

OHIO

SENATE

JOURNAL

MONDAY, APRIL 9, 2018

ONE HUNDRED SIXTY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Monday, April 9, 2018, 11:00 o'clock a.m.

The Senate met pursuant to adjournment.

The journal of the last legislative day was read and approved.

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, having been informally passed, were taken up.

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

Senator Coley 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.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered for the first time:

S. B. No. 288 - Senators Eklund, Kunze.

To amend sections 2151.34, 2903.213, 2903.214, 2919.26, 2923.11, 2923.13, 2923.18, 2923.20, 2923.23, 3113.31, and 3113.99, to enact sections 3113.26, 3113.27, 3113.28, 3113.29, and 3113.30, and to repeal section 2923.14 of the Revised Code to expand the definition of dangerous ordnance to include armor piercing ammunition and expand the definition of an automatic firearm to include any device within the federal definition of machine gun; to create additional conditions under which an individual may not possess a firearm or dangerous ordnance and to eliminate the process by which an individual may apply for relief from a weapons disability; to generally prohibit a person from buying, purchasing, obtaining, or furnishing a firearm on behalf of a third party; to provide for the entry of protection orders into the federal NCIC database and LEADS; and to provide for the issuance by a court of an extreme risk protection order.

S. B. No. 289 - Senator Kunze.

To amend sections 3313.66, 3313.661, and 5122.10 and to enact sections 3313.669 and 3313.6610 of the Revised Code with respect to the expulsion of a student from a school district, community school, or STEM school for communicating a threat of violence to occur on school grounds.

OFFERING OF RESOLUTIONS

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

S. R. No. 510 - Senators Kunze, Terhar, Bacon, Balderson, Beagle, Brown, Burke, Coley, Dolan, Eklund, Gardner, Hackett, Hoagland, Hottinger, Huffman, Jordan, LaRose, Lehner, Manning, McColley, O'Brien, Obhof, Oelslager, Peterson, Schiavoni, Skindell, Sykes, Tavares, Thomas, Uecker, Williams, Wilson, Yuko.

Recognizing the Month of the Military Child in Ohio, April 2018.

S. R. No. 511 - Senator Brown.

Honoring Travis Meyers on being named the 2018 Ohio Military Youth of the Year.

S. R. No. 512 - Senators Jordan, Kunze.

Honoring Boy Scout Troop 28 on its One Hundredth Anniversary.

S. R. No. 513 - Senator Sykes.

Honoring the United Way of Summit County on its Centennial.

S. R. No. 514 - Senator Obhof.

Honoring JCPenney Mansfield on its One Hundredth Anniversary.

S. R. No. 515 - Senator Kunze.

Honoring Brett Norris as the 2018 All-Ohio Division I Coach of the Year in boys basketball.

S. R. No. 516 - Senator Huffman.

Honoring the Minster High School girls basketball team as the 2018 Division IV State Champion.

S. R. No. 517 - Senator Brown.

Honoring the Rogers High School girls basketball team on winning the 2018 Division II State Championship.

S. R. No. 518 - Senator Obhof.

Recognizing the Governor's Thirty-eighth Annual Holocaust Commemoration, April 12, 2018.

S. R. No. 519 - Senator Eklund.

Honoring Hometown Bank on its One Hundred Twentieth Anniversary.

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

So the resolutions were adopted.

COMMUNICATIONS FROM THE GOVERNOR

The President handed down the following messages from the Governor which were read by the Clerk:

STATE OF OHIO EXECUTIVE DEPARTMENT OFFICE OF THE GOVERNOR COLUMBUS

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Kristen Laura Jackson, MSN, FNP-BC, from Cincinnati, Hamilton County, Ohio, as a Member of the Maternity and Newborn Advisory Council for a term beginning March 22, 2018 and ending at the close of business October

31, 2022, replacing Natasha L. Renault, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Daniel Lehmann, LPN, from Dayton, Montgomery County, Ohio, as a Member of the Board of Nursing for a term beginning March 27, 2018 and ending at the close of business December 31, 2020, replacing J. Jane McFee, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 27th day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Timothy J. Lovett, Republican, from Lima, Allen County, Ohio, as a Member of the Waterways Safety Council for a term beginning March 22, 2018 and ending at the close of business January 30, 2023, replacing Gary M. Branstetter, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

STATE OF OHIO

**EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Roger E. P. Madison, Jr., Democrat, from Gahanna, Franklin County, Ohio, as a Member of the Minority Development Financing Advisory Board for a term beginning March 27, 2018 and ending at the close of business September 30, 2019, replacing Keith S. Burgess, who resigned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 27th day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Keenan B. McKee, from Eaton, Preble County, Ohio, as a Member of the Ohio Board of Motor Vehicle Repair for a new term beginning March 22, 2018 and ending at the close of business January 1, 2021, replacing Keenan B. McKee, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Randy C. McPeck, from Pataskala, Licking County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a term beginning March 23, 2018 and ending at the close of business December 31, 2022, replacing Theodore S. Owens, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and

caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 23rd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Mary Jo Monte-Kaser, Republican, from New Philadelphia, Tuscarawas County, Ohio, as a Member of the Waterways Safety Council for a term beginning March 22, 2018 and ending at the close of business January 30, 2020, replacing Douglas E. McLarnan, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Roger Lee Osborne, BCE, from Fleming, Washington County, Ohio, as a Member of the Ohio Reclamation Forfeiture Fund Advisory Board for a new term beginning March 26, 2018 and ending at the close of business January 10, 2022, replacing Roger Lee Osborne, BCE, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 26th day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

**STATE OF OHIO
EXECUTIVE DEPARTMENT
OFFICE OF THE GOVERNOR**

COLUMBUS

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Donald H. Rife, Jr., from Delaware, Delaware County, Ohio, as a Member of the Ohio Board of Motor Vehicle Repair for a new term beginning March 22, 2018 and ending at the close of business January 1, 2021, replacing Donald H. Rife, Jr., whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of March in the year of our Lord, Two Thousand and Eighteen.

[Seal]

John R. Kasich,
Governor.

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. 170 -Senator LaRose

Cosponsors: Senators Hoagland, Terhar, Yuko, Sykes, Uecker, Hackett, Manning, Balderson, Beagle, Burke, Dolan, Eklund, Gardner, Hottinger, Huffman, Jordan, Kunze, Lehner, McColley, O'Brien, Oelslager, Peterson, Schiavoni, Skindell, Tavares, Thomas, Williams, Wilson Representatives Green, Sheehy, Householder, Howse, Hughes, Johnson, Kick, Lepore-Hagan, Manning, Reece, West, Anielski, Antani, Antonio, Arndt, Brenner, Celebrezze, Craig, Cupp, Dever, Edwards, Faber, Gavarone, Ginter, Gonzales, Greenspan, Hagan, Hambley, Henne, Hill, Holmes, Hoops, Huffman, Ingram, Keller, Kent, Landis, Lanese, Lang, McClain, Miller, Patmon, Patton, Pelanda, Reineke, Retherford, Rezabek, Riedel, Roegner, Romanchuk, Ryan, Schaffer, Scherer, Schuring, Seitz, Slaby, Smith, R., Sprague, Stein, Strahorn, Sweeney, Thompson, Wiggam, Young

To amend sections 4503.19, 4503.191, and 4503.83 of the Revised Code to require the universal validation sticker available to owners of passenger vehicle fleets to be issued without an expiration date beginning January 1, 2019, and to require the Director of Public Safety to seek approval from the United States Federal Motor Carrier Safety Administration to implement a temporary pilot program regarding the waiver of the skills test for a commercial driver's license that applies to present and former military personnel.

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

Attest:

Bradley J. Young,
Clerk.

Said amendments were laid over under the rule.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 127.12 of the Ohio Revised Code, the President of the Senate appoints Senator Jay Hottinger to the Controlling Board as a temporary replacement for Senator Scott Oelslager for the purpose of the board's meeting on Monday, April 9, 2018.

On the motion of Senator Coley, the Senate adjourned until Tuesday, April 10, 2018 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.