WEDNESDAY, MAY 25, 2022
The Senate met pursuant to adjournment.

Prayer was offered by Pastor David Uhl, Rushville Church of Christ in Rushville, 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 Blessing recognized the William Henry Harrison High School girls wrestling team as the 2022 OHSWCA State Champions.

Senator Antani recognized members of Emerge Ohio Trucking Association on their visit to the Statehouse.

Senator McColley recognized members of the Ohio Electric Cooperatives on their visit to the Statehouse.

Senator McColley recognized members of the Real Estate Investors Association on their visit to the Statehouse.

Senator Roegner recognized Dylan Leipold on his 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 and resolution, standing in order for second consideration, be referred to committee as recommended:

**H. C. R. No. 28**-Representative Stewart, et al.
To urge the National Collegiate Athletics Association to restore the vacated wins and records from the 2010 football season of the Ohio State University.

To the Committee on Workforce and Higher Education.

**H. B. No. 242**-Representatives Young, B., Weinstein, et al.
To enact section 5.294 of the Revised Code to designate April as "Autism Acceptance Month."

To the Committee on Health.

**H. B. No. 333**-Representatives Miranda, White, et al.
To enact section 3319.091 of the Revised Code to require the Department of Education to make recommendations for a job description for school counselors and to designate at least one staff member as a school counselor liaison.

To the Committee on Primary and Secondary Education.

Sub. H. B. No. 343—Representative White, et al.
To amend sections 9.39, 109.42, 109.91, 149.43, 1901.31, 1907.20, 2151.356, 2151.358, 2152.20, 2152.81, 2152.811, 2335.35, 2743.191, 2743.70, 2907.02, 2907.05, 2907.10, 2929.18, 2929.20, 2929.22, 2929.28, 2930.01, 2930.02, 2930.03, 2930.04, 2930.05, 2930.06, 2930.062, 2930.08, 2930.09, 2930.11, 2930.12, 2930.13, 2930.14, 2930.15, 2930.16, 2930.17, 2930.18, 2930.19, 2937.11, 2945.481, 2945.482, 2945.72, 2947.051, 2951.041, and 2953.32; to enact new section 2930.07 and sections 2152.203, 2929.281, 2930.011, 2930.041, 2930.042, 2930.043, 2930.044, 2930.051, 2930.063, 2930.071, 2930.072, 2930.121, 2930.131, 2930.161, 2930.162, 2930.171, 2930.191, and 2945.483; and to repeal section 2930.07 of the Revised Code to make changes relative to the rights of crime victims.

To the Committee on Judiciary.

Am. H. B. No. 353—Representatives Click, Miranda, et al.
To enact section 3345.024 of the Revised Code to enact "The Testing Your Faith Act" to require each state institution of higher education to adopt a policy providing students with religious accommodations.

To the Committee on Workforce and Higher Education.

To amend section 4909.172 of the Revised Code to make changes to the application process for the waterworks infrastructure improvement surcharge.

To the Committee on Energy and Public Utilities.

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.

To the Committee on Small Business and Economic Opportunity.

To amend Section 220.11 of H.B. 168 of the 134th General Assembly to make an appropriation related to coronavirus local fiscal recovery.

To the Committee on Finance.

To amend sections 701.10, 729.49, 735.29, and 743.04 and to enact sections 319.65, 701.101, 701.102, 701.20, 701.21, 701.22, 701.23, 701.24, 701.25, 701.26, 729.491, 729.492, 735.291, 743.041, 3745.15, 3745.151, 3745.152, 3745.153, 3745.154, 3745.155, 3745.156, 3745.157, 3745.158, 3745.159, 3745.1510, and 3745.1511 of the Revised Code regarding limitations on recovery and lien imposition by municipalities against property owners of non-owner-occupied properties for unpaid water, sewer, and disposal services rates and charges.

To the Committee on Local Government and Elections.

To amend sections 2925.01, 3333.26, 4709.01, 4709.07, 4709.08, 4709.09, 4709.11, 4709.12, 4709.14, 4709.99, 4713.01, 4713.02, 4713.06, 4713.07, 4713.071, 4713.08, 4713.081, 4713.09, 4713.10, 4713.14, 4713.141, 4713.16, 4713.17, 4713.25, 4713.28, 4713.30, 4713.31, 4713.34, 4713.35, 4713.39, 4713.41, 4713.46, 4713.49, 4713.55, 4713.56, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 4713.641, 4713.66, 4713.69, and 4713.99; to enact new sections 4709.02, 4709.03, 4709.05, 4709.09, 4709.10, 4709.13, 4713.44, and 4713.45 and sections 4709.031, 4709.051, 4709.071, 4709.072, 4709.073, 4709.091, 4709.111, and 4709.112; and to repeal sections 4709.02, 4709.03, 4709.05, 4709.10, 4709.13, 4709.23, 4713.26, 4713.36, 4713.44, and 4713.45 of the Revised Code to make changes to the law governing the regulation of cosmetologists and barbers.

To the Committee on Government Oversight and Reform.

To amend section 4735.05 and to enact sections 2317.023 and 4113.42 of the Revised Code to generally allow for privileged testimonial communications between a peer support team member and an individual receiving peer support services or advice from the team member.

To the Committee on Judiciary.

To amend section 3501.054 of the Revised Code to permit certain public officials to collaborate with or accept money from a nongovernmental person or entity for using a building to train precinct election officials, to temporarily expand the category of first responders of certain townships who are considered part-time for purposes of health coverage, and to declare an emergency.

To the Committee on Local Government and Elections.

To amend section 2303.12 of the Revised Code to generally require the clerk of the court of common pleas to make available the court's general docket, including documents on each civil case file, on the clerk of court's web site.

To the Committee on Judiciary.

S. B. No. 341-Senator Schuring
To amend sections 122.85, 5726.55, 5726.98, 5733.59, 5747.66, 5747.98, 5751.54, and 5751.98 and to enact sections 122.852, 5726.58, 5747.67, and 5751.55 of the Revised Code to modify the film and theater tax credit and to authorize a tax credit for capital improvement projects relating to the film and theater industries.

To the Committee on Ways and Means.

S. B. No. 342-Senators Schuring, Lang
To enact section 4517.262 of the Revised Code to generally exempt a motor vehicle dealer from liability for the contents of a third-party motor vehicle history report.

To the Committee on Transportation.

S. B. No. 343-Senator Dolan
To declare the General Assembly's intent to enact legislation making capital appropriations for the biennium ending June 30, 2024.

To the Committee on Finance.

S. B. No. 344-Senator Schuring
To amend sections 107.036 and 5747.98 and to enact section 122.91 of the Revised Code to create the Ohio community revitalization program,
authorizing nonrefundable income tax credits for undertaking community projects.

To the Committee on Ways and Means.

YES - 13:  NICKIE J. ANTONIO, ANDREW O. BRENNER, HEARCEL F. CRAIG, MATT DOLAN, THERESA GAVARONE, BOB D. HACKETT, JAY HOTTINGER, MATT HUFFMAN, STEPHANIE KUNZE, 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 and resolution 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 Sub. H. B. No. 583-Representatives Bird, Jones, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.
Co-Sponsor: Brenner.
YES - 5:  ANDREW O. BRENNER, LOUIS W. BLESSING, III, SANDRA O'BRIEN, MICHAEL A. RULLI, BILL REINEKE

NO - 1:  VERNON SYKES

Senator Brenner submitted the following report:
The standing committee on Primary and Secondary Education, to which was referred S. B. No. 306-Senator Brenner having had the same under consideration, reports back a substitute bill and recommends its passage.

YES - 6:  ANDREW O. BRENNER, LOUIS W. BLESSING, III, SANDRA O'BRIEN, MICHAEL A. RULLI, VERNON SYKES, BILL REINEKE
Senator Manning submitted the following report:

The standing committee on Judiciary, to which was referred Am. H. B. No. 427—Representatives White, Manchester, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Manning.

YES - 6: NIRAJ ANTANI, THERESA GAVARONE, ROB MCCOLLEY, NATHAN H. MANNING, CECIL THOMAS, KIRK SCHURING

NO - 0.

Senator Manning submitted the following report:

The standing committee on Judiciary, to which was referred S. B. No. 202—Senators Hackett, Antonio, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsor: Manning.

YES - 6: NIRAJ ANTANI, THERESA GAVARONE, ROB MCCOLLEY, NATHAN H. MANNING, CECIL THOMAS, KIRK SCHURING

NO - 0.

Senator Manning submitted the following report:

The standing committee on Judiciary, to which was referred S. J. R. No. 5—Senator Gavarone having had the same under consideration, reports it back with the following amendment and recommends its adoption when so amended.

Co-Sponsor: Manning.

In line 6 of the title, after "safety," insert "including the seriousness of the offense, and"

In line 7 of the title, delete ", and the"

In line 8 of the title, delete "seriousness of a person's offense" and insert ", and any other factor the General Assembly may prescribe"

In line 28, after "safety," insert "including the seriousness of the offense, and"
In line 30, delete "the seriousness of a person's offense" and insert "any other factor the general assembly may prescribe"

YES - 5: NIRAJ ANTANI, THERESA GAVARONE, ROB MCCOLLEY, NATHAN H. MANNING, KIRK SCHURING

NO - 1: CECIL THOMAS

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:


To enact sections 301.221, 319.41, 321.50, 507.14, 733.82, 3354.101, 3357.101, 3358.061, 3375.361, and 6119.61 of the Revised Code to change the circumstances in which certain fiscal officers may be held liable for a loss of public funds, were taken up.

The question being, “Shall the Senate concur in the amendments of the House of Representatives?”
The yeas and nays were taken and resulted – yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

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

The amendments of the House of Representatives to:

Am. S. B. No. 236-Senators Wilson, Lang.
Seitz, West.

To amend sections 1345.81 and 3901.41 of the Revised Code to enable insurers using an online platform to automatically enroll purchasers in digital communications and to modify a requirement regarding the use of salvage motor vehicle parts in repairs, were taken up.

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

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    Gavarone
Hackett  Hoagland Hottinger  Johnson
Kunze    Lang     Manning  McColley
O'Brien  Peterson Reineke  Roegner
Romanchuk Rulli    Schaffer  Schuring
Sykes    Thomas   Williams  Wilson
Yuko     Huffman, M.-30

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

RESOLUTIONS REPORTED BY COMMITTEE

Am. S. J. R. No. 5-Senator Gavarone.
Cosponsor: Senator Manning.

Proposing to amend Section 9 of Article I of the Constitution of the State of Ohio to eliminate the requirement that the amount and conditions of bail be established pursuant to Section 5(b) of Article IV of the Constitution of the State of Ohio, and instead allow the courts to use factors such as public safety, including the seriousness of the offense, and a person's criminal record, the likelihood a person will return to court, and any other factor the General Assembly may prescribe.

Be it resolved by the General Assembly of the State of Ohio, three-fifths of the members elected to each house concurring herein, that there shall be submitted to the electors of the state, in the manner prescribed by law at the general election to be held on November 8, 2022, a proposal to amend Section 9 of Article I of the Constitution of the State of Ohio to read as follows:

ARTICLE I

Section 9. All persons shall be bailable by sufficient sureties, except for a person who is charged with a capital offense where the proof is evident or the presumption great, and except for a person who is charged with a
felony where the proof is evident or the presumption great and where the person poses a substantial risk of serious physical harm to any person or to the community. Where a person is charged with any offense for which the person may be incarcerated, the court may determine at any time the type, amount, and conditions of bail. Excessive bail shall not be required; nor excessive fines imposed; nor cruel and unusual punishments inflicted. When determining the amount of bail, the court shall consider public safety, including the seriousness of the offense, and a person's criminal record, the likelihood a person will return to court, and any other factor the general assembly may prescribe.

The general assembly shall fix by law standards to determine whether a person who is charged with a felony where the proof is evident or the presumption great poses a substantial risk of serious physical harm to any person or to the community. Procedures for establishing the amount and conditions of bail shall be established pursuant to Article IV, Section 5(B) of the Constitution of the State of Ohio.

**EFFECTIVE DATE**

If adopted by a majority of the electors voting on this proposal, Section 9 of Article I of the Constitution of the State of Ohio amended by this proposal shall take effect immediately and the existing version of Section 9 of Article I of the Constitution of the State of Ohio shall be repealed effective immediately.

The question being, “Shall the joint resolution, Am. S. J. R. No. 5, be adopted?

The yeas and nays were taken and resulted – yeas 24, nays 6, as follows:

Those who voted in the affirmative were: Senators


Senators Antonio, Craig, Sykes, Thomas, Williams, and Yuko voted in the negative-6.

So the joint resolution was adopted.

The title was amended as follows:


The question being, “Shall the motion be agreed to?”
The motion was agreed to and the title so amended.

**BILLS FOR THIRD CONSIDERATION**

**H. B. No. 340**-Representatives Bird, Blackshear.

To enact section 5.2527 of the Revised Code to designate September as "International Underground Railroad Month", was considered the third time.

The question being, "Shall the bill, **H. B. No. 340**, pass?"

The yeas and nays were taken and resulted – yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

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So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Blessing, Brenner, Cirino, Craig, Dolan, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Lang, Manning, O'Brien, Peterson, Reineke, Roegner, Romanchuk, Rulli, Schaffer, Schuring, Sykes, Thomas, Williams, Wilson, Yuko."

The question being, “Shall the motion be agreed to?”

The motion was agreed to and the title so amended.

**Am. H. B. No. 427**-Representatives White, Manchester.
Cosponsors: Representatives Plummer, LaRe, Carfagna, Loychik, Young, T., Click, Koehler, Schmidt, John, Lanese, Riedel, Bird, Manning, Holmes, Johnson, Fowler Arthur, Richardson, Cutrona, Gross, Troy, Miller, A., Abrams, Boggs, Boyd, Brent, Brown, Carruthers, Cross, Crossman, Edwards, Fraizer, Galonski, Ghanbari, Ginter, Hicks-Hudson, Humphrey, Ingram, Jarrells, Jones, Kick, Leland, Lightbody, Liston, Miller, J., Miller, K.,

To amend sections 2905.32 and 2907.21 of the Revised Code to prohibit the use of a controlled substance or manipulation of controlled substance addiction as a method of human trafficking or to compel prostitution, was considered the third time.

The question being, "Shall the bill, Am. H. B. No. 427, pass?"

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 Gavarone
Hackett Hoagland Hottinger Johnson
Kunze Lang Manning McColley
O'Brien Peterson Reineke Roegner
Romanchuk Rulli Schaffer Schuring
Sykes Thomas Williams Wilson
Yuko

So the bill passed.

The title was amended as follows:


The question being, “Shall the motion be agreed to?”

The motion was agreed to and the title so amended.

Sub. H. B. No. 583—Representatives Bird, Jones.

To amend sections 3301.0714, 3307.01, 3309.01, 3310.032, 3310.70, 3313.976, 3314.016, 3314.021, 3314.074, 3317.011, 3317.014, 3317.016, 3317.017, 3317.019, 3317.0110, 3317.02, 3317.024, 3317.0212, 3317.0215, 3317.051, 3317.064, 3317.25, 3319.077, 3319.078, 3323.25, 3323.251, 3326.39, 4723.07, and 5747.057 and to enact sections 5.2318, 3301.136, 3301.28, 3319.263, and 4723.072 of the Revised Code and to amend Sections 265.150, 265.210, 265.225, and 265.335 of H.B. 110 of the 134th General Assembly, Section 4 of S.B. 1 of the 134th General Assembly, and Section 5 of H.B. 123 of the 133rd General Assembly as subsequently amended regarding substitute teachers, the school financing system, the Educational Choice Scholarship Program, the Pilot Project Scholarship Program, the ACE Educational Savings Account Program, Community Schools of Quality,
community school sponsors, state funding for certain community schools, dyslexia screening requirements, tutoring programs, alternative resident education licenses, Ohio School Safety Month, the career-technical education income tax credit, practical nurse education programs, and to make an appropriation, was considered the third time.

The question being, "Shall the bill, Sub. H. B. No. 583, pass?"

The yeas and nays were taken and resulted – yeas 24, nays 6, as follows:

Those who voted in the affirmative were: Senators

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Senators Antonio, Craig, Sykes, Thomas, Williams, and Yuko voted in the negative-6.

So the bill passed.

The title was amended as follows:

Add the names: "Cirino, Johnson, Reineke, Schaffer, Schuring, Wilson."

The question being, “Shall the motion be agreed to?”

The motion was agreed to and the title so amended.

**Sub. S. B. No. 202**-Senators Hackett, Antonio.

d to enact sections 2131.03, 2131.031, 2131.032, 2131.033, 2131.034, 2131.035, and 2131.036 of the Revised Code to prohibit a person's disability from being the basis to deny or limit custody, parenting time, visitation, adoption, or service as a guardian or foster caregiver, regarding a minor, was considered the third time.

The question being, "Shall the bill, Sub. S. B. No. 202, pass?"

The yeas and nays were taken and resulted – yeas 30, nays 0, as follows:

Those who voted in the affirmative were: Senators

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So the bill passed.

The title was amended as follows:
Add the names: "Blessing, Gavarone, Hottinger, Johnson, Kunze, Peterson, Rulli, Schaffer, Schuring, Thomas, Wilson."

The question being, “Shall the motion be agreed to?”

The motion was agreed to and the title so amended.

**Am. S. B. No. 299**-Senator Schaffer.

To amend section 505.60 of the Revised Code to expand the category of township employees who are considered part-time for purposes of health coverage and to declare an emergency, was considered the third time.

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 24, nays 6, as follows: Senators

Those who voted in the affirmative were: Senators

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Senators Antonio, Craig, Sykes, Thomas, Williams, and Yuko voted in the negative-6.

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 24, nays 6, as follows:

Those who voted in the affirmative were: Senators

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<tr>
<td>Dolan</td>
<td>Gavarone</td>
<td>Hackett</td>
<td>Hoagland</td>
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<td>Hottinger</td>
<td>Johnson</td>
<td>Kunze</td>
<td>Lang</td>
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<td>Manning</td>
<td>McColley</td>
<td>O'Brien</td>
<td>Peterson</td>
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<td>Reineke</td>
<td>Roegner</td>
<td>Romanchuk</td>
<td>Rulli</td>
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<tr>
<td>Schaffer</td>
<td>Schuring</td>
<td>Wilson</td>
<td>Huffman, M.-24</td>
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</table>

Senators Antonio, Craig, Sykes, Thomas, Williams, and Yuko voted in the negative-6.

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

The title was amended as follows:

Add the names: "Senators Cirino, Lang, Reineke."

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 22, 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.

OFFERING OF RESOLUTIONS

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

S. R. No. 358 - Senator Antonio.
Honoring Mayer Plumbing on its Centennial.

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 Thursday, May 26, 2022 at 11:00 a.m.

Attest: VINCENT L. KEERAN, Clerk.