

**OHIO**

**SENATE**

**JOURNAL**

**WEDNESDAY, JUNE 19, 2013**

SIXTY-SECOND DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, June 19, 2013, 1:30 p.m.**

The Senate met pursuant to adjournment.

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

Senator Oelslager 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 Bacon submitted the following report:

The standing committee on Commerce and Labor, to which was referred **Sub. H. B. No. 37**-Representatives Duffey, Scherer, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Brown, Uecker, Bacon.

YES - 7: SHANNON JONES, EDNA BROWN, NINA TURNER,  
JOE UECKER, BILL SEITZ, JOHN EKLUND, KEVIN  
BACON.

NO - 1: KRIS JORDAN.

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

The report of the committee was accepted.

Senator Beagle submitted the following report:

The standing committee on Workforce and Economic Development, to which was referred **Sub. H. B. No. 2**-Representatives Derickson, Brown, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 9: PEGGY B. LEHNER, TIMOTHY O. SCHAFFER, TROY  
BALDERSON, JOSEPH SCHIAVONI, CHARLETA B.  
TAVARES, GAYLE MANNING, BILL BEAGLE,  
CHRIS WIDENER, RANDY GARDNER.

NO - 1: MICHAEL J. SKINDELL.

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

The report of the committee was accepted.

Senator Burke submitted the following report:

The standing committee on State Government Oversight and Reform, to which was referred **S. B. No. 3**-Senator LaRose, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 10: DAVE BURKE, JOE UECKER, BILL COLEY, KEVIN BACON, FRANK LAROSE, SHIRLEY A. SMITH, EDNA BROWN, BILL SEITZ, MICHAEL J. SKINDELL, CHRIS WIDENER.

NO - 0.

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

The report of the committee was accepted.

Senator Coley submitted the following report:

The standing committee on Civil Justice, to which was referred **S. B. No. 98**-Senators Obhof, Kearney, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

In line 490, delete " (1)" and insert " (a)"

In line 491, delete " (2)" and insert " (b)"

In line 529, delete " (1)" and insert " (a)"

In line 530, delete " (2)" and insert " (b)"

Co-Sponsors: Brown, Uecker.

YES - 9: BILL COLEY, EDNA BROWN, MICHAEL J. SKINDELL, KEVIN BACON, JOHN EKLUND, JOE UECKER, ERIC H. KEARNEY, BILL SEITZ, SCOTT OELSLAGER.

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 **S. B. No. 141**-Senators Obhof, Hughes, having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 7: BILL SEITZ, JIM HUGHES, TIMOTHY O. SCHAFFER,  
JOHN EKLUND, THOMAS SAWYER, JOSEPH  
SCHIAVONI, FRANK LAROSE.

NO - 0.

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

The report of the committee was accepted.

Senator LaRose submitted the following report:

The standing committee on Public Safety, Local Government, and Veterans Affairs, to which was referred **Sub. H. B. No. 98**-Representatives Gonzales, Retherford, et al., having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

In line 669, after "agency" insert " . not later than December 31, 2013."

Co-Sponsors: Uecker, LaRose, Skindell, Brown, Tavares, Schaffer.

YES - 10: JOE UECKER, KRIS JORDAN, KEVIN BACON, TOM  
PATTON, FRANK LAROSE, JIM HUGHES, MICHAEL  
J. SKINDELL, EDNA BROWN, CHARLETA B.  
TAVARES, TIMOTHY O. SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

Senator LaRose submitted the following report:

The standing committee on Public Safety, Local Government, and Veterans Affairs, to which was referred **H. B. No. 141**-Representative Damschroder, et al., having had the same under consideration, reports it back and recommends its passage.

YES - 10: JOE UECKER, KRIS JORDAN, KEVIN BACON, TOM PATTON, FRANK LAROSE, JIM HUGHES, MICHAEL J. SKINDELL, EDNA BROWN, CHARLETA B. TAVARES, TIMOTHY O. SCHAFFER.

NO - 0.

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

The report of the committee was accepted.

Senator Manning submitted the following report:

The standing committee on Transportation, to which was referred **S. B. No. 137**-Senator Patton, having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

In line 486, after the underlined comma insert "vehicle used by the public utilities commission to conduct motor vehicle inspections in accordance with sections 4923.04 and 4923.06 of the Revised Code."

In line 498, after the underlined comma insert "vehicle used by the public utilities commission to conduct motor vehicle inspections in accordance with sections 4923.04 and 4923.06 of the Revised Code."

In line 508, after the underlined comma insert "vehicle used by the public utilities commission to conduct motor vehicle inspections in accordance with sections 4923.04 and 4923.06 of the Revised Code."

In line 4 of the title, after "vehicle" insert ", or a stationary vehicle used by the Public Utilities Commission to conduct motor vehicle inspections,"

Co-Sponsors: Gardner, Balderson, Manning.

YES - 9: TOM PATTON, CAPRI S. CAFARO, LOU GENTILE, NINA TURNER, GAYLE MANNING, TROY BALDERSON, RANDY GARDNER, FRANK LAROSE, BILL SEITZ.

NO - 0.

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

The report of the committee was accepted.

**OFFERING OF RESOLUTIONS**

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

**S. R. No. 142**-Senator Hite.

Honoring the Defiance High School baseball team on winning the 2013 Division II State Championship.

**S. R. No. 143**-Senator Hite.

Honoring Abel Flores on winning the 2013 Division II State Championship in the 3,200-meter run.

**S. R. No. 144**-Senators Kearney, Uecker, Seitz.

Honoring David Tepe on winning the 2013 BIG EAST Men's Golf Championship.

**S. R. No. 145**-Senators Tavares, Jordan, Peterson.

Honoring Larry L. Long on retiring from the County Commissioners' Association of Ohio.

**S. R. No. 146**-Senators Faber, LaRose.

Honoring Judge David E. Stucki as the president of NCJFCJ.

**S. R. No. 147**-Senator Balderson.

Honoring April Bartenschlag as a 2013 state and national archery champion.

**S. R. No. 148**-Senator Balderson.

Honoring Dean Murphy as a 2013 state archery champion.

**S. R. No. 149**-Senators Kearney, Seitz, Uecker.

Honoring Emelie Larsson as a 2013 Big East Conference Outdoor Track and Field Champion.

**S. R. No. 150**-Senators Kearney, Seitz, Uecker.

Honoring MacKenzie Fields as a 2013 Big East Conference Outdoor Track and Field Champion.

**S. R. No. 151**-Senators Kearney, Seitz, Uecker.

Honoring Josh Dangel as a 2013 Big East Conference Outdoor Track and Field Champion.

**S. R. No. 152**-Senators Kearney, Seitz, Uecker.

Honoring Terrence Somerville as a 2013 Big East Conference Outdoor Track and Field 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 passed the following bills in which the concurrence of the Senate is requested:

**Am. Sub. H. B. No. 19** -Representative Thompson

Cosponsors: Representatives Damschroder, Ruhl, Celebrezze, Hagan, R., Johnson, Milkovich, Perales, Adams, R., Anielski, Antonio, Ashford, Baker, Barborak, Barnes, Beck, Bishoff, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Carney, Cera, Clyde, Conditt, Curtin, Derickson, DeVitis, Dovilla, Driehaus, Duffey, Fedor, Foley, Gerberry, Gonzales, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Landis, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Pillich, Ramos, Redfern, Reece, Retherford, Rogers, Romanchuk, Rosenberger, Scherer, Schuring, Sears, Slaby, Slesnick, Sprague, Stautberg, Stebelton, Stinziano, Strahorn, Sykes, Terhar, Wachtmann, Winburn, Young, Speaker Batchelder

To enact sections 5533.061, 5533.182, 5533.191, 5533.342, 5533.542, 5533.592, 5533.647, 5533.649, 5533.725, 5533.755, and 5533.903 of the Revised Code to designate several memorial highways.

**H. B. No. 142** -Representatives Schuring, Heard

Cosponsors: Representatives Patmon, Grossman, Hackett, Brown, Burkley, Blair, Amstutz, Anielski, Antonio, Ashford, Baker, Beck, Bishoff, Blessing, Boose, Buchy, Budish, Celebrezze, Clyde, Dovilla, Driehaus, Duffey, Fedor, Foley, Gerberry, Hagan, C., Hagan, R., Hall, Hayes, Johnson, Letson, Lundy, Lynch, Mallory, Milkovich, Patterson, Pelanda, Phillips, Pillich, Rogers, Scherer, Sears, Slaby, Slesnick, Smith, Sprague, Stebelton, Stinziano, Strahorn, Terhar, Winburn, Speaker Batchelder

To amend sections 3109.17, 3109.171, and 3109.18 of the Revised Code to permit a child abuse and child neglect prevention advisory board to submit a local allocation plan to the Children's Trust Fund Board on an annual, biannual, or multiple year basis, to permit two or more child abuse and child neglect prevention advisory boards to partner with each other to develop a comprehensive local allocation plan and to submit that plan on an annual, biannual, or multiple year basis, and to permit the Children's Trust Fund Board to send funds allocated to a county family and children first council to the county or district children's trust fund in the county treasury or directly to the administrative agent of the county family and children first council.

Attest:

Bradley J. Young,  
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 adopted the following concurrent resolution in which the concurrence of the Senate is requested:

#### **H. C. R. No. 24 -Representatives Milkovich, Johnson**

Cosponsors: Representatives Beck, Becker, Boose, Brenner, Buchy, Fedor, Gonzales, Grossman, Hackett, Huffman, Mallory, Ramos, Retherford, Rogers, Scherer, Stautberg, Terhar, Landis, Pillich, Anielski, Barborak, Dovilla, Perales, Rosenberger, Young, Adams, J., Adams, R., Amstutz, Antonio, Ashford, Baker, Barnes, Bishoff, Blair, Blessing, Boyce, Brown, Budish, Burkley, Butler, Carney, Celebrezze, Cera, Clyde, Conditt, Damschroder, Derickson, DeVitis, Driehaus, Duffey, Foley, Gerberry, Green, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Letson, Lundy, Lynch, Maag, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Redfern, Reece, Romanchuk, Ruhl, Schuring, Sears, Slaby, Slesnick, Smith, Sprague, Stebelton, Stinziano, Strahorn, Sykes, Thompson, Wachtmann, Winburn, Speaker Batchelder

To urge the federal government and in particular the Department of Defense to do everything possible to rescue United States prisoner of war Sergeant Bowe Bergdahl.

Attest:

Bradley J. Young,



Clerk.

The question being, "Shall the resolution, **H. C. R. No. 24**, be adopted?"

On the motion of Senator Skindell, **H. C. R. No. 24**, was referred to the Committee on Reference.

**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. S. B. No. 94** -Senator Balderson

Cosponsors: Senators Seitz, Hughes, Kearney, LaRose, Beagle, Brown, Burke, Eklund, Faber, Gardner, Gentile, Hite, Jones, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Schiavoni, Smith, Tavares, Turner, Uecker, Widener Representatives Hall, Adams, R., Anielski, Antonio, Baker, Barborak, Beck, Brenner, Brown, Buchy, Burkley, Butler, Celebrezze, Cera, Derickson, Green, Hackett, Hagan, C., Hayes, Hill, Hood, Johnson, Letson, Lundy, Mallory, McGregor, Milkovich, Patterson, Pelanda, Pillich, Rogers, Rosenberger, Ruhl, Sprague, Stebelton, Thompson, Wachtmann, Speaker Batchelder

To enact section 5.2285 of the Revised Code to designate the first week of October as "Ohio Forest Products Awareness Week."

Attest:

Bradley J. Young,  
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:

**H. B. No. 77** -Representatives Dovilla, Celebrezze - et al.

Attest:

Bradley J. Young,  
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:

**Sub. H. B. No. 1** -Representatives Derickson, Romanchuk - et al.

Attest:

Bradley J. Young,  
Clerk.

**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:

**Sub. S. B. No. 4** -Senators Manning, Oelslager

Cosponsors: Senators Obhof, Jones, Hite, Patton, Lehner, Beagle, Uecker, LaRose, Gardner, Eklund, Bacon, Widener, Faber, Cafaro, Tavares, Brown, Balderson, Coley, Hughes, Kearney, Peterson, Sawyer, Schiavoni, Turner  
Representatives Antonio, Bishoff, Brown, Hagan, R., Schuring, Anielski, Ashford, Barborak, Barnes, Beck, Blessing, Boose, Buchy, Budish, Burkley, Butler, Celebrezze, Cera, Damschroder, Driehaus, Duffey, Fedor, Gerberry, Gonzales, Green, Grossman, Hackett, Hagan, C., Heard, Hill, Hottinger, Johnson, Letson, Lundy, Mallory, McClain, Milkovich, Patterson, Pelanda, Ramos, Redfern, Reece, Rogers, Rosenberger, Ruhl, Slaby, Smith, Sprague, Stebelton, Stinziano, Thompson, Wachtmann, Winburn, Speaker Batchelder

To enact section 3701.5010 of the Revised Code to require a critical congenital heart defects screening for each newborn born in a hospital or freestanding birthing center.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,  
Clerk.

Said amendments were laid over under the rule.

On the motion of Senator Skindell, the Senate adjourned until Thursday, June 20, 2013 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.