

**OHIO
SENATE
JOURNAL**

THURSDAY, JULY 17, 2003

SEVENTY-FIFTH DAY
Senate Chamber, Columbus, Ohio
Thursday, July 17, 2003, 9:30 a.m.

The Senate met pursuant to adjournment.

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

Senator Wachtmann 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. 109-Senators Dann, Fedor, Miller, Herington.

To amend sections 3313.53, 3319.29, 3319.291, 3319.31, and 3319.51 and to enact section 3319.303 of the Revised Code to require that the State Board of Education adopt rules to establish standards and requirements for issuing permits to individuals who are not licensed educators and who wish to be employed by school districts to direct, supervise, or coach pupil-activity programs.

S. B. No. 110-Senator Dann.

To enact section 3333.16 of the Revised Code to require public two-year and four-year institutions of higher education to include completion of a specified course in government as a condition of awarding an undergraduate degree, diploma, or other academic certificate.

OFFERING OF RESOLUTIONS

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

S.R. No. 579 - Senator White.

Honoring Dr. Gary C. Ness on his retirement.

S.R. No. 580 - Senator Dann.

Honoring the National Packard Museum on its celebration of the One Hundredth Anniversary of the Tom Fetch transcontinental passing.

S.R. No. 581 - Senator Hottinger.

.Honoring Clarence and Elizabeth Love on their Golden Wedding Anniversary.

S.R. No. 582 - Senator Hottinger.

Honoring Walter and Ethel Peck on their Sixty-fourth Wedding Anniversary.

S.R. No. 583 - Senator Hottinger.

Honoring Joseph and Mildred Kavalyecz on their Sixty-fifth Wedding Anniversary.

S.R. No. 584 - Senator Hottinger.

Honoring Cliff and Martha Hansley on their Golden Wedding Anniversary.

S.R. No. 585 - Senator Hottinger.

Honoring Wilbert and Geraldine Kiger on their Golden Wedding Anniversary.

S.R. No. 586 - Senator Hottinger.

Honoring Loy and Ruth Daubenmire on their Fifty-sixth Wedding Anniversary.

S.R. No. 587 - Senator Mumper.

Honoring Doyle and Marilyn Smith on their Golden Wedding Anniversary.

S.R. No. 588 - Senator Mumper.

Honoring Charles and Naomi Almendinger on their Sixtieth Wedding Anniversary.

S.R. No. 589 - Senator Mumper.

Honoring Clifford and Frances Strine on their Sixty-fifth Wedding Anniversary.

S.R. No. 590 - Senator Mumper.

Honoring Ronald and Carroll Long on their Sixty-eighth Wedding Anniversary.

S.R. No. 591 - Senator Hottinger.

Honoring Donald and Betty Mowery on their Golden Wedding Anniversary.

S.R. No. 592 - Senator Hottinger.

Honoring Frank and Alice Smith on their Golden Wedding Anniversary.

S.R. No. 593 - Senator Jacobson.

Honoring Sam and Mildred Cornett on their Golden Wedding Anniversary.

S.R. No. 594 - Senator Dann.

Honoring Jasmine Smith as a 2003 Division II Ohio State Track and Field Champion.

S.R. No. 595 - Senator Dann.

Honoring Jessica White as a 2003 Division II Ohio State Track and Field Champion.

S.R. No. 596 - Senator Dann.

Honoring Ami Markowitz as a 2003 Division II Ohio State Track and Field Champion.

S.R. No. 597 - Senator Dann.

Honoring Emerson and Marilyn Smith on their Golden Wedding Anniversary.

S.R. No. 598 - Senator Dann.

Honoring Nick and Mary Ann Ceglia on their Golden Wedding Anniversary.

S.R. No. 599 - Senator Dann.

Honoring Brittney Humphrey as a 2003 Division II Ohio State Track and Field Champion.

S.R. No. 600 - Senator Carnes.

Honoring Ronald and Kathryn Kinsey on their Sixty-seventh Wedding Anniversary.

S.R. No. 601 - Senator Carnes.

Honoring Joseph and Ruth Zoc on their Golden Wedding Anniversary.

S.R. No. 602 - Senator Carnes.

Honoring Paul and Annabelle Bebout on their Sixtieth Wedding Anniversary.

S.R. No. 603 - Senator Carnes.

Honoring Vincent and Alice Lang on their Fifty-fifth Wedding Anniversary.

S.R. No. 604 - Senator Carnes.

Honoring Denver and Dorothy Kaiser on their Fifty-fifth Wedding Anniversary.

S.R. No. 605 - Senator Carnes.

Honoring Wayne and Eva Jean Sampson on their Golden Wedding Anniversary.

S.R. No. 606 - Senator Carnes.

Honoring Mr. and Mrs. Lester Hunt on their Golden Wedding Anniversary.

S.R. No. 607 - Senator Carnes.

Honoring Donald and Judy Kilburn on their Golden Wedding Anniversary.

S.R. No. 608 - Senator Carnes.

Honoring Jack and Alice Hill on their Golden Wedding Anniversary.

S.R. No. 609 - Senator Carnes.

Honoring Freddie and Carole Powell on their Golden Wedding Anniversary.

S.R. No. 610 - Senator Carnes.

Honoring George and June Scott on their Golden Wedding Anniversary.

S. R. No. 611 - Senator Carnes.

Honoring Russ and Janice Harper on their Golden Wedding Anniversary.

S. R. No. 612 - Senator Carnes.

Honoring Guy and Rosella Carroll on their Golden Wedding Anniversary.

S. R. No. 613 - Senator Carnes.

Honoring Harold and Joanne Smith on their Golden Wedding Anniversary.

S. R. No. 614 - Senator Carnes.

Honoring John and Janet Powell on their Golden Wedding Anniversary.

S. R. No. 615 - Senator Carnes.

Honoring Robert and Mary Turner on their Golden Wedding Anniversary.

S. R. No. 616 - Senator Carnes.

Honoring William and Bettie McLaughlin on their Golden Wedding Anniversary.

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, Bob Taft, Governor of the State of Ohio, do hereby appoint, Robert J. D'Anniballe, Democrat, from Steubenville, Jefferson County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning June 27, 2003, and ending at the close of business January 1, 2009, replacing Gregory P. Held 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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Claire Adkins, Republican, from Akron, Summit County, Ohio, as a Member of the Ohio Board of Dietetics for a term beginning June 27, 2003, and ending at the close of business June 30, 2008, replacing Claire Charley 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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Melissa M. Shilling, Republican, from Johnstown, Licking County, Ohio, as a Member of the Environmental Review Appeals Commission for a term beginning July 27, 2003, and ending at the close of business October 22, 2008, replacing Jeffrey Cabot who resigned.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Richard S. Williams, from Oberlin, Lorain County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Richard K. Mavis, from Mount Vernon, Knox County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Antoinette Starkey, from Medina, Cuyahoga County, Ohio, as a Member of the Solid

Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Sean D. Logan, from Salineville, Columbiana County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Della M. Heitkamp, from Cincinnati, Hamilton County, Ohio, as a Student Member of the Solid Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 25, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

STATE OF OHIO

**EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Michael D. Long, from Grove City, Franklin County, Ohio, as a Member of the Solid Waste Management Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Stephen D. Hill, from Mason, Warren County, Ohio, as a Member of the Solid Waste Advisory Council for a new term beginning June 27, 2003 and ending at the close of business June 23, 2005.

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Thomas Noe, Republican, from Maumee, Lucas County, Ohio, as a Member of the Ohio Turnpike Commission for a term beginning July 1, 2003, and ending at the close of business June 30, 2011, replacing Tim Greenwood 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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Joeph Balog, Democrat, from Independence, Cuyahoga County, Ohio, as a Member of the Ohio Turnpike Commission for a term beginning June 27, 2003, and ending at the close of business June 30, 2007, replacing Stephen Strishna .

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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, Bob Taft, Governor of the State of Ohio, do hereby appoint, Dustin M. Wood, Independent, from Delaware, Delaware County, Ohio, as a Student Member of the Ohio University Board of Trustees for a term beginning June 27, 2003, and ending at the close of business May 13, 2005, replacing Barry Spurlock 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 27th day of June in the year of our Lord, two thousand and three.

[Seal]

Bob Taft,
Governor.

Said appointments were referred to the Committee on Rules.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 6 (D) of Am. Sub. S. B. 163 of the 125th General Assembly, the President of the Senate appoints the following members to

serve on the **Joint House of Representatives and Senate Transportation Committee** to receive the report of the Highway, Bridge, and Overpass Vandal Fence Task Force:

Senator Armbruster

Senator Schuring

Senator Carey

Senator Mallory

Pursuant to Section 25 of Am. Sub. H. B. 87 of the 125th General Assembly, the President of the Senate appoints the following members to serve on the **Biofuel and Renewable Energy Task Force** :

Senator Randy Gardner

Senator Fedor

Pursuant to Section 5910.02 of the Ohio Revised Code, the President of the Senate appoints Senator Stivers to serve on the **War Orphan's Scholarship Board** .

Pursuant to Section 179.02 of the Ohio Revised Code, the President of the Senate re-appoints the following public member to serve on the **Ohio Commission on Dispute Resolution and Conflict Management** :

Marjorie Corman Aaron (for a term beginning 11/15/02 and ending 11/15/05)

Cincinnati, Ohio

Pursuant to Section 12 of Am. Sub. H. B. 87 of the 125th General Assembly, the President of the Senate appoints the following public member to serve on the **Pavement Selection Advisory Council** :

Victor Baker

Columbus, Ohio

On the motion of Senator Miller, the Senate adjourned until Tuesday, July 22, 2003 at 9:30 a.m.

Attest:

MATTHEW T. SCHULER,
Clerk.