES

Senator Patton submitted the following report:

The Committee of Conference to which the matters of difference between the two houses were referred on Sub. S.B. 172, Patton – et al., having had the same under consideration, recommends to the respective houses as follows:

The bill as passed by the House with the following amendments:

In line 2037, reinsert "For the purposes of"

In line 2038, reinsert "this division,"; after " as" insert " occupied real properties" includes all real properties that are not unoccupied as that term is defined"; reinsert "in section"

Reinsert line 2039

Managers on the Part of the
Senate

Managers on the Part of the
House

/S/ SENATOR THOMAS F. PATTON
SENATOR THOMAS F. PATTON

/S/ REPRESENTATIVE TERRY BLAIR
REPRESENTATIVE TERRY BLAIR

/S/ SENATOR WILLIAM P. COLEY, II
SENATOR WILLIAM P. COLEY, II

/S/ REPRESENTATIVE RICHARD N. ADAMS
REPRESENTATIVE RICHARD N.
ADAMS

/S/ SENATOR MICHAEL J. SKINDELL
SENATOR MICHAEL J. SKINDELL

/S/ REPRESENTATIVE KEVIN BOYCE
REPRESENTATIVE KEVIN BOYCE

The report of the Committee of Conference was laid over under the rule.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 85-Representatives Terhar, Gonzales.

Cosponsors: Representatives Pillich, Brenner, Boose, Sprague, Retherford, Becker, Derickson, Reece, Amstutz, Beck, Hayes, McClain, Hall, Antonio, Dovilla, Adams, J., Adams, R., Anielski, Ashford, Baker, Barborak, Barnes, Bishoff, Blair, Blessing, Boyce, Boyd, Brown, Buchy, Burkley, Butler, Carney, Celebrezze, Cera, Conditt, Curtin, Damschroder, DeVitis, Driehaus, Duffey, Fedor, Gerberry, Green, Grossman, Hackett, Hagan, C., Hagan, R., Henne, Hill, Hood, Hottinger, Huffman, Johnson, Kunze, Landis, Letson, Lundy, Lynch, Maag, Mallory, McGregor, Milkovich, O'Brien, Patmon, Patterson, Pelanda, Perales, Phillips, Ramos, Rogers, Romanchuk, Rosenberger, Ruhl, Scherer, Schuring, Sears, Sheehy, Slaby, Slesnick, Smith, Stebelton, Stinziano, Sykes, Thompson, Williams, Winburn, Young, Speaker Batchelder. Senators Coley, LaRose.

To amend sections 323.151, 323.152, 323.153, 4503.064, 4503.065, and 4503.066 of the Revised Code to enhance the homestead exemption for military veterans who are 100% disabled from a service-connected disability, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 85**, pass?"

On the motion of Senator Obhof, **Sub. H. B. No. 85** was informally passed and retained its place on the calendar.

Sub. H. B. No. 314-Representatives Baker, Kunze.

Cosponsors: Representatives Hagan, C., Landis, Antonio, Sprague, Boose, Smith, Stebelton, Hood, Green, Sears, Driehaus, Patterson, O'Brien, Becker,

Wachtmann, Hill, Schuring, Amstutz, Beck, Blair, Brown, Buchy, Burkley, Derickson, Dovilla, Hayes, Henne, Lynch, McClain, Pelanda, Perales, Pillich, Rosenberger, Ruhl, Sheehy, Slaby, Strahorn, Terhar, Thompson, Young, Speaker Batchelder. Senators Brown, Tavares.

To amend sections 307.627, 307.629, 4715.30, 4723.28, 4723.481, 4725.19, 4730.25, 4730.41, 4731.22, and 5119.391 and to enact sections 3719.061 and 5119.392 of the Revised Code regarding informed consent requirements for opioid prescriptions issued to minors, disclosure of medical and other information to child fatality review boards and fetal and infant mortality review teams, and the location of methadone treatment facilities, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 314**, pass?"

On the motion of Senator Obhof, **Sub. H. B. No. 314** was informally passed and retained its place on the calendar.

H. B. No. 399-Representatives Sheehy, Sprague.

Cosponsors: Representatives Amstutz, Ramos, Phillips, Baker, Strahorn, Duffey, Buchy, Driehaus, Derickson, Hackett, Barborak, Smith, Hood, Stinziano, Wachtmann, Antonio, Barnes, Bishoff, Brown, Carney, Johnson, Schuring, Sears, Adams, R., Anielski, Ashford, Beck, Blair, Blessing, Boose, Boyce, Brenner, Burkley, Butler, Celebrezze, Curtin, Damschroder, DeVitis, Fedor, Foley, Gerberry, Green, Hagan, C., Hall, Hayes, Heard, Hill, Kunze, Landis, Letson, Lundy, Mallory, McClain, McGregor, Milkovich, O'Brien, Patmon, Patterson, Pelanda, Rosenberger, Ruhl, Scherer, Slaby, Stebelton, Sykes, Terhar, Thompson, Winburn, Speaker Batchelder. Senator Tavares.

To amend section 5.2269 of the Revised Code to designate the first Friday of May as "Prescription Drug Abuse Awareness and Education Day", was considered the third time.

The question being, "Shall the bill, **H. B. No. 399**, pass?"

On the motion of Senator Obhof, **H. B. No. 399** was informally passed and retained its place on the calendar.

Sub. H. B. No. 492-Representative Scherer.

Cosponsors: Representatives Amstutz, McClain, Anielski, Beck, Blessing, Boose, Brown, Budish, Burkley, Carney, Celebrezze, Damschroder, Duffey, Green, Hackett, Hagan, C., Henne, Huffman, Letson, McGregor, Milkovich, O'Brien, Patmon, Pelanda, Rogers, Ruhl, Sears, Sprague, Stebelton, Stinziano, Terhar, Thompson, Speaker Batchelder.

To amend sections 122.17, 122.171, 122.86, 166.21, 718.15, 718.151, 3734.905, 4921.13, 4921.19, 5703.05, 5703.056, 5703.059, 5703.21, 5727.47,

5727.91, 5735.01, 5735.026, 5735.05, 5735.062, 5735.07, 5735.09, 5735.12, 5735.141, 5735.23, 5736.01, 5736.02, 5736.03, 5736.04, 5736.06, 5736.09, 5736.13, 5743.01, 5743.021, 5743.024, 5743.025, 5743.03, 5743.04, 5743.05, 5743.051, 5743.112, 5743.52, 5743.65, 5747.08, 5747.98, 5751.01, and 5751.20, to enact sections 5703.77, 5736.041, and 5736.50, and to repeal sections 183.35, 5726.08, 5733.30, 5735.16, 5743.06, and 5745.10 of the Revised Code to provide authorization and conditions for the levy and administration of taxes in this state and to make an appropriation, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 492**, pass?"

On the motion of Senator Obhof, **Sub. H. B. No. 492** was informally passed and retained its place on the calendar.

Sub. S. B. No. 54-Senators Kearney, Eklund.

Cosponsors: Senators Cafaro, Gentile, Smith, Sawyer, Tavares, Schiavoni, Turner, Lehner, Jones.

To enact section 3702.40 of the Revised Code to require a mammography facility to include certain information in the mammography report summary sent to a patient under federal law if the patient's mammogram demonstrates the presence of dense breast tissue, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 54**, pass?"

On the motion of Senator Obhof, **Sub. S. B. No. 54** was informally passed and retained its place on the calendar.

Sub. S. B. No. 272-Senators Cafaro, Eklund.

Cosponsors: Senators Coley, Smith, LaRose, Brown.

To enact section 5.2288 of the Revised Code to designate March as "Ohio Maple Syrup Products Month", was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 272**, pass?"

On the motion of Senator Obhof, **Sub. S. B. No. 272** was informally passed and retained its place on the calendar.

OFFERING OF RESOLUTIONS

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

S. R. No. 341-Senator Hughes.

Honoring Stanislas Jean-Marie Wielezynski as a Knight of the National

Order of Merit.

S. R. No. 342-Senator Gardner.

Honoring the Sylvania Southview High School Mock Trial team as the 2014 State Champion.

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 House of Representatives has concurred in the passage of the following bill:

Am. Sub. S. B. No. 192-Senator Manning

Cosponsors: Senators Patton, Seitz, Skindell, Hite, Peterson, Balderson, Burke, Coley, Eklund, Gardner, Lehner Representatives Hall, Boose, Thompson, Cera, Barborak, Burkley, Curtin, Damschroder, Hill, Landis, Lynch, Patterson, Retherford, Scherer, Anielski, Baker, Beck, Blessing, Brown, Buchy, Celebrezze, Hackett, Hayes, Johnson, McClain, McGregor, Milkovich, O'Brien, Phillips, Pillich, Ramos, Rogers, Ruhl, Slaby, Sprague, Winburn, Speaker Batchelder

To enact section 901.50 of the Revised Code to grant the Director of Agriculture exclusive authority to regulate invasive plant species.

With the following additional amendment, in which the concurrence of the Senate is requested.

In line 11, after " feed" insert " in accordance with generally accepted agricultural practices, including all plants authorized by the animal and plant health inspection service in the United States department of agriculture"

Attest:

Bradley J. Young,
Clerk.

Said amendments were laid over under the rule.

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. 165 -Representative Roegner - et al.

Sub. H. B. No. 484-Representatives Rosenberger, Brown - et al.

Am. Sub. S. B. No. 245-Senators Coley, Seitz - et al.

Sub. S. B. No. 260 -Senator Patton - et al.

S. B. No. 275 -Senator Hite - et al.

Attest:

Bradley J. Young,
Clerk.

The President signed said bills.

On the motion of Senator Obhof, the Senate adjourned until Wednesday,
May 28, 2014 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.