OHIO

SENATE

JOURNAL

TUESDAY, NOVEMBER 21, 2023

NINETY-NINTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, November 21, 2023, 9:30 a.m.

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator DeMora was selected to preside according to the rule.

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

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Hackett submitted the following report:

The standing committee on Insurance, to which was referred **S. B. No. 63-** Senator Lang, et al., having had the same under consideration, reports it back and recommends its passage.

YES - 7:	BOB D. HACKETT, GEORGE F. LANG, FRANK HOAGLAND, STEPHEN A. HUFFMAN, TIM SCHAFFER, MARK ROMANCHUK, BILL REINEKE
NO - 6:	HEARCEL F. CRAIG, LOUIS W. BLESSING, III, WILLIAM P. DEMORA, CATHERINE D. INGRAM, STEPHANIE KUNZE, NATHAN H. MANNING

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

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

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

S. B. No. 190 - Senator Antani.

To amend section 5753.021 of the Revised Code to reduce the sports gaming tax rate from 20% to 10%.

S. B. No. 191 - Senator Romanchuk.

To enact section 5534.154 of the Revised Code to designate a portion of State Route 39 in Richland County as the "PFC Richard 'Rick' Wesley McFarland Memorial Highway."

S. B. No. 192 - Senator Brenner.

Cosponsor: Senator Blessing.

To amend sections 4735.01 and 4735.18 and to enact section 5301.95 of the Revised Code to expand the scope of activities for which a real estate broker's license is required and to require wholesalers to make certain disclosures in transactions involving residential real property.

S. B. No. 193 - Senators Hoagland, Johnson.

To amend sections 2909.21, 2909.24, 2925.37, and 3719.21 and to enact section 5502.09 of the Revised Code to add drug offenses committed by a major drug offender to the definition of "specified offenses" used in terrorism offenses, to modify the offense of terrorism, to prohibit possession of an encapsulating or tableting machine, and to create the pill press mold, encapsulating machine, and tableting machine registry.

OFFERING OF RESOLUTIONS

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

S. R. No. 231 - Senator Huffman, S.

Honoring the Tippecanoe High School boys soccer team on winning the 2023 Division II State Championship.

S. R. No. 232 - Senator Gavarone.

Cosponsors: Senators Blessing, Brenner, Cirino, Craig, Dolan, Hackett, Hicks-Hudson, Huffman, M., Huffman, S., Ingram, Kunze, Landis, Lang, McColley, Reynolds, Roegner, Romanchuk, Schaffer, Schuring, Sykes, Wilkin, Wilson.

Honoring Chancellor Randy Gardner for exemplary service to the Ohio Department of Higher Education.

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

So the resolutions were adopted.

COMMUNICATIONS FROM THE UNIVERSITY OF TOLEDO TRUSTEESHIP AND GOVERNANCE COMMITTEE

THE UNIVERSITY OF TOLEDO BOARD OF TRUSTEES
TRUSTEESHIP AND GOVERNANCE COMMITTEE
RESOLUTION NO. 23-11-39
THE INSTITUTE OF AMERICAN CONSTITUTIONAL THOUGHT

AND LEADERSHIP INAUGURAL ACADEMIC COUNCIL MEMBERS

WHEREAS, Ohio Law Am. Sub. H.B. No.33 Sec. 3364.07 of the 135th G.A. codified the Institute of American Constitutional Thought and Leadership at Utoledo Law into state law and provided funding for the next two fiscal years, at $1,000,000 per year; and

WHEREAS, Ohio Revised Code 3364.07 provides that the UToledo Board of Trustees Trusteeship and Governance Committee appoint a seven-member institute academic council; and

WHEREAS, Ohio Revised Code 3364.07 states that the academic council shall be comprised of scholars with relevant expertise and experience; and

WHEREAS, Ohio Revised Code 3364.07 states that no more than one member of the council may be an employee of the university and that best efforts shall be made to have no fewer than three members of the council be from Ohio; and

WHEREAS, Ohio Revised Code 3364.07 tasks this council with instructions for filling a vacancy for the institute director after the initial director, following a national search, to assist the president by providing a list of finalists from which the president shall select a director.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of The University of Toledo Trusteeship and Governance Committee hereby makes the following appointments to the Institute of American Constitutional Thought and Leadership as Inaugural Academic Council Members:

I. 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;

II. 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;

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

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

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

VI. 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; and

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

BE IT FINALLY RESOLVED, that the Board of Trustees Trusteeship and Governance Committee hereby submits this list of Inaugural Academic Council Members to the Institute of American Constitutional Thought and Leadership for the advice and consent of the Ohio Senate as prescribed by Ohio Law Am. Sub. H.B. No.33 Sec. 3364.07 of the 135th G.A.

COMMUNICATIONS FROM THE OHIO STATE UNIVERSITY BOARD OF TRUSTEES

APPOINTMENT OF MEMBERS OF THE ACADEMIC COUNCIL FOR THE SALMON P. CHASE CENTER FOR CIVICS, CULTURE, AND SOCIETY

Resolution No. 2024-44

Synopsis: Recommended appointment of the members of the Academic Council for the Salmon P. Chase Center for Civics, Culture, and Society is proposed.

WHEREAS pursuant to section 3335.39 of the Revised Code, the Ohio General Assembly created the Salmon P. Chase Center for Civics, Culture, and Society (Chase Center) at The Ohio State University; and

WHEREAS in accordance with this legislation, the Board of Trustees shall appoint by November 20, 2023 seven scholars with relevant expertise and experience to serve as members of the Academic Council for the Chase Center, subject to the advice and consent of the Ohio Senate; and

WHEREAS upon being appointed by the Board and confirmed by the Ohio Senate, three members of the Academic Council shall serve initial two-year terms and four shall serve four-year terms, with the members of the Academic Council selecting among themselves which members shall serve which terms; and

WHEREAS the Academic Council members shall be responsible for performing a nationwide search for the executive director of the Chase Center, and to recommend finalists for the position to the President of the university for selection and appointment, subject to final approval by the Board of Trustees; and

WHEREAS the Board of Trustees has conducted a thorough search for scholars for the Academic Council and has identified the following seven scholars with national reputations for excellence for appointment, subject to advice and consent of the Ohio Senate:

- **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 Board of Trustees

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby appoints the seven individuals identified above to the Academic Council for the Salmon P. Chase Center for Civics, Culture, and Society, subject to advice and consent of the Ohio Senate.

CERTIFIED

This is to certify that the foregoing is a true and accurate excerpt from the minutes of the Board of Trustees meeting held November 16, 2023.

Jessica A. Eveland
Secretary

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

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has passed the following bills in which the concurrence of the Senate is requested:

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 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 and to prohibit a state agency from adopting the California emissions standards for motor vehicles.

Sub. H. B. No. 214 -Representative Holmes
Cosponsors: Representatives Click, Cross, Gross, John, Lear, Stoltzfus, Wiggam, Williams, Willis, Bird, Fowler Arthur, Jones, Barhorst, Carruthers, Creech, Dobos, Hall, King, Mathews, McClain, Plummer, Richardson, Schmidt, Seitz, Stein, Swearingen, Young, T.

To amend sections 3314.03 and 3326.11 and to enact section 3319.614 of the Revised Code to require each public school to adopt a policy regarding certain expectations related to the performance of staff member professional duties and to amend the version of section 3314.03 of the Revised Code that is scheduled to take effect January 1, 2025, to continue the changes on and after that effective date.

Am. H. B. No. 250 -Representatives Miranda, Richardson
Cosponsors: Representatives Russo, Thomas, C., Dobos, McNally, Robb Blasdel, Manning, Dell'Aquila, Jones, Carruthers, Grim, Weinstein, Galonski, Miller, A., Brown, Abrams, Brewer, Baker, Isaacsohn, Miller, J., Liston, Ray, Somani, Seitz, Bird, Fowler Arthur, Click, Lear, Lightbody, Pizzulli, Williams, Abdullahi, Barhorst, Blackshear, Brennan, Brent, Callender, Creech, Demetriou, Denson, Forhan, Ghanbari, Gross, Hillyer, Hoops, Jarrells, John, Johnson, Kick, King, Lampton, LaRe, Lipps, Lorenz, Loychik, Mathews, Miller, M., Mohamed, Oelslager, Patton, Pavliga, Peterson, Plummer, Robinson, Roemer, Rogers, Schmidt, Stein, Troy, Upchurch, Willis, Young, T.

To amend section 3313.6114 of the Revised Code to revise the Military Enlistment diploma seal.

Attest: Bradley J. Young,
Clerk.

Said bills were considered the first time.

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. 34 -Senator Schaffer
Cosponsors: Senators Hackett, Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Gavarone, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Kunze, Landis, Reineke, Reynolds, Roegner, Romanchuk, Rulli, Smith
Representatives Liston, Lorenz, Abdullahi, Abrams, Blackshear, Brennan, Brent, Brewer, Brown, Callender, Carruthers, Dell'Aquila, Denson, Dobos, Forhan, Grim, Hoops, Jarrells, John, Lipps, Loychik, Manning, Mathews, McNally, Miller, A., Miller, J., Mohamed, Patton, Robinson, Rogers, Russo, Schmidt, Somani, Troy, Upchurch, Weinstein, White, Willis, Young, T.

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.

Attest: Bradley J. Young,
Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the Speaker of the House of Representatives has signed the following bill:

Am. S. B. No. 34-Senator Schaffer – et al.

Attest: Bradley J. Young,
Clerk.

The President signed said bill.

On the motion of Senator Craig, the Senate adjourned until Monday, November 27, 2023 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.