THIRTY-THIRD DAY
Senate Chamber, Columbus, Ohio
Wednesday, April 21, 2021, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Chaplain John Hansel, Capitol Commission in Columbus, 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 S. Huffman recognized Dr. Postel, President of Toledo University, on his visit to the Statehouse.

Senator Fedor recognized Dr. Gregory Postel and his team on their visit to the Statehouse.

Senator O'Brien requested a moment of silence in honor of Sheriff Dan McClelland and his K9 partner, Midge.

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 resolution, standing in order for second consideration, be referred to committee as recommended:

Sub. H. B. No. 8-Representatives West, Plummer, et al.
To amend sections 2152.75, 2901.10, and 2933.81 of the Revised Code to revise the law governing the electronic recording of custodial interrogations and to make changes to the prohibition against the restraint of a pregnant woman or child who is charged or has been convicted of an offense.

To the Committee on Judiciary.

To amend section 4765.16 and to enact sections 109.7410 and 4765.162 of the Revised Code to require emergency medical service personnel and peace officers to undergo dementia-related training.

To the Committee on Veterans and Public Safety.
To amend sections 4511.216, 4513.11, 4513.17, and 5733.98; to enact new section 4513.111 and sections 4513.112, 4513.113, 4513.114, and 4513.115; and to repeal sections 4513.111 and 5733.44 of the Revised Code to clarify the law governing slow-moving vehicles and to revise the lighting and reflective material requirements applicable to animal-drawn vehicles.

To the Committee on Transportation.

Am. H. B. No. 76-Representative Oelslager, et al.
To make appropriations for the Industrial Commission for the biennium beginning July 1, 2021, and ending June 30, 2023, and to provide authorization and conditions for the operation of Commission programs.

To the Committee on Insurance.

To amend section 307.04 of the Revised Code to exempt county utility supply contracts entered into under a joint purchasing program from the 10-year maximum period for such contracts and to declare an emergency.

To the Committee on Local Government and Elections.

H. B. No. 120-Representatives Fraizer, Richardson, et al.
To permit compassionate care visits in long-term care facilities during the COVID-19 state of emergency, to establish criteria for those visits, and to declare an emergency.

To the Committee on Health.

To amend sections 3902.30, 4723.94, 4731.2910, 4732.33, and 5164.95; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 4731.2910 (4743.09); and to enact sections 3701.1310, 3721.60, 4725.35, 4729.284, 4730.60, 4731.741, 4734.60, 4753.20, 4755.90, 4757.50, 4758.80, 4759.20, 4761.30, 4778.30, and 5119.368 of the Revised Code to establish and modify requirements regarding the provision of telehealth services.

To the Committee on Health.

H. B. No. 126-Representative Merrin, et al.
To amend section 5715.19 of the Revised Code to require local governments that contest property values to formally pass an authorizing resolution for each contest and to notify property owners.

To the Committee on Local Government and Elections.

**Am. H. B. No. 132**-Representatives Hillyer, Jones, et al.
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.

To the Committee on Transportation.

**Am. H. B. No. 167**-Representative Oelslager, et al.
To provide rent and utility assistance and to make an appropriation.

To the Committee on Finance.

**Am. H. B. No. 168**-Representatives Fraizer, Loychik, et al.
To provide grants to businesses, local fairs, child care providers, and veterans homes and to make an appropriation.

To the Committee on Finance.

**Am. H. B. No. 169**-Representatives Cutrona, Swearingen, et al.
To provide grants to bars and restaurants and the lodging industry and to make an appropriation.

To the Committee on Finance.

**Am. H. B. No. 170**-Representatives Bird, Richardson, et al.
To provide assistance to schools and other entities in response to the COVID-19 pandemic and to make an appropriation.

To the Committee on Finance.

**H. B. No. 191**-Representative Cutrona, et al.
To enact section 5534.501 of the Revised Code to designate a bridge along State Route 164 in Mahoning County as the "Don Manning Memorial Bridge."

To the Committee on Transportation.
S. J. R. No. 2-Senators Gavarone, Yuko, et al.
Proposing to enact Section 2t of Article VIII of the Constitution of the State of Ohio to permit the issuance of general obligation bonds to fund clean water improvements.

To the Committee on Finance.

S. B. No. 146-Senator Antani
To enact section 5525.26 of the Revised Code to require the Director of Transportation to adopt rules that prevent any particular type of highway pavement from receiving priority in the highway construction bidding process.

To the Committee on Transportation.

S. B. No. 147-Senator Hottinger, et al.
To amend section 5739.01 of the Revised Code to exempt from sales tax memberships to gyms or other recreational facilities operated by nonprofit 501(c)(3) organizations.

To the Committee on Ways and Means.

To enact section 4112.33 of the Revised Code to establish the New African Immigrants Grant and Gift Fund in the state treasury.

To the Committee on Finance.

S. B. No. 149-Senators Maharath, Antonio, et al.
To amend section 2927.12 of the Revised Code to rename the offense of ethnic intimidation to bias-motivated crime; to expand the scope of bias-motivated crime; to require peace officer training on bias-motivated crime; and to require data collection and reporting on bias-motivated crime.

To the Committee on Judiciary.

S. B. No. 150-Senators Johnson, Williams, et al.
To enact section 4113.66 of the Revised Code to prohibit the use of noncompete provisions in physician employment contracts.

To the Committee on Small Business and Economic Opportunity.
To enact sections 3727.25 and 4765.392 of the Revised Code to establish standards for the medical treatment of certain infants and to name the act Emery and Elliot's Law.

To the Committee on Health.

S. B. No. 152 - Senator Hoagland
To enact section 109.47 of the Revised Code to establish the Fraud, Waste, and Abuse Task Force in the office of the Attorney General and to make an appropriation.

To the Committee on Finance.

S. B. No. 153 - Senator Hoagland
To amend section 5902.09 of the Revised Code to expand the Electroencephalogram Transcranial Magnetic Stimulation Pilot Program and to make an appropriation.

To the Committee on Workforce and Higher Education.

S. B. No. 154 - Senator Maharath, et al.
To amend section 4511.21 of the Revised Code to establish signage requirements for indicating school zones for speed limit purposes, and to make an appropriation.

To the Committee on Transportation.

S. B. No. 155 - Senator Maharath, et al.
To amend section 3319.46 of the Revised Code to prohibit the use of seclusion in public schools.

To the Committee on Primary and Secondary Education.

S. B. No. 156 - Senator Roegner
To enact section 9.681 of the Revised Code regarding the regulation of knives.

To the Committee on Veterans and Public Safety.

S. B. No. 157 - Senators Johnson, Huffman, S., et al.
To amend sections 2919.13, 3701.79, 3701.99, and 4731.22 and to enact
sections 3701.792 and 4731.90 of the Revised Code to require reports to be made after a child is born alive following an abortion or attempted abortion and to establish certain civil or criminal penalties for failing to preserve the health or life of such a child.

To the Committee on Government Oversight and Reform.

S. B. No. 158-Senators Craig, Kunze, et al.
To amend section 1923.01 and to enact section 1923.111 of the Revised Code related to expungement of eviction case court files.

To the Committee on Judiciary.

S. B. No. 159-Senator Craig, et al.
To amend sections 323.152, 323.153, 323.156, and 4503.06 of the Revised Code to reduce property taxes on qualifying owner-occupied homes to the extent that property taxes increase by more than 5% from the previous year and to name this act the Property Tax Relief and Local Government Support Act.

To the Committee on Ways and Means.

To amend sections 173.42, 3712.06, and 3727.75 and to enact section 3721.141 of the Revised Code to require certain entities to inform veterans about available health care benefits and to name this act the Veteran Information Act.

To the Committee on Veterans and Public Safety.

To enact sections 3702.3011 and 3727.25 of the Revised Code regarding surgical smoke.

To the Committee on Health.

S. B. No. 162-Senator Reineke
To amend sections 4503.10, 4503.12, 5537.04, and 5537.16 and to enact sections 5537.041 and 5537.29 of the Revised Code to expand the authority of the Ohio Turnpike and Infrastructure Commission regarding evasion of tolls on the Ohio turnpike and disclosure of personal information.
To the Committee on Transportation.

S. B. No. 163 - Senator Romanchuk
To enact section 5534.899 of the Revised Code to designate a portion of State Route 13 in Richland County as the "PFC Steven D. Smith Memorial Highway."

To the Committee on Transportation.

S. B. No. 164 - Senators Hottinger, Yuko, et al.
To amend sections 959.06, 959.131, 959.99, and 2901.01 of the Revised Code to revise the law and penalties associated with companion animal cruelty and to prohibit the destruction of a domestic animal by the use of a gas chamber.

To the Committee on Agriculture and Natural Resources.

S. B. No. 165 - Senator Manning, et al.
To enact section 3302.103 of the Revised Code to modify the operation of academic distress commissions in certain school districts and to declare an emergency.

To the Committee on Primary and Secondary Education.

YES - 14: NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, TINA MAHARATH, ROB MCCOLLEY, BOB PETERSON, KIRK SCHURING, KENNY YUKO

NO - 0.

The question being, "Shall the report of the committee be accepted?"
The report of the committee was accepted.
   Said bills and resolution were considered a second time and referred to committee as recommended.
REPORTS OF STANDING AND SELECT COMMITTEES

Senator Manning submitted the following report:

The standing committee on Judiciary, to which was referred S. B. No. 49-Senators Hottinger, Sykes, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Manning, Schuring.

YES - 7: NATHAN H. MANNING, ROB MCCOLLEY, THERESA GAVARONE, TERESA FEDOR, CECIL THOMAS, NIRAJ ANTANI, KIRK SCHURING

NO - 0.

Senator Gavarone submitted the following report:

The standing committee on Local Government and Elections, to which was referred S. B. No. 80-Senators Gavarone, Cirino having had the same under consideration, reports it back and recommends its passage.

YES - 5: SANDRA O'BRIEN, THERESA GAVARONE, NATHAN H. MANNING, STEPHANIE KUNZE, JERRY C. CIRINO

NO - 2: TINA MAHARATH, VERNON SYKES

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:

Altier, Jodey, from Marietta, Washington County, Ohio, as a Member of the Washington State Community College Board of Trustees for a term beginning January 29, 2021, ending at the close of business February 17, 2026, replacing David Brian Tenney, who resigned.

Brockway, Jerome, from Jefferson, Ashtabula County, Ohio, as a Member of the State Board of Career Colleges and Schools for a term beginning January 29, 2021, ending at the close of business November 20, 2025, replacing Jerome R. Brockway, whose term expired.

Conway, Dawn, from Oakwood, Montgomery County, Ohio, as a Member of the Wright State University Board of Trustees for a term beginning February 22, 2021, ending at the close of business June 30, 2029, replacing Grace
Ramos, whose term expired.

**Davidson, Blaine**, from Logan, Hocking County, Ohio, as a Member of the Hocking Technical College Board of Trustees for a term beginning January 29, 2021, ending at the close of business August 26, 2023, replacing Daniel Charles Fischer, whose term expired.

**Deters, Dennis**, Republican, from Cincinnati, Hamilton County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning April 11, 2021, ending at the close of business April 10, 2026, replacing Dennis P. Deters, whose term expired.

**Duffey, Michael**, from Worthington, Franklin County, Ohio, as a Member of the Midwestern Higher Education Compact Commission for a term beginning January 29, 2021, and continuing at the pleasure of the Governor, replacing Stephanie Davidson.

**Gasior, James**, from Canfield, Mahoning County, Ohio, as a Member of the Eastern Gateway Community College District Board of Trustees for a term beginning January 29, 2021, ending at the close of business October 16, 2025, replacing James M. Gasior, whose term expired.

**Kent, Scott**, Democrat, from Bucyrus, Crawford County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a term beginning January 29, 2021, ending at the close of business September 3, 2023, replacing Paul Timothy Bailey, whose term expired.

**McGruder, Jill**, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a term beginning February 25, 2021, ending at the close of business January 1, 2030, replacing Geraldine B. Warner, whose term expired.

**Snyder, Angela**, from Columbus, Franklin County, Ohio, as a Member of the Ohio Private Investigation and Security Services Commission for a term beginning January 1, 2021, ending at the close of business December 31, 2025, replacing Angela L. Snyder, whose term expired.

**Vander Laan, Mark**, Democrat, from Cincinnati, Hamilton County, Ohio, as a Member of the Ethics Commission for a term beginning January 29, 2021, ending at the close of business January 1, 2027, replacing Mark A. Vander Laan, whose term expired.

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

YES – 14: NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, TINA MAHARATH, ROB MCCOLLEY, BOB PETERSON, KIRK SCHURING, KENNY YUKO
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  Dolan  Fedor
Gavarone  Hackett  Hoagland  Hottinger
Huffman, S.  Johnson  Kunze  Lang
Maharath  Manning  McColley  O'Brien
Peterson  Reineke  Roegner  Romanchuk
Rulli  Schaffer  Schuring  Sykes
Thomas  Williams  Wilson  Yuko
Huffman, M.-33

So the Senate advised and consented to said appointments.

HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

Sub. S. B. No. 2-Senator Gavarone.

To amend sections 2945.37, 2945.371, 2945.38, 5119.94, 5122.02, 5122.03, 5122.11, and 5122.111 and to enact sections 4732.40, 4732.41, and 5122.112 of the Revised Code to make changes to the requirements for competency evaluations and mental health treatment in criminal cases, to eliminate a provision authorizing the hospitalization, on an emergency basis, of a person found after a hearing to meet the criteria for involuntary substance abuse treatment, and to enter into the Psychology Interjurisdictional Compact (PSYPACT), having been informally passed, were taken up.

The question being, “Shall the Senate concur in the amendments of the House of Representatives?”

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  Dolan  Fedor
Gavarone  Hackett  Hoagland  Hottinger
Huffman, S.  Johnson  Kunze  Lang
Maharath  Manning  McColley  O'Brien
So the Senate concurred in the amendments of the House of Representatives.

The amendments of the House of Representatives to:

Sub. S. B. No. 57—Senators Hackett, Antonio.

To amend sections 5709.121, 5709.91, and 5715.19 of the Revised Code to modify the law regarding property tax exemptions and procedures and to authorize COVID-19-related property tax valuation complaints, having been informally passed, were taken up.

The question being, “Shall the Senate concur in the amendments of the House of Representatives?”

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 Dolan Fedor
Gavarone Hackett Hoagland Hottinger
Huffman, S. Johnson Kunze Lang
Maharath Manning McColley O’Brien
Peterson Reineke Roegner Romanchuk
Rulli Schaffer Schuring Sykes
Thomas Williams Wilson Yuko
Huffman, M.-33

So the Senate concurred in the amendments of the House of Representatives.

BILLS FOR THIRD CONSIDERATION

Sub. S. B. No. 6—Senators Roegner, Huffman, S.
Cosponsor: Senator Romanchuk.

To enact sections 4731.11, 4731.111, and 4731.112 of the Revised Code to enter into the Interstate Medical Licensure Compact and to make an
appropriation, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 6**, pass?"

The yeas and nays were taken and resulted – yeas 32, nays 1, as follows:
Those who voted in the affirmative were: Senators

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<tr>
<th>Antonio</th>
<th>Blessing</th>
<th>Brenner</th>
<th>Cirino</th>
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<td>Craig</td>
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<td>Williams</td>
<td>Wilson</td>
<td>Yuko</td>
<td>Huffman, M.-32</td>
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Senator Antani voted in the negative-1.

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Brenner, Cirino, Craig, Fedor, Gavarone, Hackett, Johnson, Kunze, Lang, Maharath, Manning, McColley, Peterson, Reineke, Rulli, Sykes, Thomas, Wilson, Yuko."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

**S. B. No. 31**-Senator Craig.

Cosponsors: Senators Yuko, Brenner, Maharath, Schaffer, Antonio, Romanchuk, Thomas, Roegner.

To require the Ohio History Connection to designate Poindexter Village as a state historic site, was considered the third time.

The question being, "Shall the bill, **S. B. No. 31**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:
Those who voted in the affirmative were: Senators

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<tr>
<th>Antani</th>
<th>Antonio</th>
<th>Blessing</th>
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<td>Cirino</td>
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So the bill passed.

The title was amended as follows:

Add the names: "Blessing, Cirino, Dolan, Fedor, Gavarone, Hackett, Hottinger, Huffman, S., Johnson, Kunze, McColley, Peterson, Reineke, Schuring, Sykes, Wilson."
The question being, “Shall the motion be agreed to?”
The motion was agreed to and the title so amended.

**S. B. No. 43—Senator Schaffer.**
Cosponsors: Senators Romanchuk, Fedor, Craig, Huffman, S., Roegner.

To enact section 5.271 of the Revised Code to designate July as "Sarcoma Awareness Month" and to name the act Hank's Law, was considered the third time.

The question being, "Shall the bill, **S. B. No. 43**, pass?"
The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:
Those who voted in the affirmative were: Senators

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<th>Antani</th>
<th>Antonio</th>
<th>Blessing</th>
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<td>Cirino</td>
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<td>Thomas</td>
<td>Williams</td>
<td>Wilson</td>
<td>Yuko</td>
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So the bill passed.
The title was amended as follows:
Add the names: "Antonio, Blessing, Brenner, Cirino, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, Peterson, Reineke, Rulli, Sykes, Thomas, Williams, Wilson, Yuko."
The question being, “Shall the motion be agreed to?”
The motion was agreed to and the title so amended.

**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, was considered the third time.

The question being, "Shall the bill, **S. B. No. 80**, pass?"
The yeas and nays were taken and resulted – yeas 24, nays 9, as follows:
Those who voted in the affirmative were: Senators

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<tr>
<th>Antani</th>
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<th>Cirino</th>
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<td>Schaffer</td>
<td>Schuring</td>
<td>Wilson</td>
<td>Huffman, M.-24</td>
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Those who voted in the negative were: Senators Antonio, Craig, Fedor, Lang, Maharath, Sykes, Thomas, Williams, Yuko-9.

So the bill passed.

The title was amended as follows:

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 bill was introduced and considered for the first time:
S. B. No. 166 - Senator Reineke.
Cosponsors: Senators Brenner, Cirino, Fedor, Lang, Roegner, Romanchuk, Schuring, Yuko, Schaffer, O'Brien, Peterson, Johnson.

To amend sections 3301.17, 3313.6113, 3735.671, 5709.82, 5709.83, and 5747.07 and to enact sections 3303.07, 3313.905, 3317.162, and 5747.073 of the Revised Code with regard to career-technical education and the compensation of joint vocational school districts located in community reinvestment areas.

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 54, the following resolutions were offered:

S. R. No. 79 - Senator Gavarone.
Honoring the Bowling Green State University men’s soccer team on winning the 2021 MAC Championship.

S. R. No. 80 - Senator Gavarone.
Honoring the Bowling Green State University women’s soccer team on securing the 2021 Mid-American Conference title.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"
So the resolutions were adopted.
On the motion of Senator Hottinger, the Senate adjourned until Thursday, April 22, 2021 at 9:30 a.m.

Attest: VINCENT L. KEERAN,
Clerk.