

OHIO

SENATE

JOURNAL

CORRECTED VERSION
WEDNESDAY, MARCH 21, 2018

ONE HUNDRED FIFTY-NINTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, March 21, 2018, 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 Peterson recognized Nick and Sunny Cummings on being named 2018 National Outstanding Young Farmers.

Senator Hottinger recognized Royce Emerson as the longest-serving deputy sheriff in Ohio.

Senator Balderson recognized the Pickerington Central High School football team as the 2017 Division I State Champion.

Senator O'Brien recognized the family of fallen Girard Police Officer Justin Leo.

Senator Gardner recognized Larry Isaak, Tim Flakoll, and Mary Roberson from the Midwestern Higher Education Compact.

Senator Skindell recognized former State Senator and Congressman Dennis Kucinich.

**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:

Am. H. B. No. 87 -Representative Roegner, et al.

To enact section 3314.52 of the Revised Code regarding public moneys returned to the state as a result of a finding for recovery issued pursuant to an audit of the enrollment records of a community school.

To the Committee on Education.

Sub. H. B. No. 96 -Representative Hughes, et al.

To amend sections 2907.06 and 2917.11 of the Revised Code to increase the penalty for sexual imposition when the offender previously has been

convicted or pleaded guilty three or more times of any of several specified sex offenses and to enhance the penalty for disorderly conduct involving voluntary intoxication when the offender has previously been convicted of the offense three or more times.

To the Committee on Judiciary.

Sub. H. B. No. 182 -Representative Seitz, et al.

To amend sections 9.45, 2925.01, 4710.01, 4710.03, 4710.04, 4712.01, and 4712.99; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 4710.01 (4712.50), 4710.02 (4712.51), 4710.03 (4712.52), and 4710.04 (4712.53); to enact section 4712.54; and to repeal section 4710.99 of the Revised Code regarding debt adjusting.

To the Committee on Insurance and Financial Institutions.

Sub. H. B. No. 271 -Representatives McColley, Rezabek, et al.

To enact section 4112.16 of the Revised Code to authorize an alleged aggrieved party to provide a notice of an alleged accessibility law violation in advance of filing a civil action and to establish the circumstances under which an alleged aggrieved party is entitled to attorney's fees in a civil action based on the violation.

To the Committee on Judiciary.

Sub. H. B. No. 291 -Representative Wiggam, et al.

To enact sections 307.442, 505.604, and 701.02 of the Revised Code to authorize counties, townships, and municipal corporations to purchase an employee dishonesty and faithful performance of duty insurance policy, instead of a bond, for protection from loss due to the fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law by, an officer, official, employee, or appointee for which a bond is required by law.

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

H. B. No. 309 -Representatives Gonzales, Rezabek, et al.

To enact sections 2131.03, 2131.031, 2131.032, 2131.033, and 2131.034 of the Revised Code to generally prohibit a person's blindness from being used to deny or limit custody, parenting time, visitation, adoption, or service as a guardian or foster caregiver, regarding a minor.

To the Committee on Judiciary.

H. B. No. 347 -Representatives Kelly, Dever, et al.

To enact section 5534.492 of the Revised Code to designate a portion of I-

71 in Hamilton County as the "Sonny L. Kim Memorial Highway."

To the Committee on Transportation, Commerce and Workforce.

H. B. No. 359 -Representative Stein, et al.

To enact section 5.015 of the Revised Code to create a suggested ceremonial procedure for retiring an Ohio state flag.

To the Committee on Government Oversight and Reform.

H. B. No. 366 -Representative Gavarone, et al.

To amend sections 3119.01, 3119.02, 3119.021, 3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24, 3119.29, 3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63, 3119.76, 3119.79, 3119.89, 3121.36, and 3123.14; to enact new sections 3119.022 and 3119.023 and sections 3119.051, 3119.231, and 3119.303; and to repeal sections 3119.022, 3119.023, and 3119.024 of the Revised Code to make changes to the laws governing child support.

To the Committee on Judiciary.

H. B. No. 370 -Representative Perales, et al.

To amend sections 5.04 and 5.10 of the Revised Code to add a representation of the Wright Brothers' first piloted airplane to the Coat of Arms and Great Seal of the State of Ohio.

To the Committee on Government Oversight and Reform.

Sub. H. B. No. 415 -Representatives Greenspan, Ryan, et al.

To amend sections 131.44 and 131.51 and to enact section 131.52 of the Revised Code to allocate one-half of any surplus revenue to a new Local Government Road Improvement Fund, from which money will be distributed to local governments to fund road improvements.

To the Committee on Finance.

H. B. No. 422 -Representatives Ginter, Rogers, et al.

To amend section 4909.05 and to enact sections 4905.481, 4905.49, 4905.491, 4909.051, 4909.052, 4909.053, 4909.054, 4909.055, 4909.057, and 4909.059 of the Revised Code to govern acquisitions of municipal water-works and sewage disposal system companies by certain larger nonmunicipal water-works or sewage disposal system companies.

To the Committee on Public Utilities.

Sub. H. B. No. 438 -Representatives Hambley, Kick, et al.

To amend sections 3311.056 and 3319.22 and to enact section 3311.059 of the Revised Code to permit the addition of appointed members to educational

service center boards, to permit a local school district to sever its territory from one educational service center and annex that territory to an adjacent service center under specified conditions, and to authorize educational service centers to establish local professional development committees.

To the Committee on Education.

Sub. H. B. No. 453 -Representative Greenspan, et al.

To enact section 339.062 of the Revised Code to require that all rights to and interests in discoveries or inventions made by, or patents issued to, employees using charter county hospital facilities or funding are the property of that charter county hospital.

To the Committee on Government Oversight and Reform.

S. B. No. 240 -Senator Lehner, et al.

To amend sections 3311.80, 3311.84, 3319.075, 3319.111, and 3319.112 and to repeal sections 3319.114 and 3319.58 of the Revised Code with regard to teacher evaluations.

To the Committee on Education.

S. B. No. 249 -Senator Tavares, et al.

To amend sections 3795.03 and 3795.04 and to enact sections 3792.01, 3792.02, 3792.03, 3792.04, 3792.05, 3792.06, 3792.07, 3792.08, 3792.09, 3792.10, 3792.11, 3792.12, 3792.13, 3792.14, 3792.15, 3792.16, 3792.17, 3792.18, 3792.19, 3792.20, 3792.21, 3792.22, 3792.23, 3792.24, 3792.25, 3792.26, 3792.27, 3792.28, 3792.29, and 4729.97 of the Revised Code to authorize an individual with a terminal condition and the capacity to make medical decisions to request a prescription for an aid-in-dying medication.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 253 -Senator Tavares, et al.

To amend section 5167.12 and to enact sections 125.94, 125.941, 125.942, 3962.01, 3962.02, and 5164.7512 of the Revised Code to establish requirements regarding prescription drug and medical equipment pricing.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 261 -Senator Tavares, et al.

To amend sections 4117.10 and 5747.01 and to enact sections 4143.01, 4143.02, 4143.03, 4143.04, 4143.05, 4143.06, 4143.07, 4143.08, 4143.09, 4143.10, 4143.11, 4143.12, 4143.13, 4143.14, and 4143.99 of the Revised Code to establish family and medical leave insurance benefits to provide paid leave to allow an individual to address the individual's own serious health

condition, to care for a family member, or to bond with a new child and to exempt those benefits from personal income tax.

To the Committee on Insurance and Financial Institutions.

S. B. No. 262 -Senator Tavares, et al.

To amend sections 3314.03, 3326.11, and 3328.24 and to enact section 3313.88 of the Revised Code to require public schools annually to provide parents of students in any of grades five through twelve with educational information regarding eating disorders.

To the Committee on Education.

S. B. No. 264 -Senator Coley

To require the Auditor of State to conduct and release a performance audit of the Medical Marijuana Control Program, to prohibit the Department of Commerce from issuing final cultivator, processor, or laboratory testing licenses until performance audit recommendations are implemented, and to declare an emergency.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 265 -Senator Dolan

To amend sections 173.12, 341.192, 1739.05, 1751.01, 3702.30, 3712.06, 3712.061, and 3963.01 and to enact sections 1751.91, 3923.235, and 3923.89 of the Revised Code to permit certain health insurers to provide payment or reimbursement for services lawfully provided by a pharmacist and to recognize pharmacist services in certain other laws.

To the Committee on Insurance and Financial Institutions.

S. B. No. 267 -Senators Brown, Kunze, et al.

To amend sections 2907.24 and 5101.87 of the Revised Code to increase the penalty for soliciting when the person solicited is eighteen years of age or older, to specify that the fine for soliciting in this circumstance is not more than two thousand five hundred dollars, and to specify that up to one thousand dollars of that fine may be deposited into the Victims of Human Trafficking Fund.

To the Committee on Judiciary.

S. B. No. 268 -Senator Wilson

To amend section 2921.41 of the Revised Code to expand the increased penalties for theft in office based on the amount of property or services stolen and to include as restitution certain audit costs of the entity that suffered the loss involved in the offense.

To the Committee on Government Oversight and Reform.

S. B. No. 269 -Senator Yuko, et al.

To make supplemental appropriations in order to provide political subdivisions with funding for road maintenance repairs.

To the Committee on Finance.

S. B. No. 270 -Senator Tavares, et al.

To amend sections 101.34, 121.22, and 149.43, to enact sections 101.341 and 101.67 of the Revised Code, and to amend Section 321.10 of Am. Sub. H.B. 49 of the 132nd General Assembly to require that all legislative employers have a sexual harassment policy on file, to create the General Assembly Sexual Harassment Task Force, to authorize the Office of Legislative Inspector General to investigate sexual harassment claims within the General Assembly, to exempt from Public Records Law the identity of a complainant and victim of a sexual harassment complaint, and to make an appropriation.

To the Committee on Finance.

S. B. No. 271 -Senators Kunze, Eklund

To amend sections 122.12, 122.121, and 5739.21 and to enact section 122.122 of the Revised Code to remove limitations on the amount of sports events grants that may be awarded in a fiscal year or for a specific grant, and to fund the grant program by diverting state sales tax receipts to a custodial fund administered by the Director of Development Services.

To the Committee on Finance.

S. B. No. 272 -Senators Uecker, LaRose, et al.

To amend sections 109.572, 109.75, 109.78, 109.801, 1547.69, 2923.12, 2923.121, 2923.122, 2923.123, 2923.16, 3705.23, 4749.01, 4749.02, 4749.021, 4749.031, 4749.05, 4749.06, 4749.07, 4749.08, 4749.09, 4749.10, 4749.11, 4749.13, 4749.99, and 5502.011; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 4749.031 (4749.035); to enact new sections 4749.03, 4749.031, 4749.04, and 4749.12 and sections 4749.032, 4749.033, 4749.034, 4749.041, 4749.061, 4749.062, 4749.063, and 4749.151; and to repeal sections 4749.03, 4749.04, and 4749.12 of the Revised Code to amend the requirements related to the licensing and registration of private investigators and security guards.

To the Committee on Government Oversight and Reform.

S. B. No. 273 -Senator Hackett

To enact section 1.65 of the Revised Code to enact for the Revised Code a

definition of the term "rating agency."

To the Committee on Insurance and Financial Institutions.

S. B. No. 274 -Senator McColley, et al.

To amend sections 2903.212, 2907.41, 2919.251, 2935.15, 2937.22, 2937.222, 2937.23, and 2941.58 and to enact sections 2937.223, 2937.231, and 2937.47 of the Revised Code to require courts to use the results of a validated risk assessment tool in bail determinations; to allow nonmonetary bail to be set; to require courts to collect certain data on bail, pretrial release, and sentencing; and to require the Supreme Court to create a list of validated risk assessment tools and monitor the policies and procedures of courts in setting bail and utilizing pretrial supervision services.

To the Committee on Judiciary.

YES - 14: EDNA BROWN, DAVE BURKE, WILLIAM P. COLEY, II, JOHN EKLUND, RANDY GARDNER, MATT HUFFMAN, STEPHANIE KUNZE, 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 Coley submitted the following report:

The standing committee on Government Oversight and Reform, to which was referred **S. B. No. 221**-Senator Uecker, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Coley, LaRose.

YES - 9: KRIS JORDAN, MATT HUFFMAN, WILLIAM P. COLEY, II, JOE UECKER, KEVIN BACON, EDNA BROWN, TROY BALDERSON, BOB PETERSON, FRANK LAROSE

NO - 2: JOSEPH SCHIAVONI, MICHAEL J. SKINDELL

Senator Eklund submitted the following report:

The standing committee on Ways and Means, to which was recommitted

Sub. H. B. No. 24-Representative Ginter, et al., having had the same under consideration, re-reports back a substitute bill and recommends its passage.

YES - 11: JOHN EKLUND, SANDRA WILLIAMS, JOSEPH SCHIAVONI, CECIL THOMAS, LOU TERHAR, BILL BEAGLE, BOB D. HACKETT, PEGGY LEHNER, BOB PETERSON, STEVE WILSON, KRIS JORDAN

NO - 0.

Senator Obhof submitted the following report:

Pursuant to Senate Rule No. 37 the Standing Committee on Rules and Reference, recommends that **S. B. No. 219**, having been referred to the Standing Committee on Judiciary, be re-referred to the Standing Committee on Government Oversight and Reform.

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

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:

Deborah Allen, Independent, from Granville, Licking County, Ohio, as a Member of the State Auctioneers Commission for a term beginning October 12, 2017 and ending at the close of business October 9, 2019, replacing Bart K. Sheridan, who resigned.

Joel A. Bokerman, Republican, from Defiance, Defiance County, Ohio, as a Member of the Ohio Fair Plan Underwriting Association Board of Governors for a new term beginning September 19, 2017 and ending at the close of business September 18, 2019, replacing Joel A. Bokerman, whose term expired.

Kimberly A. Riker-Brown, from Monclova, Lucas County, Ohio, as a Member of the State Veterinary Medical Licensing Board for a new term beginning January 9, 2017 and ending at the close of business December 31, 2019, replacing Kimberly A. Riker-Brown, whose term expired.

Tammy Kay Chapman, from Springboro, Warren County, Ohio, as a

Member of the Advisory Board on Amusement Ride Safety for a term beginning November 2, 2017 and ending at the close of business September 9, 2023.

Senena Joy Esty, from Utica, Licking County, Ohio, as a Member of the Ohio Standardbred Development Commission for a new term beginning July 1, 2017 and ending at the close of business June 30, 2021, replacing Senena Joy Esty, whose term expired.

Daniel L. Frobose, Independent, from Pemberville, Wood County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning October 18, 2017 and ending at the close of business January 25, 2020, replacing Terrence L. Stammen, whose term expired.

John Paul Gannon, from Dublin, Franklin County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning June 27, 2017 and ending at the close of business January 1, 2023, replacing Alan Bozich, whose term expired.

Matt Granito, from Middlefield, Geauga County, Ohio, as a Member of the Commercial Dog Breeding Advisory Board for a new term beginning May 22, 2017 and ending at the close of business March 12, 2020, replacing Matt Granito, whose term expired.

Daniel J. Guttman, from Bexley, Franklin County, Ohio, as a Member of the Ohio Thoroughbred Race Fund Advisory Council for a new term beginning February 8, 2017 and ending at the close of business January 31, 2020, replacing Daniel J. Guttman, whose term expired.

Larry W. Hall, from Georgetown, Brown County, Ohio, as a Member of the Southern Ohio Agricultural and Community Development Foundation for a new term beginning June 6, 2017 and ending at the close of business June 2, 2022, replacing Larry W. Hall, whose term expired.

Cynthia Kidd, DVM, from Jackson, Jackson County, Ohio, as a Member of the State Veterinary Medical Licensing Board for a new term beginning January 4, 2018 and ending at the close of business December 31, 2020, replacing Cynthia Kidd, DVM, whose term expired.

Jeffrey Thomas Kline, Jr., from Stow, Summit County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning December 11, 2017 and ending at the close of business September 29, 2021.

Cathann Arceneaux Kress, Ph.D., from Columbus, Franklin County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning June 15, 2017 and ending at the close of business January 25, 2020, replacing Bruce A. McPherson, whose term expired.

Angela N. Krile, Republican, from Lancaster, Fairfield County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning December 7, 2016 and ending at the close of business December 1, 2022, replacing

Doug White, whose term expired.

Timothy John Lisko, Sr., from Lowellville, Mahoning County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a term beginning December 12, 2017 and ending at the close of business January 1, 2023, replacing Douglas J. Kramer, whose term expired.

Kimberly S. McConville, Republican, from Westerville, Franklin County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning May 19, 2017 and ending at the close of business January 25, 2020, replacing Lisa Hamler-Fugitt, whose term expired.

Craig Miesse, D. V. M., from Celina, Mercer County, Ohio, as a Member of the State Veterinary Medical Licensing Board for a term beginning April 24, 2017 and ending at the close of business December 31, 2020, replacing Roger S. Redman, DVM, whose term expired.

John R. Page, Democrat, from Lewis Center, Delaware County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning September 29, 2017 and ending at the close of business December 1, 2020, replacing Sherrilyn F. VanTassel, whose term expired.

Angela Petro, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning September 1, 2017 and ending at the close of business December 1, 2022, replacing Jennifer K. Lynch, whose term expired.

Thomas Price, Republican, from Delaware, Delaware County, Ohio, as a Member of the Ohio Expositions Commission for a new term beginning December 16, 2016 and ending at the close of business December 1, 2022, replacing Thomas Price, whose term expired.

William Jeffrey Prowant, Republican, from Dupont, Putnam County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a new term beginning May 5, 2017 and ending at the close of business January 1, 2023, replacing William Jeffrey Prowant, whose term expired.

Deborah Pryce, Republican, from Columbus, Franklin County, Ohio, as a Member of the Liquor Control Commission for a new term beginning March 1, 2017 and ending at the close of business February 8, 2023, replacing Deborah Pryce, whose term expired.

James A. Tomaszewski, Jr., J.D., from Cincinnati, Hamilton County, Ohio, as a Member of the Commercial Dog Breeding Advisory Board for a term beginning December 6, 2017 and ending at the close of business March 12, 2020, replacing David W. LeBourveau, whose resigned.

Frank W. Welsh, from Ashville, Pickaway County, Ohio, as a Member of the Advisory Board on Amusement Ride Safety for a new term beginning May 5, 2017 and ending at the close of business January 1, 2023, replacing Frank W. Welsh, whose term expired.

Eric T. Wolfer, from Fayetteville, Brown County, Ohio, as a Member of the Southern Ohio Agricultural and Community Development Foundation for a new term beginning June 6, 2017 and ending at the close of business June 2, 2022, replacing Eric T. Wolfer, whose term expired.

Lisa Zimmerman, from Marysville, Union County, Ohio, as a Member of the Commercial Dog Breeding Advisory Board for a term beginning August 14, 2017 and ending at the close of business March 12, 2019, replacing Carol A. Sanger, whose term expired.

Ryan R. Zimmerman, DVM, Republican, from Fremont, Sandusky County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a new term beginning May 5, 2017 and ending at the close of business January 25, 2020, replacing Ryan R. Zimmerman, DVM, 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, MATT HUFFMAN, STEPHANIE KUNZE, GAYLE MANNING, LARRY OBHOF, SCOTT OELSLAGER, BOB PETERSON, CHARLETA B. TAVARES, 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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	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.

HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

Sub. S. B. No. 1-Senator LaRose

Cosponsors: Senators Gardner, Hoagland, Bacon, Hottinger, Beagle, Oelslager, Yuko, Hite, Eklund, Manning, Burke, Terhar, Hackett, O'Brien, Balderson, Huffman, Kunze, Lehner, Obhof, Peterson, Uecker, Wilson
Representatives Manning, Rezabek, Butler, Lang, Anielski, Antani, Antonio,

Arndt, Ashford, Barnes, Brenner, Carfagna, Cupp, Edwards, Faber, Gavarone, Ginter, Gonzales, Green, Greenspan, Hagan, Hambley, Holmes, Hoops, Huffman, Hughes, Johnson, Kick, Koehler, Landis, LaTourette, Lipps, McClain, O'Brien, Patmon, Patterson, Patton, Pelanda, Perales, Retherford, Riedel, Rogers, Romanchuk, Ryan, Schaffer, Scherer, Schuring, Sheehy, Slaby, Smith, R., Sprague, Stein, Wiggam, Young

To amend sections 2925.01, 2925.02, 2925.03, 2925.04, 2925.05, 2925.11, 2925.13, 2925.36, 2929.01, 2929.13, 2929.14, 2941.1410, 3719.41, 3719.99, and 4729.99 of the Revised Code to increase penalties for drug trafficking violations, drug possession violations, and aggravated funding of drug trafficking when the drug involved in the offense is a fentanyl-related compound, except for drug possession violations when the fentanyl-related compound is combined with marihuana or a Schedule III, IV, or V controlled substance and the offender did not know of the fentanyl content; to revise the manner of determining sentence for certain violations of the offense of permitting drug abuse; and to add lisdexamfetamine to the list of schedule II controlled substances, were taken up.

The question being, "Shall the Senate concur in the amendments of the House of Representatives?"

Senator Peterson moved that the amendments of the House of Representatives to **Sub. S. B. No. 1**, be informally passed and retain their place on the calendar.

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

The motion was agreed to.

The amendments of the House of Representatives to:

Sub. S. B. No. 22-Senator Peterson

Cosponsors: Senators Beagle, Wilson, Balderson, Dolan, Eklund, Gardner, Hackett, Hite, Hoagland, Huffman, Jordan, LaRose, Manning, Obhof, Oelslager, Schiavoni, Tavares, Terhar, Thomas, Uecker Representatives Schaffer, Scherer, Rogers, Henne, Retherford, Anielski, Antani, Antonio, Barnes, Brenner, Carfagna, Craig, Dever, Faber, Ginter, Gonzales, Green, Hambley, Hoops, Hughes, Lang, McClain, Miller, Patmon, Patton, Perales, Reineke, Rezabek, Romanchuk, Ryan, Seitz, Sheehy, Slaby, Smith, R., Sprague, Stein, Sweeney, Thompson, West, Wiggam

To amend sections 3334.01, 3334.02, 3334.08, 3334.09, 3334.18, 3334.19, 3334.20, 5701.11, 5747.01, and 5747.70 of the Revised Code to expressly incorporate changes in the Internal Revenue Code since March 30, 2017, into Ohio law, to allow tax deductible contributions to Ohio 529 plans for K-12 education expenses, and to declare an emergency, were taken up.

The question being, "Shall the section, Section 3, setting forth the

emergency features of the bill, stand as a part of the bill?"

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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the section, Section 3, setting forth the emergency features of the bill stood as a part of the bill.

The question being, "Shall the Senate concur in the amendments of the House of Representatives?"

The yeas and nays were taken and resulted – yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Coley	Dolan	Eklund
Gardner	Hackett	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

Senator Skindell voted in the negative-1.

So the Senate concurred in the amendments of the House of Representatives.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 24-Representative Ginter

Cosponsors: Representatives Schaffer, Rogers, Cera, Green, Hambley, Retherford, Anielski, Antani, Antonio, Arndt, Ashford, Barnes, Boccieri, Boggs, Boyd, Brown, Butler, Carfagna, Celebrezze, Clyde, Craig, Cupp, Edwards, Faber, Fedor, Galonski, Gavarone, Goodman, Greenspan, Hagan, Henne, Hill, Holmes, Householder, Howse, Huffman, Hughes, Ingram, Johnson, Keller, Kent, Kick, Landis, Lanese, Lang, LaTourette, Leland, Lepore-Hagan, Lipps, Manning, McColley, Miller, O'Brien, Patmon, Patterson, Patton, Pelanda, Perales, Ramos, Reece, Reineke, Rezabek, Riedel, Roegner, Romanchuk, Schuring, Sheehy, Sprague, Stein, Strahorn, Sweeney, Thompson, West, Young Senators Terhar, Beagle, Hackett, Peterson, Wilson

To amend sections 3350.15, 5124.01, 5124.101, 5124.15, 5124.151, 5124.152, 5124.17, 5124.19, 5124.191, 5124.192, 5124.193, 5124.195, 5124.21, 5124.23, 5124.28, 5124.29, 5124.30, 5124.38, 5124.39, 5124.40,

5124.41, 5124.46, 5124.68, 5705.21, 5709.121, 5709.17, 5735.01, 5735.024, 5735.04, and 5747.01; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 5124.17 (5124.171), 5124.19 (5124.195), 5124.191 (5124.196), 5124.192 (5124.197), 5124.193 (5124.198), 5124.195 (5124.199), 5124.21 (5124.211), and 5124.23 (5124.231); to enact new sections 5124.17, 5124.19, 5124.191, 5124.192, 5124.193, 5124.194, 5124.21, and 5124.23 and section 5124.24; to repeal sections 5124.155 and 5124.194 of the Revised Code; to amend Section 261.168 of Am. Sub. H.B. 49 of the 132nd General Assembly; and to repeal Section 261.169 of Am. Sub. H.B. 49 of the 132nd General Assembly to modify the existing tax exemption for veterans organizations' property, to make appropriations and otherwise provide authorization and conditions for the operation of state programs, and to declare an emergency, was considered the third time.

The question being, "Shall the section, Section 14, setting forth the emergency features of the bill, stand as a part of the bill?"

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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the section, Section 14, setting forth the emergency features of the bill stood as a part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Skindell
Sykes	Tavares	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the bill having received the required constitutional majority passed as an emergency measure.

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

Senator Eklund moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Coley, Dolan, Eklund, Gardner, Hoagland, Hottinger, Huffman, Kunze, LaRose, Lehner, Manning, Oelslager, Thomas, Uecker."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 98-Representatives Duffey, Boggs

Cosponsors: Representatives Miller, Bishoff, Dever, Dean, West, Seitz, Zeltwanger, Hood, Young, Stein, Lepore-Hagan, Romanchuk, Brenner, Anielski, Antani, Antonio, Arndt, Ashford, Barnes, Blessing, Boccieri, Boyd, Brown, Butler, Carfagna, Celebrezze, Cera, Clyde, Craig, Cupp, Edwards, Fedor, Galonski, Gavarone, Ginter, Gonzales, Green, Greenspan, Hagan, Hambley, Hill, Holmes, Householder, Howse, Hughes, Ingram, Keller, Kelly, Kick, Landis, Lang, Leland, Lipps, Manning, O'Brien, Patterson, Patton, Pelanda, Perales, Ramos, Reece, Reineke, Retherford, Rezabek, Roegner, Rogers, Ryan, Schuring, Sheehy, Smith, R., Sprague, Strahorn, Sweeney, Sykes Senator Gardner

To amend sections 3313.471, 3319.223, 3319.36, and 3333.122, to enact new section 3319.229 and section 3317.029, and to repeal section 3319.229 of the Revised Code and to amend Section 265.210 of Am. Sub. H.B. 49 of the 132nd General Assembly regarding the presentation of career information to students, the calculation of Ohio College Opportunity Grant awards, and career-technical educator licenses; to modify degree requirements for interim career-technical teachers; to provide an additional payment to school districts with nuclear power plants in their territories that meet specified criteria; and to modify the earmarked appropriations for certain payments to school districts, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 98**, 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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	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 Beagle, Brown, Eklund, Hackett, Huffman, Kunze, LaRose, Lehner, Manning, O'Brien, Oelslager, Schiavoni, Sykes,

Tavares, Terhar, Thomas, Uecker, Yuko."

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

The motion was agreed to and the title so amended.

H. B. No. 529-Representative Ryan

Cosponsors: Representatives Smith, R., Cera, Ramos, Rogers, Anielski, Antonio, Arndt, Barnes, Brown, Celebrezze, Clyde, Edwards, Fedor, Galonski, Gavarone, Ginter, Green, Greenspan, Hambley, Hill, Holmes, Hoops, Householder, Howse, Hughes, Johnson, Landis, Lang, LaTourette, Leland, Lepore-Hagan, Manning, McClain, Miller, O'Brien, Patterson, Patton, Pelanda, Perales, Reineke, Riedel, Schaffer, Schuring, Seitz, Sheehy, Slaby, Smith, K., Strahorn, Sweeney, West, Young, Speaker Rosenberger Senators Lehner, Beagle, Oelslager

To amend section 164.05 of the Revised Code to make capital appropriations and changes to the law governing capital projects and to make reappropriations for the biennium ending June 30, 2020, was considered the third time.

The question being, "Shall the bill, **H. B. No. 529**, pass?"

The yeas and nays were taken and resulted – yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Coley	Dolan	Eklund
Gardner	Hackett	Hoagland	Hottinger
Huffman	Kunze	LaRose	Lehner
Manning	McColley	O'Brien	Oelslager
Peterson	Schiavoni	Skindell	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

Senator Jordan voted in the negative-1.

So the bill passed.

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

Senator Oelslager moved to amend the title as follows:

Add the names: "Senators Brown, Burke, Dolan, Eklund, Gardner, Hackett, Hoagland, Hottinger, Kunze, LaRose, Manning, Obhof, O'Brien, Peterson, Schiavoni, Skindell, Sykes, Tavares, Terhar, Thomas, Uecker, Williams, 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. 158-Senator Wilson

Cosponsors: Senators Terhar, Coley, Gardner, Eklund, Hottinger, Manning, O'Brien

To amend sections 2913.02, 2913.21, 2913.31, 2913.43, 2913.49, and

5101.621; to enact sections 109.67 and 173.95 of the Revised Code; and to amend the version of section 5101.63 of the Revised Code that is scheduled to take effect on September 29, 2018, to develop best practices and educational opportunities to combat elder fraud and exploitation and to fine and require full restitution from offenders who are found guilty of certain fraud-related crimes against the elderly, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 158**, 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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	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 Wilson moved to amend the title as follows:

Add the names: "Senators Balderson, Beagle, Brown, Burke, Dolan, Hackett, Hoagland, Huffman, Jordan, Kunze, LaRose, Lehner, Oelslager, Peterson, Skindell, Sykes, Tavares, Thomas, Uecker, Williams, Yuko."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 216-Senator Huffman

Cosponsors: Senators Terhar, Jordan, Coley, Gardner, Wilson

To amend sections 3301.078, 3301.0711, 3301.0715, 3302.03, 3311.78, 3311.79, 3313.814, 3317.141, 3319.075, 3319.081, 3319.088, 3319.111, 3319.112, 3319.22, 3319.223, 3319.283, 3321.191, 3323.022, 3323.11, 3324.07, 3326.13, and 3365.07; to enact new sections 3319.226 and 3319.229 and sections 3301.68, 3319.2210, 3319.262, 3319.361, and 3365.072; and to repeal sections 3319.074, 3319.114, 3319.226, 3319.229, and 3319.58 of the Revised Code to enact the "Ohio Public School Deregulation Act" regarding the administration of preschool and primary and secondary education programs, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 216**, pass?"

Senator Manning moved to amend as follows:

In line 3 of the title, delete "3319.088,"

In line 16, delete "3319.088,"

Delete lines 1800 through 1960

In line 3288, delete "3319.088,"

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

The motion to amend was agreed to.

The question recurred, "Shall the bill, **Am. Sub. S. B. No. 216**, 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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	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 Huffman moved to amend the title as follows:

Add the names: "Senators Bacon, Balderson, Beagle, Burke, Dolan, Hackett, Hoagland, Hottinger, Kunze, LaRose, Lehner, Manning, McColley, Obhof, O'Brien, Oelslager, Peterson, Thomas, Uecker, Williams, Yuko."

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

The motion was agreed to and the title so amended.

S. B. No. 244-Senators Dolan, Manning

Cosponsors: Senators Hottinger, Brown, Lehner, Schiavoni, Wilson, Bacon, Gardner, Obhof

To amend section 2907.22 of the Revised Code to amend the penalties for promoting prostitution, was considered the third time.

The question being, "Shall the bill, **S. B. No. 244**, 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	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	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 Dolan moved to amend the title as follows:

Add the names: "Senators Balderson, Burke, Hackett, Hoagland, Huffman Kunze, LaRose, O'Brien, Oelslager, Peterson, Tavares, Thomas, Uecker, Williams, 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. 276 - Senator Hottinger.

Cosponsors: Senators Uecker, Gardner, LaRose.

To amend sections 3313.66 and 3313.661 of the Revised Code with respect to the expulsion of a student from a school district, community school, or STEM school for actions that endanger the health and safety of other students or school employees.

S. B. No. 277 - Senators Thomas, Schiavoni.

Cosponsors: Senators Skindell, Tavares, Williams, Brown.

To amend sections 4111.02, 4111.09, and 4111.14 and to repeal section 4111.07 of the Revised Code to increase the state minimum wage.

OFFERING OF RESOLUTIONS

Senator Balderson offered the following resolution:

S. C. R. No. 21-Senator Balderson.

Cosponsors: Senators Beagle, Hoagland, Terhar, Schiavoni.

To urge the Congress of the United States to enact various bills advancing the development of an Appalachian storage hub.

The question being, "Shall the concurrent resolution, **S. C. R. No. 21**, be adopted?"

On the motion of Senator Peterson, **S. C. R. No. 21**, was referred to the Committee on Rules and Reference.

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

S. R. No. 460 - Senator Kunze.

Honoring Abby Steiner as a 2018 Division I State Indoor Track and Field Champion.

S. R. No. 461 - Senator Balderson.

Honoring the Lancaster Rotary Club on its Centennial.

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 concurred in the passage of the following bill:

Sub. S. B. No. 226 -Senator Bacon

Cosponsors: Senators Eklund, LaRose, Yuko, Oelslager, Manning, Hottinger, Lehner, Terhar, Beagle, Hackett, Wilson, Balderson, Brown, Burke, Dolan, Gardner, Hoagland, Huffman, Kunze, Obhof, O'Brien, Peterson, Schiavoni, Sykes, Tavares, Thomas, Uecker, Williams Representatives Schaffer, Rogers, Anielski, Cera, Hambley, Patmon, Retherford, Antani, Antonio, Arndt, Ashford, Boggs, Brenner, Brown, Carfagna, Celebrezze, Clyde, Craig, Edwards, Faber, Galonski, Gavarone, Green, Greenspan, Hagan, Holmes, Hood, Hoops, Hughes, Koehler, Landis, LaTourette, Leland, Lepore-Hagan, Lipps, Manning, Merrin, Miller, O'Brien, Patterson, Patton, Pelanda, Reineke, Rezabek, Riedel, Roegner, Romanchuk, Schuring, Slaby, Smith, K., Smith, R., Stein, Thompson, Wiggam, Young

To amend sections 3311.50, 5705.215, 5739.02, 5739.03, and 5739.05 of the Revised Code to provide for a permanent three-day sales tax "holiday" each August during which sales of clothing and school supplies are exempt from sales and use tax, to authorize a county school financing district property tax for school safety, security, and mental health services, and to declare an emergency.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,
Clerk.

Senator Peterson moved that pursuant to Senate Rule No. 44, the amendments of the House of Representatives to **Sub. S. B. No. 226**, be brought up for consideration.

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

The motion was agreed to.

The question being, "Shall the section, Section 3, setting forth the emergency features of the bill, stand as a part of the bill?"

The yeas and nays were taken and resulted – yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Coley	Dolan	Eklund
Gardner	Hackett	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

Senator Skindell voted in the negative-1.

So the section, Section 3, setting forth the emergency features of the bill stood as a part of the bill.

The question being, “Shall the Senate concur in the amendments of the House of Representatives?”

The yeas and nays were taken and resulted – yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Coley	Dolan	Eklund
Gardner	Hackett	Hoagland	Hottinger
Huffman	Jordan	Kunze	LaRose
Lehner	Manning	McColley	O'Brien
Oelslager	Peterson	Schiavoni	Sykes
Tavares	Terhar	Thomas	Uecker
Williams	Wilson	Yuko	Obhof-32

Senator Skindell voted in the negative-1.

So the Senate concurred in the amendments of the House of Representatives.

On the motion of Senator Peterson, the Senate adjourned until Monday, March 26, 2018 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.