OHIO

SENATE

JOURNAL

WEDNESDAY, APRIL 19, 2023

THIRTY-FOURTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, April 19, 2023, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Senator Terry Johnson, 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 McColley recognized Dana R. Skinner as the 2022 Ohio State Highway Patrol Trooper of the Year.

Senator Brenner and Senator Landis recognized William Courtright as Ohio State Highway Patrol Dispatcher of the Year.

Senator DeMora recognized The Ohio State University synchronized swim team as the 2023 U.S. Collegiate National Champion.

Senator DeMora recognized The Ohio State University pistol team as the 2023 National Champion.

Senator DeMora recognized Lyle Yost as the 2023 NCCA Division I Champion in the 1-meter board.

Senator DeMora recognized Adelaide Aquilla as a 2023 NCAA Indoor Track and Field Champion in shotput.

Senator Kunze recognized Emily Brown as a 2023 Division I State Swimming Champion.

Senator Lang, Senator Wilson and Senator Blessing recognized Julia Shafer, Logan Ottke and Taylor Bacher as 2023 Division II State Swimming Champions.

Senator Kunze recognized the Columbus School for Girls High School students on their visit to the Statehouse.

Senator Wilson recognized the Ohio Bankers League on their visit to the Statehouse for Ohio Bankers League Day.

Senator Johnson recognized, Legislative Aide, Zach DeCamp and Senior Legislative Aide, Tara Marasco for their outstanding service to the Ohio Senate.

REPORTS OF REFERENCE AND BILLS FOR SECOND CONSIDERATION

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

Am. H. B. No. 22-Representatives Schmidt, Hall, et al.

To amend sections 3727.11, 3727.12, 3727.13, and 3727.14 and to enact section 3727.131 of the Revised Code regarding the collection of stroke care data and the recognition of thrombectomy-capable stroke centers.

To the Committee on Health.

Sub. H. B. No. 35-Representatives Seitz, Miranda, et al.

To amend sections 2305.111 and to enact section 2950.021 of the Revised Code to enact the Scout's Honor Law to eliminate the limitations period for a civil action based on a claim of childhood sexual abuse only for purposes of filing claims against a bankruptcy estate of an organization chartered under federal law; to provide with respect to sex offenders and child-victim offenders who committed their offense prior to January 1, 2008, mechanisms for reclassifying or classifying the offenders in specified circumstances under the SORN Law in effect prior to that date; and to subsequently amend section 2305.111 of the Revised Code five years after the effective date of that section to remove the described elimination of the limitations period.

To the Committee on Judiciary.

S. B. No. 101-Senators Antonio, Huffman, S., et al.

To amend sections 9.07, 120.03, 120.041, 120.06, 120.14, 120.16, 120.18, 120.24, 120.26, 120.28, 120.33, 120.34, 149.43, 149.436, 1901.183, 2152.13, 2152.67, 2301.20, 2307.60, 2317.02, 2701.07, 2743.51, 2901.02, 2909.24, 2929.02, 2929.13, 2929.14, 2929.61, 2930.19, 2937.222, 2941.021, 2941.14, 2941.148, 2941.401, 2941.43, 2941.51, 2945.06, 2945.10, 2945.13, 2945.21, 2945.25, 2945.33, 2945.38, 2949.02, 2949.03, 2953.02, 2953.07, 2953.08, 2953.09, 2953.10, 2953.21, 2953.23, 2953.71, 2953.72, 2953.73, 2953.81, 2967.05, 2967.12, 2967.13, 2967.193, 2967.194, 2971.03, 2971.07, 5120.113, 5120.53, 5120.61, 5139.04, and 5919.16 and to repeal sections 109.97, 120.35, 2725.19, 2929.021, 2929.022, 2929.023, 2929.024, 2929.025, 2929.03, 2929.04, 2929.05, 2929.06, 2945.20, 2947.08, 2949.21, 2949.22, 2949.221, 2949.222, 2949.24, 2949.25, 2949.26, 2949.27, 2949.28, 2949.29, 2949.31, and 2967.08 of the Revised Code to abolish the death penalty and to modify the number of jurors that may be challenged in cases where a defendant may be sentenced to life imprisonment.

To the Committee on Judiciary.

S. B. No. 102-Senator Wilkin

To amend sections 4903.083, 4905.491, 4909.04, 4909.05, 4909.052, 4909.06, 4909.15, 4909.156, 4909.18, 4909.19, 4909.42, 4909.43, 4928.01, 4928.08, 4928.14, 4928.141, 4928.144, 4928.148, 4928.17, 4928.20, 4928.23, 4928.231, 4928.232, 4928.54, 4928.542, 4928.64, 4929.161, 4929.163, and 4929.20; to enact new sections 4928.142 and 4928.143 and sections 4903.101, 4905.131, 4905.321, 4905.331, 4909.041, 4909.042, 4909.173, 4909.174, 4909.175, 4909.177, 4909.178, 4909.181, 4909.46, 4928.101, 4928.102, 4928.147, 4928.149, 4928.1410, 4928.171, and 4929.221; and to repeal sections 4928.142, 4928.143, 4928.581, 4928.582, and 4928.583 of the Revised Code regarding public utilities and competitive retail electric and natural gas services.

To the Committee on Energy and Public Utilities.

S. B. No. 103-Senator Blessing

To amend sections 3715.01, 3715.99, 3717.01, and 3717.99 and to enact sections 3715.026 and 3717.34 of the Revised Code regarding sales of kratom products.

To the Committee on Health.

S. B. No. 104-Senators Cirino, Brenner, et al.

To amend sections 3302.03, 3365.03, 3365.04, 3365.05, 3365.07, 3365.071, and 3365.11 and to enact sections 3365.072 and 3365.14 of the Revised Code regarding the College Credit Plus Program.

To the Committee on Workforce and Higher Education.

S. B. No. 105-Senators Johnson, Sykes, et al.

To amend sections 340.01, 340.02, 340.022, 340.03, 340.032, 340.033, 340.034, 340.035, 340.036, 340.04, 340.30, 5119.01, 5119.36, 5119.363, 5119.48, 5119.61, 5119.90, 5119.99, and 5160.45; to enact sections 5119.39, 5119.391, 5119.392, 5119.393, 5119.394, 5119.395, 5119.396, and 5119.397; and to repeal sections 340.20 and 3720.041 of the Revised Code regarding the composition of boards of alcohol, drug addiction, and mental health services; the authority of the boards; and the requirements for operation of recovery housing residences.

To the Committee on Community Revitalization.

S. B. No. 106-Senator Schaffer
To amend section 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.

To the Committee on Insurance.

S. B. No. 107-Senator Sykes, et al.
To amend section 4501.21 and to enact section 4503.585 of the Revised Code to create the "Porsche Club" license plate.

To the Committee on Transportation.

S. B. No. 108-Senator Blessing
To enact section 5103.021 of the Revised Code to establish and regulate scholars residential centers.

To the Committee on Health.

S. B. No. 109-Senator Hackett
To amend sections 149.43, 2105.062, 2305.111, 2305.252, 2907.01, 2907.02, 2907.03, 2907.06, 2907.17, 2907.18, 2921.22, 2929.42, 2950.01, 2950.151, 2971.01, 3107.07, 3109.50, 3111.04, 4730.25, 4730.26, 4730.32, 4730.99, 4731.22, 4731.224, 4731.251, 4731.99, 4759.05, 4759.07, 4759.99, 4760.13, 4760.14, 4760.16, 4760.99, 4761.03, 4761.09, 4761.14, 4761.99, 4762.13, 4762.14, 4762.16, 4762.99, 4774.13, 4774.14, 4774.16, 4774.99, 4778.14, 4778.18, and 4778.99 and to enact sections 4731.2210, 4759.14, and 4778.171 of the Revised Code regarding sex offenses and individuals regulated by the State Medical Board and to amend the version of section 4759.05 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 Judiciary.

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

NO - 0.

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

The report of the committee was accepted.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Dolan submitted the following report:

The standing committee on Finance, to which was referred **S. B. No. 6-**Senator Schuring, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Brenner, Dolan.

YES - 10: MATT DOLAN, JERRY C. CIRINO, LOUIS W. BLESSING, III, ANDREW O. BRENNER, THERESA GAVARONE, GEORGE F. LANG, NATHAN H. MANNING, BILL REINEKE, MARK ROMANCHUK, KIRK SCHURING

NO - 3: VERNON SYKES, HEARCEL F. CRAIG, PAULA HICKS-HUDSON

Senator Rulli submitted the following report:

The standing committee on General Government, to which was referred **S. J. R. No. 2-**Senators McColley, Gavarone, et al., having had the same under consideration, reports back a substitute joint resolution and recommends its adoption.

YES - 4: MICHAEL A. RULLI, KIRK SCHURING, THERESA GAVARONE, ROB MCCOLLEY

NO - 1: WILLIAM P. DEMORA

Senator Rulli submitted the following report:

The standing committee on General Government, to which was referred **S. B. No. 92-**Senators McColley, Gavarone having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 4: MICHAEL A. RULLI, KIRK SCHURING, THERESA GAVARONE, ROB MCCOLLEY

NO - 1: WILLIAM P. DEMORA

Senator Roegner submitted the following report:

The standing committee on Government Oversight, to which was referred **S. B. No. 16-**Senator Wilson having had the same under consideration, reports it back and recommends its passage.

YES - 5: KRISTINA D. ROEGNER, NIRAJ ANTANI, PAULA HICKS-HUDSON, GEORGE F. LANG, ROB MCCOLLEY

NO - 0.

Senator Roegner submitted the following report:

The standing committee on Government Oversight, to which was referred **S. B. No. 23-**Senator Lang having had the same under consideration, reports it back and recommends its passage.

YES - 3: KRISTINA D. ROEGNER, GEORGE F. LANG, ROB MCCOLLEY

NO - 2: NIRAJ ANTANI, PAULA HICKS-HUDSON

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:

Boymel, Steve, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a term beginning January 2, 2023, ending at the close of business January 1, 2031, replacing Thomas E. Mischell, whose term expired.

Carter-Smith, Wynette, from Springboro, Warren County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a term beginning January 4, 2023, ending at the close of business September 20, 2025, replacing Wynette P. Carter-Smith, whose term expired.

Chabali, Robert, from Springboro, Warren County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a term beginning March 10, 2023, ending at the close of business September 20, 2025, replacing George R. Kral, whose term expired.

Cornachio, Jack, from Willoughby, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a term beginning December 20, 2022, ending at the close of business October 12, 2027, replacing Mark A. Tyler, whose term expired.

Fambro, Richard, Democrat, from Powell, Delaware County, Ohio, as a

Member of the Ohio Organized Crime Investigations Commission for a term beginning March 10, 2023, ending at the close of business September 3, 2025, replacing Richard Butsko, whose term expired.

Gillis, Michelle, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a term beginning January 2, 2023, ending at the close of business January 1, 2032, replacing Michelle A. Gillis, whose term expired.

Hall, Anita, from Millersburg, Holmes County, Ohio, as a Member of the Housing Trust Fund Advisory Committee for a term beginning February 24, 2023, ending at the close of business March 18, 2025, replacing Angela N. King, whose term expired.

Harris, Patricia, from Hamilton County, Ohio, as the Commissioner of the Department of Taxation for a term beginning February 1, 2023, and continuing at the pleasure of the Governor.

Hedger, Robert, Independent, from Pickerington, Fairfield County, Ohio, as a Member of the Ohio Athletic Commission for a term beginning January 6, 2023, ending at the close of business September 2, 2024, replacing Raymond Michael Mancino, who resigned.

Jennings, Wendy, from Defiance, Defiance County, Ohio, as a Member of the State Board of Psychology for a term beginning March 10, 2023, ending at the close of business October 4, 2023, replacing Karen L. Cousins, who resigned.

Keels, Erin, from Columbus, Franklin County, Ohio, as a Member of the Board of Nursing for a term beginning March 10, 2023, ending at the close of business December 31, 2026, replacing Erin Louise Keels, whose term expired.

Malone, Mark, from Lima, Allen County, Ohio, as a Member of the Banking Commission for a term beginning March 10, 2023, ending at the close of business January 31, 2027, replacing Mark Bryan Malone, whose term expired.

Ortner, Donald, from Oberlin, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a term beginning December 19, 2022, ending at the close of business August 30, 2027, replacing Donald Louis Ortner, whose term expired.

Patton, Thomasina, from Avon Lake, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a term beginning January 1, 2023, ending at the close of business August 30, 2027, replacing Teresa D. Gardner, whose term expired.

Patton, Malcum, Republican, from Richwood, Union County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a term beginning January 6, 2023, ending at the close of business September 3, 2025,

replacing Larry R. Mincks, whose term expired.

Rupert, Paul, from Kirtland, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a term beginning December 20, 2022, ending at the close of business October 12, 2027, replacing Duane H. Frager, whose term expired.

Stanforth, Vernon, from Washington C.H., Fayette County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a term beginning January 4, 2023, ending at the close of business September 20, 2025, replacing Vernon P. Stanforth, whose term expired.

Vitaz, Beverly, from Concord, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a term beginning December 20, 2022, ending at the close of business October 12, 2027, replacing Beverly A. Vitaz, whose term expired.

Wynn, Jacqueline, from Grandview Heights, Franklin County, Ohio, as a Member of the State Board of Psychology for a term beginning March 10, 2023, ending at the close of business October 4, 2026, replacing Kenneth P. Drude, whose term expired.

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

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 Senate advise and consent to the appointments by the Governor?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

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

So the Senate advised and consented to said appointments.

RESOLUTIONS REPORTED BY COMMITTEE

Sub. S. J. R. No. 2-Senators McColley, Gavarone.
Cosponsors: Senators Antani, Brenner, Cirino, Lang, O'Brien, Reineke, Roegner, Schaffer, Wilkin, Wilson.

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

Be it resolved by the General Assembly of the State of Ohio, three-fifths of the members elected to each house concurring herein, that there shall be submitted to the electors of the state, in the manner prescribed by law at a special election to be held on August 8, 2023, a proposal to amend Sections 1b, 1e, and 1g of Article II and Sections 1 and 3 of Article XVI of the Constitution of the State of Ohio to read as follows:

ARTICLE II

Section 1b. When at any time, not less than ten days prior to the commencement of any session of the general assembly, there shall have been filed with the secretary of state a petition signed by three per centum of the electors and verified as herein provided, proposing a law, the full text of which shall have been set forth in such petition, the secretary of state shall transmit the same to the general assembly as soon as it convenes. If said proposed law shall be passed by the general assembly, either as petitioned for or in an amended form, it shall be subject to the referendum. If it shall not be passed, or if it shall be passed in an amended form, or if no action shall be taken thereon within four months from the time it is received by the general assembly, it shall be submitted by the secretary of state to the electors for their approval or rejection, if such submission shall be demanded by supplementary petition verified as herein provided and signed by not less than three per centum of the electors in addition to those signing the original petition, which supplementary petition must be signed and filed with the secretary of state within ninety days after the proposed law shall have been rejected by the general assembly or after the expiration of such term of four months, if no action has been taken thereon, or after the law as passed by the general assembly shall have been filed by the governor in the office of the secretary of state. The proposed law shall be submitted at the next regular or general election occurring subsequent to one hundred twenty-five days after

the supplementary petition is filed in the form demanded by such supplementary petition, which form shall be either as first petitioned for or with any amendment or amendments which may have been incorporated therein by either branch or by both branches, of the general assembly. If a proposed law so submitted is approved by a majority of the electors voting thereon, it shall be the law and shall go into effect as herein provided in lieu of any amended form of said law which may have been passed by the general assembly, and such amended law passed by the general assembly shall not go into effect until and unless the law proposed by supplementary petition shall have been rejected by the electors. All such initiative petitions, last above described, shall have printed across the top thereof, in case of proposed laws: "Law Proposed by Initiative Petition First to be Submitted to the General Assembly." Ballots shall be so printed as to permit an affirmative or negative vote upon each measure submitted to the electors. Any

Any proposed law ~~or amendment to the constitution~~ submitted to the electors as provided in 1a and 1b, if approved by a majority of the electors voting thereon, shall take effect thirty days after the election at which it was approved and shall be published by the secretary of state. ~~If~~ Any proposed amendment to the constitution submitted to the electors as provided in sections 1a and 1b of this article, if approved by at least sixty per cent of the electors voting thereon, shall take effect thirty days after the election at which it was approved and shall be published by the secretary of state.

If conflicting proposed laws or conflicting proposed amendments to the constitution shall be approved at the same election by ~~a majority of the total~~ the required number of votes ~~cast for and against the same~~, the one receiving the highest number of affirmative votes shall be the law, or in the case of amendments to the constitution shall be the amendment to the constitution. ~~No~~

No law proposed by initiative petition and approved by the electors shall be subject to the veto of the governor.

Section 1e. (A) The powers defined herein as the "initiative" and "referendum" shall not be used to pass a law authorizing any classification of property for the purpose of levying different rates of taxation thereon or of authorizing the levy of any single tax on land or land values or land sites at a higher rate or by a different rule than is or may be applied to improvements thereon or to personal property.

(B)(1) Restraint of trade or commerce being injurious to this state and its citizens, the power of the initiative shall not be used to pass an amendment to this constitution that would grant or create a monopoly, oligopoly, or cartel, specify or determine a tax rate, or confer a commercial interest, commercial right, or commercial license to any person, nonpublic entity, or group of persons or nonpublic entities, or any combination thereof,

however organized, that is not then available to other similarly situated persons or nonpublic entities.

(2) If a constitutional amendment proposed by initiative petition is certified to appear on the ballot and, in the opinion of the Ohio ballot board, the amendment would conflict with division (B)(1) of this section, the board shall prescribe two separate questions to appear on the ballot, as follows:

(a) The first question shall be as follows:

"Shall the petitioner, in violation of division (B)(1) of Section 1e of Article II of the Ohio Constitution, be authorized to initiate a constitutional amendment that grants or creates a monopoly, oligopoly, or cartel, specifies or determines a tax rate, or confers a commercial interest, commercial right, or commercial license that is not available to other similarly situated persons?"

(b) The second question shall describe the proposed constitutional amendment.

(c) If both questions are approved or affirmed by a ~~majority~~ at least sixty per cent of the electors voting on them, then the constitutional amendment shall take effect. If only one question is approved or affirmed by ~~a majority~~ at least sixty per cent of the electors voting on it, then the constitutional amendment shall not take effect.

(3) If, at the general election held on November 3, 2015, the electors approve a proposed constitutional amendment that conflicts with division (B)(1) of this section with regard to the creation of a monopoly, oligopoly, or cartel for the sale, distribution, or other use of any federal Schedule I controlled substance, then notwithstanding any severability provision to the contrary, that entire proposed constitutional amendment shall not take effect. If, at any subsequent election, the electors approve a proposed constitutional amendment that was proposed by an initiative petition, that conflicts with division (B)(1) of this section, and that was not subject to the procedure described in division (B)(2) of this section, then notwithstanding any severability provision to the contrary, that entire proposed constitutional amendment shall not take effect.

(C) The supreme court of Ohio shall have original, exclusive jurisdiction in any action that relates to this section.

Section 1g. (A) Any initiative, supplementary, or referendum petition may be presented in separate parts but each part shall contain a full and correct copy of the title, and text of the law, section or item thereof sought to be referred, or the proposed law or proposed amendment to the constitution. Each signer of any initiative, supplementary, or referendum petition must be an elector of the state and shall place on such petition after his name the date of signing and his place of residence. A signer residing outside of a municipality shall state the county and the rural route number, post office address, or township of his residence. A resident of a

municipality shall state the street and number, if any, of his residence and the name of the municipality or post office address. The names of all signers to such petitions shall be written in ink, each signer for himself. To each part of such petition shall be attached the statement of the circulator, as may be required by law, that he witnessed the affixing of every signature. The secretary of state shall determine the sufficiency of the signatures not later than one hundred five days before the election.

(B) The Ohio supreme court shall have original, exclusive jurisdiction over all challenges made to petitions and signatures upon such petitions under this section. Any challenge to a petition or signature on a petition shall be filed not later than ninety-five days before the day of the election. The court shall hear and rule on any challenges made to petitions and signatures not later than eighty-five days before the election. If no ruling determining the petition or signatures to be insufficient is issued at least eighty-five days before the election, the petition and signatures upon such petitions shall be presumed to be in all respects sufficient.

(C) If ~~the petitions or signatures are~~ a referendum petition or an initiative petition proposing a law is determined to be insufficient, ten additional days shall be allowed for the filing of additional signatures to such petition. No additional signatures may be filed to an initiative petition proposing an amendment to the constitution. If additional signatures are filed, the secretary of state shall determine the sufficiency of those additional signatures not later than sixty-five days before the election. Any challenge to the additional signatures shall be filed not later than fifty-five days before the day of the election. The court shall hear and rule on any challenges made to the additional signatures not later than forty-five days before the election. If no ruling determining the additional signatures to be insufficient is issued at least forty-five days before the election, the petition and signatures shall be presumed to be in all respects sufficient.

(D) No law or amendment to the constitution submitted to the electors by initiative and supplementary petition and receiving ~~an~~ the required number of affirmative ~~majority of the~~ votes ~~cast thereon~~, shall be held unconstitutional or void on account of the insufficiency of the petitions by which such submission of the same was procured; nor shall the rejection of any law submitted by referendum petition be held invalid for such insufficiency. ~~Upon~~

(E) Upon all initiative, supplementary, and referendum petitions provided for in any of the sections of this article, it shall be necessary to file from each of one-half of the counties of the state, petitions bearing the signatures of not less than one-half of the designated percentage of the electors of such county, except that upon an initiative petition proposing an amendment to the constitution, it shall be necessary to file from each county of the state petitions bearing the signatures of not less than five per cent of

the electors of the county. ~~A~~

(F) A true copy of all laws or proposed laws or proposed amendments to the constitution, together with an argument or explanation, or both, for, and also an argument or explanation, or both, against the same, shall be prepared. The person or persons who prepare the argument or explanation, or both, against any law, section, or item, submitted to the electors by referendum petition, may be named in such petition and the persons who prepare the argument or explanation, or both, for any proposed law or proposed amendment to the constitution may be named in the petition proposing the same. The person or persons who prepare the argument or explanation, or both, for the law, section, or item, submitted to the electors by referendum petition, or against any proposed law submitted by supplementary petition, shall be named by the general assembly, if in session, and if not in session then by the governor. The law, or proposed law, or proposed amendment to the constitution, together with the arguments and explanations, not exceeding a total of three hundred words for each, and also the arguments and explanations, not exceeding a total of three hundred words against each, shall be published once a week for three consecutive weeks preceding the election, in at least one newspaper of general circulation in each county of the state, where a newspaper is published. ~~The~~

(G) The secretary of state shall cause to be placed upon the ballots, the ballot language for any such law, or proposed law, or proposed amendment to the constitution, to be submitted. The ballot language shall be prescribed by the Ohio ballot board in the same manner, and subject to the same terms and conditions, as apply to issues submitted by the general assembly pursuant to Section 1 of Article XVI of this constitution. The ballot language shall be so prescribed and the secretary of state shall cause the ballots so to be printed as to permit an affirmative or negative vote upon each law, section of law, or item in a law appropriating money, or proposed law, or proposed amendment to the constitution. ~~The~~

(H) The style of all laws submitted by initiative and supplementary petition shall be: "Be it Enacted by the People of the State of Ohio," and of all constitutional amendments: "Be it Resolved by the People of the State of Ohio." ~~The~~

(I) The basis upon which the required number of petitioners in any case shall be determined shall be the total number of votes cast for the office of governor at the last preceding election therefor. ~~The~~

(J) The foregoing provisions of this section shall be self-executing, except as herein otherwise provided. Laws may be passed to facilitate their operation, but in no way limiting or restricting either such provisions or the powers herein reserved.

(K) The requirements of divisions (C) and (E) of this section, as amended by this amendment, apply to initiative petitions proposing

constitutional amendments that are filed with the secretary of state on or after January 1, 2024.

ARTICLE XVI

Section 1. Either branch of the general assembly may propose amendments to this constitution; and, if the same shall be agreed to by three-fifths of the members elected to each house, such proposed amendments shall be entered on the journals, with the yeas and nays, and shall be filed with the secretary of state at least ninety days before the date of the election at which they are to be submitted to the electors, for their approval or rejection. They shall be submitted on a separate ballot without party designation of any kind, at either a special or a general election as the general assembly may prescribe.

The ballot language for such proposed amendments shall be prescribed by a majority of the Ohio ballot board, consisting of the secretary of state and four other members, who shall be designated in a manner prescribed by law and not more than two of whom shall be members of the same political party. The ballot language shall properly identify the substance of the proposal to be voted upon. The ballot need not contain the full text nor a condensed text of the proposal. The board shall also prepare an explanation of the proposal, which may include its purpose and effects, and shall certify the ballot language and the explanation to the secretary of state not later than seventy-five days before the election. The ballot language and the explanation shall be available for public inspection in the office of the secretary of state.

The supreme court shall have exclusive, original jurisdiction in all cases challenging the adoption or submission of a proposed constitutional amendment to the electors. No such case challenging the ballot language, the explanation, or the actions or procedures of the general assembly in adopting and submitting a constitutional amendment shall be filed later than sixty-four days before the election. The ballot language shall not be held invalid unless it is such as to mislead, deceive, or defraud the voters.

Unless the general assembly otherwise provides by law for the preparation of arguments for and, if any, against a proposed amendment, the board may prepare such arguments.

Such proposed amendments, the ballot language, the explanations, and the arguments, if any, shall be published once a week for three consecutive weeks preceding such election, in at least one newspaper of general circulation in each county of the state, where a newspaper is published. The general assembly shall provide by law for other dissemination of information in order to inform the electors concerning proposed amendments. An election on a proposed constitutional amendment submitted by the general assembly shall not be enjoined nor invalidated

because the explanation, arguments, or other information is faulty in any way. If ~~the majority~~ at least sixty per cent of the electors voting on the same shall adopt such amendments the same shall become a part of the constitution. When more than one amendment shall be submitted at the same time, they shall be so submitted as to enable the electors to vote on each amendment, separately.

Section 3. At the general election to be held in the year one thousand nine hundred and thirty-two and in each twentieth year thereafter, the question: "Shall there be a convention to revise, alter, or amend the constitution", shall be submitted to the electors of the state; and in case a majority of the electors, voting for and against the calling of a convention, shall decide in favor of a convention, the general assembly, at its next session, shall provide, by law, for the election of delegates, and the assembling of such convention, as is provided in the preceding section; but no amendment of this constitution, agreed upon by any convention assembled in pursuance of this article, shall take effect, until the same shall have been submitted to the electors of the state, and adopted by ~~a majority~~ at least sixty per cent of those voting thereon.

EFFECTIVE DATE

If adopted by a majority of the electors voting on this proposal, Sections 1b, 1e, and 1g of Article II and Sections 1 and 3 of Article XVI of the Constitution of the State of Ohio amended by this proposal shall take effect immediately and the existing versions of Sections 1b, 1e, and 1g of Article II and the existing versions of Sections 1 and 3 of Article XVI of the Constitution of the State of Ohio shall be repealed effective immediately.

The question being, “Shall the joint resolution, **Sub. S. J. R. No. 2**, be adopted?

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

Those who voted in the affirmative were: Senators

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

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

So the joint resolution was adopted.

The title was amended as follows:

Add the names: "Hoagland, Huffman, S., Johnson, Reynolds,

Romanchuk."

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

The motion was agreed to and the title so amended.

BILLS FOR THIRD CONSIDERATION

S. B. No. 24-Senator Roegner.

To enact section 5.2320 of the Revised Code to designate April as "Sikh Awareness Month", was considered the third time.

The question being, "Shall the bill, **S. B. No. 24**, 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: "Senators Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hackett, Hicks-Hudson, Johnson, Landis, Reineke, Reynolds, Romanchuk, Rulli, Schaffer, Smith, Sykes, Wilson."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 92-Senators McColley, Gavarone.

To amend section 3501.022 of the Revised Code to allow a special election to be held in August for certain purposes, to require a special election to be held on August 8, 2023, and to make an appropriation, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 92**, pass?"

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

Those who voted in the affirmative were: Senators

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

Reynolds	Roegner	Romanchuk	Rulli
Schaffer	Schuring	Wilkin	Wilson
			Huffman, M.-25

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: "Brenner, Cirino, Hoagland, Huffman, S., Lang, O'Brien, Wilson."

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

The motion was agreed to and the title so amended.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

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

S. B. No. 110 - Senator Lang.

To enact section 5534.877 of the Revised Code to designate a portion of State Route 129 in Butler County as the "Sgt. Anthony Kress Vinnedge Memorial Highway."

S. B. No. 111 - Senator Hicks-Hudson.
Cosponsors: Senators Ingram, Sykes, DeMora, Smith, Craig, Antonio, Schaffer, Rulli.

To amend sections 3781.06, 3781.061, and 5713.30 of the Revised Code relating to temporary greenhouses and building codes, to establish the Urban Farmer Youth Initiative Pilot Program, to codify certain property tax requirements for agricultural land, and to make an appropriation.

MESSAGE FROM THE PRESIDENT

Pursuant to Rules No. 19 and 20, the President of the Senate removes Senator Matt Dolan and appoints Senator Steve Wilson as vice chair of the Medicaid Committee.

On the motion of Senator Schuring, the Senate adjourned until Tuesday, April 25, 2023 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.