

OHIO

SENATE

JOURNAL

TUESDAY, MARCH 7, 2017

TWENTY-THIRD DAY
Senate Chamber, Columbus, Ohio
Tuesday, March 7, 2017, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Brad Jury, Providence Baptist Church in Westerville, 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 Yuko recognized Leah Roter as the 2016 Division II State Girls Cross Country Champion.

Senator Uecker recognized Dinaleigh Baxter on being named Miss Ohio USA 2017.

Senator Beagle recognized Dawn Watts and Joe Osborne for their helpful efforts.

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

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

Sub. H. B. No. 1 -Representatives Sykes, Manning, et al.

To amend sections 109.42, 2151.34, 2903.214, 2919.26, 2919.27, 3113.31, and 3113.33 and to enact section 3113.311 of the Revised Code to authorize the issuance of dating violence protection orders with respect to conduct directed at a petitioner alleging dating violence, to provide access to domestic violence shelters for victims of dating violence, and to require the Attorney General's victim's bill of rights pamphlet to include a notice that a petitioner alleging dating violence has the right to petition for a civil protection order.

To the Committee on Judiciary.

H. B. No. 9 -Representative Koehler, et al.

To amend section 4511.132 of the Revised Code to specify that the alternative protocol for proceeding into an intersection with malfunctioning traffic lights due to a failure of a vehicle detector applies only to bicycles.

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

H. B. No. 16 -Representative Cera, et al.

To enact section 5534.74 of the Revised Code to designate a portion of State Route 43 in Jefferson County as the "Army Corporal Carl H. Bernhart Memorial Highway."

To the Committee on Transportation, Commerce and Workforce.

H. B. No. 22 -Representative Hambley, et al.

To enact section 5534.69 of the Revised Code to designate a portion of State Route 261 in Medina and Summit Counties as the "Sergeant James F. Allen III Memorial Highway."

To the Committee on Transportation, Commerce and Workforce.

Sub. H. B. No. 34 -Representatives Hambley, Ryan, et al.

To amend sections 9.312, 124.327, 128.07, 149.30, 303.14, 307.204, 307.699, 340.02, 343.01, 505.109, 505.266, 505.391, 505.511, 519.14, 902.04, 931.03, 940.20, 3517.01, 3517.11, 3791.12, 4301.39, 5713.082, 5715.12, 5715.19, 5715.20, 5717.01, 5721.30, 5721.31, 5721.32, 5721.33, and 5727.75 of the Revised Code to authorize certain state agencies, local governments, and other boards, commissions, and officers to deliver certain notices by ordinary mail and electronically instead of by certified mail.

To the Committee on Government Oversight and Reform.

S. J. R. No. 3 -Senator LaRose.

Proposing to amend the versions of Sections 1, 2, 3, 4, 6, 8, and 9 of Article XI that are scheduled to take effect January 1, 2021; to amend, for the purpose of adopting new section numbers as indicated in parentheses, the versions of Sections 1(2), 2(3), 3(5), 4(6), 5(7), 6(8), 7(9), 8(10), 9(11), and 10(12) of Article XI that are scheduled to take effect January 1, 2021; and to enact new Sections 1 and 4 of Article XI of the Constitution of the State of Ohio to revise the redistricting process for congressional districts.

To the Committee on Government Oversight and Reform.

S. J. R. No. 4 -Senator Schiavoni, et al.

Proposing to enact Section 2t of Article VIII of the Constitution of the State of Ohio to permit the issuance of general obligation bonds to fund sewer and

water capital improvements.

To the Committee on Finance.

S. B. No. 69 -Senators Gardner, Manning, et al.

To enact section 5.47 of the Revised Code to designate June as "Ohio Goes Boating Month."

To the Committee on Energy and Natural Resources.

S. B. No. 70 -Senator Coley, et al.

To amend sections 3111.29, 3111.38, 3111.46, 3111.49, 3111.78, 3111.80, 3111.81, 3111.84, 3119.06, 3119.30, 3119.38, 3119.43, 3119.60, 3119.61, 3119.63, 3119.72, 3119.76, 3119.77, 3119.82, 3119.87, 3119.88, 3119.89, 3119.90, 3119.91, 3119.92, 3121.01, 3121.02, 3121.035, 3121.12, 3121.29, 3121.33, 3121.34, 3123.031, 3123.04, 3123.05, 3123.06, 3123.14, 3123.25, 3123.27, 3123.30, 3123.31, 3123.34, 3123.35, 3123.72, 3123.821, and 3123.822, to enact sections 3111.801 and 3119.631 and to repeal section 3121.11 of the Revised Code to amend the child support laws.

To the Committee on Judiciary.

S. B. No. 71 -Senator Manning, et al.

To amend the versions of sections 340.03 and 340.041 of the Revised Code scheduled to take effect on July 1, 2017, to allow a board of alcohol, drug addiction, and mental health services to authorize its executive director to execute contracts valued at \$50,000 or less without the board's prior approval.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 72 -Senator Huffman, et al.

To amend sections 164.07, 307.022, 307.671, 307.673, 307.674, 307.696, 351.06, 353.03, 1506.44, 1710.02, 4115.03, 4115.04, 4115.06, 5540.03, 6117.012, and 6121.061 of the Revised Code to allow political subdivisions, special districts, and state institutions of higher education to elect to apply the Prevailing Wage Law to public improvement projects.

To the Committee on Finance.

S. B. No. 73 -Senator Brown, et al.

To enact section 5.242 of the Revised Code to designate October 7 as "Moses Fleetwood Walker Day."

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

S. B. No. 74 -Senators Yuko, Skindell, et al.

To enact section 4999.09 of the Revised Code to require the crews of freight trains to consist of at least two individuals.

To the Committee on Public Utilities.

S. B. No. 75 -Senator Brown, et al.

To amend sections 743.04 and 6103.02 of the Revised Code regarding property liens for unpaid county or municipal water service charges.

To the Committee on Energy and Natural Resources.

S. B. No. 76 -Senator Coley, et al.

To amend section 2911.21 of the Revised Code to amend the law governing criminal trespass to specify that placing purple paint marks on trees or posts constitutes posting notice in a manner reasonably calculated to come to the attention of potential intruders.

To the Committee on Judiciary.

S. B. No. 77 -Senator Coley, et al.

To amend section 4501.21 and to enact section 4503.4991 of the Revised Code to create the "KylerStrong Foundation" license plate.

To the Committee on Transportation, Commerce and Workforce.

S. B. No. 78 -Senator Hoagland, et al.

To enact section 5534.45 of the Revised Code to designate a portion of State Route 7 in Jefferson County as the "U.S. Air Force Staff Sergeant Yvonne Marie Fair Memorial Highway."

To the Committee on Transportation, Commerce and Workforce.

S. B. No. 79 -Senator Jordan, et al.

To amend section 117.46 and to enact sections 101.88, 101.881, 101.882, and 101.89 of the Revised Code to require standing committees of the General Assembly to establish a schedule for the periodic review and sunset of state departments that are currently in the Governor's cabinet, and to

require that Auditor of State performance audits be scheduled to coincide with the periodic review.

To the Committee on Government Oversight and Reform.

S. B. No. 80 -Senator Huffman, et al.

To amend sections 5101.33 and 5101.542 and to enact section 5101.331 of the Revised Code to establish requirements for electronic benefit transfer cards issued under the Supplemental Nutrition Assistance Program.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 81 -Senator Terhar.

To amend section 2923.125 of the Revised Code to waive the concealed carry license fee for active members of the armed forces and retired and honorably discharged veterans, to accept military experience with firearms as proof of competency with firearms regardless of when the applicant for a license acquired the experience, to permit a licensee to renew a concealed handgun license at any time before the expiration of the license, and to require the Attorney General to monitor the number of license fees waived and cap the total amount allowed to be waived at \$1.5 million.

To the Committee on Judiciary.

S. B. No. 82 -Senators Williams, Lehner, et al.

To amend sections 3313.205, 3314.03, 3326.11, and 3328.24 and to enact section 3321.141 of the Revised Code to require a public school to place a telephone call within one hour of the start of the school day to a parent whose child is absent without legitimate excuse.

To the Committee on Education.

S. B. No. 83 -Senator Williams, et al.

To enact section 109.021 of the Revised Code to establish the duties and authority of the Attorney General to investigate and prosecute cases relating to the death of a person caused by a peace officer.

To the Committee on Government Oversight and Reform.

S. B. No. 84 -Senators Williams, Tavares, et al.

To amend sections 109.73, 109.77, 109.79, 109.80, and 5503.05 and to enact sections 109.748, 109.749, and 2933.84 of the Revised Code to require

the Ohio Peace Officer Training Commission to develop a course to train peace officers in performing their duties without biased policing or status-based profiling; to prohibit law enforcement officers and officials from engaging in biased policing or status-based profiling; to require each law enforcement agency to develop and provide annually to its officers an educational training program on how to perform law enforcement duties without engaging in biased policing or status-based profiling; to create the racial and identity profiling advisory board; to provide a civil cause of action for an individual who is a victim of biased policing or status-based profiling; and to permit the Attorney General to seek injunctive relief against a law enforcement agency served by an officer who commits biased policing or status-based profiling.

To the Committee on Government Oversight and Reform.

S. B. No. 85 -Senator Huffman, et al.

To amend sections 3301.0711, 3301.0714, 3301.163, 3302.036, 3302.10, 3310.51, 3317.03, 3365.07, and 5727.84; to enact new sections 3310.01, 3310.02, 3310.03, 3310.04, 3310.06, 3310.07, 3310.08, 3310.09, 3310.10, 3310.11, 3310.12, 3310.13, 3310.14, 3310.15, 3310.16, and 3310.17; and to repeal sections 3310.01, 3310.02, 3310.03, 3310.031, 3310.032, 3310.035, 3310.04, 3310.05, 3310.06, 3310.07, 3310.08, 3310.09, 3310.10, 3310.11, 3310.12, 3310.13, 3310.14, 3310.15, 3310.16, 3310.17, 3313.974, 3313.975, 3313.976, 3313.977, 3313.978, and 3313.979 of the Revised Code to eliminate the Educational Choice Scholarship Pilot Program and Pilot Project Scholarship Program and to create the Opportunity Scholarship Program.

To the Committee on Education.

S. B. No. 86 -Senator Hackett, et al.

To enact section 5.291 of the Revised Code to designate the twenty-fifth day of May as "Ohio National Missing Children's Day."

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

S. B. No. 87 -Senators Hackett, Huffman, et al.

To amend sections 1753.09, 3901.21, 3963.01, 3963.02, and 3963.03 of the Revised Code to prohibit a health insurer from establishing a fee schedule for dental providers for services that are not covered by any contract or participating provider agreement between the health insurer and the dental provider.

To the Committee on Insurance and Financial Institutions.

S. B. No. 88 -Senator Terhar, et al.

To amend sections 118.05, 118.06, 118.11, 118.12, 118.13, and 118.99 and to repeal the version of section 118.023 of the Revised Code that is scheduled to take effect September 29, 2017, to modify the composition and powers of the financial planning and supervision commission of a political subdivision that is in a state of fiscal emergency and to clarify the duties of that political subdivision.

To the Committee on Government Oversight and Reform.

YES - 14: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, JOSEPH SCHIAVONI, CHARLETA B. TAVARES, CECIL THOMAS

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 Hottinger submitted the following report:

The standing committee on Insurance and Financial Institutions, to which was referred **S. B. No. 29**-Senators Coley, Oelslager, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Hottinger, Terhar, Hackett.

YES - 10: KENNY YUKO, EDNA BROWN, LOU TERHAR, BOB D. HACKETT, JAY HOTTINGER, DAVE BURKE, STEVE WILSON, KEVIN BACON, MATT DOLAN, BILL BEAGLE

NO - 0.

Senator Uecker submitted the following report:

The standing committee on Local Government, Public Safety and Veterans Affairs, to which was re-referred **S. B. No. 7**-Senators Bacon, Manning, et al., having had the same under consideration, re-reports it back with the following amendments and recommends its passage when so amended.

In line 29, after the underlined comma insert "2919.26,"

Co-Sponsor: Wilson.

YES - 10: JOE UECKER, LOU TERHAR, VERNON SYKES, KENNY YUKO, FRANK HOAGLAND, BOB PETERSON, BOB D. HACKETT, STEVE WILSON, CECIL THOMAS, GAYLE MANNING

NO - 0.

Senator Uecker submitted the following report:

The standing committee on Local Government, Public Safety and Veterans Affairs, to which was referred **S. B. No. 37**-Senator Hite, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Wilson, Hackett.

YES - 10: JOE UECKER, LOU TERHAR, VERNON SYKES, KENNY YUKO, STEVE WILSON, BOB D. HACKETT, FRANK HOAGLAND, BOB PETERSON, CECIL THOMAS, GAYLE MANNING

NO - 0.

The question being, "Shall the reports of the committee be accepted?"
The reports of the committees were accepted.

Senator Obhof submitted the following report:

The standing committee on Rules and Reference to which were referred the appointments by the Governor of:

Lewis W. Adkins, Jr., from Copley, Summit County, Ohio, as a Member of the University of Akron Board of Trustees for a term beginning February 3,

2017 and ending at the close of business July 1, 2025, replacing Jonathan T. Pavloff, whose term expired.

Gregory W. Battle, from Cincinnati, Hamilton County, Ohio, as a Member of the Cincinnati State Technical and Community College Board of Trustees for a term beginning December 13, 2016 and ending at the close of business August 31, 2022, replacing Michael Oestreicher, whose term expired.

Mark A. Bechtel, M.D., from Columbus, Franklin County, Ohio, as a Member of the State Medical Board for a term beginning January 3, 2017 and ending at the close of business March 18, 2021, replacing Sushil M. Sethi, whose term expired.

Capri S. Cafaro, Democrat, from Hubbard, Trumbull County, Ohio, as a Member of the Ohio Turnpike and Infrastructure Commission for a term beginning January 27, 2017 and ending at the close of business June 30, 2018, replacing James M. Gaisor, who resigned.

Nancy Kohnen Cahall, from Cincinnati, Hamilton County, Ohio, as a Member of the Cincinnati State Technical and Community College Board of Trustees for a term beginning December 13, 2016 and ending at the close of business August 31, 2022, replacing Laurie Nippert Leonard, whose term expired.

Sandra Drabik Collins, from Toledo, Lucas County, Ohio, as a Member of the Miami University Board of Trustees for a term beginning November 29, 2016 and ending at the close of business February 28, 2025, replacing Sharon J. Mitchell, whose term expired.

NeCole P. Cumberlander, from Pepper Pike, Cuyahoga County, Ohio, as a Member of the State Board of Cosmetology for a term beginning January 5, 2017 and ending at the close of business October 31, 2021, replacing Valerie J. Benfer, whose term expired.

Michael F. Curtin, Democrat, from Marble Cliff, Franklin County, Ohio, as a Member of the Ohio Air Quality Development Authority for a term beginning January 20, 2017 and ending at the close of business June 30, 2017, replacing Jeffrey M. Jacobson, who resigned.

Joseph F. Denk Jr., from Fairview Park, Cuyahoga County, Ohio, as a Member of the Board of Building Standards for a new term beginning December 12, 2016 and ending at the close of business October 13, 2018, replacing Joseph F. Denk Jr., who resigned.

Earl R. Dohner, from New Lebanon, Montgomery County, Ohio, as a Member of the Ohio Board of Motor Vehicle Repair for a new term beginning January 6, 2017 and ending at the close of business January 1, 2020, replacing Earl R. Dohner, whose term expired.

James N. Doyle, from South Vienna, Clark County, Ohio, as a Member of the Clark State Community College Board of Trustees for a new term beginning

December 5, 2016 and ending at the close of business November 30, 2022, replacing James N. Doyle, whose term expired.

Uwe D. Eickert, from Helena, Sandusky County, Ohio, as a Member of the Terra State Community College Board of Trustees for a term beginning January 30, 2017 and ending at the close of business December 30, 2022, replacing Kyle A. Overmyer, whose term expired.

Sharon M. Evans, from Springfield, Clark County, Ohio, as a Member of the Clark State Community College Board of Trustees for a new term beginning December 6, 2016 and ending at the close of business November 30, 2022, replacing Sharon M. Evans, whose term expired.

Jeffrey A. Hagman, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the State Board of Orthotics, Prosthetics and Pedorthics for a new term beginning December 9, 2016 and ending at the close of business December 6, 2019, replacing Jeffrey A. Hagman, whose term expired.

Deanna L. Harris, from Medina, Medina County, Ohio, as a Member of the State Board of Emergency Medical, Fire, and Transportation Services for a new term beginning December 16, 2016 and ending at the close of business November 12, 2019, replacing Deanna L. Harris, whose term expired.

John M. Hoty, from Sandusky, Erie County, Ohio, as a Member of the Terra State Community College Board of Trustees for a term beginning February 2, 2017 and ending at the close of business December 30, 2020, replacing Nancy L. Grandillo, whose term expired.

Heath Hughes, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a new term beginning December 6, 2016 and ending at the close of business November 21, 2019, replacing Heath Hughes, whose term expired.

Angela N. King, from Celina, Mercer County, Ohio, as a Member of the Board of Speech-Language Pathology and Audiology for a term beginning December 7, 2016 and ending at the close of business September 26, 2019, replacing Angela N. King, whose term expired.

Laura Elaine Kohler, from New Albany, Franklin County, Ohio, as a Member of the State Board of Education for a term beginning February 10, 2017 and ending at the close of business December 31, 2020, replacing C. Todd Jones, whose term expired.

Helen L. Mayle, from Pickerington, Fairfield County, Ohio, as a Member of the Board of Speech-Language Pathology and Audiology for a new term beginning December 7, 2016 and ending at the close of business September 26, 2019, replacing Helen L. Mayle, whose term expired.

Linda Sue McNew Nelson, from Galion, Crawford County, Ohio, as a Member of the North Central State College Board of Trustees for a new term beginning January 25, 2017 and ending at the close of business January 16,

2020, replacing Linda Sue McNew Nelson, whose term expired.

Darryl D. Mehaffie, from Greenville, Darke County, Ohio, as a Member of the Edison State Community College Board of Trustees for a new term beginning January 20, 2017 and ending at the close of business January 17, 2023, replacing Darryl D. Mehaffie, whose term expired.

Thomas P. Milligan, from Sidney, Shelby County, Ohio, as a Member of the Edison State Community College Board of Trustees for a new term beginning January 30, 2017 and ending at the close of business January 17, 2023, replacing Thomas P. Milligan, whose term expired.

Edwin J. Nagle, III, from Perrysburg, Wood County, Ohio, as a Member of the Owens Community College Board of Trustees for a new term beginning February 3, 2017 and ending at the close of business September 21, 2022, replacing Edwin J. Nagle, III, whose term expired.

Matthew Noble, Republican, from London, Madison County, Ohio, as a Member of the State Fire Council for a new term beginning February 3, 2017 and ending at the close of business November 1, 2021, replacing Matthew Noble, whose term expired.

Emily J. Passias, from Dublin, Franklin County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a term beginning January 26, 2017 and ending at the close of business September 20, 2017, replacing Willis “Rick” Amweg, who resigned.

Bradley A. Phillips, from Beavercreek, Greene County, Ohio, as a Member of the Clark State Community College Board of Trustees for a new term beginning December 5, 2016 and ending at the close of business November 30, 2022, replacing Bradley A. Phillips, whose term expired.

Diane Cunningham Redden, Republican, from Evendale, Hamilton County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a new term beginning December 5, 2016 and ending at the close of business November 21, 2019, replacing Diane Cunningham Redden, whose term expired.

Eric Richter, Republican, from Columbus, Franklin County, Ohio, as a Member of the Ohio Rail Development Commission for a term beginning January 12, 2017 and ending at the close of business October 20, 2021, replacing Robert E. Greenlese, who passed away.

H. Richard Rowe Jr., from Findlay, Hancock County, Ohio, as a Member of the Owens Community College Board of Trustees for a new term beginning February 3, 2017 and ending at the close of business September 21, 2022, replacing H. Richard Rowe Jr., whose term expired.

Julie A. Rutter, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ethics Commission for a term beginning January 27, 2017 and ending at the close of business January 1, 2023, replacing Michael A. Flack,

whose term expired.

Marian K. Schuda, M.D., Republican, from Dublin, Franklin County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a new term beginning December 5, 2016 and ending at the close of business November 21, 2019, replacing Marian K. Schuda, M.D., whose term expired.

Bradley A. Schwartz, from Norwood, Hamilton County, Ohio, as a Member of the Financial Planning and Supervision Commission for City of Norwood for a term beginning January 26, 2017, and continuing at the pleasure of the Governor.

Barbara R. Sears, from Franklin County, Ohio, as the Director of the Department of Medicaid for a term beginning December 23, 2016, and continuing at the pleasure of the Governor.

Thomas L. Shepherd, from Cincinnati, Hamilton County, Ohio, as a Member of the Financial Planning and Supervision Commission for City of Norwood for a term beginning February 3, 2017, and continuing at the pleasure of the Governor.

Denise Ann Shockley, Republican, from Gallipolis, Gallia County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a new term beginning December 6, 2016 and ending at the close of business November 21, 2019, replacing Denise Ann Shockley, whose term expired.

William J. Siplivy, from Stow, Summit County, Ohio, as a Member of the Reclamation Forfeiture Fund Advisory Board for a term beginning January 12, 2017 and ending at the close of business January 10, 2019, replacing Nelson L. Kidder, who resigned.

Carrie Spangler, Au.D., from Uniontown, Stark County, Ohio, as a Member of the Board of Speech-Language Pathology and Audiology for a new term beginning December 7, 2016 and ending at the close of business September 26, 2019, replacing Carrie Spangler, Au.D., whose term expired.

Lynn S. Stevens, from Hillsboro, Highland County, Ohio, as a Member of the Southern State Community College Board of Trustees for a term beginning December 1, 2016 and ending at the close of business May 11, 2022, replacing Michelle Phillips Cimis, whose term expired.

Alan A. Stockmeister, from Jackson, Jackson County, Ohio, as a Member of the The Ohio State University Board of Trustees for a term beginning February 3, 2017 and ending at the close of business May 13, 2025, replacing Algenon L. Marbley, whose term expired.

Thomas A. Tallman, from Shaker Heights, Cuyahoga County, Ohio, as a Member of the State Board of Emergency Medical, Fire, and Transportation Services for a new term beginning December 15, 2016 and ending at the close of business November 12, 2019, replacing Thomas A. Tallman, whose term expired.

Susan E. Tate, from Grove City, Franklin County, Ohio, as a Member of the Ohio Higher Educational Facility Commission for a new term beginning January 17, 2017 and ending at the close of business January 1, 2025, replacing Susan E. Tate, whose term expired.

Frederick J. Treuhart, from Toledo, Lucas County, Ohio, as a Member of the Bureau of Workers Compensation Board of Directors for a term beginning January 27, 2017 and ending at the close of business June 11, 2018, replacing Frank A. Guglielmi, who resigned.

Ronald A. Vonderhaar, from Norwood, Hamilton County, Ohio, as a Member of the Financial Planning and Supervision Commission for City of Norwood for a term beginning January 20, 2017, and continuing at the pleasure of the Governor.

Kristy S. Wilkin, from Hillsboro, Highland County, Ohio, as a Member of the Southern State Community College Board of Trustees for a term beginning February 1, 2017 and ending at the close of business May 11, 2022, replacing Donald J. Moore, whose term expired.

Dudley H.A. Wright, II, from Johnstown, Licking County, Ohio, as a Member of the State Board of Emergency Medical, Fire, and Transportation Services for a new term beginning November 23, 2016 and ending at the close of business November 12, 2019, replacing Dudley H. Wright, II, whose term expired.

Rowena Yeager, from Aurora, Portage County, Ohio, as a Member of the State Board of Cosmetology for a term beginning January 5, 2017 and ending at the close of business October 31, 2018, replacing Dolores A. Gillis, whose term expired.

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

YES – 14: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, JOSEPH SCHIAVONI, CHARLETA B. TAVARES, CECIL THOMAS

NO – 0.

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

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	Coley	Dolan	Eklund

Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

Am. S. B. No. 7-Senators Bacon, Manning.

Cosponsors: Senators Obhof, Beagle, Gardner, Uecker, Eklund, LaRose, Skindell, Huffman, Hite, Brown, Schiavoni, Hoagland, Wilson.

To amend section 2919.27 of the Revised Code to provide that service of a protection order or consent agreement upon a person is not necessary for the person to be convicted of the offense of violating a protection order if the person had actual notice of the order or agreement and the person recklessly violated its terms, was considered the third time.

The question being, "Shall the bill, **Am. S. B. No. 7**, pass?"

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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

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: "Senators Balderson, Burke, Coley, Dolan, Hackett, Hottinger, Jordan, Kunze, Lehner, Oelslager, Peterson, Sykes, Tavares, Terhar, Thomas, Williams, Yuko."

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

The motion was agreed to and the title so amended.

S. B. No. 18-Senator Thomas.

Cosponsors: Senators Eklund, Gardner, Beagle, Yuko, Sykes, Brown, Obhof, Coley, Uecker.

To enact section 5.291 of the Revised Code to designate September 12 as

"Jesse Owens Day", was considered the third time.

The question being, "Shall the bill, **S. B. No. 18**, pass?"

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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

So the bill passed.

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

Senator Thomas moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Burke, Dolan, Hackett, Hite, Hoagland, Hottinger, Huffman, Jordan, Kunze, LaRose, Lehner, Manning, Oelslager, Peterson, Schiavoni, Skindell, Tavares, Terhar, Williams, Wilson."

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

The motion was agreed to and the title so amended.

S. B. No. 24-Senator Terhar.

Cosponsors: Senators Beagle, Hackett.

To amend section 1321.99 and to enact sections 1321.62, 1321.63, 1321.631, 1321.632, 1321.64, 1321.641, 1321.642, 1321.643, 1321.644, 1321.65, 1321.651, 1321.66, 1321.661, 1321.662, 1321.663, 1321.664, 1321.665, 1321.666, 1321.667, 1321.67, 1321.671, 1321.672, 1321.673, 1321.674, 1321.68, 1321.681, 1321.69, 1321.70, 1321.701, and 1321.702 of the Revised Code to create the Ohio Consumer Installment Loan Act, was considered the third time.

The question being, "Shall the bill, **S. B. No. 24**, pass?"

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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

So the bill passed.

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

Senator Terhar moved to amend the title as follows:

Add the names: "Senators Bacon, Coley, Eklund, Gardner, Hite, Hoagland, Hottinger, Huffman, Jordan, LaRose, Lehner, Manning, Peterson, Thomas, Wilson."

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

The motion was agreed to and the title so amended.

S. B. No. 27-Senator Beagle.

Cosponsors: Senators Bacon, Brown, Eklund, Gardner, Manning, Obhof, Schiavoni, Thomas, Uecker, Williams, Yuko, Hoagland, Oelslager, Tavares, Burke, Kunze, Hackett.

To amend section 5.2281 of the Revised Code to designate the period beginning March 13 and ending April 15 as "Ohio Deaf History Month", was considered the third time.

The question being, "Shall the bill, **S. B. No. 27**, pass?"

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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

So the bill passed.

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

Senator Beagle moved to amend the title as follows:

Add the names: "Senators Balderson, Coley, Dolan, Hite, Hottinger, Huffman, Jordan, LaRose, Lehner, Peterson, Skindell, Sykes, Terhar, Wilson."

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 bills were introduced and considered for the first time:

S. B. No. 89 - Senators Skindell, Yuko.

Cosponsors: Senators Brown, Thomas, Williams, Schiavoni.

To amend sections 4907.01 and 4907.99 and to enact sections 4907.70 and 4907.71 of the Revised Code to establish standards for lighting in a rail yard

and to establish penalties for railroad companies that are in violation of those standards.

S. B. No. 90 - Senators Skindell, Yuko.

Cosponsors: Senators Brown, Thomas, Williams, Schiavoni.

To amend sections 4907.01 and 4907.99 and to enact sections 4907.70 and 4907.71 of the Revised Code to establish standards for walkways in a rail yard and to establish penalties for railroad companies that are in violation of those standards.

S. B. No. 91 - Senators Skindell, Tavares.

Cosponsors: Senators Williams, Brown, Thomas, Yuko, Sykes.

To amend section 109.02 and to enact sections 3920.01, 3920.02, 3920.03, 3920.04, 3920.05, 3920.06, 3920.07, 3920.08, 3920.09, 3920.10, 3920.11, 3920.12, 3920.13, 3920.14, 3920.15, 3920.21, 3920.22, 3920.23, 3920.24, 3920.25, 3920.26, 3920.27, 3920.28, 3920.31, 3920.32, and 3920.33 of the Revised Code to establish and operate the Ohio Health Care Plan to provide universal health care coverage to all Ohio residents.

S. B. No. 92 - Senator Thomas.

Cosponsors: Senators Yuko, Sykes.

To amend sections 4503.21 and 4511.043 of the Revised Code to specify that failure to display a license plate on the front of a motor vehicle that is required to display a front license plate is a secondary traffic offense, to establish a maximum fine of \$25 for such an offense, and to name this act the "DuBose Was A Beacon Act."

S. B. No. 93 - Senator Brown.

Cosponsor: Senator Yuko.

To amend section 1739.05 and to enact sections 1751.76 and 3923.86 of the Revised Code to require health insurers to offer coverage for hearing aids.

S. B. No. 94 - Senator Brown.

Cosponsors: Senators Thomas, Yuko, Skindell, Williams, Tavares.

To amend sections 9.07, 120.03, 120.06, 120.14, 120.16, 120.18, 120.24, 120.26, 120.28, 120.33, 120.34, 149.43, 1901.183, 2152.13, 2152.67, 2301.20, 2307.60, 2317.02, 2701.07, 2743.51, 2901.02, 2909.24, 2929.02, 2929.13, 2929.14, 2929.20, 2929.61, 2930.03, 2930.06, 2930.16, 2930.19, 2937.222, 2941.021, 2941.14, 2941.148, 2941.401, 2941.43, 2941.51, 2945.06, 2945.10, 2945.13, 2945.21, 2945.25, 2945.33, 2945.38, 2949.02, 2949.03, 2953.02, 2953.07, 2953.08, 2953.09, 2953.10, 2953.21, 2953.23, 2953.71, 2953.72, 2953.73, 2953.81, 2967.03, 2967.05, 2967.12, 2967.13, 2967.19, 2967.193, 2967.26, 2967.28, 2971.03, 2971.07, 5120.113, 5120.53, 5120.61, 5139.04, 5149.101, and 5919.16 and to repeal sections 109.97, 120.35, 2725.19, 2929.021, 2929.022, 2929.023, 2929.024, 2929.03, 2929.04, 2929.05, 2929.06, 2945.20, 2947.08, 2949.21, 2949.22, 2949.221, 2949.222,

2949.24, 2949.25, 2949.26, 2949.27, 2949.28, 2949.29, 2949.31, and 2967.08 of the Revised Code to abolish the death penalty and to declare an emergency.

OFFERING OF RESOLUTIONS

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

S. R. No. 47 - Senators Hoagland, Balderson.

Honoring the Ohio University School of Music on its Centennial.

S. R. No. 48 - Senator Balderson.

Honoring Muskingum County 4-H on its One Hundredth Anniversary.

S. R. No. 49 - Senator Obhof.

Honoring Officer Travis Stantz for heroism.

S. R. No. 50 - Senator Obhof.

Honoring Raelene Harris for heroism.

S. R. No. 51 - Senator Obhof.

Honoring Emily Holmes on having the Best of Opposite Sex dog at the 2017 Westminster Kennel Club's All Breed Dog Show.

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 adopted the following joint resolution in which the concurrence of the Senate is requested:

H. J. R. No. 1 -Representative Arndt

Authorizing a joint session of the Ohio General Assembly to meet at the Sandusky State Theatre in Sandusky, Ohio, for the purpose of receiving a message from the Governor and calling for a committee to wait upon the Governor in anticipation of his State of the State Address.

Attest:

Bradley J. Young,
Clerk.

The question being, "Shall the resolution, **H. J. R. No. 1**, be adopted?"

The yeas and nays were taken and resulted – yeas 29, nays 3, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Sykes	Terhar
Uecker	Williams	Wilson	Yuko
			Obhof-29

Senators Skindell, Tavares, and Thomas voted in the negative-3.

So the joint resolution, **H. J. R. No. 1**, was adopted.

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

Senator Gardner moved to amend the title as follows:

Add the names: "Senators Gardner, Bacon, Beagle, Eklund, Hackett, Hoagland, Huffman, Lehner, Manning, Obhof, Oelslager, Peterson, Uecker."

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

The motion was agreed to and the title so amended.

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:

H. B. No. 5 -Representatives Pelanda, Gavarone

Cosponsors: Representatives Anielski, Hambley, Bishoff, Arndt, Holmes, Antonio, Ashford, Barnes, Blessing, Boggs, Boyd, Brenner, Carfagna, Celebrezze, Clyde, Craig, Dever, DeVitis, Duffey, Edwards, Faber, Ginter, Gonzales, Green, Greenspan, Hagan, Henne, Hill, Householder, Howse, Hughes, Johnson, T., Keller, Kent, Kick, Landis, Lanese, LaTourette, Leland, Lepore-Hagan, Lipps, Manning, McColley, O'Brien, Patterson, Patton, Perales, Reece, Reineke, Retherford, Riedel, Rogers, Ryan, Schaffer, Scherer, Schuring, Seitz, Slaby, Smith, K., Smith, R., Sprague, Stein, Sweeney, Sykes, West, Wiggam, Young

To enact section 166.50 of the Revised Code to create a statutory definition of "microbusiness."

Am. Sub. H. B. No. 26 -Representative McColley

Cosponsors: Representatives Cera, Rogers, Anielski, Antonio, Arndt, Ashford, Barnes, Blessing, Celebrezze, DeVitis, Ginter, Green, Hambley, Hill, Manning, Miller, Patton, Pelanda, Perales, Reineke, Ryan, Scherer, Seitz,

Smith, R., Stein, Strahorn, Sweeney, Thompson, West

To amend sections 106.03, 119.03, 121.82, 122.14, 126.06, 127.14, 164.14, 303.40, 307.152, 325.33, 1547.15, 2935.27, 2937.221, 3123.59, 3737.84, 4501.03, 4501.031, 4501.041, 4501.044, 4501.045, 4501.06, 4501.10, 4501.21, 4501.26, 4501.34, 4503.03, 4503.036, 4503.04, 4503.042, 4503.07, 4503.10, 4503.102, 4503.103, 4503.12, 4503.13, 4503.182, 4503.19, 4503.191, 4503.192, 4503.21, 4503.233, 4503.24, 4503.26, 4503.31, 4503.311, 4503.312, 4503.40, 4503.42, 4503.44, 4503.47, 4503.471, 4503.49, 4503.491, 4503.492, 4503.493, 4503.494, 4503.495, 4503.496, 4503.497, 4503.498, 4503.499, 4503.50, 4503.501, 4503.502, 4503.503, 4503.504, 4503.505, 4503.51, 4503.513, 4503.514, 4503.515, 4503.52, 4503.521, 4503.522, 4503.523, 4503.524, 4503.525, 4503.526, 4503.527, 4503.528, 4503.529, 4503.531, 4503.534, 4503.535, 4503.545, 4503.55, 4503.551, 4503.552, 4503.553, 4503.554, 4503.555, 4503.556, 4503.56, 4503.561, 4503.562, 4503.563, 4503.564, 4503.565, 4503.573, 4503.574, 4503.575, 4503.576, 4503.577, 4503.58, 4503.591, 4503.592, 4503.67, 4503.68, 4503.69, 4503.70, 4503.701, 4503.702, 4503.71, 4503.711, 4503.712, 4503.713, 4503.715, 4503.72, 4503.721, 4503.722, 4503.73, 4503.731, 4503.732, 4503.733, 4503.74, 4503.75, 4503.751, 4503.752, 4503.76, 4503.761, 4503.762, 4503.763, 4503.83, 4503.85, 4503.86, 4503.87, 4503.871, 4503.874, 4503.877, 4503.89, 4503.90, 4503.901, 4503.902, 4503.903, 4503.904, 4503.91, 4503.92, 4503.93, 4503.94, 4503.95, 4503.96, 4503.97, 4503.98, 4504.05, 4504.10, 4505.061, 4505.09, 4505.11, 4505.111, 4505.14, 4506.08, 4506.09, 4507.011, 4507.091, 4507.1612, 4507.23, 4507.24, 4507.45, 4507.50, 4507.52, 4508.05, 4508.06, 4508.08, 4508.10, 4509.05, 4509.101, 4509.81, 4510.13, 4510.22, 4511.04, 4511.103, 4511.132, 4511.191, 4511.212, 4511.661, 4513.263, 4513.53, 4517.11, 4517.17, 4519.03, 4519.05, 4519.10, 4519.11, 4519.56, 4519.59, 4519.63, 4519.69, 4521.10, 4738.021, 4738.06, 4738.13, 4907.472, 5501.53, 5501.55, 5513.04, 5516.15, 5529.05, 5531.08, 5531.101, 5531.149, 5533.88, 5543.20, 5577.15, 5703.80, 5705.14, 5728.06, 5728.08, 5735.01, 5735.05, 5735.053, 5735.06, 5735.11, 5735.124, 5735.13, 5735.14, 5735.142, 5735.18, 5735.19, 5735.20, 5735.27, 5735.28, and 5735.99; to enact new sections 5735.011, 5735.024, 5735.051, and 5735.052 and sections 306.50, 1503.35, 4503.038, 4503.772, 4504.24, 5501.09, 5501.60, 5511.10, 5534.37, 5534.38, 5534.45, 5534.47, and 5534.74; and to repeal sections 4501.25, 5735.011, 5735.012, 5735.013, 5735.024, 5735.051, 5735.052, 5735.061, 5735.141, 5735.145, 5735.23, 5735.25, 5735.26, 5735.29, 5735.291, 5735.292, and 5735.30 of the Revised Code; and to amend Sections 512.20 and 751.40 of Am. Sub. H.B. 64 of the 131st General Assembly, Section 305.30 of Am. Sub. H.B. 64 of the 131st General Assembly, as subsequently amended, Sections 207.200 and 245.20 of S.B. 310 of the 131st General Assembly, and to amend Sections 207.80, 207.100, and 239.10 of S.B. 310 of the 131st General Assembly, as

subsequently amended, to make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs.

Attest:

Bradley J. Young,
Clerk.

Said bills were considered the first time.

Senator Peterson moved that Article II, Section 15(c) of the Ohio Constitution, requiring a bill to be considered on three different days, be suspended with respect to **Am. Sub. H. B. No. 26**, and that the bill be considered the second time.

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

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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

The motion was agreed to.

Senator Peterson moved that **Am. Sub. H. B. No. 26**, be referred to the committee on Transportation, Commerce and Workforce.

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

The motion was agreed to.

On the motion of Senator Peterson, the Senate adjourned until Wednesday, March 8, 2017 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.