OHIO

SENATE

JOURNAL

WEDNESDAY, MAY 10, 2023

FORTY-SECOND DAY
Senate Chamber, Columbus, Ohio
Wednesday, May 10, 2023, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Brian Hanson, 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 Kunze recognized Trentt Fulgham, a senior at Circleville High School as the Division II Wrestling State Champion.

Senator McColley recognized, Xander Myers, a junior at Liberty Center High School, Brodie Dominique, a junior at Archbold High School, and Adam Mattin, a sophomore at Delta High School as 2023 Division III State Wrestling Champions.

Senator Brenner recognized Hudson Williams, a senior at Olentangy High school as the 2023 Division I State Swimming Champion in the 50 and 100 yard freestyle.

Senator Kunze recognized Jacki Prati, principal of J. W. Reason Elementary, as the 2023 Ohio Principal of the Year as selected by the Ohio Association of Elementary School Administrators.

Senator Craig and Leader Antonio recognized members of the National Coalition of 100 Black Women on their visit to the Statehouse.

Senator Landis recognized Tyson Autry on his visit to the Statehouse.

Senator Brenner recognized, Indiana State Representative, Robert Behning, on his visit to the Ohio Statehouse.

Senator DeMora requested a moment of silence in honor of the former Mayor of Cincinnati, Jerry Springer.

REPORTS OF REFERENCE AND BILLS FOR SECOND CONSIDERATION

Senator Huffman, M. reports for the standing committee on Rules and Reference, recommending that the following bills, standing in order for second consideration, be referred to committee as recommended:

S. B. No. 118-Senators Schuring, Huffman, M., Antonio, Craig, Gavarone, Hicks-Hudson, McColley, Schaffer, Brenner, Dolan, Hackett, Kunze, Reynolds, Smith

To amend sections 107.036 and 5747.98 and to enact section 122.631 of the Revised Code to authorize a nonrefundable, transferable income tax credit for the construction of new, or conversion of rental housing into, owner-occupied single family homes.

To the Committee on Ways and Means.

S. B. No. 119-Senators Reineke, Huffman, M., Antonio, Craig, Gavarone, Hicks-Hudson, McColley, Schaffer, Schuring, Brenner, Dolan, Hackett, Kunze, Reynolds, Smith

To amend sections 343.01, 343.012, 3714.07, 3714.071, 3714.073, 3734.44, 3734.521, 3734.53, 3734.55, 3734.57, 3734.571, 3734.572, 3734.573, and 3734.574 and to enact sections 3734.579 and 3734.58 of the Revised Code to make changes to the laws governing the transfer and disposal of solid waste and construction and demolition debris, including increasing certain fees.

To the Committee on Agriculture and Natural Resources.

YES - 14: MATT HUFFMAN, NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, PAULA HICKS-HUDSON, STEPHANIE KUNZE, ROB MCCOLLEY, MICHELE REYNOLDS, TIM SCHAFFER, KIRK SCHURING, KENT SMITH

NO - 0.

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

The report of the committee was accepted.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Huffman, M. submitted the following report:

Pursuant to Senate Rule No. 37 the standing committee on Rules and Reference, recommends that **S. B. No. 2**, having been referred to the standing committee on Finance, be re-referred to the standing committee on Ways and

Means.

YES - 14: NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, PAULA HICKS-HUDSON, MATT HUFFMAN, STEPHANIE KUNZE, ROB MCCOLLEY, MICHELE REYNOLDS, TIM SCHAFFER, KIRK SCHURING, KENT SMITH

NO - 0.

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

The report of the committee was accepted.

Senator Huffman, M. submitted the following report:

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

Beresford, Todd, Republican, from Moreland Hills, Cuyahoga County, Ohio, as a Member of the Self-Insuring Employers Evaluation Board for a term beginning March 10, 2023, ending at the close of business August 22, 2024, replacing Tommie Jo Brode, who resigned.

Haberman, Maria, from Columbus, Franklin County, Ohio, as a Member of the Public Benefits Advisory Board for a term beginning January 6, 2023, ending at the close of business June 30, 2024, replacing Sherry J. Hubbard, whose term expired.

Ross-Dolen, Mary, Democrat, from Bexley, Franklin County, Ohio, as a Member of the Ethics Commission for a term beginning March 10, 2023, ending at the close of business January 1, 2029, replacing Julie A. Rutter, whose term expired.

Vogel, Anne, from Franklin County, Ohio, as the Director of the Environmental Protection Agency for a term beginning January 1, 2023, and continuing at the pleasure of the Governor.

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

YES – 14: NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, PAULA HICKS-HUDSON, MATT HUFFMAN, STEPHANIE KUNZE, ROB MCCOLLEY, MICHELE REYNOLDS, TIM SCHAFFER, KIRK SCHURING, KENT SMITH

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

Antani	Antonio	Blessing	Brenner
Cirino	Craig	DeMora	Dolan
Gavarone	Hackett	Hicks-Hudson	Hoagland
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Rulli	Schaffer	Schuring
Smith	Sykes	Wilkin	Wilson
			Huffman, M.-33

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 6-Senator Schuring.
Cosponsors: Senators Cirino, Hoagland, Romanchuk, Brenner, Dolan.

To amend sections 145.11, 742.11, 3307.15, 3309.15, 3345.16, 4123.44, 4123.442, and 5505.06 and to enact section 3345.161 of the Revised Code regarding environmental, social, and corporate governance policies with respect to the state retirement systems, Bureau of Workers' Compensation, and state institutions of higher education, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 6**, pass?"

The yeas and nays were taken and resulted – yeas 26, nays 7, as follows:

Those who voted in the affirmative were: Senators

Antani	Blessing	Brenner	Cirino
Dolan	Gavarone	Hackett	Hoagland
Huffman, S.	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk
Rulli	Schaffer	Schuring	Wilkin
Wilson			Huffman, M.-26

Senators Antonio, Craig, DeMora, Hicks-Hudson, Ingram, Smith, and Sykes voted in the negative-7.

So the bill passed.

The title was amended as follows:

Add the names: "Antani, Gavarone, Hackett, Huffman, S., Johnson, Lang, McColley, O'Brien, Reineke, Roegner, Rulli, Schaffer, Wilkin."

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

The motion was agreed to and the title so amended.

S. B. No. 53-Senators Reynolds, Roegner.

To amend section 124.41 of the Revised Code to lower the minimum age for an original appointment as a police officer from twenty-one to eighteen years of age, was considered the third time.

The question being, "Shall the bill, **S. B. No. 53**, pass?"

The yeas and nays were taken and resulted – yeas 25, nays 8, as follows:

Those who voted in the affirmative were: Senators

Antani	Blessing	Brenner	Cirino
Dolan	Gavarone	Hackett	Hoagland
Huffman, S.	Johnson	Landis	Lang
Manning	McColley	O'Brien	Reineke
Reynolds	Roegner	Romanchuk	Rulli
Schaffer	Schuring	Wilkin	Wilson
			Huffman, M.-25

Senators Antonio, Craig, DeMora, Hicks-Hudson, Ingram, Kunze, Smith, and Sykes voted in the negative-8.

So the bill passed.

The title was amended as follows:

Add the names: "Senators Antani, Cirino, Hackett, Hoagland, Johnson, O'Brien, Reineke, Wilson."

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

The motion was agreed to and the title so amended.

On the motion of Senator Schuring, the Senate recessed until 6:00 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 concurred in the adoption of the following joint resolution:

Am. Sub. S. J. R. No. 2 -Senators McColley, Gavarone
Cosponsors: Senators Antani, Brenner, Cirino, Lang, O'Brien, Reineke, Roegner, Schaffer, Wilkin, Wilson, Hoagland, Huffman, S., Johnson, Reynolds, Romanchuk, Representatives Plummer, Ferguson, Merrin, Stewart, Barhorst, Bird, Carruthers, Claggett, Click, Creech, Cross, Cutrona, Dean, Demetriou, Dobos, Gross, Hall, Hoops, John, Johnson, Kick, King, Klopfenstein, Lear, Manchester, Mathews, McClain, Miller, K., Miller, M., Peterson, Pizzulli, Richardson, Santucci, Schmidt, Stein, Stoltzfus,

Swearingen, Thomas, J., Wiggam, Williams, Willis

Proposing to amend Sections 1b, 1e, and 1g of Article II and Sections 1 and 3 of Article XVI of the Constitution of the State of Ohio to require a vote of at least 60% of the electors to approve any constitutional amendment and to modify the procedures for an initiative petition proposing a constitutional amendment.

With the following additional amendments, in which the concurrence of the Senate is requested.

In line 11, delete "a" and insert "the next general or"

In line 12, delete "to be held on August 8, 2023" and insert "scheduled to occur not earlier than ninety days after this resolution is submitted to the Secretary of State"

In line 10, delete "there shall be submitted" and insert "a special election is hereby called to be held on August 8, 2023, such election being prescribed pursuant to the authority provided by Section 1 of Article XVI of the Constitution of the State of Ohio, and which election shall be conducted pursuant to all applicable laws, for the purpose of submitting"

In line 11, delete ", in the manner prescribed by law at the next"

Delete lines 12 and 13

In line 14, delete "of State,"

Attest: Bradley J. Young,
Clerk.

Senator Schuring moved that the amendments of the House of Representatives to **Am. Sub. S. J. R. No. 2**-Senators McColley, Gavarone, be brought up for consideration.

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

The motion was agreed to.

The question being, “Shall the Senate concur in the amendments of the House of Representatives?”

The yeas and nays were taken and resulted – yeas 26, nays 7, as follows:

Those who voted in the affirmative were: Senators

Antani	Blessing	Brenner	Cirino
Dolan	Gavarone	Hackett	Hoagland
Huffman, S.	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk

Rulli	Schaffer	Schuring	Wilkin
Wilson			Huffman, M.-26

Senators Antonio, Craig, DeMora, Hicks-Hudson, Ingram, Smith, and Sykes voted in the negative-7.

So the Senate concurred in the amendments of the House of Representatives.

On the motion of Senator Schuring, the Senate adjourned until Thursday, May 11, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.