OHIO

SENATE

JOURNAL

WEDNESDAY, MAY 17, 2023

FORTY-FIFTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, May 17, 2023, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Father Robert Hale, St. Christopher Parish in Vandalia, 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 Dublin Coffman High School juniors, Omar Ayoub and Ethan Birden, as 2023 Division I Wrestling State Champions.

Senator Brenner recognized the Olentangy High School Cheerleading Team as the 2023 Ohio Association of Secondary School Administrators Division I State Champions in the large non-building and large game day non-building categories.

Senator Sykes recognized the Archbishop Hoban High School Boys Basketball team as the 2023 Division 1 State Champion.

Leader Antonio recognized KC McKenna, President of St. Edwards High School, honoring the school on the 2023 OHSWC Division 1 State Championship in Wrestling.

Senator O'Brien recognized students from Chaviva High School on their visit to the Statehouse.

Senator Reynolds recognized her mother, Carol Stanton Jackson, on her visit to the Statehouse.

Senator Steve Huffman recognized St. Christopher Catholic School, from Vandalia, Ohio, on their visit to the Statehouse.

Senator Johnson recognized constituents from Adams County on their visit to the Statehouse.

Senator Craig requested a moment of silence in honor of Dr. Harold Edward McDaniel.

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:

S. J. R. No. 3-Senator Hicks-Hudson, et al.

Proposing to amend Section 1 of Article V of the Constitution of the State of Ohio to permit an elector to register to vote on Election Day and vote in that election.

To the Committee on General Government.

S. R. No. 121-Senator Rulli, et al.

To recognize that natural gas and its production industry are vital to Ohio's economic future and to urge continued investment in natural gas infrastructure to make affordable energy available to every Ohioan.

To the Committee on Energy and Public Utilities.

S. B. No. 120-Senator Schuring

To amend sections 5709.40, 5709.41, 5709.43, 5709.73, 5709.75, 5709.77, 5709.78, and 5709.80 of the Revised Code to allow a portion of tax increment financing service payments to be designated for use by land banks.

To the Committee on Ways and Means.

S. B. No. 121-Senator Romanchuk

To amend sections 4929.16 and 4929.162 of the Revised Code to make changes to the natural gas infrastructure development rider.

To the Committee on Energy and Public Utilities.

S. B. No. 122-Senators Manning, Hicks-Hudson

To amend sections 2743.70, 2903.212, 2903.213, 2907.41, 2919.251, 2937.40, 2949.02, 2949.04, 2949.093, 2953.03, and 2953.09 and to enact section 2937.011 of the Revised Code to make changes regarding bail and to declare an emergency.

To the Committee on Judiciary.

YES - 13: 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, 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 Rulli submitted the following report:

The standing committee on General Government, to which was referred **S. B. No. 71-**Senator Gavarone having had the same under consideration, reports it back and recommends its passage.

YES - 3: THERESA GAVARONE, MICHAEL A. RULLI, ROB MCCOLLEY

NO - 1: WILLIAM P. DEMORA

Senator Cirino submitted the following report:

The standing committee on Workforce and Higher Education, to which was referred **S. B. No. 83-**Senator Cirino, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 4: JERRY C. CIRINO, MICHAEL A. RULLI, BILL REINEKE, MICHELE REYNOLDS

NO - 1: CATHERINE D. INGRAM

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 appointments by the Governor of:

Arnold, Kathryn, Republican, from Columbus, Franklin County, Ohio, as a Member of the Ohio Soil and Water Conservation Commission for a term beginning February 24, 2023, ending at the close of business June 30, 2026, replacing William R. Knapke, whose term expired.

Clum, Koral, Republican, from Dover, Tuscarawas County, Ohio, as a Member of the Forestry Advisory Council for a term beginning March 10, 2023, ending at the close of business February 27, 2027, replacing Koral Ann Clum, whose term expired.

Fitchet, Michael, from Conneaut, Ashtabula County, Ohio, as a Member of the State Emergency Response Commission for a term beginning March 10, 2023, ending at the close of business January 13, 2025, replacing Michael H. Fitchet, whose term expired.

Johnson, Thomas, Republican, from Columbus, Franklin County, Ohio, as a Member of the Environmental Review Appeals Commission for a term beginning January 6, 2023, ending at the close of business October 22, 2028, replacing Thomas W. Johnson, whose term expired.

Krile, Angela, Republican, from Lancaster, Fairfield County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning February 24, 2023, ending at the close of business December 1, 2028, replacing Angela Nicole Krile, whose term expired.

Limes Stickel, Erin, Republican, from Bowling Green, Wood County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning February 24, 2023, ending at the close of business December 1, 2028, replacing Erin L. Limes Stickel, whose term expired.

Marsh, Ty, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Ohio Air Quality Development Authority for a term beginning February 24, 2023, ending at the close of business June 30, 2026, replacing Ted S. Celeste, who resigned.

Mechling, Paul, Democrat, from Pierpont, Ashtabula County, Ohio, as a Member of the Wildlife Council for a term beginning March 10, 2023, ending at the close of business January 31, 2027, replacing Paul Parks Mechling II, whose term expired.

O'Brien, Ronald, Republican, from Columbus, Franklin County, Ohio, as a Member of the Liquor Control Commission for a term beginning February 24, 2023, ending at the close of business February 8, 2029, replacing Ronald Joseph O'Brien, whose term expired.

Roush, Eric, Republican, from Amanda, Fairfield County, Ohio, as a Member of the Forestry Advisory Council for a term beginning March 10, 2023, ending at the close of business February 27, 2027, replacing Eric Lee Roush, whose term expired.

Smith, Kevin, from Findlay, Hancock County, Ohio, as a Member of the

State Emergency Response Commission for a term beginning March 10, 2023, ending at the close of business January 13, 2025, replacing J. Randal Van Dyne, whose term expired.

Stewart-Linkhart, Karen, Democrat, from Xenia, Greene County, Ohio, as a Member of the Wildlife Council for a term beginning March 10, 2023, ending at the close of business January 31, 2027, replacing Karen Sue Stewart-Linkhart, whose term expired.

Yaussy, Daniel, Democrat, from Sunbury, Delaware County, Ohio, as a Member of the Forestry Advisory Council for a term beginning March 10, 2023, ending at the close of business February 27, 2027, replacing Daniel Arthur Yaussy, whose term expired.

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

YES – 13: 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, 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 31, 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	Smith
Sykes	Wilkin		Huffman, M.-31

So the Senate advised and consented to said appointments.

BILLS FOR THIRD CONSIDERATION

Am. S. B. No. 34-Senator Schaffer.
Cosponsor: Senator Hackett.

To amend section 5.27 and to enact section 5.271 of the Revised Code to designate April as "Parkinson's Disease Awareness Month" and July as

"Sarcoma Awareness Month" and to name certain provisions of the act as Hank's Law, was considered the third time.

The question being, "Shall the bill, **Am. S. B. No. 34**, 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
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	Smith
Sykes	Wilkin		Huffman, M.-31

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Kunze, Landis, Reineke, Reynolds, Roegner, Romanchuk, Rulli, Smith."

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

The motion was agreed to and the title so amended.

S. B. No. 71-Senator Gavarone.

To amend sections 3503.13, 3503.15, and 3505.31 and to enact sections 111.11, 3503.151, 3503.152, and 3503.153 of the Revised Code to enact the Data Analysis Transparency Archive (DATA) Act to establish the Office of Data Analytics and Archives in the Office of the Secretary of State and to modify requirements for the Statewide Voter Registration Database and other election records, was considered the third time.

The question being, "Shall the bill, **S. B. No. 71**, 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	Cirino
Dolan	Gavarone	Hackett	Hoagland
Huffman, S.	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk
Rulli	Schaffer	Wilkin	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: "Senators Brenner, Cirino, Hackett, Hoagland, Johnson, Lang, Wilkin."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 83-Senator Cirino.
Cosponsors: Senators Rulli, McColley, Roegner, Brenner, O'Brien, Johnson.

To amend sections 3335.02, 3337.01, 3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 3352.01, 3354.05, 3354.24, 3356.01, 3357.022, 3357.05, 3358.03, 3359.01, 3361.01, 3362.01, 3364.01, 4117.14, 4117.15, and 5813.06; to enact new section 3333.045 and sections 1715.551, 3345.029, 3345.0216, 3345.0217, 3345.0218, 3345.382, 3345.451, 3345.452, 3345.453, 3345.454, 3345.455, 3345.591, 3345.80, and 3345.87; and to repeal section 3333.045 of the Revised Code to enact the Ohio Higher Education Enhancement Act regarding the operation of state institutions of higher education and to revise the Uniform Prudent Management of Institutional Funds Act, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 83**, pass?"

The yeas and nays were taken and resulted – yeas 21, nays 10, as follows:

Those who voted in the affirmative were: Senators

Antani	Brenner	Cirino	Dolan
Gavarone	Hackett	Hoagland	Huffman, S.
Johnson	Kunze	Landis	Lang
McColley	O'Brien	Reineke	Roegner
Romanchuk	Rulli	Schaffer	Wilkin
			Huffman, M.-21

Those who voted in the negative were: Senators

Antonio	Blessing	Craig	DeMora
Hicks-Hudson	Ingram	Manning	Reynolds
Smith			Sykes-10

So the bill passed.

The title was amended as follows:

Add the names: "Hoagland, Lang, Schaffer, Wilkin."

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, May 14, 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.

OFFERING OF RESOLUTIONS

Senator Antani offered the following concurrent resolution:

S. C. R. No. 6-Senator Antani.

To condemn Hinduphobia and anti-Hindu bigotry.

The question being, "Shall the concurrent resolution, **S. C. R. No. 6**, be adopted?

On the motion of Senator McColley, **S. C. R. No. 6**, was referred to the Committee on Rules and Reference.

On the motion of Senator McColley, the Senate adjourned until Thursday, May 18, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.