

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, APRIL 27, 2021

THIRTY-FIFTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, April 27, 2021, 9:30 a.m.**

The Senate met pursuant to adjournment.

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

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

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Wilson submitted the following report:

The standing committee on Financial Institutions and Technology, to which was referred **Am. H. B. No. 2**-Representatives Carfagna, Stewart, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

Co-Sponsors: Hackett, Hottinger.

Delete lines 308 through 311

After line 311, insert:

"Sec. 122.4017. The broadband expansion program authority shall award program grants under the Ohio residential broadband expansion grant program using funds from the Ohio residential broadband expansion grant program fund created in section 122.4037 of the Revised Code and other funds appropriated by the general assembly."

Delete lines 651 through 653

After line 653, insert:

"Sec. 122.4037. Any money collected under section 122.4036 of the Revised Code shall be deposited into the Ohio residential broadband expansion grant program fund, which is hereby created in the state treasury. All amounts in the fund, including interest earned on those amounts, shall be used by the development services agency exclusively for grants under sections 122.40 to 122.4077 of the Revised Code."

In the table on line 1473, in row B, column 1, delete "General Revenue Fund" and insert "Facilities Establishment Fund Group"

In the table on line 1473, in row C, column 1, delete "GRF" and insert "5GT0"; column 2, delete "195651" and insert "195550"; column 3, delete "Residential Broadband Expansion Grants" and insert "Broadband Development Grants"

In the table on line 1473, in row D, column 1, delete "GRF General

Revenue Fund" and insert "FCE Facilities Establishment Fund Group"

Delete line 1474 and insert "BROADBAND DEVELOPMENT GRANTS

Notwithstanding Chapter 166. of the Revised Code, the foregoing appropriation item 195550, Broadband Development Grants, shall be used for grants under the Ohio Residential Broadband Expansion Grant Program established in section 122.401 of the Revised Code.

On the effective date of this section, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$20,000,000 cash from the Facilities Establishment Fund (Fund 7037) to the Ohio Residential Broadband Expansion Grant Program Fund (Fund 5GTO)."

Delete lines 1475 through 1478

In line 1480, delete "195651, Residential Broadband Expansion"

In line 1481, delete "Grants" and insert "195550, Broadband Development Grants"

Delete lines 1494 through 1524

In line 1525, delete "9" and insert "6"

YES - 7: BOB D. HACKETT, HEARCEL F. CRAIG, TINA MAHARATH, STEVE WILSON, JAY HOTTINGER, STEPHANIE KUNZE, NIRAJ ANTANI

NO - 0.

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. 169** - Senator Brenner.

Cosponsors: Senators Cirino, Lang, Schaffer.

To enact sections 3792.02 and 3792.03 of the Revised Code to prohibit mandatory vaccinations against the coronavirus, to prohibit requiring proof of vaccinations generally, and to declare an emergency.

**S. B. No. 170** - Senator Antani.

To enact section 5.2317 of the Revised Code to designate May 21st as "Ohio Day for Cultural Diversity for Dialogue and Development."

**S. B. No. 171** - Senators Hoagland, Rulli.

To enact section 1509.228 of the Revised Code to establish conditions and requirements for the sale of brine from oil or gas operations as a commodity and to exempt that commodity from requirements otherwise applicable to brine.

### **OFFERING OF RESOLUTIONS**

Pursuant to Senate Rule No. 55, the following resolution was offered:

**S. R. No. 81** - Senator Gavarone.

Honoring Eric Nichols as the 2021 Mid-American Conference Coach of the Year for men's soccer.

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

So the resolution was adopted.

### **COMMUNICATIONS FROM THE GOVERNOR**

The President handed down the following messages from the Governor which were read by the Clerk:

#### **STATE OF OHIO EXECUTIVE DEPARTMENT OFFICE OF THE GOVERNOR COLUMBUS**

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Jenifer Ann French, Republican, from Westerville, Franklin County, Ohio, as a Member of the Public Utilities Commission of Ohio for a term beginning March 29, 2021 and ending at the close of business April 10, 2024, replacing Samuel C. Randazzo, who resigned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 19th day of March in the year of our Lord, Two Thousand and Twenty-One.

[Seal]

Mike DeWine,  
Governor.

#### **STATE OF OHIO EXECUTIVE DEPARTMENT OFFICE OF THE GOVERNOR COLUMBUS**

I, Mike DeWine, Governor of the State of Ohio, do hereby appoint, Lynn C. Slaby, Republican, from Copley, Summit County, Ohio, as a Member of the Ohio Casino Control Commission for a new term beginning March 19, 2021 and ending at the close of business February 21, 2025, replacing Lynn C. Slaby, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 19th day of March in the year of our Lord, Two Thousand and Twenty-One.

[Seal]

Mike DeWine,  
Governor.

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:

**Am. H. B. No. 106** -Representative Cross

Cosponsors: Representatives Bird, Cutrona, Gross, Lepore-Hagan, Liston, Plummer, West, Baldridge, Brown, Carfagna, Carruthers, Click, Creech, Crossman, Denson, Fowler Arthur, Fraizer, Galonski, Ghanbari, Ginter, Grendell, Hall, Hicks-Hudson, Ingram, Jarrells, John, Jones, Kelly, Kick, Lampton, Lanese, LaRe, Leland, Lightbody, Lipps, Loychik, Miller, A., Miller, J., O'Brien, Oelslager, Patton, Pavliga, Ray, Richardson, Riedel, Robinson, Roemer, Russo, Sheehy, Sobecki, Stein, Stephens, White, Wiggam, Wilkin, Young, B., Young, T., Speaker Cupp

To enact section 5.2317 of the Revised Code to designate January as "Radon Awareness Month" and to name this act the Annie Cacciato Act.

**Am. H. B. No. 140** -Representative Merrin

Cosponsors: Representatives Roemer, Young, T., Brinkman, Callender, Carruthers, Click, Cross, Cutrona, Edwards, Fowler Arthur, Holmes, Householder, John, Johnson, Jones, Jordan, LaRe, Lipps, Loychik, McClain, Plummer, Riedel, Seitz, Stein, Stephens, Stewart, Stoltzfus, Swearingen, Wiggam, Young, B.

To amend sections 133.18, 306.32, 306.322, 345.01, 345.03, 345.04, 505.37, 505.48, 505.481, 511.27, 511.28, 511.34, 513.18, 755.181, 1545.041, 1545.21, 1711.30, 3311.50, 3318.01, 3318.06, 3318.061, 3318.062, 3318.063, 3318.361, 3318.45, 3381.03, 3505.06, 4582.024, 4582.26, 5705.01, 5705.03, 5705.192, 5705.195, 5705.196, 5705.197, 5705.199, 5705.21, 5705.212, 5705.213, 5705.215, 5705.218, 5705.219, 5705.233, 5705.25, 5705.251,

5705.261, 5705.55, 5748.01, 5748.02, 5748.03, 5748.04, 5748.08, and 5748.09 of the Revised Code to enact the "Ballot Uniformity and Transparency Act" to modify the form of election notices and ballot language for property tax levies.

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 adopted the following concurrent resolution in which the concurrence of the Senate is requested:

#### **Am. H. C. R. No. 7** -Representatives John, Kick

Cosponsors: Representatives Holmes, Hoops, Stoltzfus, Riedel, McClain, Miller, J., Troy, Gross, Lanese, Young, T., Ghanbari, Patton, Loychik, Weinstein, Abrams, Baldridge, Bird, Brown, Callender, Carfagna, Carruthers, Click, Cross, Crossman, Cutrona, Fowler Arthur, Fraizer, Ginter, Hall, Hillyer, Johnson, Jones, Lampton, LaRe, Manning, Miller, A., Oelslager, Pavliga, Plummer, Ray, Richardson, Roemer, Russo, Stephens, Stewart, White, Speaker Cupp

To urge the United States Congress, and the United States Department of Defense, to maintain the C-130 fleet at the United States Transportation Command's 2018 Mobility Capabilities and Requirements Study's recommendation of 300 aircraft, and to recapitalize the Reserve Component C-130H fleet to the C-130J.

Attest:

Bradley J. Young,  
Clerk.

The question being, "Shall the concurrent resolution, **Am. H. C. R. No. 7**, be adopted?

On the motion of Senator Hackett, **Am. H. C. R. No. 7** was 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 concurred in the passage of the following bill:

**S. B. No. 28** -Senator Hoagland

Cosponsors: Senators Wilson, Schaffer, Huffman, S., Blessing, Brenner, Cirino, O'Brien, Roegner Representatives Sheehy, Callender, Fowler Arthur, Fraizer, Ginter, John, Jones, Koehler, Manning, Patton, Stoltzfus

To amend section 1533.05 of the Revised Code to authorize the use of owls in the sport of falconry.

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 bills:

**Sub. S. B. No. 2**-Senator Gavarone – et al.

**Sub. S. B. No. 57**-Senators Hackett, Antonio – et al.

Attest:

Bradley J. Young,  
Clerk.

The President signed said bills.

**MESSAGE FROM THE PRESIDENT**

The President of the Senate appoints the following Senators to serve on standing committees of NCSL, Council of State Governments(CSG), and CSG's Midwestern Legislative Conference for the 134th General Assembly.

**National Council of State Legislatures (NCSL)****Budgets & Revenue Committee**

Nickie J. Antonio

Jerry C. Cirino

Jay Hottinger  
George F. Lang  
Tim Schaffer

Communications, Financial Services & Interstate Commerce Committee

Jay Hottinger  
Tina Maharath

Education Committee

Andrew O. Brenner  
Hearcel F. Craig  
Bill Reineke

Health & Human Services Committee

Nickie J. Antonio  
Andrew O. Brenner  
Jerry C. Cirino  
Stephanie Kunze  
Mark Romanchuk

Labor & Economic Development Committee

George F. Lang  
Bill Reineke  
Cecil Thomas  
Sandra R. Williams

Law, Criminal Justice & Public Safety Committee

Nathan H. Manning  
Cecil Thomas

Natural Resources & Infrastructure Committee

Tim Schaffer

Redistricting & Elections Committee



Theresa Gavarone  
Tina Maharath  
Nathan H. Manning

NCSL: Nuclear Legislative Working Group

Sandra R. Williams

**Council of State Governments (CSG)**

National Governing Board

Jerry C. Cirino  
Hearcel F. Craig  
Jay Hottinger

National Intergovernmental Affairs Committee

Tina Maharath

**Council of State Governments (CSG): Midwestern Legislative  
Conference (MLC)**

Midwest- Canada Relations Committee

Cecil Thomas

Economic Development Committee

Jerry C. Cirino  
Jay Hottinger  
Tina Maharath

Education Committee

Andrew O. Brenner  
Jerry C. Cirino  
Hearcel F. Craig

Criminal Justice and Public Safety Committee

Cecil Thomas

Sandra R. Williams

Fiscal Affairs Committee

Jay Hottinger

Tim Schaffer

Sandra R. Williams

BILLD (Bowhay Institute) Steering Committee

Jay Hottinger

Tina Maharath

On the motion of Senator Hackett, the Senate adjourned until Wednesday, April 28, 2021 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.