

**JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES**

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**OHIO**

**SENATE**

**JOURNAL**

WEDNESDAY, MAY 10, 2017

FORTY-EIGHTH DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, May 10, 2017, 1:30 p.m.**

The Senate met pursuant to adjournment.

Prayer was offered by Dr. Stephen Swisher, Etna United Methodist Church in Etna, 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 Hackett recognized the West Jefferson High School competitive cheerleading squad as the 2017 OASSA Division IV Mount State Champion.

Senator Hottinger recognized Larry Flowers on his retirement as the state fire marshal.

Senator Peterson recognized Katelyn Ramsey as a winner in the Nestle Pure Life Share-a-Smile Design Contest.

Senator Uecker recognized Nicholas Johnson.

Senator Thomas recognized students and staff from the University of Cincinnati.

Senator Kunze recognized Mary Leavitt "The Flag Lady."

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

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

**S. B. No. 144** -Senator Burke, et al.

To amend sections 3304.22, 4141.04, and 4765.04, to enact new sections 3304.12, 3304.13, and 3304.14, and to repeal sections 3303.41, 3304.12, 3304.13, 3304.14, and 3304.25 of the Revised Code to abolish the Opportunities for Ohioans with Disabilities Commission, Consumer Advisory Committee, and Governor's Council on People with Disabilities and to establish a state rehabilitation services council known as the Opportunities for Ohioans with Disabilities Council.

To the Committee on Government Oversight and Reform.

**S. B. No. 145** -Senators Huffman, Wilson, et al.

To amend sections 2305.114, 2307.53, 2901.01, 2903.09, 2919.123, 2919.151, and 2967.193 and to enact section 2919.15 of the Revised Code to criminalize and create a civil action for dismemberment abortions.

To the Committee on Judiciary.

**S. B. No. 146** -Senator Yuko, et al.

To enact section 5534.601 of the Revised Code to designate a portion of I-90 in Euclid as the "Army Specialist 4 Lawrence George Stapleton Memorial Highway."

To the Committee on Transportation, Commerce and Workforce.

**S. B. No. 147** -Senator Hite, et al.

To amend sections 5725.98 and 5729.98 and to enact sections 122.15, 122.151, 122.152, 122.153, and 122.154 of the Revised Code to enact the "Ohio Rural Jobs Act" which authorizes a nonrefundable tax credit for insurance companies that invest in rural business growth funds, which are certified to provide capital to rural and agricultural businesses.

To the Committee on Ways and Means.

**S. B. No. 148** -Senators Kunze, Huffman

To amend sections 4501.81 and 5502.11 of the Revised Code to require an accident report to indicate whether any person involved in the accident wishes to be contacted for commercial solicitation purposes, to prohibit any person from using the information contained in an accident report for those purposes with regard to a person who did not agree to be contacted, and to allow a person to submit emergency contact information upon vehicle registration for inclusion in the next of kin database.

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

YES - 13: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, CECIL THOMAS, KENNY YUKO

NO - 0.

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

The report of the committee was accepted.

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

### **REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Bacon submitted the following report:

The standing committee on Judiciary, to which was referred **S. B. No. 4-** Senators Kunze, Oelslager, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 10: SCOTT OELSLAGER, CECIL THOMAS, SEAN O'BRIEN, MICHAEL J. SKINDELL, MATT DOLAN, WILLIAM P. COLEY, II, JOHN EKLUND, MATT HUFFMAN, PEGGY LEHNER, KEVIN BACON

NO - 0.

Senator Eklund submitted the following report:

The standing committee on Ways and Means, to which was referred **S. B. No. 36-** Senator Hite, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: O'Brien, Lehner.

YES - 10: JOHN EKLUND, SANDRA WILLIAMS, SEAN O'BRIEN, CECIL THOMAS, LOU TERHAR, BILL BEAGLE, PEGGY LEHNER, BOB PETERSON, STEVE WILSON, BOB D. HACKETT

NO - 0.

The question being, "Shall the reports of the committees 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:

**Daniel R. Conway**, Republican, from Upper Arlington, Franklin County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning April 11, 2017 and ending at the close of business April 10, 2022, replacing Lynn Slaby, whose term expired.

**Lawrence K. Friedeman**, Democrat, from Waterville, Lucas County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning February 27, 2017 and ending at the close of business April 10, 2020, replacing M. Howard Petricoff, who resigned.

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

YES – 13: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, CECIL THOMAS, KENNY YUKO

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 33, 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	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the Senate advised and consented to said appointments.

Senator Obhof submitted the following report:

The Standing Committee on Rules and Reference to which was referred the appointment by the Attorney General of:

**David Wondolowski**, from Broadview Heights, Cuyahoga County, Ohio, as a Member of the Ohio Consumers' Counsel Governing Board for a term beginning March 8, 2017 and ending at the close of business September 1, 2018, replacing Jason D. Clark, who reigned.

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

YES – 13: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, CECIL THOMAS, KENNY YUKO

NO – 0.

The question being, "Shall the Senate advise and consent to the appointment 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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the Senate advised and consented to said appointment.

### **BILLS FOR THIRD CONSIDERATION**

#### **Sub. S. B. No. 36-Senator Hite.**

Cosponsors: Senators Obhof, Gardner, Beagle, Peterson, Coley, Hoagland, Hottinger, LaRose, Hackett, Williams, Brown, O'Brien, Lehner.

To amend sections 5713.31, 5713.34, and 5715.01 of the Revised Code to require that the computation of the capitalization rate for the purposes of determining CAUV of agricultural land be computed using a method that excludes appreciation and equity buildup and to stipulate that CAUV land used for a conservation practice or enrolled in a federal land retirement or conservation program for at least three years must be valued at the lowest of the values assigned on the basis of soil type, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 36**, 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	Coley	Dolan	Eklund
Gardner	Hackett	Hite	Hoagland
Hottinger	Huffman	Jordan	Kunze
LaRose	Lehner	Manning	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas

Uecker

Williams

Wilson

Yuko  
Obhof-33

So the bill passed.

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

Senator Hite moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Burke, Dolan, Eklund, Huffman, Oelslager, Sykes, Tavares, Thomas, Uecker, Wilson, Yuko."

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

The motion was agreed to and the title so amended.

On the motion of Senator Peterson, the Senate adjourned until Thursday, May 11, 2017 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.