

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

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**OHIO**

**SENATE**

**JOURNAL**

FRIDAY, MAY 15, 2020

ONE HUNDRED EIGHTY-THIRD DAY  
Senate Chamber, Columbus, Ohio  
**Friday, May 15, 2020, 9:00 o'clock a.m.**

The Senate met pursuant to adjournment.

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

Senator Hottinger 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 Burke submitted the following report:

The standing committee on Health, Human Services and Medicaid, to which was referred **H. B. No. 203**-Representative Lipps, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Maharath.

YES - 12: KRISTINA D. ROEGNER, NICKIE J. ANTONIO, TINA MAHARATH, JAY HOTTINGER, STEPHANIE KUNZE, KIRK SCHURING, THERESA GAVARONE, BOB D. HACKETT, STEPHEN A. HUFFMAN, DAVE BURKE, CECIL THOMAS, PEGGY LEHNER

NO - 0.

Senator Manning submitted the following report:

The standing committee on Local Government, Public Safety and Veterans Affairs, to which was referred **Sub. H. B. No. 285**-Representatives Greenspan, Brent, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Manning, Maharath, Hackett.

YES - 9: NATHAN H. MANNING, TINA MAHARATH, HEARCEL F. CRAIG, CECIL THOMAS, FRANK HOAGLAND, MICHAEL A. RULLI, TIM SCHAFFER, STEVE WILSON, BOB D. HACKETT

NO - 0.

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

## HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

**Sub. S. B. No. 1**-Senators McColley, Roegner.

Cosponsors: Senators Obhof, Brenner, Coley, Hackett, Hoagland, Hottinger, Huffman, S., Huffman, M., Lehner, Rulli, Peterson, Wilson, Terhar, Gavarone, Manning, Schaffer, Schuring, Uecker. Representatives Wiggam, Becker, Hambley, Smith, T., Baldrige, Cross, Ghanbari, Green, Holmes, A., Jones, LaRe, McClain, Merrin, Plummer, Powell, Roemer, Seitz, Stein, Stoltzfus, Wilkin.

To amend sections 101.35, 106.021, 106.03, 106.031, 121.95, and 3701.13 and to enact sections 101.354, 101.355, 101.36, 107.57, 121.031, 121.951, 121.952, and 121.953 of the Revised Code to require certain agencies to reduce the number of regulatory restrictions in their administrative rules, to require the approval of the Joint Committee on Agency Rule Review for Department of Health orders to be effective for more than fourteen days, and to modify the Department's rulemaking authority, having been informally passed, were taken up.

Senator Brenner moved that the amendments of the House of Representatives to **Sub. S. B. No. 1**, be informally passed and retain their place on the calendar.

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

The motion was agreed to.

The amendments of the House of Representatives to:

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

Cosponsors: Senators Fedor, O'Brien, Coley, Brenner, Hackett, Hoagland, Huffman, S., McColley, Roegner, Rulli, Schaffer, Schuring, Terhar, Uecker, Wilson. Representatives Butler, Cupp, Manning, D., Smith, T., Abrams, Baldrige, Carruthers, Cross, Ghanbari, Holmes, A., Jones, LaRe, Lipps, McClain, Merrin, Plummer, Roemer, Rogers, Seitz, Stein, Wiggam, Wilkin.

To amend sections 2925.01, 2925.03, 3701.99, 3707.99, and 3709.99 of the Revised Code to enhance penalties for certain drug trafficking offenses committed in the vicinity of a substance addiction services provider, to modify penalties for violations of public health orders related to a pandemic, and to designate certain provisions as the "Relapse Reduction Act.", having been informally passed, were taken up.

Senator Brenner moved that the amendments of the House of Representatives to **Am. Sub. S. B. No. 55**, 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. 311** - Senators McColley, Roegner.

Cosponsors: Senators Brenner, Hoagland, Huffman, M., Huffman, S., Johnson, Rulli, Schaffer.

To amend sections 101.35 and 3701.13 and to enact section 101.36 of the Revised Code to rescind certain orders of the Director of Health regarding COVID-19, to require the approval of the Joint Committee on Agency Rule Review for Department of Health orders to be effective for more than fourteen days, to require statewide Department of Health orders to include the Governor's signature, to modify the Department's rulemaking authority, to allow in-person high school graduation ceremonies, and to declare an emergency.

**S. B. No. 312** - Senator McColley.

To amend sections 2151.07, 2301.02, and 2301.03 and to enact section 2101.027 of the Revised Code to reallocate jurisdictional responsibilities of current judges of the Hardin County Court of Common Pleas and to create the Domestic Relations Division of the Hardin County Court of Common Pleas.

**S. B. No. 313** - Senator Johnson.

To amend Section 265.210 of H.B. 166 of the 133rd General Assembly to require the Department of Education to make an additional payment in fiscal year 2020 or 2021 to certain school districts that experience a decrease in the taxable value of the district's utility tangible personal property.

### **OFFERING OF RESOLUTIONS**

Senator Brenner offered the following concurrent resolution:

**S. C. R. No. 13**-Senator Johnson.

To resolve that no branch of government, be it executive, legislative, or judicial, nor any subordinate department, agency, or entity thereof, may take or otherwise promulgate actions that exceed its authority to do so as expressly granted under the Ohio Constitution or United States Constitution.

The question being, "Shall the concurrent resolution, **S. C. R. No. 13**, be adopted?"

On the motion of Senator Brenner, **S. C. R. No. 13**, was referred to the

Committee on Rules and Reference.

**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. 9**-Senator Huffman, M. – et al.  
and asks for a committee of conference.

Attest:

Bradley J. Young,  
Clerk.

On the motion of Senator Brenner, the Senate acceded to the request of the House of Representatives for a committee of conference to **Sub. S. B. No. 9**.

**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. No. 9**:

Senator Matt Dolan

Senator Matt Huffman

Senator Hearcel F. Craig

**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 bill:

**Am. H. B. No. 16**-Representative Perales – 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 concurred in the Senate amendments to:

**Am. H. B. No. 168**-Representative Arndt – 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 passed the following bills in which the concurrence of the Senate is requested:

**H. B. No. 111** -Representative Ingram

Cosponsors: Representatives Becker, Kent, Lightbody, Miller, A., Miranda, Patterson, Smith, K., Upchurch, Crawley, Sobecki, Brent, Callender, Clites, Crossman, Galonski, Hicks-Hudson, Hillyer, Howse, Jones, Lepore-Hagan, Miller, J., Rogers, Russo, Strahorn, Sykes

To amend sections 3314.03, 3326.11, and 3328.24 and to enact section 3319.324 of the Revised Code to require that public and private schools transmit a transferred student's records within five school days.

**Sub. H. B. No. 368** -Representative Baldrige

Cosponsors: Representatives Becker, Carfagna, Keller, Lang, Romanchuk, Plummer, Leland, Butler, Crossman, Cupp, Galonski, Manning, D., Rogers, Smith, T., West, Fraizer, Holmes, A., Kick, Koehler, Miller, J., Richardson, Scherer, Stein, Strahorn

To amend sections 109.42, 109.572, 109.88, 901.511, 2137.14, 2909.07, 2913.01, 2913.04, 2913.05, 2913.49, 2919.25, 2919.251, 2919.26, 2921.22, 2923.129, 2927.12, 2933.51, 3712.09, 3721.121, 3750.09, 3751.04, and 5503.101 and to enact sections 2913.86, 2913.87, 2913.88, 2913.89, 2913.90, 2913.91, 2913.92, 2913.93, and 2913.94 of the Revised Code to enact the Ohio Computer Crimes Act.

**H. B. No. 404** -Representatives Manchester, Sweeney

Cosponsors: Representatives Abrams, Blair, Carfagna, Koehler, Lang, Lipps,

O'Brien, Riedel, Seitz, Smith, K., Galonski, Perales, Clites, Crossman, Ingram, Lightbody, Miller, J., Richardson, Rogers, Russo

To enact section 3345.82 of the Revised Code to allow the board of trustees of a state institution of higher education to adopt a policy allowing the trustees to attend a board meeting via means of electronic communication.

**H. B. No. 405** -Representative Cross

Cosponsors: Representatives Manchester, Riedel, Scherer, Stoltzfus, Jones, Wilkin, Baldrige, Edwards, Callender, Hoops, Abrams, LaRe, Seitz, Stein, Swearingen, Ghanbari, Koehler, Hillyer, Wiggam, Hambley, Smith, T., Brent, Carfagna, Clites, Fraizer, Galonski, Ginter, Green, Greenspan, Hicks-Hudson, Howse, Keller, Kick, Lanese, Leland, Lepore-Hagan, Lightbody, Liston, McClain, Miller, J., O'Brien, Patterson, Perales, Plummer, Reineke, Richardson, Robinson, Roemer, Rogers, Romanchuk, Russo, Sheehy, Sobocki, Stephens, Strahorn, Sykes, Upchurch, Weinstein, West

To amend sections 135.63, 135.78, 1733.04, and 1733.24 and to enact sections 135.79, 135.791, 135.792, 135.793, 135.794, 135.795, and 135.796 of the Revised Code to create the adoption linked deposit program.

**Sub. H. B. No. 421** -Representatives Smith, T., Blair

Cosponsors: Representatives Carruthers, Becker, Seitz, Abrams, O'Brien, Hambley, Galonski, Hillyer, Clites, Crossman, Ghanbari, Ingram, Miller, J., Rogers

To amend sections 2744.01, 2744.02, 2744.05, and 4973.17 of the Revised Code to provide a municipal corporation or county immunity from civil and criminal liability in any action that arises from a hospital police officer acting directly in the discharge of the person's duties as a police officer and that occurs on the premises of the hospital or its affiliates or subsidiaries or elsewhere in the municipal corporation or county and to modify the definition of "emergency call" and the defenses to a political subdivision's liability for a peace officer's negligent operation of a motor vehicle.

Attest:

Bradley J. Young,  
Clerk.

Said bills were considered the first time.

On the motion of Senator Brenner, the Senate adjourned until Tuesday, May 19, 2020 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.