

**OHIO**

**SENATE**

**JOURNAL**

TUESDAY, DECEMBER 14, 2021

ONE HUNDRED SIXTH DAY  
Senate Chamber, Columbus, Ohio  
**Tuesday, December 14, 2021, 9:30 a.m.**

The Senate met pursuant to adjournment.

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

Senator Brenner was selected to preside according to the rule.

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

**INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

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

**S. B. No. 274** - Senator Antani.

To enact section 5.2316 of the Revised Code to designate the first week of May as "Tardive Dyskinesia Awareness Week."

**S. B. No. 275** - Senator Antani.

Cosponsor: Senator Antonio.

To amend section 3701.242 of the Revised Code regarding HIV testing.

**S. B. No. 276** - Senator Blessing.

To amend sections 124.38 and 3319.141 of the Revised Code to allow board of education employees to use accrued sick leave for a parental leave of absence.

**S. B. No. 277** - Senator Huffman, S.

Cosponsors: Senators Romanchuk, O'Brien, Blessing, Reineke, Johnson, Rulli, Lang, Peterson, Roegner, Cirino, Schaffer, Manning, Antani, Gavarone, Brenner.

To amend sections 4503.10 and 5735.05 of the Revised Code to temporarily reduce motor fuel excise tax rates and suspend collection of the additional motor vehicle registration taxes on electric and hybrid vehicles, both for five years, and to amend the version of section 4503.10 of the Revised Code that is scheduled to take effect on October 1, 2022, to continue the changes to that section on and after that date.

**OFFERING OF RESOLUTIONS**

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

**S. R. No. 227** - Senators Brenner, Craig.

Honoring Tom Rieland on his retirement.

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 concurred in the passage of the following bill:

**Sub. S. B. No. 102** -Senator Roegner

Cosponsors: Senators Huffman, S., Schaffer, Fedor, Antonio, Blessing, Brenner, Cirino, Hackett, Hoagland, Manning, McColley, O'Brien, Reineke, Romanchuk, Thomas, Wilson, Yuko Representatives Roemer, Abrams, Brown, Carfagna, Carruthers, Cross, Crossman, Grendell, Hillyer, Hoops, Jones, Lampton, Leland, Lepore-Hagan, Liston, Manning, Miller, J., Miller, K., O'Brien, Patton, Plummer, Richardson, Riedel, Russo, Sheehy, Sobecki, Stein, Swearingen, Upchurch, Weinstein, West, Wilkin

To amend sections 4301.01, 4301.03, 4301.22, 4301.24, 4301.33, 4301.331, 4301.332, 4301.333, 4301.334, 4301.351, 4301.354, 4301.355, 4301.356, 4301.361, 4301.364, 4301.365, 4301.366, 4301.403, 4301.404, 4301.58, 4301.62, 4301.82, 4303.14, 4303.18, 4303.181, 4303.182, 4303.19, and 4303.2010 and to enact sections 4301.172, 4301.201, 4301.245, and 4303.191 of the Revised Code and to amend Section 3 of H.B. 669 of the 133rd General Assembly to revise specified provisions of the liquor control law.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,  
Clerk.

Said amendments were laid over under the rule.

**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:

**Sub. S. B. No. 157** -Senators Johnson, Huffman, S.

Cosponsors: Senators Cirino, Brenner, Lang, Hottinger, Antani, Romanchuk, Hoagland, Wilson, O'Brien, Schaffer, Roegner, Blessing, Gavarone, Hackett, McColley, Peterson, Reineke Representatives Abrams, Click, John, Schmidt, Baldridge, Bird, Carfagna, Carruthers, Creech, Cross, Cutrona, Edwards,

Ferguson, Fraizer, Ghanbari, Ginter, Grendell, Gross, Hall, Hillyer, Hoops, Johnson, Jones, Jordan, Kick, Koehler, Lipps, Loychik, Manchester, McClain, Merrin, Miller, K., Plummer, Powell, Richardson, Riedel, Roemer, Stein, Stephens, Stewart, Stoltzfus, Swearingen, White, Wiggam, Wilkin, Young, T., Speaker Cupp

To amend sections 2919.13, 3701.79, 3701.99, 3702.3010, and 4731.22; to amend, for the purpose of adopting a new section number as indicated in parentheses, section 3702.305 (3702.3011); and to enact new section 3702.305 and sections 3701.792 and 4731.911 of the Revised Code to require reports to be made after a child is born alive following an abortion or attempted abortion, to establish certain civil or criminal penalties for failing to preserve the health or life of such a child, and to make changes regarding variances from written transfer agreements.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,  
Clerk.

Said amendments were laid over under the rule.

### **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:

#### **Sub. S. B. No. 162 -Senator Reineke**

Cosponsors: Senators Blessing, Cirino, Craig, Hackett, Huffman, S., Lang, Maharath, Manning, Romanchuk, Sykes, Thomas, Wilson, Yuko Representatives Baldrige, McClain, Creech, Ghanbari, Hall, Johnson, Miller, K., Boyd, Carruthers, Click, Crossman, Galonski, Ginter, Holmes, Ingram, Jones, Lightbody, Miller, J., O'Brien, Patton, Richardson, Riedel, Sheehy, Sobocki, Stein, Swearingen, Young, T.

To amend sections 4503.10, 4503.12, 4505.101, 4505.103, 4505.104, 4513.601, 4513.602, 4513.603, 4513.61, 4513.611, 5537.04, 5537.07, 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, and to make changes to the title search conducted after a tow and the mechanisms of notice sent to a towed vehicle's owner.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,  
Clerk.

Said amendments were laid over under the rule.

**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:

**Sub. S. B. No. 166** -Senator Reineke

Cosponsors: Senators Brenner, Cirino, Fedor, Lang, Roegner, Romanchuk, Schuring, Yuko, Schaffer, O'Brien, Peterson, Johnson, Blessing, Antonio, Craig, Dolan, Gavarone, Hackett, Hoagland, Huffman, M., Huffman, S., Kunze, Maharath, Manning, Sykes, Thomas, Williams, Wilson  
Representatives Edwards, Gross, Abrams, Bird, Boyd, Carfagna, Carruthers, Click, Cross, Crossman, Cutrona, Fraizer, Ghanbari, Ginter, Grendell, Hall, Hicks-Hudson, Hillyer, Holmes, Hoops, Humphrey, Ingram, Jarrells, John, Jones, Kick, Lampton, LaRe, Leland, Liston, Loychik, Manning, Miller, A., Miller, J., Miller, K., O'Brien, Oelslager, Plummer, Richardson, Riedel, Roemer, Russo, Schmidt, Seitz, Swearingen, Troy, Upchurch, Weinstein, White

To amend sections 3301.17, 3302.03, 3313.6113, 3317.014, 3333.125, 3345.011, 3350.11, 3735.671, 4715.39, 4715.53, 4715.66, 5709.82, 5709.83, and 5747.98 and to enact sections 3303.07, 3313.905, 3317.162, and 5747.057 of the Revised Code with regard to career-technical education, career awareness and exploration funds, the compensation of joint vocational school districts located in community reinvestment areas, the operation of the Northeast Ohio Medical University, and private certifications with respect to dental assistants, to make changes to the Commercial Truck Driver Student Aid Program, and to declare an emergency.

As a substitute bill, in which the concurrence of the Senate is requested.

Attest:

Bradley J. Young,  
Clerk.

Said amendments were laid over under the rule.

**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:

**Sub. H. B. No. 186** -Representatives Swearingen, Wilkin

Cosponsors: Representatives LaRe, Riedel, Seitz, Click, Carfagna, Gross, Edwards, Cross, Hillyer, Kelly, Weinstein, Ingram, Carruthers, Sobecki, Abrams, Baldridge, Blackshear, Boyd, Brent, Brown, Creech, Crossman, Cutrona, Denson, Fowler Arthur, Fraizer, Galonski, Ginter, Hall, Hicks-Hudson, Holmes, Hoops, Howse, Humphrey, Jarrells, John, Jones, Jordan, Koehler, Lampton, Leland, Lepore-Hagan, Lightbody, Liston, Loychik, Miller, A., Miller, J., Miller, K., Miranda, O'Brien, Oelslager, Patton, Plummer, Ray, Richardson, Roemer, Russo, Schmidt, Sheehy, Smith, K., Smith, M., Stein, Stephens, Sweeney, Sykes, Troy, Upchurch, West, White, Wiggam, Young, B., Young, T., Speaker Cupp

To amend sections 2921.13 and 5747.01 and to enact sections 193.01, 193.02, 193.03, 193.04, 193.05, 193.06, and 193.07 of the Revised Code to enact the First-time Home Buyer Savings Act, authorizing income tax deductions for contributions to and earnings on savings accounts designated for the purchase of a home.

**Sub. H. B. No. 223** -Representative Hillyer

Cosponsors: Representatives Miller, J., Riedel, Seitz, Carruthers, Click, Gross, Merrin, Stein

To amend section 5739.121 of the Revised Code to allow vendors to deduct sales tax remitted for certain bad debts charged off as uncollectible by credit account lenders.

**Sub. H. B. No. 243** -Representative Cutrona

Cosponsors: Representatives Gross, Click, Vitale, Riedel, Jordan, Edwards, Ferguson, Grendell, Hall, Johnson, Jones, Merrin, Powell, Wiggam

To amend section 9.68 of the Revised Code regarding the regulation of knives.

**Am. H. B. No. 321** -Representatives Kick, Young, B.

Cosponsors: Representatives Ginter, Stephens, Riedel, Lanese, Seitz, Jordan, Stoltzfus, Jones, Cross, Fowler Arthur, Miller, J., Koehler, Abrams, Brent, Carruthers, Crossman, Ferguson, Hicks-Hudson, Jarrells, Leland, Lightbody, Miller, A., O'Brien, Robinson, Sobecki, Upchurch, Weinstein, Wilkin

To amend sections 4707.01, 4707.02, 4707.021, 4707.04, 4707.05, 4707.06, 4707.07, 4707.073, 4707.08, 4707.091, 4707.10, 4707.11, 4707.12,

4707.14, 4707.15, 4707.151, 4707.16, 4707.171, 4707.18, 4707.19, 4707.20, 4707.21, 4707.22, and 4707.25; to enact sections 4707.101 and 4707.153; and to repeal sections 4707.071 and 4707.09 of the Revised Code to eliminate the apprentice auctioneer and special auctioneer's license and to make other revisions to the law governing auctions.

**H. B. No. 338** -Representative Hoops

Cosponsors: Representatives Baldrige, Brent, Brown, Cross, Crossman, Ghanbari, Hicks-Hudson, Leland, Miller, A., Miller, J., O'Brien, Plummer, Russo, Sheehy, Sobecki, Upchurch, West

To amend sections 4501.13 and 4508.08 of the Revised Code to make changes to the laws related to the motorcycle safety and education program.

**Am. H. B. No. 348** -Representative Merrin

Cosponsors: Representatives Hillyer, Roemer, Abrams, Baldrige, Carruthers, Click, Cross, Edwards, Fowler Arthur, Ginter, Grendell, Gross, Hall, Holmes, Ingram, Jones, Jordan, LaRe, McClain, Plummer, Richardson, Riedel, Seitz, Sheehy, Swearingen, Young, T., Speaker Cupp

To amend sections 122.58, 169.01, 169.02, 169.03, 169.05, 169.06, 169.07, 169.08, 169.09, 169.12, 169.16, 169.99, and 5703.21; to enact sections 169.091, 169.18, and 169.19; and to repeal section 169.10 of the Revised Code to make changes to the Unclaimed Funds Law.

**Am. H. B. No. 440** -Representatives Swearingen, White

Cosponsors: Representatives Johnson, Seitz, Cross, Riedel, Plummer, Click, Roemer, Abrams, Baldrige, Bird, Blackshear, Boyd, Brent, Brown, Carruthers, Creech, Crossman, Cutrona, Edwards, Fraizer, Galonski, Ghanbari, Ginter, Grendell, Gross, Hall, Hoops, Jarrells, John, Jones, Jordan, Kelly, Kick, Koehler, LaRe, Leland, Lightbody, Liston, Loychik, Manning, Miller, A., Miller, J., Miller, K., O'Brien, Oelslager, Richardson, Schmidt, Sheehy, Skindell, Stein, Stewart, Sweeney, West, Young, B., Young, T., Speaker Cupp

To amend sections 135.143, 135.71, 135.73, and 135.82 and to repeal sections 135.631 and 135.731 of the Revised Code to expand the Agricultural Linked Deposit Program and the types of obligations in which the Treasurer of State may invest interim funds, and to declare an emergency.

**Sub. H. B. No. 458** -Representative Hall

Cosponsors: Representatives Troy, Fowler Arthur, Gross, Wiggam, Stoltzfus, Riedel, Merrin, Abrams, Baldrige, Bird, Carruthers, Click, Creech, Cross, Fraizer, Ghanbari, John, Johnson, Jones, Jordan, Koehler, Lampton, LaRe, Lipps, Plummer, Ray, Schmidt, Stewart, Swearingen, Wilkin

To amend sections 323.17, 3501.01, 3513.301, 3513.312, and 3521.03 and

to enact sections 3505.19 and 3521.04 of the Revised Code to limit when a political subdivision or taxing authority may hold an August special election.

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:

#### **H. C. R. No. 13** -Representatives Koehler, Creech

Cosponsors: Representatives Wiggam, Stewart, Bird, Seitz, Kick, Ghanbari, Gross, Fowler Arthur, McClain, Riedel, Jones, Ray, Lanese, Carruthers, Stein, John, Abrams, Callender, Carfagna, Click, Cross, Edwards, Ginter, Hall, Hillyer, Hoops, Johnson, Lampton, Manning, Patton, Plummer, Stephens, Swearingen, Young, B.

To urge Congress to enact The Sunshine Protection Act of 2021, which would make daylight saving time the permanent standard time.

Attest:

Bradley J. Young,  
Clerk.

The question being, "Shall the concurrent resolution, **H. C. R. No. 13**, be adopted?"

On the motion of Senator Hottinger, **H. C. R. No. 13** 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 Senate amendments to:



**Sub. H. B. No. 122**-Representatives Fraizer, Holmes – et al.

**Am. Sub. H. B. No. 169**-Representatives Cutrona, Swearingen – et al.

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. 58**-Senators Antonio, Brenner – et al.

**Sub. S. B. No. 59**-Senator Schaffer – et al.

**Am. S. B. No. 217**-Senator Schaffer – et al.

**Am. Sub. S. B. No. 229**-Senator Blessing – et al.

Attest:

Bradley J. Young,  
Clerk.

The President signed said bills.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 149.309 (B)(1) of the Ohio Revised Code, the President of the Senate appoints the following senators to the Ohio Commission for the United States Semiquincentennial:

George F. Lang  
Hearcel F. Craig

Pursuant to Section 149.309 (B)(11)(b) of the Ohio Revised Code, the President of the Senate appoints the following public members to serve on the Ohio Commission for the United States Semiquincentennial:

Thomas Hankins (Licking County)  
Vincent Keeran (Logan County)

**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, Robert D. Brokaw, from Hilliard, Franklin County, Ohio, as a Member of the Housing Trust Fund Advisory Committee for a new term beginning August 27, 2021 and ending at the close of business March 18, 2025, replacing Robert D. Brokaw, 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 27th day of August 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, Brandon Kern, from Amanda, Fairfield County, Ohio, as a Member of the State Board of Education for a term beginning October 30, 2021 and ending at the close of business December 31, 2024, replacing Laura Kohler, 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 29th day of October 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, V. Anthony Simms-Howell, from Cincinnati, Hamilton County, Ohio, as a Member of the Commission on Hispanic-Latino Affairs for a new term beginning November 12, 2021 and ending at the close of business October 7, 2024, replacing Anthony V. Simms-Howell, 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

12th day of November 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.

On the motion of Senator Hottinger, the Senate adjourned until Wednesday, December 15, 2021 at 1:30 p.m.

Attest:

VINCENT L. KEERAN,  
Clerk.