

JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES

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MONDAY, DECEMBER 3, 2018

TWO HUNDRED THIRTY-NINTH DAY
Senate Chamber, Columbus, Ohio
Monday, December 3, 2018, 11:00 o'clock a.m.

The Senate met pursuant to adjournment.

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

Senator Burke was in attendance.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Bacon submitted the following report:

The standing committee on Judiciary, to which was referred **Sub. H. B. No. 7-Representative Cupp, et. al.**, having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

YES - 6: MATT DOLAN, MATT HUFFMAN, PEGGY LEHNER,
SEAN O'BRIEN, CECIL THOMAS, KEVIN BACON

NO - 0.

In line 1 of the title, delete "2305.252,"

In line 22 of the title, delete "to permit access to peer"

Delete lines 23 and 24 of the title

In line 25 of the title, delete "preserving their confidentiality;"

In line 27, delete "2305.252,"

Delete lines 340 through 433

In line 767, delete "2305.252,"

In line 754, delete "After" and insert "Subject to division (F) of this section, after"; delete "one hundred eighty days"

In line 755, delete "following the filing of a complaint asserting a medical claim" and insert "the one-hundred-eighty-day period described in division (D)(2) of this section"

In line 759, delete "This" and insert:

"(F) This"

Senator Bacon submitted the following report:

The standing committee on Judiciary, to which was referred **S. B. No. 214-** Senators Terhar, Lehner having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

Co-Sponsor: O'Brien.

YES - 6: MATT DOLAN, MATT HUFFMAN, PEGGY LEHNER,
SEAN O'BRIEN, CECIL THOMAS, KEVIN BACON

NO - 0.

In line 14, delete "fifth" and insert "second"

Senator Bacon submitted the following report:

The standing committee on Judiciary, to which was referred **S. B. No. 250-** Senator Hoagland, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 7: PEGGY LEHNER, MATT DOLAN, JOHN EKLUND,
MATT HUFFMAN, SEAN O'BRIEN, SCOTT
OELSLAGER, KEVIN BACON

NO - 2: CECIL THOMAS, MICHAEL J. SKINDELL

Senator Bacon submitted the following report:

The standing committee on Judiciary, to which was referred **S. B. No. 323-** Senator Kunze having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Skindell.

YES - 9: MATT DOLAN, JOHN EKLUND, MATT HUFFMAN,
MICHAEL J. SKINDELL, CECIL THOMAS, SCOTT
OELSLAGER, KEVIN BACON, SEAN O'BRIEN, PEGGY
LEHNER

NO - 0.

Senator Beagle submitted the following report:

The standing committee on Public Utilities, to which was referred **H. B.**

No. 422-Representatives Ginter, Rogers, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Eklund, Beagle.

YES - 10: DAVE BURKE, JOHN EKLUND, MATT HUFFMAN, KRIS JORDAN, ROB MCCOLLEY, BILL BEAGLE, JOE UECKER, SEAN O'BRIEN, VERNON SYKES, FRANK LAROSE

NO - 0.

Senator Lehner submitted the following report:

The standing committee on Education, to which was referred **Sub. H. B. No. 58**-Representatives Brenner, Slaby, et. al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

YES - 9: MATT HUFFMAN, JOSEPH SCHIAVONI, VERNON SYKES, CECIL THOMAS, PEGGY LEHNER, RANDY GARDNER, GAYLE MANNING, ROB MCCOLLEY, STEVE WILSON

NO - 0.

In line 1 of the title, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

In line 2 of the title, delete "State Board" and insert "Department"

In line 3 of the title, delete "develop and adopt a model"

Delete line 4 of the title

In line 5 of the title, delete "which may be used by public schools" and insert "include supplemental instructional materials in cursive handwriting in the English language arts model curriculum"

In line 6, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

Delete lines 8 through 44 and insert:

"Sec. 3301.0726. (A) The department of education shall develop a packet of high school instructional materials on personal financial responsibility, including instructional materials on the avoidance of credit card abuse, and shall distribute that packet to all school districts. The board

of education of any school district may adopt part or all of the materials included in the packet for incorporation into the district's curriculum.

(B) The department of education shall include supplemental instructional materials on the development of handwriting as a universal skill in the English language arts model curriculum under division (B) of section 3301.079 of the Revised Code for grades kindergarten through five. The instructional materials shall be designed to enable students to print letters and words legibly by grade three and create readable documents using legible cursive handwriting by the end of grade five. The instructional materials shall be included in the model curriculum not later than the first day of July that next succeeds the effective date of this amendment and, thereafter, shall periodically be updated."

In line 45, delete "sections 3301.0721 and 3301.0722" and insert "section 3301.0726"

In line 46, delete "are" and insert "is"

Delete lines 47 through 52

Senator Lehner submitted the following report:

The standing committee on Education, to which was referred **Sub. H. B. No. 66**-Representative Young, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 6: STEVE WILSON, ROB MCCOLLEY, RANDY GARDNER, PEGGY LEHNER, MATT HUFFMAN, GAYLE MANNING

NO - 3: VERNON SYKES, CECIL THOMAS, JOSEPH SCHIAVONI

The question being, "Shall the reports of the committees be accepted?"
The reports of the committees were accepted.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered for the first time:

S. B. No. 341 - Senators Obhof, Eklund.

To express the intent of the General Assembly to develop and enact legislation to reform Ohio's drug sentencing laws.

OFFERING OF RESOLUTIONS

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

S. R. No. 761 - Senators Tavares, Kunze, Bacon.

Honoring Zack Steffen as the 2018 Major League Soccer Goalkeeper of the Year

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

So the resolution was 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. 20 -Senator Hackett

Cosponsors: Senators Gardner, Uecker, Yuko, Wilson, Bacon, O'Brien, Balderson, Beagle, Burke, Hite, Hoagland, Hottinger, Huffman, Kunze, LaRose, Manning, Obhof, Oelslager, Peterson, Terhar Representatives Manning, Anielski, Antani, Antonio, Arndt, Bocchieri, Boggs, Boyd, Brenner, Brown, Butler, Carfagna, Celebrezze, Cupp, Dean, Dever, Duffey, Edwards, Faber, Fedor, Gavarone, Ginter, Greenspan, Hambley, Hill, Holmes, Hoops, Householder, Hughes, Johnson, Kent, Kick, Koehler, Landis, Lanese, Leland, Lipps, Merrin, Miller, O'Brien, Patterson, Patton, Perales, Riedel, Rogers, Romanchuk, Schaffer, Scherer, Sheehy, Slaby, Smith, T., Stein, Strahorn, Wiggam, Wilkin, Young, Zeltwanger, Speaker Smith

To amend sections 2903.11, 2929.01, 2929.13, and 2929.14 and to enact section 2941.1426 of the Revised Code to require an additional prison term of 6 years for an offender who is convicted of or pleads guilty to felonious assault if the offender is convicted of or pleads guilty to a specification that the victim suffered permanent disabling harm and that the victim was under 10 years of age at the time of the offense.

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

Attest:

Bradley J. Young,
Clerk.

Said amendment was laid over under the rule.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has passed the following bills in which the concurrence of the Senate is requested:

Am. H. B. No. 3 -Representatives Duffey, Hagan

Cosponsors: Representatives Vitale, Reineke, Hambley, Henne, Roegner, Retherford, Bishoff, Brenner, Romanchuk, Antani, Butler, Craig, Cupp, Dean, Dever, Faber, Householder, Hughes, Ingram, Kent, Koehler, Lanese, Lang, Manning, McClain, Merrin, Miller, O'Brien, Patterson, Riedel, Scherer, Sheehy, Smith, T., Stein, Zeltwanger

To enact sections 117.432, 117.58, 149.60, 149.61, and 3375.03 of the Revised Code to create the DataOhio Board, to specify requirements for posting public records online, to require the Auditor of State to adopt rules regarding a uniform accounting system for public offices, to establish an online catalog of public data at data.Ohio.gov, to establish the Local Government Information Exchange Grant Program, and to make appropriations.

H. B. No. 558 -Representative McClain

Cosponsors: Representatives Becker, West, Brenner, Sheehy, Galonski, Carfagna, Romanchuk, Riedel, Smith, K., Dean, Wiggam, Johnson, Kick, Craig, Landis, Miller, Perales, Zeltwanger, Anielski, Antani, Antonio, Barnes, Boyd, Brown, Butler, Celebrezze, Cupp, Edwards, Faber, Gavarone, Ginter, Green, Greenspan, Hagan, Hambley, Hill, Holmes, Hoops, Householder, Hughes, Kent, Lang, LaTourette, Leland, Lepore-Hagan, Manning, O'Brien, Patton, Pelanda, Ramos, Rogers, Ryan, Schaffer, Schuring, Smith, T., Stein, Strahorn, Sweeney, B., Speaker Smith

To amend section 955.011 of the Revised Code to exempt certain disabled veterans from paying a dog registration fee when application is made to the county auditor that includes proof that the dog is an assistance dog.

H. B. No. 625 -Representatives Lang, Lipps

Cosponsors: Representatives Carfagna, Riedel, Roegner, Thompson, Antani, Dean, McClain, Merrin, Seitz

To amend sections 504.04, 715.013, 3736.01, and 3767.32 and to enact sections 301.30 and 3736.021 of the Revised Code to authorize a person to use an auxiliary container for any purpose, to prohibit a municipal corporation, charter county, or limited home rule township from imposing a

tax or fee on auxiliary containers, and to clarify that the existing anti-littering law applies to auxiliary containers.

Am. H. B. No. 716 -Representatives Butler, Perales

Cosponsors: Representatives Becker, Cera, Lang, Merrin, Gavarone, Vitale, Lanese, Huffman, Schaffer, Brenner, Retherford, Green, Roegner, Craig, Miller, Fedor, Sheehy, Boccieri, Wiggam, Kick, Seitz, Thompson, Johnson, Brown, Landis, Riedel, Smith, T., Anielski, Antani, Antonio, Arndt, Blessing, Boggs, Boyd, Carfagna, Celebrezze, Cupp, Dean, Duffey, Edwards, Faber, Ginter, Greenspan, Hagan, Henne, Holmes, Hoops, Hughes, Ingram, Kent, Koehler, LaTourette, Leland, Lepore-Hagan, McClain, O'Brien, Patterson, Patton, Pelanda, Ramos, Reineke, Rogers, Romanchuk, Ryan, Schuring, Slaby, Smith, K., Sprague, Stein, Strahorn, Sykes, Young, Zeltwanger, Speaker Smith

To amend sections 4743.04 and 5903.04 and to enact section 4743.041 of the Revised Code to require state occupational licensing agencies, under certain circumstances, to issue temporary licenses or certificates to members of the military and spouses who are licensed in another jurisdiction and have moved to Ohio for active duty.

H. B. No. 747 -Representatives Romanchuk, Lanese

Cosponsors: Representatives Lang, Seitz, Henne, Duffey, Lipps, Kick, Craig, Brown, Landis, Miller, Perales, Smith, T., Young, Anielski, Carfagna, Cupp, Faber, Hambley, Johnson, Koehler, Reineke, Rogers, Ryan, Schaffer, Scherer, Slaby, Sprague, Speaker Smith

To amend sections 5923.01, 5923.03, 5923.12, 5923.37, and 5924.01 and to enact sections 5922.01, 5922.02, 5922.03, 5922.04, 5922.05, 5922.06, 5922.07, and 5922.08 of the Revised Code to create the civilian cyber security reserve forces.

Attest:

Bradley J. Young,
Clerk.

Said bills were considered the first time.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of

Representatives has signed the following bills:

- H. B. No. 315** - Representative Arndt – et al.
- H. B. No. 414** - Representative Schaffer – et al.
- Am. S. B. No. 223** - Senator LaRose – et al.

Attest:

Bradley J. Young,
Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives insists on its amendments to:

Sub. S. B. No. 86 -Senator Hackett – et al.
and asks for a committee of conference.

Attest:

Bradley J. Young,
Clerk.

On the motion of Senator Peterson, the Senate acceded to the request of the House of Representatives.

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rule 30, the President of the Senate appoints the following members to serve on the Conference Committee for Sub. S.B. 86:

Senator Joe Uecker, co-chair
Senator Bob Hackett
Senator Cecil Thomas

MESSAGE FROM THE PRESIDENT

Pursuant to Section 127.12 of the Ohio Revised Code, the President of the Senate appoints Senator Steve Wilson to the Controlling Board as a temporary replacement for Senator Jay Hottinger for the purpose of the board's meeting on Monday, December 3, 2018.

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rules No. 19 and 20, the President of the Senate appoints Senator Vernon Sykes and Senator Cecil Thomas to the Senate's standing committee on Government Oversight and Reform as temporary replacements for Senator Joe Schiavoni and Senator Edna Brown for the purpose of the committee's meeting on Monday, December 3, 2018.

On the motion of Senator Peterson, the Senate adjourned until Tuesday, December 4, 2018 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.