OHIO

SENATE

JOURNAL

WEDNESDAY, SEPTEMBER 13, 2023

EIGHTIETH DAY
Senate Chamber, Columbus, Ohio
Wednesday, September 13, 2023, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Rabbi Areyah Kaltmann, Chabad Columbus 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 Johnson recognized the late George F. Dunigan II on his lifetime achievements.

Senator Brenner recognized members of the U.S. Department of State's Legislative Fellows Program for South and Central Asia, Ms. Joanna Shireen Sarkar of India, Mr. Agni Raj Upadhayay of Nepal, Mr. Yasire Arrfat of Pakistan, Dr. Muhammed Waqar Ahmad of Pakistan and Ms. Nishadi Gunatilake of Sri Lanka on their visit to the Statehouse.

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 and resolutions, standing in order for second consideration, be referred to committee as recommended:

H. C. R. No. 8-Representatives Patton, Lampton, et al.
To urge the federal government to select Ohio for the permanent headquarters of the United States Space Command.

To the Committee on Veterans and Public Safety.

Sub. H. B. No. 5-Representatives Ray, Baker, et al.
To amend sections 2101.24, 2151.412, 2151.414, 2937.02, 3107.01, 3107.011, 3107.02, 3107.03, 3107.04, 3107.05, 3107.055, 3107.06, 3107.07, 3107.08, 3107.082, 3107.083, 3107.084, 3107.11, 3107.12, 3107.14, 3107.16, 3107.161, 3107.17, 3107.18, 3107.19, 3107.46, 5103.15, 5103.153, and 5103.16; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3107.051 (3107.052); to enact new section 3107.051 and section 3107.20; and to repeal sections 3107.071 and 3107.13 of the Revised Code to modernize adoption laws.

To the Committee on Judiciary.

Am. H. B. No. 8-Representatives Swearingen, Carruthers, et al.
To amend sections 3314.03 and 3326.11 and to enact section 3313.473 of the Revised Code to enact the "Parents' Bill of Rights" to require public schools to adopt a policy on parental notification on student health and well-being and instructional materials with sexuality content.

To the Committee on Education.

H. B. No. 34-Representatives Klopfenstein, King, et al.
To amend section 2313.14 of the Revised Code to permit a prospective juror who is a mother who is breast-feeding to be excused from jury service.

To the Committee on Judiciary.

Am. H. B. No. 49-Representatives Ferguson, Barhorst, et al.
To amend sections 3701.83 and 3727.44; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3727.44 (3727.41); to enact sections 3727.31, 3727.32, 3727.33, 3727.34, 3727.35, 3727.36, 3727.37, 3727.38, 3727.39, and 3727.40; and to repeal sections 3727.42, 3727.43, and 3727.45 of the Revised Code regarding the availability of hospital price information; and to amend the version of section 3701.83 of the Revised Code that is scheduled to take effect on September 30, 2024, to continue the change on and after that date.

To the Committee on Small Business and Economic Opportunity.

Sub. H. B. No. 68-Representative Click, et al.
To enact sections 3109.054, 3129.01, 3129.02, 3129.03, 3129.04, 3129.05, 3129.06, 3313.5319, and 3345.562 of the Revised Code to enact the Saving Ohio Adolescents from Experimentation (SAFE) Act regarding gender transition services for minors, and to enact the Save Women's Sports Act to require schools, state institutions of higher education, and private colleges to designate separate single-sex teams and sports for each sex.

To the Committee on Government Oversight.

Sub. H. B. No. 73-Representatives Gross, Loychik, et al.
To enact section 3792.06 of the Revised Code to authorize the prescribing of off-label medications and if prescribed, to generally require their dispensing and to name this act the Dave and Angie Patient and Health Provider Protection Act.

To the Committee on Health.

Sub. H. B. No. 86-Representative LaRe, et al.
To amend sections 4301.17, 4301.171, 4303.041, 4303.184, and 4399.15 of the Revised Code to revise specified provisions of the liquor control laws.

To the Committee on Agriculture and Natural Resources.

H. B. No. 106-Representatives Jarrells, Lipps, et al.
To enact section 4113.14 of the Revised Code to enact the Pay Stub Protection Act requiring employers to provide earnings and deductions statements to each of the employer's employees.

To the Committee on Small Business and Economic Opportunity.

H. B. No. 117-Representatives Manning, Robinson, et al.
To amend sections 3301.07, 3301.0711, 3301.163, 3302.151, and 3313.608 of the Revised Code to eliminate retention under the Third Grade Reading Guarantee, to expand the grades for which intensive reading intervention is provided, and expand the inclusion of phonics in learning standards.

To the Committee on Education.

Am. H. B. No. 122-Representatives Pavliga, Miller, A., et al.
To amend sections 2921.03 and 2921.04 and to enact section 5.54 of the Revised Code to expand intimidation offenses to include guardians ad litem and court-appointed special advocates and to designate May 1st as "Court-Appointed Special Advocates Appreciation Day."

To the Committee on Judiciary.

Am. H. B. No. 129-Representative Patton, et al.
To amend sections 715.27, 3781.102, 4740.01, 4740.02, 4740.04, 4740.12, 4740.13, and 4764.03 of the Revised Code to require licensure of commercial roofing contractors and to amend the versions of sections 715.27 and 3781.102 of the Revised Code that are scheduled to take effect on December 29, 2023, to continue the change on and after that date.

To the Committee on Government Oversight.

H. B. No. 152-Representatives Weinstein, Young, B., et al.

To enact section 3902.63 of the Revised Code to require health plan issuers to cover hearing aids and related services for persons twenty-one years of age and younger and to name this act Madeline's Law.

To the Committee on Insurance.

Am. H. B. No. 158-Representatives Roemer, Miller, M., et al.

To amend sections 2925.01, 3333.26, 4709.01, 4709.07, 4709.08, 4709.09, 4709.11, 4709.12, 4709.14, 4709.99, 4713.01, 4713.02, 4713.06, 4713.07, 4713.071, 4713.08, 4713.081, 4713.09, 4713.10, 4713.14, 4713.141, 4713.16, 4713.17, 4713.25, 4713.28, 4713.30, 4713.31, 4713.34, 4713.35, 4713.39, 4713.41, 4713.46, 4713.49, 4713.55, 4713.56, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 4713.641, 4713.66, 4713.69, and 4713.99; to enact new sections 4709.02, 4709.03, 4709.05, 4709.10, 4709.13, 4713.44, and 4713.45 and sections 4709.031, 4709.051, 4709.071, 4709.072, 4709.073, 4709.091, 4709.111, and 4709.112; and to repeal sections 4709.02, 4709.03, 4709.05, 4709.10, 4709.13, 4709.23, 4713.26, 4713.36, 4713.44, and 4713.45 of the Revised Code to make changes to the law governing the regulation of cosmetologists and barbers and to amend the versions of sections 4709.07, 4709.08, 4713.10, 4713.28, 4713.30, 4713.31, 4713.34, and 4713.69 and to repeal the version of 4709.10 of the Revised Code that are scheduled to take effect on December 29, 2023, to continue the changes on and after that date.

To the Committee on Government Oversight.

H. B. No. 167-Representatives Miranda, Abrams, et al.

To amend section 109.804 and to enact section 109.791 of the Revised Code to modify the requirements for chief of police training and to allow advanced training for officers at or above the rank of sergeant and to amend the version of section 109.804 of the Revised Code that is scheduled to take effect December 29, 2023, to continue the change on and after that date.

To the Committee on Veterans and Public Safety.

Sub. H. B. No. 205-Representatives Swearingen, Plummer, et al.

To amend sections 121.083 and 121.084 and to enact sections 4145.01, 4145.02, 4145.03, 4145.04, 4145.05, 4145.06, 4145.07, 4145.08, 4145.09, 4145.10, 4145.11, and 4145.12 of the Revised Code to enact the Protect Ohio Workers Act regarding construction services performed under a contract at a stationary source.

To the Committee on Energy and Public Utilities.

S. C. R. No. 7-Senator Johnson, et al.

To condemn the People's Republic of China for its role in the global drug trade, especially in its capacity as the largest point of origin of fentanyl smuggled to the United States.

To the Committee on Community Revitalization.

S. R. No. 180-Senators Smith, Antonio, et al.

To call on legislators at the state and federal level and other communities and jurisdictions to support an amendment to the United States Constitution that would abolish corporate personhood and the doctrine of money as speech.

To the Committee on Government Oversight.

S. R. No. 196-Senator Reineke

To urge the United States Congress to amend the Railway Safety Act of 2023 to require rail carriers to secure all rail cars carrying solid waste to prevent littering and to create a study committee to analyze the benefits of securing rail cars carrying solid waste.

To the Committee on Transportation.

S. B. No. 132-Senator Antonio, et al.

To amend sections 4112.01 and 4112.05 of the Revised Code to enact the Ohio Fairness Act to prohibit discrimination on the basis of sexual orientation or gender identity or expression, to add mediation as an informal method that the Ohio Civil Rights Commission may use, and to uphold existing religious exemptions under Ohio's Civil Rights Law.

To the Committee on Government Oversight.

S. B. No. 133-Senators Hicks-Hudson, DeMora

To amend sections 125.25, 153.02, and 5513.06 of the Revised Code regarding the debarment of state vendors.

To the Committee on Judiciary.

S. B. No. 134-Senator Hoagland

To amend sections 323.151, 323.152, 323.153, 4503.065, 4503.066, and 5901.07 of the Revised Code to extend the homestead property tax exemption to certain disabled veterans.

To the Committee on Ways and Means.

S. B. No. 135-Senators Hicks-Hudson, DeMora

To enact sections 2747.01, 2747.02, 2747.03, 2747.04, 2747.05, 2747.06, 2747.07, 2747.08, 2747.09, and 2747.10 of the Revised Code regarding filing false or fraudulent claims with the state and defrauding the state of money or property.

To the Committee on General Government.

S. B. No. 136-Senator Craig

To amend sections 323.152, 323.153, 323.156, and 4503.06 of the Revised Code to reduce property taxes on qualifying owner-occupied homes and to name this act the Property Tax Relief and Local Government Support Act.

To the Committee on Ways and Means.

S. B. No. 137-Senators Gavarone, DeMora

To amend sections 3501.01 and 5747.502 and to enact sections 3505.011, 3513.141, 5747.504, and 5747.505 of the Revised Code to generally prohibit the use of ranked choice voting and to withhold Local Government Fund distributions from a municipality or chartered county that uses ranked choice voting.

To the Committee on General Government.

S. B. No. 138-Senator Brenner

To amend section 1333.82 of the Revised Code to revise the Alcohol Franchise Law.

To the Committee on Agriculture and Natural Resources.

S. B. No. 139-Senator Johnson

To make a supplemental appropriation for a fire department.

To the Committee on Finance.

S. B. No. 140-Senator Hoagland

To enact section 5534.649 of the Revised Code to designate a portion of State Route 149 in Belmont County as the "Sgt. Todd M. Bates Memorial Highway."

To the Committee on Transportation.

S. B. No. 141-Senator Sykes, et al.
To enact section 5534.301 of the Revised Code to designate a portion of I-77 in Akron as the "American Gold Star Mothers, Inc. Memorial Highway."

To the Committee on Transportation.

S. B. No. 142-Senator Antonio, et al.
To enact section 5.266 of the Revised Code to designate April as "Arab American Heritage Month."

To the Committee on Government Oversight.

S. B. No. 143-Senator Romanchuk
To amend sections 4928.01, 4928.05, 4928.14, 4928.141, 4928.142, 4928.144, 4928.148, 4928.17, 4928.20, 4928.23, 4928.231, 4928.232, 4928.34, and 4928.542; to enact sections 4909.181 and 4928.041; and to repeal section 4928.143 of the Revised Code to eliminate electric security plans and require all electric standard service offers to be delivered through market-rate offers, and to strengthen corporate separation requirements.

To the Committee on Energy and Public Utilities.

S. B. No. 144-Senator Romanchuk
To amend section 4729.41 of the Revised Code regarding immunizations administered by pharmacists, pharmacy interns, and pharmacy technicians.

To the Committee on Health.

S. B. No. 145-Senator Schaffer
To enact section 5534.761 of the Revised Code to designate a portion of Refugee Road in Fairfield County as the "Cpl. David A. Johnston Memorial Highway."

To the Committee on Transportation.

S. B. No. 146-Senators Smith, Craig, et al.
To amend sections 4111.02, 4111.05, 4111.09, and 4111.14 and to repeal section 4111.07 of the Revised Code to increase the state minimum wage.

To the Committee on Workforce and Higher Education.

S. B. No. 147-Senator Reynolds

To amend sections 3501.01, 3503.09, 3503.10, 3503.11, 3503.14, 3503.15, 3503.16, 3503.19, 3503.20, 3503.23, 3503.28, 3505.181, 3509.02, 3509.04, 3509.07, 3509.08, 3513.041, 3513.05, 3513.07, 3513.18, 3513.19, 3513.191, 3513.257, 3517.012, 3517.013, and 3599.12; to enact section 3503.071; and to repeal sections 3513.192 and 3513.20 of the Revised Code to permit an elector to change party affiliation through the voter registration process, to require an elector to register as a member of a political party in order to participate in that party's primary election, and to name this act the Voter Registration Modernization Act.

To the Committee on General Government.

S. B. No. 148-Senator Johnson, et al.

To enact sections 1349.84, 1349.85, and 1349.86 of the Revised Code relating to payment card transactions involving firearms and ammunition retailers and to name this act the Second Amendment Financial Privacy Act.

To the Committee on Veterans and Public Safety.

S. B. No. 149-Senator Smith, et al.

To enact sections 4933.51, 4933.52, 4933.53, 4933.55, 4933.57, 4933.58, 4933.59, and 4933.60 of the Revised Code to prohibit certain public utilities from recovering political expenditure costs from their customers.

To the Committee on Energy and Public Utilities.

S. B. No. 150-Senator Smith, et al.

To amend sections 4933.12, 4933.121, and 4933.123 and to enact sections 4933.125, 4933.126, 4933.127, 4933.128, 4933.129, 4933.1210, and 4933.1211 of the Revised Code to prohibit terminating electric or gas service to certain households and establish a payment plan for these services.

To the Committee on Energy and Public Utilities.

S. B. No. 151-Senators Smith, Craig, et al.

To amend section 4928.01 and to repeal section 4928.148 of the Revised Code to repeal the legacy generation resource provisions of H.B. 6 of the 133rd General Assembly and provide customers refunds.

To the Committee on Energy and Public Utilities.

S. B. No. 152-Senator Roegner

To enact section 5534.651 of the Revised Code to designate a portion of State Route 8 in the municipal corporation of Cuyahoga Falls as the "Cpl. Jack O. McClure Memorial Highway."

To the Committee on Transportation.

S. B. No. 153-Senators Lang, Johnson

To amend sections 5715.01 and 5715.012 of the Revised Code to temporarily modify the method for valuing farmland and other real property for tax purposes.

To the Committee on Ways and Means.

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 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, to which was referred **S. B. No. 106-** Senator Schaffer having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Hackett.

YES - 10: BOB D. HACKETT, GEORGE F. LANG, HEARCEL F. CRAIG, LOUIS W. BLESSING, III, FRANK HOAGLAND, STEPHEN A. HUFFMAN, STEPHANIE KUNZE, NATHAN H. MANNING, TIM SCHAFFER, STEVE WILSON

NO - 0.

Senator Hoagland submitted the following report:

The standing committee on Veterans and Public Safety, to which was referred **S. B. No. 113-**Senator Hoagland having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Johnson.

YES - 5: FRANK HOAGLAND, STEVE WILSON, TERRY JOHNSON, SHANE WILKIN, HEARCEL F. CRAIG

NO - 0.

Senator Huffman, S. submitted the following report:

The standing committee on Health, to which was referred **S. B. No. 56-**Senator Roegner having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Hackett, Johnson, Huffman, S.

YES - 5: STEPHEN A. HUFFMAN, TERRY JOHNSON, BOB D. HACKETT, CATHERINE D. INGRAM, KRISTINA D. ROEGNER

NO - 0.

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

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 56-Senator Roegner.
Cosponsors: Senators Hackett, Johnson, Huffman, S.

To enact sections 4731.156 and 4731.157 of the Revised Code to enter into the Interstate Massage Compact (IMpact), was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 56**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Antonio, Cirino, Craig, DeMora, Dolan, Gavarone, Hicks-Hudson, Ingram, Landis, Lang, O'Brien, Reineke, Reynolds, Rulli, Sykes, Wilkin, Wilson."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 106-Senator Schaffer.
Cosponsor: Senator Hackett.

To amend sections 2929.14, 2941.1414, and 4123.026 of the Revised Code regarding workers' compensation coverage for testing when certain medical professionals are exposed to chemical substances or bodily fluids in the course of employment, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 106**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Antonio, Cirino, Craig, DeMora, Gavarone, Hicks-Hudson, Johnson, Kunze, Landis, O'Brien, Reineke, Reynolds, Romanchuk, Rulli, Schuring, Smith, Sykes, Wilkin, Wilson."

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

The motion was agreed to and the title so amended.

S. B. No. 113-Senator Hoagland.
Cosponsor: Senator Johnson.

To amend section 4117.10 and to enact sections 3.19 and 124.95 of the Revised Code to prohibit a person who fails to comply with the Military Selective Service System from holding a public office or employment with the state, was considered the third time.

The question being, "Shall the bill, **S. B. No. 113**, pass?"

Senator Hoagland moved that **S. B. No. 113**-Senator Hoagland, et al., having been reported by the standing committee on Veterans and Public Safety, be recommitted to the standing committee on Veterans and Public Safety, pursuant to Senate Rule 37.

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

The motion was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bill was introduced and considered for the first time:

S. B. No. 154 - Senator Roegner.

To amend sections 122.925, 124.23, 145.30, 742.52, 742.521, 2151.4210, 3307.75, 3309.02, 3313.471, 3319.085, 3511.01, 4731.36, 4743.041, 5747.01, 5903.01, 5903.02, 5907.01, 5907.04, and 5910.01 of the Revised Code to include Space Force in the definition of the armed forces, armed services, and uniformed services of the United States, and to amend the version of section 4743.041 of the Revised Code that is scheduled to take effect December 29, 2023, to continue the change on and after that date.

OFFERING OF RESOLUTIONS

Senator Kunze offered the following resolution:

S. R. No. 201-Senator Kunze.

Recognizing September 18-24, 2023, as Rail Safety Week in Ohio.

The question being, “Shall the resolution, **S. R. No. 201**, be adopted?

So the resolution was adopted.

The title was amended as follows:

Add the names: "Senators Antonio, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hackett, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Landis, Manning, Reineke, Reynolds, Roegner, Romanchuk, Rulli, Schaffer, Schuring, Smith, Sykes, Wilkin, Wilson."

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

The motion was agreed to and the title so amended.

Pursuant to Senate Rule No. 55, the following resolution was offered:

S. R. No. 202 - Senator Huffman, M.

Honoring Patricia Aviloff Zago da Cunha on winning a Gold Medal at the 2023 IBJJF World Master competition.

The question being, "Shall the resolution listed under the President's prerogative be adopted?"

So the resolution was adopted.

On the motion of Senator Schuring, the Senate adjourned until Thursday, September 14, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.