

OHIO

SENATE

JOURNAL

TUESDAY, SEPTEMBER 1, 2020

TWO HUNDRED SIXTEENTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, September 1, 2020, 10:00 o'clock a.m.

The Senate met pursuant to adjournment.

The journal of the last legislative day was read and approved.

**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:

Am. Sub. H. B. No. 239 -Representatives Manning, G., Crawley, et al.

To amend sections 3301.0712, 3301.0729, 3313.61, 3313.612, and 3313.6114 of the Revised Code to remove the requirement that students take a nationally standardized assessment for graduation, to revise the law on end-of-course examinations, to prohibit student retention under the Third Grade Reading Guarantee for the 2020-2021 school year, and to require each school district to form a work group to evaluate the amount of time students spend on testing.

To the Committee on Education.

Sub. H. B. No. 282 -Representatives Holmes, A., LaRe, et al.

To amend sections 109.32, 109.572, 2915.01, 2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2915.093, 2915.094, 2915.095, 2915.10, 2915.101, 2915.12, and 2915.13 and to enact sections 2915.14 and 2915.15 of the Revised Code to allow charitable organizations to conduct electronic instant bingo and to make other changes to the law governing bingo.

To the Committee on Government Oversight and Reform.

H. B. No. 404 -Representatives Manchester, Sweeney, et al.

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.

To the Committee on Government Oversight and Reform.

H. B. No. 405 -Representative Cross, et al.

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.

To the Committee on Health, Human Services and Medicaid.

H. B. No. 496 -Representatives Stein, Hoops, et al.

To enact section 909.19 of the Revised Code to grant specified apiary owners immunity in personal injury or property damage cases involving bee stings.

To the Committee on Judiciary.

S. B. No. 340 -Senators Kunze, Fedor, et al.

To amend section 4301.637 of the Revised Code to require places that sell alcohol to display a warning about fetal alcohol syndrome.

To the Committee on Agriculture and Natural Resources.

S. B. No. 341 -Senator Roegner

To enact sections 4723.11 and 4723.111 of the Revised Code to enter into the Nurse Licensure Compact.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 342 -Senators Wilson, McColley, et al.

To amend sections 3313.603, 3314.03, and 3326.11 and to enact sections 121.086, 3319.238, and 3319.239 of the Revised Code relating to teaching financial literacy in high school.

To the Committee on Education.

S. B. No. 343 -Senators Craig, Kunze, et al.

To amend section 1923.01 and to enact section 1923.111 of the Revised Code related to expungement of eviction case court files.

To the Committee on Judiciary.

S. B. No. 344 -Senator Hackett

To amend sections 4501.21 and 4503.564 of the Revised Code to redirect contributions for the "Glen Helen Nature Preserve" license plate from the Glen Helen Ecology Institute of Antioch College to the Glen Helen Association.

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

S. B. No. 345 -Senators Hoagland, Schuring

To amend sections 109.32, 109.572, 2915.01, 2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2915.093, 2915.094, 2915.095, 2915.10, 2915.101, 2915.12, and 2915.13 and to enact sections 2915.14 and 2915.15 of the Revised Code to allow charitable organizations to conduct electronic instant bingo and to make other changes to the law governing bingo.

To the Committee on Government Oversight and Reform.

S. B. No. 346 -Senators O'Brien, Kunze, et al.

To amend sections 303.213, 519.213, 713.081, 4906.13, 4928.01, 4928.64, 4928.641, 4928.644, 4928.645, 4928.66, 4928.6610, and 5727.75; to enact section 4928.6616, in order to revive the section as it existed prior to the enactment of H.B. 6 of the 133rd General Assembly; and to repeal sections 3706.40, 3706.41, 3706.43, 3706.431, 3706.45, 3706.46, 3706.49, 3706.53, 3706.55, 3706.59, 3706.61, 3706.63, 3706.65, 4928.148, 4928.47, 4928.471, 4928.642, 4928.75, 4928.80, and 5727.231 of the Revised Code and to repeal Sections 4 and 5 of H.B. 6 of the 133rd General Assembly to repeal the changes made by H.B. 6 of the 133rd General Assembly to the laws governing electric service, renewable energy, and energy efficiency and the changes made to other related laws.

To the Committee on Energy and Public Utilities.

S. B. No. 347 -Senator Manning, et al.

To amend sections 3517.01, 3517.105, 3517.1011, 3517.13, 3517.992, 3599.03, 5727.61, and 5733.27 of the Revised Code and to amend the versions of sections 3517.105 and 3517.1011 of the Revised Code that are scheduled to take effect January 1, 2021, to modify the Campaign Finance Law regarding independent expenditures and political action committees.

To the Committee on Government Oversight and Reform.

S. B. No. 348 -Senators Schaffer, Roegner, et al.

To amend sections 3709.03, 3709.05, 3709.07, 3709.41, and 3709.99 and to enact sections 3709.221 and 4745.041 of the Revised Code to prohibit local boards of health from using certain threatening words in notifications to the public, to allow local boards of health to reject Department of Health orders during an emergency, to allow health care professionals who serve on a board

of health to receive continuing education credit, and to change the makeup of local boards of health.

To the Committee on Health, Human Services and Medicaid.

S. B. No. 349 -Senator Fedor, et al.

To amend sections 3517.01, 3517.08, 3517.10, 3517.102, 3517.105, 3517.106, 3517.107, 3517.13, 3599.03, 3921.22, and 4503.03 of the Revised Code to modify the campaign finance law, to name this act the Ohio Anti-Corruption Act, and to amend the versions of sections 3517.10, 3517.105, and 3517.106 of the Revised Code that are scheduled to take effect January 1, 2021, to continue the provisions of this act on and after that effective date.

To the Committee on Government Oversight and Reform.

S. B. No. 350 -Senator Brenner, et al.

To prohibit school districts from providing vouchers for public transportation to students enrolled in grades kindergarten through eight for the 2020-2021 school year.

To the Committee on Education.

S. B. No. 351 -Senator Dolan, et al.

To amend section 5.2269 of the Revised Code to designate August 31 as "Ohio Overdose Awareness Day."

To the Committee on Health, Human Services and Medicaid.

S. B. No. 352 -Senator Roegner

To repeal Section 29 of H.B. 197 of the 133rd General Assembly to modify municipal income tax employer withholding rules for COVID-19-related work-from-home employees.

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

S. B. No. 353 -Senators Huffman, S., Manning

To amend sections 2903.212, 2907.41, 2919.251, 2935.15, 2937.01, 2937.22, 2937.222, 2937.23, and 2941.58 and to enact sections 2937.231 and 2937.47 of the Revised Code to modify the pretrial detention and release laws regarding risk assessment tools, bond schedules, non-cash release methods, a continuum of pretrial supervision options, cite-and-release, pretrial screening

and diversion, criminal justice system personnel training, a statewide bail data collection system, and request Supreme Court modification of certain rules.

To the Committee on Judiciary.

S. B. No. 354 -Senator Williams, et al.

To require the Ohio Environmental Protection Agency to conduct a study to determine where brownfield sites are located in this state and to make an appropriation.

To the Committee on Finance.

S. B. No. 355 -Senator Williams, et al.

To make an appropriation to the Development Services Agency to award Clean Ohio Revitalization Grants.

To the Committee on Finance.

S. B. No. 356 -Senator Dolan

To amend sections 317.32, 319.48, 319.54, 321.261, 321.263, 321.343, 323.25, 323.26, 323.28, 323.31, 323.33, 323.65, 323.66, 323.67, 323.69, 323.691, 323.70, 323.71, 323.72, 323.73, 323.75, 323.76, 323.77, 323.79, 505.86, 715.261, 721.28, 1721.10, 1724.02, 1724.11, 3737.87, 3745.11, 5709.12, 5721.01, 5721.02, 5721.03, 5721.04, 5721.06, 5721.13, 5721.17, 5721.18, 5721.19, 5721.192, 5721.20, 5721.25, 5721.26, 5721.30, 5721.32, 5721.33, 5721.37, 5722.01, 5722.02, 5722.03, 5722.031, 5722.04, 5722.05, 5722.06, 5722.07, 5722.08, 5722.10, 5722.11, 5722.14, 5722.15, 5722.21, 5723.01, 5723.03, 5723.04, 5723.05, 5723.06, 5723.10, 5723.13, 5723.18, and 5739.02; to enact sections 5721.182, 5721.183, 5722.111, and 5723.20; and to repeal sections 323.74, 5721.14, 5721.15, 5721.16, 5722.09, and 5722.13 of the Revised Code to make changes to the law relating to tax foreclosures and county land reutilization corporations.

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

S. B. No. 357 -Senator Dolan

To provide for the distribution of some federal coronavirus relief funding to local subdivisions and to declare an emergency.

To the Committee on Finance.

S. B. No. 358 -Senators Fedor, Manning, et al.

To amend Sections 11 and 12 of H.B. 164 of the 133rd General Assembly, Section 31 of H.B. 197 of the 133rd General Assembly, Section 17 of H.B. 197 of the 133rd General Assembly, as subsequently amended, and Section 7 of S.B. 216 of the 132nd General Assembly, as subsequently amended, to make changes to education law for the 2020-2021 school year in response to implications from COVID-19 and to declare an emergency.

To the Committee on Education.

S. B. No. 359 -Senator Schaffer

To amend sections 2903.11, 2903.13, 2921.01, 2921.03, 2921.15, and 2929.41 and to enact sections 2307.67 and 2909.031 of the Revised Code regarding a civil action for a law enforcement officer based on a civil rights abridgement or false complaint, and modifications to "assault," "felonious assault," and "intimidation" regarding conduct committed because a person is or is perceived to be an emergency service responder, public servant, family member, or co-worker.

To the Committee on Judiciary.

S. B. No. 360 -Senator Obhof, et al.

To enact section 9.71 of the Revised Code to generally bar public officials from prohibiting all federally licensed firearms dealers in the state or a specified geographic area from the commercial sale or transfer of firearms or their components or ammunition.

To the Committee on Government Oversight and Reform.

S. B. No. 361 -Senator Burke

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.

To the Committee on Health, Human Services and Medicaid.

S. C. R. No. 17 -Senator Fedor, et al.

To urge Congress to pass legislation requiring corporations and labor organizations that make political expenditures to disclose the identities of their donors.

To the Committee on Government Oversight and Reform.

S. R. No. 542 -Senator Fedor, et al.

To urge the United States Secretary of Education to extend the school assessment and accountability waivers issued for the 2019-2020 school year through the 2020-2021 school year due to the ongoing COVID-19 coronavirus pandemic.

To the Committee on Education.

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

HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

Am. Sub. S. B. No. 10-Senator Wilson.

Cosponsors: Senators Peterson, Uecker, Coley, Hoagland, Gavarone, Antonio, Craig, Dolan, Eklund, Hackett, Hill, Hottinger, Huffman, M., Huffman, S., Kunze, Lehner, Maharath, McColley, Obhof, O'Brien, Roegner, Rulli, Sykes, Thomas, Williams. Representatives Plummer, Leland, Crossman, Cupp, Galonski, Rogers, Smith, T., West, Lang, Grendell, Seitz, Clites, Greenspan, Hambley, Manning, G., Patton, Perales,

To amend sections 319.16, 2307.382, 2921.41, 2953.32, 2953.321, 2953.36, 2953.51, 2953.54, and 5747.12 and to enact section 117.116 of the Revised Code and to amend Section 22 of H.B. 197 of the 133rd General Assembly to expand the penalties for theft in office based on the amount stolen, to include as restitution audit costs of the entity that suffered the loss, to modify various aspects of the laws regarding criminal and delinquency record sealing and expungement, to expand the list of debts toward satisfaction of which the Tax Commissioner may apply a tax refund due to a taxpayer, to expand the basis of a court's exercise of personal jurisdiction, to specify a separate standard for the issuing of warrants upon presentation of a court order, and to declare an emergency, having been informally passed,

were taken up.

Senator Peterson moved that the amendments of the House of Representatives to **Am. Sub. S. B. No. 10**, 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:

Sub. S. B. No. 163-Senator Kunze.

Cosponsors: Senators Williams, Yuko, Schaffer, Fedor, Antonio, Johnson, Manning, Hoagland, Sykes, Maharath, Blessing, Brenner, Burke, Craig, Dolan, Eklund, Gavarone, Hackett, Hottinger, Huffman, M., Huffman, S., Lehner, McColley, Obhof, O'Brien, Peterson, Rulli, Thomas, Wilson. Representatives Green, Sheehy, Manning, G., O'Brien, Abrams, Butler, Carruthers, Crossman, DeVitis, Galonski, Ginter, Grendell, Hambley, Ingram, Lanese, Lepore-Hagan, Liston, Richardson, Riedel, Roemer, Rogers, Scherer.

To amend sections 4501.21, 4503.571, 4503.68, and 4503.70 and to enact sections 4503.506, 4503.557, 4503.558, 4503.581, 4503.596, 4503.714, 4503.716, 4503.725, 4503.767, 4503.881, 4503.883, 4503.893, 4503.899, 4503.931, 4503.932, 4503.942, 4503.945, 4503.956, 4503.957, 4503.958, 4503.961, 4503.962, and 4503.963 of the Revised Code to create and amend multiple nonstandard license plates, having been informally passed, were taken up.

Senator Peterson moved that the amendments of the House of Representatives to **Sub. S. B. No. 163**, be informally passed and retain their place on the calendar.

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

The motion was agreed to.

MESSAGE FROM THE PRESIDENT

Pursuant to Senate Rules No. 19 and 20, the President of the Senate makes the following temporary appointments for the purpose of these committee meetings on Tuesday, September 1, 2020:

Appoints Senator Theresa Gavarone to the Senate's Finance Standing Committee as a temporary replacement for Senator Kirk Schuring

Appoints Senator Michael Rulli to the Senate's Health, Human Services and Medicaid Standing Committee as a temporary replacement for Senator Kirk Schuring.

On the motion of Senator Peterson, the Senate recessed until 12:30 p.m.

The Senate met pursuant to the recess.

Message from the House of Representatives

Mr. President:

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

Sub. H. B. No. 606-Representative Grendell – et al.

Attest:

Bradley J. Young,
Clerk.

Senator Huffman, M. moved that the Senate insist on the Senate amendments to **Sub. H. B. No. 606**, and ask for a committee of conference.

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

The motion was agreed to.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives accedes to the request of the Senate for a committee of conference on matters of difference between the two Houses on:

Sub. H. B. No. 606-Representative Grendell – et al.

The Speaker of the House has appointed as managers on the part of the House on such matters of difference:

Representatives Carfagna, Seitz, Brown.

Attest:

Bradley J. Young,
Clerk.

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. H. B. No. 606**:

Senator Matt Huffman

Senator John Eklund

Senator Cecil Thomas

On the motion of Senator M. Huffman, the Senate adjourned until Wednesday, September 2, 2020 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,
Clerk.