OHIO

SENATE

JOURNAL

TUESDAY, MAY 14, 2019

FIFTY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, May 14, 2019, 11:15 a.m.

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator Lehner was selected to preside according to the rule.

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 Brenner recognized the Legislative Fellows from India, Pakistan, and Nepal on their visit to the Statehouse.

Senator Brenner recognized AP Government students from Stebbins High School on their visit to the Statehouse as guests of Senator Lehner.

Senator Brenner recognized St. Mary's Catholic School students on their visit to the Statehouse.

REPORTS OF REFERENCE AND BILLS FOR SECOND CONSIDERATION

Senator Obhof reports for the standing committee on Rules and Reference, recommending that the following bills and resolutions, standing in order for second consideration, be referred to committee as recommended:

H. C. R. No. 8 -Representative Schaffer, et al.
To urge Congress to encourage the Administrator of the FMCSA to change the crash indicator BASIC regulation standards to consider only crashes in which the driver was at fault for the crash.

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

Am. Sub. H. B. No. 166 -Representative Oelslager, et al.
To amend sections 101.15, 101.38, 102.021, 103.41, 103.416, 103.50, 107.036, 109.572, 111.15, 111.28, 113.50, 113.51, 113.53, 113.55, 113.56, 117.13, 120.04, 120.06, 120.18, 120.28, 120.33, 120.34, 120.35, 120.52, 120.521, 120.53, 121.083, 121.22, 121.37, 122.075, 122.175, 122.85, 122.86,

123.21, 124.132, 124.82, 124.824, 125.01, 125.14, 125.18, 125.25, 125.66, 125.661, 126.48, 131.02, 131.35, 133.06, 141.04, 141.16, 145.114, 147.591, 149.11, 149.43, 153.02, 166.01, 167.03, 169.06, 173.04, 173.27, 173.38, 173.391, 177.02, 183.18, 183.33, 307.622, 319.16, 319.302, 321.24, 323.155, 341.34, 351.021, 353.06, 505.262, 505.37, 505.371, 701.10, 711.131, 718.83, 718.85, 718.90, 742.114, 753.21, 905.31, 1321.73, 1347.08, 1349.43, 1505.09, 1509.28, 1509.31, 1509.36, 1509.50, 1533.10, 1533.11, 1533.111, 1533.112, 1533.32, 1533.321, 1561.011, 1707.01, 1707.03, 1707.04, 1707.042, 1707.10, 1707.13, 1707.161, 1707.17, 1707.19, 1707.20, 1707.21, 1707.23, 1707.24, 1707.25, 1707.26, 1707.261, 1707.27, 1707.28, 1707.29, 1707.30, 1707.31, 1707.32, 1707.34, 1707.35, 1707.38, 1707.39, 1707.391, 1707.40, 1707.431, 1707.44, 1707.99, 1711.52, 1711.53, 1724.02, 1739.05, 1751.77, 1901.123, 1901.26, 1907.143, 1907.24, 2151.23, 2151.353, 2151.421, 2151.424, 2151.86, 2303.201, 2305.231, 2305.41, 2317.54, 2323.52, 2925.01, 2927.02, 2927.022, 2929.13, 2929.15, 2929.34, 2941.51, 2950.08, 3107.14, 3119.023, 3119.05, 3119.23, 3119.27, 3119.29, 3119.30, 3119.302, 3119.31, 3119.32, 3125.25, 3301.07, 3301.0710, 3301.0711, 3301.0714, 3301.52, 3301.53, 3302.01, 3302.021, 3302.03, 3302.036, 3302.042, 3302.061, 3302.16, 3302.17, 3302.18, 3307.152, 3309.157, 3310.03, 3311.29, 3312.01, 3313.411, 3313.413, 3313.5315, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.618, 3313.813, 3313.834, 3313.978, 3314.016, 3314.017, 3314.02, 3314.03, 3314.034, 3314.08, 3314.085, 3314.102, 3314.18, 3314.19, 3314.21, 3314.35, 3317.016, 3317.02, 3317.022, 3317.023, 3317.028, 3317.03, 3317.06, 3317.13, 3317.16, 3317.25, 3317.40, 3118.036, 3318.36, 3319.074, 3319.226, 3319.26, 3319.272, 3326.11, 3326.31, 3326.32, 3326.33, 3327.01, 3327.10, 3328.24, 3333.26, 3333.45, 3333.59, 3333.65, 3345.48, 3353.07, 3358.02, 3358.06, 3365.03, 3501.12, 3701.044, 3701.139, 3701.24, 3701.262, 3701.351, 3701.36, 3701.501, 3701.571, 3701.601, 3701.602, 3701.611, 3701.612, 3701.68, 3701.95, 3701.99, 3702.12, 3702.13, 3702.30, 3702.51, 3702.52, 3702.57, 3702.59, 3702.593, 3702.60, 3702.967, 3704.01, 3704.111, 3704.14, 3705.07, 3705.09, 3705.10, 3706.25, 3706.29, 3710.01, 3710.04, 3710.05, 3710.051, 3710.06, 3710.07, 3710.08, 3710.12, 3711.02, 3713.022, 3713.99, 3721.03, 3734.01, 3734.57, 3734.901, 3735.31, 3735.33, 3735.40, 3735.41, 3735.661, 3742.03, 3742.04, 3742.18, 3742.32, 3742.40, 3745.11, 3769.07, 3770.06, 3772.19, 3781.03, 3781.06, 3781.061, 3781.10, 3798.01, 3798.07, 3798.10, 3901.381, 3901.3814, 3905.426, 3953.231, 3959.01, 3959.12, 4109.05, 4109.99, 4141.35, 4141.50, 4301.43, 4313.02, 4501.10, 4501.24, 4503.29, 4503.515, 4505.11, 4506.03, 4507.12, 4582.06, 4582.31, 4701.16, 4705.10, 4712.02, 4713.14, 4713.16, 4713.17, 4713.42, 4715.22, 4715.52, 4717.03, 4717.05, 4717.07, 4717.41, 4723.08, 4723.28, 4727.03, 4728.03, 4729.571, 4729.80, 4729.86, 4730.02, 4730.12, 4730.14, 4730.19, 4730.25, 4730.28, 4730.43, 4730.49, 4731.04, 4731.05, 4731.07, 4731.14, 4731.15, 4731.155, 4731.17, 4731.171, 4731.19, 4731.222, 4731.228, 4731.229, 4731.281,

4731.282, 4731.291, 4731.293, 4731.294, 4731.299, 4731.56, 4731.572, 4731.573, 4734.281, 4735.023, 4735.052, 4735.06, 4735.09, 4735.12, 4735.13, 4735.15, 4735.18, 4735.182, 4735.27, 4735.28, 4737.045, 4743.02, 4745.04, 4751.01, 4751.041, 4751.043, 4751.044, 4751.05, 4751.06, 4751.07, 4751.08, 4751.10, 4751.11, 4751.12, 4751.14, 4751.99, 4757.10, 4757.13, 4757.18, 4757.22, 4757.23, 4757.32, 4759.02, 4759.05, 4759.06, 4759.062, 4760.02, 4760.03, 4760.031, 4760.032, 4760.04, 4760.05, 4760.06, 4760.13, 4760.131, 4760.132, 4760.14, 4760.15, 4760.16, 4760.18, 4761.05, 4761.06, 4762.02, 4762.03, 4762.031, 4762.04, 4762.05, 4762.06, 4762.08, 4762.09, 4762.10, 4762.13, 4762.131, 4762.132, 4762.14, 4762.15, 4762.16, 4762.18, 4762.22, 4763.16, 4766.17, 4768.09, 4773.01, 4773.08, 4774.02, 4774.03, 4774.031, 4774.04, 4774.05, 4774.06, 4774.09, 4774.11, 4774.13, 4774.131, 4774.132, 4774.14, 4774.15, 4774.16, 4774.18, 4776.01, 4776.20, 4778.03, 4778.05, 4778.06, 4778.07, 4928.02, 4928.143, 4937.01, 4937.05, 5101.061, 5101.14, 5101.141, 5101.1411, 5101.1412, 5101.1414, 5101.56, 5101.83, 5103.02, 5103.0328, 5103.13, 5103.30, 5104.01, 5104.013, 5104.015, 5104.016, 5104.02, 5104.021, 5104.03, 5104.04, 5104.042, 5104.09, 5104.12, 5104.21, 5104.22, 5104.29, 5104.30, 5104.31, 5104.32, 5104.34, 5104.38, 5104.41, 5104.99, 5119.185, 5119.19, 5119.44, 5120.10, 5120.112, 5122.43, 5123.01, 5123.023, 5123.044, 5123.046, 5123.0414, 5123.0419, 5123.081, 5123.092, 5123.166, 5126.01, 5126.042, 5126.046, 5126.054, 5126.055, 5126.056, 5126.15, 5139.87, 5145.162, 5149.38, 5160.01, 5160.48, 5162.01, 5162.12, 5162.364, 5162.52, 5164.01, 5164.05, 5164.342, 5164.36, 5164.38, 5164.7510, 5164.91, 5165.15, 5165.152, 5165.25, 5166.01, 5166.04, 5166.22, 5167.01, 5167.03, 5167.04, 5167.10, 5167.11, 5167.12, 5167.121, 5167.13, 5167.14, 5167.17, 5167.171, 5167.172, 5167.18, 5167.20, 5167.201, 5167.26, 5167.41, 5168.03, 5168.05, 5168.06, 5168.07, 5168.08, 5168.75, 5501.20, 5502.63, 5505.68, 5513.06, 5525.03, 5537.07, 5537.13, 5537.17, 5705.091, 5705.21, 5709.17, 5709.40, 5709.41, 5709.73, 5709.78, 5713.08, 5715.19, 5715.27, 5726.04, 5733.40, 5733.41, 5739.01, 5739.011, 5739.02, 5739.021, 5739.023, 5739.025, 5739.026, 5739.03, 5739.05, 5739.09, 5741.01, 5741.04, 5741.05, 5741.11, 5741.13, 5741.17, 5743.62, 5745.05, 5747.01, 5747.02, 5747.022, 5747.025, 5747.05, 5747.054, 5747.055, 5747.08, 5747.10, 5747.41, 5747.98, 5748.01, 5751.02, 5903.12, 5910.01, 5910.02, 5910.031, 5910.032, 5910.04, 5910.05, 5910.06, 5910.07, and 5910.08; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 125.66 (113.60), 125.661 (113.61), 1533.09 (1533.06), 4751.03 (4751.02), 4751.041 (4751.151), 4751.042 (4751.021), 4751.043 (4751.381), 4751.044 (4751.26), 4751.05 (4751.15), 4751.06 (4751.20), 4751.07 (4751.24), 4751.08 (4751.201), 4751.10 (4751.32), 4751.11 (4751.33), 4751.12 (4751.35), 4751.13 (4751.36), 4751.14 (4751.03), and 5167.121 (5167.051); to enact new sections 1533.09, 3302.10, 4751.04, 4751.10, and 5164.37, and sections 9.242, 113.62, 121.374, 122.26, 122.84, 124.91, 125.93, 125.931, 126.60, 126.61, 126.62, 131.511, 173.30, 173.525, 323.16, 901.172,

936.01, 936.02, 936.03, 936.04, 936.05, 936.06, 936.07, 936.08, 936.09, 936.10, 936.11, 936.12, 936.13, 936.99, 1181.23, 1349.05, 1521.08, 1707.05, 1707.051, 1707.052, 1707.053, 1707.054, 1707.055, 1707.056, 1707.057, 1707.058, 1707.50, 1711.532, 1713.032, 1751.92, 2151.45, 2151.451, 2151.452, 2151.453, 2151.454, 2151.455, 2305.011, 3107.035, 3302.037, 3302.038, 3302.039, 3311.242, 3313.6024, 3313.818, 3313.912, 3314.0211, 3314.088, 3314.089, 3314.353, 3314.354, 3317.0219, 3317.163, 3317.26, 3317.60, 3317.61, 3317.62, 3318.037, 3326.42, 3327.015, 3333.052, 3358.11, 3721.026, 3723.081, 3727.49, 3738.01, 3738.02, 3738.03, 3738.04, 3738.05, 3738.06, 3738.07, 3738.08, 3738.09, 3742.50, 3781.40, 3781.41, 3781.42, 3781.43, 3781.44, 3799.01, 3901.95, 3902.31, 3902.50, 3902.51, 3923.87, 3959.20, 3962.01, 3962.011, 3962.02, 3962.03, 3962.04, 3962.05, 3962.06, 3962.07, 3962.08, 3962.081, 3962.09, 3962.10, 3962.11, 3962.12, 3962.13, 3962.14, 3962.15, 4109.22, 4729.261, 4729.48, 4729.801, 4751.101, 4751.102, 4751.202, 4751.21, 4751.22, 4751.23, 4751.25, 4751.30, 4751.31, 4751.37, 4751.38, 4751.40, 4751.41, 4751.45, 4757.25, 4759.063, 4760.061, 4761.061, 4762.061, 4765.60, 4765.601, 4765.602, 4765.603, 4765.604, 4765.605, 4765.606, 4765.607, 4765.608, 4765.609, 4774.061, 4778.071, 5101.1415, 5103.037, 5103.0310, 5103.181, 5104.211, 5119.39, 5123.0424, 5123.193, 5123.603, 5123.691, 5726.047, 5126.053, 5162.137, 5162.138, 5162.139, 5164.302, 5164.65, 5164.722, 5164.723, 5164.724, 5165.26, 5166.122, 5166.162, 5166.42, 5166.43, 5166.50, 5167.05, 5167.101, 5167.102, 5167.103, 5167.104, 5167.105, 5167.19, 5167.22, 5167.221, 5167.24, 5167.241, 5167.242, 5167.243, 5167.244, 5167.28, 5167.29, 5167.35, 5167.36, 5501.91, 5709.51, 5709.54, 5739.082, 5741.07, 5747.26, 5747.461, and 5747.73; to repeal sections 166.30, 191.01, 191.02, 191.04, 191.06, 191.08, 191.09, 191.10, 1505.12, 1505.13, 1561.24, 2151.861, 3302.10, 3302.101, 3302.102, 3302.11, 3302.12, 3319.271, 3701.25, 3701.26, 3701.264, 3701.27, 3702.594, 3706.27, 3706.30, 3721.41, 3721.42, 3798.06, 3798.08, 3798.14, 3798.15, 3798.16, 4501.16, 4731.292, 4731.296, 4751.02, 4751.04, 4751.09, 5104.035, 5104.036, 5104.20, 5104.37, 5120.135, 5162.58, 5162.60, 5162.62, 5162.64, 5164.37, 5167.16, 5167.25, 5747.031, 5747.29, and 5747.65 of the Revised Code; to repeal section 103.416 of the Revised Code effective July 1, 2020; to amend sections 921.06, 955.43, 3301.07, 3301.071, 3301.0711, 3301.16, 3301.162, 3301.164, 3301.52, 3301.541, 3302.07, 3302.41, 3310.01, 3312.01, 3312.04, 3312.05, 3312.09, 3313.41, 3313.48, 3313.481, 3313.482, 3313.536, 3313.539, 3313.5311, 3313.603, 3313.62, 3313.716, 3313.717, 3313.718, 3313.719, 3313.7111, 3313.7112, 3313.7114, 3313.813, 3313.86, 3313.976, 3317.024, 3317.03, 3317.06, 3317.062, 3317.063, 3317.13, 3319.311, 3319.313, 3319.314, 3319.317, 3319.39, 3319.391, 3319.392, 3319.40, 3319.52, 3321.01, 3326.01, 3326.03, 3326.032, 3326.04, 3326.09, 3327.07, 3327.10, 3365.01, 3365.02, 3701.133, 3781.106, 3781.11, 4729.513, 4729.541, 5104.01, 5104.02, and 5139.18 and to enact section 3301.165 of the Revised Code; to amend sections 133.06,

133.18, 306.32, 06.321, 306.322, 306.70, 307.695, 307.697, 323.17, 349.14, 505.14, 505.20, 505.47, 511.27, 511.28, 511.34, 703.20, 707.30, 715.38, 715.691, 715.70, 715.71, 715.72, 718.04, 718.09, 718.10, 1545.041, 1545.21, 3311.21, 3311.213, 3311.22, 3311.231, 3311.26, 3311.50, 3313.38, 3313.911, 3318.06, 3318.061, 3318.063, 3318.361, 3354.02, 3354.12, 3357.02, 3357.11, 3381.03, 4301.421, 4301.424, 5705.191, 5705.192, 5705.194, 5705.199, 5705.21, 5705.211, 5705.212, 5705.213, 5705.217, 5705.218, 5705.219, 5705.2111, 5705.2112, 5705.221, 5705.222, 5705.23, 5705.233, 5705.24, 5705.25, 5705.251, 5705.261, 5705.55, 5705.72, 5739.021, 5739.026, 5739.028, 5739.09, 5743.021, 5743.024, 5743.026, 5748.02, 5748.021, 5748.08, and 5748.09, to enact new section 5705.214, to enact sections 3501.022 and 5748.07, and to repeal section 5705.214 of the Revised Code; to present section 149.45 of the Revised Code to confirm its harmonization; to amend Section 205.10 of H.B. 62 of the 133rd General Assembly, to amend Section 207.71 of Am. Sub. H.B. 49 of the 132nd General Assembly, to amend Section 261.168 of H.B. 49 of the 132nd General Assembly, as subsequently amended, to amend ections 207.10, 217.10, 225.10, and 701.10 of H.B. 529 of the 132nd General Assembly, to amend Section 207.440, 223.10, and 223.50 of H.B. 529 of the 132nd General Assembly, as subsequently amended, to repeal Sections 4, 5, and 6 of Am. Sub. H.B. 70 of the 131st General Assembly, to amend Section 4 of S.B. 332 of the 131st General Assembly, to amend Sections 125.10 and 125.11 of H.B. 59 of the 130th General Assembly, as subsequently amended, to make operating appropriations for the biennium beginning July 1, 2019, and ending June 30, 2021, and to provide authorization and conditions for the operation of state programs.

To the Committee on Finance.

S. J. R. No. 1 -Senators Gavarone, O'Brien.
Proposing to enact Section 2t of Article VIII of the Constitution of the State of Ohio to permit the issuance of general obligation bonds to fund clean water improvements.

To the Committee on Finance.

S. B. No. 146 -Senators Kunze, Antonio.
To amend sections 2919.25, 2929.13, and 2929.14 of the Revised Code to expand the offense of domestic violence to also prohibit a person from knowingly impeding the normal breathing or circulation of the blood of a family or household member by applying pressure to the family or household member's throat or neck or blocking the family or household member's nose or mouth.

To the Committee on Judiciary.

YES - 13:   DAVE BURKE, MATT DOLAN, JOHN EKLUND, JAY
            HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE,
            SEAN J. O'BRIEN, LARRY OBHOF, BOB PETERSON,
            CECIL THOMAS, SANDRA R. WILLIAMS, STEVE
            WILSON, KENNY YUKO

NO - 0.

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

The report of the committee was accepted.

Said bills and resolutions were considered a second time and referred to committee as recommended.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

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

 S. B. No. 152 - Senator Huffman, M.
To amend section 4509.101 of the Revised Code to alter the penalties related to the failure to maintain motor vehicle insurance, to require the Lima Municipal Court to establish a pilot program governing the repayment of driver's license reinstatement and court fees, and to make an appropriation.

OFFERING OF RESOLUTIONS

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

S. R. No. 201 - Senator Lehner.
Honoring Cecilia Grosselin as the 2019 OHSBCA Division II Coach of the Year in girls basketball.

S. R. No. 202 - Senator Lehner.
Honoring the Northmont High School Academic Challenge team on winning the Frosh/Soph History Bowl State Championship.

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

On the motion of Senator Brenner, the Senate adjourned until Wednesday,

May 15, 2019 at 1:30 p.m.

Attest: VINCENT L. KEERAN,
                                                                             Clerk.