



Amber Hardesty

*Bill Analysis*  
*Legislative Service Commission*

## **H.B. 511**

127th General Assembly  
(As Introduced)

**Reps. DeGeeter, Fende, Dyer, Yuko, Evans, Dodd, J. McGregor, Foley,  
R. Hagan, Letson, Szollosi**

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### **BILL SUMMARY**

- Permits a Board of Park Commissioners to prescribe penalties for any violation of a bylaw or rule adopted by the board if the penalties do not exceed in severity the penalty designated by Ohio law for a similar violation.
- Increases the penalties for violations of a bylaw or rule adopted by a board for which the board has not prescribed a penalty.

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### **CONTENT AND OPERATION**

#### **Penalties for violation of bylaws and rules of a Board of Park Commissioners**

(R.C. 1545.09 and 1545.99)

A Board of Park Commissioners is required to adopt bylaws and rules it deems advisable for the preservation of good order within and adjacent to parks and reservations of land, and for the protection and preservation of the parks, parkways, and other reservations of land under its jurisdiction and control and of property and natural life therein. The board also must adopt bylaws or rules establishing a procedure for contracting for professional, technical, consulting, and other special services. The bylaws and rules must be published as provided for ordinances of municipal corporations before taking effect.

A person is prohibited from violating any of the bylaws or rules. Under current law, a person who violates any of the bylaws or rules is subject to a fine of up to \$100 for a first offense and up to \$500 for a subsequent offense.

The bill authorizes the board to adopt a bylaw that prescribes a penalty for violating any of its bylaws or rules. Such a penalty cannot exceed in severity:

(1) The penalty designated in the Revised Code if violation of the bylaw or rule is similar to a violation for which a penalty is designated in the Revised Code; or

(2) A fine of up to \$150 for a first offense and up to \$1,000 for a subsequent offense if violation of the bylaw or rule is not similar to a violation for which a penalty is designated in the Revised Code.

If a person violates a bylaw or rule, and the board has prescribed penalties as described above, the person is subject to the penalties thus prescribed. If, however, the board has not prescribed penalties as described above, the person is subject to a fine of up to \$150 for a first offense and up to \$1,000 for a subsequent offense. (The latter fines are an increase of the fines (\$100 and \$500) in current law.)

Any bylaw prescribing a penalty must be published as provided for ordinances of municipal corporations before taking effect.

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## **HISTORY**

<b>ACTION</b>	<b>DATE</b>
Introduced	03-18-08

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