



**Sub. S.B. 52**

123rd General Assembly

(As Reported by H. Local Government and Townships)

**Sens. Carnes, Gardner, Oelslager, Mumper, DiDonato, Spada, Furney,  
Drake, Armbruster**

**Rep. Terwilleger**

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**BILL SUMMARY**

- Authorizes townships to regulate the resale of tickets to theatrical, sporting, or other public amusements.
- Adds to the sources of moneys a township may use to pay for the collection and disposal of tree leaves.
- Changes the conditions under which some 16 or 17 year old minors do not need to provide an age and schooling certificate as a condition of employment at a seasonal amusement or recreational establishment.

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**CONTENT AND OPERATION**

**Township regulation of ticket resales**

The bill authorizes a board of township trustees to adopt a resolution to regulate in the unincorporated area of the township, by license or otherwise, the resale, by parties not acting as agents of those issuing them, of tickets to theatrical or sporting events or to other public amusements. The bill allows the board to establish a fine of not more than \$100 for each separate violation of any such resolution. Fifty per cent of the collected fine moneys must be deposited in the township's general fund, and the remaining 50% of those moneys must be deposited in the county's general fund. (Sec. 505.95(A) and (B).)

Any person allegedly aggrieved by a violation of a resolution adopted under the bill may seek injunctive or other appropriate relief in connection with the act or practice that violates the resolution (sec. 505.95(C)).

## **Moneys for township leaf collection and disposal**

### **Current law**

Under current law, a township may create a waste disposal district. The township can *levy a property tax* (voted or unvoted) or *charge a fee* for the collection and disposal of garbage or refuse in the district.<sup>1</sup> Any *service charges* collected generally are to be kept in a *waste collection fund* and used to pay the costs of managing, maintaining, and operating a garbage and refuse collection and disposal system in the district. Independent of those powers, a board of township trustees may acquire, maintain, and operate equipment and facilities for the collection and disposal of *tree leaves* and pay the costs of providing this service from the township general fund. (Secs. 505.29, 505.31, and 505.79.)

### **Changes proposed by the bill**

The bill adds to the sources of moneys that can be used to pay for the collection and disposal of tree leaves. Language is added to permit a board of township trustees (1) to levy a property tax *within* the ten-mill limitation in a waste disposal district to provide for the collection and disposal of tree leaves (in addition to providing for and maintaining waste disposal service, as under current law) and (2) to pay the cost for that collection and disposal from any fund created for the tax levy moneys. The bill also permits a township to use moneys in the *waste collection fund* to pay for the costs incurred by the township in relation to the collection and disposal of tree leaves. (Secs. 505.29, 505.31, and 505.79.)

## **Minors' work without an age and schooling certificate**

### **Current law**

Under current law that became effective on May 25, 1999, minors aged 16 or 17 are *not required* to provide an age and schooling certificate (conclusive evidence of the minor's age and an employer's right to employ the minor in occupations not denied to minors of that age) as a condition of employment with *seasonal amusement or recreational establishments* if (1) they are so employed not more than two months before the last day of the school term in the spring and not more than two months after the first day of the school term in the fall (not affected

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<sup>1</sup> O.R.C. 505.29 permits a township to levy a tax within the ten-mill limitation for waste disposal services within a waste disposal district. O.R.C. 5705.19(V) permits a township or a township waste disposal district (both governed by the board of township trustees) to levy a tax in excess of the ten-mill limitation for the collection and disposal of garbage or refuse, including yard waste.

by the bill), (2) they are so employed while school is in session, only for hours between the end of the school day on Friday and 11 p.m. on Sunday, and (3) the superintendent of schools of the school district in which the minor resides does not require such a certificate (sec. 4109.02(A) and (B)(2)).

**Changes proposed by the bill**

The bill changes the periods, days, and hours during which 16 and 17 year olds may be employed *while school is in session* at seasonal amusement or recreational establishments without having to provide an age and schooling certificate as a condition of employment. First, the bill limits a minor from being so employed without having to provide a certificate for the period before Memorial Day and after Labor Day while school is in session to the hours between the end of school on Friday and 11 p.m. on Sunday. Then, for the period from Memorial Day until the last day of the school term in the spring and from the first day of the school term in the fall until Labor Day, the bill permits a minor to be so employed only for hours that occur between the end of the school day and 9 p.m. on Monday through Thursday and only for hours that occur between the end of the school day on Friday and 11 p.m. on Sunday. As under current law, however, if the superintendent of schools requires an age and schooling certificate, the certificate will still be required as a condition of employment at a seasonal amusement or recreational establishment. (Sec. 4109.02(B)(2).)

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**HISTORY**

ACTION	DATE	JOURNAL ENTRY
Introduced	02-04-99	p. 113
Reported, S. State & Local Gov't & Veterans Affairs	04-27-99	p. 339
Passed Senate (32-0)	04-28-99	p. 347
Reported, H. Local Gov't & townships	06-17-99	p. 890

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