

**OHIO**

**SENATE**

**JOURNAL**

WEDNESDAY, MARCH 8, 2023

TWENTIETH DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, March 8, 2023, 1:30 p.m.**

The Senate met pursuant to adjournment.

Prayer was offered by Father Jonathan Wilson, St. Paul Catholic Church in Westerville, 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 Schaffer requested a moment of silence in honor of former 20th Senate District State Senator Sam Speck.

Senator Ingram recognized Helen Rankin as the first African American woman in the House of Representatives, in honor of Women's History Month.

Senator Hackett recognized the delegation from Clark State on their visit to the Statehouse to discuss the Clark State SOAR Leadership Program.

Senator Reineke shared touching memories of his father, William F. Reineke Sr.

**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 resolutions, standing in order for second consideration, be referred to committee as recommended:

**Am. Sub. H. B. No. 23**-Representative Edwards, et al.

To amend sections 117.16, 117.161, 124.152, 303.02, 306.353, 519.02, 1710.01, 1710.02, 1710.03, 1710.13, 4503.10, 4503.103, 4503.11, 4503.191, 4503.44, 4506.01, 4506.11, 4507.01, 4507.061, 4507.13, 4507.52, 4511.092, 4511.093, 4511.0913, 4513.241, 4513.34, 4981.02, 4981.04, 5503.031, 5531.09, 5531.10, 5540.01, 5540.02, 5540.03, 5540.06, 5543.19, 5577.044, and 5747.502; to enact sections 746.01, 746.02, 746.03, 746.04, 746.05, 746.06, 746.07, 4503.107, 4505.131, 4506.072, 4507.021, 4507.063, 4507.511, 4955.50, 4955.51, 4999.09, 5501.60, 5543.191, and 5543.192; and to repeal section 5501.09 of the Revised Code and to amend Section 265.325 of H.B. 110 of the 134th General Assembly and Section 223.15 of H.B. 687 of the 134th General Assembly to make appropriations for programs related to transportation for the biennium beginning July 1, 2023, and ending June 30, 2025, and to provide authorization and conditions for the operation of those programs.

To the Committee on Transportation.

**Sub. H. B. No. 52**-Representatives Fowler Arthur, John, et al.

To amend sections 505.38, 737.22, 4765.10, 4765.11, 4765.15, 4765.16, 4765.17, 4765.18, 4765.22, 4765.23, 4765.24, 4765.29, 4765.30, 4765.31, 4765.49, 4765.50, and 4765.55 of the Revised Code to restore law related to emergency medical services training and continuing education programs and EMS and fire instructor certification, to amend the versions of sections 4765.10, 4765.11, 4765.30, and 4765.55 of the Revised Code that are scheduled to take effect on December 29, 2023, to continue the changes on and after that date, and to declare an emergency.

To the Committee on Local Government.

**S. C. R. No. 3**-Senator Dolan, et al.

Urging President Biden, the United States Department of Energy, and the Congress of the United States to designate federal funding for hydrogen hubs in Ohio.

To the Committee on Energy and Public Utilities.

**S. R. No. 36**-Senator Rulli

To urge the United States Congress to pass legislation requiring railroad companies to inform local and state government officials when trains carrying potentially hazardous materials travel through their respective jurisdictions.

To the Committee on Transportation.

**S. B. No. 78**-Senators Craig, Ingram, et al.

To repeal section 9.68 of the Revised Code to restore local authority to generally regulate firearms-related conduct.

To the Committee on Veterans and Public Safety.

**S. B. No. 79**-Senator Reynolds

To amend section 3314.017 and to enact sections 3301.0727, 3314.381, and 3314.382 of the Revised Code regarding dropout prevention and recovery community schools

To the Committee on Education.

**S. B. No. 80**-Senator Brenner

To solicit research on the relationship between COVID-19 and myocarditis and to make an appropriation.

To the Committee on Health.

**S. B. No. 81**-Senator Romanchuk

To amend section 4723.431; to enact section 4723.436 of the Revised Code to authorize certain clinical nurse specialists, certified nurse-midwives, and certified nurse practitioners to sign documents related to hospital patient admission, treatment, and discharge; 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 changes to that section on and after that date.

To the Committee on Health.

YES - 14: MATT HUFFMAN, NICKIE J. ANTONIO, HEARCEL F. CRAIG, THERESA GAVARONE, PAULA HICKS-HUDSON, ROB MCCOLLEY, TIM SCHAFFER, KIRK SCHURING, ANDREW O. BRENNER, MATT DOLAN, BOB D. HACKETT, STEPHANIE KUNZE, MICHELE REYNOLDS, KENT SMITH

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

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

**REPORTS OF STANDING AND SELECT COMMITTEES**

Senator Roegner submitted the following report:

The standing committee on Government Oversight, to which was referred **S. B. No. 24**-Senator Roegner having had the same under consideration, reports it back and recommends its passage.

YES - 4: KRISTINA D. ROEGNER, PAULA HICKS-HUDSON, GEORGE F. LANG, ROB MCCOLLEY

NO - 0.

Senator Roegner submitted the following report:

The standing committee on Government Oversight, to which was referred **S. B. No. 42**-Senators Johnson, Huffman, S., et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Roegner.

YES - 4: KRISTINA D. ROEGNER, PAULA HICKS-HUDSON,  
GEORGE F. LANG, ROB MCCOLLEY

NO - 0.

The question being, "Shall the reports of the committee be accepted?"  
The reports of the committee were accepted.

### **RESOLUTIONS REPORTED BY COMMITTEE**

**S. C. R. No. 2**-Senator Schaffer.

Cosponsors: Senators Cirino, Reineke, Brenner, Wilson, Romanchuk.

To urge Congress to make changes to the Fair Labor Standards Act to allow a person under 16 years of age to be employed between 7 p.m. and 9 p.m. during the school year.

WHEREAS, The United States lost over 22 million jobs and had an unemployment rate of 14.8% in April 2020, as a result of the COVID-19 pandemic, the highest observed unemployment rate since data collection began in 1948; and

WHEREAS, Employers are still experiencing a shortage of workers to fill the over 10 million currently available positions, despite the economy recovering jobs that were lost because of the COVID-19 pandemic; and

WHEREAS, Ohio had lost nearly 900,000 jobs and recorded a 16.4% unemployment rate in April 2020, due to the COVID-19 pandemic, and still has not recovered nearly 105,000 of those jobs that had been lost; and

WHEREAS, Teenage workers are becoming a larger portion of the United States workforce, with an unemployment rate of 11.3% in November 2022; and

WHEREAS, Business owners have had to adjust their operations in response to the ongoing labor shortage, including decreasing their open hours; and

WHEREAS, Business owners could more quickly return to regular operations, including resuming their usual open hours, by being able to hire the necessary staff to meet their operating needs; and

WHEREAS, The Fair Labor Standards Act and Ohio law permits a person under 16 years of age to work until 9 p.m. during summer months or other school holidays; and

WHEREAS, Extending the hours which a person under 16 years of age may work during the school year allows business owners to hire the staff required for the business to resume operating during its usual hours of operation; and

WHEREAS, Local economic growth results when more people are employed and earn wages to spend on goods and services produced by businesses within the local area, which in turn requires businesses to hire more workers to meet the increased demand; now therefore be it

RESOLVED, That we, the members of the 135th General Assembly of the State of Ohio, urge the Congress of the United States to make changes to the Fair Labor Standards Act to allow a person under 16 years of age to be employed between 7 p.m. and 9 p.m. during the school year if the person has approval to do so from the person's parent or legal guardian; and be it further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the President Pro Tempore and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, the members of the Ohio Congressional delegation, and the news media of Ohio.

The question being, “Shall the concurrent resolution, **S. C. R. No. 2**, be adopted?”

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

Blessing	Brenner	Cirino	Dolan
Gavarone	Hackett	Hoagland	Huffman, S.
Johnson	Kunze	Landis	Lang
Manning	McColley	O'Brien	Reineke
Reynolds	Roegner	Romanchuk	Rulli
Schaffer	Schuring	Wilkin	Wilson
			Huffman, M.-25

Senators Antonio, Craig, DeMora, Hicks-Hudson, Ingram, Smith, and Sykes voted in the negative-7.

So the concurrent resolution was adopted.

The title was amended as follows:

Add the names: "Gavarone, Hackett, Hoagland, Johnson, Lang, Reynolds, Roegner, Schuring, Wilkin."

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

The motion was agreed to and the title so amended.

### BILLS FOR THIRD CONSIDERATION

#### **S. B. No. 17**-Senator Wilson.

Cosponsor: Senator Brenner.

To amend section 3301.079 of the Revised Code to incorporate free market capitalism content into the high school financial literacy and entrepreneurship standards and model curriculum, was considered the third time.

The question being, "Shall the bill, **S. B. No. 17**, pass?"

The yeas and nays were taken and resulted – yeas 31, nays 1, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blessing	Brenner	Cirino
Craig	DeMora	Dolan	Gavarone
Hackett	Hoagland	Huffman, S.	Ingram
Johnson	Kunze	Landis	Lang
Manning	McColley	O'Brien	Reineke
Reynolds	Roegner	Romanchuk	Rulli
Schaffer	Schuring	Smith	Sykes
Wilkin	Wilson		Huffman, M.-31

Senator Hicks-Hudson voted in the negative-1.

So the bill passed.

The title was amended as follows:

Add the names: "Cirino, Dolan, Gavarone, Hackett, Hoagland, Johnson, Kunze, Lang, McColley, O'Brien, Reineke, Reynolds, Roegner, Romanchuk, Schaffer, Schuring."

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

The motion was agreed to and the title so amended.

#### **Sub. S. B. No. 30**-Senator Schaffer.

Cosponsors: Senators Cirino, Wilson.

To amend sections 3331.02 and 4109.07 of the Revised Code to allow a person under sixteen years of age to be employed after 7 p.m. during the school year and to require a parent or guardian to sign a work hour notification form for a minor to receive an age and schooling certificate, was considered the third time.

The question being, "Shall the bill, **Sub. S. B. No. 30**, pass?"

The yeas and nays were taken and resulted – yeas 25, nays 7, as follows:

Those who voted in the affirmative were: Senators

Blessing	Brenner	Cirino	Dolan
Gavarone	Hackett	Hoagland	Huffman, S.
Johnson	Kunze	Landis	Lang
Manning	McColley	O'Brien	Reineke

Reynolds  
Schaffer

Roegner  
Schuring

Romanchuk  
Wilkin

Rulli  
Wilson  
Huffman, M.-25

Senators Antonio, Craig, DeMora, Hicks-Hudson, Ingram, Smith, and Sykes voted in the negative-7.

So the bill passed.

The title was amended as follows:

Add the names: "Brenner, Cirino, Gavarone, Hoagland, Johnson, Lang, O'Brien, Reineke, Reynolds, Roegner, Romanchuk, Schuring, Wilkin."

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

The motion was agreed to and the title so amended.

### MOTIONS

Senator Gavarone moved that Senators absent the week of Sunday, March 05, 2023, 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

Senator Schuring offered the following concurrent resolution:

**S. C. R. No. 4**-Senator Schuring.

To adopt the Legislative Code of Ethics for the members and employees of both chambers of the 135th General Assembly, employees of any legislative agency, and candidates for the 136th General Assembly.

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

The yeas and nays were taken and resulted – yeas 32, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blessing	Brenner	Cirino
Craig	DeMora	Dolan	Gavarone
Hackett	Hicks-Hudson	Hoagland	Huffman, S.
Ingram	Johnson	Kunze	Landis
Lang	Manning	McColley	O'Brien
Reineke	Reynolds	Roegner	Romanchuk
Rulli	Schaffer	Schuring	Smith
Sykes	Wilkin	Wilson	Huffman, M.-32

So the concurrent resolution was adopted.

The title was amended as follows:



Add the names: "Senators Antonio, Cirino, Craig, DeMora, Hackett, Hicks-Hudson, Johnson, Landis, Lang, McColley, Rulli, Schuring, Smith, Wilson."

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

The motion was agreed to and the title so amended.

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

**S. R. No. 41** - Senator Kunze.

Honoring Eli Stoll as a 2023 Division II State Champion in swimming.

**S. R. No. 42** - Senator Kunze.

Cosponsors: Senators DeMora, Hoagland, Johnson.

Observing April 2023 as the Month of the Military Child in Ohio.

**S. R. No. 43** - Senators Huffman, M., McColley.

Cosponsors: Senators Gavarone, Antani, Antonio, Blessing, Brenner, Cirino, Craig, DeMora, Dolan, Hackett, Hicks-Hudson, Hoagland, Huffman, S., Ingram, Johnson, Kunze, Landis, Lang, Manning, O'Brien, Reineke, Reynolds, Roegner, Romanchuk, Rulli, Schaffer, Schuring, Smith, Sykes, Wilkin, Wilson.

In memory of William Frank Reineke, Sr.

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

So the resolutions were adopted.

## 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, Steve Boymel, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a term beginning January 2, 2023 and ending at the close of business January 1, 2031, replacing Thomas E. Mischell, 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 30th day of December in the year of our Lord, Two Thousand and Twenty-

Two.

[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, Jack C. Cornachio, from Willoughby, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a term beginning December 20, 2022 and ending at the close of business October 12, 2027, replacing Mark A. Tyler, 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 20th day of December in the year of our Lord, Two Thousand and Twenty-Three.

[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, Michelle A. Gillis, from Cincinnati, Hamilton County, Ohio, as a Member of the University of Cincinnati Board of Trustees for a new term beginning January 2, 2023 and ending at the close of business January 1, 2032, replacing Michelle A. Gillis, 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 30th day of December in the year of our Lord, Two Thousand and Twenty-Two.

[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, Maria Lauren Haberman, from Columbus, Franklin County, Ohio, as a Member of the Public Benefits Advisory Board for a term beginning January 6, 2023 and ending at the close of business June 30, 2024, replacing Sherry J. Hubbard, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Donald Louis Ortner, from Oberlin, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a new term beginning December 19, 2022 and ending at the close of business August 30, 2027, replacing Donald Louis Ortner, 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 20th day of December in the year of our Lord, Two Thousand and Twenty-Two.

[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, Malcum Jamie Patton, Republican, from Richwood, Union County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a term beginning January 6, 2023 and ending at the close of business September 3, 2025, replacing Larry R. Mincks, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Thomasina B. Patton, from Avon Lake, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a term beginning January 1, 2023 and ending at the close of business August 30, 2027, replacing Teresa D. Gardner, 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 30th day of December in the year of our Lord, Two Thousand and Twenty-Two.

[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, Kenji Christopher Prince, from Columbus, Franklin County, Ohio, as a Member of the State Cosmetology and Barber Board for a new term beginning January 6, 2023 and ending at the close of business October 31, 2027, replacing Kenji Christopher Prince, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Steven Philip Regoli, from Worthington, Franklin County, Ohio, as a Member of the Board of Building Appeals for a term beginning January 6, 2023 and ending at the close of business October 13, 2023, replacing Paul R. Beegan, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Paul Lienard Rupert, from Kirtland, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a term beginning December 20, 2022 and ending at the close of business October 12, 2027, replacing Duane H. Frager, 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 20th day of December in the year of our Lord, Two Thousand and Twenty-Two.

[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, Tasha Sheipline, from Wapakoneta, Auglaize County, Ohio, as a Member of the State Cosmetology and Barber Board for a new term beginning January 6, 2023 and ending at the close of business October 31, 2027, replacing Tasha Sheipline, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[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, Beverly A. Vitaz, from Concord, Lake County, Ohio, as a Member of the Lakeland Community College Board of Trustees for a new term beginning December 20, 2022 and ending at the close of business October 12, 2027, replacing Beverly A. Vitaz, 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 20th day of December in the year of our Lord, Two Thousand and Twenty-Two.

[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, Jennifer S. Wolfe, from Westerville, Franklin County, Ohio, as a Member of the State Cosmetology and Barber Board for a new term beginning January 6, 2023 and ending at the close of business October 31, 2027, replacing Jennifer S. Wolfe, 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 6th day of January in the year of our Lord, Two Thousand and Twenty-Three.

[Seal]

Mike DeWine,  
Governor.

Said appointments were referred to the committee on Rules and Reference.

**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 bill:

**Sub. S. B. No. 10**-Senator Blessing – et al.

Attest:

Bradley J. Young,  
Clerk.

The President signed said bill.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Section 164.02(A) of the Ohio Revised Code, the Minority Leader of the Senate appoints the following public member to serve on the Ohio Public Works commission for a three-year term:

Brian Zimmerman (Cuyahoga County)

On the motion of Senator Schuring, the Senate adjourned until Tuesday, March 14, 2023 at 9:30 a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.