

OHIO

SENATE

JOURNAL

THURSDAY, MARCH 10, 2022

ONE HUNDRED TWENTY-EIGHTH DAY
Senate Chamber, Columbus, Ohio
Thursday, March 10, 2022, 11:00 o'clock a.m.

The Senate met pursuant to adjournment.

Prayer was offered by Senator Terry Johnson, 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 Gavarone requested a moment of silence in honor of Galen Ash.

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:

Am. Sub. S. B. No. 11 -Senator Brenner

Cosponsors: Senators Huffman, S., Antonio, Blessing, Cirino, Craig, Dolan, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, Peterson, Reineke, Roegner, Schaffer, Sykes, Thomas, Williams, Wilson, Yuko Representatives Bird, Callender, Carruthers, Click, Cross, Edwards, Fraizer, Ginter, Grendell, Hall, Hillyer, John, Jones, LaRe, Loychik, McClain, Plummer, Ray, Stein, Stephens, Stewart, Young, T., Speaker Cupp

To amend section 3319.087 and to enact section 5.2530 of the Revised Code and to amend Section 291.60 of H.B. 110 of the 134th General Assembly to designate February 7 to 14 as "Congenital Heart Defect Awareness Week"; to make changes regarding paid leave for Juneteenth day for all regular nonteaching school employees; to make changes to the Frontline Health Care Worker Education, Training, and Certification Pilot Program; to modify procedures for uniformed services and overseas absent voting in the 2022 primary election; and to make an appropriation.

As a substitute bill with the following additional amendments, in which the concurrence of the Senate is requested.

In line 10 of the title, after "Program;" insert "to modify procedures for uniformed services and overseas absent voting in the 2022 primary election;"

After line 151, insert:

"Section 5. 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 6. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium.

Section 7.

	1	2	3	4	5
A	SOS SECRETARY OF STATE				
B	Dedicated Purpose Fund Group				
C	5FGO	050620	BOE	\$200,000	\$0

Reimbursement
and Education

D	TOTAL DPF Dedicated Purpose Fund Group	\$200,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS	\$200,000	\$0

BOE REIMBURSEMENT AND EDUCATION

The foregoing appropriation item 050620, BOE Reimbursement and Education, shall be used by the Secretary of State to implement the requirements pertaining to uniform and overseas absent voter's ballots contained in Section 5 of this act. An amount equal to the unexpended, unencumbered portion of the foregoing appropriation item 050620, BOE Reimbursement and Education, at the end of fiscal year 2022 is hereby reappropriated to the Secretary of State for the same purpose in fiscal year 2023.

On the effective date of this section, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$200,000 cash from the General Revenue Fund, to the BOE Reimbursement and Education Fund (Fund 5FG0).

On October 1, 2022, or as soon as possible thereafter, the Director of Budget and Management shall transfer cash in an amount equal to the unexpended, unencumbered portion of the foregoing appropriation item 050620, BOE Reimbursement and Education, as of October 1, 2022, from the BOE Reimbursement and Education Fund (Fund 5FG0) to the General Revenue Fund (GRF).

Section 8. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations."

Attest:

Bradley J. Young,
Clerk.

Senator Hottinger moved that the amendments of the House of Representatives to **Am. Sub. S. B. No. 11**-Senator Brenner, be brought up for consideration.

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

The motion was agreed to.

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

The yeas and nays were taken and resulted – yeas 26, nays 2, as follows:

Those who voted in the affirmative were: Senators

Antani	Antonio	Blessing	Brenner
Cirino	Craig	Dolan	Gavarone
Hackett	Hoagland	Hottinger	Huffman, S.
Johnson	Kunze	Maharath	Manning
McColley	O'Brien	Peterson	Roegner
Romanchuk	Schaffer	Williams	Wilson
Yuko			Huffman, M.-26

Senators Sykes and Thomas voted in the negative-2.

So the Senate concurred in the amendments of the House of Representatives.

Senator Thomas moved to amend the title as follows:

Remove the names: "Senators Thomas, Sykes."

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. 310 - Senator Craig.

Cosponsors: Senators Antonio, Yuko, Maharath, Thomas, Fedor, Sykes.

To amend section 109.15 and to enact section 317.115 of the Revised Code to address discriminatory covenants in recorded real property documents.

S. B. No. 311 - Senators Huffman, S., Johnson.

To amend sections 313.02, 313.10, 313.12, 313.161, 325.15, 2335.061, 4723.431, and 4730.19 of the Revised Code to revise the law governing coroners and death certificates and to amend the version of section 4723.431 of the Revised Code that is scheduled to take effect on September 30, 2024, to continue the change on and after that date.

OFFERING OF RESOLUTIONS

Senators Rulli, McColley offered the following joint resolution:

S. J. R. No. 4-Senators Rulli, McColley.

Application to the Congress of the United States for a Convention of the States under Article V of the Constitution of the United States that is limited to proposing limits to the authority of the federal government.

The question being, "Shall the joint resolution, **S. J. R. No. 4**, be adopted?"

On the motion of Senator McColley, **S. J. R. No. 4**, was referred to the Committee on Rules and Reference.

Pursuant to Senate Rule No. 54, the following resolution was offered:

S. R. No. 268 - Senator Maharath.

Honoring the New Albany High School girls swimming and diving team on its 2022 Division I State Championship.

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

Sub. H. B. No. 518 -Representative Hoops

Cosponsors: Representatives Abrams, Baldrige, Boyd, Carruthers, Denson, Fraizer, Galonski, Hicks-Hudson, Ingram, Lanese, Miller, J., Miller, K., Riedel, Russo, Seitz, Sobecki, Stephens, West, White

To amend sections 1901.01, 1901.02, 1901.021, 1901.03, 1901.08, 1901.181, 1901.311, 1901.34, and 1907.11 of the Revised Code to create the Fulton County Municipal Court in Wauseon on January 1, 2024, to establish one full-time judgeship in that court, to abolish the Fulton County County Court on that date, to provide for the election for the Fulton County Municipal Court of one full-time judge in 2023, to expand the jurisdiction of the Housing Division of the Toledo Municipal Court, and relative to the Hamilton County Municipal Court.

H. B. No. 531 -Representative Ghanbari

Cosponsors: Representatives Smith, K., Galonski, Leland, Abrams, Baldrige, Bird, Carruthers, Cutrona, Fraizer, Grendell, Hillyer, John, Lampton, Lanese, LaRe, Loychik, Miller, A., Miller, J., Patton, Russo, Schmidt, Seitz, Young, T.

To amend sections 167.05 and 309.09 of the Revised Code to allow a

county prosecutor to provide legal services to a metropolitan planning organization, regional transportation planning organization, or regional council of governments.

Attest:

Bradley J. Young,
Clerk.

Said bills were considered the first time.

On the motion of Senator McColley, the Senate adjourned until Monday, March 14, 2022 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.