

OHIO

SENATE

JOURNAL

TUESDAY, MARCH 8, 2022

ONE HUNDRED TWENTY-SEVENTH DAY

Senate Chamber, Columbus, Ohio

Tuesday, March 8, 2022, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Senator Kristina D. Roegner, followed by the Pledge of Allegiance to the Flag.

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

The following guest was recognized by the Senate prior to the commencement of business:

Senator Roeger recognized her father, Brian Daley, on his visit to the Statehouse.

BILLS FOR THIRD CONSIDERATION

Senator Hottinger moved that **H. B. No. 188**, having been reported by the committee on Insurance, be brought up for consideration.

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

The motion was agreed to.

H. B. No. 188-Representatives Lampton, Cross.

Cosponsors: Representatives Seitz, Ingram, Young, T., Riedel, LaRe, Ginter, Kick, Carfagna, Abrams, Baldridge, Blackshear, Boggs, Brent, Brown, Callender, Carruthers, Click, Crawley, Crossman, Denson, Edwards, Fraizer, Galonski, Ghanbari, Gross, Hall, Hillyer, Hoops, Howse, Jarrells, John, Johnson, Jones, Lanese, Leland, Lepore-Hagan, Lightbody, Loychik, Manning, Miller, A., Miller, J., Miranda, O'Brien, Oelslager, Plummer, Ray, Richardson, Robinson, Roemer, Russo, Schmidt, Sheehy, Skindell, Sobecki, Stein, Sweeney, Troy, Upchurch, Weinstein, West, White, Speaker Cupp. Senator Maharath.

To enact section 3901.80 of the Revised Code to prohibit insurers from discriminating against living organ donors, was considered the third time.

The question being, "Shall the bill, **H. B. No. 188**, pass?"

Senator McColley moved to amend as follows:

In line 3 of the title, after "donors" insert ", to modify procedures for uniformed services and overseas absent voting in the 2022 primary election, and to declare an emergency"

After line 21, insert:

"Section 2. Notwithstanding any provision of Title XXXV of the Revised Code to the contrary, only for purposes of the 2022 primary election and any special election held on the day of the primary election:

(A) Uniformed services and overseas absent voter's ballots shall be printed and ready for use not later than the first day after the close of voter registration before the election.

(B)(1) A uniformed services or overseas absent voter's ballot that is returned by mail and is received at the office of the board of elections after the close of the polls on Election Day through the twentieth day after the day of the election is eligible to be counted, unless the identification envelope is signed after the close of the polls on Election Day.

(2) Uniformed services or overseas absent voter's ballots that are received at the office of the board of elections after the twentieth day after the day of the election shall not be counted.

(C) The Secretary of State shall take the steps the Secretary of State determines necessary to expedite the delivery of uniformed services and overseas absent voter's ballots to voters and the return of those ballots to the boards of elections.

(D) Notwithstanding division (G)(4) of Section 4 of H.B. 93 of the 134th General Assembly, the Secretary of State may adjust the deadlines for the boards of elections to conduct the canvass of the election returns as necessary to comply with division (B) of this section.

Section 3. Section 2 of this act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is to protect the rights of our brave service members, many of whom are defending democracy overseas, to participate fully in our democracy at home. Therefore, Section 2 of this act shall go into immediate effect."

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

The motion to amend was agreed to.

The question being, "Shall the section, Section 3, setting forth the emergency features of the bill, stand as a part of the bill?"

The yeas and nays were taken and resulted – yeas 30, 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	Maharath
Manning	McColley	O'Brien	Peterson
Reineke	Roegner	Romanchuk	Schaffer
Sykes	Thomas	Williams	Wilson
Yuko			Huffman, M.-30

So the section, Section 3, setting forth the emergency features of the bill stood as a part of the bill.

The question being, "Shall the bill pass as an emergency measure?"

The yeas and nays were taken and resulted – yeas 30, 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	Maharath
Manning	McColley	O'Brien	Peterson
Reineke	Roegner	Romanchuk	Schaffer
Sykes	Thomas	Williams	Wilson
Yuko			Huffman, M.-30

So the bill having received the required constitutional majority passed as an emergency measure.

The title was amended as follows:

Add the names: "Blessing, Brenner, Cirino, Craig, Fedor, Gavarone, Hackett, Hoagland, Hottinger, Huffman, S., Johnson, Manning, McColley, O'Brien, Peterson, Reineke, Roegner, Schaffer, Thomas, Wilson, Yuko."

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, March 06, 2022, 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. 308 - Senator Antani.

To amend sections 135.143, 135.35, 145.11, 742.11, 3307.15, 3309.15, 4123.44, and 5505.06 and to enact sections 9.77, 137.01, 137.02, 137.03, 137.04, and 137.05 of the Revised Code to prohibit state and local governments from investing in, granting incentives to, or contracting with Russia or companies based in Russia, to require Ohio's pension and other investment funds to divest from any such holdings, and to declare an emergency.

S. B. No. 309 - Senator Hoagland.

To enact section 5534.435 of the Revised Code to designate a portion of State Route 7 in Jefferson County as the "Sheriff Fredrick J. Abdalla Memorial Highway."

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 55, the following resolutions were offered:

S. R. No. 260 - Senator Kunze.

Honoring the Hilliard Darby High School competition cheer team on winning a 2022 OASSA Division I State Championship.

S. R. No. 261 - Senator Kunze.

Honoring Grant Gooding as a 2022 Division I State Champion in swimming.

S. R. No. 262 - Senator Kunze.

Honoring the Upper Arlington High School girls 200-yard freestyle relay team as the 2022 Division I State Champion.

S. R. No. 263 - Senator Kunze.

Honoring Emily Brown as the 2022 Division I 200- and 500-yard freestyle State Swimming and Diving Champion.

S. R. No. 264 - Senator Huffman, S.

Honoring Dawn Abbott as the 2022 OASN School Nurse of the Year.

S. R. No. 265 - Senator Hackett.

Honoring the Beavercreek High School boys swimming and diving team as the 2022 Division I State Champion.

S. R. No. 266 - Senator Kunze.

Cosponsors: Senators Blessing, Hoagland, Yuko, Brenner.

Observing April 2022 as the Month of the Military Child in Ohio.

S. R. No. 267 - Senator McColley.

Honoring the City of Findlay on being named the 2021 Top Micropolitan Community in the U.S.

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 House of Representatives has passed the following bills in which the concurrence of the Senate is requested:

Sub. H. B. No. 27 -Representative Patton

Cosponsors: Representatives Leland, Carruthers, Davis, Grendell, Lanese

To amend sections 4513.31 and 4513.99 of the Revised Code to increase the criminal penalties associated with failing to secure a load on a vehicle.

H. B. No. 60 -Representatives Brent, Seitz

Cosponsors: Representatives Miranda, O'Brien, Cross, Lipps, Crawley, Sheehy, Young, T., Miller, A., Howse, Upchurch, Boggs, Robinson, Hoops, Miller, J., Kelly, West, Callender, Creech, Davis, Denson, Galonski, Hillyer, Humphrey, Ingram, Jarrells, Lepore-Hagan, Loychik, Patton, Stein, Stewart, Weinstein

To amend section 3796.01 of the Revised Code to authorize the use of medical marijuana for autism spectrum disorder.

H. B. No. 88 -Representative Patton

Cosponsors: Representatives Johnson, Cutrona, Manning, Abrams, Carruthers, Fraizer, Holmes, Loychik, Miller, J., Sobecki, Sweeney, Troy, Upchurch

To amend sections 715.27, 3781.102, 4740.01, 4740.02, 4740.04, 4740.12, and 4764.03 of the Revised Code to require commercial roofing contractors to have a license.

Sub. H. B. No. 324 -Representatives Click, Lipps

Cosponsors: Representatives Fowler Arthur, Johnson, McClain, Stoltzfus, Merrin, Ghanbari, John, Gross, Riedel, Young, T., Creech, White, Hall, Ginter, Ferguson, Richardson, Fraizer, Bird, Abrams, Baldridge, Brent, Callender, Carruthers, Cross, Davis, Edwards, Grendell, Hicks-Hudson, Hillyer, Holmes, Hoops, Ingram, Jones, Jordan, Kick, Koehler, Lampton, Lanese, LaRe, Leland, Lightbody, Liston, Loychik, Miller, A., Miller, J., O'Brien, Patton, Pavliga, Plummer, Ray, Roemer, Russo, Schmidt, Seitz, Sheehy, Sobecki, Stein, Stephens, Stewart, Upchurch, Speaker Cupp

To enact section 3727.30 of the Revised Code to permit hospital visitation during a public health emergency or outbreak of a contagious disease, to establish criteria for those visits, and to name this act Shirley and Wilma's Law.

Sub. H. B. No. 430 -Representative Cross

Cosponsors: Representatives Johnson, Holmes, Fraizer, Carruthers, Edwards,

Galonski, Ghanbari, Hillyer, Humphrey, Ingram, John, Jones, Lanese, LaRe, Lightbody, Loychik, Miller, A., Miller, J., O'Brien, Patton, Riedel, Stephens, White

To amend sections 153.64 and 3781.27 and to enact section 5.248 of the Revised Code relating to property development and protecting underground utility facilities during construction and to designate April as "Ohio Work Zone Safety Awareness Month."

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 concurred in the Senate amendments to:

Am. H. B. No. 184-Representative Carfagna – et al.

Sub. H. B. No. 265-Representatives Manning, Patton – 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:

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

H. B. No. 158-Representatives Baldrige, Plummer – et al.

Am. H. B. No. 184-Representative Carfagna – et al.

Sub. H. B. No. 265-Representatives Manning, Patton – et al.

Am. Sub. S. B. No. 9-Senators McColley, Roegner – et al.

Sub. S. B. No. 215-Senator Johnson – et al.

Attest:

Bradley J. Young,
Clerk.

The President signed said bills.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 101.35 of the Ohio Revised Code, the President of the Senate appoints Senator Stephanie Kunze as a temporary replacement for Senator Theresa Gavarone on the Joint Committee on Agency Rule Review (JCARR), for the purpose of the committee's meeting on Tuesday, March 8, 2022.

On the motion of Senator Hottinger, the Senate adjourned until Wednesday, March 9, 2022 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.