

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, FEBRUARY 23, 2021

SIXTEENTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, February 23, 2021, 9:30 a.m.**

The Senate met pursuant to adjournment.

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

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Peterson submitted the following report:

The standing committee on Energy and Public Utilities, to which was referred **S. B. No. 44**-Senators Rulli, Cirino having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Brenner.

YES - 12: ROB MCCOLLEY, SANDRA R. WILLIAMS, HEARCEL F. CRAIG, VERNON SYKES, STEVE WILSON, FRANK HOAGLAND, KIRK SCHURING, MATT DOLAN, ANDREW O. BRENNER, BOB PETERSON, MARK ROMANCHUK, BILL REINEKE

NO - 0.

Senator Blessing submitted the following report:

The standing committee on Ways and Means, to which was referred **S. B. No. 19**-Senator Schaffer having had the same under consideration, reports it back with the following amendments and recommends its passage when so amended.

Co-Sponsors: Hottinger, Williams, Blessing.

YES - 6: JAY HOTTINGER, MATT DOLAN, NICKIE J. ANTONIO, KRISTINA D. ROEGNER, SANDRA R. WILLIAMS, LOUIS W. BLESSING, III

NO - 0.

In line 3 of the title, after "mitigation" insert "or water quality improvement"

In line 9, delete "both of the"

Delete line 10

In line 11, delete "(1) The" and insert "the"

In line 16, delete "."

In line 17, delete "(2)" and insert "and if either of the following apply:

(1)"

In line 19, after "Code" insert ":

- (2) The property is subject to a nature water project that receives funding from the H2Ohio fund established in section 126.60 of the Revised Code"

Senator Blessing submitted the following report:

The standing committee on Ways and Means, to which was referred **S. B. No. 57**-Senators Hackett, Antonio, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Hottinger, Dolan, Williams.

YES - 6: JAY HOTTINGER, MATT DOLAN, NICKIE J. ANTONIO, KRISTINA D. ROEGNER, SANDRA R. WILLIAMS, LOUIS W. BLESSING, III

NO - 0.

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

## **INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

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

**S. B. No. 72** - Senators Williams, Thomas.

Cosponsors: Senators Antonio, Craig, Maharath, Yuko, Fedor.

To enact section 2903.17 of the Revised Code to prohibit assault by a law enforcement officer.

**S. B. No. 73** - Senator Thomas.

Cosponsors: Senators Fedor, Antonio, Maharath, Williams.

To amend sections 2929.28 and 5122.311 and to enact section 2923.26 of the Revised Code to require a firearm transfer to be made through a dealer, through a law enforcement agency, or pursuant to a specified exception, and to require a background check when a firearm is transferred.

**S. B. No. 74** - Senator Thomas.

Cosponsors: Senators Yuko, Maharath, Williams.

To amend sections 2151.022, 2152.02, 2152.16, 2923.21, and 2923.211 of the Revised Code to raise the minimum age to purchase a firearm to age 21

and to increase the penalty for improperly furnishing firearms to an underage person.

**S. B. No. 75** - Senators Thomas, Williams.

Cosponsors: Senators Antonio, Fedor, Yuko, Maharath.

To amend sections 2929.28 and 5122.311 and to enact section 2923.27 of the Revised Code to regulate the transfer of firearms at a gun show.

**S. B. No. 76** - Senators Thomas, Craig.

Cosponsors: Senators Fedor, Antonio, Maharath, Williams.

To repeal section 9.68 of the Revised Code to restore local authority to generally regulate firearms-related conduct.

**S. B. No. 77** - Senator Thomas.

Cosponsors: Senators Antonio, Yuko, Maharath, Fedor.

To amend sections 2923.13 and 2923.14 and to enact section 2923.133 of the Revised Code to prohibit certain conduct regarding trigger cranks, bump-fire devices, and other items that accelerate a semi-automatic firearm's rate of fire but do not convert it into an automatic firearm.

**S. B. No. 78** - Senators Craig, Brenner.

Cosponsors: Senators Maharath, Thomas, Sykes, Kunze, Antonio, Fedor, Yuko, Williams.

To amend sections 1.14, 5.2247, 124.19, 325.19, 511.10, 1345.21, 3313.63, and 3319.087 of the Revised Code to establish the nineteenth of June as Juneteenth, a legal holiday for which government employees receive paid leave.

**S. B. No. 79** - Senator Hoagland.

To amend sections 4513.601, 4513.62, 5322.01, 5322.02, and 5322.03 and to enact sections 4505.104, 4513.602, and 4513.603 of the Revised Code to amend the law regarding self-service storage facilities and towing.

**S. B. No. 80** - Senators Gavarone, Cirino.

To amend sections 3501.01, 3505.03, 3505.04, and 3513.257 of the Revised Code to require certain judicial candidates to appear on the ballot with a party designation.

**S. B. No. 81** - Senator Maharath.

Cosponsors: Senators Fedor, Thomas, Antonio.

To enact section 198.01 of the Revised Code to prohibit the display of the Confederate battle flag inside or on the grounds of the Ohio Statehouse.

**S. B. No. 82** - Senator Maharath.

Cosponsors: Senators Fedor, Thomas.

To enact section 4511.80 of the Revised Code to prohibit smoking in a

motor vehicle if a child under six years of age is a passenger.

**S. B. No. 83** - Senators Williams, Rulli.

Cosponsors: Senators Yuko, Antonio, Maharath, Thomas, Brenner.

To require the Ohio Environmental Protection Agency to conduct a study to determine where brownfield sites are located in this state and to make an appropriation.

**S. B. No. 84** - Senators Williams, Rulli.

Cosponsors: Senators Yuko, Antonio, Maharath, Thomas, Brenner.

To amend sections 122.65, 122.658, and 151.40 of the Revised Code to make changes to the law relating to the Clean Ohio Revitalization Fund.

**S. B. No. 85** - Senator Williams.

Cosponsors: Senators Yuko, Antonio, Maharath.

To enact section 4113.66 of the Revised Code to prohibit the use of noncompete provisions in employment contracts in the broadcasting industry.

**S. B. No. 86** - Senator Williams.

Cosponsors: Senators Yuko, Craig, Fedor, Maharath, Thomas.

To enact section 109.021 of the Revised Code regarding the Attorney General's authority relating to deaths caused by peace officers.

**S. B. No. 87** - Senators Antani, Maharath.

To amend section 121.30 and to enact sections 121.34 and 121.341 of the Revised Code to create the Ohio Asian-American and Pacific Islander Affairs Commission and the Office of Asian- American and Pacific Islander Affairs and to make an appropriation.

**S. B. No. 88** - Senator Brenner.

To amend section 4511.46 of the Revised Code to alter the law governing yielding to pedestrians in crosswalks.

## OFFERING OF RESOLUTIONS

Senators Craig and Williams offered the following concurrent resolution:

**S. C. R. No. 4**-Senators Craig, Williams.

Cosponsors: Senators Maharath, Thomas, Sykes, Kunze, Antonio, Fedor, Yuko.

To declare racism a public health crisis and to ask the Governor to establish a working group to promote racial equity in Ohio.

The question being, "Shall the concurrent resolution, **S. C. R. No. 4**, be adopted?"

On the motion of Senator Hottinger, **S. C. R. No. 4**, was referred to the Committee on Rules and Reference.

Pursuant to Senate Rule No. 54, the following resolution was offered:

**S. R. No. 16** - Senator Kunze.

Honoring the E.E. Ward Moving and Storage Company on its One Hundred Fortieth Anniversary.

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

So the resolution was adopted.

### **Message from the House of Representatives**

Mr. President:

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

**Am. H. B. No. 2** -Representatives Carfagna, Stewart

Cosponsors: Representatives O'Brien, Hall, Ghanbari, Lipps, Stephens, Seitz, Stein, Koehler, Miller, J., LaRe, Ingram, Carruthers, Hoops, Baldrige, Cutrona, White, Manning, Holmes, McClain, Riedel, Ginter, Loychik, Swearingen, Richardson, Lanese, Young, T., Fraizer, Click, Edwards, Schmidt, West, Abrams, Bird, Blackshear, Boggs, Brent, Brown, Callender, Crawley, Creech, Cross, Crossman, Denson, Galonski, Grendell, Hicks-Hudson, Hillyer, Householder, Howse, Jarrells, John, Johnson, Jones, Kelly, Kick, Lampton, Leland, Lepore-Hagan, Lightbody, Liston, Miller, A., Miranda, Oelslager, Patton, Pavliga, Plummer, Robinson, Roemer, Russo, Sheehy, Smith, K., Smith, M., Sobecki, Sweeney, Sykes, Troy, Weinstein, Wilkin, Young, B., Speaker Cupp

To amend sections 133.13 and 727.01 and to enact sections 122.40, 122.401, 122.403, 122.404, 122.406, 122.407, 122.408, 122.4010, 122.4013, 122.4015, 122.4016, 122.4017, 122.4018, 122.4019, 122.4020, 122.4021, 122.4023, 122.4024, 122.4025, 122.4030, 122.4031, 122.4033, 122.4034, 122.4035, 122.4036, 122.4037, 122.4040, 122.4041, 122.4043, 122.4044, 122.4045, 122.4046, 122.4050, 122.4051, 122.4053, 122.4055, 122.4060, 122.4061, 122.4063, 122.4070, 122.4071, 122.4073, 122.4075, 122.4076, 122.4077, 188.01, 188.02, 188.05, 188.08, 188.11, 188.14, 188.17, 188.20, 188.23, 188.27, 188.30, 303.251, 505.881, 4926.01, 4926.03, 4926.06, 4926.09, 4926.12, 4926.15, 4926.18, 4926.21, 4926.24, 4926.27, 4926.30, 4926.33, 4926.36, 4926.39, 4926.42, 4926.43, 4926.45, 4926.48, 4926.51, 4926.54, 4926.57, and 4926.60 of the Revised Code regarding broadband expansion, including access to electric cooperative easements and facilities, to make an

appropriation, and to declare an emergency.

Attest:

Bradley J. Young,  
Clerk.

Said bill was 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 adoption of the following concurrent resolution:

#### **S. C. R. No. 3 -Senator Hottinger**

Cosponsors: Senators Antonio, Blessing, Brenner, Cirino, Craig, Dolan, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Kunze, Lang, Maharath, Manning, McColley, Peterson, Reineke, Roegner, Schaffer, Schuring, Sykes, Thomas, Williams, Wilson, Yuko Representatives Abrams, Baldrige, Bird, Blackshear, Brent, Callender, Carfagna, Carruthers, Click, Crawley, Creech, Cross, Crossman, Cutrona, Dean, Denson, Ferguson, Fraizer, Ghanbari, Grendell, Gross, Hall, Holmes, Hoops, Householder, Jarrells, John, Johnson, Jones, Kick, Koehler, Lampton, Lanese, LaRe, Lepore-Hagan, Lightbody, Lipps, Liston, Loychik, Manning, McClain, Miller, A., Miller, J., Miranda, O'Brien, Patton, Pavliga, Plummer, Powell, Ray, Riedel, Robinson, Roemer, Russo, Schmidt, Smith, K., Smith, M., Sobecki, Stein, Swearingen, Sweeney, Sykes, Troy, Upchurch, Weinstein, West, White, Wiggam, Wilkin, Young, B., Young, T., Speaker Cupp

To adopt the Legislative Code of Ethics for the members and employees of both chambers of the 134th General Assembly, employees of any legislative agency, and candidates for the 135th General Assembly.

Attest:

Bradley J. Young,  
Clerk.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 3702.987(A)(2) of the Ohio Revised Code, the President of the Senate appoints Senator Stephen A. Huffman to serve on the Chiropractic Loan Repayment Advisory Board.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 6301.04 (A)(3) of the Ohio Revised Code, the President of the Senate appoints the following senators to serve on the Governor's Executive Workforce Board for the 134th General Assembly:

Senator Bill Reineke  
Senator Stephanie Kunze

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 3301.49 of the Ohio Revised Code, the President of the Senate appoints Senator Andrew O. Brenner to Education Commission of the States.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 3745.21(A) of the Ohio Revised Code, the President of the Senate appoints Senator Tim Schaffer, as Chair of the Senate Agriculture and Natural Resources Committee, to serve on the Environmental Education Council.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Senate Rules No. 19 and 20, the President of the Senate temporarily appoints Senator Vern Sykes to the Senate's Energy and Public Utilities Committee, as a temporary replacement for Senator Teresa Fedor for the purpose of the committee's meeting on February 23, 2021.

**MESSAGE FROM THE PRESIDENT**

Pursuant to 109.91 of the Ohio Revised Code, the President of the Senate appoints Senator Nathan Manning to serve on the State Victims Assistance Advisory Council for the 134th General Assembly.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 5149.22 of the Ohio Revised Code, the President of the Senate appoints Senator Nathan H. Manning to serve on the Ohio Council of the Interstate Compact for Adult Offender Supervision.



On the motion of Senator Hottinger, the Senate adjourned until Wednesday, February 24, 2021 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.