

**JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES**

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**OHIO**

**SENATE**

**JOURNAL**

WEDNESDAY, MAY 15, 2019

FIFTY-FIFTH DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, May 15, 2019, 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:

Senators Coley and Wilson honored Chance Coburn for saving himself and his sister, Skylar Coburn, from being kidnapped.

Senator Kunze honored Jabari Wilson on earning a Gold Medal at the 2019 Special Olympics World Summer Games.

Senators Roegner and Schuring honored Brook Harless as the 2019 Ohio Mother of the Year.

Senator Gavarone honored the Genoa High School wrestling team as the 2019 Division III Dual Team State Champion.

Senator Gavarone honored Dylan D'Emilio on winning the 2019 Division III State Wrestling Championship in the 138-pound weight class.

Senator Lehner honored the Centerville High School girls bowling team on winning the 2019 OHSAA Division I State Championship.

Senator Kunze honored Ellie Andrews on winning the 2019 Division I State Championship in the 200-yard individual medley.

Senator Sykes recognized the 2019 Soap Box Derby Champions on their victories and visit to the Statehouse.

Senator Dolan recognized guests from the Society for Human Resources Management on their participation in their annual legislative and law conference in Columbus, Ohio, and their visit to the Statehouse.

Senator Brenner recognized Neeraj Kumar Pande, Pradeep Singh, Chet Rasaili, Prem Ojha, Khursheed Ahmed, and Shahid Rehman on their participation in the Legislative Fellows Program for South and Central Asia.

Senator Schaffer recognized Christian Werts and Aiden Holsinger for their heroic actions which saved a man's life.

## **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:

**Sub. H. B. No. 154** -Representatives Miller, J., Jones, et al.

To amend sections 133.06, 3302.036, 3302.042, 3302.16, 3302.17, 3310.03, 3311.29, and 3314.102; to enact new section 3302.10; and to repeal sections 3302.10, 3302.101, 3302.102, 3302.11, and 3302.12 of the Revised Code; and to repeal Sections 4, 5, and 6 of Am. Sub. H.B. 70 of the 131st General Assembly to dissolve academic distress commissions and to instead require improvement plans for certain low-performing school buildings.

To the Committee on Education.

**S. B. No. 135** -Senator Hottinger, et al.

To amend sections 148.01 and 148.04 and to enact sections 148.041 and 148.042 of the Revised Code to authorize automatic enrollment of new employees in the Ohio Public Employees Deferred Compensation Program.

To the Committee on General Government and Agency Review.

**S. B. No. 139** -Senators Gavarone, Peterson.

To amend section 5747.01 and to enact sections 193.01, 193.02, 193.03, 193.04, 193.05, 193.06, and 193.07 of the Revised Code to enact the First-time Home Buyer Savings Act, authorizing income tax deductions for contributions to and earnings on savings accounts designated for the purchase of a home.

To the Committee on Ways and Means.

**S. B. No. 140** -Senator Uecker, et al.

To amend sections 2923.12, 2923.18, and 2923.20 of the Revised Code to exempt knives not used as weapons from the prohibition against carrying concealed weapons and to eliminate the prohibition against manufacturing, possessing for sale, selling, or furnishing certain weapons other than firearms or dangerous ordnance.

To the Committee on Government Oversight and Reform.

**S. B. No. 141** -Senator Williams.

To enact section 4113.66 of the Revised Code to prohibit the use of noncompete provisions in physician employment contracts.

To the Committee on Transportation, Commerce and Workforce.

**S. B. No. 145** -Senator Burke, et al.

To enact section 2913.50 of the Revised Code to create the offenses of theft or conversion of a telephone number or exchange and providing misleading caller identification information.

To the Committee on Judiciary.

**S. B. No. 150** -Senator Maharath, et al.

To enact section 5.246 of the Revised Code to designate the first week of May as "Maternal Mental Health Awareness Week."

To the Committee on Health, Human Services and Medicaid.

**S. B. No. 151** -Senator Maharath, et al.

To enact section 5.246 of the Revised Code to designate the month of May as "Maternal Mortality Awareness Month."

To the Committee on Health, Human Services and Medicaid.

**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.

To the Committee on Judiciary.

YES - 14: DAVE BURKE, WILLIAM P. COLEY, II, 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 were considered a second time and referred to committee as recommended.

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Obhof submitted the following report:

The standing committee on Rules and Reference to which were referred the appointments by the Governor of:

**Karen S. Stewart-Linkhart**, Democrat, from Xenia, Greene County, Ohio, as a Member of the Wildlife Council for a term beginning February 19, 2019 and ending at the close of business January 31, 2023, replacing Karen S. Stewart-Linkhart, whose term expired.

**Stephanie Davidson Strang, Ph.D.**, from Columbus, Franklin County, Ohio, as a Member of the Midwestern Higher Education Compact Commission for a term beginning January 15, 2019 and continuing at the pleasure of the Governor, replacing Stephanie Davidson Strang.

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

YES – 14: DAVE BURKE, WILLIAM P. COLEY, II, 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 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

Antonio	Brenner	Burke	Coley
Craig	Dolan	Eklund	Fedor
Gavarone	Hackett	Hoagland	Hottinger
Huffman, M.	Huffman, S.	Kunze	Lehner
Maharath	Manning	McColley	O'Brien
Peterson	Roegner	Rulli	Schaffer
Schuring	Sykes	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the Senate advised and consented to said appointments.

**BILLS FOR THIRD CONSIDERATION**

**Sub. S. B. No. 55**-Senator Gavarone.

Cosponsors: Senators Fedor, O'Brien, Coley.

To amend sections 2925.01 and 2925.03 of the Revised Code to enhance penalties for certain drug trafficking offenses committed in the vicinity of a substance addiction services provider and to name the act's provisions the "Relapse Reduction Act", was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 55**, pass?"

The yeas and nays were taken and resulted – yeas 31, nays 2, as follows:

Those who voted in the affirmative were: Senators

Brenner	Burke	Coley	Craig
Dolan	Eklund	Fedor	Gavarone
Hackett	Hoagland	Hottinger	Huffman, M.
Huffman, S.	Kunze	Lehner	Maharath
Manning	McColley	O'Brien	Peterson
Roegner	Rulli	Schaffer	Schuring
Sykes	Terhar	Uecker	Williams
Wilson	Yuko		Obhof-31

Senators Antonio and Thomas voted in the negative-2.

So the bill passed.

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

Senator Gavarone moved to amend the title as follows:

Add the names: "Senators Brenner, Hackett, Hoagland, Huffman, S., McColley, Roegner, Rulli, Schaffer, Schuring, Terhar, Uecker, Wilson."

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

The motion was agreed to and the title so amended.

**S. B. No. 101**-Senator Yuko.

Cosponsors: Senators Antonio, Thomas, Fedor, Craig, Lehner, Eklund, Kunze, Sykes, Maharath, O'Brien, Hackett.

To enact section 5.2316 of the Revised Code to designate May as "Preeclampsia Awareness Month", was considered the third time.

The question being, "Shall the bill, **S. B. No. 101**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Brenner	Burke	Coley
Craig	Dolan	Eklund	Fedor
Gavarone	Hackett	Hoagland	Hottinger
Huffman, M.	Huffman, S.	Kunze	Lehner
Maharath	Manning	McColley	O'Brien

Peterson	Roegner	Rulli	Schaffer
Schuring	Sykes	Terhar	Thomas
Uecker	Williams	Wilson	Yuko
			Obhof-33

So the bill passed.

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

Senator Yuko moved to amend the title as follows:

Add the names: "Senators Brenner, Burke, Coley, Huffman, M., Obhof, Rulli, Schaffer, Terhar."

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

The motion was agreed to and the title so amended.

### OFFERING OF RESOLUTIONS

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

**S. R. No. 203** - Senator Fedor.

Honoring Leslie Adams on being recognized at the 2019 Arts Day and Governor's Awards for the Arts in Ohio.

**S. R. No. 204** - Senator Obhof.

Honoring the Ashland University men's indoor track and field team on earning the 2019 NCAA Division II National Indoor Championship.

**S. R. No. 205** - Senator Hottinger.

Honoring Garrett Ford on winning four gold medals at the 2019 Special Olympics World Summer Games.

**S. R. No. 206** - Senator McColley.

Honoring the Walter Hinton Airfield on its celebration of the One Hundredth Anniversary of the first transatlantic flight.

**S. R. No. 207** - Senator Kunze.

Honoring Kaya Ceyhan and Defne Ceyhan as 2019 Ohio History Day Champions.

**S. R. No. 208** - Senator Huffman, M.

Honoring Anna Kahle as the 2019 Ohio Poetry Out Loud State Champion.

The question being, "Shall the resolutions listed under the President's

prerogative be adopted?"  
So the resolutions were adopted.

On the motion of Senator Peterson, the Senate adjourned until Thursday, May 16, 2019 at 9:00 a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.