

OHIO

SENATE

JOURNAL

WEDNESDAY, OCTOBER 2, 2013

NINETY-SIXTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, October 2, 2013, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Joseph Paturi, International Baptist Church, Cincinnati, Ohio, followed by the Pledge of Allegiance to the Flag.

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

The following guests were recognized by the Senate prior to the commencement of business:

Senator Widener presented a resolution to Sydney Kinne for being crowned Miss Pre-Teen Queen Ohio.

Senator LaRose recognized visiting students from Norwayne School District.

Senator Hughes presented a resolution to Jack Hanna honoring him on his 35th anniversary with the Columbus Zoo and Aquarium.

**REPORTS OF REFERENCE AND BILLS FOR SECOND
CONSIDERATION**

Senator Jordan reports for the Standing Committee on Reference, recommending that the following bills and resolution, standing in order for second consideration, be referred to committee as recommended:

S. C. R. No. 22-Senator Beagle, et al.

To urge Ohio members of the Congress of the United States to seek a legislative solution to ensure public access to e-book materials through public libraries.

To the Committee on Public Safety, Local Government, and Veterans Affairs.

S. B. No. 195-Senator Tavares, et al.

To amend section 3313.64 of the Revised Code with respect to enrollment in a school district of a child who is alleged or adjudicated an abused, neglected, or dependent child.

To the Committee on Education.

S. B. No. 196-Senator Patton, et al.

To enact section 4511.095 of the Revised Code to prohibit the use of traffic law photo-monitoring devices by municipal corporations to detect signal light violations unless the municipal corporation is authorized to establish a mayor's court.

To the Committee on State Government Oversight and Reform.

S. B. No. 197-Senator Cafaro.

To enact sections 5533.781 and 5533.782 of the Revised Code to designate the "Persian Gulf Veterans Bridge" and the "Iraq and Afghanistan Veterans Bridge" within the municipal corporation of Niles in Trumbull County.

To the Committee on Transportation.

S. B. No. 198-Senators Jones, Tavares, et al.

To amend section 313.121 and to enact section 5.2290 of the Revised Code to designate October as "Sudden Infant Death Syndrome Awareness Month" and to encourage the completion of a sudden unexplained infant death investigation reporting form (SUIDI reporting form) developed by the United States Centers for Disease Control and Prevention whenever a child one year of age or younger dies suddenly when in apparent good health.

To the Committee on Medicaid, Health and Human Services.

YES - 10: KRIS JORDAN, CHRIS WIDENER, TOM PATTON,
LARRY OBHOF, RANDY GARDNER, KEVIN BACON,
ERIC H. KEARNEY, JOSEPH SCHIAVONI, LOU
GENTILE, SCOTT OELSLAGER.

NO - 0.

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

The report of the committee was accepted.

Said bills and resolution were considered a second time and referred to committee as recommended.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 12-Representative Roegner.

Cosponsors: Representatives Young, Butler, Terhar, Stebelton, Lynch, McGregor, Gonzales, Thompson, Hood, Scherer, Adams, J., Baker, Beck, Becker, Boose, Buchy, Burkley, Conditt, Damschroder, Duffey, Green, Hackett, Hagan, C., Hall, Henne, Landis, Maag, Perales, Retherford, Ruhl, Wachtmann, Speaker Batchelder.

To amend sections 4104.02 and 4104.05 of the Revised Code to eliminate the licensed operator requirement for boilers directly fired with gas, oil, gas-oil, or electricity or stationary steam engines that comply with standards established by the Board of Building Standards, having been informally passed, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 12**, pass?"

The yeas and nays were taken and resulted - yeas 30, nays 1, as follows:

Those who voted in the affirmative were: Senators

- | | | | |
|----------|-----------|-----------|-----------|
| Bacon | Balderson | Beagle | Brown |
| Burke | Cafaro | Coley | Eklund |
| Gardner | Gentile | Hite | Hughes |
| Jordan | Kearney | LaRose | Lehner |
| Manning | Obhof | Oelslager | Patton |
| Peterson | Sawyer | Schaffer | Schiavoni |
| Seitz | Smith | Turner | Uecker |
| Widener | | | Faber-30. |

Senator Skindell voted in the negative-1.

So the bill passed.

The question being, "Shall the title be agreed to?"

Senator Bacon moved to amend the title as follows:

Add the names: "Bacon, Coley, Eklund, Jordan, Lehner, Peterson, Seitz, Uecker."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

Am. Sub. H. B. No. 98-Representatives Gonzales, Retherford.

Cosponsors: Representatives Terhar, Pillich, Stinziano, Fedor, Becker, Ruhl, Dovilla, Young, Johnson, Landis, Anielski, Barborak, Bishoff, Milkovich, Perales, Rosenberger, Adams, J., Adams, R., Amstutz, Antonio, Ashford, Baker, Beck, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Curtin, Damschroder, Derickson, DeVitis, Duffey, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman,

Kunze, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Ramos, Reece, Roegner, Rogers, Romanchuk, Scherer, Schuring, Sears, Slaby, Smith, Sprague, Stautberg, Stebelton, Strahorn, Sykes, Szollosi, Thompson, Wachtmann, Williams, Winburn, Speaker Batchelder. Senators Uecker, LaRose, Skindell, Brown, Tavares, Schaffer.

To amend sections 4506.09, 4713.60, 4723.24, 4725.16, 4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 5903.121 and to enact section 5903.03 of the Revised Code to revise the Occupational Licensing Law regarding military service members and veterans and to declare an emergency, having been informally passed, was considered the third time.

The question being, "Shall the section, Section 3, setting forth the emergency features of the bill, stand as a part of the bill?"

Senator Widener moved that **Am. Sub. H. B. No. 98** be recommitted to the Committee on Rules.

The question being, "Shall the motion to recommit be agreed to?"

The motion was agreed to.

MOTIONS

Senator Obhof moved that Senators absent the week of Sunday, September 29, 2013, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

The question being, "Shall the motion be agreed to?"

The motion was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 199-Senator Kearney.

Cosponsor: Senator Brown.

To enact sections 113.51 to 113.78 of the Revised Code to create, if certain conditions are met, the Ohio Secure Choice Retirement Savings Program under which certain private employers must offer employees a payroll deposit retirement savings arrangement, to establish the Ohio Secure Choice Retirement Savings Trust from which retirement benefits are to be paid to Program participants, and to create the Ohio Secure Choice Retirement Savings Investment Board, chaired by the Treasurer of State, to oversee the operation of the Program.

S. B. No. 200-Senator Uecker.
Cosponsors: Senators Coley, Seitz.

To amend sections 3503.15, 3503.18, and 3503.21 of the Revised Code to modify the law governing the statewide voter registration database.

OFFERING OF RESOLUTIONS

Senator Faber offered the following resolution:

S. R. No. 197-Senator Faber.

Relative to mileage reimbursement.

RESOLVED, Pursuant to section 101.27 of the Revised Code and S.R. No. 2--Senator Faber, Relative to mileage reimbursement, adopted January 7, 2013, the Clerk of the Senate is authorized to add the mileage for Capri S. Cafaro of 352 miles round trip.

The question being, "Shall the resolution, **S. R. No. 197**, be adopted?"

The yeas and nays were taken and resulted - yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

- | | | | |
|----------|-----------|-----------|-----------|
| Bacon | Balderson | Beagle | Brown |
| Burke | Coley | Eklund | Gardner |
| Gentile | Hite | Hughes | Jordan |
| Kearney | LaRose | Lehner | Manning |
| Obhof | Oelslager | Patton | Peterson |
| Sawyer | Schaffer | Schiavoni | Seitz |
| Skindell | Smith | Turner | Uecker |
| Widener | | | Faber-30. |

So the resolution was adopted.

The question being, "Shall the title be agreed to?"

The title was agreed to.

Pursuant to Senate Rule No. 54, the following resolution was offered:

S. R. No. 198-Senator Kearney.
Cosponsors: Senators Brown, Burke, Uecker.

Encouraging participation in the national medication adherence program, Script Your Future.

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

So the resolution was adopted.

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rules No. 19 and 20, the President of the Senate appoints Senator Joseph Schiavoni to the Civil Justice Committee, replacing Minority Leader Eric Kearney.

At the conclusion of business, the following guest was recognized by the Senate.

Senator Hughes presented a resolution to Jack Hanna honoring him on his 35th anniversary with the Columbus Zoo and Aquarium.

On the motion of Senator Widener, the Senate adjourned until Thursday, October 3, 2013 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,
Clerk.