

OHIO

SENATE

JOURNAL

TUESDAY, FEBRUARY 10, 2004

ONE HUNDRED FORTY-FIFTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, February 10, 2004, 11:00 o'clock a.m.

The Senate met pursuant to adjournment.

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

Senator Spada 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 Goodman submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Am. Sub. H. B. No. 130**-Representative Reidelbach, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Goodman, Stivers, Hottinger, Dann.

YES - 7: MARC DANN, DAVID GOODMAN, STEVE STIVERS,
 JAY HOTTINGER, RON AMSTUTZ, LYNN R.
 WACHTMANN, KIMBERLY A ZURZ.

NO - 1: ERIC D. FINGERHUT.

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

The report of the committee was accepted.

Senator Goodman submitted the following report:

The standing committee on Judiciary - Civil Justice, to which was referred **Am. Sub. H. B. No. 135**-Representative Willamowski, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Dann.

YES - 8: DAVID GOODMAN, STEVE STIVERS, JAY
 HOTTINGER, RON AMSTUTZ, MARC DANN, ERIC D.
 FINGERHUT, LYNN R. WACHTMANN, LOUIS W.
 BLESSING.

NO - 1: KIMBERLY A ZURZ.

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

The report of the committee was accepted.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered the first time:

S. B. No. 196-Senator Wachtmann.

To amend section 4729.01 and to enact section 4729.40 of the Revised Code to provide a procedure whereby a pharmacist may, pursuant to a compounding request by a licensed provider, compound and dispense a dangerous drug to that provider, in accordance with rules adopted by the State Board of Pharmacy.

OFFERING OF RESOLUTIONS

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

S. R. No. 1529-Senator Mumper.

Honoring Dale and Nancy Koons on their Sixtieth Wedding Anniversary.

S. R. No. 1530-Senator Mumper.

Honoring Don and Joan Moder on their Sixtieth Wedding Anniversary.

S. R. No. 1531-Senator Robert Gardner.

Honoring Richard and Jackie Loveland on their Golden Wedding Anniversary.

S. R. No. 1532-Senator Robert Gardner.

Honoring Jake and Doris Miller on their Golden Wedding Anniversary.

S. R. No. 1533-Senator Robert Gardner.

Honoring Walter and Genevieve Borcas on their Golden Wedding Anniversary.

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 bill in which the concurrence of the Senate is requested:

Am. Sub. H. B. No. 225 - Representatives Olman, Jerse, S. Smith, Schneider, Cirelli, Kearns, DeBose, Jolivette, Barrett, Beatty, Brown, Chandler, DeGeeter, Key, Kilbane, Koziura, Mason, Miller, Otterman, Perry, Peterson, Price, Redfern, Skindell, D. Stewart, Strahorn, Sykes, Ujvagi, Woodard, Yates.

To amend sections 1739.05, 1751.01, 1751.02, 3923.28, 3923.30, and 3923.51 and to enact sections 3923.281 and 3923.282 of the Revised Code to prohibit, subject to certain exceptions, discrimination in group health care policies, contracts, and agreements in the coverage provided for the diagnosis, care, and treatment of biologically based mental illnesses.

Attest:

Laura P. Clemens,
Clerk.

Said bill was considered the first time.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has passed the following bill in which the concurrence of the Senate is requested:

H. B. No. 318 - Representatives Seitz, Fessler, Distel, McGregor, Webster, Husted, Willamowski, Aslanides, Martin, Raussen, Carano, Reidelbach, DePiero, Calvert, Widener, Hoops, Gibbs, Young, Barrett, Beatty, Book, Brown, Buehrer, Chandler, Clancy, Collier, Daniels, DeBose, DeGeeter, Domenick, C. Evans, Flowers, Gilb, Hartnett, Harwood, Hollister, Hughes, Key, Latta, Mason, Miller, Niehaus, Otterman, T. Patton, Perry, Price, Schmidt, Schneider, Setzer, G. Smith, J. Stewart, Strahorn, Taylor, Walcher, Woodard, Yates.

To amend section 2107.27 and to enact section 2107.24 of the Revised Code to provide a procedure for a probate court to treat a document as a will notwithstanding its noncompliance with the statutory formalities for executing wills.

Attest:

Laura P. Clemens,
Clerk.

Said bill was considered the first time.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has passed the following bill in which the concurrence of the Senate is requested:

Sub. H. B. No. 388 - Representatives Latta, Kearns, Willamowski, Hughes, Calvert, D. Evans, Flowers, Grendell.

To enact section 2503.45 of the Revised Code to authorize the Supreme Court to create a board, commission, or other entity to operate and maintain the facilities and attendant exterior grounds of the state-owned real estate located in Franklin County that this act conveys, to exempt that real estate from taxation and assessments, to authorize the conveyance of that real estate to the Supreme Court, and to declare an emergency.

Attest:

Laura P. Clemens,
Clerk.

Said bill was considered the first time.

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:

Am. Sub. H. B. No. 149 - Representative Fessler - et al..

Am. Sub. H. B. No. 161 - Representative Seitz - et al..

Am. Sub. H. B. No. 168 - Representative Trakas - et al..

Sub. H. B. No. 269 - Representative Raga - et al..

Attest:

Laura P. Clemens,
Clerk.

On the motion of Senator Harris, the Senate adjourned until Thursday, February 12, 2004 at 11:00 o'clock a.m.

Attest:

MATTHEW T. SCHULER,
Clerk.