

OHIO

SENATE

JOURNAL

WEDNESDAY, MAY 19, 2021

FORTY-THIRD DAY
Senate Chamber, Columbus, Ohio
Wednesday, May 19, 2021, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Pastor Michael Yoder, Grace Polaris Church in Westerville, 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 Stephen Huffman recognized McKenzie Reid as a 2021 Division II State Champion in swimming.

Senator Cirino recognized Jenna Stretch of Kenston High School as the 2021 Girls Division I State Champion in bowling.

Senator Hoagland recognized Chris Hammond as the 2021 Department of Rehabilitation and Correction Ronald C. Marshall Correctional Officer of the Year.

Senator Craig requested a moment of silence in memory of former State Representative Otto Beatty Jr.

Senator Schaffer requested a moment of silence in memory of former Fairfield County Judge, Chris Martin.

Senator Manning recognized Senior Legislative Aide, Kate Millen, for her 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:

H. B. No. 24-Representatives Sobecki, Sheehy, et al.

To enact section 5.294 of the Revised Code to designate August 17 as "Eugene 'Gene' F. Kranz Day."

To the Committee on Government Oversight and Reform.

Sub. H. B. No. 75-Representative Oelslager, et al.

To amend sections 4121.43, 4123.57, 4123.58, and 4123.85 of the Revised Code to make appropriations for the Bureau of Workers' Compensation for the biennium beginning July 1, 2021, and ending June 30, 2023, to provide authorization and conditions for the operation of the Bureau's programs, and to make changes to the Workers' Compensation Law.

To the Committee on Insurance.

H. B. No. 136-Representative Lipps, et al.

To amend section 5162.06 and to enact sections 5164.061 and 5167.15 of the Revised Code regarding Medicaid coverage of chiropractic services.

To the Committee on Health.

H. B. No. 137-Representatives Upchurch, Blackshear, et al.

To enact section 5.246 of the Revised Code to designate March 29 as "Ohio Tuskegee Airmen Day."

To the Committee on Veterans and Public Safety.

H. B. No. 206-Representatives Ghanbari, O'Brien, et al.

To amend sections 4513.35 and 4513.39 of the Revised Code to permit a township police officer who serves a population between 5,000 and 50,000 to enforce specified traffic offenses on interstate highways within the township if authorized by that township's board of trustees.

To the Committee on Government Oversight and Reform.

Sub. H. B. No. 229-Representatives Wilkin, Swearingen, et al.

To amend section 3729.05 and to enact section 3729.15 of the Revised Code to provide a qualified immunity to camp operators for harm arising from a risk inherent to camping and to exempt sites that host historical reenactor camps from the recreational and camping operation license requirements.

To the Committee on Agriculture and Natural Resources.

S. B. No. 179-Senator Thomas, et al.

To amend section 101.15 of the Revised Code to require that a committee of the General Assembly establish a means of hearing virtual testimony.

To the Committee on Government Oversight and Reform.

S. B. No. 180-Senator Thomas, et al.

To amend section 6117.02 of the Revised Code to expand eligibility for county sewer discounted rates or charges.

To the Committee on Energy and Public Utilities.

S. B. No. 181-Senator Gavarone

To enact section 3313.5317 of the Revised Code regarding student religious expression in interscholastic athletics and extracurricular activities.

To the Committee on Primary and Secondary Education.

S. B. No. 182-Senators McColley, Huffman, S., et al.

To amend sections 120.08, 122.014, 307.51, 307.511, 307.515, 1901.026, 1901.28, 1901.31, 1907.20, 1907.32, 2329.54, 2713.05, 2713.09, 2713.10, 2713.11, 2713.13, 2713.14, 2713.15, 2713.16, 2713.17, 2713.18, 2713.19, 2713.20, 2713.21, 2713.22, 2713.23, 2713.24, 2713.25, 2713.26, 2715.25, 2725.18, 2743.70, 2746.02, 2907.41, 2919.251, 2925.01, 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.11, 2935.10, 2935.13, 2935.14, 2935.27, 2937.01, 2937.03, 2937.08, 2937.09, 2937.15, 2937.16, 2937.17, 2937.222, 2937.23, 2937.24, 2937.25, 2937.26, 2937.27, 2937.28, 2937.281, 2937.29, 2937.30, 2937.33, 2937.34, 2937.35, 2937.36, 2937.37, 2937.39, 2937.40, 2937.41, 2937.45, 2937.46, 2941.58, 2949.091, 2949.093, 2949.094, 2949.111, 2953.31, 2963.13, 3319.292, 3719.21, 3772.01, 3772.36, 4501.11, 4506.01, 4506.16, 4509.01, 4509.35, 4510.01, 4510.03, 4511.01, 4513.37, 4729.65, and 5503.04; to enact sections 2937.011, 2937.012, 2937.013, 2937.014, and 2937.015; and to repeal sections 2937.22, 2937.31, 2937.32, and 2937.38 of the Revised Code to make changes regarding bail.

To the Committee on Judiciary.

YES - 13: 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,
KENNY YUKO

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 Schaffer submitted the following report:

The standing committee on Agriculture and Natural Resources, to which was referred **S. B. No. 83**-Senators Williams, Rulli, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Hackett, Huffman, S., Fedor, Schaffer.

YES - 7: TIM SCHAFFER, STEPHEN A. HUFFMAN, BOB D.
 HACKETT, SANDRA O'BRIEN, BOB PETERSON,
 TERESA FEDOR, TINA MAHARATH

NO - 0.

Senator Huffman, S. submitted the following report:

The standing committee on Health, to which was referred **Am. H. B. No. 5**-Representative Manning, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Huffman, S.

YES - 7: STEPHEN A. HUFFMAN, NIRAJ ANTANI, NICKIE J.
 ANTONIO, TERRY JOHNSON, KRISTINA D. ROEGNER,
 MARK ROMANCHUK, CECIL THOMAS

NO - 0.

Senator Huffman, S. submitted the following report:

The standing committee on Health, to which was referred **S. B. No. 55**-Senator Brenner, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

YES - 6: STEPHEN A. HUFFMAN, NIRAJ ANTANI, NICKIE J.
 ANTONIO, TERRY JOHNSON, MARK ROMANCHUK,
 CECIL THOMAS

NO - 1: KRISTINA D. ROEGNER

In line 118, delete "or oriental medicine"

Senator Huffman, S. submitted the following report:

The standing committee on Health, to which was referred **S. B. No. 58-** Senators Antonio, Brenner, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Huffman, S.

YES - 7: STEPHEN A. HUFFMAN, NIRAJ ANTANI, NICKIE J. ANTONIO, TERRY JOHNSON, KRISTINA D. ROEGNER, MARK ROMANCHUK, CECIL THOMAS

NO - 0.

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

HOUSE AMENDMENTS TO SENATE BILLS AND RESOLUTIONS

The amendments of the House of Representatives to:

Am. Sub. S. B. No. 4-Senator Roegner.

Cosponsors: Senators Manning, Antonio, Blessing, Brenner, Cirino, Craig, Dolan, Fedor, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Kunze, Maharath, O'Brien, Peterson, Reineke, Schaffer, Schuring, Sykes, Thomas, Williams, Wilson, Yuko. Representatives Galonski, Carruthers, Click, Gross, John, Lanese, Liston, Miller, J., O'Brien, Patton, Richardson, Riedel, Seitz, Young, T.

To amend sections 149.43, 4123.88, and 5913.01 of the Revised Code to include emergency service telecommunicators, protective services workers, certain Ohio National Guard members, and certain mental health care providers as individuals whose residential and familial information is exempt from disclosure under the Public Records Law, and to make changes to the Workers' Compensation Law regarding information disclosures, were taken up.

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

Senator Hottinger moved that the amendments of the House of Representatives to **Am. Sub. S. B. No. 4**, be informally passed and retain their place on the calendar.

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

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 76-Representative Oelslager.

Cosponsors: Representatives Johnson, Boyd, Brown, Callender, Carruthers, Click, Crawley, Crossman, Fraizer, Galonski, Hoops, Householder, Jarrells, John, Leland, Lepore-Hagan, Lightbody, Miller, J., Riedel, Russo, Sobecki. Senator Hackett.

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, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 76**, pass?"

The yeas and nays were taken and resulted – yeas 32, 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	Sykes	Thomas
Williams	Wilson	Yuko	Huffman, M.-32

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Blessing, Craig, Fedor, Huffman, S., Johnson, Kunze, Manning, Peterson, Roegner, Rulli, Schaffer, Sykes, Thomas, Williams, Yuko."

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

The motion was agreed to and the title so amended.

S. B. No. 56-Senator Blessing.

Cosponsor: Senator Manning.

To enact section 153.81 of the Revised Code to regulate the use of indemnity provisions in professional design contracts related to public improvements, was considered the third time.

The question being, "Shall the bill, **S. B. No. 56**, pass?"

Senator Schaffer moved that he be excused from voting under Senate Rule No. 58.

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

The motion was agreed to.

The question recurred, "Shall the bill, **S. B. No. 56**, pass?"

The yeas and nays were taken and resulted – yeas 31, 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	Sykes	Thomas	Williams
Wilson	Yuko		Huffman, M.-31

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Cirino, Craig, Fedor, Hackett, Rulli, Sykes, Thomas, Williams, Yuko."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 58-Senators Antonio, Brenner.

Cosponsors: Senators Craig, Fedor, Maharath, Schaffer, Sykes, Thomas, Williams, Yuko, Huffman, S.

To amend section 3721.99 and to enact sections 3721.60, 3721.61, 3721.62, 3721.63, 3721.64, 3721.65, 3721.66, and 3721.67 of the Revised Code to permit a resident of a long-term care facility to conduct electronic monitoring of the resident's room and to designate this act as Esther's Law, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 58**, pass?"

The yeas and nays were taken and resulted – yeas 32, 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	Sykes	Thomas
Williams	Wilson	Yuko	Huffman, M.-32

So the bill passed.

The title was amended as follows:

Add the names: "Blessing, Cirino, Dolan, Hottinger, Johnson, Manning, Roegner, Rulli."

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

The motion was agreed to and the title so amended.

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

Cosponsors: Senators Yuko, Antonio, Maharath, Thomas, Brenner, Hackett, Huffman, S., Fedor, Schaffer.

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, was considered the third time.

The question being, "Shall the bill, **S. B. No. 83**, pass?"

The yeas and nays were taken and resulted – yeas 32, 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	Sykes	Thomas
Williams	Wilson	Yuko	Huffman, M.-32

So the bill passed.

The title was amended as follows:

Add the names: "Blessing, Cirino, Craig, Dolan, Gavarone, Hoagland, Hottinger, Johnson, Lang, Manning, O'Brien, Reineke, Romanchuk, Sykes, Wilson."

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

The motion was agreed to and the title so amended.

MOTIONS

Senator Rob McColley moved that Senators absent the week of Sunday, May 16, 2021, be excused, so long as a written explanation is on file with the Clerk pursuant to Senate Rule No. 17.

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

The motion was agreed to.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

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

S. B. No. 183 - Senators Fedor, Kunze.

Cosponsors: Senators Brenner, Maharath, Yuko, Antonio, Schuring, Romanchuk, Lang, Craig, Schaffer, Williams.

To amend section 2953.38 of the Revised Code to allow a victim of human trafficking to expunge certain criminal records and to name this act the Expanding Human Trafficking Justice Act.

S. B. No. 184 - Senators Lang, Rulli.
Cosponsors: Senators Reineke, Schaffer.

To enact sections 1349.65, 1349.66, 1349.67, and 1349.68 of the Revised Code regarding transparency by large-volume third-party sellers in online marketplaces.

OFFERING OF RESOLUTIONS

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

S. R. No. 94 - Senator Roegner.
Honoring Drake Du on placing first at the 2021 Ohio Speech and Debate Association State Competition.

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

On the motion of Senator Hottinger, the Senate adjourned until Tuesday, May 25, 2021 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.