OHIO

SENATE

JOURNAL

TUESDAY, JULY 18, 2023

SIXTY-SIXTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, July 18, 2023, 9:30 a.m.

The Senate met pursuant to adjournment.

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

President Huffman recognized Beth Livingston for her outstanding service to the Ohio Senate.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered for the first time:

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.

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.

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.

OFFERING OF RESOLUTIONS

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

S. R. No. 173 - Senator Huffman, M.
Cosponsors: 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.
In memory of Richard L. Ditto

S. R. No. 174 - Senator Roegner.
Honoring the Kent State University Flying Flashes as the 2023 Air Race Classic Champion.

S. R. No. 175 - Senator Rulli.

Honoring the Austintown Fitch High School softball team as the 2023 Division I State Champion.

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

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:

Am. S. B. No. 43 -Senator Brenner
Cosponsors: Senators Cirino, Romanchuk, Hoagland, Lang, Craig, Antonio, Blessing, Dolan, Gavarone, Hackett, Huffman, S., Ingram, Johnson, Kunze, Landis, Manning, O'Brien, Reineke, Reynolds, Schaffer, Smith, Sykes, Wilkin, Wilson
Representatives Roemer, Lorenz, Dell'Aquila, Demetriou, Hall, King, Lear, Rogers, Abrams, Baker, Bird, Blackshear, Brennan, Brent, Brown, Callender, Carruthers, Claggett, Click, Creech, Cross, Cutrona, Dobos, Edwards, Forhan, Fowler Arthur, Galonski, Ghanbari, Grim, Hillyer, Holmes, Hoops, Isaacsohn, Jarrells, John, Johnson, Jones, Kick, Klopfenstein, Lampton, LaRe, Lightbody, Lipps, Liston, Loychik, Mathews, McNally, Miller, A., Miller, M., Miranda, Mohamed, Oelslager, Patton, Pavliga, Peterson, Pizzulli, Ray, Richardson, Robb Blasdel, Robinson, Russo, Santucci, Schmidt, Seitz, Skindell, Somani, Stein, Stewart, Swearingen, Sweeney, Thomas, C., Troy, Upchurch, Weinstein, White, Wiggam, Williams, Willis, Young, B., Young, T., Speaker Stephens

To amend sections 323.151, 323.152, 323.153, 4503.064, 4503.065, and 4503.066 of the Revised Code to modify the homestead exemption for the surviving spouse of a disabled veteran.

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

In line 4 of the title, after "veteran" insert ", to enact a seven-day interim budget, and to make an appropriation"

After line 983, insert:

"Section 4. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the manner in which appropriation accounts shall be maintained.

Section 5. (A) Except as provided in divisions (B) to (G) of this

section, there is hereby appropriated for the period July 1, 2023, through July 7, 2023, to each agency, board, commission, department, office, authority, or other organization for which an appropriation was made by the 134th General Assembly, including the legislative and judicial branches and their respective agencies, out of money in the state treasury to the credit of the respective funds of the state from which appropriations were made for fiscal year 2023, for each specific item for which an appropriation was made by the 134th General Assembly, taking into account Controlling Board actions and executive budget reductions, an amount equal to the following:

(1) For General Revenue Fund appropriation items, one hundred per cent of one fifty-second of each item's expenditure levels for fiscal year 2023.

(2) For federal, dedicated purpose, or proprietary appropriation items, one hundred per cent of one fifty-second of each item's expenditure levels for fiscal year 2023.

(B) There is hereby appropriated from the money in the state treasury for the period July 1, 2023, through July 7, 2023, an amount sufficient to make the following payments based on each item's expenditure level for fiscal year 2023 as determined by the Director of Budget and Management:

(1) Payments to schools from appropriation items 200550, Foundation Funding-All Students, 200502, Pupil Transportation, and 200540, Special Education Enhancements, in the same manner as made in fiscal year 2023;

(2) Payments to institutions of higher education from appropriation item 235501, State Share of Instruction, in the same manner as made in fiscal year 2023;

(3) Payments to Medicaid providers incurred from appropriation items 651525, Medicaid/Health Care Services, and 651526, Medicare Part D. Rates reimbursed for providers shall be the same as rates on June 30, 2023;

(4) Payments necessary to reappropriate the unexpended balance of operating appropriations or reappropriations that a state agency lawfully encumbered prior to the close of fiscal year 2023.

(C) There is hereby appropriated from the money in the state treasury for the period July 1, 2023, through July 7, 2023, payments necessary for the wages, benefits, and other payroll-related expenses of state employees who are paid directly by warrant of the Director of Budget and Management, including elected state officials. The Director shall facilitate a procedure in the Ohio Administrative Knowledge System (OAKS) during this period for making the payments to those who are not paid on a biweekly cycle.

(D) There is hereby appropriated from the money in the state treasury for the period July 1, 2023, through July 7, 2023, an amount sufficient for

payments to support mission critical expenditures that are not otherwise authorized in this act.

(E) There is hereby appropriated from money in the state treasury amounts necessary to fully pay debt service and financing costs, and lease rental payments pursuant to lease agreements, for fiscal years 2024 and 2025 on bonds and notes, or other obligations of the state issued under the Ohio Constitution and acts of the General Assembly.

(F) There is hereby appropriated from the money in the state treasury an amount necessary to fully pay the state's costs incurred for fiscal year 2024 due to the homestead exemption, the manufactured home property tax rollback, the property tax rollback, and other payments required under division (C) of section 5705.2110 of the Revised Code.

(G) No money is appropriated or shall be expended as follows:

(1) For programs or agencies that were terminated by action of law, other than the expiration of an appropriation item, prior to June 30, 2023;

(2) For any program that is new or to the extent it has been expanded other than by operation of law;

(3) For purposes that have full fiscal year 2024 appropriations by another act of the General Assembly.

(H) The Director of Budget and Management shall make any determinations necessary to decide which provision applies from this section. Any expenditures authorized by the Director of Budget and Management under this section are hereby appropriated. The Director of Budget and Management may transfer cash between funds as needed for this purpose.

Section 6. All appropriations contained in this act shall be encompassed within the subsequent main operating appropriations act of the 135th General Assembly, and the Director of Budget and Management shall account for expenditures from appropriations contained in this act accordingly.

Section 7. The Director of Budget and Management shall determine the surplus General Revenue Fund revenue that existed on June 30, 2023. Notwithstanding section 131.44 of the Revised Code, the surplus shall remain in the General Revenue Fund.

Section 8. The sections of law contained in Sections 4, 5, 6, and 7 of this act are exempt from the referendum under Ohio Constitution, Article II, Section 1d and section 1.471 of the Revised Code, and therefore take effect immediately when this act becomes law."

In line 984, delete "**4**" and insert "**9**"

In line 4 of the title, delete ", to enact"

Delete line 5 of the title

In line 6 of the title, delete "appropriation"

Delete lines 986 through 1083

In line 1084, delete "**9**" and insert "**4**"

Attest: Bradley J. Young,
Clerk.

On the motion of Senator McColley, the Senate adjourned until Thursday, July 20, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.