

OHIO

SENATE

JOURNAL

WEDNESDAY, OCTOBER 11, 2017

ONE HUNDREDTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, October 11, 2017, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Brian Hanson, Grace Baptist Church in Cedarville, 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 Tavares recognized Teresa Edoja, Solomon Aiyedero and Ben Ibe.

Senator O'Brien presented a resolution in memory of Timothy Allen Adams.

Senator Peterson recognized Deborah L. Saunders as Librarian of the Year.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Coley submitted the following report:

The standing committee on Government Oversight and Reform, to which was referred **Sub. H. B. No. 31**-Representative Cupp, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Coley.

YES - 10: BOB PETERSON, FRANK LAROSE, KRIS JORDAN,
MATT HUFFMAN, WILLIAM P. COLEY, II, JOE
UECKER, TROY BALDERSON, JOSEPH SCHIAVONI,
EDNA BROWN, MICHAEL J. SKINDELL

NO - 0.

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

Senator Obhof submitted the following report:

The Standing Committee on Rules and Reference to which were referred the appointments by the Governor of:

Alex T. Boehnke, from Columbus, Franklin County, Ohio, as a Member of the Materials Management Advisory Council for a term beginning July 20, 2017 and ending at the close of business July 1, 2020, replacing Colin E. Gallagher, whose term expired.

Richard Browne Birt, II, Republican, from Greenville, Darke County, Ohio, as a Member of the Reclamation Commission for a new term beginning June 1, 2017 and ending at the close of business June 28, 2019, replacing Martin L. Savko Jr., whose term expired.

Capri S. Cafaro, from Hubbard, Trumbull County, Ohio, as a Member of the Youngstown State University Board of Trustees for a term beginning June 20, 2017 and ending at the close of business April 30, 2026, replacing Carole S. Weimer, whose term expired.

Koral A. Clum, Republican, from Dover, Tuscarawas County, Ohio, as a Member of the Reclamation Commission for a new term beginning June 29, 2017 and ending at the close of business June 28, 2022, replacing Koral A. Clum, 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 new term beginning July 1, 2017 and ending at the close of business June 30, 2025, replacing Michael F. Curtin, whose term expired.

Stephanie Davidson, Ph.D., from Columbus, Franklin County, Ohio, as a Member of the Midwestern Higher Education Compact Commission for a term beginning August 11, 2017 and continuing at the pleasure of the Governor, replacing Richard A. Ross, Ph.D.

Charles Dejonckheere, from Cincinnati, Hamilton County, Ohio, as a Member of the Materials Management Advisory Council for a term beginning July 20, 2017 and ending at the close of business July 1, 2020, replacing Charles Dejonckheere, whose term expired.

Michael G. Dinneen, from Worthington, Franklin County, Ohio, as a Member of the Materials Management Advisory Council for a new term beginning July 20, 2017 and ending at the close of business July 1, 2020, replacing Michael G. Dinneen, whose term expired.

Jennifer G. Fenderbosch, from Avon Lake, Lorain County, Ohio, as a Member of the Materials Management Advisory Council for a term beginning July 20, 2017 and ending at the close of business July 1, 2020, replacing Jennifer G. Fenderbosch, whose term expired.

Jack D. Lee-Harris, from Columbus, Franklin County, Ohio, as a Member of the Ohio Cemetery Dispute Resolution Commission for a new term beginning July 2, 2017 and ending at the close of business July 1, 2021, replacing Jack D. Lee-Harris, whose term expired.

John W. (Jack) Hershey, from Upper Arlington, Franklin County, Ohio, as a

Member of the Midwestern Higher Education Compact Commission for a term beginning August 11, 2017 and ending at the close of business January 8, 2021, replacing William Napier, whose term expired.

John H. Hull, Republican, from Toledo, Lucas County, Ohio, as a Member of the Petroleum Underground Storage Tank Release Compensation Board for a new term beginning July 11, 2017 and ending at the close of business July 10, 2020, replacing John H. Hull, whose term expired.

Philip D. Koster, from Dublin, Franklin County, Ohio, as a Member of the State Board of Emergency Medical, Fire, and Transportation Services for a term beginning June 2, 2017 and ending at the close of business November 12, 2019, replacing Thomas F. Wappner, whose term expired.

Mark Anderson Miller, MS, from Bay Village, Cuyahoga County, Ohio, as a Member of the Radiation Advisory Council for a term beginning June 13, 2017 and ending at the close of business September 6, 2018, replacing Daniel T. Swanson, whose term expired.

William Wesley Patmon, III, Democrat, from New Albany, Franklin County, Ohio, as a Member of the Ohio Civil Rights Commission for a new term beginning July 29, 2017 and ending at the close of business July 28, 2022, replacing William Wesley Patmon, III, whose term expired.

C. Thomas Pfeifer, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Cemetery Dispute Resolution Commission for a new term beginning July 2, 2017 and ending at the close of business July 1, 2021, replacing C. Thomas Pfeifer, whose term expired.

Herbert W. Andre de la Porte, from Elyria, Lorain County, Ohio, as a Member of the State Board of Emergency Medical, Fire, and Transportation Services for a term beginning June 1, 2017 and ending at the close of business November 12, 2018, replacing Ernest Hatmaker, whose term expired.

Etta Marie Reed, Democrat, from West Chester, Butler County, Ohio, as a Member of the Ohio Soil and Water Conservation Commission for a new term beginning June 29, 2017 and ending at the close of business June 28, 2021, replacing Etta Marie Reed, whose term expired.

Ray Arthur Rummell, Republican, from Sherrodsville, Carroll County, Ohio, as a Member of the Reclamation Commission for a term beginning June 1, 2017 and ending at the close of business June 28, 2021, replacing Fred L. Dailey, whose term expired.

Phil R. Stammitti, Democrat, from Amherst, Lorain County, Ohio, as a member of the County Sheriffs' Standard Car-Marking and Uniform Commission for a term beginning May 10, 2017 and continuing at the pleasure of the Governor, replacing Zachary Scott.

Thomas R. Thompson, from North Ridgeville, Lorain County, Ohio, as a Member of the Ohio Cemetery Dispute Resolution Commission for a new

term beginning July 2, 2017 and ending at the close of business July 1, 2021, replacing Donald R. Goncy, whose term expired.

Kathryn A. Trent, from Fayetteville, Brown County, Ohio, as a Member of the Materials Management Advisory Council for a term beginning July 20, 2017 and ending at the close of business July 1, 2020, replacing Kathryn A. Trent, whose term expired.

Mary Faith Voinovich, from Hudson, Summit County, Ohio, as a Member of the Ohio University Board of Trustees for a new term beginning May 14, 2017 and ending at the close of business May 13, 2019, replacing Patrick J. Roden, whose term expired.

Stephen K. Williamson, Republican, from Galloway, Franklin County, Ohio, as a Member of the Reclamation Commission for a term beginning June 1, 2017 and ending at the close of business June 28, 2021, replacing Michael T. Puskarich, whose term expired.

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, CHARLETA B. TAVARES, 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 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	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Uecker
Williams	Wilson	Yuko	Obhof-32

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 Governor of:

Michael L. Gonidakis, from Dublin, Franklin County, Ohio, as a Member of the State Medical Board for a new term beginning August 8, 2017 and ending

at the close of business July 31, 2022, replacing Michael L. Gonidakis, whose term expired.

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

YES – 10: DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, CLIFF HITE, MATT HUFFMAN, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON.

NO – 3. EDNA BROWN, CHARLETA B. TAVARES, KENNY YUKO.

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

The yeas and nays were taken and resulted – yeas 24, nays 8, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Burke
Coley	Dolan	Eklund	Gardner
Hackett	Hite	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	Oelslager	Peterson
Terhar	Uecker	Wilson	Obhof-24

Senators Brown, O'Brien, Schiavoni, Skindell, Sykes, Tavares, Williams, and Yuko voted in the negative-8.

So the Senate advised and consented to said appointment.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 31-Representative Cupp.

Cosponsors: Representatives Arndt, Becker, Blessing, Conditt, Goodman, Green, Householder, Huffman, Koehler, Lipps, Reineke, Riedel, Roegner, Scherer, Seitz, Schaffer, Sprague, Stein, Anielski, Hambley, Antani, Dever, Duffey, Edwards, Faber, Gavarone, Ginter, Henne, Manning, McColley, Miller, Patton, Perales, Rezabek, Rogers, Ryan, Slaby, Smith, R., Sweeney, Thompson, West, Wiggam, Young Senator Coley.

To amend section 9.23, to revive and amend section 5139.44, and to repeal section 9.239 of the Revised Code, and to repeal Section 7 of Am. Sub. H.B. 52 of the 131st General Assembly, Section 3 of Sub. H.B. 463 of the 130th General Assembly, Sections 745.10, 751.20, 751.37, 751.120, 751.130, and 751.140 of Am. Sub. H.B. 483 of the 130th General Assembly, and Section 4 of Sub. S.B. 310 of the 130th General Assembly to revive the RECLAIM Advisory Committee, to formally abolish certain defunct boards, and to abolish the Government Contracting Advisory Council, was considered the

third time.

The question being, "Shall the bill, **Sub. H. B. No. 31**, 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	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Uecker
Williams	Wilson	Yuko	Obhof-32

So the bill passed.

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

Senator Coley moved to amend the title as follows:

Add the names: "Senators Balderson, Dolan, Eklund, Hackett, Hite, Hoagland, Huffman, Jordan, Lehner, Manning, Obhof, O'Brien, Oelslager, Peterson, Terhar, Uecker, Wilson."

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

The motion was agreed to and the title so amended.

H. B. No. 94-Representatives Sykes, Perales.

Cosponsors: Representatives Antonio, Ashford, Boggs, Boyd, Butler, Cupp, Clyde, Dever, Fedor, Lepore-Hagan, Howse, Johnson, G., O'Brien, Ramos, Sheehy, Smith, K., West, Anielski, Hambley, Bishoff, Arndt, Barnes, Brenner, Celebrezze, Cera, Craig, Duffey, Edwards, Gavarone, Ginter, Green, Greenspan, Hagan, Holmes, Householder, Hughes, Ingram, Johnson, Kelly, Kent, Landis, LaTourette, Manning, Miller, Patterson, Patton, Pelanda, Reece, Reineke, Retherford, Riedel, Roegner, Rogers, Ryan, Slaby, Sprague, Stein, Sweeney, Young Senator Eklund.

To enact section 5.2516 of the Revised Code to designate February as "Teen Dating Violence Awareness Month", was considered the third time.

The question being, "Shall the bill, **H. B. No. 94**, 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	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	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 Bacon, Balderson, Beagle, Brown, Burke, Coley, Dolan, Hackett, Hite, Hoagland, Hottinger, Huffman, Jordan, Kunze, LaRose, Lehner, Manning, Obhof, O'Brien, Peterson, Schiavoni, Sykes, Tavares, Terhar, Uecker, Williams, Wilson, Yuko."

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Manning moved that Senators absent the week of Sunday, October 8, 2017, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

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

The motion was agreed to.

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 54, the following resolution was offered:

S. R. No. 304 - Senators Bacon, Kunze, Balderson, Beagle, Brown, Burke, Coley, Dolan, Eklund, Gardner, Hackett, Hite, Hoagland, Hottinger, Huffman, Jordan, LaRose, Lehner, Manning, O'Brien, Obhof, Oelslager, Peterson, Schiavoni, Skindell, Sykes, Tavares, Terhar, Thomas, Uecker, Williams, Wilson, Yuko.

Honoring Jo Ann Davidson on her Ninetieth Birthday.

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

So the resolution was adopted.

On the motion of Senator Peterson, the Senate adjourned until Thursday, October 12, 2017 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,

Clerk.