

OHIO

SENATE

JOURNAL

WEDNESDAY, JUNE 2, 2021

FORTY-SEVENTH DAY
Senate Chamber, Columbus, Ohio
Wednesday, June 2, 2021, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Senator Hearcel F. Craig, 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 Gavarone recognized Bowling Green State University Women's Volleyball team as the 2021 Mid-American Conference Champions.

Senator Gavarone recognized Bowling Green State University Men's Soccer team as the 2021 Mid-American Conference Champions.

Senator Gavarone recognized Bowling Green State University Women's Soccer team as the 2021 Mid-American Conference Champions.

Senator Gavarone recognized Robyn Fralick as the 2020-2021 Mid-American Conference Coach of the Year for women's basketball.

Senator Gavarone recognized Danijela Tomic as the 2020-2021 Mid-American Conference Coach of the Year for Volleyball.

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

Senator Cirino recognized Kent State University President, Todd Diacon, on his visit to the Statehouse.

President Huffman recognized family members, Patricia Huffman of Lima, Ohio and Bobby, Lori, Etta, Maryclare and Robbie Huffman of Houston, Texas on their visit to the Statehouse.

**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:

Am. Sub. H. B. No. 4-Representatives Plummer, Manchester, et al.

To amend sections 2151.142, 2151.23, 2151.421, and 3107.014 and to enact sections 2151.25, 2151.4210, 2151.4211, 2151.4212, 2151.4213, 2151.4215, 2151.4216, 2151.4218, 2151.4219, 2151.4220, 2151.4221, 2151.4222, 2151.4223, 2151.4224, 5101.89, 5101.891, 5101.893, 5101.895, 5101.897, and 5101.899 of the Revised Code regarding county child abuse and neglect memorandums of understanding, cross-reporting of child abuse and neglect reports by public children services agencies to law enforcement agencies, notification of reporter rights, home assessor eligibility, and creation of the children service ombudsman office.

To the Committee on Judiciary.

Am. Sub. H. B. No. 123-Representatives Fraizer, Cross, et al.

To amend sections 3735.65, 3735.66, 3735.671, 3735.672, 3735.68, 3735.69, 5709.631, 5709.82, and 5709.85 and to repeal section 3735.673 of the Revised Code to modify the law governing community reinvestment areas and the terms under which property may be exempted in such areas.

To the Committee on Ways and Means.

Sub. H. B. No. 157-Representatives Jordan, Edwards, et al.

To amend Section 29 of H.B. 197 of the 133rd General Assembly to modify municipal income tax employer withholding rules for COVID-19-related work-from-home employees.

To the Committee on Ways and Means.

Sub. H. B. No. 228-Representative Roemer, et al.

To amend sections 718.01, 718.80, 718.81, 718.83, 718.85, 718.90, and 5703.77 and to enact section 718.841 of the Revised Code to make changes related to the state administration of municipal net profits taxes and the municipal taxation of retirement benefits.

To the Committee on Ways and Means.

S. B. No. 188-Senator Rulli

To enact section 5534.816 of the Revised Code to designate a bridge along State Route 46 in Mahoning County as the "Air Force 2nd Lt. William Vaughan Memorial Bridge."

To the Committee on Transportation.

S. B. No. 189-Senators Lang, McColley

To amend sections 119.12, 124.34, 956.11, 956.15, 3794.09, 3901.321, 3913.13, 3913.23, 5101.35, and 5164.38 of the Revised Code to change the venue in which appeal from an agency order is proper to the local court of common pleas.

To the Committee on Judiciary.

S. B. No. 190-Senator Antonio, et al.

To enact section 5.2316 of the Revised Code to designate the week including March 22nd as Ohio Doula Week.

To the Committee on Health.

S. B. No. 191-Senator Antani

To enact section 5.2316 of the Revised Code to designate the last week of May as "Stroke Awareness Week."

To the Committee on Health.

S. B. No. 192-Senator Williams, et al.

To amend sections 323.151, 323.152, and 323.155 and to enact section 319.303 of the Revised Code to reduce property taxes on owner-occupied homes to the extent the taxes increase by more than 10% per year.

To the Committee on Ways and Means.

S. B. No. 193-Senator Williams, et al.

To amend sections 735.29, 743.04, 5722.03, 5722.04, 5722.10, 5723.04, 6103.02, and 6119.06 of the Revised Code to prohibit political subdivisions from placing a lien on property for unpaid water charges.

To the Committee on Energy and Public Utilities.

S. B. No. 194-Senator Schaffer, et al.

To enact section 5.56 of the Revised Code to designate June 4 as "Katie Smith Day."

To the Committee on Government Oversight and Reform.

S. B. No. 195-Senator Brenner

To specify the information in the Vax-A-Million database is not public

record and to declare an emergency.

To the Committee on Government Oversight and Reform.

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 were considered a second time and referred to committee as recommended.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Brenner submitted the following report:

The standing committee on Primary and Secondary Education, to which was referred **S. B. No. 181**-Senator Gavarone having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Brenner, Fedor, Sykes.

YES - 7: ANDREW O. BRENNER, LOUIS W. BLESSING, III, TERESA FEDOR, STEPHEN A. HUFFMAN, MICHAEL A. RULLI, SANDRA O'BRIEN, VERNON SYKES

NO - 0.

Senator Hoagland submitted the following report:

The standing committee on Veterans and Public Safety, to which was referred **H. B. No. 29**-Representatives Wiggam, Miller, A., et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Johnson, Fedor.

YES - 6: BOB D. HACKETT, FRANK HOAGLAND, TERRY JOHNSON, BOB PETERSON, CECIL THOMAS, TERESA FEDOR

NO - 0.

Senator Hoagland submitted the following report:

The standing committee on Veterans and Public Safety, to which was referred **H. B. No. 137**-Representatives Upchurch, Blackshear, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Hackett, Hoagland, Johnson, Fedor.

YES - 6: BOB D. HACKETT, FRANK HOAGLAND, TERRY JOHNSON, BOB PETERSON, CECIL THOMAS, TERESA FEDOR

NO - 0.

Senator Hoagland submitted the following report:

The standing committee on Veterans and Public Safety, to which was referred **S. B. No. 113**-Senators Rulli, Johnson having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Hoagland.

YES - 5: BOB D. HACKETT, FRANK HOAGLAND, TERRY JOHNSON, BOB PETERSON, CECIL THOMAS

NO - 1: TERESA FEDOR

Senator Hoagland submitted the following report:

The standing committee on Veterans and Public Safety, to which was referred **S. B. No. 160**-Senator O'Brien, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Hackett, Hoagland, Johnson, Fedor.

YES - 6: BOB D. HACKETT, FRANK HOAGLAND, TERRY JOHNSON, BOB PETERSON, CECIL THOMAS, TERESA FEDOR

NO - 0.

Senator Hackett submitted the following report:

The standing committee on Insurance, to which was referred **Sub. H. B. No. 75**-Representative Oelslager, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Huffman, S.

YES - 13: MATT DOLAN, STEPHEN A. HUFFMAN, MARK ROMANCHUK, BOB D. HACKETT, HEARCEL F. CRAIG, GEORGE F. LANG, ANDREW O. BRENNER, STEPHANIE KUNZE, TINA MAHARATH, TIM SCHAFFER, CECIL THOMAS, JAY HOTTINGER, STEVE WILSON

NO - 0.

Senator Huffman, S. submitted the following report:

The standing committee on Health, to which was referred **Am. H. B. No. 106**-Representative Cross, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Johnson, 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 **Sub. H. B. No. 252**-Representatives White, Plummer, et. al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Roegner, Huffman, S.

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

NO - 0.

Senator McColley submitted the following report:

The standing committee on Energy and Public Utilities, to which was referred **S. B. No. 52**-Senators Reineke, McColley, et. al., having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 7: JERRY C. CIRINO, ROB MCCOLLEY, KIRK SCHURING, MARK ROMANCHUK, STEVE WILSON, ANDREW O. BRENNER, BILL REINEKE

NO - 5: SANDRA R. WILLIAMS, FRANK HOAGLAND, MATT DOLAN, HEARCEL F. CRAIG, TERESA FEDOR

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 appointment by the Governor of:

Massey, Daniel, Democrat, from Columbus, Franklin County, Ohio, as a Member of the Industrial Commission of Ohio for a term beginning July 1, 2021, ending at the close of business June 30, 2027, replacing Jodie M. Taylor, whose term expired.

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

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 appointment 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 appointment.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 75-Representative Oelslager.

Cosponsors: Representatives Baldrige, Callender, Carruthers, Edwards, Fraizer, Galonski, Holmes, Householder, John, Jones, Lanese, Lepore-Hagan, Miller, J., O'Brien, Plummer, Richardson, Riedel, Russo, White, Young, T. Senator Huffman, S.

To amend sections 4121.43, 4123.57, 4123.58, 4123.85, 4123.88, 4133.03, 4133.07, and 4133.08 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, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 75**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Antonio, Blessing, Cirino, Craig, Fedor, Gavarone, Hackett, Johnson, Kunze, Lang, 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.

Sub. S. B. No. 16-Senator Schaffer.

Cosponsors: Senators Brenner, Cirino, Manning.

To amend sections 2903.13, 2903.22, and 2935.01 and to enact section 2917.14 of the Revised Code regarding assault or menacing committed or directed against, and targeting, an emergency service responder, family member, or co-worker, the offense of unlawfully impeding public passage of an emergency service responder, and the inclusion of Casino Control Commission gaming agents as peace officers under the standard definition of that term, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 16**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Antonio, Blessing, Dolan, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Kunze, Lang, McColley, O'Brien, Peterson, Reineke, Roegner, Romanchuk, Rulli, Schuring, Thomas, Wilson, Yuko."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 52-Senators Reineke, McColley.

Cosponsors: Senators Lang, Rulli, Schaffer, Cirino, Brenner, Schuring.

To amend sections 4906.01, 4906.02, and 4906.10 and to enact sections 303.57, 303.58, 303.59, 303.60, 303.61, 303.62, 303.63, 4906.021, 4906.101, 4906.102, 4906.103, 4906.30, and 4906.31 of the Revised Code to permit a board of county commissioners to designate energy development districts and to permit a board of township trustees or a board of county commissioners to prevent power siting board certification of certain wind and solar facilities, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 52**, pass?"

The yeas and nays were taken and resulted – yeas 20, nays 13, as follows:

Those who voted in the affirmative were: Senators

Blessing	Brenner	Cirino	Gavarone
Hackett	Hottinger	Huffman, S.	Johnson
Lang	Manning	McColley	O'Brien
Reineke	Roegner	Romanchuk	Rulli
Schaffer	Schuring	Wilson	Huffman, M.-20

Those who voted in the negative were: Senators

Antani	Antonio	Craig	Dolan
Fedor	Hoagland	Kunze	Maharath
Peterson	Sykes	Thomas	Williams
			Yuko-13

So the bill passed.

The title was amended as follows:

Add the names: "Huffman, M., O'Brien, Wilson."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 105-Senators Sykes, Schuring.

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

To amend sections 9.318, 123.151, and 123.154 of the Revised Code to require political subdivisions to recognize state certifications of minority business enterprises, women-owned business enterprises, and veteran-friendly business enterprises, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 105**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Blessing, Brenner, Cirino, Dolan, Gavarone, Hackett, Hoagland, Hottinger, Kunze, Lang, Manning, Reineke, Romanchuk, Rulli, Wilson."

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

The motion was agreed to and the title so amended.

Sub. S. B. No. 113-Senators Rulli, Johnson.

Cosponsor: Senator Hoagland.

To amend sections 3743.01, 3743.04, 3743.08, 3743.17, 3743.21, 3743.25, 3743.44, 3743.45, 3743.57, 3743.60, 3743.61, 3743.63, 3743.65, 3743.75, 3743.99, and 5703.21 and to enact sections 3743.021, 3743.041, 3743.151, 3743.171, 3743.22, 3743.26, 3743.27, 3743.28, 3743.29, 3743.451, 3743.46, 3743.47, and 3743.67 of the Revised Code to revise the Fireworks Law, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 113**, pass?"

The yeas and nays were taken and resulted – yeas 26, nays 7, as follows:

Those who voted in the affirmative were: Senators

Blessing	Brenner	Cirino	Dolan
Gavarone	Hackett	Hoagland	Hottinger
Huffman, S.	Johnson	Kunze	Lang
Maharath	Manning	McColley	O'Brien
Peterson	Reineke	Roegner	Romanchuk
Rulli	Schaffer	Schuring	Thomas

Wilson

Huffman, M.-26

Senators Antani, Antonio, Craig, Fedor, Sykes, Williams, and Yuko voted in the negative-7.

So the bill passed.

The title was amended as follows:

Add the names: "Blessing, Brenner, Cirino, Hackett, Lang, McColley, O'Brien, Reineke, Thomas, Wilson."

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

The motion was agreed to and the title so amended.

S. B. No. 115-Senator Schuring.

Cosponsors: Senators Maharath, Hackett.

To amend section 135.182 of the Revised Code to make changes to the Ohio Pooled Collateral Program, was considered the third time.

The question being, "Shall the bill, **S. B. No. 115**, pass?"

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 bill passed.

The title was amended as follows:

Add the names: "Blessing, Brenner, Cirino, Craig, Fedor, Rulli, Sykes, Thomas, Wilson, Yuko."

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 bills were introduced and considered for the first time:

S. B. No. 196 - Senator Roegner.

Cosponsors: Senators Brenner, McColley, Huffman, S.

To amend sections 3781.19 and 3781.20 and to enact section 3781.21 of the Revised Code to make changes to the law relating to building inspections.

S. B. No. 197 - Senator Maharath.

Cosponsors: Senators Yuko, Thomas, Williams, Fedor, Antonio, Craig.

To enact section 5.246 of the Revised Code to designate the month of June as "Pride Month."

OFFERING OF RESOLUTIONS

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

S. R. No. 104 - Senator Gavarone.

Honoring the Sylvania Southview High School Mock Trial team as the 2021 State Champion.

S. R. No. 105 - Senator Dolan.

Honoring Mason Cover on winning a 2021 Senior National title at the National High School Coaches Association High School Nationals.

S. R. No. 106 - Senator Dolan.

Honoring Andrew Zimcosky on winning the 2021 Division II State Championship in boys singles tennis.

S. R. No. 107 - Senator Kunze.

Honoring Dr. Bruce A. McPherson for his loyal and outstanding service to The Ohio State University.

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

So the resolutions were adopted.

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:

Am. H. B. No. 170-Representatives Bird, Richardson – et al.

Am. Sub. S. B. No. 4-Senator Roegner – et al.

S. B. No. 27-Senator Hottinger – et al.

S. B. No. 30-Senator Dolan – et al.

Attest:

Bradley J. Young,
Clerk.

The President signed said bills.

MESSAGE FROM THE PRESIDENT

Pursuant to Rules No. 19 and 20, the President of the Senate removes Senator Vernon Sykes and temporarily appoints Senator Teresa Fedor for the purpose of the Thursday, June 3, 2021 and Friday, June 4, 2021 Finance Committee meetings.

On the motion of Senator Hottinger, the Senate adjourned until Tuesday, June 8, 2021 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.