OHIO

SENATE

JOURNAL

CORRECTED VERSION
WEDNESDAY, NOVEMBER 6, 2013

ONE HUNDRED TENTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, November 6, 2013, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Tim Throckmorton, Crossroads Church, Circleville, 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 Jones recognized the Klausing family from Springboro, Ohio.

Senator Uecker recognized Noah Miller from Grove City, Ohio.

Senator Widener recognized Daniel Libeskinds, creator of the Ohio Holocaust and Liberators Memorial, located on Capitol Square.

REPORTS OF REFERENCE AND BILLS FOR SECOND CONSIDERATION

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

H. C. R. No. 36-Representative Pelanda, et al.

To declare November 2013 as "Pancreatic Cancer Awareness Month."

To the Committee on Medicaid, Health and Human Services.

H. B. No. 199-Representatives Burkley, Hackett, et al.

To amend sections 1531.01 and 1533.121 of the Revised Code to add feral hogs to the game list and to allow the possession of any wild turkey, wild boar, or feral hog that is struck and killed by the driver of a motor vehicle.

To the Committee on Agriculture.

Sub. H. B. No. 202-Representative Blessing, et al.

To amend sections 4703.30, 4733.01, 4733.09, 4733.11, 4733.12, 4733.13,

4733.15, and 4733.151 of the Revised Code to make changes to the examination, reporting, and educational requirements of professional engineers and surveyors.

To the Committee on Commerce and Labor.

S. C. R. No. 25-Senator Uecker, et al.

To urge, for Ohio state agencies and other government entities, the use of green building rating systems, codes, or standards that are consistent with state energy efficiency and environmental performance objectives and policies and that meet American National Standards Institute voluntary consensus standard procedures.

To the Committee on Energy and Natural Resources.

S. B. No. 222-Senator LaRose.

To enact section 5533.096 of the Revised Code to designate a portion of State Route 8 in the municipal corporation of Stow as the "Second Lieutenant David E. Rylander Memorial Highway."

To the Committee on Transportation.

S. B. No. 223-Senator Gardner, et al.

To enact sections 3318.34 and 3318.341 of the Revised Code to require the Ohio School Facilities Commission to develop a procedure for awarding information technology infrastructure grants to public primary and secondary schools and school districts.

To the Committee on Finance.

S. B. No. 224-Senators Burke, Gardner, et al.

To amend sections 5739.01 and 5739.02 of the Revised Code to exempt from sales and use tax prescription optical aids and components that are prescribed by state-licensed physicians or optometrists.

To the Committee on Finance.

S. B. No. 225-Senator Balderson, et al.

To enact section 4503.526 of the Revised Code to create the "Ohio Statehouse" license plate.

To the Committee on Transportation.

S. B. No. 226-Senator Beagle.

To enact section 5533.411 of the Revised Code to designate a portion of State Route 41 in Miami County as the "Sheriff's Sgt. Robert "Bobby" Elliott Memorial Highway."

To the Committee on Transportation.

S. B. No. 227-Senator Beagle, et al.

To enact section 5.2294 of the Revised Code to designate the second Tuesday of April as "Ohio Internship and Co-Op Appreciation Day."

To the Committee on Commerce and Labor.

S. B. No. 228-Senator Widener, et al.

To amend section 131.35 and to enact sections 127.163 and 124.164 of the Revised Code to limit the Controlling Board's authority to approve the expenditure of certain funds and to require state agencies to provide certain information to the Controlling Board regarding requested purchases from out-of-state suppliers.

To the Committee on Finance.

YES - 11: KRIS JORDAN, SCOTT OELSLAGER, RANDY GARDNER, CHRIS WIDENER, TOM PATTON, KEVIN BACON, LARRY OBHOF, LOU GENTILE, JOSEPH SCHIAVONI, ERIC H. KEARNEY.

NO - 0.

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

The report of the committee was accepted.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Burke submitted the following report:

The standing committee on State Government Oversight and Reform, to which was referred **S. B. No. 205**-Senator Coley, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: BILL COLEY, BILL SEITZ, LARRY OBHOF, KEVIN BACON, FRANK LAROSE, DAVE BURKE, JOE UECKER, CHRIS WIDENER.

NO - 2: ERIC H. KEARNEY, EDNA BROWN.

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

The report of the committee was accepted.

Senator Faber submitted the following report:

The standing committee on Rules, to which was re-referred **Am. Sub. H. B. No. 98**-Representatives Gonzales, Retherford, et al., having had the same under consideration, re-reports it back and recommends its passage.

YES - 12: KEITH L. FABER, TOM PATTON, LARRY OBHOF, SCOTT OELSLAGER, DAVE BURKE, CHRIS WIDENER, BILL COLEY, JIM HUGHES, EDNA BROWN, NINA TURNER, JOSEPH SCHIAVONI, ERIC H. KEARNEY.

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 Finance, to which was referred **S. B. No. 69**-Senator Beagle, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Coley, Oelslager, Sawyer, Tavares.

YES - 12: BILL COLEY, TOM PATTON, JIM HUGHES, SHANNON JONES, DAVE BURKE, BOB PETERSON, SCOTT OELSLAGER, RANDY GARDNER, THOMAS SAWYER, JOSEPH SCHIAVONI, SHIRLEY A. SMITH, CHARLETA B. TAVARES.

NO - 0.

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

The report of the committee was accepted.

Senator Faber submitted the following report:

The Standing Committee on Rules to which were referred the appointments by the Governor of:

Thomas W. Adler, Democrat, from Shaker Heights, Cuyahoga County, Ohio, as Member of the Cleveland State University Board of Trustees for a term beginning May 21, 2013, ending at the close of business May 1, 2022.

Robert A. Alexander, Republican, from Cincinnati, Hamilton County, Ohio, as Member of the Ohio Housing Finance Agency for a term beginning May 10, 2013, ending at the close of business January 31, 2019, replacing Roger W. McCauley, Term expired.

Patrick W. Bevack, from Concord, Lake County, Ohio, as Member of the Savings and Loan Association and Savings Bank Board for a term beginning May 20, 2013, ending at the close of business January 31, 2016, replacing Robert E. True, Term expired.

Albert J. Blackwood, from Perrysburg, Wood County, Ohio, as Member of the Ohio Historic Site Preservation Advisory Board for a term beginning April 22, 2013, ending at the close of business January 14, 2016.

John T. Born, from Fairfield County, Fairfield County, Ohio, as Director of the Department of Public Safety for a term beginning July 31, 2013, and continuing at the pleasure of the Governor.

Cary Rodman Cooper, from Maumee, Lucas County, Ohio, as Member of the Ohio University Board of Trustees for a term beginning April 29, 2013, ending at the close of business May 13, 2014, replacing Norman E. DeWire, Resigned.

Paul B. Graham, from Worthington, Franklin County, Ohio, as Member of the Ohio Historic Site Preservation Advisory Board for a term beginning April 17, 2013, ending at the close of business January 14, 2016.

Martin R. Hoke, Republican, from Lakewood, Cuyahoga County, Ohio, as

Member of the Ohio Casino Control Commission for a term beginning May 8, 2013, ending at the close of business February 21, 2017.

Thomas Hampton Johnson, from Somerset, Perry County, Ohio, as Member of the Ohio Historic Site Preservation Advisory Board for a term beginning May 21, 2013, ending at the close of business January 14, 2014, replacing Shaune Skinner, Term expired.

Will Lucas, Democrat, from Toledo, Lucas County, Ohio, as Member of the Ohio Casino Control Commission for a term beginning May 24, 2013, ending at the close of business February 21, 2017, replacing Peter R. Silverman, Term expired.

J. Jeffrey McNealey, from Columbus, Franklin County, Ohio, as Member of the Ohio Historic Site Preservation Advisory Board for a term beginning April 23, 2013, ending at the close of business January 14, 2016, replacing James B. Sherwood, Term expired.

Matthew J. Montowski, from Port Clinton, Ottawa County, Ohio, as Member of the Terra State Community College Board of Trustees for a term beginning March 22, 2013, ending at the close of business December 30, 2018, replacing Susan Starr, Term expired.

Mark Munroe, Republican, from Youngstown, Mahoning County, Ohio, as Member of the State Racing Commission for a term beginning April 2, 2013, ending at the close of business March 31, 2017.

Brent R. Porteus, from Coshocton, Coshocton County, Ohio, as Member of the The Ohio State University Board of Trustees for a term beginning May 15, 2013, ending at the close of business May 13, 2022, replacing Brian K. Hicks, Term expired.

Stacie Seger, from Columbus, Franklin County, Ohio, as Member of the The Ohio State Board of Trustees for a term beginning May 16, 2013, ending at the close of business May 13, 2015, replacing Evann Katherine Heidersbach, Term expired.

Janelle N. Simmons, from Columbus, Franklin County, Ohio, as Member of the Ohio University Board of Trustees for a term beginning May 14, 2013, ending at the close of business May 13, 2022, replacing Gene T. Harris, Term expired.

Keith Wilbur, from Worthington, Franklin County, Ohio, as Member of the Ohio University Board of Trustees for a term beginning May 14, 2013, ending at the close of business May 13, 2015, replacing Allison Arnold, Term expired.

Scott Richard Williams, from Dublin, Delaware County, Ohio, as Member of the Shawnee State University Board of Trustees for a term beginning May 3, 2013, ending at the close of business June 20, 2021, replacing Gail Ball, Term expired.

Having had the same under consideration, reports back the

recommendation that the Senate advise and consent to said appointments.

YES - 11: KEITH L. FABER, TOM PATTON, LARRY OBHOF, SCOTT OELSLAGER, DAVE BURKE, CHRIS WIDENER, BILL COLEY, JIM HUGHES, EDNA BROWN, NINA TURNER, JOSEPH SCHIAVONI.

NO - 0.

The question being, "Shall the Senate advise and consent to the appointments by the Governor?"

Senator Kearney moved that Robert A. Alexander be removed from the list and voted on separately.

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

The motion was agreed to.

Senator Kearney moved that he be excused from voting pursuant to Senate Rule No. 57.

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

The motion was agreed to.

The question being, "Shall the Senate advise and consent to the appointment of Robert A. Alexander?"

The yeas and nays were taken and resulted - yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	LaRose	Lehner
Manning	Obhof	Oelslager	Patton
Peterson	Sawyer	Schaffer	Schiavoni
Seitz	Skindell	Smith	Tavares
Turner	Uecker	Widener	Faber-32.

So the Senate advised and consented to said appointment.

The question being, "Shall the Senate advise and consent to the remaining appointments by the Governor?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose

Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the Senate advised and consented to said appointments.

Senator Faber submitted the following report:

The Standing Committee on Rules to which were referred the appointments by the Attorney General of:

Gene Krebs, Republican, Camden, Preble County, Ohio, representing residential consumers on the Ohio Consumers' Counsel Governing Board, term beginning September 1, 2013 and ending September 1, 2016. (reappointment)

Roland "Butch" Taylor, Democrat, Stow, Summit County, Ohio, representing organized labor on the Ohio Consumers' Counsel Governing Board, term beginning September 1, 2013 and ending September 1, 2016. (new appointment replacing Tony Jones whose term expired)

Having had the same under consideration, reports back the recommendation that the Senate advise and consent to said appointments.

YES - 12: KEITH L. FABER, TOM PATTON, LARRY OBHOF, SCOTT OELSLAGER, DAVE BURKE, CHRIS WIDENER, BILL COLEY, JIM HUGHES, EDNA BROWN, NINA TURNER, JOSEPH SCHIAVONI, ERIC H. KEARNEY.

NO - 0.

The question being, "Shall the Senate advise and consent to the appointments by the Attorney General?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener

Faber-33.

So the Senate advised and consented to said appointments.

REPORTS OF CONFERENCE COMMITTEES

Senator Seitz submitted the following report:

The Committee of Conference to which the matters of difference between the two houses were referred on Am. Sub. S.B. 193, Seitz – et al., having had the same under consideration, recommends to the respective houses as follows:

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

In line 2008, after "**4.**" delete the balance of the line

Delete lines 2009 through 2011

In line 2012, delete "Therefore, this act shall go into immediate effect" and insert "Notwithstanding any contrary provision of this act:

(A) A group of voters who wish to form a minor political party and nominate candidates to appear on the ballot at the 2014 general election, including a group of voters who have previously been recognized as a political party by court order or a directive issued by the Secretary of State, shall submit a party formation petition that is signed by qualified electors from the state of Ohio equal in number to at least one-half of one per cent of the total vote for nominees for presidential electors at the 2012 general election and that meets all other requirements of sections 3517.01 and 3517.012 of the Revised Code, as amended by this act.

(B) A political party that polls for its candidate for Governor at least two per cent but less than twenty per cent of the entire vote cast for that office at the 2014 general election remains a minor political party for a period of four years after meeting that requirement"

In line 6 of the title, delete the comma and insert "and"

In line 9 of the title, delete ", and to declare an emergency"

Managers on the Part of the Senate	Managers on the Part of the House of Representatives
/S/ SENATOR WILLIAM J. SEITZ SENATOR WILLIAM J. SEITZ	/S/ REPRESENTATIVE MATT HUFFMAN REPRESENTATIVE MATT HUFFMAN
/S/ SENATOR WILLIAM P. COLEY, II SENATOR WILLIAM P. COLEY, II	/S/ REPRESENTATIVE JIM BUCHY REPRESENTATIVE JIM BUCHY
_____ SENATOR EDNA BROWN	_____ REPRESENTATIVE RONALD V.

GERBERRY

Pursuant to Senate Rules No. 44, Senator Widener moved that the report of the Committee of Conference be brought up for consideration.

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

The motion was agreed to.

The question being, "Shall the report of the Committee of Conference be agreed to?"

The yeas and nays were taken and resulted - yeas 21, nays 12, as follows:

Those who voted in the affirmative were: Senators

Balderson	Beagle	Burke	Coley
Eklund	Hite	Hughes	Jones
Jordan	LaRose	Lehner	Manning
Obhof	Oelslager	Patton	Peterson
Schaffer	Seitz	Uecker	Widener
			Faber-21.

Those who voted in the negative were: Senators

Bacon	Brown	Cafaro	Gardner
Gentile	Kearney	Sawyer	Schiavoni
Skindell	Smith	Tavares	Turner-12.

So the report of Committee of Conference was agreed to.

BILLS FOR THIRD CONSIDERATION

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, 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 LaRose moved to amend as follows:

In line 669, delete " December 31, 2013" and insert " June 30, 2014"

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

The motion was agreed to.

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

The yeas and nays were taken and resulted - yeas 30, nays 3, as follows:

Those who voted in the affirmative were: Senators

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

Senators Kearney, Skindell, and Smith voted in the negative-3.

So the section, Section 3, setting forth the emergency features of the bill stood as a part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the bill having received the required constitutional majority passed as an emergency measure.

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

Senator LaRose moved to amend the title as follows:

Add the names: "Bacon, Balderson, Beagle, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, Jordan, Kearney, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Seitz, Smith, Turner, Widener."

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

The motion was agreed to and the title so amended.

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, was considered the third time.

The question being, "Shall the bill, **H. B. No. 142**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the bill passed.

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

Senator Burke moved to amend the title as follows:

Add the names: "Bacon, Balderson, Beagle, Brown, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, Kearney, Lehner, Manning, Obhof, Oelslager, Peterson, Sawyer, Schaffer, Schiavoni, Skindell, Smith, Tavares, Turner, Widener."

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

The motion was agreed to and the title so amended.

S. B. No. 194-Senator Seitz.
Cosponsors: Senators Eklund, Uecker, Manning.

To amend section 4511.68 of the Revised Code to allow certain motor-driven cycles and motor scooters to be parked on a sidewalk so long as the vehicles do not impede the normal flow of pedestrian traffic, was considered the third time.

The question being, "Shall the bill, **S. B. No. 194**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the bill passed.

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

Senator Seitz moved to amend the title as follows:

Add the names: "Bacon, Brown, Burke, Coley, Gardner, Hite, Hughes, Jones, Kearney, Lehner, Oelslager, Patton, Peterson, Sawyer, Tavares."

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

The motion was agreed to and the title so amended.

Am. S. B. No. 202-Senators Obhof, Kearney.
Cosponsors: Senators Seitz, Coley.

To amend sections 1701.01, 1701.11, 1701.71, 1704.01, and 1704.05 of the Revised Code to provide exceptions to the applicability of the Control Share Acquisition Act, to require board approval for Act opt-out amendments of a corporation's regulations or articles of incorporation, and to apply a three-year look-back period to ownership of shares for purposes of determining applicability of certain shareholder transaction laws, was considered the third time.

The question being, "Shall the bill, **Am. S. B. No. 202**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the bill passed.

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

Senator Obhof moved to amend the title as follows:

Add the names: "Bacon, Eklund, Hughes, Oelslager, Schiavoni."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 205-Senator Coley.
Cosponsor: Senator Seitz.

To amend sections 3501.05, 3505.24, 3509.03, 3509.04, 3509.06, 3509.07, 3511.02, 3511.04, 3511.05, and 3511.10 of the Revised Code to revise the law concerning the mailing of absent voter's ballots and applications for those ballots and to clarify that an elector generally is responsible to complete the elector's absent voter's ballot documents, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 205**, pass?"

The yeas and nays were taken and resulted - yeas 22, nays 11, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Burke
Coley	Eklund	Gardner	Hite
Hughes	Jones	Jordan	LaRose
Manning	Obhof	Oelslager	Patton
Peterson	Schaffer	Seitz	Uecker
Widener			Faber-22.

Those who voted in the negative were: Senators

Brown	Cafaro	Gentile	Kearney
Lehner	Sawyer	Schiavoni	Skindell
Smith	Tavares		Turner-11.

So the bill passed.

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

Senator Coley moved to amend the title as follows:

Add the names: "Burke, Eklund, Jordan, Uecker."

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

The motion was agreed to and the title so amended.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered the first time:

S. B. No. 229-Senator Gardner.
Cosponsors: Senators Manning, Lehner, Hite.

To amend sections 3319.111 and 3319.112 of the Revised Code regarding teacher performance evaluations.

OFFERING OF RESOLUTIONS

Senators Tavares and Burke offered the following resolution:

S. C. R. No. 26-Senators Tavares, Burke.

To recognize the month of November as Ohio Adoption Month to raise awareness about the need for adoption.

WHEREAS, Every young person deserves the chance to learn and grow under the care of a loving family; and

WHEREAS, We celebrate the adoptive families that have given that chance to children and teenagers and stand alongside every child still looking for the warmth and stability of a permanent home; and

WHEREAS, Over 16,800 children are currently in Ohio's foster care

system and 3,782 of them have been freed for adoption and are waiting for a family; and

WHEREAS, These children will wait in foster care for three and one-half years to be adopted; and

WHEREAS, 1,166 youth were never adopted and have aged out of foster care without a place to call home; and

WHEREAS, We must work to give more young people permanent families and promising futures and encourage our friends and neighbors to open their hearts and their homes to children in need; now therefore be it

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, in adopting this resolution, recognize the month of November as Ohio Adoption Month to offer a sense of hope to children waiting for adoptive parents and to encourage Ohioans to answer the call to find a permanent and caring family for every child in need; and be it further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the news media of Ohio.

The question being, "Shall the resolution, **S. C. R. No. 26**, be adopted?"

So the resolution was adopted.

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

Senator Burke moved to amend the title as follows:

Add the names: "Bacon, Balderson, Beagle, Brown, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, Jordan, Kearney, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schaffer, Schiavoni, Seitz, Skindell, Smith, Turner, Uecker, Widener."

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

The motion was agreed to and the title so amended.

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rules No. 19 and 20, the President of the Senate temporarily appoints Minority Leader Eric Kearney to the State Government Oversight & Reform Committee, replacing Senator Michael Skindell, for the purpose of the committee’s meeting on November 6, 2013.

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. S. B. No. 193 -Senator Seitz - et al.

Attest: Bradley J. Young,
Clerk.

On the motion of Senator Obhof, the Senate adjourned until Thursday, November 7, 2013 at 11:00 o'clock a.m.

Attest: VINCENT L. KEERAN,
Clerk.