The Senate met pursuant to adjournment.

Prayer was offered by Brian Solomon, Capitol Ministries in Columbus, 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 McColley recognized Joshua Verhoff, a Kalida High School graduate who is the 2019 Division III Track and Field champion in the 200 yard dash and broke the Division III state record.

Senator Hoagland recognized the anniversary of Operation Just Cause, December 19, 1989.

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. B. No. 29** -Representative Koehler, et al.
To enact section 2925.62 of the Revised Code to prohibit sales of dextromethorphan without a prescription to persons under age 18.

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

To amend sections 4511.62, 4511.63, 4511.64, and 4511.712 of the Revised Code to require vehicle operators to watch, listen, and stop for on-track equipment that may be approaching a railroad crossing.

To the Committee on Transportation, Commerce and Workforce.

**S. C. R. No. 10** -Senator Lehner
To approve the Director of Health's proposed revision of Chapter 3701-36 of the Ohio Administrative Code establishing standards to be met by boards of health and local health departments and procedures for payment of state
subsidies for meeting those requirements.

To the Committee on Health, Human Services and Medicaid.

**S. J. R. No. 3** -Senator Burke, et al.
Proposing to enact Section 7 of Article XII of the Constitution of the State of Ohio to require that any increase in income tax rates be approved by a supermajority of the membership of each house of the General Assembly.

To the Committee on Ways and Means.

**S. B. No. 249** -Senator Lehner, et al.
To amend sections 3781.109 and 5747.98 and to enact section 5747.79 of the Revised Code to enact Matthew's Law, requiring public buildings to have at least one rest room facility with an adult changing station and authorizing an income tax credit for installation.

To the Committee on Transportation, Commerce and Workforce.

**S. B. No. 250** -Senator Williams
To enact section 4731.92 of the Revised Code regarding the authority of a physician to operate certain radiation-generating equipment.

To the Committee on Health, Human Services and Medicaid.

**S. B. No. 251** -Senator Lehner
To amend section 5104.042 and to enact section 5104.0113 of the Revised Code to require child care providers to complete an annual infant safe sleep education program established by the Department of Job and Family Services and to make an appropriation.

To the Committee on Health, Human Services and Medicaid.

**S. B. No. 252** -Senators Hackett, Craig, et al.
To enact sections 3902.50 and 3902.51 of the Revised Code to prohibit "fail first" coverage of drugs used to treat stage four advanced metastatic cancer.

To the Committee on Health, Human Services and Medicaid.
S. B. No. 253 -Senator Kunze
To amend sections 3313.66, 3313.661, 3314.03, 3326.11, and 5502.03 and to enact sections 3313.206 and 3313.754 of the Revised Code regarding expulsion of a student from a public school for communicating a threat of violence to occur on school grounds.

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

To amend sections 1739.05, 1751.01, 1751.92, 3901.83, 3902.30, 3922.01, 3923.51, 3923.87, 3959.20, 4723.94, 4731.2910, 4766.01, and 5168.75; to enact sections 3901.57, 3902.50, 3902.51, 5162.137, and 5167.47; and to repeal sections 3923.27, 3923.28, 3923.281, 3923.282, 3923.29, and 3923.30 of the Revised Code regarding mental health and substance use disorder benefit parity.

To the Committee on Insurance and Financial Institutions.

YES - 13: DAVE BURKE, WILLIAM P. COLEY, II, MATT DOLAN, JOHN EKLUND, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, 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.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Hackett submitted the following report:

The standing committee on Insurance and Financial Institutions, to which was referred S. C. R. No. 5-Senator Schaffer having had the same under consideration, reports it back and recommends its adoption.
Co-Sponsors: Brenner.


NO - 0.

Senator Roegner submitted the following report:

The standing committee on Ways and Means, to which was referred H. B. No. 18-Representatives Vitale, Crawley, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Roegner, Blessing, Hackett, Manning, Schaffer, Schuring.

YES - 10: VERNON SYKES, NICKIE J. ANTONIO, JOHN EKLUND, LOUIS W. BLESSING, III, KRISTINA D. ROEGNER, BOB D. HACKETT, NATHAN H. MANNING, TIM SCHAFFER, KIRK SCHURING, STEVE WILSON

NO - 0.

Senator Schuring submitted the following report:

The standing committee on General Government and Agency Review, to which was referred S. B. No. 165-Senator Schaffer, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

YES - 6: KIRK SCHURING, MICHAEL A. RULLI, LOUIS W. BLESSING, III, JOHN EKLUND, FRANK HOAGLAND, TIM SCHAFFER

NO - 3: VERNON SYKES, SEAN J. O'BRIEN, HEARCEL F. CRAIG

In line 275, after "(B)" insert "Not later than one year after the effective date of this section, the department of job and family services, in consultation with the bureau of motor vehicles and the food and nutrition services of the United States department of agriculture, shall develop a strategy for issuing debit cards that meet the requirements of division (A) of this section."

(C); delete "(C)" and insert "(D)"
In line 278, delete "effective"; after "date" insert "the department develops the strategy under division (B)"

In line 280, delete "effective"; after "date" insert "the department develops the strategy under division (B)"

In line 282, delete "effective"; after "date" insert "the department develops the strategy under division (B)"

In line 287, delete "(C)" and insert "(D)"

In line 295, delete "(D)" and insert "(E)"

In line 296, delete "(C)" and insert "(D)"

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

Senator Obhof submitted the following report:

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

**Tim Callion**, Democrat, from Warren, Trumbull County, Ohio, as a Member of the Ohio Consumers' Counsel Governing Board for a term beginning October 24, 2019 and ending at the close of business September 1, 2022, replacing Mark Johnson, who resigned.

**Cheryl Grossman**, Republican, from Grove City, Franklin County, Ohio, as a Member of the Ohio Consumers' Counsel Governing Board for a term beginning October 24, 2019 and ending at the close of business September 1, 2020, replacing J. Douglas Moormann, who resigned.

**Jan Shannon**, Democrat, from Orient, Pickaway County, Ohio, as a Member of the Ohio Consumers' Counsel Governing Board for a term beginning October 24, 2019 and ending at the close of business September 2, 2022.

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

**YES – 13:** DAVE BURKE, WILLIAM P. COLEY, II, MATT DOLAN, JOHN EKLUND, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, 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 Attorney General?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:
Those who voted in the affirmative were: Senators

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So the Senate advised and consented to said appointments.

Senator Obhof submitted the following report:

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

**Kenneth D. Davis**, from Leesburg, Highland County, Ohio, as a Member of the Southern Ohio Agricultural and Community Development Foundation for a new term beginning August 16, 2019 and ending at the close of business June 2, 2024, replacing Kenneth D. Davis, whose term expired.

**Todd Raines**, from Seaman, Adams County, Ohio, as a Member of the Southern Ohio Agricultural and Community Development Foundation for a new term beginning August 16, 2019 and ending at the close of business June 2, 2024, replacing Todd Raines, whose term expired.

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

YES – 13: DAVE BURKE, WILLIAM P. COLEY, II, MATT DOLAN, JOHN EKLUND, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, 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

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So the Senate advised and consented to said appointments.

RESOLUTIONS REPORTED BY COMMITTEE

S. C. R. No. 5-Senator Schaffer.

Co-sponsor: Senator Brenner.

To urge the Congress of the United States to enact the Mark Takai Atomic Veterans Healthcare Parity Act.

WHEREAS, Throughout the state's and the nation's history, brave Ohioans have answered the call of duty and service, defending our freedoms as members of the United States Armed Forces; and

WHEREAS, As a result of the Manhattan Project, the United States conducted the Trinity nuclear test, the first detonation of a nuclear device, in New Mexico on July 16, 1945; and

WHEREAS, Over two hundred thousand American service members, including Ohioans, participated in above ground nuclear tests between 1945 and 1962, were part of the United States military occupation forces in or around Hiroshima and Nagasaki before 1946, or were held as a prisoner of war in or near Hiroshima and Nagasaki; and

WHEREAS, These atomic veterans may have been exposed to radiation as a result of their military service and, due to that exposure, may have developed cancer or other medical conditions; and

WHEREAS, Many atomic veterans were prevented by secrecy laws or oaths from seeking medical care or disability compensation from the United States Department of Veterans Affairs for conditions they may have developed as a result of radiation exposure; and

WHEREAS, In 1996, the United States Congress repealed the Nuclear Radiation and Secrecy Agreements Act, freeing atomic veterans to describe their military involvement in nuclear testing in order to file for benefits from the United States Department of Veterans Affairs; and

WHEREAS, Atomic veterans may be eligible for free medical care from the United States Department of Veterans Affairs and compensation in the form of a partial or full service-connected disability allowance, including potential payments to a surviving spouse or children; and

WHEREAS, The Mark Takai Atomic Veterans Healthcare Parity Act (S. 555 and H.R. 1377) includes veterans who participated in the cleanup of

1417
SENATE JOURNAL, TUESDAY, DECEMBER 17, 2019

Enewetak Atoll in the Marshall Islands between January 1, 1977, and December 31, 1980, as radiation-exposed veterans for purposes of the Department of Veterans Affairs’ presumption of service connection for specified cancers; and

WHEREAS, The Ohio Department of Veterans Services provides free assistance to Ohio veterans and their dependents in developing and submitting disability compensation claims to the United States Department of Veterans Affairs; and

WHEREAS, The National Association of Atomic Veterans was formed in 1979 to help atomic veterans obtain medical care and assistance; and

WHEREAS, It is altogether fitting and proper that atomic veterans be recognized for their service and sacrifice to the nation; now therefore be it

RESOLVED, That we, the members of the 133rd General Assembly of the State of Ohio, urge the United States Congress to enact the Mark Takai Atomic Veterans Healthcare Parity Act; and be it further

RESOLVED, That the Clerk of the Senate transmit a duly authenticated copy of this resolution to the Speaker and Clerk of the United States House of Representatives, the President Pro Tempore and Secretary of the United States Senate, and the National Association of Atomic Veterans so that members of Congress, the organization, and other atomic veterans and their families may be apprised of the sense of the General Assembly of the State of Ohio in this matter.

The question being, “Shall the concurrent resolution, S. C. R. No. 5, be adopted?

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

Those who voted in the affirmative were: Senators

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So the concurrent resolution was adopted.

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

Senator Schaffer moved to amend the title as follows:

Add the names: "Senators Antonio, Blessing, Brenner, Burke, Coley, Craig,"
Dolan, Eklund, Fedor, Gavarone, Hackett, Hoagland, Hottinger, Huffman, M., Huffman, S., Johnson, Kunze, Lehner, Maharath, Manning, McColley, Obhof, O'Brien, Peterson, Roegner, Rulli, Schuring, Sykes, Thomas, Williams, Wilson, Yuko."

The question being, “Shall the motion be agreed to?”

The motion was agreed to and the title so amended.

**BILLS FOR THIRD CONSIDERATION**

**Am. S. B. No. 165**-Senator Schaffer.
Cosponsors: Senators Huffman, M., Eklund.

To amend sections 4501.27, 5101.33, and 5101.542 and to enact section 5101.331 of the Revised Code to establish requirements for electronic benefit transfer cards issued under the Supplemental Nutrition Assistance Program, was considered the third time.

The question being, "Shall the bill, **Am. S. B. No. 165**, pass?"

Senator Peterson moved that **Am. S. B. No. 165**-Senator Schaffer, et al., having been reported by the standing committee on General Government and Agency Review, be re-referred to the standing committee on Rules and Reference, pursuant to Senate Rule 37.

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

The motion was agreed to.

Senator Peterson moved that **Sub. H. B. No. 18**, having been reported by the Committee on Ways and Means be brought up for consideration.

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

The motion was agreed to.

**Sub. H. B. No. 18**-Representatives Vitale, Crawley.
To amend sections 5747.01 and 5747.10 of the Revised Code to exempt from the income tax disability severance payments received by honorably discharged veterans, was considered the third time.

The question being, "Shall the bill, Sub. H. B. No. 18, pass?"

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

Those who voted in the affirmative were: Senators

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So the bill passed.

The question being, “Shall the title be agreed to?”

Senator Roegner moved to amend the title as follows:

Add the names: "Senators Antonio, Brenner, Burke, Coley, Craig, Dolan, Eklund, Fedor, Gavarone, Hoagland, Hottinger, Huffman, M., Huffman, S., Johnson, Kunze, Lehner, Manning, Maharath, McColley, Obhof, O'Brien, Peterson, Rulli, Sykes, Thomas, Williams, Wilson, Yuko."

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. 433 - Senator Obhof.
Honoring Cecilia Mainzer as a member of the 2019 National 4-H Congress Design Team.

S. R. No. 434 - Senator Peterson.
Honoring American Legion Post 49 on its Centennial.

S. R. No. 435 - Senator Schaffer.
Honoring the Pickerington High School Central football team as the 2019 Division I State Champion.

S. R. No. 436 - Senator Kunze.
Honoring the Upper Arlington High School girls water polo team on
winning the 2019 State Championship.

**S. R. No. 437** - Senator Kunze.
Honoring Aidan Schumer as the 2019 Division III State Champion in boys golf.

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 agreed to the report of the committee of conference on matters of difference between the two houses on:

**Sub. S. B. No. 7**-Senators Lehner, Hackett – 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 has agreed to the report of the committee of conference on matters of difference between the two houses on:


Attest: Bradley J. Young, Clerk.

**Message from the House of Representatives**

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the Senate amendments to:

**Am. Sub. H. B. No. 12**-Representatives Manning, D., West – et al.
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:

**H. B. No. 75** -Representative Merrin

To amend section 5715.19 of the Revised Code to require local governments that contest property values to formally pass an authorizing resolution for each contest and to notify property owners.

**H. B. No. 144** -Representative Manning, D.

To amend section 3727.53 and to enact section 3727.58 of the Revised Code to prohibit a hospital from requiring a registered nurse or licensed practical nurse to work overtime as a condition of continued employment.

**H. B. No. 242** -Representatives Lang, Jones
Cosponsors: Representatives Lipps, Carfagna, Romanchuk, Riedel, Hood, Seitz, Antani, Cross, Manchester, Wiggam, Becker, Smith, R., Smith, T., DeVitis, Fraizer, Merrin, Stoltzfus, Wilkin

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 the use of an auxiliary container for any purpose, to prohibit the imposition of a tax or fee on those containers, and to apply existing anti-littering law to those containers.
Said bills were considered the first time.

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:

**H. B. No. 230** - Representative Crossman

To enact section 5.2313 of the Revised Code to designate the month of May as "Brain Cancer Awareness Month."

**H. B. No. 264** - Representatives Wilkin, O'Brien
Cosponsors: Representatives Riedel, Miranda, Ginter, Smith, K., Hambley, Lang, Stein, Miller, A., Scherer, Arndt, Smith, T., Abrams, Baldridge, Blair, Brent, Brown, Carfagna, Carruthers, Cera, Clites, Crawley, Cross, Crossman, Cupp, Dean, Denson, Edwards, Fraizer, Galonski, Ghanbari, Green, Hicks-Hudson, Hillyer, Hoops, Jones, Kick, Koehler, Lanese, LaRe, Lepore-Hagan, Liston, Manning, D., McClain, Patterson, Patton, Perales, Plummer, Reineke, Richardson, Robinson, Roemer, Rogers, Seitz, Sheehy, Sobecki, Stephens, Strahorn, Swearingen, Upchurch, Weinstein, West, Wiggam

To amend sections 6121.03 and 6121.04 of the Revised Code to allow the Ohio Water Development Authority to provide for the refinancing of loans for certain public water and waste water infrastructure projects.
Said bills were considered the first time.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 101.35 of the Ohio Revised Code, the President of the Senate appoints the following senator to serve as a member on the Joint Committee on Agency Rule Review:

Senator Theresa Gavarone, as Vice Chair

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 737.40 of Am. Sub. H.B.166 of the 133rd General Assembly, the President of the Senate appoints the following members to the Legislative Committee on Public Health Futures:

Senator Dave Burke  
Senator Steve Huffman

**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 Matt Dolan for the purpose of the board's meeting on Monday, December 16, 2019
On the motion of Senator Peterson, the Senate adjourned until Wednesday, December 18, 2019 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.