OHIO

SENATE

JOURNAL

WEDNESDAY, DECEMBER 13, 2023

ONE HUNDRED SIXTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, December 13, 2023, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Rabbi Avtzon, Yeshivas Lubavitch in Cincinnati, 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 Hackett and Senator Wilson recognized Rachel Miller as the 2023 Ohio Department of Rehabilitation and Corrections Employee of the Year.

Senator Steve Huffman recognized the Tippecanoe High School Men's Soccer Team as the 2023 Division II State Champions.

Senator Gavarone recognized former state senator, Randy Gardner, on his retirement as Ohio's Chancellor of Higher Education.

Senator Ingram recognized the Withrow Rugby Team as the Division II State Champions.

Senator Cirino recognized Senior Legislative Aide, Jake Dowling, on his outstanding service to the Ohio Senate.

Senator Dolan recognized Senior Legislative Aide, Liz Baumgartner on her outstanding service to the Ohio Senate.

Senator Hackett recognized Senior Legislative Aide, Jake Neff on his outstanding service to the Ohio Senate.

Senator Schaffer requested a moment of silence in honor of Pete Finck, AV Manger with Capitol Square Review and Advisory Board.

Senator Antonio recognized the Consul General of Bulgaria, Stan Svetoslav and other officers of the Consulate.

Senator McColley moved that the Senate advance to the ninth order of business, being offering of resolutions

The motion was agreed to.

OFFERING OF RESOLUTIONS

Senator Antonio offered the following resolution:

S. R. No. 257-Senator Antonio.

To honor the Bulgarian-American heritage in the State of Ohio.

WHEREAS, Bulgaria and the United States are strategic partners and allies, sharing ties of culture, tradition, and common interest; and

WHEREAS, The State of Ohio is proud to be called home by a large number of Bulgarian-Americans and their descendants who have contributed significantly to the economic development, multicultural diversity, and enrichment of all aspects of life in the State of Ohio; and

WHEREAS, 2023 marks the 20th anniversary of the United States Senate's ratification of the Protocol for Accession of Bulgaria into the North Atlantic Treaty Organization (NATO); the 80th anniversary of the rescue of the Bulgarian Jews by the Bulgarian people; and the 120th anniversary of the establishment of diplomatic relations between the United States and Bulgaria; and

WHEREAS, March 3, 2023, marks the 145th anniversary of the reestablishment of a free Bulgaria; and

WHEREAS, The saving of Bulgarian Jews during World War II is a valuable lesson about the essential role of civic mobilization in support of freedom, democracy, the rule of law, and human rights. It is a powerful, positive example that inspires today's efforts of the civilized world to fight the modern manifestations of antisemitism; and

WHEREAS, Bulgaria, as a member of NATO and an integral part of the European Union, is a strategic partner to the United States and a key ally in Eastern Europe, contributing to the stability of the Balkan Peninsula and Black Sea Region; and

WHEREAS, Bulgaria and the United States entered into the U.S.-Bulgarian Defense Cooperation Agreement in 2006, providing the U.S. military access to specified Bulgarian military facilities; and

WHEREAS, In 2020, the United States and Bulgaria signed a 10-year Roadmap for Defense Cooperation to foster increased military cooperation and preparation; now therefore be it

RESOLVED, That we, the members of the Senate of the 135th General Assembly of Ohio, in adopting this Resolution, honor the Bulgarian-American heritage in the state of Ohio and recognize and applaud the historic significance of the 145th anniversary of the re-establishment of the sovereign and independent Republic of Bulgaria; and be it further

RESOLVED, That we reaffirm the bonds of friendship and cooperation that have existed between the United States, the State of Ohio, and the Republic of Bulgaria for the past 120 years and commit to strengthening these bonds; and be it further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the Consul General of the Republic of Bulgaria in Chicago.

The question being, “Shall the resolution, **S. R. No. 257**, be adopted?

The yeas and nays were taken and resulted – yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Rulli	Schaffer	Smith
Sykes	Wilkin	Wilson	Huffman, M.-32

So the resolution was adopted.

The title was amended as follows:

Add the names: "Senators Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Gavarone, Hackett, Hicks-Hudson, Ingram, Johnson, Kunze, Landis, Reineke, Romanchuk, Rulli, Schaffer, Smith, Sykes, Wilkin."

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

The motion was agreed to and the title so amended.

Senator McColley moved that the Senate revert to the first order of business, being reports of reference and bills for second consideration

The motion was agreed to.

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:

Sub. H. C. R. No. 6-Representatives King, Plummer, et al.

To urge Congress to repeal the Windfall Elimination Provision and the Government Pension Offset.

To the Committee on Government Oversight.

H. C. R. No. 7-Representatives Creech, Peterson, et al.

To urge Congress to make daylight saving time the permanent standard

time.

To the Committee on General Government.

H. B. No. 26-Representative Wiggam, et al.
To enact section 5534.485 of the Revised Code to designate a portion of State Route 301 in Wayne County as the "Town and Country Firefighter Lt. Philip M. Wigal Memorial Highway."

To the Committee on Transportation.

Am. H. B. No. 29-Representatives Humphrey, Brewer, et al.
To amend sections 3123.56 and 3123.58 of the Revised Code to make changes to the law governing driver's license suspensions for failure to pay child support.

To the Committee on Judiciary.

Am. H. B. No. 78-Representatives Seitz, Miller, J., et al.
To amend sections 3307.01, 3307.05, and 3309.01 of the Revised Code regarding State Teachers Retirement System Board member eligibility and system membership for student teachers who are employed as substitute teachers.

To the Committee on Insurance.

H. B. No. 165-Representatives Lear, Ferguson, et al.
To enact section 5534.503 of the Revised Code to designate a portion of State Route 36 in Delaware County as the "Representative Kris Jordan Memorial Highway."

To the Committee on Transportation.

H. B. No. 173-Representative Troy, et al.
To enact section 5.2410 of the Revised Code to designate the month of May as "Older Ohioans Month."

To the Committee on General Government.

H. B. No. 190-Representatives Brent, White, et al.
To enact section 5.2471 of the Revised Code to designate the week of April 11 to April 17 as "Black Maternal Health Week."

To the Committee on Health.

H. B. No. 195-Representatives Demetriou, Brennan, et al.
To amend sections 4501.01, 4503.44, 4517.01, 4517.02, and 4517.03 and to enact section 4517.041 of the Revised Code to create an adaptive mobility dealer license.

To the Committee on Transportation.

H. B. No. 202-Representative Thomas, J., et al.
To enact section 5534.644 of the Revised Code to designate a portion of United States Route 62 in Canton as the "Specialist Dennis Alan Combs Memorial Highway."

To the Committee on Transportation.

Am. H. B. No. 203-Representatives Roemer, Sweeney, et al.
To amend section 4113.61 of the Revised Code to require owners of private construction projects to timely pay contractors.

To the Committee on Workforce and Higher Education.

H. B. No. 253-Representatives Upchurch, Holmes, et al.
To enact section 5534.646 of the Revised Code to designate portions of United States Routes 42, 68, and 62 as the "Brigadier General Charles Young Memorial Historical Corridor."

To the Committee on Transportation.

Am. H. B. No. 272-Representatives Mathews, Pizzulli, et al.
To amend sections 2923.123 and 2923.14 of the Revised Code to allow a concealed handgun licensee to carry a handgun in a building or structure that is not a courthouse but in which a courtroom is located in specified circumstances and to permit a nonresident of Ohio to obtain statutory relief from firearms disability based on an Ohio conviction, guilty plea, or delinquent child adjudication.

To the Committee on Judiciary.

S. C. R. No. 10-Senator Lang
To condemn the Corporate Transparency Act and to ask that Congress

repeal the Act on the grounds that it places burdensome and unreasonable requirements upon small businesses.

To the Committee on Small Business and Economic Opportunity.

S. R. No. 251-Senator Johnson, et al.

To urge Congress to pass the Stop Our Scourge Act of 2023, directing the U.S. Secretary of Homeland Security to designate illicit fentanyl as a weapon of mass destruction.

To the Committee on Community Revitalization.

S. B. No. 200-Senators Schaffer, Landis

To declare the General Assembly's intent to regulate carbon capture and storage technologies and the geologic sequestration of carbon dioxide for long-term storage.

To the Committee on Energy and Public Utilities.

S. B. No. 201-Senator DeMora, et al.

To amend sections 3501.01, 3505.03, 3505.04, and 3513.257 of the Revised Code to require justice of the Supreme Court and judge of court of appeals candidates to appear on the nonpartisan ballot with other judicial candidates.

To the Committee on General Government.

S. B. No. 202-Senator Antani

To repeal section 1349.09 of the Revised Code and to repeal Section 803.380 of H.B. 33 of the 135th General Assembly to repeal the requirement that operators of online web sites, services, and products that target children under age 16 obtain parental consent.

To the Committee on Judiciary.

S. B. No. 203-Senator Hicks-Hudson, et al.

To enact section 3737.834 of the Revised Code to require state and local fire code officials to accept an inspection conducted or permit issued by another jurisdiction as conclusive evidence of a mobile food service operation's compliance with the fire code.

To the Committee on Government Oversight.

S. B. No. 204-Senators Hicks-Hudson, Ingram, et al.

To amend sections 3314.03, 3326.11, 3328.24, and 4112.01 and to enact section 3319.48 of the Revised Code to enact the Creating a Respectful and Open World for Natural Hair (CROWN) Act to prohibit discrimination against an individual based on hair texture and protective hair styles.

To the Committee on Government Oversight.

S. B. No. 205-Senator Johnson, et al.

To amend section 3313.60 and to enact section 3301.0722 of the Revised Code with regard to instruction in the harmful effects of and legal restrictions against drug abuse, alcoholic beverages, marijuana, and tobacco in schools.

To the Committee on Education.

S. B. No. 206-Senator Hackett

To amend sections 1311.71, 1311.72, 1311.73, 1311.75, 1311.76, 1311.77, and 4561.01 and to enact sections 1311.721, 4561.26, and 4561.27 of the Revised Code to establish a process by which an abandoned or derelict aircraft may be sold.

To the Committee on Transportation.

YES - 13: 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, 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 Brenner submitted the following report:

The standing committee on Education, to which was referred **S. B. No. 162-**Senator Brenner having had the same under consideration, reports back a

substitute bill and recommends its passage.

YES - 7: ANDREW O. BRENNER, SANDRA O'BRIEN, CATHERINE D. INGRAM, LOUIS W. BLESSING, III, STEPHEN A. HUFFMAN, MICHELE REYNOLDS, VERNON SYKES

NO - 0.

Senator Brenner submitted the following report:

The standing committee on Education, to which was referred **S. B. No. 168-**Senator Reynolds, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 5: ANDREW O. BRENNER, SANDRA O'BRIEN, LOUIS W. BLESSING, III, STEPHEN A. HUFFMAN, MICHELE REYNOLDS

NO - 2: CATHERINE D. INGRAM, VERNON SYKES

Senator Manning submitted the following report:

The standing committee on Judiciary, to which was referred **S. B. No. 98-**Senator Rulli having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Manning.

YES - 7: NATHAN H. MANNING, MICHELE REYNOLDS, PAULA HICKS-HUDSON, MATT DOLAN, THERESA GAVARONE, ROB MCCOLLEY, KENT SMITH

NO - 0.

Senator Roegner submitted the following report:

The standing committee on Government Oversight, to which was referred **Sub. H. B. No. 68-**Representative Click, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 4: KRISTINA D. ROEGNER, ANDREW O. BRENNER, GEORGE F. LANG, ROB MCCOLLEY

NO - 1: PAULA HICKS-HUDSON

Senator Reineke submitted the following report:

The standing committee on Energy and Public Utilities, to which was referred **H. B. No. 201-**Representatives Hillyer, Demetriou, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 8: BILL REINEKE, ROB MCCOLLEY, ANDREW O. BRENNER, JERRY C. CIRINO, MATT DOLAN, AL LANDIS, SHANE WILKIN, STEVE WILSON

NO - 4: KENT SMITH, WILLIAM P. DEMORA, PAULA HICKS-HUDSON, MARK ROMANCHUK

Senator Dolan submitted the following report:

The standing committee on Finance, to which was referred **Sub. H. B. No. 101-**Representatives Bird, Schmidt, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 12: MATT DOLAN, JERRY C. CIRINO, VERNON SYKES, LOUIS W. BLESSING, III, ANDREW O. BRENNER, HEARCEL F. CRAIG, THERESA GAVARONE, PAULA HICKS-HUDSON, GEORGE F. LANG, NATHAN H. MANNING, BILL REINEKE, MARK ROMANCHUK

NO - 0.

Senator Schaffer submitted the following report:

The standing committee on Agriculture and Natural Resources, to which was referred **S. B. No. 156-**Senators Reineke, Hackett having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 5: TIM SCHAFFER, AL LANDIS, PAULA HICKS-HUDSON, SANDRA O'BRIEN, SHANE WILKIN

NO - 0.

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

The reports of the committee were accepted.

Senator Huffman, M. submitted the following report:

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

Cornyn, LeeAnne, from Columbus, Franklin County, Ohio, as Director of the Department of Mental Health and Addiction Services for a term beginning December 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 appointment.

YES – 13: 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, 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 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Rulli	Schaffer	Smith
Sykes	Wilkin	Wilson	Huffman, M.-32

So the Senate advised and consented to said appointment.

Senator Huffman, M. submitted the following report:

The standing committee on Rules and Reference to which were referred the appointments by The Ohio State University Board of Trustees to the Salmon P. Chase Center for Civics, Culture, and Society of:

Robert George, McCormick Professor of Jurisprudence, Professor of Politics, James Madison Program Director, Princeton University.

Vladimir Kogan, Professor of Political Science, Director of Undergraduate Studies, College of Arts and Sciences, The Ohio State University.

Lucas Morel, John K. Boardman, Jr. Professor of Politics and Head of the

Politics Department, Washington and Lee University.

Colleen Sheehan, Professor, School of Civic and Economic Thought and Leadership, Arizona State University.

Bradley Smith, Josiah H. Blackmore II/Shirley M. Nauly Professor of Law, Capital University Law School.

David Van Slyke, Dean, Maxwell School of Citizenship and Public Affairs, Syracuse University.

Jean Yarbrough, Gary M. Pendy Sr. Professor of Social Sciences, Bowdoin University.

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

YES – 9: ANDREW O. BRENNER, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, MATT HUFFMAN, STEPHANIE KUNZE, ROB MCCOLLEY, MICHELE REYNOLDS, TIM SCHAFFER,

NO – 4: NICKIE J. ANTONIO, HEARCEL F. CRAIG, PAULA HICKS-HUDSON, KENT SMITH

The question being, "Shall the Senate advise and consent to the appointments by the OSU Board of Trustees?"

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

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

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

So the Senate advised and consented to said appointments.

Senator Huffman, M. submitted the following report:

The standing committee on Rules and Reference to which were referred the appointments by the University of Toledo Board of Trustees Trusteeship and Governance Committee to the University of Toledo College of Law Institute of American Constitutional Thought and Leadership of:

Joel Alicea, an associate professor of law and co-director of the Project on Constitutional Originalism and the Catholic Intellectual Tradition at the

Catholic University of America in Washington.

Nicole Garnett, an education and property law scholar who is associate dean for external engagement and the John O. Murphy Foundation Professor of Law at the University of Notre Dame.

Dr. Paul Milazzo, an associate professor of history specializing in 20th century U.S. history at Ohio University.

Darrell Miller, a constitutional law scholar and the Melvin G. Shimm Professor of Law at Duke University.

Bradley Smith, an election and campaign finance law scholar and the Josiah H. Blackmore II/Shirley M. Nault Professor at Capital University.

Lee Strang, a nationally recognized constitutional law expert, the John W. Stoepler Professor of Law and Values at UToledo; and director of the Institute of American Constitutional Thought and Leadership.

Richard Walinski, a graduate of the UToledo College of Law who is a leading scholar of the Ohio constitution.

YES – 9: ANDREW O. BRENNER, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, MATT HUFFMAN, STEPHANIE KUNZE, ROB MCCOLLEY, MICHELE REYNOLDS, TIM SCHAFFER,

NO – 4: NICKIE J. ANTONIO, HEARCEL F. CRAIG, PAULA HICKS-HUDSON, KENT SMITH

The question being, "Shall the Senate advise and consent to the appointments by the University of Toledo Board of Trustees?"

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

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

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

So the Senate advised and consented to said appointments.

RESOLUTIONS REPORTED BY COMMITTEE

S. R. No. 240-Senator Johnson.
Cosponsors: Senators Brenner, Cirino, Dolan, Hackett, Hoagland, Kunze, Lang, McColley, O'Brien, Reineke, Romanchuk, Rulli, Schaffer, Schuring, Wilkin, Wilson.

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.

WHEREAS, The People's Republic of China (PRC) has adopted a permissive and indifferent attitude toward rampant money laundering and drug trafficking taking place within its borders; and

WHEREAS, According to the U.S.-China Economic and Security Review Commission, "the DEA [Drug Enforcement Administration] reported [in 2020 that] it informally asked its Chinese counterparts for assistance with the [Xianbing] Gan investigation but did not receive Chinese support despite multiple requests"; and

WHEREAS, The Los Zheng cartel continues to operate in the PRC and Mexico and, according to intelligence professionals, maintains "the largest presence in Mexico for trafficking fentanyl and methamphetamines," but its leaders based in Shanghai have not been apprehended by PRC officials; and

WHEREAS, Admiral Craig Faller has testified to the U.S. Congress that the PRC is "at least tacitly supporting" money laundering activity associated with the global drug trade; and

WHEREAS, John Tobon, the Chief of the Homeland Security Investigations office in Honolulu, claimed, "The amount of money coming out of China via the underground banking system is so significant that it would be virtually impossible for a government that has as much control of their people as the government of China to not be aware of how it's happening"; and

WHEREAS, The PRC has been slow to respond to U.S. requests for access to investigate potential sites of illegal chemical production, often allowing operations to escape detection; and

WHEREAS, According to the Congressional Research Service, "On August 5, 2022, in response to House Speaker Nancy Pelosi's visit to Taiwan, the PRC's Ministry of Foreign Affairs announced the PRC's formal suspension of U.S.-China cooperation in five areas, including counternarcotics"; and

WHEREAS, The PRC has implemented economic incentives that encourage the production and distribution of fentanyl, along with its analogues and precursors; and

WHEREAS, The "New and High Technology Enterprise" designation

by the PRC has allowed companies like Yuancheng and 5A Pharmatech Co., which distribute fentanyl, to enjoy financial incentives and preferential tax policies; and

WHEREAS, Yuancheng also has been a beneficiary of economic programs and initiatives sponsored by the PRC's Ministry of Science and Technology, including the Torch Program, the Spark Program, and the Innovation Fund; and

WHEREAS, In the PRC, fentanyl receives a 10% value-added tax rebate, and several fentanyl analogues and precursors receive 13% rebates. Higher rebate rates increase the incentive to export that product; and

WHEREAS, To the extent that the PRC is involved directly in enabling the global drug trade, the PRC does so as a means of facilitating destabilization and division in the United States and across the region more broadly; now therefore be it

RESOLVED, That we, the members of the Senate of the 135th General Assembly of the State of Ohio, condemn the PRC's campaign of attempting to destabilize and divide the United States and the broader region through its tolerance and facilitation of the global drug trade; and be it further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the members of Ohio's Congressional delegation, Secretary of State Antony Blinken, and the news media of Ohio.

The question being, “Shall the resolution, **S. R. No. 240**, be adopted?

The yeas and nays were taken and resulted – yeas 31, nays 1, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	Dolan
Gavarone	Hackett	Hicks-Hudson	Huffman, S.
Ingram	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk
Rulli	Schaffer	Smith	Sykes
Wilkin	Wilson		Huffman, M.-31

Senator DeMora voted in the negative-1.

So the resolution was adopted.

The title was amended as follows:

Add the names: "Blessing, Chavez, Gavarone, Landis, Manning, Reynolds, Roegner, Rulli, Wilkin."

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

The motion was agreed to and the title so amended.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 68-Representative Click.
Cosponsors: Representatives Barhorst, Bird, Creech, Claggett, Cutrona, Dean, Demetriou, Edwards, Ferguson, Fowler Arthur, Gross, Hall, Holmes, Hoops, John, Johnson, Jordan, Kick, King, Klopfenstein, Lampton, Lear, Manchester, McClain, Merrin, Miller, K., Miller, M., Plummer, Patton, Powell, Robb Blasdel, Stein, Stewart, Stoltzfus, Swearingen, Wiggam, Williams, Willis, Young, T., Abrams, Carruthers, Dobos, Jones, Lorenz, Mathews, Richardson, Schmidt.

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, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 68**, pass?"

Senator Hicks-Hudson moved to amend as follows:

Delete lines 1 through 9 of the title

In line 10 of the title, delete "for each sex" and insert "To establish the Legislative Commission on the Future of Transgender Care in Ohio"

Delete lines 11 through 314

After line 314, insert:

"**Section 1.** (A) There is hereby created within the Department of Health the Legislative Commission on the Future of Transgender Care in Ohio. The Commission shall consist of the following fifteen members:

(1) The following department heads:

(a) The Superintendent of the Department of Insurance or the Superintendent's designee;

(b) The Director of Health or the Director's designee;

(c) The Director of Education and Workforce or the Director's designee.

(2) The following members appointed by the Governor:

(a) A representative of the Ohio Business Roundtable;

(b) A representative of the Ohio Manufacturers Association;

(c) A representative of the Ohio chapter of the Society for Human Resources;

(d) A representative of the Ohio State Medical Association;

(e) A representative of the Ohio chapter of the American Academy of Pediatrics;

(f) A representative of the Ohio Children's Hospital Association;

(g) A representative of the American College of Surgeons who has expertise in performing surgeries for transgender people;

(h) A representative of a professional association in Ohio that specializes in endocrinology;

(i) A representative of TransOhio;

(j) A representative of Equality Ohio.

(3) A parent of a transgender child appointed by Equality Ohio;

(4) A parent of a transgender child appointed by Trans Allies of Ohio.

(B) The Commission, by a majority vote of a quorum of its members, shall select an individual to serve as its chairperson.

(C) The Commission shall meet quarterly in calendar year 2024 at the call of the chairperson.

(D) The purpose of the Commission is to:

(1) Study the current state of economic opportunity for transgender people in Ohio;

(2) Study the current state of health care for transgender people in Ohio, including access and quality;

(3) Ascertain best practices within Ohio with respect to health care for transgender people;

(4) Reconcile conflicting data and develop a common baseline of data regarding transgender people in Ohio;

(5) Ascertain the type and number of supportive human resources policies by Ohio businesses;

(6) Ascertain the state of health plan coverage for gender-affirming care by private and public health plans;

(7) Ascertain which businesses in Ohio provide gender-affirming care for employees or children of employees;

(8) Analyze existing rules, law, and regulations that impede the ability of transgender people to transition genders and live healthy and productive lives;

(9) Study the human resources policies of Ohio businesses that ensure transgender people are able to participate in the workforce;

(10) Study the ways a new sports category and new recordkeeping system of sports competitions for transgender female athletes can be

developed.

(E) To achieve the purposes established in division (D) of this section, the Commission may:

(1) Solicit testimony from transgender people, health professionals involved in the care of transgender people, and parents of transgender children;

(2) Hold regional hearings.

(F) Members of the Commission shall vote on any recommendations for legal or policy changes that arise from its work.

(G) Within one year of the effective date of this section, the Commission shall submit a report to the General Assembly in accordance with section 101.68 of the Revised Code, including the Commission's findings and recommendations for legal or policy changes."

Delete lines 315 through 411

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

Senator McColley moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

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

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

The amendment was laid on the table.

The question recurred, "Shall the bill, **Sub. H. B. No. 68**, pass?"

Senator Antonio moved to amend as follows:

In line 116, delete "any" and insert "either"

In line 122, delete ":"

Delete lines 123 through 125

In line 126, delete "any speech protected by federal or state law"

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

Senator McColley moved that the amendment be laid on the table.

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

A roll call was requested which was properly supported.

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

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

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

The amendment was laid on the table.

The question recurred, "Shall the bill, **Sub. H. B. No. 68**, pass?"

The yeas and nays were taken and resulted – yeas 24, nays 8, as follows:

Those who voted in the affirmative were: Senators

Antani	Blessing	Brenner	Chavez
Cirino	Dolan	Gavarone	Hackett
Huffman, S.	Johnson	Kunze	Landis
Lang	McColley	O'Brien	Reineke
Reynolds	Roegner	Romanchuk	Rulli
Schaffer	Wilkin	Wilson	Huffman, M.-24

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

So the bill passed.

The title was amended as follows:

Add the names: "Antani, Cirino, Gavarone, McColley, O'Brien, Reynolds, Roegner, Rulli, Schaffer, Wilkin."

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

The motion was agreed to and the title so amended.

Sub. H. B. No. 101-Representatives Bird, Schmidt.
Cosponsors: Representatives Click, Johnson, Klopfenstein, Seitz, Brennan, Dobos, Fowler Arthur, Gross, John, Lipps, Mathews, Peterson, Robb Blasdel, Thomas, C., Wiggam, Williams, Willis.

To amend sections 109.11, 109.111, 109.112, 118.27, 118.31, 122.85, 122.852, 128.54, 135.143, 135.45, 135.61, 135.63, 135.70, 135.71, 175.17, 317.18, 703.20, 703.201, 703.23, 731.14, 1545.07, 1724.07, 1901.34, 2950.11, 3301.077, 3307.01, 3309.01, 3310.41, 3313.608, 3313.7117,

3314.017, 3314.091, 3317.16, 3317.22, 3318.05, 3318.41, 3319.0812, 3319.22, 3319.233, 3319.60, 3319.611, 3319.612, 3322.24, 3323.02, 3333.048, 3333.049, 3345.60, 3365.08, 3505.30, 3505.33, 3505.35, 3701.0212, 4301.62, 4303.209, 4519.55, 4723.091, 4723.092, 4723.89, 4723.90, 4731.07, 5162.13, 5164.071, 5705.14, 5726.58, 5729.20, 5747.01, 5747.501, 5747.67, and 5747.85; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 703.20 (703.33) and 703.201 (703.34); to enact sections 109.113, 317.115, 703.31, 703.32, 703.35, 703.36, 703.361, 703.362, 703.37, 703.371, 703.372, 703.373, 703.374, 703.375, 703.376, 703.377, 703.378, 703.379, 703.38, 703.39, and 3352.16; and to repeal sections 128.419, 703.21, and 3361.06 of the Revised Code; to present sections 3325.06, 3325.07, 3325.071, and 3325.09 of the Revised Code and to present the versions of sections 3301.58, 3325.06, 3325.07, and 5104.02 of the Revised Code that are scheduled to take effect January 1, 2025, without amendment to confirm the content of those sections; and to amend Sections 130.113, 259.10, 371.10, and 381.410 of H.B. 33 of the 135th General Assembly, Section 270.14 of H.B. 45 of the 134th General Assembly, and Section 5 of H.B. 554 of the 134th General Assembly, as subsequently amended, to make appropriations and to provide authorization and conditions for the operation of state programs, and to amend the versions of sections 2950.11, 3301.53, and 3301.55 of the Revised Code that are scheduled to take effect January 1, 2025, to continue the provisions of this act on and after that effective date, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 101**, pass?"

Senator McColley moved that **Sub. H. B. No. 101** be informally passed and retain its place on the calendar.

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

The motion was agreed to.

Sub. H. B. No. 201-Representatives Hillyer, Demetriou.
Cosponsors: Representatives Seitz, Cross, Cutrona, Barhorst, Klopfenstein, Stein, Willis, Williams, McClain, Dobos, Carruthers, Johnson, Abrams, Bird, Brennan, Click, Creech, Edwards, Fowler Arthur, Gross, Hall, Holmes, Hoops, John, Jones, Kick, King, Lear, Lorenz, Loychik, Mathews, Merrin, Miller, K., Miller, M., Peterson, Plummer, Robb Blasdel, Rogers, Schmidt, Stoltzfus, Swearingen, Thomas, J., Wiggam, Young, T.

To amend sections 4929.16, 4929.161, 4929.162, 4929.163, and 4929.165 and to enact section 3704.20 of the Revised Code to prohibit a state agency, county, or township from restricting the sale or use of a motor vehicle based on the energy source used to power the motor vehicle; to prohibit a state agency from adopting the California emissions standards for motor vehicles; and to change the requirements for natural gas company infrastructure development riders and economic development projects, was considered the

third time.

The question being, "Shall the bill, **Sub. H. B. No. 201**, pass?"

Senator McColley moved that **Sub. H. B. No. 201** be informally passed and retain its place on the calendar.

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

The motion was agreed to.

Sub. S. B. No. 98-Senator Rulli.
Cosponsor: Senator Manning.

To amend sections 1345.02, 1701.07, 1702.06, 1702.59, 1703.041, 1703.15, 1703.29, 1706.09, 1729.11, 1746.04, 1747.03, 1776.07, 1782.04, and 1785.06 and to enact sections 111.242 and 111.243 of the Revised Code to address fraudulent business filings, deceptive mailings, reinstatement of canceled business entities, and addresses of statutory agents, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 98**, pass?"

The yeas and nays were taken and resulted – yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Rulli	Schaffer	Smith
Sykes	Wilkin	Wilson	Huffman, M.-32

So the bill passed.

The title was amended as follows:

Add the names: "Brenner, Chavez, Cirino, Craig, DeMora, Gavarone, Hicks-Hudson, Ingram, Lang, Reineke, Romanchuk, Schaffer."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 162-Senator Brenner.

To amend sections 3301.0714, 3314.03, and 3326.11 and to enact sections 3302.131, 3302.132, and 3313.6030 of the Revised Code with regard to academic intervention services at public schools and the establishment of mathematics improvement and intervention plans and to amend the versions of sections 3301.0714 and 3314.03 of the Revised Code that are scheduled to take effect January 1, 2025, to continue the changes on and after that effective date, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 162**, pass?"

The yeas and nays were taken and resulted – yeas 31, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Schaffer	Smith	Sykes
Wilkin	Wilson		Huffman, M.-31

So the bill passed.

The title was amended as follows:

Add the names: "Senators Cirino, Dolan, Gavarone, Lang, Reineke, Reynolds, Romanchuk, Sykes."

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

The motion was agreed to and the title so amended.

Senator McColley moved that **Sub. H. B. No. 101**, having been informally passed, be brought up for consideration.

The question being, "Shall the bill, **Sub. H. B. No. 101**, pass?"

The yeas and nays were taken and resulted – yeas 31, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Schaffer	Smith	Sykes
Wilkin	Wilson		Huffman, M.-31

So the bill passed.

The title was amended as follows:

Add the names: "Brenner, Cirino, Gavarone, Hackett, Reineke."

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

The motion was agreed to and the title so amended.

Senator McColley moved that **Sub. H. B. No. 201**, having been informally passed, be brought up for consideration.

The question being, "Shall the bill, **Sub. H. B. No. 201**, pass?"

Senator McColley moved to amend as follows:

In line 106, after "amount" insert ", unless the costs are associated with a previously approved deferral under this division"

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

The motion to amend was agreed to.

The question recurred, "Shall the bill, **Sub. H. B. No. 201**, pass?"

The yeas and nays were taken and resulted – yeas 23, nays 8, as follows:

Those who voted in the affirmative were: Senators

Blessing	Brenner	Chavez	Cirino
Dolan	Gavarone	Hackett	Huffman, S.
Ingram	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Schaffer
Wilkin	Wilson		Huffman, M.-23

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

So the bill passed.

The title was amended as follows:

Add the names: "Reineke, Cirino, Brenner, McColley,."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 168-Senator Reynolds.
Cosponsor: Senator Brenner.

To amend sections 3301.0714, 3301.28, 3302.03, 3302.12, 3302.151, 3307.353, 3309.345, 3311.80, 3312.02, 3313.26, 3313.413, 3313.48, 3313.92, 3313.984, 3314.012, 3314.015, 3314.016, 3314.017, 3314.0211, 3314.03, 3314.11, 3314.29, 3314.35, 3319.077, 3319.0811, 3319.111, 3319.112, 3319.172, 3319.22, 3319.2210, 3319.27, 3319.291, 3319.316, 3319.391, 3326.11, 3327.01, 3327.021, and 5502.70; to enact sections 3302.421, 3314.252, 3319.225, and 3319.273; and to repeal sections 3301.0717, 3301.131, 3301.134, 3301.14, 3301.30, 3302.22, 3313.6015, 3314.20, 3317.50, 3317.51, 3319.234, 3319.55, 3319.56, and 3319.57 of the Revised Code with regard to education regulation reform and notice requirements for certain reemployed retirants and to amend the versions of sections 3301.0714 and 3314.03 of the Revised Code that are scheduled to take effect January 1, 2025, to continue the changes on and after that effective date, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 168**, pass?"

The yeas and nays were taken and resulted – yeas 24, nays 7, as follows:

Those who voted in the affirmative were: Senators

Antani	Blessing	Brenner	Chavez
Cirino	Dolan	Gavarone	Hackett

Huffman, S.	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk
Schaffer	Wilkin	Wilson	Huffman, M.-24

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: "Cirino, Gavarone, Reineke, Schaffer."

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

The motion was agreed to and the title so amended.

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:

Sub. S. B. No. 91 -Senator Schaffer
Cosponsors: Senators Cirino, Romanchuk, Antonio, Blessing, Brenner, Craig, DeMora, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Kunze, Lang, Manning, O'Brien, Reineke, Reynolds, Roegner, Smith, Sykes, Wilkin Representatives Barhorst, Brennan, Brown, Carruthers, Claggett, Click, Cross, Dell'Aquila, Demetriou, Dobos, Fowler Arthur, Galonski, Gross, Hall, Hillyer, Holmes, Hoops, Humphrey, Johnson, Jones, LaRe, Loychik, Mathews, McClain, Merrin, Miller, J., Miller, K., Miller, M., Mohamed, Oelslager, Patton, Pavliga, Peterson, Plummer, Richardson, Robb Blasdel, Roemer, Rogers, Santucci, Schmidt, Seitz, Swearingen, Sweeney, Thomas, C., Wiggam, Williams, Willis, Young, T.

To amend sections 4113.52 and 5705.41 of the Revised Code regarding fraud, waste, and abuse of public funds and to prohibit the expenditure of local tax revenues upon a vote of residents or without an appropriation.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest: Bradley J. Young,
Clerk.

Senator McColley moved that the amendments of the House of Representatives to **Sub. S. B. No. 91**-Senator Schaffer, 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 30, nays 1, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Chavez	Cirino	Craig	DeMora
Dolan	Gavarone	Hackett	Hicks-Hudson
Huffman, S.	Ingram	Johnson	Kunze
Landis	Lang	Manning	McColley
O'Brien	Reineke	Reynolds	Roegner
Romanchuk	Schaffer	Sykes	Wilkin
Wilson			Huffman, M.-30

Senator Smith voted in the negative-1.

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

The title was amended as follows:

Remove the name: “Smith.”

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Gavarone moved that Senators absent the week of Sunday, December 10, 2023, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

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. 207 - Senators Kunze, Craig.
Cosponsors: Senators Sykes, Romanchuk.

To enact section 5.54 of the Revised Code to designate September 19th as "Stillbirth Prevention Day."

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 55, the following resolutions were offered:

S. R. No. 258 - Senator Cirino.
Honoring Jacob Dowling for outstanding service to the State of Ohio.

S. R. No. 259 - Senators Dolan, Reynolds.
Honoring Elizabeth Baumgartner for outstanding service to the State of Ohio.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"
So the resolutions were adopted.

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, Donald R. Huck, from Lancaster, Fairfield County, Ohio, as a Member of the Technical Advisory Council on Oil and Gas for a term beginning September 1, 2023 and ending at the close of business January 31, 2026, replacing Jacquelyn A. Mong-Stewart, 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 1st day of September in the year of our Lord, Two Thousand and Twenty-Three.

[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, Peter Lawson Jones, from Shaker Heights, Cuyahoga County, Ohio, as a Member of

the Ohio Arts Council for a term beginning January 6, 2023 and ending at the close of business July 1, 2026, replacing Gary L. Hanson, 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 January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Gregory W. Kimble, from Dover, Tuscarawas County, Ohio, as a Member of the Technical Advisory Council on Oil and Gas for a term beginning September 1, 2023 and ending at the close of business January 31, 2026, replacing Thomas E. Stewart, 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 1st day of September in the year of our Lord, Two Thousand and Twenty-Three.

[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, Pamela S. Steurer, Democrat, from Lewis Center, Delaware County, Ohio, as a Member of the Ohio Commission on Service and Volunteerism for a new term beginning May 5, 2023 and ending at the close of business April 21, 2026, replacing Pamela S. Steurer, 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 5th day of May in the year of our Lord, Two Thousand and Twenty-Three.

[Seal]

Mike DeWine,
Governor.

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

On the motion of Senator McColley, the Senate adjourned until Tuesday, December 19, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.