

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, FEBRUARY 11, 2020

ONE HUNDRED FIFTY-FOURTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, February 11, 2020, 11:00 o'clock 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.

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Roegner submitted the following report:

The standing committee on Ways and Means, to which was referred **S. B. No. 125**-Senators Hottinger, Brenner, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Roegner, Hackett.

YES - 9: VERNON SYKES, SANDRA R. WILLIAMS, LOUIS W. BLESSING, III, KRISTINA D. ROEGNER, BOB D. HACKETT, NATHAN H. MANNING, TIM SCHAFER, KIRK SCHURING, STEVE WILSON

NO - 1: JOHN EKLUND

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

The report of the committee was accepted.

**HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS**

The amendments of the House of Representatives to:

**Sub. S. B. No. 9**-Senator Huffman, M.

Cosponsors: Senators Terhar, Roegner, Eklund, Brenner, Hottinger, Antonio, Burke, Coley, Craig, Dolan, Gavarone, Hackett, Hill, Hoagland, Kunze, Lehner, Maharath, Manning, McColley, Obhof, O'Brien, Peterson, Rulli, Schuring, Thomas, Wilson, Yuko. Representatives Antani, Cupp, Dean, DeVitis, Edwards, Fraizer, Grendell, Hambley, Holmes, A., Patton, Perales, Reineke, Riedel, Roemer, Romanchuk, Scherer, Seitz, Stoltzfus, Wiggam.

To amend sections 3904.13 and 4125.03 and to enact section 3901.89 of the Revised Code to require health plan issuers to release certain claim information to group plan policyholders and to allow a professional employer organization to file federal payroll taxes entirely under a client employer's tax

identification number, was taken up.

Senator Huffman, M. moved that the amendments of the House of Representatives to **Sub. S. B. No. 9**, 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. 275** - Senator Kunze.

Cosponsors: Senators Eklund, Maharath, Hackett, Fedor.

To enact section 5.2522 of the Revised Code to designate November 16 as "Sanfilippo Syndrome Awareness Day."

**S. B. No. 276** - Senators Roegner, Manning.

Cosponsors: Senators Brenner, Hackett, Eklund.

To amend sections 111.16, 122.16, 122.173, 135.14, 135.142, 135.35, 150.05, 718.01, 1329.01, 1329.02, 1701.03, 1701.05, 1701.791, 1702.05, 1702.411, 1703.04, 1729.36, 1729.38, 1745.461, 1751.01, 1776.69, 1776.82, 1782.02, 1782.432, 1785.09, 3345.203, 3964.03, 3964.17, 4701.14, 4703.18, 4703.331, 4715.18, 4715.22, 4715.365, 4715.431, 4717.06, 4723.16, 4725.33, 4729.161, 4729.541, 4731.226, 4731.228, 4732.28, 4733.16, 4734.17, 4755.111, 4755.471, 4757.37, 5701.14, 5715.19, 5733.04, 5733.33, 5733.42, 5747.01, and 5751.01; to enact sections 1706.01, 1706.02, 1706.03, 1706.04, 1706.05, 1706.06, 1706.061, 1706.07, 1706.08, 1706.081, 1706.082, 1706.09, 1706.16, 1706.161, 1706.17, 1706.171, 1706.172, 1706.173, 1706.174, 1706.175, 1706.18, 1706.19, 1706.20, 1706.26, 1706.27, 1706.28, 1706.281, 1706.29, 1706.30, 1706.31, 1706.311, 1706.32, 1706.33, 1706.331, 1706.332, 1706.34, 1706.341, 1706.342, 1706.41, 1706.411, 1706.412, 1706.46, 1706.461, 1706.47, 1706.471, 1706.472, 1706.473, 1706.474, 1706.475, 1706.51, 1706.511, 1706.512, 1706.513, 1706.515, 1706.516, 1706.61, 1706.611, 1706.612, 1706.613, 1706.614, 1706.615, 1706.616, 1706.617, 1706.618, 1706.71, 1706.711, 1706.712, 1706.713, 1706.72, 1706.721, 1706.722, 1706.723, 1706.73, 1706.74, 1706.76, 1706.761, 1706.762, 1706.763, 1706.764, 1706.765, 1706.766, 1706.767, 1706.768, 1706.769, 1706.7610, 1706.7611, 1706.7612, 1706.7613, 1706.81, 1706.82, 1706.83, and 1706.84; and to repeal sections 1705.01, 1705.02, 1705.03, 1705.031, 1705.04, 1705.05, 1705.06, 1705.07, 1705.08, 1705.081, 1705.09, 1705.10, 1705.11, 1705.12, 1705.13, 1705.14, 1705.15, 1705.16, 1705.161, 1705.17, 1705.18, 1705.19, 1705.20, 1705.21, 1705.22, 1705.23, 1705.24, 1705.25, 1705.26, 1705.27, 1705.28, 1705.281, 1705.282, 1705.29, 1705.291,

1705.292, 1705.30, 1705.31, 1705.32, 1705.33, 1705.34, 1705.35, 1705.36, 1705.361, 1705.37, 1705.371, 1705.38, 1705.381, 1705.39, 1705.391, 1705.40, 1705.41, 1705.42, 1705.43, 1705.44, 1705.45, 1705.46, 1705.47, 1705.48, 1705.49, 1705.50, 1705.51, 1705.52, 1705.53, 1705.54, 1705.55, 1705.56, 1705.57, 1705.58, and 1705.61 of the Revised Code to enact the Ohio Revised Limited Liability Company Act.

**S. B. No. 277** - Senator Schuring.

Cosponsors: Senators Brenner, Hoagland, Wilson.

To amend section 135.182 of the Revised Code to make changes to the Ohio Pooled Collateral Program.

### **OFFERING OF RESOLUTIONS**

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

**S. R. No. 465** - Senators Obhof, Yuko.

In memory of Dale Thomas Hottinger.

**S. R. No. 466** - Senator McColley.

Honoring Henry County on its Bicentennial.

**S. R. No. 467** - Senator Fedor.

Honoring Rudy's Hot Dog on its Centennial.

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 passed the following bill in which the concurrence of the Senate is requested:

**Am. H. B. No. 412** -Representatives Clites, Ginter

Cosponsors: Representatives Blair, Boggs, Boyd, Crawley, Crossman, Galonski, Hambley, Miller, A., Miller, J., Smith, K., Lepore-Hagan, Lipps, Liston, Miranda, O'Brien, Patterson, Romanchuk, Russo, Scherer, Sobecki, Strahorn, Upchurch, Weinstein, West, Baldrige, Brent, Brown, Butler, Carfagna, Carruthers, Cross, Cupp, Dean, Denson, DeVitis, Edwards, Fraizer,

Ghanbari, Greenspan, Grendell, Hicks-Hudson, Holmes, A., Hoops, Howse, Ingram, Jones, Jordan, Kelly, Kick, Koehler, Lanese, Leland, Lightbody, Manning, D., Manning, G., Oelslager, Patton, Perales, Plummer, Reineke, Richardson, Robinson, Roemer, Rogers, Sheehy, Skindell, Stein, Sweeney, Sykes, Wilkin

To enact sections 103.60 and 3701.051 of the Revised Code to establish the Rare Disease Advisory Council.

Attest:

Bradley J. Young,  
Clerk.

Said bill was considered the first time.

### **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:

**Am. Sub. S. B. No. 89** -Senator Huffman, M.

Cosponsors: Senators Brenner, Rulli, Huffman, S., Coley, Manning, Antonio, Blessing, Burke, Craig, Dolan, Eklund, Fedor, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, McColley, Obhof, O'Brien, Peterson, Roegner, Schuring, Sykes, Thomas, Williams, Wilson Representatives Abrams, Blair, Carfagna, Carruthers, Clites, Cross, DeVitis, Edwards, Fraizer, Ghanbari, Grendell, Hambley, Hillyer, Holmes, A., Jones, Koehler, LaRe, Lepore-Hagan, Lightbody, Manning, D., Manning, G., Miller, J., O'Brien, Oelslager, Patterson, Patton, Perales, Richardson, Robinson, Roemer, Rogers, Scherer, Seitz, Sheehy, Smith, K., Sobecki, Stein, Stoltzfus, Swearingen

To amend sections 3302.036, 3302.17, 3310.01, 3310.03, 3310.031, 3310.032, 3310.08, 3310.16, 3313.14, 3313.25, 3313.482, 3313.82, 3313.903, 3314.011, 3314.03, 3314.19, 3317.60, 3319.112, 3319.226, 3319.301, 3326.032, 3326.17, 5709.62, 5709.63, 5709.632, 5709.82, and 5709.83; to enact new sections 3302.101 and 3302.102 and sections 3301.0730, 3301.28, 3301.29, 3317.037, 3319.2211, and 6301.23; and to repeal sections 3302.042, 3302.101, 3302.102, 3302.12, 3310.035, 3310.05, and 3311.242 of the Revised Code, to amend Sections 265.10, as subsequently amended, and 265.260 of H.B. 166 of the 133rd General Assembly, and to repeal Section 265.520 of H.B. 166 of the 133rd General Assembly with regard to career-technical education and the compensation of joint vocational school districts

located in enterprise zones, to make changes regarding STEM school report cards, to prohibit the use of value-added data for evaluations of career-technical educators, to revise the law on community school fiscal officer liability, to make changes regarding school financing studies by the Department of Education, to revise the eligibility and operation of the Educational Choice Scholarship program, to dissolve existing academic distress commissions, to place a moratorium on the creation of academic distress commissions, to establish the School Transformation Board, to rename the income-based expansion of the Educational Choice Scholarship program as the Buckeye Opportunity Scholarship program, and to declare an emergency.

As a substitute bill with the following additional amendments, in which the concurrence of the Senate is requested.

In line 1 of the title, after "sections" insert "3302.036, 3302.17,"

In line 6 of the title, after "enact" insert "new sections 3302.101 and 3302.102 and"; after "3301.0730," insert "3301.28, 3301.29,"

In line 8 of the title, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 9 of the title, delete "and" and insert a comma

In line 11 of the title, after "Assembly" insert ", and to repeal Section 265.520 of H.B. 166 of the 133rd General Assembly"

In line 23 of the title, after the comma insert "to dissolve existing academic distress commissions, to place a moratorium on the creation of academic distress commissions, to establish the School Transformation Board,"

In line 28, after "sections" insert "3302.036, 3302.17,"

In line 32, after "amended" insert "and new sections 3302.101 and 3302.102"

In line 33, after "3301.0730," insert "3301.28, 3301.29,"

After line 106, insert:

"Sec. 3301.28. (A)(1) The school transformation board is hereby created. The board shall be responsible for actions related to school district academic performance improvement.

(2) The board shall consist of the following members:

(a) The superintendent of public instruction or the superintendent's

immediate subordinate as the superintendent's designee;

(b) The chancellor of higher education or the chancellor's immediate subordinate as the chancellor's designee;

(c) One member from the house of representatives appointed by the speaker of the house;

(d) One member from the house of representatives appointed by the house minority leader;

(e) One member from the senate appointed by the senate president;

(f) One member from the senate appointed by the senate minority leader;

(g) Three individuals with experience and expertise in education policy or school improvement, appointed by the governor, with the advice and consent of the senate. One of the appointees shall not be from the same political party as the appointing governor, and at least one of the appointees shall have at least ten years of teaching experience. Each member appointed under division (A)(2)(g) of this section shall serve for a term of three years and may be reappointed for additional terms.

All initial appointments to the board shall be completed not later than ninety days after the effective date of this section.

(3) The board shall designate one of its members to serve as chair.

(4) The board may hire an executive director and any necessary staff to assist with the execution of the board's duties.

The board shall become operational after one of the members has been appointed under division (A)(2)(g) of this section.

(B) A majority vote of all of the members of the school transformation board shall be required for the school transformation board to take action.

(C) Each board member appointed under division (A)(2)(g) of this section shall file the statement described in section 102.02 of the Revised Code with the Ohio ethics commission. The statement shall be confidential, subject to review, as described in division (B) of that section.

(D) The school transformation board is a body politic and shall be subject to sections 121.22, 149.43, 2921.42, and 2921.43 and Chapter 102, of the Revised Code.

**Sec. 3301.29.** (A)(1) The department of education, in collaboration with the school transformation board, shall review the current state-level school improvement process for Ohio schools and the budgetary requirements supporting that process and make recommendations to the state board of education to improve that process not later than December 31, 2020.

(2) The state board shall review the department's recommendations and suggest any changes to them. The state board shall then approve and include those recommendations in the state-level school improvement process.

(3) The department annually shall provide progress reports on the state-level improvement process to the state transformation board by the thirty-first day of October. The board may recommend additional changes to the process to the state board of education for consideration.

(B) The department, the school transformation board, and the state board of education shall ensure that each entity's improvement efforts identify best practices to build improvement capacity and are aligned with the state-level improvement process and the "Elementary and Secondary Education Act of 1965," 20 U.S.C. 6311 to 6339.

**Sec. 3302.036.** (A) Notwithstanding anything in the Revised Code to the contrary, the department of education shall not assign an overall letter grade under division (C)(3) of section 3302.03 of the Revised Code for any school district or building for the 2014-2015, 2015-2016, or 2016-2017 school years, may, at the discretion of the state board of education, not assign an individual grade to any component prescribed under division (C)(3) of section 3302.03 of the Revised Code, and shall not rank school districts, community schools established under Chapter 3314. of the Revised Code, or STEM schools established under Chapter 3326. of the Revised Code under section 3302.21 of the Revised Code for those school years. The report card ratings issued for the 2014-2015, 2015-2016, or 2016-2017 school years shall not be considered in determining whether a school district or a school is subject to sanctions or penalties. However, the report card ratings of any previous or subsequent years shall be considered in determining whether a school district or building is subject to sanctions or penalties. Accordingly, the report card ratings for the 2014-2015, 2015-2016, or 2016-2017 school years shall have no effect in determining sanctions or penalties, but shall not create a new starting point for determinations that are based on ratings over multiple years.

(B) The provisions from which a district or school is exempt under division (A) of this section shall be the following:

(1) Any restructuring provisions established under this chapter, except as required under the "No Child Left Behind Act of 2001";

~~(2) Provisions for the Columbus city school pilot project under section 3302.042 of the Revised Code;~~

~~(3) Provisions for academic distress commissions under former section 3302.10 of the Revised Code as it existed prior to the effective date of this amendment October 15, 2015.~~ The provisions of this section do not



apply to academic distress commissions under the version of that section as it exists on or after ~~the effective date of this amendment~~ October 15, 2015.

~~(4)~~(3) Provisions prescribing new buildings where students are eligible for the educational choice scholarships under section 3310.03 of the Revised Code;

~~(5)~~(4) Provisions defining "challenged school districts" in which new start-up community schools may be located, as prescribed in section 3314.02 of the Revised Code;

~~(6)~~(5) Provisions prescribing community school closure requirements under section 3314.35 or 3314.351 of the Revised Code.

(C) Notwithstanding anything in the Revised Code to the contrary and except as provided in Section 3 of H.B. 7 of the 131st general assembly, no school district, community school, or STEM school shall utilize at any time during a student's academic career a student's score on any assessment administered under division (A) of section 3301.0710 or division (B)(2) of section 3301.0712 of the Revised Code in the 2014-2015, 2015-2016, or 2016-2017 school ~~year~~ years as a factor in any decision to promote or to deny the student promotion to a higher grade level or in any decision to grant course credit. No individual student score reports on such assessments administered in the 2014-2015, 2015-2016, or 2016-2017 school years shall be released, except to a student's school district or school or to the student or the student's parent or guardian.

**Sec. 3302.101.** (A) Notwithstanding anything in the Revised Code to the contrary, the superintendent of public instruction shall not establish any new academic distress commissions, beginning on the effective date of former section 265.520 of H.B. 166 of the 133rd general assembly through December 31, 2023.

(B) Beginning January 1, 2024, the state superintendent shall resume establishing academic distress commissions for districts that meet the condition prescribed in division (A)(1) of section 3302.10 of the Revised Code.

**Sec. 3302.102.** (A) Beginning on the effective date of this section, an academic distress commission established under section 3302.10 of the Revised Code on or before the effective date of this section shall begin to transition operational, managerial, and instructional control from the academic distress commission and the chief executive officer appointed by the commission back to the district board of education. During the transition period, the chief executive officer shall work closely with the district board and the district superintendent to increase their ability to resume control of the district and sustain the district's academic improvement over time.

(B) During the transition period, the district shall continue to operate

under the academic distress commission as prescribed in section 3302.10 of the Revised Code until June 30, 2020. On that date, the chief executive officer shall relinquish all operational, managerial, and instructional control of the district to the district board and district superintendent, and the academic distress commission shall cease to exist.

(C) The department of education shall pay the remainder of each chief executive officer's contract upon dissolution of the academic distress commission as specified in division (B) of this section.

(D)(1) The board of education of a school district for which an academic distress commission had been established may employ as the district superintendent, under section 3319.01 of the Revised Code, the individual who previously served as chief executive officer for the district under division (C) of section 3302.10 of the Revised Code. However, notwithstanding anything in the Revised Code or Administrative Code to the contrary, such an individual so employed as the district superintendent need not hold an educator license issued by the state board of education.

(2) If a district board of education enters into a contract with the district's former chief executive officer to become the district superintendent, the district board may request that the department of education reimburse the difference between the cost of the former chief executive officer's contract and the contract offered by the district board for the position of district superintendent.

**Sec. 3302.103.** The school transformation board established under section 3301.28 of the Revised Code shall prepare a report regarding the board's recommendations on replacing academic distress commissions under section 3302.10 of the Revised Code, and its recommendations on improving principal and teacher preparation programs.

The board shall submit the report to the general assembly, in accordance with section 101.68 of the Revised Code, not later than January 30, 2022.

**Sec. 3302.17.** (A) Any school building operated by a city, exempted village, or local school district, or a community school established under Chapter 3314. of the Revised Code is eligible to initiate the community learning center process as prescribed by this section.

(B) Beginning with the 2015-2016 school year, each district board of education or community school governing authority may initiate a community learning center process for any school building to which this section applies.

First, the board or governing authority shall conduct a public information hearing at each school building to which this section applies to inform the community of the community learning center process. The board

or governing authority may do all of the following with regard to the public information hearing:

(1) Announce the meeting not less than forty-five days in advance at the school and on the school's or district's web sites and using tools to ensure effective communication with individuals with disabilities;

(2) Schedule the meeting for an evening or weekend time;

(3) Provide interpretation services and written materials in all languages spoken by five per cent or more of the students enrolled in the school;

(4) Provide child care services for parents attending the meeting;

(5) Provide parents, students, teachers, nonteaching employees, and community members with the opportunity to speak at the meeting;

(6) Comply with section 149.43 of the Revised Code.

In preparing for the public information hearing, the board or governing authority shall ensure that information about the hearing is broadly distributed throughout the community.

The board or governing authority may enter into an agreement with any civic engagement organizations, community organizations, or employee organizations to support the implementation of the community learning center process.

The board or governing authority shall conduct a follow-up hearing at least once annually until action is further taken under the section with respect to the school building or until the conditions described in division (A) of this section no longer apply to the school building.

(C) Not sooner than forty-five days after the first public information hearing, the board or governing authority shall conduct an election, by paper ballot, to initiate the process to become a community learning center. Only parents or guardians of students enrolled in the school and students enrolled in a different school operated by a joint vocational school district but are otherwise entitled to attend the school, and teachers and nonteaching employees who are assigned to the school may vote in the election.

The board or governing authority shall distribute the ballots by mail and shall make copies available at the school and on the web site of the school. The board or governing authority also may distribute the ballots by directly giving ballots to teachers and nonteaching employees and sending home ballots with every student enrolled in the school building.

(D) The board or governing authority shall initiate the transition of the building to a community learning center if the results of the election held under division (C) of this section are as follows:

(1) At least fifty per cent of parents and guardians of students

enrolled in the eligible school building and students enrolled in a different building operated by a joint vocational school district but who are entitled to attend the school cast ballots by a date set by the board or governing authority, and of those ballots at least sixty-seven per cent are in favor of initiating the process; and

(2) At least fifty per cent of teachers and nonteaching employees who are assigned to the school cast ballots by a date set by the board or governing authority, and of those ballots at least sixty-seven per cent are in favor of initiating the process.

(E) If a community learning center process is initiated under this section, the board or governing authority shall create a school action team under section 3302.18 of the Revised Code. Within four months upon selection, the school action team shall conduct and complete, in consultation with community partners, a performance audit of the school and review, with parental input, the needs of the school with regard to restructuring under section 3302.10, ~~3302.12, or 3302.042~~ of the Revised Code; or federal law.

The school action team shall provide quarterly updates of its work in a public hearing that complies with the same specifications prescribed in division (B) of this section.

(F) Upon completion of the audit and review, the school action team shall present its findings at a public hearing that complies with the same specifications prescribed in division (B) of this section. After the school action team presents its findings at the public hearing, it shall create a community learning center improvement plan that designates appropriate interventions, which may be based on the recommendations developed by the department under division (H)(1)(b) of this section.

If there is a federally mandated school improvement planning process, the team shall coordinate its work with that plan.

The school action team shall approve the plan by a majority vote.

(G) Upon approval of the plan by the school action team, the team shall submit the community learning center improvement plan to the same individuals described in division (C) of this section. Ballots shall be distributed and an election shall be conducted in the same manner as indicated under that division.

The school action team shall submit the plan to the district board of education or community school governing authority, if the results of the election under division (G) of this section are as follows:

(1) At least thirty per cent of parents and guardians of students enrolled in the eligible school building and students enrolled in a different building operated by a joint vocational school district but who are entitled to attend the school cast ballots by a date set by the board or governing

authority, and of those ballots at least fifty per cent are in favor of initiating the process; and

(2) At least thirty per cent of teachers and nonteaching employees who are assigned to the school cast ballots by a date set by the board or governing authority, and of those ballots at least fifty per cent are in favor of initiating the process.

The board or governing authority shall evaluate the plan and determine whether to adopt it. The board or governing authority shall adopt the plan in full or adopt portions of the plan. If the board or governing authority does not adopt the plan in full, it shall provide a written explanation of why portions of the plan were rejected.

(H)(1) The department shall do all of the following with respect to this section:

(a) Adopt rules regarding the elections required under this section;

(b) Develop appropriate interventions for a community learning center improvement plan that may be used by a school action team under division (F) of this section;

(c) Publish a menu of programs and services that may be offered by community learning centers. The information shall be posted on the department's web site. To compile this information the department shall solicit input from resource coordinators of existing community learning centers.

(d) Provide information regarding implementation of comprehensive community-based programs and supportive services including the community learning center model to school buildings meeting any of the following conditions:

(i) The building is in improvement status as defined by the "No Child Left Behind Act of 2001" or under an agreement between the Ohio department of education and the United States secretary of education.

(ii) The building is a secondary school that is among the lowest achieving fifteen per cent of secondary schools statewide, as determined by the department.

(iii) The building is a secondary school with a graduation rate of sixty per cent or lower for three or more consecutive years.

(iv) The building is a school that the department determines is persistently low-performing.

(2) The department may do the following with respect to this section:

(a) Provide assistance, facilitation, and training to school action teams in the conducting of the audit required under this section;

(b) Provide opportunities for members of school action teams from different schools to share school improvement strategies with parents, teachers, and other relevant stakeholders in higher performing schools;

(c) Provide financial support in a school action team's planning process and create a grant program to assist in the implementation of a qualified community learning center plan.

(I) Notwithstanding any provision to the contrary in Chapter 4117. of the Revised Code, the requirements of this section prevail over any conflicting provisions of a collective bargaining agreement entered into on or ~~after the effective date of this section~~ October 15, 2015. However, the board or governing authority and the teachers' labor organization may negotiate additional factors to be considered in the adoption of a community learning center plan."

In line 2879, after "sections" insert "3302.036, 3302.17,"

In line 2885, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 2943, after "**10.**" insert "That Section 265.520 of H.B. 166 of the 133rd General Assembly is hereby repealed.

**Section 11."**

In line 2948, delete "**11**" and insert "**12**"

In line 2973, delete "**12**" and insert "**13**"

After line 2982, insert:

"Section 3302.036 of the Revised Code as amended by both H.B. 64 and H.B. 70 of the 131st General Assembly."

In line 2985, delete "**13**" and insert "**14**"; after "Section" insert "3302.036, 3302.17,"

In line 2986, after "act," insert "new sections 3302.101 and 3302.102 and sections 3301.28, 3301.29, and 3302.103 as enacted by this act"

In line 2987, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 2988, after "act," insert "Section 265.520 of H.B. 166 of the 133rd General Assembly as repealed in Section 10 of this act,"

In line 2994, delete "is" and insert "and the revisions to the methods of interventions for low-performing school districts and schools are"

Attest:

Bradley J. Young,  
Clerk.

Said amendments were 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 concurred in the adoption of the following resolution:

**Am. S. C. R. No. 4** -Senator Hottinger

Cosponsors: Senators Brenner, Schaffer, Craig, Sykes, Williams, Yuko, Hackett, O'Brien, Thomas, Antonio, Fedor, Coley, Peterson, Roegner, Blessing, Burke, Dolan, Eklund, Gavarone, Hoagland, Huffman, M., Huffman, S., Johnson, Lehner, Maharath, McColley, Obhof, Rulli, Wilson  
Representatives Wiggam, Ginter, Hambley, Russo, Skindell, Smith, T., Sobecki, Abrams, Blair, Boggs, Boyd, Brent, Brown, Callender, Carfagna, Carruthers, Clites, Crawley, Crossman, Denson, DeVitis, Edwards, Fraizer, Galonski, Green, Hillyer, Holmes, A., Hoops, Howse, Ingram, Jones, Kelly, Kick, Lang, Leland, Lepore-Hagan, Lightbody, Manning, D., Manning, G., McClain, Miller, J., Patterson, Patton, Plummer, Reineke, Riedel, Robinson, Roemer, Rogers, Romanchuk, Scherer, Sheehy, Smith, K., Stephens, Stoltzfus, Strahorn, Swearingen, Sweeney, Sykes, Upchurch, West, Wilkin

To designate February 11, 2020, as James Buster Douglas 42:1 Odds Day.

Attest:

Bradley J. Young,  
Clerk.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 5540.02(C)(2)(c) of the Ohio Revised Code, the President of the Senate appoints Senator Theresa Gavarone to serve as a non-voting member on the Fulton County Transportation Improvement District.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 5540.02(C)(2)(c) of the Ohio Revised Code, the

President of the Senate appoints Senator Theresa Gavarone to serve as non-voting member on the Lucas County Transportation Improvement District.

**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, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Neal J. Barkan, J.D., Democrat, from Bexley, Franklin County, Ohio, as a Member of the Motor Vehicle Dealers Board for a new term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Neal J. Barkan, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Paul R. Beegan, ALA, from Lakewood, Cuyahoga County, Ohio, as a Member of the Board of Building Appeals for a new term beginning February 6, 2020 and ending at the close of business October 13, 2023, replacing Paul R. Beegan, 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 6th day of February in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

**STATE OF OHIO**



**EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, John A. Begala, Independent, from Granville, Licking County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a term beginning January 29, 2020 and ending at the close of business November 21, 2020, replacing Beth L. Cameron, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Semanthie B. Brooks, ACSW, LISW, Democrat, from Macedonis, Summit County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a term beginning January 29, 2020 and ending at the close of business November 21, 2020, replacing John T. Urbanski, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Matthew J. Carle, from Blacklick, Franklin County, Ohio, as a Member of the Board of Nursing for a new term beginning February 6, 2020 and ending at the close of business December 31, 2023, replacing Matthew J. Carle, 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 6th day of February in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Misty Crosby, Independent, from Belpre, Washington County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a term beginning January 29, 2020 and ending at the close of business November 21, 2021, replacing John S. Mattox, who passed away.

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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Joshua T. Fox, Ph.D., Mdiv, Republican, from Miamisburg, Montgomery County, Ohio, as a Member of the Motor Vehicle Dealers Board for a new term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Joshua T. Fox, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

**COLUMBUS**

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Lawrence K. Friedeman, Democrat, from Waterville, Lucas County, Ohio, as a Member of the Public Utilities Commission of Ohio for a new term beginning April 11, 2020 and ending at the close of business April 10, 2025, replacing Lawrence K. Friedeman, 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 6th day of February in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Stephanie Garrett, Republican, from West Alexandria, Preble County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a term beginning January 29, 2020 and ending at the close of business November 21, 2022, replacing Heath Hughes, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Robb Mitchell, Republican, from Dublin, Franklin County, Ohio, as a Member of the Motor Vehicle Dealers Board for a new term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Robb Mitchell, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Michelle Primm, Republican, from Akron, Summit County, Ohio, as a Member of the Motor Vehicle Dealers Board for a term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Michelle Primm, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Diane Cunningham Redden, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a term beginning January 29, 2020 and ending at the close of business November 21, 2022, replacing Diane Cunningham Redden, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Marian K. Schuda, M.D., Republican, from Worthington, Franklin County, Ohio, as a

Member of the Ohio Advisory Council for the Aging for a new term beginning January 29, 2020 and ending at the close of business November 21, 2022, replacing Marian K. Schuda, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Roy D. Sensabaugh, Jr., Independent, from Columbus, Franklin County, Ohio, as a Member of the Motor Vehicle Dealers Board for a new term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Roy D. Sensabaugh, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Denise A. Shockley, Republican, from Gallipolis, Gallia County, Ohio, as a Member of the Ohio Advisory Council for the Aging for a new term beginning January 29, 2020 and ending at the close of business November 21, 2022, replacing Denise A. Shockley, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Gary Siciliano, MBA, Independent, from Sagamore Hills, Summit County, Ohio, as a Member of the Motor Vehicle Salvage Dealer's Board for a new term beginning January 29, 2020 and ending at the close of business July 31, 2022, replacing Gary Siciliano, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

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

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Roberto Vazquez, Independent, from Upper Arlington, Franklin County, Ohio, as a Member of the Motor Vehicle Dealers Board for a new term beginning January 29, 2020 and ending at the close of business October 4, 2022, replacing Roberto Vazquez, 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 29th day of January in the year of our Lord, Two Thousand and Twenty.

[Seal]

Mike DeWine,  
Governor.

Said appointments were referred to the committee on Rules and Reference.

On the motion of Senator Dolan, the Senate adjourned until Wednesday, February 12, 2020 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.