

**OHIO**

**SENATE**

**JOURNAL**

WEDNESDAY, MAY 17, 2017

FIFTY-FIRST DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, May 17, 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 Kunze recognized the Dublin Jerome High School green cheerleading competition team as a 2017 OASSA State Cheerleading and Dance Champion.

Senator Skindell recognized Eric Gordon on being named the 2016 Urban Educator of the Year.

Senator Lehner recognized the Oakwood High School Academic Decathlon team on winning the 2017 Division III National Academic Decathlon Championship.

Senator Uecker recognized honor students from Manchester High School, teacher Mr. Knauff, and former Senate President Doug White.

Senator Kunze recognized sixth grade students from Galloway Ridge Intermediate School.

Senator Hite recognized AP Government students from Kenton High School.

Senator LaRose recognized members of an International Fellowship from India and Pakistan.

Senator Wilson recognized students from the Mars Hill Academy in Mason.

Senator Obhof recognized members from the Community Bankers of Ohio.

Senator Hottinger requested a moment of silence in honor of the victims of the Kirkersville shooting.

## 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:

**H. B. No. 28** -Representative Brinkman, et al.

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of Commission programs.

To the Committee on Transportation, Commerce and Workforce.

**Am. H. B. No. 101** -Representative Merrin, et al.

To amend sections 3728.03, 4729.16, 4729.99, and 4731.96 and to enact sections 3707.60, 4729.382, 4729.46, and 4731.961 of the Revised Code to authorize an epinephrine autoinjector substitution when a prescription is filled or refilled, to authorize epinephrine to be dispensed without a prescription under a physician-established protocol, and to declare the act the "Epinephrine Accessibility Act."

To the Committee on Health, Human Services and Medicaid.

**H. B. No. 118** -Representative Merrin, et al.

To amend section 5715.19 of the Revised Code to expressly prohibit the dismissal of a property tax complaint for failure to correctly identify the property owner.

To the Committee on Ways and Means.

**Am. H. B. No. 165** -Representatives Gonzales, Conditt, et al.

To enact section 5.2518 of the Revised Code to designate May as "Congenital Cytomegalovirus Awareness Month."

To the Committee on Health, Human Services and Medicaid.

**S. B. No. 149** -Senator LaRose, et al.

To amend section 3501.29 and to enact section 3319.077 of the Revised Code regarding the use of a school district building as a polling place for elections.

To the Committee on Government Oversight and Reform.

**S. B. No. 150** -Senator Brown, et al.

To amend sections 2903.13, 2919.25, 2919.26, 2923.13, 2923.14, and 3113.31 and to enact sections 2923.133 and 2923.134 of the Revised Code to prohibit a person convicted of domestic violence or assault of a family member, or a person subject to certain protection orders, from having a firearm; to establish a procedure for surrendering all firearms in the person's possession; and to name the act the "Domestic Violence Survivors Protection Act."

To the Committee on Judiciary.

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, CHARLETA B. TAVARES, 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 Lehner submitted the following report:

The standing committee on Education, to which was referred **S. B. No. 8**- Senators Gardner, Terhar, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 10: STEVE WILSON, LOU TERHAR, GAYLE MANNING, CLIFF HITE, RANDY GARDNER, PEGGY LEHNER, MATT HUFFMAN, MATT DOLAN, JOSEPH SCHIAVONI, CECIL THOMAS

NO - 0.

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

The report of the committee was accepted.

**BILLS FOR THIRD CONSIDERATION**

**Sub. S. B. No. 4**-Senators Kunze, Oelslager.

Cosponsors: Senators Obhof, Terhar, Gardner, Hite, Eklund, Huffman, LaRose, Hottinger.

To amend sections 2951.041 and 2953.38 and to enact section 2953.521 of the Revised Code to allow a person who is found not guilty of an offense or who is the defendant named in a dismissed criminal charge to apply for a court order to expunge the person's official records in the case if the charge or not guilty finding was the result of the applicant having been a human trafficking victim; to allow a person convicted of certain prostitution-related offenses to apply for the expungement of the conviction record of any offense, other than a specified disqualifying offense, the person's participation in which was a result of having been a human trafficking victim; and to allow intervention in lieu of conviction for persons charged with committing an offense while a victim of compelling prostitution, was considered the third time.

The question being, "Shall the bill, **S. B. No. 4**, 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 Kunze moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Beagle, Brown, Burke, Coley, Dolan, Hackett, Hoagland, Jordan, Lehner, Manning, O'Brien, Schiavoni, 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.

**Sub. S. B. No. 8**-Senators Gardner, Terhar.

Cosponsors: Senators Beagle, Eklund, Hite, Brown, Manning, Oelslager, Uecker.

To enact section 3318.39 of the Revised Code to establish the 1:1 School Facilities Option Program as an alternative to assist certain school districts in

constructing, acquiring, reconstructing, or making additions or repairs to any feature of a classroom facility, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 8**, 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 Gardner moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Dolan, Hackett, Hoagland, Hottinger, Huffman, Kunze, LaRose, Lehner, Obhof, O'Brien, Peterson, Schiavoni, Sykes, Tavares, Thomas, Wilson, Yuko."

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. 151** - Senator Hite.

To amend section 3309.374 of the Revised Code to permit, rather than require, the School Employees Retirement System to grant annual cost-of-living adjustments to retirement, disability, and survivor benefit recipients and to reduce the maximum amount of the adjustment.

**S. B. No. 152** - Senator Dolan.

To amend sections 2323.58, 2323.581, 2323.582, 2323.583, 2323.584, 2323.585, 2323.586, and 2323.587 of the Revised Code relative to transfers of structured settlement payment rights.

**S. B. No. 153** - Senators Hite, Burke.

To amend section 3772.03 and to enact sections 3774.01, 3774.02, 3774.03, 3774.04, 3774.05, 3774.06, 3774.07, 3774.08, and 3774.09 of the Revised Code to grant the Ohio Casino Control Commission the authority to regulate fantasy contests and to exempt fantasy contests from the gambling laws.

**S. B. No. 154** - Senators Schiavoni, Yuko.

Cosponsors: Senators Brown, Sykes, Skindell, O'Brien, Tavares.

To amend sections 109.90, 1739.05, 1751.01, 3715.89, 4729.54, 4729.69, 4729.99, 5119.49, and 5167.12 and to enact sections 1751.692, 1751.76, 3301.97, 3707.60, 3901.80, 3901.801, 3923.046, 3923.852, 5119.368, 5164.092, and 5164.7512 of the Revised Code to provide for the prevention and treatment of opioid addiction, to make an appropriation, and to declare an emergency.

### OFFERING OF RESOLUTIONS

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

**S. R. No. 147** - Senator Lehner.

Honoring the Oakwood High School Academic Decathlon team on winning the 2017 Division III National Academic Decathlon Championship.

**S. R. No. 148** - Senator Peterson.

Honoring the Commercial Vehicles Group, Inc., Chillicothe Plant on being presented with a 2017 Lean Value Stream President's Award.

**S. R. No. 149** - Senator Brown.

Honoring Keyaunte Jones on being named the 2017 Ohio Youth of the Year by the Boys and Girls Clubs of America.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"

So the resolutions were adopted.

On the motion of Senator Peterson, the Senate adjourned until Thursday, May 18, 2017 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.