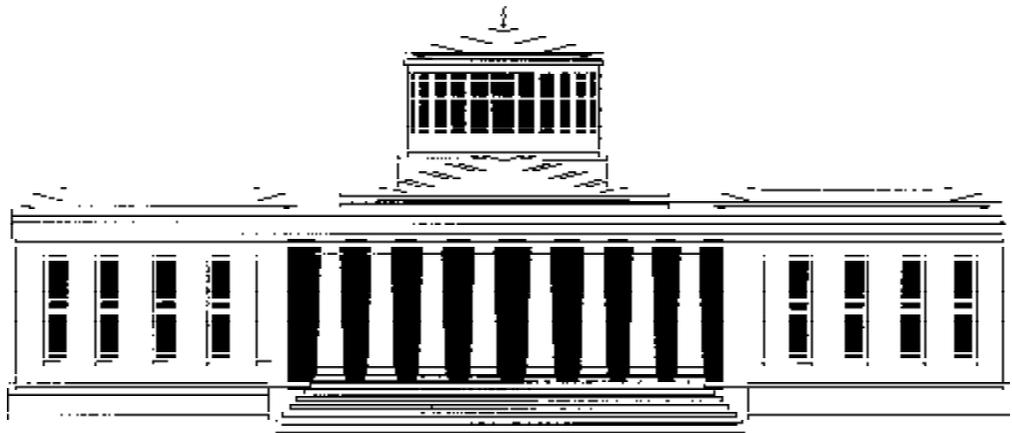


# **DIGEST OF ENACTMENTS 2002**

124th General Assembly (2001-2002)



**Ohio Legislative Service Commission**  
Columbus, Ohio

June 2003

# **DIGEST OF ENACTMENTS 2002**

124th General Assembly (2001-2002)

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June 2003

## INTRODUCTION

During 2002, the 124th General Assembly enacted 108 House bills and 59 Senate bills. Governor Taft vetoed items in Am. Sub. H.B. 524, H.B. 675, Am. Sub. S.B. 143, and Am. Sub. S.B. 261.

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## AGRICULTURE

### Am. H.B. 455

**Reps.** Aslanides, Seitz, Hollister, Schaffer, Carmichael, Redfern, Niehaus, Kearns, Boccieri, Krupinski, Core, Distel, Collier, Barrett, Faber, Metzger, Wolpert, Rhine, Grendell, Peterson, Husted, Flowers, Latell, Coates, Seaver, Perry, Ogg, Sulzer, Allen, Hagan, Sferra, Schmidt, Barnes, Key, Gilb, Latta, Olman, Buehrer, Strahorn, Woodard, Lendrum, Manning, Schneider, Hughes, G. Smith, Fessler, Carey, Roman

**Sens.** Carnes, Mumper, Harris, Austria, Amstutz

**Effective date:** July 5, 2002

#### *Agricultural commodity marketing programs*

Eliminates language requiring an operating committee for an agricultural commodity marketing program to consist of an odd number of members, and reduces the minimum number of members of such a committee from five to three.

Establishes more specific criteria for making refunds of assessments paid by producers of an agricultural commodity, and extends the deadline by which an operating committee must make a refund from 30 days to 60 days after receipt of a producer's valid application for one.

For purposes of the hearing held by the Director of Agriculture to consider whether to continue an agricultural commodity marketing program, requires the Director to follow specified procedures in the Administrative Procedure Act when providing public notice and conducting the hearing rather than requiring him to hold the hearing as prescribed in that Act, and requires the Director to file a copy of the public notice with the Director of the Legislative Service Commission for publication in the Register of Ohio.

Revises requirements for public notice that the Director of Agriculture must give regarding his recommendation to continue or terminate an agricultural commodity marketing program after he has conducted a hearing on the issue.

Establishes uniform criteria for determining whether affected producers favor the Director's proposed termination of a program.

**Agro Ohio Fund and grant authority**

Authorizes the Director of Agriculture to use all or any portion of the moneys in the continuing Agro Ohio Fund to award grants for the purpose of promoting agriculture in this state, and, with respect to the awarding of such grants that consist of moneys other than federal moneys, requires the Director to adopt rules establishing necessary procedures and requirements.

Specifies that federal moneys deposited into the Agro Ohio Fund must be used in accordance with any terms that federal law prescribes for their use.



**Am. Sub. S.B. 217**

**Sens. Mumper, Carnes, Harris**

**Reps. Niehaus, Carmichael, Wolpert, Rhine, Flowers, Coates, Young**

**Effective date: March 31, 2003; Sections 3 and 4 effective July 1, 2004**

**Licensure of pesticide applicators**

Consolidates the licenses of custom applicators, custom operators, public operators, and limited commercial applicators into a commercial applicator license, and establishes application requirements for the licensure of commercial applicators.

Requires private applicators to be licensed rather than certified.

Requires private applicators to use or directly supervise the use of a restricted use pesticide only for agricultural purposes on property that is owned or rented by the applicator or the applicator's employer.

Requires the Director of Agriculture to examine applicants for licensure as commercial or private applicators on the applicants' knowledge and competency in specified areas, and provides that a person who fails to pass an examination for licensure is not entitled to an adjudication under the Administrative Procedure Act for that failure.

Authorizes the Director to require a person holding a commercial applicator license or a private applicator license to complete a training program instead of being required to complete a re-examination, authorizes the training to be provided by persons who do not work at the Department of Agriculture, and requires the Director to adopt rules establishing standards, requirements, and procedures governing examinations, re-examinations, and training.

Authorizes the Director to prescribe standards for the licensure of pesticide applicators that are more restrictive than those prescribed by federal law.

Authorizes the Director to adopt rules specifying circumstances under which a trained serviceperson is considered to be acting under the instructions and control of a commercial applicator, and requires the Director to adopt rules establishing training requirements for trained servicepersons.

Revises the record-keeping requirements for pesticide applications and diagnostic inspections, and requires the employers of commercial applicators, rather than the applicators, to maintain the records for specified time periods.

Revises the nonresident applicator requirements.

### **Licensure of pesticide businesses**

Replaces the requirement that an applicant must license each pesticide application business with a requirement that an applicant must obtain a license to own or operate a pesticide business and must register each location that is owned by the applicant and used for the purpose of engaging in the pesticide business.

Requires an owner or operator of a pesticide business to employ one commercial applicator for each pesticide business registered location that the owner or operator owns or operates.

Revises the Director's authority to deny, suspend, or revoke a pesticide business's license, and allows the Director to modify such a license.

Eliminates a provision under which the license of a pesticide business was automatically suspended if the business's required evidence of financial responsibility expired without renewal prior to the expiration of the license.

### **Registration of pesticides**

Authorizes the Director to refuse to register a pesticide if the application for registration fails to comply with the requirements governing registration.

Authorizes the Director to suspend or revoke a registration under specified circumstances.

### **Licensure of pesticide dealers**

Prohibits anyone from distributing restricted use pesticides to the ultimate user without a pesticide dealer's license, distributing an unregistered pesticide, distributing a

misbranded or adulterated pesticide, or, except as provided under the act, distributing restricted use pesticides to an ultimate user who is not licensed under the Pesticides Law.

Exempts from the last prohibition, above, a pesticide dealer who distributes restricted use pesticides to nonresident pesticide applicators meeting specified requirements.

**Political subdivisions subject to specified requirements**

Provides that political subdivisions, state agencies, and other public agencies are subject to the Pesticides Law and rules adopted under it with respect to the application, handling, and use of pesticides and that each such governmental entity is responsible for those activities of its employees.

**Fees**

Requires the amounts of all license fees and related fees that must be paid under the Pesticides Law to be established by rule rather than by statute.

Specifies that the aggregate amount of the fees that initially are established by rule after the act's applicable effective date must be designed to cover, but not exceed, the costs incurred by the Department of Agriculture in administering the Pesticides Law, and prohibits the fees from being increased thereafter without the approval of the General Assembly.

**Enforcement**

Revises and expands the prohibitions against the violation of specified provisions of the Pesticides Law.

Removes the Director's authority to assess a civil penalty, and the Attorney General's authority to bring a civil action, against a violator's employer in addition to the violator under specified circumstances, and instead authorizes the Director and the Attorney General to so act against an employer instead of, rather than against, the violator.

Establishes that a person who violates the Pesticides Law or rules adopted under it is liable for the violation and that the person's employer is liable for and may be convicted of the violation if the person was acting on behalf of the employer.

Increases the criminal penalty for subsequent violations of certain prohibitions.

Authorizes the Director to suspend, rather than deny, modify, suspend, revoke, or refuse to renew, a license, permit, or registration issued under the Pesticides Law under specified circumstances.

Authorizes the Director to issue a written warning to a person who violates the Pesticides Law or any rule adopted under it instead of initiating enforcement procedures.

Specifies that the penalties for violations of the Pesticides Law do not apply to persons who incidentally use general use pesticides, and defines "incidental use."

Specifies that the act's provisions relating to pesticide businesses do not apply to an individual who uses only ground equipment for himself or for his neighbors, provided that the individual meets certain requirements.

Revises the Director's right-of-entry authority.

Specifies that the Director's authorized agent has the same authority as the Director to issue an order requiring a pesticide or device to be held due to possible violation of the Pesticides Law.

### **Pesticide Program Fund**

Eliminates the requirement that the Director of Budget and Management transfer excess money from the Pesticide Program Fund to the General Revenue Fund.

### **Other provisions**

Requires the Director to establish standards for the development and implementation of integrated pest management practices that are designed to prevent unreasonable adverse effects on human health and the environment, and authorizes the Director to enter into cooperative agreements with other state agencies for the implementation of voluntary or mandatory integrated pest management practices.



## APPROPRIATIONS

### **Am. Sub. H.B. 524**

(For details of fiscal provisions of the act, see LSC Fiscal Note, "As Enacted.")

**Reps. Carey, Faber, Schmidt, Evans, Calvert, Flowers, Latta, Coates, Aslanides, Ogg, Redfern, Lendrum**

**Sen. Carnes**

**Effective date: June 28, 2002; certain sections effective March 28, 2002; contains item vetoes**

#### **Education**

Requires the School Facilities Commission each fiscal year, when it determines the districts to which it plans to provide assistance during that year, to fix the priority of the next ten school districts according to their adjusted valuation per pupil.

Prescribes a manner in which a school district board may obtain specific voter approval to issue bonds for a state-assisted school facilities project in more than one series.

Authorizes a school district board to issue bonds for a state-assisted school facilities project for a term of up to the number of years permitted under the Uniform Public Securities Law (generally up to 30 years) instead of a maximum of 23 years.

Authorizes a school district board to combine a ballot measure under a state-assisted school facilities project with other bond issue and tax levy measures for permanent improvements and certain operating expenses.

Provides that for school facilities projects of any size, the entire amount of the state's portion does not have to be encumbered during the first biennium of the project.

Requires that the respective state and school district shares of the cost of a project under the Accelerated Urban School Building Assistance Program (for the six large urban school districts) be spent simultaneously in proportion to the percentage of each share.

Specifies that part of the school district share of a school facilities construction project may be spent before the state share if necessary to comply with certain federal laws.



Permits a local donated contribution under a state-assisted school facilities project to be paid directly by an entity to a contractor on behalf of the appropriate school district as long as certain conditions are satisfied.

Specifies that a school district board that dedicates local donated contributions toward the requirement to generate money for facilities maintenance under a state-assisted school facilities project must agree to deposit all such dedicated money by the anticipated completion of the district's project rather than at the beginning of the project.

Allows a school district undertaking a project under the Expedited Local Partnership Program to meet its maintenance requirement by dedicating the prescribed amount of a tax used to leverage bonds for the project.

Permits a school district undertaking a project under the Expedited Local Partnership Program to combine a ballot measure for the levy of a property tax for the maintenance of facilities under that project with a related combined bond and property tax ballot measure.

Requires the School Facilities Commission to use an adjusted valuation per pupil based on a school district's most recent single-year tax valuation to determine the district's share of a project cost under the Expedited Local Partnership Program if the district has experienced a 10% or greater decrease in tax valuation due to changes in the law on tax assessments of electric utility property.

Exempts a school district participating in a school facilities project from having to obtain prior approval from the Superintendent of Public Instruction and the Tax Commissioner to submit to the voters the question of issuing debt that would result in the district's total net indebtedness exceeding 4%.

Specifies the conditions under which school districts with large state-assisted school facilities projects may incur debt of up to 2% of tax valuation without a vote of the electors when issuing bonds for those projects.

Establishes a process by which a petition may be brought for the election of a commission to study and determine conditions for the merger of school districts in counties that meet certain conditions.

Allows individual state-assisted post-secondary educational institutions in Ohio, not just the Ohio Board of Regents, to enter into reciprocal tuition contracts with state-assisted post-secondary educational institutions in contiguous states, and mandates specific reporting requirements concerning the contracts.

Requires that title to funds received by a state-supported university or college be held in trust by the board of trustees, and mandates that the board invest such funds in

conformity with a "prudent person" policy, invest only in publicly traded securities, and maintain a reserve that is invested in specified securities.

### **Ohio Housing Finance Agency**

Requires the Governor to receive recommendations from the Ohio Housing Council for members of the Ohio Housing Finance Agency who represent multifamily housing interests.

Changes which multifamily housing groups are designated as organizations and which are designated as corporations.

Specifies conditions under which Ohio Housing Finance Agency members representing multifamily housing interests would not violate the Ohio Ethics Law as it relates to public contracts.

### **Taxes and assessments**

Permits municipal corporations to impose special assessments for acquiring and improving existing parking facilities and structures for off-street parking.

Would have changed the weight threshold for determining whether a motor vehicle lease is subject to the accelerated sales and use tax payment requirement. (Vetoed)

Changes the minimum lease term for the purpose of determining whether a transaction is taxable as a lease under the sales and use tax law.

Permits counties and municipal corporations to levy property taxes for roads that last more than five years, to levy property taxes specifically for sidewalks, bikeways, and the like, and to combine the two kinds of levies, all subject to voter approval.

Expands a tax exemption for major league professional athletic facilities to include minor league baseball facilities, and modifies the conditions under which the exemption can be claimed.

Permits political subdivisions granting property tax exemptions to compensate joint vocational school districts for forgone property tax revenue.

### **Other**

Authorizes the board of county commissioners of Ashtabula County to construct, as a pilot project and by using the design-build construction method, a lodge and conference center at Geneva State Park on land leased from the Department of Natural Resources.

Allows two additional members to be added to the Capitol Square Review and Advisory Board: a former President of the Senate appointed by the current President of the Senate and a former Speaker of the House of Representatives appointed by the current Speaker.

Permits a federal home loan bank to serve as a qualified trustee for the safekeeping of the securities pledged by a public depository as collateral for the repayment of state and political subdivision money under the Uniform Depository Act.

Makes several miscellaneous clarifications to the Capital Facilities Bonds and Obligations Law.

Provides that the Southern Ohio Veterans Home in Brown County is not required to obtain a certificate of need for the addition of up to 168 nursing home beds if the beds are placed in service prior to December 31, 2004.

Ratifies previously effective rules that might be of questionable validity because they incorporate text by reference.



## **H.B. 675**

*(For details of fiscal provisions of the act, see LSC FISCAL NOTE,  
"AS ENACTED.")*

**Reps.** Calvert, Hoops, DeWine, Gilb, Faber, Schmidt, Hughes, Clancy, Raga, Webster, Peterson, Husted, Hartnett, Kearns, R. Miller, Evans, Collier, Barrett, Allen, Jolivette, Buehrer, Seitz, Flowers, Hollister, Hagan, Latta, Carmichael

**Sens.** Amstutz, Spada, Carnes, Coughlin

**Effective date:** March 14, 2003; certain provisions effective December 13, 2002, and July 1, 2003; Sections 1.04 and 1.05 effective January 1, 2004; Sections 1.07, 1.08, and 32.01 effective July 1, 2003; and Sections 30.01, 30.02, 30.03, 30.04, and 30.05 effective December 13, 2002; contains item vetoes

Makes capital appropriations.

Establishes the Innovation Ohio Loan Program in the Department of Development, and authorizes the Director of Development, subject to the approval of the Controlling Board, to make loans and loan guarantees to pay the allowable innovation costs of eligible projects in targeted innovation industry sectors.

Permits the Director of Development to acquire innovation property, such as software, inventory, licenses, contract rights, patents and patent applications, and trademarks, and to convey such innovation property to any governmental agency or person without competitive bidding and on whatever terms, conditions, and manner of consideration the Director considers appropriate.

Establishes administrative procedures and criteria for assistance under the Innovation Ohio Loan Program that are similar, but not identical, to those of the ongoing Facilities Establishment Fund Law.

Specifies that the amount of an Innovation Ohio loan may not exceed 90% of the total costs of an eligible innovation project and that the amount to be guaranteed under the program may not exceed 90% of the allowable innovation costs of an eligible project.

Permits reimbursement under the Innovation Ohio Loan Program of the costs of creating and protecting intangible property, such as a patent, copyright, or trademark, that is related to an eligible innovation project or a product or service related to an eligible innovation project.

Would have exempted the construction of project facilities built under the Innovation Ohio Loan Program from the Prevailing Wage Law. (Vetoed)

Permits the issuance of additional obligations according to the procedures of the Facilities Establishment Fund Law to pay the costs of the program.

Modifies the maximum aggregate amount of the unpaid principal of loans and loan guarantees that may be outstanding under the Facilities Establishment Fund Program by adding the unpaid principal of loans and loan guarantees made under the Innovation Ohio Loan Program, but increases the maximum aggregate amount from \$500 million to \$700 million, of which no more than \$200 million may be comprised of loan guarantees made under the programs.

Permits the Director of Development to take an interest in property to ensure that innovation property is used in Ohio and that services associated with innovation property are delivered by persons employed within Ohio.

Creates the Third Frontier Commission in the Department of Development, as well as the Third Frontier Advisory Board, to coordinate and administer science and technology programs to promote the welfare of Ohio citizens and to maximize the economic growth of the state through expansion of the state's high technology research and development capabilities and the state's product and process innovation and commercialization.

Abolishes the Biomedical Research and Technology Transfer Commission, and transfers all of its functions, funding, and employees to the Third Frontier Commission.



Makes various modifications and corrections to trust taxation law, affecting the computation of taxable income, how certain investment income is to be apportioned, trust residency rules, allocation of nonresident trusts' taxable income, exempted trusts, and attributing ownership in businesses to trusts.

Eliminates the exclusion that allowed pass-through entities to avoid paying the pass-through entity withholding tax on account of electing small business trusts that otherwise qualify as investors for which payment of the withholding tax is required.

Makes various corrections and clarifications to certain aspects of the income tax law and pass-through entity withholding tax law.

Revises the definition of "making retail sales," for purposes of tax abatement eligibility under enterprise zone agreements and agreements for voluntary remediation of contaminated property, to limit such sales to point-of-final-purchase transactions at a facility open to the consuming public.

Eliminates the requirement that county boards of revision mail decisions on real property tax complaints to the Tax Commissioner, but provides that the Tax Commissioner may order county auditors to send such decisions to the Commissioner.

Provides that, for persons other than the Tax Commissioner, the time for filing an appeal to the Board of Tax Appeals begins to run when notice of the board of revision's decision is mailed to the person while the Tax Commissioner's time for filing an appeal begins when the last mailing of notice is made to those other persons.

Restores the interest charge on underpayments of estimated corporation franchise taxes.

Makes technical corrections in the sales tax law to resolve conflicting amendments enacted by two recent acts of the General Assembly.

Provides that a probate court order granting an estate summary release from administration does not eliminate the duty to file an estate tax return and accompanying certificate.

Modifies eligibility criteria and other conditions of the job retention tax credit.

Temporarily permits certain tax increment financing "service" payments from tax-exempt property to be used to fund public infrastructure development unrelated to and remote from the exempted property.

Changes, from the Tax Commissioner to the Office of Budget and Management, the entity from which the Secretary of State must request, and which must then prepare,

an estimate of the annual expenditure of public funds proposed in connection with a state law or constitutional amendment proposed by initiative petition.

Permits the Office of Budget and Management and the Tax Commissioner to issue jointly an estimate of the annual expenditure of public funds and an estimate of the annual yield of any taxes if a state law or constitutional amendment proposed by initiative petition necessitates both the expenditure of public funds and the levy of a tax.

Repeals a requirement that a ten-member Budget Study Committee be appointed.

Specifies that the proceeds of Ohio Building Authority bonds that can be used to finance specified capital facilities do not include accrued interest or any premium received upon the sale of the bonds for the payment of bond service charges, and expressly authorizes the deposit and safeguarding of that accrued interest and premium.

Under the state bond law, specifies that "debt service" may, rather than must, include costs relating to credit enhancement facilities that are related to and represent, or are intended to provide a source of payment of or limitation on, other debt service.

Specifies which fiscal year's wealth percentile ranking to use in determining a school district's priority for assistance and share of project cost under the state's school facilities assistance programs.

Requires that demolition costs be considered in calculating the basic project cost of a state-assisted school facilities project.

Creates a school facilities assistance program for joint vocational school districts.

Requires the Ohio School Facilities Commission, by July 1, 2004, to establish by rule an expedited facilities assistance program for joint vocational school districts similar to the "expedited local partnership program" established by continuing law for city, exempted village, and local school districts.

Permits the Administrator of Workers' Compensation to allow a state institution of higher education, a school district, a county school financing district, an educational service center, and a community school to self-insure construction projects estimated to cost over \$25 million whether or not those public employers are self-insuring public employers under the Workers' Compensation Law.

Increases, from \$15,000 to \$50,000, the threshold amount for requiring competitive bidding for capital improvement projects undertaken by two-year state-assisted colleges.

Authorizes, in addition to two or more municipal corporations as under ongoing law: (1) one or more municipal corporations and one or more political subdivisions other

than a municipal corporation, or (2) two or more political subdivisions other than municipal corporations to enter into an agreement for the joint construction or management, or construction and management, of any public work, utility, or improvement benefiting each municipal corporation or other political subdivision or for the joint exercise of any power conferred on municipal corporations or other political subdivisions by the Ohio Constitution or statutory law, in which each of the municipal corporations or other political subdivisions is interested.

Creates a new exception to the general prohibition against including a political subdivision in more than one port authority by allowing a municipal corporation and a county, both of which created or joined a port authority after July 9, 1982, to create a new port authority if the port authority or authorities that they created or joined operates or operated an airport.

Specifies that a port authority's territorial jurisdiction includes all of an airport that the port authority owns or leases, including runways, terminals, and related facilities, even if the airport or any part of its facilities is located outside of the territory of the political subdivision that created the port authority.

Specifies that an entity such as a governmental agency or a nonprofit organization that would not be required to pay taxes on property that it owns also is not required to pay taxes on property that it leases from a port authority for more than one year.

Revises the requirements by which a majority of the board of directors of a port authority may take action.

Authorizes a county to finance the construction or repair of a bridge using long life expectancy material by issuing bonds having a maximum maturity of 50 years instead of the formerly allowable 20 years and an average maturity not exceeding the expected useful life of the material used in the bridge deck upon a finding and recommendation by the county engineer that projected savings from the use of the material are sufficient to pay any additional debt service costs.

Authorizes a board of county commissioners that purchases or appropriates specified real estate interests for the construction, maintenance, or operation of county water supply facilities, if the interest was subject to certain property taxes prior to the purchase or appropriation, to make payments to a school district for all or a portion of the amount of taxes that otherwise would have been received by the district.

Eliminates the caps on the amount of money that a board of county commissioners may annually provide to the county historical society, allows a board to also provide such funding to a local society for the preservation and restoration of historic and archaeological sites, and allows such funding to be used for the restoration of historic buildings.

Revises the mine safety laws to modify the notification and review procedures for the finding of a mine safety violation, add requirements for the examination of surface coal mines, and change the class of employees at surface coal mines that can be designated as first aid providers.

Increases the annual inspection, reinspection, and midseason operational inspection per-ride fees for specified types of amusement rides, and establishes per-ride fees for annual go kart inspections and reinspections and for expedited inspections, failures to cancel scheduled inspections, and failures to have amusement rides ready for inspection.

Authorizes, rather than requires, the Department of Agriculture to conduct a midseason operational inspection of every amusement ride for which it conducts an annual inspection.

Increases the fee for a license to operate a concession at a fair or exposition from \$50 to \$70.

Creates the Administrative Building Fund consisting of the proceeds of bonds issued by the Ohio Building Authority and the State Architect's Fund consisting of public works rents and other revenue collected by the Department of Administrative Services and, under certain circumstances, a percentage of the investment earnings of the Administrative Building Fund.

Specifies that money in the Administrative Building Fund be used to pay for the costs of buildings for housing branches of state government and money in the State Architect's Fund be used to pay for certain expenses of the Department of Administrative Services.

Permits cash balance amounts not needed for ongoing operating expenses in the State Fire Marshal's Fund to be used to acquire interests in real property for the benefit of the Office of the Fire Marshal and to construct, acquire, enlarge, equip, furnish, and improve the Fire Marshal's office facilities and the facilities of the Ohio Fire Academy.

Exempts public employees who must function as attorneys to fulfill their job duties from the Public Employees Collective Bargaining Law.

Authorizes the Controlling Board to reject recommendations of a fact-finding panel that is utilized for collective bargaining when the parties reach an impasse when the state or any of its agencies, authorities, commissions, boards, or other branch of public employment is party to the fact-finding process.

Permits all state board or commission members to receive specified healthcare benefits coverage, and requires only some of those members, those appointed for a fixed

term with specified compensation or reimbursement, to pay the entire premiums, costs, or charges for that coverage.

Creates the Ohio Veterans' Home Agency to maintain and operate veterans' homes and associated nursing homes for honorably discharged veterans in the state; allows the Agency to establish veterans' homes in addition to the Ohio Veterans' Home at Sandusky; and makes changes to the names of various entities, positions, and funds related to the Ohio Veterans' Home to reflect the creation of the Agency and the establishment of multiple veterans' homes.

Clarifies that the Superintendent of the Ohio Veterans' Home (Agency) may, but is not required to, appoint veterans' home police officers for each veterans' home.

Makes permissive, rather than mandatory, the requirement that a resident of a veterans' home pay the amount equal to the rate of per diem grant reimbursement for the resident's care that is not paid to the home by the United States Department of Veterans Affairs for specified reasons.

Expands the duties of the Ohio Arts and Sports Facilities Commission to include the provision of training or education in the arts.

Enacts the Ohio Museum Property Act to address the ownership of property on loan to any institution that is operated by a governmental agency or nonprofit corporation primarily for educational, scientific, aesthetic, historic, or preservation purposes.

Revises the payment schedule established in Am. Sub. S.B. 164 of the 124th General Assembly for the conveyance of certain state-owned real estate to the Hamilton County Alcohol and Drug Addiction Services Board.

Authorizes the conveyance of certain state-owned real estate located in Hamilton County to any purchaser.

Authorizes the conveyance of certain state-owned real estate located in East Liverpool, Columbiana County to the East Liverpool Young Men's Christian Association (YMCA) in exchange for the YMCA's conveyance to the state, for the use and benefit of Kent State University, of other real estate in East Liverpool.



## **Am. Sub. S.B. 242**

(For details of fiscal provisions of the act, see LSC Fiscal Note, "As Enacted.")

**Sens. Carnes (By Request), Amstutz**

**Reps. Evans, Schmidt, Metzger**

**Effective date: June 19, 2002; certain provisions effective July 1, 2002, and September 19, 2002**

Creates two new funds in the state treasury, both funded from tobacco settlement money, to pay the Attorney General's costs of overseeing, administering, and enforcing the Tobacco Master Settlement Agreement and the Tax Commissioner's costs of enforcing reporting requirements for brands not covered by that Agreement.

Creates two new funds in the state treasury for paying the state employees of the Tobacco Use Prevention and Control Foundation and the Southern Ohio Agricultural and Community Development Foundation.

Imposes penalties on a wholesale or retail dealer that fails to timely file reports of the quantity of each brand of cigarette and roll-your-own cigarette tobacco that the dealer sells in Ohio that is not covered by the Tobacco Master Settlement Agreement.

Adds two Senators and two Representatives to the governing bodies of the Tobacco Use Prevention and Control Foundation, Southern Ohio Agricultural and Community Development Foundation, and Biomedical Research and Technology Transfer Commission.

Modifies or eliminates limitations on the amounts of tobacco settlement money that the Tobacco Use Prevention and Control Foundation, the Southern Ohio Agricultural and Community Development Foundation, the Biomedical Research and Technology Transfer Commission, and their grantees may spend on administration.

Modifies the Unfair Cigarette Sales Act with respect to the determination of a retailer's "cost of doing business" and a wholesaler's markup.

Prohibits: (1) the manufacture, sale, or distribution of any pack of cigarettes containing fewer than 20 cigarettes or any package of roll-your-own tobacco containing less than 0.6 ounce of tobacco and (2) the sale of cigarettes in a smaller quantity than that placed in the pack by the manufacturer.

Requires the Department of Aging to establish a toll-free telephone number to provide information on prescription drug assistance that is available in Ohio.



## **Am. Sub. S.B. 261**

(For details of fiscal provisions of the act, see LSC Fiscal Note, "As Enacted.")

**Sen. Carnes**

**Rep. Calvert**

**Effective date: Emergency, June 5, 2002; certain provisions effective September 4, 2002; contains item vetoes**

### **Taxes, fund transfers, and spending limitations**

Increases the tax on cigarettes from 24¢ per pack of 20 to 55¢, effective July 1, 2002.

Applies the income tax to trusts for three years to the extent that income is apportioned and allocated to Ohio.

Delays the corporation franchise tax and personal income tax benefits that otherwise would result from the accelerated depreciation deduction recently enacted by Congress.

Would have required an annual year-end transfer from the General Revenue Fund (GRF) to a new fund in the amount by which GRF revenue exceeded inflation-adjusted FY 2001 GRF revenue; the new fund was to be devoted to budget stabilization and the Income Tax Reduction Fund (vetoed).

Indexes the personal income tax rate brackets to a broad measure of price inflation beginning in 2005.

Attributes income and other tax items of a subsidiary to the parent corporation for the purposes of the franchise tax if the subsidiary is not regarded as an entity separate from the parent for federal income tax purposes.

Requires nonresident investors in a pass-through entity doing business in Ohio to apportion their share of business income on the basis of the entity's apportionment ratios over the most recent three years.

Specifies that income arising from liquidating all or part of a business, including income from goodwill, is apportionable business income, and therefore taxable at least in part by Ohio, rather than allocable nonbusiness income on which nonresidents might pay no Ohio tax.

Eliminates statutory language requiring a portion of foreign source dividends received by a corporation to be included in the corporation's franchise tax base measurement.



Would have required formal legislative approval of the state's entry into the Streamlined Sales and Use Tax Agreement (vetoed).

Permits the transfer of cash from most state funds, other than those created under the Income Tax Law such as the three local government funds, to the GRF to cover deficits during fiscal years 2002 and 2003.

Generally would have prohibited appropriations in fiscal years 2004 and 2005 from the GRF from exceeding spending from the GRF in fiscal years 2002 and 2003, except in certain areas (Vetoed).

### **Study committees**

Creates the Budget Study Committee consisting of ten legislators, and requires it to issue a report by March 31, 2003.

Creates the Committee to Study State and Local Taxes, and requires it to submit a report by March 1, 2003, summarizing its study of the state and local tax structure and including recommendations for improvements in that structure.

Creates the Economic Development Study Committee to report by January 31, 2003, on ways to improve Ohio's economy.

### **Health, human services, and aging**

Prescribes a new formula to provide equity-based funding to county mental retardation and developmental disabilities (MRDD) boards to help pay for adult services.

Authorizes the Director of Job and Family Services to establish and implement a supplemental drug rebate program under which drug manufacturers may be required to provide the Department of Job and Family Services a supplemental rebate as a condition of having the drug manufacturer's drug products covered by Medicaid without prior approval, but makes an exception for certain drugs used to treat mental illness, HIV, or AIDS.

Creates the Health Care Services Administration Fund, and requires the Director of Job and Family Services to use money in the Fund for costs associated with administration of the Medicaid program.

Specifies sources of funding for the Health Care Services Administration Fund, including: (1) a percentage of the federal financial participation for administrative claims that a state agency or political subdivision obtains for administering a Medicaid component for the Department of Job and Family Services, and (2) amounts from assessments and intergovernmental transfers under the Hospital Care Assurance Program.

Authorizes the Department of Job and Family Services to make Medicaid payments to providers in an amount that exceeds the Medicare reimbursement level.

Requires the Director of Job and Family Services to examine instituting a copayment program under Medicaid that is designed to reduce inappropriate and excessive use of medical goods and services, and authorizes the Director, if, on completion of the examination, the Director determines that such a copayment program is feasible, to seek federal approval to institute the copayment program.

For fiscal years 2003 through 2005, increases to \$4.30, from \$3.30 in fiscal year 2003 and \$1 in fiscal years 2004 and 2005, the franchise permit fee imposed on long-term care beds.

Increases the mean total per diem Medicaid reimbursement rate applicable to all nursing facilities in fiscal year 2003.

Modifies the law governing the use of money in the Nursing Facility Stabilization Fund.

Requires the Director of Job and Family Services to submit quarterly reports to the General Assembly on the establishment and implementation of programs that are designed to control the increase in the cost of the Medicaid program.

Requires the Department of Aging to establish one or more prescription drug discount card programs by doing all of the following:

--Requiring the Director of Aging to solicit and accept proposals for administration of the program;

--Requiring the Director to contract with one or more program administrators based on rules that the Director adopts;

--If provided for by the Director's rules, permitting a program administrator to charge a fee for a prescription drug discount card;

--If a program's discount is achieved through rebates or discounts negotiated with drug manufacturers, prescribing how the program administrator is to use the rebates or discounts;

--Providing that records identifying recipients of Golden Buckeye Cards or prescription drug discount cards are not public records and that only information not pertaining to a recipient's medical history or prescription utilization history may be disclosed at the Director's discretion;

--Requiring the Director to annually develop and distribute evaluations of each prescription drug discount program.

Authorizes the Director of Health to accept for review an application for a certificate of need approving the relocation of up to 24 existing nursing home beds in Jackson County to Gallia County.

Extends for one year, until July 1, 2003, the scheduled expiration of a process administered by the Department of Alcohol and Drug Addiction Services for the certification or credentialing of chemical dependency professionals for purposes of Medicare and Medicaid reimbursement.

**Other**

Requires the Director of Job and Family Services to establish the Mahoning Valley Education and Training Institute.

Requires state employees whose employment commences on or after the act's effective date and who are paid by warrant of the Auditor of State to be paid by direct deposit.

Extends the number of academic terms that an individual enlisted in the Ohio National Guard may receive scholarships under the Ohio National Guard Scholarship Program if the individual is called to active duty.

Authorizes county commissioners of counties with larger populations to appoint additional members to the veterans service commission if the commission's budget request exceeds certain thresholds.

Authorizes the conveyance of state-owned real estate controlled by the Adjutant General, located in Summit County, to Summit County.



## COURTS AND CIVIL LAW

### Am. Sub. H.B. 242

**Reps. Salerno, Willamowski, Latta, Seitz, Flowers, Wolpert, Hughes, G. Smith, Hagan, Damschroder, Buehrer, Sulzer, Coates, Sferra, Carano, Wilson, Schmidt, Evans, Cirelli, Collier, Callender, Barrett, Womer Benjamin**

**Sens. Goodman, Jacobson, Hottinger, Spada, Oelslager, Harris, Armbruster, Espy**

**Effective date: May 16, 2002**

Enacts the Uniform Simultaneous Death Act, and repeals the prior legal presumption of the order of death provision for purposes of descent and distribution.

Generally provides that a person who is not established by clear and convincing evidence to have survived another person or specified event by 120 hours is deemed to have predeceased the other person for certain probate purposes and to have predeceased the event for purposes of a provision of a governing instrument relating to the person surviving an event.

Generally provides for purposes of passing property held in co-ownership with right of survivorship that: (1) property so held passes as if each person survived the other by 120 hours if it is not established by clear and convincing evidence that one of the two co-owners survived the other co-owner by 120 hours, or (2) property so held passes in the proportion that each person owns if it is not established by clear and convincing evidence that at least one of the more than two co-owners survived the others by 120 hours.

Specifies the circumstances under which a person who is not established by clear and convincing evidence to have survived another person by 120 hours is not deemed to have predeceased the other person.

Refers to continuing standards for the determination of death, specifies the types of documents establishing prima-facie evidence of a person's death or status, and prescribes generally the circumstances under which a presumption of death arises.

Provides that a payor or other third party is not liable for making a payment or transferring property to a person designated in a governing instrument as not entitled to the payment or property if the payment or transfer was made before the payor or third party received written notice of a claimed lack of entitlement, and prescribes the procedures governing the giving and receipt of the written notice.

Provides that a purchaser for value and without notice that the person transferring the property is not entitled to it or a person receiving a payment or property in satisfaction



of a legally enforceable obligation without notice that the person making the payment or transferring the property is not entitled to it, is not obligated to return the payment or property and is not liable for the amount of payment or the value of the property.



## **Sub. H.B. 271**

**Reps. Stapleton, Carey, Hagan, Kearns, Schaffer, Carmichael, Latta, Schmidt, Fessler, Sullivan, Distel, Allen, Redfern, Womer Benjamin, Willamowski, Seitz, Faber, Hoops, R. Miller, Flowers, Salerno, Lendrum, Schneider, Metzger, Setzer, Calvert, Coates, Niehaus, G. Smith, Hughes, Gilb, Wilson, Otterman, Patton, Latell, Cirelli, DeBose, Key, Hartnett, Barrett, Roman, D. Miller, Sferra, Webster, Manning**

**Sen. Oelslager**

**Effective date: March 24, 2003**

Requires a judge or magistrate, at the time of sentencing a person for any criminal offense, to notify the defendant that: (1) if the defendant fails to pay a judgment rendered against the defendant (preexisting law unchanged by the act) for the costs of prosecution in the criminal action or to timely make payments toward that judgment, the court may order the defendant to perform community service not exceeding 40 hours per month until the judgment is paid or the defendant is in compliance with an approved payment schedule, and (2) if the court orders the defendant to perform the community service, the defendant will receive credit upon the judgment in the manner provided in the act and described below, and each hour of community service performed will reduce the judgment by that amount.

Requires a judge or magistrate who has reason to believe that an offender has failed to pay a judgment for costs or timely make payments toward that judgment to hold a hearing to determine whether to order the offender to perform community service for that failure.

Permits a judge or magistrate who determines after a hearing that the defendant has failed to pay a judgment for costs or timely make payments toward that judgment and that community service is appropriate to impose community service not exceeding 40 hours per month upon the offender until the judgment is paid or until the offender is in compliance with the approved payment schedule.

Specifies that, if a judge or magistrate orders the defendant to perform community service, the defendant must receive credit upon the judgment at the specified hourly

credit rate per hour of community service performed and that each hour of community service performed reduces the judgment by that amount.

Defines "specified hourly credit rate" for purposes of its provisions as the general federal minimum wage.



## **Sub. H.B. 345**

**Reps. Womer Benjamin, Manning, Willamowski, Sulzer, Seitz, Jones, Rhine, Schmidt, Roman, Salerno, Carano, Wilson, Calvert, Barrett, Krupinski, Hollister, Latta, Coates**

**Sen. Jacobson**

**Effective date: Emergency, Sections 1 and 2 effective July 23, 2002; Sections 3, 4, and 5 effective May 16, 2002; Sections 6, 7, and 8 effective April 23, 2002**

Increases the limit on the amount of the current value of a trust that may be terminated by a court upon the trustee's motion from less than \$50,000 to less than \$100,000.

Authorizes an individual whose certificate of title to a motor vehicle, watercraft, or outboard motor shows sole ownership by that individual to apply for a certificate of title designating that motor vehicle, watercraft, or outboard motor in beneficiary form by naming a transfer-on-death beneficiary or beneficiaries to take ownership upon the owner's death.

Permits the owner of a motor vehicle, watercraft, or outboard motor designated in beneficiary form to cancel or change the designation of the transfer-on-death beneficiary or beneficiaries at any time without the beneficiary's or beneficiaries' consent.

Authorizes a transfer-on-death beneficiary or beneficiaries who survive the owner to apply for a certificate of title to the motor vehicle, watercraft, or outboard motor upon submitting proof of the owner's death, and states that a transfer of a motor vehicle, watercraft, or outboard motor to a transfer-on-death beneficiary or beneficiaries resulting from a designation in beneficiary form is not testamentary.

Provides that if no transfer-on-death beneficiary or beneficiaries survive the owner, the motor vehicle, watercraft, or outboard motor must be included in the deceased owner's probate estate.

Provides that any natural person or fiduciary who pays a creditor's claim against an estate must be subrogated to the creditor's rights proportionate to the amount of the payment and is entitled to reimbursement for that amount in accordance with the priority of payments set forth in continuing law.

Modifies the time for the filing by an executor or administrator of an application for a certificate of transfer of real property that passes by the laws of intestate succession or under a will to any time after the filing of an inventory that includes the real property, but prior to the filing of the executor's or administrator's final account.

Generally extends the time for an executor or administrator to continue the decedent's business from one month to four months next following the date of the executor's or administrator's appointment, and defines "decedent's business" to mean a business owned by the decedent as a sole proprietor at the time of death.

Generally prohibits a fiduciary's exercise of the power conferred by the governing instrument to make any discretionary distribution of principal or income to or for the benefit of one or more beneficiaries who possess both the right to remove the fiduciary and the right to appoint a successor fiduciary that may include, but is not limited to, the beneficiary, any of the beneficiaries, or any related or subordinate person within the meaning of the Internal Revenue Code.

Extends the nonapplicability of the Fiduciary Discretionary Distributions Law, which prescribes the prohibitions generally against a fiduciary's exercise of certain powers conferred by the governing instrument to make discretionary distributions of principal or income, to: (1) a trust during the time that it is revocable or amendable by its settlor, (2) generally any power held by a decedent's or settlor's spouse who is the trustee under a decedent's trust for which a marital deduction for estate tax purposes has been allowed, or (3) generally any irrevocable trust created under a governing instrument executed before the expiration of three years after the act's applicable effective date if all of the parties in interest elect affirmatively not to be subject to that Law's application through a written instrument delivered to the fiduciary.

Establishes an age requirement of 18 or older to witness a will, an agreement to make a will, or an agreement to make a devise or bequest by will.

Requires any of the following actions pertaining to a revocable trust made irrevocable by the death of the grantor to be brought within two years after the grantor's death: an action to contest the validity of the trust, an amendment to the trust made during the grantor's life, or a transfer made to the trust during that time or to contest the revocation of the trust during the grantor's life.

Specifies when the trustee of a revocable trust made irrevocable by the grantor's death may distribute the assets of the trust.

Modifies the notice provisions for the admission to probate of a lost, spoliated, or destroyed will.

Requires the payment of interest on the proceeds of a policy of sickness and accident insurance payable due to the death of the insured by sickness or accident from the date of death to the date of payment of the proceeds.

Changes the date references contained in R.C. 2105.39, as enacted by Am. Sub. H.B. 242 of the 124th General Assembly, from January 1, 2002 to May 16, 2002 (the effective date of that act).



## **Am. Sub. H.B. 412**

**Reps.** Seitz, Schmidt, Kearns, Webster, Raga, Brinkman, DeWine, Setzer, Husted, Faber, Gilb, Fessler, Hoops, Schaffer, Lendrum, Flowers, Olman, Sullivan, Ogg, G. Smith, Trakas, Peterson, Clancy, Callender, Roman, Wolpert, Latta, Womer Benjamin, Calvert, Carey, Kilbane, Reidelbach, Aslanides, Widowfield, Niehaus, Williams, Blasdel, Buehrer, Stapleton, Manning, Damschroder, Evans, Cates, Hughes, Grendell, Young

**Sens.** Jacobson, Carnes, Mumper, Nein, Wachtmann, Amstutz, Randy Gardner, Jordan, Harris, White

**Effective date:** November 7, 2002

Specifies that the results of an inspection or investigation of a home as defined in the Nursing Home and Residential Care Facility Law, including any statement of deficiencies and all findings and deficiencies cited in the statement on the basis of the inspection or investigation, must be used solely to determine the home's compliance with that Law or any other state law in any action or proceeding other than a resident's action for violation of the resident's rights, that the inspection and investigation results, statement of deficiencies, and cited findings and deficiencies generally cannot be used in any court and generally are not admissible in evidence in any action or proceeding, and that these restrictions do not prohibit the inspection and investigation results from being used in a criminal investigation or prosecution.

Specifies that the results of a survey of a nursing facility, including any statement of deficiencies and all findings and deficiencies cited in the statement on the basis of the survey, must be used solely to determine the nursing facility's compliance with certification requirements under the Social Security Act or with the Medical Assistance Programs Law or any other state law, that the results, statement of deficiencies, and cited findings and deficiencies generally cannot be used in any court and generally are not

admissible in evidence in any action or proceeding, and that these restrictions do not prohibit the survey results, findings, or deficiencies from being used in a criminal investigation or prosecution.

Specifically authorizes a resident's legal guardian or other legally authorized representative to bring an action on behalf of the resident of a home or the resident's estate against any person or home that commits a violation of the resident's rights; if one of those persons is unable to do so, specifically authorizes the following persons in descending priority to bring such an action: a resident's spouse, a resident's parent or adult child, a minor resident's guardian, the resident's brother or sister, or the resident's niece, nephew, aunt, or uncle; and authorizes the court to determine which person in any priority level may bring the action.

Provides that a cause of action under the Residents' Rights Law accrues, and the applicable statute of limitations begins to run, based on the violation of a resident's rights regardless of the party commencing the action on behalf of the resident or the resident's estate.

Specifically permits injunctive relief against a violation of a resident's rights and the recovery of compensatory damages based on negligence.

Requires the plaintiff or plaintiff's counsel in an action brought by or on behalf of a resident or former resident of a home for injury, death, or loss to person or property to send written notice of the filing of the complaint to the Department of Job and Family Services if the Department has a right of recovery against the liability of the home for the cost of medical services and care arising out of injury, disease, or disability of the resident or former resident.

Specifies certain factors that a trier of fact must consider when determining the amount of an award of punitive or exemplary damages against a home or licensed residential facility.

Modifies the definition of "medical claim" that applies to the statute of limitations for medical claims to include: (1) claims against a home or licensed residential facility or an employee or agent of a home or facility, (2) claims arising out of the medical diagnosis, care, or treatment of any person if the claim results from acts or omissions in providing medical care or the claim results from the hiring, training, supervision, retention, or termination of caregivers providing medical diagnosis, care, or treatment, and (3) claims arising out of the medical diagnosis, care, or treatment of any person that are brought under the Residents' Rights Law.



## **Sub. H.B. 464**

**Reps. Willamowski, Seitz, Grendell, Buehrer, Damschroder, Schmidt, Coates, Otterman, Hughes, Evans, Manning, Womer Benjamin, Barrett, Flannery, Latta, Salerno**

**Sen. Austria**

**Effective date: August 28, 2002**

Permits a clerk of court to issue a certificate of judgment for costs including any interest due on the judgment for costs, any cost incurred by the clerk in collecting the judgment for costs, and any fee that a public agency or private vendor charges the clerk for the collection of the judgment for costs.

Requires a contract for the collection of amounts due under judgments for costs that is entered into between a clerk of court and one or more public agencies or private vendors to include a requirement that the agency or vendor disburse the full amount collected under the judgment for costs to the clerk and a prohibition against the agency or vendor deducting fees or expenses from that amount.

Establishes a procedure for a clerk of a court of common pleas to deposit interest that is due on certificates of judgment issued by the clerk into specified funds to support the effective use of computerization within the clerk's office.

Allows a collection agency to charge and receive any charge imposed by a financial institution on the holder of a check, negotiable order of withdrawal, share draft, or other negotiable instrument that has been returned or dishonored for any reason.



## **Am. H.B. 470**

**Reps. Faber, Grendell, Willamowski, Seitz, Manning, Womer Benjamin, Hughes, Callender, Schmidt, Coates**

**Effective date: Emergency, January 31, 2002; Sections 1 and 2 effective February 1, 2002**

Modifies the statutory form of a general warranty deed; limited warranty deed; deed of executor, administrator, trustee, guardian, receiver, or commissioner; quit-claim deed; mortgage; survivorship deed; and transfer on death deed to remove from the form in the statute the acknowledgment of the instrument by the person executing it and the signature of the judge or an officer who took the acknowledgment.



## **Am. H.B. 499**

**Reps. Cates, Latta, Seitz, Faber, Willamowski, Callender, Webster, Jolivette, Schmidt, Coates, Womer Benjamin, Fessler, Schneider, Schaffer, Carano, Salerno, Clancy**

**Sens. Nein, Blessing, Herington**

**Effective date: Emergency, February 20, 2002**

Adds one additional judge for the general division of the Butler County Court of Common Pleas to be elected in 2002 for a term to begin January 3, 2003.

Enacts special provisions for the 2002 primary election relating to the new judgeship.

Requires Butler County to reimburse the state for the amount of the compensation that the state pays for services performed by the new judge from January 3, 2003, through June 30, 2003.



## **Sub. H.B. 520**

**Reps. Hoops, Peterson, Seitz, Calvert, Fessler, Setzer, Husted, Callender, Evans, Carmichael, Hollister, Widowfield, Olman, Jolivette, Webster, Niehaus, Blasdel, Allen, Hartnett, Patton, Willamowski, Distel, Sferra, Gilb, Wilson, Otterman, Flowers, Manning, Wolpert, Damschroder, Grendell, Womer Benjamin, Flannery, Metzger, Carano, Buehrer, Hagan, Cates, Schmidt, White, Schneider, Salerno**

**Sen. Amstutz**

**Effective date: April 3, 2003; Sections 3 and 4 effective January 1, 2004**

Provides that a forcible entry and detainer (FE & D) action may be taken against a manufactured home park resident, or the resident's estate, who has been absent for 30 consecutive days prior to the commencement of the action and has not paid the rent due and whose manufactured or mobile home or recreational vehicle has been left unoccupied during that period.

Requires the judge in an FE & D action to include in a judgment entered in favor of a plaintiff who is a park operator authority for the plaintiff to permit the removal and potential sale, destruction, or transfer of ownership of the defendant's manufactured or mobile home or recreational vehicle.

Permits a park operator to provide to the titled owner of a manufactured or mobile home or recreational vehicle a written notice to remove the home or vehicle from the manufactured home park within 14 days of delivery of the notice if the owner has been evicted pursuant to a judgment and the home or vehicle was abandoned or left unoccupied for three days following entry of the judgment, and specifies language for the notice.

Requires a park operator, before requesting a writ of execution on a judgment in an FE & D action, to conduct a search of public records and make reasonably diligent inquiries to identify any persons who have an outstanding right, title, or interest in the home or vehicle that is the subject of the writ, and requires the operator to include certain information regarding those persons in the request for the writ.

Specifies the language that is to be contained in a writ of execution on a judgment of restitution against a manufactured home park resident or the resident's estate.

Establishes procedures, including notice requirements, that the sheriff, police officer, constable, or bailiff (law enforcement officer) must follow after receiving a writ of execution involving a manufactured or mobile home or recreational vehicle and, after removing the defendant from the residential premises of the manufactured home park, for the removal, storage, and sale of the home or vehicle and distribution of the proceeds from the sale.

Specifies procedures and requirements for the removal of a manufactured or mobile home or recreational vehicle from a manufactured home park when the resident's estate has been evicted or when the home or vehicle is removed by the titled owner prior to and after the issuance of the writ of execution.

Provides a procedure for the storage of a manufactured or mobile home or recreational vehicle following an FE & D action against the resident's estate if the evicted resident is dead or dies prior to the removal of the home or vehicle.

Provides that the law enforcement officer who removes a manufactured or mobile home, recreational vehicle, personal property, and vehicles of the defendant from a manufactured home park pursuant to the act's procedures is immune from civil liability for any damage caused during the removal.

Grants qualified immunity to the park operator for any damage caused to a manufactured or mobile home, recreational vehicle, personal property, and vehicles of the defendant during removal or storage.

Requires a law enforcement officer, after properly distributing the proceeds from the sale of an abandoned manufactured or mobile home or recreational vehicle, to report any remaining money as unclaimed funds.

Requires a law enforcement officer, after the sale is offered on two occasions, but cannot proceed due to want of bidders, to present the writ of execution unsatisfied to the clerk of the court for issuance of a certificate of title transferring the title of the manufactured or mobile home or recreational vehicle to the plaintiff.

Provides a separate procedure if a manufactured or mobile home or recreational vehicle is determined to be abandoned and to have a value of less than \$3,000.

Specifies the conditions for the removal of an abandoned manufactured or mobile home or recreational vehicle by its titled owner before or after the issuance of a writ of execution.

Requires that the county auditor issue a relocation notice without requiring payment of any taxes owed on a manufactured or mobile home if the home is removed from a manufactured home park by a law enforcement officer or park operator and stored, sold, or destroyed pursuant to the act's procedures.

Requires that the make and model of each manufactured or mobile home be included in a manufactured home court's or park's register under certain circumstances.

Establishes a procedure for the removal, seizure, and sale or other disposal of abandoned campsite property from a recreational vehicle park, recreation camp, combined park-camp, and temporary park-camp where a campsite user has entered into a campsite use agreement.

Requires a law enforcement officer or camp operator, after making certain payments out of the proceeds of the sale of abandoned campsite property, to transfer any remaining money to the owner of the property.

Excludes recreational vehicle parks, recreation camps, combined park-camps, and temporary park-camps from the landlord-tenant law.



## **Am. Sub. H.B. 530**

**Reps. Peterson, Willamowski, Seitz, Manning, Sulzer, Collier, Grendell, Calvert, Distel, Schmidt, Hartnett, Coates, Sferra, Otterman, Carano, Niehaus, Evans, Flowers, Redfern, Perry, Latell, Raga**

**Effective date: Emergency, December 18, 2002; Sections 3 and 4 effective January 1, 2004**

Modifies from counties with less than 100,000 population to counties with less than 250,000 population the counties that are exempt from the statutorily-required procedure for drawing jurors for each term or part of a term of court.

Specifically permits an individual judge in addition to a court of common pleas to postpone, excuse, or discharge prospective jurors from jury service under certain circumstances.

Modifies, updates, and relocates various provisions of law regarding the postponement of jury service.

Creates the Brown County Municipal Court on February 9, 2003, abolishes, effective February 9, 2003, the Brown County County Court, and establishes one full-time judgeship in the Brown County Municipal Court.

Designates one of the part-time judges of the Brown County County Court to continue after that court is abolished as the full-time judge of the Brown County Municipal Court from February 9, 2003, until December 31, 2005.

Continues the authority of the mayor of Georgetown to conduct a mayor's court.

Creates the Morrow County Municipal Court on January 1, 2003, abolishes, effective January 1, 2003, the Morrow County County Court, and establishes one full-time judgeship in the Morrow County Municipal Court.

Designates the part-time judge of the Morrow County County Court to continue after that court is abolished as the full-time judge of the Morrow County Municipal Court from January 1, 2003, until December 31, 2005.

Continues the authority of the mayor of Mount Gilead to conduct a mayor's court.

Confirms the amendment made in Sub. H.B. 8 of the 124th General Assembly that extended for one additional term the designation of the Hamilton County Court of Common Pleas Drug Court judgeship as a judgeship of that nature.



Requires municipal judges and county judges to be paid in either biweekly installments or semimonthly installments as determined by the court's payroll administrator.

Authorizes township fire districts to issue bonds for specific district purposes.



### **Am. H.B. 533**

**Reps. Buehrer, Willamowski, Seitz, Manning, Womer Benjamin, Gilb, Calvert, Otterman, Salerno, Hughes, Setzer, Roman, Schmidt, Peterson, Hoops, Hagan, Flannery, Redfern, Collier**

**Effective date: March 31, 2003**

Provides that the testimonial privilege of a physician or dentist does not apply in a will contest action if the patient is the deceased and a party to the action requests the testimony, demonstrates to the court that the party would be an heir of the patient if the patient died without a will, is a beneficiary under the will that is the subject of the action, or is a beneficiary under another testamentary document allegedly executed by the patient and demonstrates to the court that the testimony is necessary to establish those rights of the party.

Specifies that a physician or dentist may be compelled to testify or to submit to discovery in the will contest action only as to the patient in question on issues relevant to the competency of the patient at the time of the execution of the will.



### **Sub. H.B. 548**

**Reps. Manning, Willamowski, Latta, Sulzer, Perry, Damschroder, Sullivan, Ogg, Lendrum, Carey, Hartnett, Distel, Sferra, Hughes, Gilb, Clancy, Schneider, Carmichael, Carano, Schmidt, Cirelli, Driehaus, Flannery, Trakas, Calvert, Metzger, DeWine, Otterman, Redfern, Allen, Setzer, Schaffer, Faber, Coates, Latell, Krupinski, Widowfield, Schuring, Niehaus, Barrett, Woodard, McGregor, Reidelbach, Flowers, Wolpert, Salerno, Key, Fedor, Patton, Buehrer, Hoops, Young, Boccieri, Jolivette, G. Smith, Kilbane, Roman, Womer Benjamin, Rhine, D. Miller, Brown, Oakar, Mason, Sykes, Beatty, S. Smith, Strahorn, Britton, DeBose, Jerse, Wilson, Collier**

**Sens. Austria, Amstutz, Armbruster, Brady, Blessing, Carnes, Coughlin, DiDonato, Espy, Finan, Fingerhut, Randy Gardner, Robert Gardner, Goodman, Hagan, Harris, Herington, Hottinger, Jacobson, Jordan, Mallory, Mead, Mumper, Nein, Oelslager, Roberts, Shoemaker, Spada, Wachtmann, White**

**Effective date: March 31, 2003**

Specifies that no court or unit of state or local government may charge any fee, cost, deposit, or money "in connection with the filing" (changed from "for the filing") of a motion or petition for a criminal assault-related, menacing-related, or anti-stalking protection order, a civil anti-stalking protection order, a criminal domestic violence temporary protection order, or a civil domestic violence protection order or consent agreement.

Specifies that no court or unit of state or local government may charge any fee, cost, deposit, or money in connection with the filing, issuance, registration, or service of a protection order or consent agreement of the type described above or a protection order issued by a court of another state or for obtaining any certified copy of any such protection order or consent agreement.

Specifies that no court or unit of state or local government may charge any fee, cost, deposit, or money in connection with the filing of charges against a person alleging that the person committed domestic violence under state law or under a municipal ordinance or in connection with the prosecution of any charges so filed.

In the definition of "protection order issued by a court of another state" that applies to certain laws, modifies the provision that exempts from the definition orders for support or for custody of a child so that the exemption applies to orders for support or for custody of a child issued pursuant to the divorce and child custody laws of another state, except to the extent that the order for support or for custody of a child is entitled to full faith and credit under the laws of the United States.



## **Am. Sub. S.B. 9**

**Sens. Spada, Austria, Armbruster, Hottinger, Jacobson, Harris, Mumper, Robert Gardner, Randy Gardner**

**Reps. Womer Benjamin, Rhine, Metzger, Schmidt, Setzer, Roman, Carmichael, Calvert, Niehaus, Schneider, Olman, Cirelli, G. Smith, Perry, Buehrer, Hagan, Blasdel, Schaffer, Coates, Redfern, Barrett, Wilson, Hartnett, Key, Woodard, Barnes, Collier, Otterman, Sferra, Britton, Flowers, Kearns, Salerno**

**Effective date: May 14, 2002**

Provides that: (1) a civil assault or battery action against a mental health professional that is based on the mental health professional's sexual activity with a mental health client or patient who was not the mental health professional's spouse generally must be brought within two years after the cause of action accrues, and (2) if the mental health service relationship between the plaintiff in an action described in item (1) and the mental health professional continues after the date on which the cause of action accrues, the two-year period described in item (1) does not begin to run until the date on which that mental health service relationship is terminated by either or both of the parties.

Specifies that, in a civil assault or battery action brought against a mental health professional that asserts as a claim that, while the plaintiff was a mental health client or patient of the mental health professional, the mental health professional engaged in sexual conduct with, had sexual contact with, or caused one or more other persons to have sexual contact with the plaintiff, the plaintiff's consent to the sexual conduct or sexual contact is not a defense to the claim unless either of the following applies: (1) at the time of that sexual conduct or sexual contact, the plaintiff was the mental health professional's spouse, or (2) the mental health professional proves by a preponderance of the evidence that: (a) at the time of the sexual conduct or sexual contact, the plaintiff was not emotionally dependent on the mental health professional, and (b) the plaintiff did not submit to the sexual conduct or sexual contact because of therapeutic deception by the mental health professional or because the mental health professional falsely represented to the plaintiff that the sexual conduct or sexual contact was necessary for medical or mental health purposes.

Expands the offenses of sexual battery and sexual imposition so that they also prohibit a mental health professional from engaging in sexual conduct or having sexual contact with a mental health client or patient of the mental health professional who is not the mental health professional's spouse and from causing one or more other persons to have sexual contact with one or more mental health clients or patients of the mental health professional if the mental health professional induces the client or patient to submit by falsely representing to the client or patient that the sexual conduct or sexual contact is necessary for mental health treatment purposes.

Specifies that: (1) if a mental health professional is indicted or charged and bound over to the court of common pleas for trial for committing sexual battery or sexual imposition in violation of the new prohibitions described above, the prosecutor must send written notice of the indictment or charge and bind over to the regulatory or licensing entity with authority over the mental health professional, (2) if the mental health professional is convicted of the violation described in item (1), the court must send a copy of the judgment entry of conviction to that regulatory or licensing entity, and (3) a prosecutor's failure to send the notice described in item (1) does not subject the prosecution to liability or affect the charges or any resulting conviction or sentence.

Modifies the State Board of Psychology's membership by increasing the total membership to nine, eliminating the requirement that one of the members not be a psychologist or other health professional, and replacing the eliminated requirement with a requirement that three members be patient advocates who are not mental health professionals and who are either parents or other relatives of a former or current patient or client or representatives of organizations that represent patients or clients; provides a procedure for transition to the new membership; expands the provisions that authorize the Governor to remove a Board member in specified circumstances so that they also require the removal, after a hearing, of any member who has been convicted of any felony in any jurisdiction; prohibits the appointment to the Board of any person who has been convicted of any felony in any jurisdiction; and enacts a specific prohibition against a Board member engaging in any conduct involving a conflict of interest with the member's Board duties.

Commencing with the two-year reporting period that ends on August 31 in the first even-numbered year after the biennium in which the act takes effect, increases from 20 to 23 hours the minimum number of continuing psychology education hours that each licensed psychologist or school psychologist must complete in each two-year reporting period, specifies that the 23 hours must include not less than three hours of continuing psychology education in professional conduct and ethics, and specifies that each licensed psychologist or school psychologist must be given a sufficient choice of programs or courses on all required topics, including professional conduct and ethics, to have a reasonable opportunity to take courses that are relevant to the person's practice.

Permits the State Board of Psychology, on the receipt of a complaint alleging the existence of any of the preexisting grounds upon which the Board may refuse to issue a license, issue a reprimand, or suspend or revoke a license, to suspend the license of a licensed psychologist or licensed school psychologist prior to holding a hearing under the Administrative Procedure Act if it determines, based on the complaint, that there is an immediate threat to the public; requires the Board to notify a psychologist or licensed school psychologist whose license is so suspended; and requires the Board to permanently revoke the license if a psychologist or licensed school psychologist whose license is so suspended fails to timely request an adjudication under that Act.

Specifies that, if the State Board of Psychology determines at an Administrative Procedure Act hearing that a licensed psychologist or licensed school psychologist has engaged in sexual conduct or had sexual contact with the psychologist's or school psychologist's patient or client in violation of any prohibition in the Sex Offenses Law, either preexisting or as added by the act, the Board must either suspend or permanently revoke the psychologist's or school psychologist's license or, if it determines that neither of those sanctions is appropriate, must impose another sanction that it considers appropriate and issue a written finding describing its reasons for that action.

Specifies that any finding made, and the record of any sanction imposed, by the State Board of Psychology under continuing law or the act in relation to the disciplining of a psychologist or school psychologist is a public record under the Public Records Law.

Requires the State Board of Psychology to provide access through the Internet to: (1) the names of all licensed psychologists and licensed school psychologists, (2) the names of all licensed psychologists and licensed school psychologists who have been reprimanded by the Board for misconduct, the names of all psychologists or school psychologists who have current licenses, but whose licenses are under an active suspension imposed for misconduct, the names of all former licensed psychologists and licensed school psychologists whose licenses have been suspended or revoked for misconduct, and the reason for each reprimand, suspension, or revocation, except that these provisions do not apply to a license suspension that is an automatic suspension imposed under preexisting law because of nonrenewal of the license, and (3) in relation to misconduct involving illegal sexual conduct or sexual contact with a patient or client, if the Board imposes a sanction other than a license suspension or permanent revocation as described above, its reasons for the sanction imposed and for deciding that neither suspension nor permanent revocation was appropriate.



### **Sub. S.B. 65**

**Sens. Mumper, Jacobson, Harris, Spada**

**Reps. Willamowski, Latta, Seitz, Lendrum, Niehaus, Reidelbach, Hagan, Damschroder, Schmidt, Widowfield, Schneider**

**Effective date: June 18, 2002**

Creates a specified civil immunity from tort liability for a water supplier that acquires ownership of an existing water system, enters into a written agreement with the Environmental Protection Agency to bring the water system into compliance with drinking water standards within a specified period of time, and brings the water system into compliance with those standards within the agreed period of time.

Provides that a water supplier that operates a public water system has a specified civil immunity from tort liability with respect to a person for injury, death, or loss allegedly arising from the person's consumption of water supplied by the water supplier if: (1) the water supplier has not been found to be in significant noncompliance with drinking water standards, (2) during the period of time when the water supplier supplies water to the person, the water supplied by the water supplier meets all applicable drinking water standards, and (3) the injury, death, or loss is alleged to be caused by a substance for which drinking water standards have been established.

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**Sub. S.B. 107**

**Sens. Armbruster, Jacobson, Johnson, Blessing, Austria, Amstutz, Hottinger, DiDonato, Harris, Spada, Mumper, Ryan**

**Reps. Willamowski, Seitz, Latta, Manning, Lendrum, Damschroder, Reinhard, Grendell, Widowfield, Clancy, Coates, Schmidt, Distel, Trakas, Setzer, Faber, Metzger, Collier, Perry, Cirelli, Calvert, Young, Sferra, Otterman, Flowers, Hagan, Key, Woodard, DeBose, Roman, Reidelbach, Olman, Buehrer, Hughes, G. Smith, McGregor, Schaffer, Niehaus, Hollister**

**Effective date: June 28, 2002**

Bars the recovery of damages on a claim for relief in a tort action commenced by a person or the person's legal representative if the person has been convicted of or has pleaded guilty to a felony, or to a misdemeanor offense of violence, arising out of criminal conduct that was a proximate cause of the injury or loss for which relief is claimed in the action, and provides that the bar does not apply to civil claims based on alleged intentionally tortuous conduct, alleged violations of the U.S. Constitution, or alleged violations of federal civil rights laws.

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**Am. Sub. S.B. 120**

**Sens. Johnson, Hottinger, Armbruster, Amstutz, Harris, Randy Gardner, Nein, Robert Gardner**

**Reps. Seitz, Latta, Evans, Raga, Schneider, Aslanides, Collier, Niehaus, Faber, Gilb, Clancy, Schmidt, Cates, Lendrum, G. Smith, Flowers, Reidelbach, White, Damschroder, Fessler, Setzer, Wolpert, Manning, Carmichael, Olman, Calvert, Schaffer, Young, Peterson, Grendell, Jolivette, Buehrer, Carey, Hoops, Husted**

**Effective date: April 9, 2003**

Specifies that a defendant is jointly and severally liable in tort for all compensatory damages that represent economic loss if more than 50% of the tortious conduct is attributable to that defendant.

Specifies that a defendant is liable in tort only for that defendant's proportionate share of the compensatory damages that represent economic or noneconomic loss if 50% or less of the tortious conduct is attributable to that defendant.

Provides that a defendant against whom an intentional tort claim has been alleged and established is jointly and severally liable in tort for all compensatory damages that represent economic loss if 50% or less of the tortious conduct is attributable to that defendant and that each defendant against whom an intentional tort claim has not been alleged and established and to whom 50% or less of the tortious conduct is attributable is liable only for that defendant's proportionate share of the compensatory damages that represent economic loss.

Specifies how to determine the percentages of tortious conduct attributable to a party in a tort action under the joint and several liability, contributory fault, or product liability contributory fault provisions of the act.

Establishes a right of contribution among tortfeasors even though judgment has not been recovered against all or any of the tortfeasors.

Specifies the guidelines for the right of contribution among tortfeasors, and provides that there is no right of contribution in favor of any tortfeasor against whom an intentional tort claim has been alleged and established.

Provides that the contributory fault of a plaintiff may be asserted as an affirmative defense to a negligence claim or to a tort claim other than a negligence claim, but may not be asserted as an affirmative defense to an intentional tort claim.

Requires a court to diminish the total amount of the compensatory damages that would have been recoverable by an amount that is proportionately equal to the percentage of tortious conduct that is determined to be attributable to the plaintiff when there is contributory fault.

Provides that express or implied assumption of the risk may be asserted as an affirmative defense to a product liability claim, but may not be asserted as an affirmative defense to an intentional tort claim.

Provides that contributory negligence or other contributory tortious conduct may be asserted as an affirmative defense to a product liability claim, and specifies the guidelines for that affirmative defense.

Requires a court to diminish the total amount of compensatory damages that would have been recoverable by an amount that is proportionately equal to the percentage of tortious conduct that is determined to be attributable to the plaintiff when there is product liability contributory negligence or other contributory tortious conduct.

Makes other technical changes.

Applies the sections of the Revised Code, as amended or enacted by the act, only to causes of action that accrue on or after the act's effective date.



### **Sub. S.B. 131**

**Sens.** Austria, Spada, Robert Gardner, White, Furney, McLin, Mumper, Amstutz, Armbruster, Blessing, Carnes, DiDonato, Espy, Fingerhut, Randy Gardner, Hagan, Harris, Jacobson, Mallory, Nein, Oelslager, Prentiss, Ryan, Shoemaker

**Reps.** Willamowski, Grendell, Latta, Manning, Seitz, Sulzer, Jones, Womer Benjamin, Kearns, Hagan, Buehrer, Evans, Faber, Cates, Niehaus, Coates, Salerno, Lendrum, Schuring, Hollister, Roman, Flowers, Sferra, Distel, Rhine, Krupinski, Metzger, Wolpert, Cirelli, Schaffer, DeBose, Woodard, Key, Collier, Brown, Damschroder, Redfern, Reidelbach, McGregor, Calvert, Clancy, Jerse, Patton, Hartnett, Otterman, S. Smith, Allen, Fedor, Britton, Perry, Barrett, Oakar, Sullivan

**Effective date: August 14, 2002**

Grants domestic violence shelters and associated directors, owners, trustees, officers, employees, victim advocates, and volunteers two distinct qualified immunities from tort liability for harm caused to shelter clients or certain other persons by certain members of the clients' families or households.

Makes the immunities available for harm sustained under certain circumstances on or off the premises of a shelter, but subject to certain qualifications.



### **Sub. S.B. 149**

**Sens.** Coughlin, Brady, Mallory, Oelslager, Prentiss, Roberts, Goodman, Hagan, Ryan

**Reps.** Willamowski, Seitz, Grendell, Mason, Williams, Schmidt, Sykes, Schaffer, D. Miller, Fessler, Manning, Fedor, Clancy, Brinkman, Sferra, Carano, DeBose, Woodard, Redfern, Key, Coates, Rhine, Allen, Hagan, Latell, Driehaus, Beatty, Brown, Patton, Otterman, Barrett, Oakar, Britton

**Effective date: April 9, 2003**

Increases from \$25,000 to \$40,330, or the adjusted amount determined by the Auditor of State, the amount that a wrongfully imprisoned individual is entitled to recover from the state for each year of wrongful imprisonment.

Requires the Auditor of State to make an adjustment, based on the consumer price index, of the amount that a wrongfully imprisoned individual may receive for each full year or part of a year of imprisonment, specifies the procedures for performing the adjustment, and requires the Auditor to transmit a report setting forth the adjusted amount and other specified information to the General Assembly and the Court of Claims every odd-numbered year.

Adds to the sum of money that a wrongfully imprisoned individual is entitled to receive the amount of specified cost debts that the Department of Rehabilitation and Correction recovered from the individual who was in custody of the Department or under the Department's supervision.

Expands the criteria that an individual must satisfy to be considered a wrongfully imprisoned individual to include the condition that subsequent to sentencing and during or subsequent to imprisonment, an error in procedure resulted in the individual's release as an alternative to the condition that subsequent to sentencing and during or subsequent to imprisonment it was determined by a court of common pleas that the offense of which the individual was found guilty was not committed by the individual or by any other person.



## **Am. S.B. 161**

**Sens. Jacobson, Austria, Harris**

**Reps. Willamowski, Seitz, Latta, Hagan, Salerno**

**Effective date: June 28, 2002**

Establishes a cap of \$50 million excluding interest and costs as the maximum allowable amount for a supersedeas bond to obtain a stay of execution during an appeal.



## **S.B. 168**

**Sens. Oelslager, Hottinger**

**Reps. Womer Benjamin, Latta, Willamowski, Jerse, Jones, Seitz, Faber, Reidelbach, Hughes, Brown, Schaffer, Schuring, Sferra, Schmidt, Coates, Barrett, Aslanides, Lendrum, Flowers, Redfern, Olman, Wolpert, Distel, Hartnett, Calvert, Manning, Setzer, Otterman, Salerno**

**Effective date: June 28, 2002**

Extends the application of the Vexatious Litigator Law to actions in a court of appeals by: (1) permitting persons who have defended against habitual and persistent vexatious conduct in a court of appeals to commence a vexatious litigator action, (2) prohibiting a person who is subject to a vexatious litigator order (vexatious litigator) from instituting, continuing, or taking other specified actions in legal proceedings in a court of appeals, (3) enacting new "leave to proceed" provisions regarding the commencement or continuation of proceedings in a court of appeals by a vexatious litigator, (4) expanding a provision regarding the Supreme Court's publication of vexatious litigator orders to require the manner of publication chosen to also facilitate the clerk of a court of appeals in refusing to accept for filing pleadings or other papers from a vexatious litigator who did not obtain leave to proceed, and (5) expanding a provision requiring courts to dismiss legal proceedings or applications filed by a vexatious litigator who did not obtain leave to proceed to also apply to a court of appeals that has not granted leave to proceed.

Excludes the Supreme Court and its clerk from the laws pertaining to the collection of filing fees from inmates who file a civil action or appeal against a governmental entity or employee and to the imposition of related duties and restrictions pertaining to such actions or appeals.



## **Sub. S.B. 179**

**Sens. Wachtmann, Jacobson, Prentiss, Mumper**

**Reps. Seitz, Manning, Aslanides, Niehaus, Schneider, Buehrer, Hoops, Clancy, Setzer, Lendrum, White, Hollister, Brinkman, Flowers, Cates, Reidelbach, Gilb, Hughes, G. Smith, Schmidt, McGregor, Latta, Carmichael, Husted, Schaffer, Young**

**Effective date: April 9, 2003**

Grants immunity from civil liability to a health care entity, or a member of or an individual who works for or on behalf of a peer review committee of a health care entity,

for any acts, omissions, decisions, or other conduct within the scope of the functions of a peer review committee of the health care entity.

Establishes a rebuttable presumption that a hospital is not negligent in its credentialing of an individual who has, or has applied for, staff membership or professional privileges at the hospital and that a health insuring corporation or sickness and accident insurer is not negligent in the credentialing of an individual who is, or has applied to be, a participating provider if the hospital, corporation, or insurer proves by a preponderance of the evidence that, at the time of the alleged negligent credentialing, the hospital, corporation, or insurer was accredited by one of specified private accrediting organizations.

Provides that proceedings and records within the scope of a peer review committee are to be held in confidence, and establishes restrictions regarding their use in certain civil actions.

Establishes restrictions on the use in tort actions of a peer review committee incident report or risk management report, which is a report of an incident involving injury or potential injury to a patient as a result of patient care by a health care provider.

Requires the state to defend a claim against, and pay any judgment or settlement arising out of a claim against, a state officer or employee who renders peer review or other review services in relation to specified health services pursuant to a contract with a state department, agency, or institution.



## **Am. Sub. S.B. 218**

**Sen. Jordan**

**Reps. Faber, Womer Benjamin, Sykes, Willamowski, Brown, Hughes, Callender, Seaver, Manning, Schmidt, Gilb, DeBose, Patton, Flowers, Sullivan, S. Smith, Collier, Hagan, Perry, Fessler, Otterman, Calvert, Beatty, Kearns, Jolivette**

**Effective date: March 24, 2003**

Modifies the oath administered to members of a grand jury.

Specifies that if, on or after March 24, 2003, a court impaneling a grand jury uses the former version of the grand juror's oath instead of the new version that the act enacts, the court's use of the former oath does not invalidate or affect the validity of the impanelment of the grand jury, any proceeding, inquiry, or presentation of the grand jury,

any indictment or other document found, returned, or issued by the grand jury, or any other action taken by the grand jury.



## **Am. Sub. S.B. 281**

**Sens. Goodman, Coughlin, Randy Gardner, Nein, Wachtmann, Mead, Hottinger, Harris, Spada, Armbruster, Austria, Amstutz, Mumper, Robert Gardner**

**Reps. Cates, Calvert, Grendell, Schmidt, Raga, Niehaus, Evans, Hoops, Faber, Olman, Aslanides, Collier, Hollister, Carey, Flowers, Lendrum, Wolpert, Gilb, Reidelbach, Latta, Carmichael, Jolivette, Williams, G. Smith, Schneider, Clancy, Husted, Setzer, Schaffer, White, Peterson**

**Effective date: April 11, 2003**

Enacts additional exceptions to the statute of repose for an action on a medical, dental, optometric, or chiropractic claim.

Enacts procedures in civil actions on a medical, dental, optometric, or chiropractic claim in which a court must determine, upon a defendant's motion, whether or not there is a reasonable good faith basis on which the particular claim is asserted against that defendant and must award the defendant certain court costs and attorneys' fees if no reasonable good faith basis is found.

Limits the compensatory damages for noneconomic loss that may be awarded in medical, dental, optometric, and chiropractic claims as follows:

(1) Generally, the greater of \$250,000 or an amount equal to three times the plaintiff's economic loss to a maximum of \$350,000 for each plaintiff or a maximum of \$500,000 for each occurrence;

(2) If the noneconomic losses are for permanent and substantial physical deformity, loss of use of a limb, or loss of a bodily organ system, or for permanent physical functional injury that permanently prevents the injured person from being able to independently care for self and perform life-sustaining activities, \$500,000 for each plaintiff or \$1 million for each occurrence.

Provides that a court of common pleas has no jurisdiction to enter judgment on an award of compensatory damages for noneconomic loss in excess of those limits.

States that the act's provisions on the recovery of and limits on damages must be applied in a jury trial only after the jury has made its factual findings and determination as to the damages.



Requires a plaintiff's attorney whose contingency fees exceed the applicable amount of the limits on damages to make an application in the probate court for approval of the fees.

Expands the scope of the law granting civil immunity to health care professionals who volunteer their services to include advanced practice nurses and emergency medical technicians.

Regulates the award of future damages exceeding \$50,000 in medical, dental, optometric, and chiropractic actions, including, but not limited to, the use of periodic payments plans.

Permits defendants in civil actions on medical, dental, optometric, and chiropractic claims to introduce evidence of the plaintiff's receipt of collateral benefits, except if the source of the benefits has a mandatory self-effectuating federal right of subrogation or a contractual or statutory right of subrogation.

Revises the law governing arbitration agreements between a patient and a physician or hospital by, among other things, expanding its scope to govern arbitration agreements with other healthcare providers and shortening the time for withdrawal from an arbitration agreement.

Provides that the license and practice requirements for expert witnesses in medical claims under continuing law are not to be construed to limit the trial court's power to allow the testimony of any other expert witness that is relevant to the medical claim.

Requires every clerk of a court of common pleas to send to the Department of Insurance an annual report containing specified information relating to each civil action on a medical, dental, optometric, or chiropractic claim that was filed or is pending in the court, and requires the court to collect an additional filing fee of \$5 to pay the costs of making the reports.

Creates the Ohio Medical Malpractice Commission, consisting of nine members, to study the effects of the act, investigate the problems and issues surrounding medical malpractice, and submit a report to the General Assembly not later than two years after the act's effective date.

Requires the Superintendent of Insurance to study the feasibility of a Patient Compensation Fund to cover medical malpractice claims, including the financial responsibility limits for providers covered in the act and the Fund, the identification of the methods of funding excluding any tax on consumers, and the Fund's operation, administration, and participation requirements and to submit a preliminary report by March 3, 2003, and a final report by May 1, 2003.

Includes in uncodified language statements of the General Assembly's findings in relation to medical malpractice insurance and medical malpractice awards and of its intent, based on these findings, in enacting the act.



**Sub. H.B. 8**

**Reps. Hughes, Womer Benjamin, Latta, DePiero, S. Smith, Reidelbach, Young, Sykes, Perry, Willamowski, Jerse, Flowers, Goodman, Sullivan, Coates, Allen, Niehaus, Wolpert, Cates, Schmidt, Carey, Roman, Driehaus, Peterson, G. Smith, Reinhard, Metzger, Clancy, Wilson, Gilb, Evans, Williams, Raga, Salerno, Core, Seitz, Patton, Lendrum, Otterman, Sulzer, Collier, Widowfield, Manning, Hollister, Barnes, Cirelli, Carmichael, Distel, Aslanides, Ogg, Schneider, White, DeWine, Husted, D. Miller, Key, Woodard, Rhine, Bocchieri, Redfern, Schaffer**

**Sens. Oelslager, Amstutz, Austria**

**Effective date: August 5, 2002**

Changes the definition of "material" that applies to the offense of "displaying matter harmful to juveniles" and to the portions of the offense of "disseminating matter harmful to juveniles" that pertain to materials that are harmful to juveniles, but not obscene so that: (1) subject to item (2), below, the definition lists as examples of included items an image or text appearing on a computer monitor or on a television screen, liquid crystal display, or similar display device used as a computer monitor or an image or text recorded on a computer hard disk, computer floppy disk, magnetic tape, or similar storage device, and (2) "material" generally does not include an image or text that appears on a computer monitor or on a television screen, liquid crystal display, or similar display device used as a computer monitor while the monitor, screen, display, or device is actively connected to a web site, but does include an image or text that so appears while it is actively connected to a web site if the image or text is contained in an e-mail message or if the image or text is so appearing during a direct presentation to a specific, known juvenile or group of known juveniles.

Changes the definition of "material" that applies to all provisions of the Sex Offense Law that are not subject to the above provisions so that the definition lists as examples of included items any image or text appearing on a computer monitor, television screen, liquid crystal display, or similar display device and any image recorded on a computer hard disk or floppy disk, compact disk, magnetic tape, or similar data storage device.

Subject to two exceptions, specifies that certain offenses related to obscenity, pornography, matter harmful to juveniles, or sexually or nudity-oriented matter involving a minor do not apply to a person solely because the person provided access or connection to or from a computer facility, system, or network not under that person's control,

including having provided transmission, downloading, intermediate storage, access software, or other related capabilities that are incidental to providing access or connection to or from a computer facility, system, or network, and that does not include the creation of the content of the material that is the subject of the access or connection.

Specifies that the above exception does not apply to a person who: (1) conspires with an entity actively involved in the creation or knowing distribution of material in violation of the offenses described above or who knowingly advertises the availability of material of that nature, or (2) provides access or connection to a computer facility, system, or network that is engaged in committing those offenses and that contains content that the person has selected and placed in or on the facility, system, or network or content over which that person exercises editorial control.

States that an employer is not guilty of certain offenses related to obscenity, pornography, matter harmful to juveniles, or sexually or nudity-oriented matter involving a minor based on the actions of an employee or agent of the employer unless the employee's or agent's conduct is within the scope of the employee's or agent's employment or agency and the employer either: (1) with knowledge of the employee's or agent's conduct, authorizes or ratifies the conduct, or (2) recklessly disregards the employee's or agent's conduct.

Establishes an affirmative defense to a charge of disseminating matter harmful to juveniles or displaying matter harmful to juveniles as the offense applies to an image transmitted through the Internet that the person charged with the violation has taken, in good faith, reasonable, effective, and appropriate actions under the circumstances to restrict or prevent access by juveniles to material that is harmful to juveniles, including any method that is feasible under available technology.

Extends for one additional term the designation of the Hamilton County Court of Common Pleas Drug Court judgeship as a judgeship of that nature, and provides special provisions regarding candidacy for, and election of, that judge.



## **Am. Sub. H.B. 17**

**Reps. Willamowski, Hartnett, Flowers, Jerse, Setzer, Redfern, Williams, Allen, Lendrum, Calvert, Hagan, Buehrer, Schaffer, Jolivette, Gilb, Cates, Webster, Coates, Grendell, Schmidt, Roman, Flannery, White, Perry, Collier, Clancy, Carmichael, Brown, Oakar, DeBose**

**Sen. Oelslager**

**Effective date: October 11, 2002**

Prohibits a person under 21 years of age from knowingly being under the influence of any beer or intoxicating liquor in any public place unless the person is accompanied by a parent, spouse who is not an underage person, or legal guardian or the beer or intoxicating liquor is given by a physician in the regular line of the physician's practice or given for established religious purposes.

Consolidates in one statute similar preexisting prohibitions formerly located in two statutes regarding an underage person ordering, buying, possessing, or consuming, etc., beer or intoxicating liquor, and makes the driver's license penalties for a violation of the transferred provisions also apply to a person who violates the continuing prohibitions originally located in the now-consolidated statute.

Permits a court to order a person who is charged with violating the prohibitions against ordering, paying for, sharing the cost of, attempting to purchase, possessing, consuming, or being under the influence of any beer or intoxicating liquor into a diversion program unless the person has previously been diverted into such a program pursuant to this provision.

Requires the court to dismiss the complaint and order the record in the case sealed, except for specified limited purposes, if a person is charged as described above and the person successfully completes the diversion program, and requires the court to proceed with the complaint if the person fails to satisfactorily complete the diversion program.



## **Sub. H.B. 130**

**Reps.** DePiero, Hughes, Jones, Hartnett, Olman, Britton, Allen, Goodman, Sullivan, Redfern, Rhine, Distel, Womer Benjamin, Krupinski, Seaver, Cirelli, Jerse, Flowers, Lendrum, Evans, Latta, Seitz, Callender, Reidelbach, Young, Faber, Perry, Sulzer, Grendell, Ogg, G. Smith, Husted, McGregor, Flannery, Brinkman, Metzger, Cates, Niehaus, Sferra, Blasdel, Wilson, Otterman, Reinhard, Carmichael, Kilbane, Roman, Core, Latell, Gilb, Collier, Webster, Buehrer, Coates, Fedor, Salerno, Schmidt, Patton, Clancy, Fessler, Hagan, Driehaus, D. Miller, Hollister, Beatty, Bocchieri, Kearns

**Sens.** Brady, Blessing, DiDonato, Fingerhut, Hottinger, Oelslager, Prentiss, Roberts, Spada, White, Robert Gardner, Jordan, Jacobson, Amstutz, Randy Gardner, Austria

**Effective date:** April 7, 2003

Requires a court to impose an additional mandatory seven-year prison term on an offender who is convicted of or pleads guilty to a felony that includes, as an essential

element, causing or attempting to cause the death of or physical harm to another and also a specification, enacted in the act, charging the offender with committing the felony by discharging a firearm at a peace officer or a corrections officer.

Requires that the mandatory seven-year prison term be imposed after the court imposes a prison term on the offender under any of a list of specified preexisting provisions and that it be served consecutively to and prior to any prison term imposed for the underlying felony and consecutively to any other prison term imposed at any time on the offender.

Requires a juvenile court to commit a delinquent child to the custody of the Department of Youth Services for a definite period of not less than one and not more than five years, and to also commit the child to the Department for the underlying delinquent act, if the court adjudicates the child to be a delinquent child for committing an act that would be a felony other than carrying concealed weapons if committed by an adult and determines that the child, if an adult, would be guilty of a specification charging the child with discharging a firearm at a peace officer or a corrections officer while committing that act.



## **Sub. H.B. 170**

**Reps. Schuring, Flowers, Schaffer, Willamowski, Seitz, Husted, Ogg, Cirelli, Webster, Barrett, Roman, Reidelbach, Niehaus, Lendrum, Carmichael, Hollister, Schmidt, Otterman, Cates, Schneider, Manning, Hartnett, Latell, Britton, Rhine, Buehrer, Carey, Grendell, Perry, Salerno, Widowfield**

**Sen. Oelslager**

**Effective date: September 6, 2002**

### **Health care services for offenders in custody or under supervision of DRC--expansion of preexisting provisions**

Expands the cost debts that are subject to potential recovery from an offender in the custody or under the supervision of the Department of Rehabilitation and Correction (DRC) to specifically include the cost of any medical care provided to the offender while in DRC's custody or under its supervision.

In a preexisting provision that, in certain circumstances, prohibits a benefits contract from limiting or excluding coverage for the reason that the beneficiary is under "confinement" or under the custody of a law enforcement officer, expands "confinement" to also include, in addition to any period of time while confined in a local correctional

facility, any period of time during which a person is in DRC's custody or under its supervision.

**Health care services for offenders in custody or under supervision of DRC--new provisions**

For each offender in DRC's custody or under its supervision, authorizes DRC to make a determination as to whether the offender is covered under an individual or group sickness and accident insurance policy or an individual or group health insuring corporation policy, contract, or agreement (hereafter, health care coverage), and, if the offender has that coverage, requires DRC to familiarize itself with the terms and conditions to receive benefits under it.

If DRC determines that the offender has health care coverage, permits DRC or the provider of health care services to the offender to submit a claim for payment for the health care services to the appropriate third-party payer if DRC renders or arranges for the rendering of health care services to the offender while the coverage is in force and in accordance with its terms.

Specifies that: (1) if the policy holder is the offender, the offender must be required to assign payment of benefits directly to the provider or DRC, (2) if the policy holder is not the offender, the policy holder must be asked to voluntarily provide policy information and assign payments directly to the provider or DRC, and (3) the policy holder and third-party payer must make all arrangements that are necessary to ensure that payment of any amount due on the claim is made to the provider or DRC as specified in the assignment.

Specifies that: (1) any payment made to DRC under any of the provisions described above must be deposited into the Offender Financial Responsibility Fund, and (2) if DRC pays a provider for health care services rendered to an offender and payment subsequently is made for the same services by a third-party payer, the duplicate payment must be refunded to DRC by the provider and must be deposited into that Fund.

If DRC determines that the offender has health care coverage, requires DRC to determine, after considering security, public safety, and transportation issues, whether or not to render or arrange for health care services in accordance with the coverage, and permits DRC, based on concerns as to one or more of those issues, to arrange for health care services for the offender at a health care facility or by a provider, or both, not covered under the coverage and pay the costs of the services for the offender.

If DRC pays for health care services for an offender, specifies that DRC reserves the right to seek reimbursement from a third-party payer for the services if it subsequently is determined that the offender had health care coverage.

Provides that if, at the time DRC arranges for health care services for an offender and a provider renders those services, DRC determines that the offender has or potentially has health care coverage: (1) DRC is responsible for any cost-sharing, co-payments, or deductibles required under the health care coverage, (2) if the insurer or potential insurer denies the claim for payment, DRC remains liable for payment to the provider, and (3) if an insurer covers a service, but pays the provider less than the amount negotiated and established by contract between DRC and the provider, DRC is liable for reimbursing the difference to the provider.

Specifies that the provisions described above do not require a third-party payer to reimburse any provider or DRC for health care services that are not covered under health care coverage or any other policy, contract, or agreement.

Requires DRC to examine the feasibility and desirability of purchasing insurance coverage to protect against unpredictable or catastrophic losses that may be incurred by the state in the provision of health care services to offenders who are in DRC's custody or under its supervision and, within six months after the act's effective date, to report its findings and recommendations to specified members of the General Assembly.

Requires DRC to develop specifications for a utilization review program under which the clinical necessity, appropriateness, efficacy, or efficiency of any outside health care service recommended for an offender may be evaluated by an external utilization review organization, to request proposals for the provision of services of that nature, and, within six months after the act's effective date, to report the responses to the request to specified members of the General Assembly.

Specifies that DRC is not required to enter into a contract for the provision of (services of) the nature described above unless money has been appropriated to DRC that is adequate to fund the provision of such services.

Requires DRC to adopt rules that establish a schedule of health care services available to offenders in its custody or under its supervision and that establish a program to encourage the utilization of preventive health care services by offenders.

**Reimbursement of costs of an offender's confinement in a local detention facility that is ordered by the court**

Regarding felony offenders: (1) eliminates certain limitations formerly imposed on a sentencing court's use of a financial sanction requiring a felony offender to reimburse the costs of confinement in a local correctional facility, and (2) instead, permits a court that is sentencing an offender for a felony, in all circumstances, to impose a financial sanction of reimbursement by the offender of all or part of the costs of confinement in any facility under a prison term or community residential sanction, provided that the reimbursement ordered cannot exceed the total amount of

reimbursement that the offender is able to pay and cannot exceed the actual cost of the confinement.

Regarding misdemeanor offenders: (1) eliminates criteria that formerly were linked to the use of a court-ordered reimbursement requirement on a misdemeanor offender for the costs of the offender's confinement in a local correctional facility, and (2) instead, permits a court that is imposing sentence on an offender for a misdemeanor, in all circumstances, to sentence the offender to a sanction that requires the offender to reimburse the government for all or part of the costs of confinement in a local detention facility, including, but not limited to, a *per diem* fee for room and board, the costs of medical and dental treatment, and the costs of repairing property damaged by the offender while confined, specifies that reimbursement that is ordered under this provision cannot exceed the total amount of reimbursement that the offender is able to pay or the actual cost of the confinement, and provides procedures for determining the amount of the reimbursement and for collecting the amount to be reimbursed.

**Reimbursement of costs of an offender's confinement in a local detention facility in other circumstances**

Consolidates a number of parallel provisions regarding reimbursement of the costs of confinement by a criminal offender confined in a local detention facility when the reimbursement is required pursuant to a specified procedure by the governmental entity that operates the facility (hereafter, the standard procedure), provides that the standard procedure applies when the governmental entity adopts a repayment policy for prisoners convicted of an offense who are confined in the facility and when the court that sentenced the prisoner did not impose a financial sanction of reimbursement as part of the prisoner's sentence, and includes a reference to the standard procedure in the Delinquent Child Law that appears to also make that procedure apply regarding delinquent children.

Modifies the list of costs that may be required to be repaid pursuant to a repayment policy under the standard procedure by adding a reference to the costs of repairing property damaged by the prisoner while confined, replacing the former reference to the expenses of providing food, clothing, shelter, etc. with a reference to a *per diem* fee for room and board, rephrasing the former reference to the costs of medical care and adding a reference to the costs of dental treatment, adding a reference to a fee for a random drug test, adding a reference to a new reception fee (see below), and removing the former reference to overtime costs that law enforcement personnel incurred relative to the prisoner's trial.

Provides that each prisoner covered by a repayment policy under the standard procedure must receive at the end of the prisoner's confinement an itemized bill of the expenses to be reimbursed, provides methods of payment of the bill and specified periods of time within which the prisoner must pay or dispute the bill, provides procedures including a court hearing for determining a dispute regarding the bill, provides

procedures for the collection of a bill that is not paid and not disputed within specified periods of time and includes within the procedures the issuance by the appropriate clerk of court of a certificate of judgment against the prisoner for the balance of the expenses remaining unpaid, and requires that the offender's sentence include provisions describing the collection procedures.

Repeals provisions that formerly authorized the governmental entity that operated a local detention facility to adopt a prisoner reimbursement policy to be used in lieu of the standard procedure, and includes some of the expenses that were recoverable under such policies within the list of costs that may be required to be repaid under the standard procedure.

Consolidates a number of parallel provisions regarding payment (by deduction from the person's inmate account or pursuant to a billing upon release) of a fee for medical services or treatment requested by and provided to a person confined in a local detention facility or a fee for a random drug test when the governmental entity that operates the facility adopts a policy for such payment, and expands the fees that may be so recovered to also include a new reception fee (see below).

Generally permits the costs of confinement that are recovered pursuant to a repayment policy under the standard procedure or pursuant to the fee reimbursement mechanism described above to include a one-time reception fee for the costs of processing the prisoner into the local detention facility at the time of the prisoner's initial entry into the facility under the confinement in question.

**Daily fine credit given to an offender jailed for failure to pay a fine**

Increases from \$30 to \$50 the daily fine credit that is given to an offender who is committed to a jail or workhouse or otherwise held in custody in satisfaction of a fine imposed on the offender under a sentence for a criminal offense.



**Sub. H.B. 180**

**Reps. Young, Callender, Latell, Willamowski, Latta, Seitz, Reidelbach, Flowers, Niehaus, Grendell, Hagan, Clancy, Manning, Carmichael, G. Smith, Collier, Roman, Setzer, Coates, Schneider, Damschroder, Lendrum, Gilb, Schaffer, Schmidt, Faber, Womer Benjamin**

**Sens. Oelslager, Amstutz, Spada, Hottinger, Robert Gardner**

**Effective date: May 16, 2002**

Expands the reasons for which a child taken into custody may be confined in a place of juvenile detention or placed in shelter care prior to the implementation of the court's final order of disposition to also permit the detention or shelter care if it is required because the child is a danger or threat to one or more other persons and the child is charged with violating a section of the Revised Code that may be violated by an adult.

Extends the time period in which an adjudicatory hearing for a child must be held from not later than ten days after a complaint is filed against the child to not later than 15 days after the filing of the complaint if the child is in detention and is charged with violating a section of the Revised Code that may be violated by an adult, and provides that the hearing may be continued and detention extended for good cause.

Requests the Supreme Court to modify the Juvenile Rules consistent with the changes made by the act.



### **Sub. H.B. 247**

**Reps. Core, Willamowski, Webster, Seitz, Williams, Jerse, Otterman, Latta, DePiero, Coates, Lendrum, Flowers, Reinhard, Schmidt, Schaffer, Grendell, Wilson, Manning, Collier, Hagan, Niehaus, Roman, Fessler, Kearns, Clancy, Widowfield, Rhine, Reidelbach, Aslanides, Damschroder**

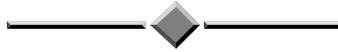
**Sen. Oelslager**

**Effective date: May 30, 2002**

Requires the officer making a presentence investigation report regarding a criminal offender to also inquire into all information available regarding any prior adjudications of the defendant as a delinquent child and regarding the dispositions made relative to those adjudications.

Specifically requires the officer making a presentence investigation report regarding a criminal offender to consider the following: (1) any reports and records that a juvenile department of probation possesses regarding any adjudications of that person as a delinquent child or regarding the dispositions made relative to those adjudications, (2) certain records or reports that a juvenile court provides to the Department of Youth Services (DYS) regarding that person or that pertain to the treatment of that person after the person was committed to DYS custody as a delinquent child, (3) any victim impact statement that a juvenile court has prepared regarding that person, and (4) any records that a juvenile court possesses regarding any adjudications of that person as a delinquent child or regarding the dispositions made relative to those adjudications.

Specifically requires juvenile courts, DYS, and juvenile departments of probation to provide the materials described above to an officer who is making a presentence investigation report.



### **Sub. H.B. 273**

- Reps.** DePiero, Calvert, Sullivan, Redfern, Goodman, R. Miller, Fessler, Hartnett, Boccieri, Metzger, Coates, Cirelli, Lendrum, Schmidt, Ford, Jones, Beatty, Allen, Aslanides, Fedor, Britton, Distel, Carano, Jerse, Womer Benjamin, Reidelbach, Seaver, Sulzer, Brown, Hughes, Seitz, Faber, Sykes, S. Smith, Grendell, Ogg, Strahorn, Woodard, Driehaus, Barrett, Barnes, Rhine, Key, D. Miller, Flannery, Carey, Damschroder, Niehaus, Manning, McGregor, G. Smith, Salerno, Gilb, Collier, Trakas, Core, Oakar, Clancy, Latell, Willamowski, Hoops, Krupinski, Carmichael, Latta, Roman, Otterman, Perry, Wilson, Cates, Schneider, Buehrer
- Sens.** Herington, Blessing, Brady, Espy, Roberts, Oelslager, Fingerhut, Robert Gardner, Spada, Ryan, Harris, Armbruster, Prentiss, Amstutz, Mead, Austria

**Effective date:** July 23, 2002

Expands the definition of "harmful intoxicant" that applies to the Drug Offenses Law to include the chemicals Gamma Butyrolactone and 1,4 Butanediol.

As a result of the expanded definition of "harmful intoxicant," includes Gamma Butyrolactone and 1,4 Butanediol as one of the prohibited substances for the offenses of "abusing harmful intoxicants" and "trafficking in harmful intoxicants," includes Gamma Butyrolactone and 1,4 Butanediol within the definition of "drug abuse" and the Revised Code sections that use that term, and includes Gamma Butyrolactone and 1,4 Butanediol within the definition of "chemical dependency" as that term is used in the Nursing Law and the Chiropractic Law.



### **Sub. H.B. 309**

- Reps.** Hughes, Calvert, Carmichael, Collier, Fessler, Goodman, Hoops, Latta, Lendrum, Oلمان, Reidelbach, Schaffer, Schmidt, G. Smith, Key, R. Miller, Womer Benjamin, Sulzer, Seaver, S. Smith, Brown, Faber, Willamowski,

**Setzer, Flowers, Wolpert, McGregor, Aslanides, Core, Evans, Ogg, Carano, Mason, Cirelli, D. Miller, Allen, Coates, Otterman, Latell, Seitz, Metzger, Wilson, Schneider, Distel, Woodard, DeBose, Sferra, Rhine, Manning, Krupinski, Roman, Kearns, Reinhard, Damschroder, Widowfield, Hollister, Niehaus, Buehrer, Hagan, Cates, Raga, Webster, Gilb, Bocchieri, Barrett, Driehaus, Britton**

**Sens. Herington, Amstutz, Armbruster, Espy, Goodman, Hagan, Harris, Hottinger, Jacobson, Mallory, Mead, Oelslager, Roberts, Spada, Wachtmann, White**

**Effective date: September 27, 2002**

Renames the offense of "taking the identity of another" as "identity fraud."

Revises one of the prohibitions in the renamed offense of "identity fraud" to prohibit a person, without the express or implied consent of the other person, from using, obtaining, or possessing any personal identifying information of another person with intent to hold the person out to be the other person or to represent the other person's personal identifying information as the person's own personal identifying information.

Specifies that it is an affirmative defense to that revised prohibition that the person using the personal identifying information is acting in accordance with a legally recognized guardianship or conservatorship or as a trustee or fiduciary.

Prohibits a person, with intent to defraud, from permitting another person to use the person's own personal identifying information.

Prohibits a person who is permitted to use another person's personal identifying information from using, obtaining, or possessing the other person's personal identifying information with intent to defraud any person by holding the person out to be the other person or by representing the other person's personal identifying information as the person's own personal identifying information.

Enhances by one degree, to a fourth degree felony, the penalty for identity fraud if the value of the credit, property, services, debt, or other legal obligation involved in the violation or course of conduct is \$500 or more.

Specifies that it is an affirmative defense to specified prohibitions under identity fraud that either of the following applies: (1) a law enforcement agency, authorized fraud personnel, or a representative of or attorney for a law enforcement agency or authorized fraud personnel uses the personal identifying information in a bona fide investigation, an information security evaluation, a pretext calling evaluation, or a similar matter, or (2) the personal identifying information was obtained, possessed, or used for a lawful purpose.

Specifies that it is not a defense to a charge of identity fraud that the person whose personal identifying information was obtained, possessed, or used was deceased at the time of the offense.

Expands the definition of "personal identifying information" as used in the offense of identity fraud to include a birth certificate.

Expands a provision in continuing law that permits a discharged member of the armed forces who has registered the person's discharge with a county recorder to expunge the record of discharge or the person's separation program number, to also permit the person to expunge the person's Social Security number and separation code from the record of discharge and other service-related documents that have been recorded.

Requires a county recorder to post a notice stating that documents recorded in the recorder's office generally are public records to which other persons have access, and provides that, if the county recorder fails to post the notice, the county recorder is not liable in a civil action for injury, death, or loss to person or property that allegedly results from that failure.



### **Am. Sub. H.B. 327**

**Reps. Latta, Goodman, Seitz, Reinhard, Lendrum, Willamowski, Schmidt, Aslanides, Fedor, Carano, Womer Benjamin, Buehrer, Coates, Manning, Schneider, Hartnett, Flowers, Calvert, Hughes, Carmichael, Reidelbach, Setzer, Clancy, McGregor, Niehaus, Distel, Cirelli, Latell, Salerno**

**Sens. Oelslager, Amstutz**

**Effective date: July 8, 2002; certain provisions effective July 24, 2002, or the effective date of the Interstate Compact for Adult Supervision, whichever is later**

Establishes a penalty for the preexisting prohibition contained in the offense of illegal processing of drug documents that prohibits knowingly making a false statement in any prescription, order, report, or record required by the Controlled Substances Laws or the Pharmacy/Dangerous Drugs Laws.

Expands the circumstances in which the penalty for the offense of domestic violence is enhanced to also enhance the penalty when the offender previously pleaded guilty to certain specified offenses or when the offender previously has been convicted of or pleaded guilty to a violation of a law of the United States, a law of another state, or a municipal ordinance of a municipal corporation in another state that is substantially similar to certain Ohio offenses.

Makes an offender ineligible for intervention in lieu of conviction if the offender is charged with corrupting another with drugs, a drug trafficking offense, illegal manufacture of drugs or cultivation of marijuana, or illegal administration or distribution of anabolic steroids and the offense is a felony of the fourth or fifth degree or a misdemeanor.

Clarifies that an offender who is charged with a drug possession offense that is a felony of the fifth degree or a misdemeanor does not need prosecutorial approval to be eligible for intervention in lieu of conviction.

Expands one of the factors used in sentencing an offender for a felony of the fourth or fifth degree to require the court also to consider whether the offender at the time of the offense was serving a prison term.

Limits the circumstances in which the court must impose the shortest prison term authorized for a felony to exclude instances when the offender was serving a prison term at the time of the offense.

Expands the definition of "repeat violent offender" that applies in the Criminal Sentencing Law to also include a person who at the time of the offense for which sentence is being imposed was serving a prison term for a specified offense.

Expands the standard for requiring consecutive service of prison terms for multiple offenses to permit the imposition of consecutive sentences when one or more of the multiple offenses was committed while the offender was awaiting trial or sentencing, was under a community control sanction, or was under post-release control for a prior offense, and expands the standard to permit consecutive sentences to be imposed when there are multiple courses of conduct that include multiple offenses.

Includes in the statutorily specified list of factors that a court imposing sentence for a felony must consider as indicating that the offender is likely to commit future crimes that, at the time of committing the offense, the offender had been unfavorably terminated from post-release control under the act for a prior offense.

Clarifies when an offender may file a motion for judicial release if the offender is serving a stated prison term of exactly ten years.

Transfers from the sentencing court to the Department of Rehabilitation and Correction (DRC) the duty to determine if an offender is eligible for placement in a program of shock incarceration or is eligible for placement in an intensive program prison, but retains the court's authority to recommend or disapprove placement in any such program or prison.

Requires the Adult Parole Authority to classify the termination of post-release control as favorable or unfavorable depending on the offender's conduct and compliance



with the conditions of supervision, and requires DRC, no later than six months after the act's effective date, to adopt a rule establishing the criteria for the classification of a post-release control termination as "favorable" or "unfavorable."

Relocates a provision regarding the treatment of persons who commit new felonies while on parole or post-release control for a prior felony, and modifies it by: (1) permitting the court to terminate the term of post-release control as a result of the violation, (2) authorizing the court to impose community control sanctions for the violation, and (3) rephrasing portions of the provision.

Extends from not later than July 1, 2001, to not later than July 1, 2002, the date by which the State Criminal Sentencing Commission must recommend to the General Assembly any necessary changes to the forfeiture statutes in the Criminal Code and the Motor Vehicles Law.

Requires an applicant for a license to practice nursing as a registered nurse or as a licensed practical nurse who is applying for licensing by examination and entered a nursing training program on or after June 1, 2003, or who is applying for licensing by endorsement, or an applicant for a certificate to practice as a dialysis technician who entered a dialysis training program on or after that date, to request Bureau of Criminal Identification and Investigation to perform a criminal records check that includes an FBI check and to submit to the Board of Nursing the results of that check as part of the application process.

Requires the Board of Nursing to refuse to grant a license to practice nursing as a registered nurse or as a licensed practical nurse to a person who is required to request a criminal records check as described above and whose check indicates that the person has pleaded guilty to, been convicted of, or had a judicial finding of guilt for committing aggravated murder, murder, voluntary manslaughter, felonious assault, kidnapping, rape, sexual battery, gross sexual imposition, aggravated arson, aggravated robbery, or aggravated burglary, or a substantially similar law of another state, the United States, or another country.

Requires the Board of Nursing to refuse to grant a certificate to practice as a dialysis technician to a person who is required to request a criminal records check as described above and whose check indicates that the person has pleaded guilty to, been convicted of, or had a judicial finding of guilt for committing aggravated murder, murder, voluntary manslaughter, felonious assault, kidnapping, rape, sexual battery, gross sexual imposition, aggravated arson, aggravated robbery, or aggravated burglary, or a substantially similar law of another state, the United States, or another country.

Provides that, in general, the results of any criminal records check conducted pursuant to a request made under the act by an applicant for a license to practice nursing

or a certificate to practice as a dialysis technician, and any report containing those results, are not public records for purposes of the Public Records Law.

Provides that a temporary permit to practice nursing issued to a person who applies for licensing by endorsement expires at the earlier of 180 days after issuance or upon the issuance of a license by endorsement and that it terminates automatically if the criminal records check completed regarding the applicant under the act indicates that the applicant previously has been convicted of, pleaded guilty to, or had a judicial finding of guilt for any of the offenses that disqualify an applicant for the issuance of a license.

Permanently bars a person from obtaining a license to practice nursing in Ohio if the person has been issued a temporary permit to practice nursing and the temporary permit is automatically terminated as described above.

Expands the list of medications that a dialysis technician may administer, when ordered by a licensed health professional authorized to prescribe drugs, to include oxygen when the administration of the oxygen has been delegated to the technician by a registered nurse.

Specifies that, regarding the continuing education required for a dialysis technician who wishes to renew a certificate to practice, of the hours of continuing education completed during the period for which the certificate was issued, at least one hour of the education must be directly related to the statutes and rules pertaining to the practice of nursing in Ohio or the practice as a dialysis technician in Ohio.

Expands the offense of "unauthorized use of property" to specifically prohibit knowingly gaining access to, attempting to gain access to, or causing access to be gained to any cable service or cable system without the consent of, or beyond the scope of the express or implied consent of, the owner of the cable service or cable system or other person authorized to give consent by the owner, and expands a civil remedy that previously applied regarding the offenses of possession of an unauthorized device and sale of an unauthorized device to permit recovery of damages related to conduct in violation of the expanded offense.

Provides that the members of the Ohio Council for Interstate Adult Offender Supervision, enacted in Sub. H.B. 269 of the 124th General Assembly, will serve without compensation, but that each member will be reimbursed for the member's actual and necessary expenses incurred in the performance of the member's official duties on the Council.



## **Sub. H.B. 355**

**Reps. Willamowski, Hughes, Faber, Womer Benjamin, Latta, Schmidt, Woodard, D. Miller, Coates, Distel, Schneider, Salerno, Key**

**Sen. Oelslager**

**Effective date: July 23, 2002**

### **Transfer to a psychiatric hospital--proceedings prior to transfer**

Authorizes the warden of a state correctional institution to designate another person to perform certain duties that a preexisting provision required only the warden to perform in relation to proceedings to transfer an inmate from a state correctional institution to a psychiatric hospital.

Revises the time periods for hearings for continued hospitalization for inmates so transferred (see below).

Permits, rather than requires, the Director of the Department of Rehabilitation and Correction (DRC) to adopt rules setting forth guidelines for the procedures relating to the transfer of an inmate to a psychiatric hospital.

### **Emergency transfers and uncontested transfers**

Authorizes DRC to transfer an inmate to a psychiatric hospital under an emergency transfer order if specified mental health personnel determine that the inmate is mentally ill, presents an immediate danger to self or others, and requires hospital-level care.

After an emergency transfer, requires DRC to hold a hearing for continued hospitalization within five working days after admission of the transferred inmate to the psychiatric hospital and to hold subsequent hearings for continued hospitalization at the same intervals as required for other inmate patients transported to a psychiatric hospital (see below).

Authorizes DRC to transfer an inmate to a psychiatric hospital under an uncontested transfer order if: (1) a psychiatrist in a specified capacity determines that the inmate has a mental illness or is a mentally ill person subject to hospitalization, the inmate requires hospital care to address the mental illness, and the inmate has the mental capacity to make a reasoned choice regarding the transfer, and (2) the inmate agrees to a transfer to a hospital.

After an uncontested transfer: (1) permits the inmate to withdraw consent to the transfer in writing at any time, and upon withdrawal requires the hospital to discharge the inmate or DRC to hold a hearing for continued hospitalization within five working days,



and (2) requires DRC to hold subsequent continued hospitalization hearings at the same intervals as required for other inmate patients transported to a psychiatric hospital (see below).

Makes certain preexisting provisions regarding examinations for, and the care and treatment of, inmate patients transported to a psychiatric hospital apply to inmate patients transferred under an emergency or uncontested transfer.

Authorizes the Director of DRC to adopt rules setting forth guidelines for the procedures relating to emergency and uncontested transfers.

### **Hearings for continued hospitalization**

Revises the time periods within which hearings for continued hospitalization must be conducted for inmate patients transported to a psychiatric hospital under preexisting law so that the initial continued hospitalization hearing must be held prior to the expiration of the initial 30-day period of hospitalization and any subsequent hearings, if necessary, must be held not later than 90 days after the first 30-day hearing and then not later than each 180 days after the immediately prior hearing.

Applies the revised time periods described above to inmate patients transferred under an emergency or uncontested transfer.

Repeals the prohibition against an inmate waiving the hearing for continued commitment, and instead: (1) specifies that the hearing for continued commitment is mandatory for an inmate transported to a psychiatric hospital or transferred to one under an emergency transfer unless the inmate patient has the capacity to make a reasoned choice to execute a waiver and waives the hearing in writing, and (2) permits an inmate patient who is transferred to a psychiatric hospital pursuant to an uncontested transfer and who has scheduled hearings after withdrawal of consent for hospitalization to waive any of the scheduled hearings if the inmate has the capacity to make a reasoned choice and executes a written waiver of the hearing.

Authorizes the medical director of the hospital or the attending physician, rather than the warden of the psychiatric hospital or the warden's designee as under prior law, to discharge an inmate from the facility if the medical director or attending physician determines that the treatment needs of the inmate patient could be equally well met in an available and appropriate less restrictive state correctional institution or unit.

### **Hospitalization or institutionalization of inmate patient**

If an inmate patient who is mentally ill is to be released from a psychiatric hospital due to the expiration of the inmate's prison term, allows the warden of the hospital to file with the probate court in the county in which the inmate will reside, in addition to the county in which the psychiatric hospital is located under preexisting law, an affidavit that

alleges that the inmate patient is a mentally ill person subject to hospitalization by court order or a mentally retarded person subject to institutionalization by court order, and repeals language pertaining to a continuance of the full hearing on the affidavit.

**Disclosure of confidential records**

Expands a prohibition forbidding a person from disclosing the contents of any certificate, application, record, or report that is made in compliance with the preexisting mechanism for the transport of mentally ill inmates to psychiatric hospitals and that directly or indirectly identifies an inmate or former inmate whose hospitalization has been sought under that mechanism to also apply to any other psychiatric or medical record or report regarding a mentally ill inmate, and, without specific reference, applies it to the provisions regarding emergency and uncontested transfers.

Modifies an exception to the prohibition described above so that DRC's chief clinical officer or designee of mental health services instead of DRC's Director of Clinical Services and Psychiatry is authorized to determine when disclosure of otherwise confidential records described above is in the best interests of the person whose records are to be disclosed.

Expands the application of an exception to the prohibition described above that permits DRC to exchange pertinent information with certain county sheriffs' offices and certain mental health entities to make the exception apply to specified records regarding a mentally ill inmate rather than an inmate patient as under preexisting law, and expands a related prohibition to also apply to a mentally ill inmate rather than an inmate patient.

**Definition**

Revises the definition of "mentally ill person subject to hospitalization" that applies to the act's provisions.



**Sub. H.B. 393**

**Reps. Latta, Womer Benjamin, Seitz, Gilb, Schmidt, Lendrum, Willamowski, Cirelli, Flowers, Salerno, Manning, Niehaus, Roman, Coates, Webster, Carmichael**

**Sens. Oelslager, Hottinger**

**Effective date: July 5, 2002**

### **Mandatory transfers--brandishing a firearm**

Expands the circumstances that require the mandatory transfer of an alleged delinquent child to criminal court to also require a child to be transferred if the child is charged with a category two offense other than kidnapping, was 16 years of age or older at the time of the commission of the act charged, and is alleged to have had a firearm on or about the child's person or under the child's control while committing the act charged and to have *brandished the firearm*.

### **Traditional delinquent child disposition--commitment to DYS pursuant to a specification**

Revises the length of time that a delinquent child can be committed to the Department of Youth Services (DYS) for a body armor specification from two years to up to two years.

Specifies that, when a juvenile court makes a disposition to DYS of a delinquent child under a firearm, anti-gang, or body armor specification, the court retains control over the commitment for its entire duration.

### **Serious youthful offenders**

Revises, in a largely technical manner, the methods by which the prosecuting attorney may initiate the process to permit a court to impose a serious youthful offender (SYO) dispositional sentence.

Expands, to include all possible traditional juvenile dispositions, the dispositions that may be made: (1) as the juvenile portion of a mandatory SYO dispositional sentence, and (2) in discretionary SYO cases in which the court does not impose a discretionary SYO dispositional sentence.

Requires the motion that the prosecuting attorney may file to initiate the process to invoke the adult portion of an SYO dispositional sentence of a delinquent child who is on parole, aftercare, or community control to also state that at least one incident of misconduct on which the motion is based occurred after the person reached 14 years of age.

If a court decides to invoke the adult portion of an SYO dispositional sentence, permits the court to modify the adult sentence that the court invokes to consist of any lesser prison term that could be imposed for the offense and, in addition to or in lieu of a prison term that was not mandatory, any community control sanction that the offender was eligible to receive at sentencing.

Provides that, for the purposes of the Sex Offender Registration and Notification Law (SORN Law), "adjudicated a delinquent child for committing a sexually oriented

offense" includes a child who receives an SYO dispositional sentence for committing a sexually oriented offense.

### **Release of a child from DYS**

Modifies a general provision in the Juvenile Delinquency Law that describes when DYS may release a child to expressly subject the provision to a supervised release or a discharge of the child from DYS custody for medical or mental health reasons under a separate preexisting provision.

Replaces the formulas for determining when the court can grant a judicial release to court supervision or a judicial release to DYS supervision with the formulas that existed prior to the enactment of Am. Sub. S.B. 179 of the 123rd General Assembly, which was effective on January 1, 2002.

### **Department of Youth Services**

In a provision prohibiting DYS's Release Authority from delegating its authority to make final decisions regarding policy or the release authority of a child, adds language that authorizes the Release Authority to otherwise delegate responsibilities to hearing officers or other designated staff under the Release Authority's auspices.

Repeals a provision that specified that for the purposes of transacting the official business of DYS's Release Authority, a majority of the members of the Release Authority constituted a quorum and a provision that stated that a majority vote of the quorum determined the actions of the Release Authority.

Permits, rather than requires, the Director of DYS to designate as employees authorized to carry a firearm certain employees who previously have been designated as having arrest, etc., authority.

### **Community service disposition imposed on an unruly child**

Limits to a period of up to 175 hours the community service that a juvenile court may require an unruly child to serve under an order of disposition.

### **Inspection of juvenile records**

Reenacts, in a revised form, a provision that existed prior to the enactment of Am. Sub. S.B. 179 of the 123rd General Assembly stating that the parents, guardian, or other custodian of any child affected, if they are living, or the nearest of kin of the child, if the parents are deceased, may inspect juvenile court records either in person or by counsel during the hours in which the court is open.

### **Child tobacco use related to research protocols**

For the prohibition against a child accepting, receiving, using, consuming, or possessing cigarettes, other tobacco products, or papers used to roll cigarettes and for the prohibition against a cigarette, tobacco product, or cigarette paper manufacturer, producer, distributor, wholesaler, or retailer, an agent, employee, or representative of any such entity, or any other person giving or otherwise distributing any of these items to a child, specifies that it is not a violation of the prohibition if, at the time of the act in question, the child is participating in a research protocol under specified conditions.

### **Sex Offender Registration and Notification Law**

Modifies the SORN Law, as it applies to delinquent children, by:

(1) Providing that the sexually oriented offenses that could subject a delinquent child to that Law include any offense under former law applicable in a military court or an Indian tribal court that was equivalent to any other sexually oriented offense and that would be a felony of the first, second, third, or fourth degree if committed by an adult and include any attempt or conspiracy to commit, or complicity in committing, any other sexually oriented offense;

(2) Providing that prior convictions of or pleas of guilty to a sexually oriented offense are prior offenses for purposes of determining whether a delinquent child who is classified a juvenile sex offender registrant is a habitual sex offender;

(3) In a provision that requires a juvenile court to classify a delinquent child a juvenile sex offender registrant if the delinquent act is a sexually oriented offense, if the child is of a specified age, and if the child previously was adjudicated a delinquent child for committing a sexually oriented offense, expanding the criteria to also require the court to so classify a child if the first two criteria apply and if the child previously was convicted of or pleaded guilty to a sexually oriented offense;

(4) In a provision that requires a juvenile court, upon a delinquent child's discharge or release from a secure facility, to classify the child a juvenile sex offender registrant if the delinquent act is a sexually oriented offense, if the child is of a specified age, and if the juvenile court judge was not required to classify the child a juvenile sex offender registrant under the provision described in item (3), above, removing the reference to the child's discharge from a secure facility as a triggering criterion;

(5) Requiring a juvenile judge to notify the Bureau of Criminal Identification and Investigation (BCII) any time that the judge issues a reclassification order of any nature at a post-sanction hearing for a juvenile sex offender registrant; and

(6) Making technical changes to many provisions of that Law to simplify, consolidate, clarify, rephrase, or condense the provisions.

Modifies a provision that requires DYS to provide certain information to BCII prior to releasing a delinquent child who is in its custody and who has been adjudicated a delinquent child for committing a sexually oriented offense so that the provision applies only when the child released also has been classified a juvenile sex offender registrant for purposes of the SORN Law based on that adjudication.

Specifies that, if a juvenile court commits a delinquent child to the custody of any person, organization, or entity other than DYS and if the act for which the child is committed is a sexually oriented offense, the court in the order of disposition either must require that the child be provided treatment or, as under preexisting law, must inform the person, organization, or entity that Ohio's preferred course of action is that the child be provided treatment and encourage the person, organization, or entity to provide that treatment.

Modifies the SORN Law, as it applies to criminal offenders, by: (1) providing that the sexually oriented offenses that subject an offender to that Law include any offense under former law applicable in a military court or an Indian tribal court that was equivalent to any other sexually oriented offense, and (2) providing that prior delinquent child adjudications of a sexually oriented offense are prior offenses for purposes of determining whether an offender convicted of a sexually oriented offense is a habitual sex offender if the offender was classified a juvenile sex offender registrant or out-of-state juvenile sex offender registrant based on one or more of those adjudications.

#### **Domestic relations judge of Muskingum County Court of Common Pleas**

Revises the duties of the judge of the Domestic Relations Division of the Muskingum County Court of Common Pleas who initially is to be elected in November 2002, including eliminating the judge's jurisdiction over cases under the Juvenile Code and Juvenile Delinquency Law.

#### **Supreme Court rules**

Encourages the Supreme Court to amend the Juvenile Rules to make clear that a magistrate may handle ministerial duties in an SYO case, including arraignment and setting bail.



### **Am. Sub. H.B. 400**

**Reps. Faber, Willamowski, Hoops, Latta, Young, Webster, Schmidt, Husted, Lendrum, Schaffer, Womer Benjamin, Callender, Flowers, Niehaus, Hagan, Buehrer, Coates**

**Sens. Oelslager, Amstutz**

**Effective date: April 3, 2003; Sections 4 and 5 effective January 1, 2004**

Authorizes a child who is adjudicated a delinquent child or juvenile traffic offender for whom a court makes a disposition to be held, at any time after the child attains 18 years of age, in places other than a certified foster home or a home approved by the court, a facility operated by a certified child welfare agency, or another suitable place designated by the court, and specifies that the "other places" include, but are not limited to, a county, multicounty, or municipal jail or workhouse or other place where an adult convicted of crime, under arrest, or charged with crime is held.

Authorizes a person who is alleged to be a delinquent child to be held in places other than those places in which an alleged delinquent child generally may be held, including, but not limited to, a county, multicounty, or municipal jail, if the delinquent act that the child allegedly committed would be a felony if committed by an adult and if either: (1) the person attains 18 years of age before the person is arrested or apprehended for that act, or (2) the person is arrested or apprehended for that act before the person attains 18 years of age, but the person attains 18 years of age before the court orders a disposition in the case.

Grants an alleged delinquent child who is held in a place other than a place where an alleged delinquent child generally may be held as discussed above the same rights to bail as an adult charged with the same offense who is confined in a jail pending trial.

In the general restriction against an alleged or adjudicated juvenile traffic offender being held for more than 24 hours in a detention facility, includes an additional exception for a child held under continuing R.C. 2152.21(A)(6), which specifies that if, after making disposition of an adjudicated juvenile traffic offender, the court finds upon further hearing that the child has failed to comply with the court's orders and that the child's operation of a motor vehicle constitutes the child a danger to the child and to others, the court may make specified dispositions authorized for disposition of a delinquent child, except that the child generally may not be committed to or placed in a secure correctional facility and commitment to or placement in a detention facility may not exceed 24 hours.

Amends the definition of "child" that applies to the Juvenile Delinquency/Juvenile Traffic Offender Law to specify that a child who is adjudicated a delinquent child or juvenile traffic offender (JTO) and receives a disposition for that adjudication, at any time after the child or JTO attains 18 years of age, may be held under that disposition in places other than those authorized under that Law solely for confinement of children.

Amends the delinquent child dispositional option that authorizes the court to commit a delinquent child to the temporary custody of any school, camp, institution, or other facility operated for the care of delinquent children to specifically include a school,

camp, or facility operated under the continuing statute that provides for single-county and joint-county juvenile facilities.

Adds a new delinquent child dispositional option that permits a court to place a delinquent child in a detention facility or district detention facility operated by a county or affiliated group of counties for up to 90 days.

Revises the method by which the per diem cost for the care and custody of felony delinquents is calculated for each year of a biennium in relation to the formula used in expending the appropriation made to the Department of Youth Services for care and custody of felony delinquents.



## **Am. Sub. H.B. 411**

**Reps. White, Clancy, Husted, Setzer, Carmichael, Collier, Faber, Grendell, Hughes, Latta, Metzger, McGregor, Olman, Reidelbach, Roman, Salerno, Schmidt, Schaffer, G. Smith, Williams, Wolpert, Boccieri, Britton, Carano, Cirelli, Distel, Ford, Otterman, Rhine, Seaver, Sferra, Wilson, Womer Benjamin, Sulzer, Seitz, Brown, Buehrer, Flowers, Hollister, Schuring, Niehaus, Lendrum, Ogg, Evans, Jolivette, D. Miller, Webster, Hoops, Flannery, Gilb, Perry, Allen, Patton, S. Smith, Fedor, Cates, Hagan, Latell, Widowfield, Coates, DeBose**

**Sens. Mead, Herington, Oelslager, Spada, Jacobson, Austria**

**Effective date: September 27, 2002**

Enhances the penalties for the offenses of "inducing panic" and "making false alarms" when the violation pertains to a purported, threatened, or actual use of a weapon of mass destruction.

Provides that it is not a defense to a charge of inducing panic or making false alarms that pertains to a purported or threatened use of a weapon of mass destruction that the offender did not possess or have the ability to use a weapon of mass destruction or that what was represented to be a weapon of mass destruction was not a weapon of mass destruction.

States that any act that constitutes inducing panic or making false alarms and also is a violation of another section of the Revised Code may be prosecuted under inducing panic or making false alarms, the other section, or both.

Prohibits a person, without privilege to do so, from manufacturing, possessing, selling, delivering, displaying, using, threatening to use, attempting to use, conspiring to use, or making readily accessible to others a hoax weapon of mass destruction with the intent to deceive or otherwise mislead one or more other persons into believing that the hoax weapon of mass destruction will cause terror, bodily harm, or property damage ("unlawful possession or use of a hoax weapon of mass destruction").

Excludes from the prohibitions in the offense of "unlawful possession or use of a hoax weapon of mass destruction" any member or employee of the United States Armed Forces, a governmental agency of Ohio, another state, or the United States, or a private entity, to whom specified criteria apply.

States that any act that constitutes unlawful possession or use of a hoax weapon of mass destruction and also is a violation of another section of the Revised Code may be prosecuted under unlawful possession or use of a hoax weapon of mass destruction, the other section, or both.

Expands the definition of "economic harm" for the offenses of inducing panic and making false alarms to also include all costs incurred by the state or any political subdivision as a result of, or in making any response to, the criminal conduct that constituted the offense of inducing panic or making false alarms.



## **Sub. H.B. 427**

**Reps. Womer Benjamin, Latta, Seitz, Willamowski, Jerse, Perry, Sferra, D. Miller, Hartnett, Hoops, Flannery, Distel, Webster, Sulzer, DeBose, Widowfield, Flowers, McGregor, Wolpert, G. Smith, Ogg, DePiero, Cirelli, Redfern, Patton, Carmichael, Hughes, Reidelbach, Schneider, Niehaus, Setzer, Coates, Kilbane, Roman, Barrett, Schmidt, Allen, Brown, Clancy, Metzger, Otterman, S. Smith, Salerno, Buehrer, Driehaus**

**Sens. Herington, Oelslager, Hottinger, White, Spada, Austria, Harris, Robert Gardner**

**Effective date: August 29, 2002**

Expands the mechanism requiring collection in specified circumstances of DNA specimens from offenders convicted of specified offenses to also require collection from a misdemeanor convicted of any of the specified offenses if the misdemeanor is on probation or other specified release, the misdemeanor is sent to jail for a violation of the terms and conditions of the release, and certain other criteria apply.

Expands the list of offenses for which a DNA specimen must be collected under the mechanism from a criminal offender in the custody of the Department of Rehabilitation and Correction or a local detention facility to also require collection from offenders in custody who are convicted of any of the following: (1) felonious assault, aggravated robbery, robbery, or burglary, (2) an attempt to commit aggravated murder or murder, (3) a felony violation of any law that arose out of the same facts and circumstances and same act as did a charge against the person for felonious assault, aggravated robbery, robbery, or burglary that previously was dismissed or amended, (4) a conspiracy to commit aggravated murder, murder, kidnapping, aggravated robbery, robbery, aggravated burglary, or burglary, or (5) complicity in committing aggravated murder, murder, felonious assault, kidnapping, rape, sexual battery, unlawful sexual conduct with a minor, gross sexual imposition, aggravated robbery, robbery, aggravated burglary, or burglary or felonious sexual penetration as that offense existed prior to September 3, 1996.

In the mechanism requiring collection in specified circumstances of DNA specimens from delinquent children in the custody of the Department of Youth Services or a school, camp, institution, or other facility for delinquent children, expands the list of violations for which a specimen must be collected in a manner parallel to the act's expansion of the list for criminal offenders.

Expands the purposes for which the Reparations Fund may be used to also include the payment of costs of administering a DNA specimen collection procedure under either mechanism for criminal offenders and delinquent children in relation to criminal offenses or delinquent acts newly added by the act, of performing DNA analysis of those DNA specimens, and of entering the resulting DNA records regarding those analyses into the DNA database of the Bureau of Criminal Identification and Investigation (BCII).

Specifies that the person or entity that is required to collect the DNA specimens under either mechanism for the acts or offenses newly added by the act is not required to comply with this requirement until BCII's Superintendent gives official notice to agencies in the criminal justice system, agencies in the juvenile justice system, or both that the State DNA Laboratory is prepared to accept the additional DNA specimens.

Limits the preexisting requirement that a physician, registered nurse, licensed practical nurse, duly licensed clinical laboratory technician, or other qualified medical practitioner collect in a medically approved manner the DNA specimen required to be collected under the mechanisms discussed above and under the Unidentified Person Database Law to situations when the DNA specimen is collected by withdrawing blood from the person or a similarly invasive procedure, and provides that a DNA specimen collected by swabbing for buccal cells or a similarly noninvasive procedure does not have to be collected by such a qualified medical practitioner.

Includes within the definition of "peace officer" in the Arrest, Citation, and Disposition Alternatives Law officers and employees of BCII who have received a peace officer basic training certificate and who are providing assistance upon request to a law enforcement officer or emergency assistance upon request to a peace officer under specified provisions of preexisting law, and clarifies the determination of rights and benefits that apply regarding BCII officers and employees who are so included in the definition.

Provides that service as investigative personnel of BCII by a person who has received a peace officer basic training certificate counts as peace officer service for purposes of maintaining a current and valid peace officer basic training certificate, and subjects the person to certain other preexisting peace officer training-related laws.



## **Am. H.B. 442**

**Reps.** Schuring, Cirelli, Otterman, Hoops, White, Patton, Allen, Strahorn, Webster, Fedor, Hartnett, R. Miller, Seitz, DeWine, Roman, Setzer, Schmidt, Lendrum, Rhine, Widowfield, Collier, Carano, Key, Womer Benjamin, Hughes, Seaver, Brown, Sulzer, Faber, Mason, Evans, Reidelbach, Kearns, Niehaus, Latell, Redfern, Calvert, D. Miller, Perry, Schneider, Boccieri, Clancy, Grendell, Flannery, Woodard, Sferra, DeBose, McGregor, Carmichael, Buehrer, Flowers, Barrett, S. Smith, Oakar, Reinhard, Distel, Callender, Schaffer, Hagan, Beatty, G. Smith, Britton, Coates

**Sens.** Herington, Oelslager, Coughlin, Carnes, Amstutz, Roberts, Harris, Espy, White

**Effective date: October 11, 2002**

Expands the offense of "improperly discharging a firearm at or into a habitation or in a school safety zone" to also prohibit a person, without privilege to do so, from knowingly discharging a firearm within 1,000 feet of any school building or of the boundaries of any school premises with the intent to cause physical harm, panic, or fear of physical harm to another who is in the school, in the school building, or at a function or activity associated with the school or to cause the evacuation of the school, the school building, or a function or activity associated with the school, and renames the offense to reflect the expansion.



## Sub. H.B. 485

**Reps. Widowfield, Womer Benjamin, Williams, Roman, Hoops, Webster, McGregor, Wolpert, Flowers, Lendrum, Salerno, Latta, Trakas, Young, Metzger, Olan, Hagan, Brinkman, Evans, Clancy, Jerse, Carey, Reinhard, Setzer, Schmidt, Collier, Grendell, Seitz, Buehrer, Hughes, Callender, Niehaus, Schuring, Gilb, Oakar, Seaver, Otterman, Faber, Reidelbach, Sulzer, S. Smith, Sykes, Brown, Manning, Carmichael, Aslanides, Cates, G. Smith, Coates, Sferra, Schaffer, DeWine, Flannery, Cirelli, Barrett, Distel, Ogg, Redfern, Hartnett, DeBose, Fedor, Perry, Wilson, Rhine, Stapleton, Schneider, Strahorn, Krupinski, Kearns, Latell, Peterson, Bocchieri, DePiero**

**Sens. Herington, Ryan, Coughlin, Amstutz, Carnes, Robert Gardner, Goodman, Hagan, Harris, Hottinger, Jordan, Nein, Roberts, Oelslager, Shoemaker, Mumper, Jacobson, White, Mead, Blessing**

**Effective date: Emergency, June 13, 2002**

Requires that a person who rapes a child who is under ten years of age be imprisoned for life whether or not the person purposely compels the child to submit to sexual conduct by force or threat of force.

Requires that a person who rapes a child under 13 years of age be imprisoned either for life or life without parole if: (1) the person previously has been convicted of or pleaded guilty to rape involving a victim who is under 13 years of age, or (2) during or immediately after committing the offense, the person caused serious physical harm to the victim.

Expands provisions that formerly required a mandatory ten-year prison term for attempted rape, with a possible additional term of one to ten years if a court made specified findings, when the victim was under 13 and force was involved to instead require such a mandatory prison term for attempted rape, with such a possible additional term, when the offender would have been subject to a sentence of life imprisonment or life without parole for the rape if the offender completed the rape that was attempted regardless of the victim's age or whether force was involved.

Provides that, under the Sex Offender Registration and Notification Law, if a person is convicted of or pleads guilty to an "aggravated sexually oriented offense" (the offense of rape when the victim was under 13 years of age whether or not the offender knew the victim's age) and the offense is committed on or after the act's effective date: (1) the person's duties to register, provide notification of change of residence address, and periodically verify a residence address continue for the person's life and cannot be removed or terminated, (2) the person must periodically verify his or her residence address with the appropriate sheriff every 90 days, (3) if the person intends to reside in a particular county, the person also must provide the sheriff with prior written notice of his

or her intent to reside in the county at least 20 days before commencing residence in the county, and (4) the person is subject to the victim notification provisions and community notification provisions in the same manner as if the person had been adjudicated a sexual predator.



## **Am. Sub. H.B. 490**

**Reps. Latta, McGregor, Seitz, Fessler, Womer Benjamin, Willamowski, Gilb, Schmidt, Cirelli, Perry, Salerno, D. Miller**

**Sen. Oelslager**

**Effective date: April 3, 2003; Sections 1 and 2 effective January 1, 2004**

### **MISDEMEANOR SENTENCING LAW**

#### **In general**

Replaces the former Misdemeanor Sentencing Law with a new Law that provides a variety of sentencing options available to a court that is sentencing an offender for a misdemeanor, which, for misdemeanors other than minor misdemeanors, include jail terms, community residential sanctions, nonresidential sanctions, and fines and other financial sanctions.

#### **Purposes of misdemeanor sentencing, factors to consider in sentencing, and victim statements in sentencing**

Provides that a court that is sentencing an offender for a misdemeanor must be guided by the overriding purposes of misdemeanor sentencing, requires the court to consider certain matters in achieving those purposes, and specifies that those purposes are: (1) to protect the public from future crime by the offender and others, and (2) to punish the offender.

Provides a court that is sentencing an offender for a misdemeanor, except when a mandatory jail term is required (such as operating a watercraft under the influence (OVI), vehicle OVI, etc.), with discretion to determine the most effective way to achieve the purposes and principles described above, requires the court to consider certain factors when imposing sentence on a misdemeanor offender, prohibits it from basing the sentence on the offender's race, ethnic background, gender, or religion, and prohibits it from imposing a sentence that imposes an unnecessary burden on local government resources.

Specifies that one of the factors to be considered as described above is any relevant oral or written statement made by the victim; related to that provision, requires the sentencing court to permit the victims of any misdemeanor offense to make such a statement before it imposes sentence; and generally requires that the prosecutor in the case provide the victims with notice of their right to make such a statement regarding the sentence to be imposed.

### **Jail terms**

Generally retains the maximum misdemeanor jail terms, but makes the maximum jail term for a misdemeanor of the first degree 180 days rather than six months as under prior law.

Prohibits a court from sentencing an offender to a prison term for a misdemeanor or a minor misdemeanor or to a jail term for a minor misdemeanor.

Requires a court, if it sentences a misdemeanor offender to a jail term and assigns the offender to a county jail that has established a county jail industry program, to specify, as part of the sentence, whether the offender may be considered for participation in the program and that the court retains jurisdiction to modify its specification regarding the offender's participation in the program during that jail term.

Replaces the phrase "term of imprisonment" with "jail term."

### **Community control sanctions for misdemeanors--generally**

Repeals a court's authority to impose probation on a misdemeanor offender, and generally replaces the repealed probation with the authority to directly sentence a misdemeanor offender to one or more community control sanctions consisting of community residential sanctions, nonresidential sanctions, and financial sanctions.

Authorizes a sentencing court, in sentencing an offender for a misdemeanor other than a minor misdemeanor and other than when a jail term is required by law or when the act otherwise provides, to do either of the following: (1) directly impose a sentence that consists of one or more community control sanctions, or (2) impose a jail term under the act from the range of jail terms authorized for the offense, suspend all or a portion of the jail term imposed, and place the offender under one or more community control sanctions.

Specifies that an order suspending the imposition of a jail term for a misdemeanor and placing the defendant under a community control sanction is a final order that may be appealed.

Limits the duration of all community control sanctions imposed on a misdemeanor offender and in effect for an offender to not more than five years.

If a court sentences a misdemeanor offender to any community control sanction or combination of community control sanctions: (1) requires the court to place the offender under the general control and supervision of the court or a department of probation for purposes of reporting to the court a violation of any condition of the sanctions imposed, and (2) specifies that the sentencing court retains jurisdiction over any offender whom it sentences for the duration of the sanction or s anctions imposed.

Specifies that a sentencing court require as a condition of any community control sanction imposed on a misdemeanor offender that the offender abide by the law and not leave Ohio without the permission of the court or the offender's probation officer, and permits the court to impose additional requirements on the offender in the interests of doing justice, rehabilitating the offender, and ensuring the offender's good behavior.

Replaces the duties of probation officers relating to misdemeanor offenders who are on probation with duties relating to misdemeanor offenders who are subject to community control sanctions.

Enacts procedures by which the sentencing court is informed when a misdemeanor offender violates any condition of any community control sanction imposed on the offender.

Permits a sentencing court to impose on a misdemeanor offender who violates any condition of a community control sanction: (1) a longer time under the same sanction if the total time under all of the community control sanctions imposed on the violator does not exceed the five-year limit described above, or (2) a more restrictive community control sanction or combination of community control sanctions, including a jail term, provided that the total time spent in jail for the offense and the violation of the condition may not exceed the maximum jail term available for the offense for which the sanction was imposed.

Amends a provision formerly relating to the duration of probation and the tolling of a probation period to make it instead apply to community control sanctions.

Except regarding an order of restitution, permits a court to reduce the period of time that an offender is under a community control sanction or impose on a misdemeanor offender a less restrictive community control sanction if the offender, for a significant period of time, fulfills the conditions of a community control sanction in an exemplary manner.

Specifies that, generally, the Community Control Sanction Law enacted in the act, as it will exist on and after July 1, 2003 (note that this date apparently was intended to be January 1, 2004, the effective date of that Law), applies to a person on whom a court imposes a sentence for a misdemeanor offense committed on or after that date.

### **Community residential sanctions**

Authorizes a court that is imposing a sentence for a misdemeanor, other than a minor misdemeanor and other than when a mandatory jail term is required by law, to impose on the offender any community residential sanction or combination of community residential sanctions, which include, but are not limited to, the following: (1) a term of up to 180 days in a halfway house or a term in a halfway house not to exceed the longest jail term available for the offense, whichever is shorter, if the political subdivision that would have responsibility for paying the costs of confining the offender in a jail has contracted with the halfway house for use of the facility for misdemeanor offenders, and (2) a term of up to 180 days in an alternative residential facility or a term in an alternative residential facility not to exceed the longest jail term available for the offense, whichever is shorter; and specifically authorizes the types of contracts that are discussed in item (1).

Permits a court that sentences a misdemeanor offender to a community residential sanction to do any of the following: (1) permit the offender to serve the sentence in intermittent confinement, overnight, on weekends, or at any other time or times that will allow the offender to continue at the offender's occupation or care for the offender's family, (2) authorize the offender to be released so that the offender may seek or maintain employment, receive education or training, receive treatment, perform community service, or otherwise fulfill an obligation imposed by law or by the court, or (3) if the court permits the offender's release as described in item (1) or (2), order that a reasonable portion of the income earned by the offender upon the release be applied to any financial sanction imposed.

Enacts a provision for disease testing of misdemeanor offenders under community residential sanctions that parallels continuing provisions for offenders confined in local correctional facilities.

### **Nonresidential sanctions**

Authorizes a court that is imposing a sentence for a misdemeanor, other than a minor misdemeanor, and other than when a mandatory jail term is required by law, to impose on the offender any nonresidential sanction or combination of nonresidential sanctions, which include, but are not limited to, the following: (1) a term of day reporting, (2) a term of house arrest with electronic monitoring, electronic monitoring without house arrest, or house arrest without electronic monitoring, (3) a term of community service of up to 500 hours for a misdemeanor of the first degree or 200 hours for a misdemeanor of the second, third, or fourth degree (see below regarding minor misdemeanors), (4) a term in a drug treatment program with a level of security for the offender as determined necessary by the court, (5) a term of intensive probation supervision, (6) a term of basic probation supervision, (7) a term of monitored time, (8) a term of drug and alcohol use monitoring, including random drug testing, (9) a curfew term, (10) a requirement that the offender obtain employment, (11) a requirement that the

offender obtain education or training, (12) provided that the court obtains the prior approval of the victim, a requirement that the offender participate in victim-offender mediation, (13) if authorized by law, suspension of the offender's privilege to operate a motor vehicle, immobilization or forfeiture of the offender's motor vehicle, a requirement that the offender obtain a valid motor vehicle operator's license, or any other related sanction, and (14) a requirement that the offender obtain counseling in certain circumstances.

Permits a court that is imposing a sentence for a misdemeanor, other than a minor misdemeanor, to impose on an offender who is not required to serve a mandatory jail term any other sanction that is intended to discourage the offender or other persons from committing a similar offense if the sanction is reasonably related to the overriding purposes and principles of misdemeanor sentencing.

Permits a court that is imposing a sentence for a minor misdemeanor, in lieu of all or part of a fine, to impose a term of community service that may not exceed 30 hours.

Revises a provision authorizing supervised community service for probationers to make it instead apply to persons sentenced to a community control sanction of supervised community service under a sentence for a misdemeanor or for a felony, and repeals the former provisions that specified that community service could not be imposed as a condition of probation for misdemeanor offenders or for offenders being sentenced for endangering children unless the offender agreed to perform the work.

### **Financial sanctions**

Authorizes a court that is imposing a sentence for a misdemeanor, including a minor misdemeanor, in addition to imposing court costs, to sentence the offender to any financial sanction or combination of financial sanctions, which include, but are not limited to, the following: (1) a fine, (2) a state fine or cost, (3) restitution, and (4) reimbursement by the offender of any or all of the costs of sanctions incurred by the government.

### **Fines**

Generally retains the maximum misdemeanor fines, but increases the maximum fine that a court may impose for a minor misdemeanor from \$100 to \$150.

Expands the types of fines that a court is authorized to impose for a misdemeanor to also include a "state fine or cost," defined as any costs imposed or forfeited bail collected by the court under R.C. 2743.70, 2949.091, or 3375.50 to 3375.53 (none of which are in the act).

### **Restitution**

Authorizes a sentencing court to impose restitution by a misdemeanor offender to the victim of the offender's crime or any survivor of the victim in an amount based on the victim's economic loss, establishes procedures by which the amount of restitution is determined, and establishes procedures by which the restitution may be made and collected.

Requires all restitution payments to be credited against any recovery of economic loss in a civil action brought by the victim or any survivor of the victim against the misdemeanor offender.

Permits a court to order that the misdemeanor offender pay a surcharge, of not more than 5% of the amount of the restitution otherwise ordered, to the entity that is responsible for collecting and processing restitution payments.

Allows the victim or survivor to request that the prosecuting attorney file a motion, and allows the misdemeanor offender to file a motion, for modification of the payment terms of any restitution ordered, and provides that, if the court grants the motion, it may modify the payment terms as it determines appropriate.

### **Reimbursement by the offender of any or all of the costs of sanctions incurred by the government**

Relocates recently enacted provisions from Sub. H.B. 170 of the 124th General Assembly that authorize a court to require a misdemeanor offender to reimburse any or all of the costs of sanctions incurred by the government, and makes technical and conforming changes in the relocated provisions and related provisions.

### **Procedure for determining or collecting financial sanctions**

Authorizes a sentencing court to hold a hearing to determine whether a misdemeanor offender is able to pay the financial sanction imposed or court costs or is likely in the future to be able to pay them, and includes provisions relative to the imposition of a term of community service in lieu of financial sanctions or court costs.

Provides that, if a misdemeanor offender fails to pay a financial sanction or court costs, a court may order community service in lieu of the financial sanction or court costs.

Specifies that a financial sanction that is imposed on a misdemeanor offender is a judgment in favor of the government entity, other entity, or person to whom the financial sanction must be paid, and, once the financial sanction is imposed as a judgment, permits the entity or person to whom it must be paid to bring an action to obtain execution of the judgment through any available procedure (such as execution against property,

attachment, garnishment, etc.) or to obtain an order for the assignment of wages of the judgment debtor.

Specifies that no financial sanction that is imposed on a misdemeanor offender precludes a victim from bringing a civil action against the offender and that the civil collection remedies do not preclude enforcement of the criminal sentence.

Permits each court that is imposing a financial sanction on a misdemeanor offender to designate the clerk of the court or another person to collect the financial sanction, and authorizes the clerk or person to: (1) enter into contracts with one or more public agencies or private vendors for the collection of amounts due under the sanction, (2) permit payment of all or any portion of the sanction by any reasonable method, in any time, and on any terms that the court considers just, except that the maximum time permitted for payment cannot exceed five years, and (3) in order to defray administrative costs, charge a reasonable fee to an offender who elects a payment plan rather than a lump sum payment of any financial sanction.

Revises the default order in which payments that are made under a misdemeanor offender's financial sanction are assigned to require payments to be assigned in the following order: (1) court costs, (2) state fines and costs, (3) restitution, (4) fines, and (5) reimbursement.

## **FELONY SENTENCING LAW**

### **Nonresidential community control sanctions for felonies**

Replaces the phrase "electronically monitored house arrest," which formerly was an authorized nonresidential community control sanction for felonies, with "house arrest with electronic monitoring."

Removes the requirement that random drug testing under a term of drug and alcohol use monitoring that is imposed as a nonresidential community control sanction for a felony be conducted pursuant to R.C. 2951.05.

Revises the provisions that govern community service that is imposed as a nonresidential community control sanction for a felony.

### **Financial sanctions**

Authorizes a court to order that a financial sanction of restitution that is imposed on a felon be made to the victim in open court, specifies sources of information on which the court may base the amount of restitution, requires the court to hold a hearing on restitution if the amount is disputed, permits the court to require the offender to pay a surcharge of not more than 5% to the entity that is responsible for collecting and

processing restitution payments, and establishes procedures for the modification of the payment terms of any restitution ordered as the court determines appropriate.

Replaces the phrase "statutory fine," which formerly was an authorized financial sanction for felonies, with the phrase "conventional fine," and clarifies that a "day fine" financial sanction may not exceed the maximum conventional fine authorized for the level of the offense.

Expands the types of financial sanctions that a court is authorized to impose for a felony to also include a "state fine or costs," defined as any costs imposed or forfeited bail collected by the court under R.C. 2743.70, 2949.091, or 3375.50 to 3375.53 (none of which are in the act).

Revises the provision that authorizes a court to order a financial sanction of reimbursement on a felon for the cost of sanctions to specify that the costs include a supervised community service supervision fee imposed under a separate, continuing provision.

In a provision regarding the financial sanction of reimbursement by a felon of the cost of confinement, removes an unnecessary reference to minor misdemeanors.

Revises the procedure for the collection of a financial sanction that is imposed for a felony.

## **MISCELLANEOUS**

### **Sex Offender Registration and Notification Law**

Updates certain prohibitions under the Sex Offender Registration and Notification (SORN) Law to reflect the act's replacement of probation with community control for misdemeanants.

Modifies the definition of "supervised release" in the SORN Law by replacing a reference to a person "on probation" with a reference to a person "under a community control sanction" under either the Felony Sentencing Law or the Misdemeanor Sentencing Law.

Expands the definition of "confinement" in the SORN Law to also include community residential sanctions imposed pursuant to the Misdemeanor Sentencing Law.

### **Right to jury trial**

Limits an accused's right to be tried by a jury so that an accused has the right except when: (1) the violation is a minor misdemeanor, or (2) the potential penalty for

the violation does not include the possibility of a prison term or jail term and the possible fine for the violation does not exceed \$1,000.

### **Mayor's courts**

Requires a mayor of a municipal corporation who conducts a mayor's court to register annually with the Supreme Court and to file with the Supreme Court and the Bureau of Criminal Identification and Investigation specified reports regarding cases and convictions in the mayor's court.

Specifies that a mayor of a municipal corporation who fails to comply with the general law on registering and reporting described above cannot conduct a mayor's court.

Extends a provision regarding outstanding arrest warrants issued by a municipal court or county court to also permit a mayor's court to send notice of an outstanding arrest warrant issued by that court to the Registrar of Motor Vehicles and, as a result, to bar the issuance of a vehicle registration, or the issuance or renewal of a driver's or commercial driver's license or permit, to the person.

### **Disseminating matter harmful to juveniles and related provisions**

Revises the elements of the prohibition that constitutes the offense of disseminating matter harmful to juveniles, and provides guidelines for determining the application of the prohibition to a person who remotely transmits information by means of a method of mass distribution.

Revises certain exemptions from, and an affirmative defense to, the offenses of disseminating matter harmful to juveniles, displaying matter harmful to juveniles, pandering obscenity, pandering obscenity involving a minor, pandering sexually oriented matter involving a minor, illegal use of a minor in a nudity-oriented material or performance, compelling acceptance of objectionable materials, and, in certain circumstances, deception to obtain matter harmful to juveniles as those exemptions and affirmative defenses apply to methods of remotely transferring information.

Provides severability clauses regarding these provisions if they are held invalid.

Modifies the definitions of "harmful to juveniles" and "material" that apply throughout the Sex Offenses Law.

### **Restoration of civil rights of a convicted felon**

In the continuing provision that, upon the occurrence of any of a list of specified events, restores specified civil rights to a person who forfeited those rights upon conviction of a felony, replaces a reference to a release on probation with a reference to a

release under a community control sanction that is neither a term in a community-based correctional facility and program nor a term in a jail.

**Electronically monitored house arrest**

Replaces the former provision authorizing a court to impose electronically monitored house arrest on offenders with a more general authority to impose a term of house arrest with electronic monitoring.

**Police officer deposit of seized property**

Repeals a prohibition and penalty regarding a police officer's failure to deposit property taken from or found in possession of a person arrested.

**Bond for violation of Education Law**

Prohibits a parent, guardian, or other person having care of a child of compulsory school age from giving a required bond to ensure compliance with certain laws related to the education of the child.

**Definition of imprisoned**

Modifies the definition of "imprisoned" to reflect Felony Sentencing Law and Misdemeanor Sentencing Law provisions.

**Hospitalization of the Mentally Ill Law**

Adds references to "community control" and "post-release control" to provisions in the Hospitalization of the Mentally Ill Law that relate to definitions, discharge from hospitalization, and being absent without leave.

**Fines for handicapped parking space violations**

Changes the penalty for repeat offense violations of the statute that requires the marking of special parking locations for persons with disabilities from \$25 for each unmarked location to not more than \$25 for each such location.

**Designation of an unclassified offense as a minor misdemeanor**

Modifies a previously enacted provision that specifies when a criminal offense that is not specifically classified is a minor misdemeanor so that, under the act, any offense not specifically classified is a minor misdemeanor if the only penalty that may be imposed is one of the following: (1) for an offense committed prior to the act's effective date, a fine not exceeding \$100, or (2) for an offense committed on or after the act's effective date, a fine not exceeding \$150, community service under the act, or a financial sanction other than a fine under the act.

### **Delinquent child restitution orders**

In a previously enacted provision that pertains to a financial sanction of restitution that is imposed as an order of disposition on a delinquent child, eliminates a requirement that a request to modify the payment terms of the restitution be based on a substantial change in the delinquent child's ability to pay, and adds a provision stating that, if a court grants the motion, it may modify the payment terms as it determines appropriate.

### **Relocation of R.C. 4511.512 penalties consistent with Am. Sub. S.B. 123 of the 124th General Assembly**

Consistent with the philosophy of Am. Sub. S.B. 123 of the 124th General Assembly, effective January 1, 2004, relocates, without change, the penalties for a violation of the prohibitions established in R.C. 4511.512, which were effective October 24, 2002, from R.C. 4511.99 to R.C. 4511.512.

### **Applicability**

Specifies that, notwithstanding continuing R.C. 1.58(B), not in the act, the provisions of the Revised Code in existence prior to January 1, 2004, apply to a person on whom a court imposed prior to that date a term of imprisonment for a misdemeanor offense and to a person on whom a court, on or after that date and in accordance with the law in existence prior to that date, imposed a term of imprisonment for a misdemeanor offense that was committed prior to that date and that the provisions of the Revised Code in existence on and after January 1, 2004, apply to a person who commits a misdemeanor offense on or after that date.

### **Relocated provisions**

Relocates, with no modifications or minor modifications, a number of provisions in the Criminal Sentencing Law and related laws.

### **Conforming changes**

Makes numerous amendments to previously enacted provisions in order to conform them to changes made by the substantive provisions of the act or to change cross-references.

### **Limited driving privileges--suspension of a juvenile's license**

Regarding driving privileges that can be granted to a person whose driver's license or permit has been suspended for three convictions or juvenile court adjudications of specified offenses that occur before the person attained 18 years of age: (1) renames the driving privileges that may be granted "limited driving privileges," (2) expands the reasons for which the privileges may be granted to include, in addition to occupational

purposes, continuing in educational training, vocational training, or treatment or permitting the person to practice driving with the person's parent, guardian, or custodian during the period of the suspension, (3) permits the privileges to become operational before the person attains 18 years of age, (4) permits a person whose license has been suspended for a second violation as well as one whose license has been suspended for a third violation to be granted the privileges, and (5) specifies that these provisions remain in effect until January 1, 2004, when they will be replaced by previously enacted provisions from Am. Sub. S.B. 123 of the 124th General Assembly.



## **Sub. H.B. 510**

**Reps. Womer Benjamin, Latta, Willamowski, Coates, Otterman, Schmidt**

**Sens. Oelslager, Carnes**

**Effective date: March 31, 2003**

### **Treatment of prisoners**

Requires private employers who purchase goods made by inmates or utilize inmate labor in the production of goods under the federal prison industries enhancement certification program to purchase and be solely responsible to provide a policy of insurance for inmates participating in the program, specifies criteria for that policy of insurance, and delineates an inmate's ability to collect under that policy and under the Workers' Compensation Laws.

In provisions requiring certain persons and authorizing other persons to report known or suspected abuse or neglect of a child, specifies that if the child is an inmate under 18 years of age and in Department of Rehabilitation and Correction (DRC) custody, the report is to be made to the State Highway Patrol, and specifies that if the State Highway Patrol determines after receiving such a report that it is probable that abuse or neglect of an inmate occurred, the Patrol must report its findings to DRC, to the court that sentenced the inmate for the offense for which the inmate is in DRC custody, and to the chairman and vice-chairman of the Correctional Institution Inspection Committee.

Enacts procedures for the arrest of a prisoner who has been confined in a state correctional institution and subsequently is released prior to the lawful end of the term of imprisonment or prison term, other than under a parole or a judicial release, whether by error, inadvertence, fraud, or any other cause.

Revises the standard by which a prisoner may be granted an escorted visit, and the standard by which a prisoner transferred to transitional control may be issued a pass, to visit a dying relative or to attend the funeral of a relative so that the prisoner may be granted such a visit or issued such a pass only to visit a relative in imminent danger of death or to have a private viewing of the body of a deceased relative.

Authorizes DRC, for a clearly established medical, mental health, or security reason, to exclude certain prisoners from the requirement that prisoners participate in educational programs, and requires DRC, within six months after the act's effective date, to adopt rules to establish the criteria and procedures for the exclusion.

Repeals a provision that required each managing officer of an institution under DRC to develop occupations that promoted the mental, moral, and physical improvement and happiness of the inmates and that required DRC to aid and encourage such activities so as best to advance the economical and efficient administration of all the institutions, but without prejudice to the primary needs of suitable education for the inmates.

Authorizes a designee of the Director of DRC to control transfers of inmates between DRC institutions.

Specifies that inmates committed to DRC are under the legal custody of the Director or the Director's designee.

### **Adult Parole Authority**

Revises the provision regarding contracts for halfway houses and community residential centers to: (1) permit the Division of Parole and Community Services to negotiate the contracts, and (2) change the mandatory terms of the contracts and limit to 10% of the appropriated amount the portion of the amount appropriated to DRC each fiscal year for the halfway house and community residential center program that may be used to pay for contracts for nonresidential services for offenders under the supervision of the Adult Parole Authority (APA).

Combines the APA's Parole Supervision Section and its Probation Development and Supervision Section into a single Field Services Section, and requires the Director of DRC to appoint one or more superintendents of that Section.

Expands the jurisdiction of the APA to give the APA jurisdiction over persons released to community supervision.

Requires all state and local officials to furnish information that officers of the Field Services Section request in the performance of their duties.

Repeals the duty that the APA had to collect and publish certain reports and make certain recommendations as to the operation of the probation and parole system.

### **County and municipal probation and parole officers**

Excludes from the APA's general supervision over the work of all probation and parole officers those probation and parole officers appointed in county probation departments and those appointed by municipal judges.

Revises and streamlines provisions authorizing the chief probation officer of a municipal court or county or multi-county probation department to grant permission to a probation officer to carry firearms when required in the discharge of official duties, provided that the officer successfully completes a basic firearm training program, to remove a requirement that the training program be substantially equivalent to Ohio Peace Officers Training Academy basic firearm training program and conducted at a school approved by the Ohio Peace Officers Training Commission (OPOTC) and to require that the probation officer complete the program prior to being granted permission to carry the firearm.

Removes the requirement that the basic firearm training program be administered by DRC from a provision authorizing the chief of the APA to grant an employee permission to carry a firearm in the discharge of the employee's official duties, provided that the employee has successfully completed a basic firearm training program that is approved by the OPOTC and that is administered by DRC.

### **Criminal offenses**

Expands the offense of sexual battery to also prohibit a person from engaging in sexual conduct with another, not the spouse of the offender, when the other person is confined in a detention facility and the offender is an employee of that detention facility.

Prohibits a person from knowingly delivering, or attempting to deliver, to any person who is confined in a detention facility a cellular telephone, two-way radio, or other electronic communications device, names a violation of the prohibition the offense of "illegal conveyance of a communications device onto the grounds of a detention facility," and expands the authority of DRC and the Department of Youth Services (DYS) to search visitors entering or in an institution under DRC or DYS control to authorize searches for electronic communications devices.

### **Confidentiality**

Requires that an offender background investigation report conducted by DRC be considered confidential information, provides that it is not a public record under the Public Records Law, and permits DRC to use and disclose specified portions of these reports for specified purposes.

Specifies that information provided to the Office of Victim Services by victims of crime or a victim representative for the purpose of program participation, of receiving

services, or to communicate acts of an inmate or person under the supervision of the APA that threaten the safety and security of the victim is confidential and is not a public record under the Public Records Law.

Expands the information that DRC and the officers of its institutions generally must keep confidential and accessible only to its employees to also include all of the following: (1) victim impact statements and information provided by victims of crimes that DRC considers when determining the security level assignment, program participation, and release eligibility of inmates, (2) information and data of any kind or medium pertaining to groups that pose a security threat, and (3) conversations recorded from the monitored inmate telephones that involve non-privileged communications.

### **Abandoned or relinquished inmate property**

Authorizes, generally, personal property that is abandoned or relinquished by an inmate of a state correctional institution to be destroyed or used by order of the warden of the institution if either of the following applies: (1) the value of the item is \$100 or less, the state correctional institution has attempted to contact or identify the owner of the personal property, and those attempts have been unsuccessful, or (2) the inmate who owns the personal property agrees in writing to the disposal of the personal property in question.

### **DRC investigations**

In a provision authorizing DRC to make investigations that are necessary in the performance of its duties: (1) replaces the requirement that DRC keep a statutorily prescribed record of the investigations with a requirement that DRC keep a record pursuant to the record retention schedule approved by the Department of Administrative Services, and (2) repeals the requirement that, in matters involving the conduct of an officer, a stenographic report of the evidence be taken and a copy of the report, with all documents introduced, be kept on file at the office of DRC.

### **Number of employees appointed to various DRC institutions**

Eliminates a provision stating that, after conference with the managing officer of each institution, the Director of DRC had to determine the number of employees to be appointed to various DRC institutions.

### **Number of Parole Board members**

Revises the number of members on the Parole Board such that the Parole Board consists of up to 12 members rather than 12 members as under prior law.

**State Auditor audits of community-based correctional facilities and programs**

Specifies that community-based correctional facilities and programs and district community-based correctional facilities and programs (CBCFs) are public offices under the Auditor of State Law and are subject to audit under that Law and that the audits must include financial audits and also, in the circumstances specified below, performance audits by the Auditor of State.

Specifies that, if a private or nonprofit entity performs the day-to-day operation of any CBCF, the private or nonprofit entity is subject to financial audits under the Auditor of State Law and also, in the circumstances specified below, to performance audits by the Auditor of State.

Requires the Auditor of State to conduct the financial audits of the CBCFs and specified entities at the following times: (1) initially, within two years after the act's effective date or, if the CBCF in question is established on or after that date, within two years after the date on which it is established, and (2) after the initial financial audit, at least once every two fiscal years.

Regarding the performance audits of a CBCF or an entity that performs the day-to-day operation of a CBCF, permits DRC or the CBCF's judicial corrections board to request, or the Auditor of State on its own initiative to undertake, a performance audit of the CBCF or entity, and then requires the Auditor to conduct a performance audit.

Requires DRC to prepare and provide to the Auditor of State quarterly financial reports for each CBCF and, to the extent that information is available, for each private or nonprofit entity that performs the day-to-day operation of any CBCF.

States that nothing that it contains authorizes, or is intended to authorize, a private or nonprofit entity to operate any CBCF.



**Sub. H.B. 545**

**Reps. Setzer, Husted, White, Schneider, Hughes, Perry, Schmidt**

**Sens. Roberts, Jacobson**

**Effective date: March 19, 2003**

Requires certain special police officers of certain municipal airports to receive peace officer training and annual firearms requalification.

Confers warrantless arrest authority and fresh pursuit authority on those airport special police officers, and designates them as law enforcement officers.

Requires the Ohio Peace Officer Training Commission's Executive Director to maintain certain records, and exempts peace officer certification examinations from the Public Records Law.

Modifies the provisions governing criminal records checks for persons seeking peace officer basic training certification.

Authorizes the conveyance of state-owned land in Madison County to the Kirkwood Cemetery Association in exchange for the conveyance of land in that county by the Association to the state.



### **Am. Sub. S.B. 175**

**Sens.** Jacobson, Oelslager, Randy Gardner, Harris, Mumper

**Reps.** Willamowski, Faber, Young, Hughes, Latta, Callender, Womer Benjamin, Flowers, Allen, Otterman, Perry, D. Miller, Flannery, White, Driehaus, Setzer, Sferra, Schaffer, Webster, Salerno, Collier, Coates, Barrett, Schmidt, Roman, Reidelbach, Clancy, Niehaus, Buehrer, Seitz, Schneider, Calvert, Metzger, Aslanides, G. Smith, Widowfield, DeBose

**Effective date:** Emergency, May 7, 2002

Provides that, if a person is to be sentenced for a sexually oriented offense and that person was acquitted of a sexually violent predator specification included in the document charging the sexually oriented offense, the judge who is to sentence the offender must conduct a hearing to determine whether the offender is a sexual predator for purposes of the Sex Offender Registration and Notification Law (SORN Law).

Makes a managing officer of a state correctional institution and an officer or employee of the Department of Rehabilitation and Correction generally immune from liability in a civil action to recover damages for injury, death, or loss to person or property allegedly caused by an act or omission in connection with a power, duty, responsibility, or authorization under the SORN Law or under rules adopted under authority of that Law.

Provides that, if an offender or delinquent child who is required to register under the SORN Law is a sexual predator or a habitual sex offender subject to community notification, the offender or delinquent child also must send the sheriff of the county in

which the offender or delinquent child intends to reside written notice of the offender's or delinquent child's intent to reside in the county at least 20 days prior to the date on which the offender or delinquent child begins to reside in the county.

Extends the time within which an offender or delinquent child who is subject to the SORN Law must notify the sheriff of the offender's or delinquent child's change of address and register the offender's or delinquent child's new address from seven to 20 days prior to the change in residence address.

Expands the community notification provisions in the SORN Law to also require each sheriff who receives a notice of intent to reside, to provide the community notification, and revises the time within which the notification must be provided to reflect this expansion.

Expands the community notification provisions in the SORN Law to require that, instead of notifying only the occupants of residences *adjacent to* the offender's or delinquent child's place of residence that are located within the sheriff's county and other neighbors within a category designated by the Attorney General, the sheriff must notify all occupants of residences *within 1,000 feet of* the offender's or delinquent child's place of residence that are located within the sheriff's county and other neighbors within a category designated by the Attorney General.

Revises the age brackets of the victim relative to certain prohibitions contained within the offense of importuning (e.g., replacing "over 12 years of age" with "13 years of age or older"), and clarifies the penalty for the offense of importuning committed under one prohibition when the victim is less than 13 years of age.

Modifies the elements of the offense of importuning committed by means of a telecommunications device when the person solicited is either 13 years of age or older, but less than 16 years of age or a law enforcement officer posing as a person who is 13 years of age or older, but less than 16 years of age, by imposing the additional requirement that the offender be four or more years older than the person solicited or four or more years older than the age that the law enforcement officer assumes in posing as the person who is 13 years of age or older, but less than 16 years of age.

Makes an adult's importuning a minor under 16 years of age, or a law enforcement officer posing as a minor under 16 years of age, by means of a telecommunications device a sexually oriented offense for purposes of the SORN Law.



## Sub. S.B. 184

**Sens.** Spada, Armbruster, Jacobson, Austria, Oelslager, Mead, Randy Gardner, White, Nein, Amstutz, Blessing, Brady, Carnes, Coughlin, DiDonato, Robert Gardner, Goodman, Harris, Hottinger, Jordan, Mumper, Prentiss, Wachtmann

**Reps.** Womer Benjamin, Seitz, Latta, Hughes, Faber, Willamowski, Sulzer, Brown, Seaver, Metzger, Roman, Aslanides, Core, Cates, Setzer, Carey, Calvert, Trakas, Niehaus, Distel, Ogg, Cirelli, Webster, Schaffer, Young, Widowfield, Schmidt, Carmichael, Olman, Wolpert, White, Hagan, Buehrer, Schneider, Clancy, Evans, Damschroder, Flowers, Peterson, Hartnett, Sferra, DeBose, Flannery, Strahorn, Allen, D. Miller, Driehaus, Latell, Patton, Fedor, Key, Hoops, Wilson, Britton, Kilbane, Jolivette, Perry, Grendell, Bocchieri, Manning, Collier, DePiero, G. Smith, Reidelbach, Otterman, Barrett

**Effective date:** Emergency, May 15, 2002

### New anti-terrorism offenses

Prohibits a person from raising, soliciting, collecting, donating, or providing any material support or resources, with purpose that the material support or resources will be used in whole or in part to plan, prepare, carry out, or aid in either an "act of terrorism," defined in the act, or the concealment of, or an escape from, an act of terrorism (offense of "soliciting or providing support for an act of terrorism").

Prohibits a person from threatening to commit or threatening to cause to be committed a "specified offense," defined in the act, when: (1) the person makes the threat with purpose to intimidate or coerce a civilian population, influence the policy of any government by intimidation or coercion, or affect the conduct of any government by the threat or by specified offense, and (2) as a result of the threat, the person causes a reasonable expectation or fear of the imminent commission of the specified offense (offense of "making a terroristic threat").

Prohibits a person from committing a "specified offense," defined in the act, with purpose to intimidate or coerce a civilian population, influence the policy of any government by intimidation or coercion, or affect conduct of any government by the specified offense (offense of "terrorism").

### Obstructing justice

Expands the offense of "obstructing justice" to also prohibit a person, with purpose to hinder the discovery, apprehension, prosecution, conviction, or punishment of another for crime, etc., from preventing or obstructing any person, by means of force, intimidation, or deception, from performing any act to aid in the discovery, apprehension, or prosecution of the other person or child, increases the penalty for the offense when the

crime committed by the person aided or the act committed by the child aided is an act of terrorism, and specifies that apprehension, prosecution, conviction, or delinquency adjudication of the person aided is not a prerequisite to a prosecution, conviction, or delinquency adjudication for obstructing justice.

### **Payment of costs related to terroristic conduct**

Permits a court that is sentencing an offender or imposing a disposition upon a delinquent child to: (1) order the offender or child to pay to the state or local law enforcement agencies that handled the investigation and prosecution all costs that they reasonably incurred in the investigation and prosecution of the violation if the offense or delinquent act is the new offense of "soliciting or providing support for an act of terrorism," "making a terroristic threat," or "terrorism," or is "obstructing justice" when the offense or act committed by the person aided or to be aided is an "act of terrorism," or (2) order the offender or child to reimburse the involved political subdivision for any emergency response costs that it incurred as a result of, or in making any response to, the threatened or actual specified offense in question if the offense or act is "making a terroristic threat" or "terrorism" as enacted by the act.

### **Contamination offenses**

Expands the offense of "contaminating a substance for human consumption or use" and the offense of "spreading a false report of contamination" to also prohibit certain conduct that relates to contamination or false reports of contamination with "hazardous chemical, biological, or radioactive substances," defined in the act, modifies the penalties for the first cited offense to reflect that expansion, and changes the name of the first cited offense to "contaminating a substance for human consumption or use or contamination with a hazardous chemical, biological, or radioactive substance."

### **Offense of violence**

Includes as an "offense of violence," as that term applies throughout the Revised Code, the new offense of "terrorism," a violation of a continuing or former substantially equivalent municipal, state, or federal law or ordinance, and any conspiracy, attempt to commit, or complicity in committing that offense.

### **Aggravated murder and capital sentencing**

Expands the offense of "aggravated murder" to also prohibit a person from purposely causing the death of another or the unlawful termination of another's pregnancy while committing or attempting to commit, or while fleeing immediately after committing or attempting to commit, the new offense of "terrorism."

Expands the aggravating circumstances that are used for determining whether a person convicted of aggravated murder might face a sentence of death to also include the

fact that the aggravated murder was committed while the offender was committing, attempting to commit, or fleeing immediately after committing or attempting to commit the new offense of "terrorism."

### **Communications Interception Law**

Expands the list of offenses that are "designated offenses" under the Communications Interception Law to also include the new offenses of "soliciting or providing support for an act of terrorism," "making a terroristic threat," and "terrorism," complicity in the commission of any of those offenses, and an attempt to commit or conspiracy in the commission of a violation of any of those offenses that is punishable by a term of imprisonment of more than one year.

### **Corrupt Activity Law**

Expands the list of offenses that are within the definition of "corrupt activity" under the Corrupt Activity Law to also include the new offenses of "soliciting or providing support for an act of terrorism," "making a terroristic threat," and "terrorism" and conduct constituting a violation of a law of another state that is substantially similar to any of those new offenses if the defendant was convicted of the conduct in the other state.

### **Open Meetings Law**

Modifies the security related matters relative to which the Open Meetings Law permits members of a public body to hold an executive session to permit an executive session for the purpose of the consideration of details relative to the security arrangements and emergency response protocols for a public body or public office if disclosure of the matters discussed could reasonably be expected to jeopardize the security of the public body or public office.

### **Public Records Law**

Provides that a record kept by a public office that is a "security record" or "infrastructure record," defined in the act, is not a public record under the Public Records Law and is not subject to mandatory release or disclosure under that Law.

### **Comprehensive school safety plan**

Requires the board of education of each city, exempted village, and local school district to file a copy of the comprehensive school safety plan that continuing law requires the board to adopt for each school building under its control with each law enforcement agency that has jurisdiction over the school building that the plan covers.

### **Nonrenewable driver's licenses for temporary residents**

Revises the methods by which a nonrenewable driver's license that is issued to a temporary resident may be replaced, specifies the date of expiration for nonrenewable licenses, states that a nonrenewable license is not transferable and that the applicant may not rely on it to obtain a driver's license in another state, and requires the Registrar of Motor Vehicles to adopt rules governing nonrenewable licenses for temporary residents.

### **Emergency Management Law**

Revises programs for emergency management of countywide emergency management agencies, regional authorities for emergency management, and political subdivisions to: (1) additionally require a program to be in accordance with local ordinances pertaining to emergency management, (2) replace the federal law and regulations with which a program must comply with a requirement that the program comply with a different federal law and rules and regulations adopted under that law, (3) expand the emergency operations plan that must be developed and included so that it is an all-hazards emergency operations plan that has been coordinated with all agencies, boards, and divisions having emergency management functions within the county, and (4) require the program to include the preparation and conduct of an annual exercise of the county's all-hazards emergency operations plan.

Regarding the emergency management programs described above, requires all agencies, boards, and divisions having emergency management functions within each political subdivision within the county, within each political subdivision within the regional authority, or within the political subdivision, whichever is applicable, to cooperate in the development of the all-hazards emergency operations plan and to cooperate in the preparation and conduct of the annual exercise.

Specifies that a countywide emergency management agency, as a county board, is to receive services of specified county officials in the same manner as other county boards or divisions in addition to receiving the services in the same manner as other county agencies.

### **Contraband**

Expands the definition of "contraband" that applies throughout the Revised Code to also include any property that is "material support or resources," defined in the act, and that has been, is being, or is intended to be used in an attempt or conspiracy to commit, or in the commission of, the new offenses of "soliciting or providing support for an act of terrorism," "making a terroristic threat," or "terrorism" or the amended offense of "obstructing justice" when the offense or act committed by the person aided or to be aided as described in that offense is an "act of terrorism," defined in the act.



## Am. Sub. S.B. 221

**Sens.** Goodman, Mumper, Ryan, Coughlin, DiDonato, Furney, Hagan, Brady, Spada, Randy Gardner, Fingerhut, Harris, Jacobson, Mallory, Prentiss

**Reps.** Mason, Sykes, Brown, Grendell, Otterman, Hughes, Redfern, Distel, D. Miller, Cirelli, Kearns, Rhine, Allen, Krupinski, Metzger, DeBose, Salerno, Key, Beatty, Woodard, Sferra, Womer Benjamin, Fedor, Coates, Latell, Webster, Setzer, Reidelbach, White, Hollister, Niehaus, Peterson, Calvert, Gilb, Schuring, Latta, Carmichael, Seitz, Sullivan, Barrett, Britton, Flannery, Hoops, Driehaus, Callender, Raga, Lendrum, Perry

**Effective date:** April 9, 2003

Increases the penalty for abandoning a dog, cat, or other domestic animal.

Prohibits any person from knowingly committing specified acts of cruelty on a "companion animal," defined as any animal kept inside a residential area and any dog or cat regardless of where it is kept (but as not including livestock or any wild animal).

Prohibits a person who confines or is the custodian or caretaker of a companion animal from negligently committing any of those specified acts of cruelty on the animal, depriving the animal of necessary sustenance, confining the animal without supplying it with sufficient quantities of good, wholesome food and water, or impounding or confining the animal without affording it access to shelter if it can reasonably be expected that the animal would become sick as a result of the deprivation, confinement, or impoundment.

Provides special distribution rules for fines imposed for a violation of the above prohibitions and special sanctions, including forfeiture of the involved animal, that may be imposed on a person convicted of the violation.

Establishes a procedure for the impoundment of a companion animal and for the care of the impounded companion animal during the pendency of charges against a person who violates any of the prohibitions established by the act and a procedure for monitoring the care of the companion animal if it is not impounded.

As part of the above impoundment procedure: (1) permits the owner, custodian, or caretaker of the impounded companion animal to request a probable cause hearing, and (2) independently permits an impounding agency to file a motion requesting the court to require the defendant to post a deposit to cover the costs of caring for the impounded animal.

Requires an agent of a county humane society to report known or suspected child abuse or neglect if the knowledge or suspicion is obtained in the officer's official capacity.

Expands the list of persons and entities that must sign the memorandum of understanding prepared by each public children services agency regarding reports of child abuse or neglect to also require the county humane society to sign the memorandum of understanding.

Requires minimum training of 20 hours related to investigation and prosecution of animal cruelty and neglect for a county humane society agent, and requires the Ohio Peace Officer Training Commission to recommend rules to the Attorney General establishing training requirements for those officers.



### **Sub. S.B. 290**

**Sens. Coughlin, Wachtmann, Armbruster, Jacobson, Blessing, Mumper, Spada, Goodman, Harris, Austria, Randy Gardner, Robert Gardner, Nein, Amstutz, Brady, Carnes, Fingerhut, Hottinger, Jordan**

**Reps. Womer Benjamin, Latta, Flannery, Barrett, Allen, Hughes, Peterson, Grendell, DeWine, Clancy, Webster, Metzger, Evans, Faber, Wilson, Fedor, Jerse, D. Miller, Schmidt, Raga, Core, Hartnett, Widowfield, Calvert, Carmichael, Reidelbach, Hoops, Distel, Ogg, Sulzer, Redfern, Sferra, Barrett, Cirelli, Lendrum, Niehaus, Seitz, Setzer, Schaffer, Williams, Hagan, Buehrer, Schneider, Manning, Gilb, McGregor, Flowers, Britton, Driehaus, Rhine, Boccieri, Patton, Cates, DeBose, Key, Roman, Kilbane, Salerno, Collier, Jolivette, Wolpert, Latell, Brown, Coates, Mason, Perry, Otterman, Sullivan, Sykes, Strahorn, Woodard, Olman, White, Carey**

**Effective date: Emergency, January 8, 2003**

Creates the Statewide Emergency Alert Program to aid in the identification and location of abducted children.

Requires the program to be a coordinated effort of the Governor's office, the Attorney General, the Department of Public Safety, law enforcement agencies, and the state's public and commercial television and radio broadcasters.

Establishes criteria for law enforcement agencies to apply to determine if the program can be activated.

Creates the AMBER Alert Advisory Committee to provide ongoing review and evaluation of the program's operation and effectiveness.



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## EDUCATION

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### Am. H.B. 48

- Reps.** Ogg, Sullivan, D. Miller, Calvert, Seaver, Carey, Flannery, Krupinski, Ford, Hartnett, Allen, Redfern, Coates, Britton, Metelsky, Flowers, Barrett, Perry, Goodman, Sulzer, Jones, Latell, Callender, Setzer, Woodard, Carano, Reinhard, Roman, Webster, Reidelbach, Fedor, Distel, Willamowski, DePiero, Cates, Clancy, Latta, Carmichael, Fessler, Schmidt, Buehrer, Hagan, Wilson, Cirelli, Seitz, Schneider, Grendell, Oakar, Beatty, Rhine, Strahorn, Sferra, Hoops, Salerno, Hughes, McGregor, G. Smith, Lendrum, Olman, Schaffer, Peterson, Sykes, Stapleton, S. Smith, Brown
- Sens.** Robert Gardner, Shoemaker, Austria, DiDonato, Randy Gardner, Goodman, Harris, Herington, Mead, Mumper, Prentiss, Roberts, Wachtmann, White, Brady, Amstutz, Blessing

**Effective date:** July 23, 2002

Designates the first Monday in May as "School Bus Drivers Appreciation Day."

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### Am. H.B. 313

- Reps.** Woodard, R. Miller, Metzger, Seaver, Carano, D. Miller, Seitz, Reinhard, Hartnett, Rhine, Cirelli, Sullivan, Fessler, DePiero, Hoops, Britton, Barrett, S. Smith, Coates, Allen, Husted, Webster, Perry, Strahorn, Reidelbach, Callender, Sykes, G. Smith, Boccieri, Jones, Hollister, Key, Latell, Wilson, Flannery, Roman, Calvert, Setzer, Fedor, Distel, Lendrum, Redfern, Ogg, Sulzer, DeBose, Carey, Carmichael, Latta, Flowers, Buehrer, Schneider, Beatty, Stapleton, Niehaus, Patton, Collier, Aslanides, Cates, Brown, Damschroder, Manning, McGregor, Mason, Raga, Schaffer, Willamowski, Sferra, Hughes, Grendell, Otterman
- Sens.** Shoemaker, Prentiss, Furney, Austria, Carnes, Coughlin, DiDonato, Armbruster, Fingerhut, Randy Gardner, Wachtmann, Robert Gardner, Amstutz, Blessing, Brady, Finan, Goodman, Hagan, Harris, Herington, Hottinger, Jacobson, Jordan, Mallory, Mead, Mumper, Nein, Oelslager, Roberts, Ryan, Spada, White

**Effective date:** August 14, 2002



Designates the first Tuesday of the first full week in May as "Teacher Appreciation Day."



## **Sub. H.B. 364**

**Reps. Husted, Clancy, Calvert, Raga, DeWine, Seitz, Setzer, White, Goodman, Gilb, Faber, Webster, Schaffer, Brinkman, Flowers, Callender, Schmidt, Williams, Grendell, Young, Widowfield, Schneider, Wolpert, Blasdel, Allen, Reidelbach, Evans, Cates, Lendrum, Niehaus**

**Sens. Robert Gardner, Harris, Blessing, Jacobson**

**Effective date: April 8, 2003; Sections 8 and 9 effective January 1, 2004**

### **Community schools**

Adds "academic watch" school districts to those districts in which start-up community schools may be located.

Eliminates the authority of the State Board of Education to sponsor community schools, and gives existing State Board-sponsored schools two years after the effective date of the act to find new sponsors.

Makes the Department of Education responsible for the oversight of sponsors of community schools and for providing technical assistance to schools, sponsors, and proposing parties in developing schools.

Authorizes the Department of Education to approve entities for sponsorship of community schools.

Exempts all existing sponsors on the act's effective date from the requirement to be approved by the Department of Education for sponsorship.

Permits the Department of Education to assume the sponsorship of a community school for up to two school years if the school's sponsor fails to comply with its obligations as a sponsor.

Until July 1, 2005, limits to 225 the total number of start-up community schools, other than schools sponsored by the school districts in which the schools are located, that can operate.

Permits each educational service center (ESC) to sponsor start-up community schools in counties within the ESC's territory or contiguous counties.

Permits the boards of trustees of the 13 state universities or their designees to sponsor start-up community schools to serve as practical demonstrations of teaching methods, technology, or practices that are included in their teacher preparation programs.

Permits federally tax-exempt entities that: (1) have been in operation for at least five years, (2) have at least \$500,000 in assets, and (3) are education-oriented to sponsor start-up community schools formerly sponsored by the State Board until July 1, 2005, at which time they may sponsor any new or existing community school.

Requires community schools established after the act's effective date to be "public benefit corporations."

Specifies contractual duties of community school sponsors.

Permits the renewal of a community school contract for any length of time.

Permits a sponsor to declare a community school under its sponsorship to be in a probationary status under certain conditions rather than suspend the operation of the school or terminate its contract with the school.

Specifies who is eligible to serve on a community school governing authority.

Prioritizes the distribution of the assets of a closed community school.

Establishes procedures for adjusting funding for school districts and community schools following: (1) the omission of community school students from a district's formula average daily membership or (2) the resolution of a dispute regarding whether a student is enrolled in a community school.

Specifies the qualifications for a community school fiscal officer.

Requires community schools to file annual five-year revenue and expenditure projections with the Department of Education.

Permits a community school to borrow against future revenue for an unspecified period of time.

Places a limit of 3% of total state payments on community school sponsor fees for oversight and monitoring.

Requires community schools to employ attendance officers and to comply with certain school attendance laws, including those regarding truant students.

Applies the third grade reading guarantee, and the fourth grade reading guarantee effective until July 1, 2003, to community schools.

Requires community schools to provide intervention services to students whose scores on diagnostic assessments indicate that they are unlikely to meet statewide academic standards.

Directs community schools to adopt a policy governing the conduct of academic prevention/intervention services for students.

Prohibits community school students from remaining in school for longer than 14 days without providing proof of immunization against certain communicable diseases.

Requires community schools to train specified employees in child abuse prevention.

Permits single-gender community schools.

Permits the establishment of community schools for gifted students.

Requires Internet community schools to establish a central base of operation at a physical location.

Requires Internet community schools to use a filtering device or software to block Internet access to materials that are obscene or harmful to juveniles on all computers provided to students for instructional use.

Requires Internet community schools to develop a plan for ensuring that teachers conduct face-to-face visits with their students.

Permits Internet community schools to provide less than one computer per enrolled student residing in the same household at the request of the students' parent.

Permits the Department of Education to suspend the operation of a community school for health and safety violations if the school's sponsor fails to do so.

Specifies the procedures by which a school district may provide payment to a student's parent in lieu of transporting the student to a public or nonpublic school, and makes other changes in the law regarding the transportation of community school students.

Permits all community schools, instead of just start-up community schools as under prior law, to participate in the Community School Classroom Facilities Loan Guarantee Program, and permits loans guaranteed under the program to be used for new construction of school buildings.

Permits community schools to lease-purchase property.

Creates the Community School Revolving Loan Fund to assist start-up community schools in paying costs associated with fulfilling their contract terms.

Requires academic performance data for conversion community schools to be included on the local report cards issued for their sponsoring school districts.

Clarifies that certain acts are criminal offenses and that certain crimes carry enhanced penalties when committed on community school property or at community school activities.

Prohibits, generally, a community school or school district from offering a monetary or in-kind incentive to a student or a student's parent for enrollment.

Makes other changes in the Community School Law.

Requires the Legislative Office of Education Oversight (LOEO) to conduct a comparative study of funding systems for independent charter schools in Ohio and other states and to issue a report by January 31, 2004.

Requires LOEO to conduct a study of the cost of educating students in Internet community schools and to report its findings by December 31, 2003.

#### **Other education law changes**

Clarifies that the superintendent of a local school district may designate the superintendent of the ESC to which the district belongs as the person who is authorized to issue age and schooling certificates.

Changes the calculation of Disadvantaged Pupil Impact Aid by using an annual count of students living in poverty and receiving public assistance rather than a five-year average of the count as formerly required.

Shortens the deadline for correction of reporting errors to the Education Management Information System from 90 days to 45 days.

Adds a representative from the Office of the Auditor of State to the Alternative Education Advisory Council beginning on the act's effective date.



### **Am. H.B. 384**

**Reps. Oakar, Callender, Fedor, Distel, Hartnett, Carano, Barrett, Setzer, Calvert, Woodard, Sykes, Krupinski, DePiero, Brown, Rhine, Otterman, Allen, Key,**

**Patton, Cirelli, DeBose, Strahorn, Redfern, Ogg, Sulzer, Beatty, S. Smith, Wilson, Jerse, Mason, Latell, Seaver, Flannery, R. Miller, Boccieri, Sferra, Coates, D. Miller, Hagan, Damschroder, Young, Roman, Hoops, Metzger, Flowers, Niehaus, Hollister**

**Sens. Shoemaker, Hagan, Brady, Oelslager, Herington, Mallory, Prentiss**

**Effective date: September 6, 2002**

Requires each school district and each nonpublic school to have an employee trained in the performance of the Heimlich maneuver present during periods of food service to students.

Specifies that this requirement does not create a new cause of action or substantive legal right against any person.

Grants nonpublic schools and their employees qualified immunity from liability in connection with this requirement.



## **Am. Sub. H.B. 394**

**Reps. Damschroder, Barrett, Calvert, Carey, Collier, Flowers, Hoops, Jolivette, Key, Latell, Latta, Lendrum, Metzger, Niehaus, Otterman, Patton, Roman, Schmidt, Seaver, Seitz, Setzer, Webster, White, Young, Callender, Reinhard, Fedor, Reidelbach, Faber, Aslanides, Manning, McGregor, Wolpert, Hughes, G. Smith, Olman, Gilb, Clancy, Carmichael, Hagan, Willamowski, Grendell, Kearns, Core, Fessler, Widowfield, Husted, Williams, DeWine, Schaffer, Raga, Schneider, Schuring, Evans, Buehrer, Distel, Cirelli, Peterson, Coates, Ogg, Rhine, Krupinski, Allen**

**Sens. Mumper, Austria, Carnes, Harris, Hottinger, Shoemaker, Spada**

**Effective date: August 1, 2002**

Permits city, local, exempted village, and joint vocational school districts to provide for a daily moment of silence for prayer, reflection, or meditation on a moral, philosophical, or patriotic theme.

Prohibits a pupil enrolled in such a school district from being required to participate in any moment of silence.

Specifically states that city, local, exempted village, and joint vocational school boards of education may not adopt any policy promoting or restricting the exercise of religious beliefs in primary or secondary schools.

Permits such school boards to limit the exercise or expression of religious beliefs to certain time periods.

Prohibits a student enrolled in a city, local, exempted village, or joint vocational school district from being required to participate in the recitation of the Pledge of Allegiance to the Flag.

Requires such school districts to prohibit the intimidation of a student by other students or staff members aimed at coercing the student into reciting the Pledge of Allegiance to the Flag.



### **Am. Sub. S.B. 187**

**Sens. Nein, Randy Gardner, DiDonato, Brady, Prentiss, Herington, Robert Gardner, Harris, Mumper, Ryan, Blessing, Espy, Spada**

**Reps. Callender, Calvert, Carano, Webster, Hartnett, Setzer, Barrett, Hoops, Roman, Schmidt, Coates, R. Miller, Ogg, Jolivette, Allen, Sulzer, Otterman, Patton, S. Smith, Seitz, Sykes, Niehaus, Metzger, Key, DeBose, Woodard, Beatty, Oakar, Olman, D. Miller, Perry, Redfern, Britton, Brown, Clancy, Husted**

**Effective date: September 20, 2002**

Increases the maximum allowable compensation for members of school district boards of education and educational service center governing boards to \$125 per meeting.

Allows members of school district boards and educational service center governing boards to receive compensation up to specified limits for attendance at a training program.

Increases to \$75 per meeting the maximum amount of compensation that a board member of a joint ambulance district may receive, and increases to 15 the number of meetings for which such compensation may be paid annually.



### **Sub. S.B. 192**

**Sen. Robert Gardner**

**Reps. Callender, Setzer, Hoops, Calvert, Roman, Otterman, Flowers, Coates**

**Effective date: Emergency, March 18, 2002**

Removes the requirement that the State Board of Education be dissolved and recreated with newly elected members following the establishment of new Board districts.

Specifies that a member of the State Board of Education holding office when new districts are established must represent the district containing the largest portion of the population of the district from which he or she was originally elected or certain assigned districts for the remainder of the term for which he or she was originally elected.

Retains continuing law under which the Ohio SchoolNet Commission's voting members appointed by the Speaker of the House of Representatives and the President of the Senate serve two-year terms of office, but adds that these voting members are subject to removal at any time by their respective appointing authorities.



**Am. Sub. S.B. 266**

**Sens. Robert Gardner, Armbruster, Randy Gardner, Harris, Shoemaker, Prentiss**

**Reps. Callender, Calvert, Hartnett, Distel, Carano, Fedor, Schmidt, Carey, Flowers, Hughes, Hagan, Hoops, Niehaus**

**Effective date: April 3, 2003; Sections 3 and 4 effective July 1, 2003**

Changes the name of the State Board of Proprietary School Registration to the State Board of Career Colleges and Schools.

Directs the Board to specify the period of time for which a career school must maintain a surety bond.

Allows the Board to establish the amount of the surety bond maintained by a career school in Ohio beginning July 1, 2003.

Authorizes the Board to permit the cancellation of a career school's surety bond if the school is approved to participate in certain federal student financial assistance programs or satisfies other standards of financial responsibility established by the Board.

Specifies that private career school students are eligible for reimbursement of prepaid tuition losses only in the event of school closure.

Requires reimbursements for prepaid tuition losses generally to be paid by the surety on a career school's bond rather than from the Student Tuition Recovery Fund beginning July 1, 2003.

Eliminates the requirement that the Board conduct an on-site visit of a career school proposing to offer an associate degree program prior to the Board issuing or renewing authorization for the program.

Abolishes the requirement that the Board of Regents recommend whether to approve applications for the issuance or renewal of program authorizations for associate degree programs at career schools.

Eliminates the requirement that agents for career schools be covered by a surety bond.

Adds an additional voting member with a background in career school administration or management to the State Board of Career Colleges and Schools, and makes the representative of students on the Board a nonvoting member.

Provides a fixed rate of compensation for all Board members appointed by the Governor.

Exempts from regulation by the Board employee training courses that are paid for by employers and conducted by outside service providers.

Effective July 1, 2003, creates the Career Colleges and Schools Operating Fund to support the Board's administrative and enforcement responsibilities.

Makes legislative members of the Student Tuition Recovery Authority nonvoting ex officio members.

Clarifies the definition of "programs" for purposes of the regulation of career schools.

Makes other changes to the oversight of career schools.

Permits students enrolled in eligible institutions prior to July 1, 2000, to receive student workforce development grants.

Permits the Chancellor of the Board of Regents to grant Capital Scholarships to students enrolled in Kent State University's Columbus Program in Intergovernmental Issues in FY 2003.



## ELECTIONS

### Am. Sub. H.B. 445

**Reps. Kearns, Clancy, Buehrer, Fessler, Cates, Sulzer, Lendrum, Flowers, McGregor, Otterman, Distel, Coates, Hollister, Latell, Carano, Niehaus, Britton, Carmichael, Roman, Hagan, Sullivan, Hoops**

**Sens. Spada, Harris**

**Effective date: Emergency, December 23, 2002**

Requires the Ohio Ballot Board or persons designated by the Board to prepare and file arguments or explanations in support of or in opposition to each constitutional amendment proposed by the General Assembly, each constitutional amendment or state law proposed by initiative petition, and each state law, or section or item of state law, subject to a referendum petition if the persons otherwise designated to prepare the arguments or explanations fail to timely prepare and file the arguments or explanations.

Requires the Secretary of State to notify the Board if required arguments or explanations have not been prepared and filed by the 75th day before the date of an election.

Specifies that the positions of the four appointed members of the Board must be considered vacant if the Board fails to have the missing arguments or explanations prepared and filed after the notification from the Secretary of State.

Changes from 75 to 80 days before an election the deadline by which the Board must certify ballot language and explanations to the Secretary of State for constitutional amendments proposed by the General Assembly.

Requires the designation of "nonparty candidate" or "other-party candidate" to be printed on a ballot under the name of each nonjudicial candidate who files a nominating petition and requests that designation.

Includes members of a board of elections within the definition of "election officer" or "election official."

Prohibits any petition filed under the Election Law from being withdrawn after it is filed in a public office.

Specifies that a write-in candidate for committeeperson of a political party controlling committee is not required to receive as many votes as the number of petition signatures that would have been required to print the candidate's name on the primary



election ballot, in order for that person to win election, if the person receives the greatest number of votes for that office.

Modifies statutory law to comply with an aspect of a requirement in the Ohio Constitution by specifying that an election to fill an unexpired term in certain judicial offices must be held at the first general election for the office that occurs more than 40 days after the vacancy occurs.

Prohibits a person from seeking nomination or election to two or more state offices, two or more county offices, a state office and a county office, or two or more other local offices at the same election.

Specifies that the Secretary of State or a board of elections must not accept for filing a declaration of candidacy, a declaration of intent to be a write-in candidate, or a nominating petition of a person if that person has already filed another petition or otherwise become a candidate for a prohibited office for the same election.

Requires the Secretary of State or a board of elections to disqualify a candidate for all prohibited offices for which the person subsequently sought to become a candidate if the prohibited candidacies are discovered before the day of the primary election and the person sought to become a candidate for those prohibited offices on different dates.

Requires the Secretary of State or a board of elections to disqualify a candidate for all prohibited offices below the highest office for which the person sought to become a candidate if the prohibited candidacies are discovered before the day of the primary election and the person sought to become a candidate for those prohibited offices on the same date.

Requires the Secretary of State or a board of elections to disqualify a person as a candidate for all prohibited offices below the highest office for which the person seeks election if the prohibited candidacies are discovered after the primary election and before the general election.

Requires a board of elections to remove the name of a disqualified candidate from the ballots to the extent practicable before the election, and prohibits the counting of votes cast for a disqualified candidate.

Specifies that any person who knowingly seeks nomination or election to more than one prohibited office is guilty of "seeking nomination or election to more than one prohibited office at the same election" and must be fined not more than \$500.

Permits a vacancy created on a ballot by the disqualification of a candidate seeking nomination or election to more than one prohibited office at the same election to be filled in the same manner as vacancies caused by the death or withdrawal of a candidate.

Permits a person to become a candidate for an otherwise prohibited office if the person timely withdraws as a candidate for all other prohibited offices for which the person first sought to become a candidate for the same election.

Specifies that the prohibition against seeking nomination or election to more than one prohibited office at the same election does not apply to elections to fill a vacant office.

Postpones mandatory electronic filing of campaign finance statements by specified candidates for the office of member of the General Assembly from January 1, 2003, to March 1, 2004, and extends the computer disk filing option for those candidates for the same time period.



### **Am. Sub. H.B. 471**

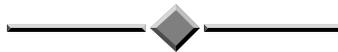
**Reps. Cates, Young, Flowers, Clancy, Buehrer, Peterson, Carmichael, Evans, Hoops, Schmidt, Setzer, Schaffer, Webster, Jolivette, Latta**

**Sen. Jacobson**

**Effective date: Emergency, January 24, 2002**

Establishes boundaries for the state's 18 Congressional districts based on the 2000 decennial census of Ohio.

Specifies that any unassigned territory is included within the district that contains the least population according to the 2000 decennial census of Ohio and that is contiguous to that territory.



## ENVIRONMENT AND NATURAL RESOURCES

### Sub. H.B. 338

**Reps.** Core, Calvert, Sullivan, Allen, Webster, Husted, Lendrum, Kearns, Hollister, Kilbane, Fedor, Perry, Hagan, Reinhard, Manning, Damschroder, Grendell, Niehaus, Clancy, Collier, Faber, Wolpert, Flowers, Carmichael, Latta, Olman, Schaffer, Evans, Peterson, Setzer, Jolivette, Schmidt, Roman, Redfern, Coates, Aslanides, Flannery, Fessler, Salerno

**Sens.** Harris, White

**Effective date:** October 1, 2002

Repeals the authority for a referendum under the Soil and Water Conservation Commission Law concerning the levying of a uniform assessment for an improvement by a soil and water conservation district, and instead applies the authority and procedures for a referendum under the Board of County Commissioners Law to the levying of a varied or uniform assessment for an improvement by a soil and water conservation district.

For purposes of bringing such a referendum petition against a soil and water conservation project, requires that a resolution adopted by a joint board of county commissioners under the Soil and Water Conservation Commission Law be considered to be a resolution adopted by the board of county commissioners of each county in the soil and water conservation project area.

Applies the notice, public hearing, and appeal procedures governing the levying of varied assessments by a district also to the imposition of uniform assessments.

Requires the notice to property owners of a proposed assessment to include a description of the method used to determine the necessity for and the amount of the proposed assessment.

Requires a county recorder to record any restrictions on the use of property pursuant to the State Fire Marshal's rules regarding corrective actions for releases from petroleum underground storage tanks, and establishes procedures for the recording of the restrictions.



## Sub. H.B. 385

(For details of fiscal provisions of the act, see LSC Fiscal Note, "As Enacted.")

**Reps. Blasdel, Carey, Grendell, Faber, Gilb, Schmidt, Widowfield, Evans, Webster, Barrett, Seitz, Setzer, Calvert, Niehaus, Lendrum, Flowers, Carano, Sferra, Fedor, Woodard, Collier, Barnes, Britton, Patton, Latell, Key, Coates**

**Effective date: May 30, 2002; certain sections effective February 28, 2002**

Eliminates the criterion under which Clean Ohio natural resources and parks and recreation projects for open space and related development had to emphasize the inclusion of pedestrian or bicycle linkages to other open spaces.

Eliminates the requirement that a park district or other similar park authority obtain approval for a proposed project from the affected local governments in order to submit an application to a natural resources assistance council for a Clean Ohio natural resources and parks and recreation grant, and instead requires such an applicant to consult with the local governments.

Requires that for any easement purchased with matching grant money from the Clean Ohio Agricultural Easement Fund, the Director of Agriculture be named as a grantee on the instrument conveying the easement.

Authorizes the Director of Agriculture to share agricultural easement monitoring and enforcement responsibilities with the local government or charitable organization that received a matching grant to purchase the easement.

Provides that Clean Ohio Conservation Fund appropriations for the 2000-2002 biennium must be released by the Director of Budget and Management at the request of the Public Works Commission.

Creates a revolving loan fund in the state treasury to receive payments of principal and interest on loans made from the Clean Ohio Revitalization Fund.

Specifies that members of the Clean Ohio Council are to be reimbursed for traveling and other expenses, requires those members to file financial disclosure statements, and clarifies certain conflict of interest requirements related to those members.

Specifies that members of the Clean Ohio Council are public officials for purposes of the Ethics Law, the Offenses Against Justice and Public Administration Law, and the law granting certain state officials immunity from liability in civil actions.



## Sub. H.B. 425

**Reps.** Reinhard, Faber, Grendell, Manning, Husted, Gilb, Core, Hagan, Womer Benjamin, Young, Webster, Cates, Fessler, Trakas, Carmichael, Buehrer, Clancy, Flowers, Perry, Damschroder, Lendrum, Seitz, Carey, Peterson, Seaver, Patton, Redfern, Allen, Ogg, D. Miller, Wilson, Cirelli, Coates, Roman, Barrett, Carano, Latell, Britton, McGregor, Aslanides, Hartnett, Collier, Boccieri, Otterman, Hoops, Hughes, Reidelbach, G. Smith, Widowfield, Salerno, Sulzer

**Sens.** Mumper, Robert Gardner

**Effective date:** August 28, 2002

Generally prohibits the sale of motor vehicle fuel containing methyl tertiary butyl ether (MTBE) in quantities greater than ½ of 1% by volume.

Authorizes the Chief of the Division of Mineral Resources Management in the Department of Natural Resources to specify, by rule, minimum distances for the location of oil and gas well facilities from rivers, lakes, streams, ponds, and other bodies of water, and preempts counties and townships from adopting or enforcing any local requirements for those minimum distances.



## Sub. H.B. 493

**Reps.** Latta, Aslanides, Carey, Gilb, Seitz, Niehaus, Hagan, Husted, Sullivan, Webster, Roman, Kearns, Wilson, Rhine, Hollister, Collier, Evans, Boccieri, Faber, Buehrer, Schaffer, Reidelbach, Blasdel, Carmichael, Sulzer, Brinkman, Distel, Seaver, Redfern, Grendell, Core, Wolpert, Clancy, Schmidt, Ogg, Flannery, Sferra, Carano, Peterson, Widowfield, McGregor, Fessler, Schneider, Hughes, Manning, Barrett, Flowers, Coates, Setzer, Raga, Cates, Latell, Driehaus, Jolivette

**Sens.** Mumper, Carnes, Shoemaker, DiDonato, Harris, Robert Gardner, Herington, Hottinger, Nein, Spada, Wachtmann, Ryan, White

**Effective date:** August 14, 2002

### Sunday hunting

Eliminates the general prohibition against hunting a wild bird or wild quadruped on Sunday and all related provisions, including provisions creating an exception to the general prohibition by allowing the registration of private land for Sunday hunting.

**Deer killed by a motor vehicle**

Authorizes any driver, rather than only a resident driver, of a motor vehicle that has caused the death of a deer by striking the deer on a highway to take possession of the deer, provided that the driver files a timely accident report.

Eliminates the requirement that such a deer be possessed and consumed by the driver and the driver's immediate family or be given to a private or public institution or charity.

Requires the officer who investigates the accident to give the driver a certificate for legal ownership of the deer, and specifies that if the deer is unclaimed, the certificate may be given to a private or public institution or charity or to another person.

**Rulemaking authority concerning migratory game birds**

Authorizes the Chief of the Division of Wildlife in the Department of Natural Resources to adopt rules governing the hunting of migratory game birds using an abbreviated rulemaking procedure established in statute, and defines "migratory game bird."



**Sub. S.B. 105**

**Sens. Hottinger, Spada, Wachtmann, Mumper**

**Reps. Hollister, Cates, Aslanides, Lendrum, Hagan, Setzer, Carmichael, Niehaus, Evans, Schmidt, G. Smith, Jolivette, Calvert, Webster, Schaffer, Otterman, Clancy, Buehrer, Collier, Fessler, Damschroder, Gilb, Coates, Faber, Seaver, Reinhard, Young, Seitz, Schneider**

**Effective date: July 23, 2002**

Generally establishes a five-year statute of limitations for civil actions for civil or administrative penalties of any kind brought under certain environmental laws.

Provides that if an agency, department, or governmental authority actually knew or was informed of an occurrence, omission, or facts on which a civil action is based prior to the act's effective date, the action for civil or administrative penalties of any kind must be commenced not later than five years after the act's effective date.

Requires the Director of Environmental Protection and the Fire Marshal to submit annual reports to the General Assembly for five years containing certain information concerning enforcement actions that are based on such prior occurrences, omissions, or facts.

Prohibits the State Fire Code from including certain requirements restricting the dispensing of diesel fuel at a terminal or bulk plant or authorizing the dispensing of petroleum products at a terminal or bulk plant to motor vehicles other than vehicles owned or leased by a person who has been issued a motor fuel dealer's license or to the general public.



### **Sub. S.B. 150**

**Sens. Armbruster, Spada, Robert Gardner, Harris, Mumper, White**

**Reps. Damschroder, Manning, Key, Lendrum, Oakar, Perry, Reidelbach, Schaffer, Sferra, Flowers, Seitz, Schmidt, Hollister, Coates, Hartnett, Aslanides, Young, Callender, D. Miller, Niehaus, Jerse, Cates**

**Effective date: July 5, 2002**

Allows the owner of an individually registered canoe, rowboat, or inflatable watercraft to choose not to have it numbered by the state, and establishes a higher triennial registration fee and other requirements for such a watercraft.

Requires a hull identification number to be permanently displayed and affixed to watercraft, and prohibits a person from operating or permitting to be operated a watercraft on Ohio waters without the number on the watercraft.

Requires registration fees for watercraft that are included in a livery registration to be paid annually rather than triennially.

Includes racing shells and rowing sculls in the definition of "canoe" for purposes of the Watercraft and Waterways Law, and requires inflatable watercraft that are propelled by a sail to be classified as sailboats and registered by length.

Generally replaces the term "watercraft" with "vessel" for purposes of the personal floatation device requirements, and exempts from those requirements persons who are operating vessels specified in rules adopted by the Chief of the Division of Watercraft in the Department of Natural Resources.

Removes from one of the conditions for sale of certain abandoned watercraft and outboard motors the requirement that the Chief or his designee appraise and provide written certification of the value of a watercraft or motor.



## FINANCIAL INSTITUTIONS

### Sub. H.B. 349

**Reps. Goodman, Seitz, Gilb, Schmidt, Britton, Willamowski, Manning, Sulzer, Womer Benjamin, Coates, Barrett, Schneider, Salerno, McGregor, Reidelbach, Aslanides, Collier**

**Sens. Jacobson, Oelslager, Mead, Spada, Blessing, Harris, Robert Gardner, Randy Gardner, Armbruster, Mumper, Goodman**

**Effective date: July 5, 2002**

#### *Uniform Partnership Law*

Exempts a general partner of a limited partnership from the preexisting requirement that every partner account to the partnership for any benefit and hold as trustee for it any profits derived by the partner without the consent of the other partners from any transaction connected with the formation, conduct, or liquidation of the partnership or from any use by the partner of its property.

Provides that, pursuant to a written agreement of merger or consolidation between the constituent entities and when permitted by the law under which each constituent entity exists, a domestic general partnership and one or more additional domestic general partnerships or other domestic or foreign entities may be merged into a surviving domestic general partnership or two or more domestic or foreign entities may be consolidated into a new domestic general partnership formed by that consolidation.

Provides that, pursuant to a written agreement of merger or consolidation between the constituent entities and when permitted by the law under which each constituent entity exists, a domestic general partnership and one or more additional domestic or foreign entities may be merged into a surviving entity other than a domestic general partnership or a domestic general partnership together with one or more additional domestic or foreign entities may be consolidated into a new entity other than a domestic general partnership to be formed by that consolidation.

For both types of merger or consolidation, specifies the requirements for the adoption and amendment of an agreement of merger or consolidation, specifies mandatory and identifies permitted contents of such an agreement, and, upon certain conditions, permits the abandonment of the merger or consolidation before the filing of the certificate of merger or consolidation.

Requires that, upon the adoption by each constituent entity of an agreement of merger or consolidation pursuant to either of the act's provisions described above, a certificate of merger or consolidation that is signed by an authorized representative of each constituent entity must be filed with the Secretary of State, and specifies the types of information that the certificate must set forth and the types of documents that must accompany the certificate.

Provides that a merger or consolidation pursuant to either of the act's provisions described above is effective upon the filing of a certificate of merger or consolidation and the other specified filings or at any later date that the certificate of merger or consolidation specifies, subject to the limitation regarding a merger or consolidation of a type described in the first discussion, above, that no conversion or substitution of interests or shares in the constituent entities may be effected if there are reasonable grounds to believe that the conversion or substitution would render the surviving or new domestic general partnership unable to pay its obligations, and prescribes the effects of such a merger or consolidation.

Requires the Secretary of State to furnish, upon request and payment of a \$25 fee that the act specifies, a certificate of merger or consolidation relating to a merger or consolidation under the act's provisions described above.

Provides that, generally, the following are entitled to relief as dissenting partners in a merger or consolidation pursuant to either of the act's provisions described above: (1) partners of a domestic general partnership that is being merged or consolidated into a surviving or new domestic or foreign entity, and (2) in the case of a merger into a domestic general partnership, partners of the surviving domestic general partnership who are entitled to vote or act on the adoption of an agreement or merger, but only as to the interests so entitling them to vote or act.

Regarding relief as a dissenting partner as described above: (1) requires a dissenting partner to make a written demand to the partnership for payment of the fair cash value of the interests as to which the dissenting partner seeks relief, (2) establishes procedures for making the demand, a time frame for making it, procedures for filing a complaint in court for the determination of the fair cash value, and a mechanism for determining the fair cash value, (3) prescribes the effect of the making of such a demand, and (4) specifies circumstances in which the right and obligation of a dissenting partner to receive that fair cash value and to sell those interests and the right and obligation of the domestic general partnership to purchase those interests and to pay their fair cash value terminate.

If a domestic general partnership is a constituent entity to a merger or consolidation that has become effective, and the domestic general partnership is not the surviving or resulting entity of the merger or consolidation, generally prevents a judgment creditor of a partner of that domestic general partnership from levying

execution against the assets of the partner to satisfy a judgment based on a claim against the surviving or resulting entity of the merger or consolidation subject to certain exceptions that the act enacts.

### **Limited Partnership Law**

Specifically requires a general partner of a limited partnership to perform the duties of a general partner in good faith, in a manner the general partner reasonably believes to be in or not opposed to the best interests of the limited partnership, and with the care that an ordinarily prudent person in a like position would use under similar circumstances, identifies certain types of information, statements, etc., on which a general partner may rely in performing a general partner's duties, and provides rules for determining whether a general partner has satisfied these duties.

Provides that no contract, action, or transaction is void or voidable with respect to a limited partnership for the reason that the contract, action, or transaction is among or affects the limited partnership and one or more of its partners or that the contract, action, or transaction is among or affects the limited partnership and any other person in which one or more of the partners are directors, trustees, officers, or partners, or have a financial or personal interest, if any of three specified conditions applies.

Specifies that the fee that must be paid to receive from the Secretary of State a certificate of merger or consolidation relating to a merger or consolidation under preexisting law that involves in a specified manner one or more domestic limited partnerships is \$25.



## **Sub. H.B. 386**

**Reps. Blasdel, Salerno, Carmichael, DeWine, Raga, Hoops, Metelsky, Schaffer, G. Smith, Webster, Collier, Reidelbach, Seitz, Ogg, Olman, Schmidt, Roman, Hagan, Schneider, Jolivette, Faber, Lendrum, Calvert, Setzer, Reinhard, Sulzer, Flowers, Hughes, Evans, Niehaus, Widowfield, Williams, Trakas**

**Sens. Jacobson, Harris, Blessing, Carnes, Jordan, Mumper, Nein, Wachtmann, White**

**Effective date: May 24, 2002; certain provisions effective February 22, 2002**

Conforms Ohio law with the federal Home Ownership and Equity Protection Act of 1994 with respect to the regulation of specified consumer mortgages, including required disclosures; prohibited mortgage terms; and prohibitions concerning interest rates after a default, balloon payments, lending without due regard for repayment ability,

home improvement contract payments from loan proceeds, creditor termination of a loan, and refinancings that are not in a consumer's interest.

Imposes additional prohibitions relative to single premium credit life and credit disability insurance and low-rate loans.

Creates the Office of Consumer Affairs within the Division of Financial Institutions in the Department of Commerce to assist consumers with borrowing-related information and to assist with enforcement of the act.

Provides for enforcement by the Superintendent of Financial Institutions, and imposes a criminal penalty for violations.

Allows a specified right of rescission of a loan transaction by a consumer.

Declares that any ordinance, resolution, regulation, or other action by a municipal corporation or other political subdivision regulating specified lending activities is preempted by state law.

States the intent of the General Assembly on the relationship of state and local laws regarding the regulation of loans and other forms of credit by doing the following:

--Specifying that the state solely is to regulate activities related to the lending and credit business in the state in lieu of all regulation of lending or credit activities by a political subdivision, including a municipal corporation;

--Declaring that state law provides a uniform, comprehensive regulatory framework and preempts any regulation of lending and credit activities by a political subdivision, including a municipal corporation; and

--Stating that silence in the Revised Code with respect to specified lending activities should not be interpreted to mean that the state of Ohio has not completely occupied or has only set minimum standards in the regulation of lending and other credit activities.

Establishes the Predatory Lending Study Committee to report to the General Assembly not later than June 30, 2003, about predatory lending practices in mortgage lending or origination.

Makes an appropriation for the enforcement of the act and for the operation of the Office of Consumer Affairs, and provides that only this appropriation provision takes immediate effect.



## **Am. H.B. 506**

- Reps.** Salerno, Husted, Wolpert, R. Miller, Allen, Setzer, G. Smith, Peterson, Webster, Reidelbach, Britton, Sykes, Blasdel, Schmidt, Evans, Hoops, Ogg, Sulzer, Beatty, Kilbane, Flowers, Hughes, McGregor, Collier, Raga, Coates, Kearns, Flannery, Lendrum, Perry, Barrett, Hartnett, Otterman, D. Miller, Cirelli, Widowfield, Clancy, DeBose
- Sens.** Spada, Prentiss, Carnes, Amstutz, Mallory, Brady, Hagan, Roberts, Harris, DiDonato

**Effective date:** September 27, 2002

Authorizes a credit union share guaranty corporation to insure the share account of a nonmember of a credit union.

Reduces the number of participating credit unions necessary for licensure of a credit union share guaranty corporation.

Eliminates certain restrictions relative to who may constitute the majority of the board of directors of a credit union share guaranty corporation.

Modifies the reporting requirements of credit unions participating in a credit union share guaranty corporation.

Specifies that the guarantee fund of a credit union share guaranty corporation includes specified borrowings made in accordance with the Insurance Law.

Authorizes a credit union share guaranty corporation to invest or deposit funds in bonds or other evidences of indebtedness of corporations meeting specified conditions, and modifies the authority of a credit union share guaranty corporation to invest or deposit in investments authorized by the Superintendent of Financial Institutions in the Department of Commerce and the Superintendent of Insurance.



## **Sub. H.B. 509**

- Reps.** Womer Benjamin, Blasdel, Salerno, Allen, Schmidt, Seitz, Carey, Evans
- Sens.** Prentiss, Carnes, Blessing

**Effective date:** March 14, 2003

### **Fiduciaries**

Expands the powers of trust companies by providing, under certain circumstances, that a trust company acting in a fiduciary capacity may purchase any service or product through or directly from the trust company or an affiliate of the trust company or from a syndicate or selling group that includes the trust company or an affiliate of the trust company.

Expands the investment authority of fiduciaries under the Probate Fiduciaries Law.

### **Bequests and transfers to adoptees**

Restricts bequests and other property transfers to persons adopted as adults unless such persons expressly are included in the instrument of transfer.



## **Sub. H.B. 522**

**Reps. Willamowski, Seitz, Reidelbach, Salerno, Schmidt, Setzer, Raga, Fessler, Gilb, Manning, Calvert, Coates, Patton, Womer Benjamin**

**Sens. Carnes, Harris**

**Effective date: Emergency, December 9, 2002; certain provisions effective January 1, 2003**

### **Fiduciaries**

Eliminates certain provisions of the Fiduciary Law and modifies the Probate Fiduciary Law to adopt the Uniform Principal and Income Act of 1997, which provides standards for administering funds of a trust and circumstances and applicable accounting rules for allocations to or disbursements from income or principal of a trust.

Specifies provisions relating to the liability of a trustee for making adjustments between income and principal of a trust.

Eliminates provisions of the Probate Fiduciary Law relating to the determination of principal and income of a probate trust and the charging of expenses and distributions from income of probate trusts.

Provides for application to existing trusts and estates.

**Bond law modifications**

Modifies state bond law concerning obligations issued for local government infrastructure projects.



**Am. S.B. 93**

**Sens. Coughlin, Nein, Harris, Randy Gardner**

**Reps. Young, Buehrer, Reidelbach, Williams, Flowers, Hagan, Cates, Willamowski, Setzer, Barrett, Perry, Cirelli, Hoops**

**Effective date: August 29, 2002**

Exempts wages of \$50 or less from the Unclaimed Funds Law.



**Am. Sub. S.B. 138**

**Sens. Nein, Espy, Harris, Jacobson, White, Spada**

**Reps. G. Smith, Wolpert, Stapleton, Flowers, Schmidt, Coates, Schaffer, Seitz, Sferra, Niehaus, Olman**

**Effective date: June 18, 2002**

Sets forth circumstances under which the Department of Insurance and the Divisions of Financial Institutions and Securities in the Department of Commerce may share confidential documents and information with, and receive confidential documents and information from, other specified regulators and officials or otherwise disclose such documents and information.

Modifies the Securities Law with respect to investment advisers, applications for securities dealers' licenses, license renewals and fees, parity rules, notice filings, and consent to service of process.



## HEALTH

### Sub. H.B. 150

- Reps.** Schuring, Hollister, Kearns, Womer Benjamin, Willamowski, Goodman, Boccieri, D. Miller, Redfern, Carmichael, Cirelli, S. Smith, Metelsky, Ford, DePiero, Barrett, Allen, Woodard, Ogg, Barnes, Britton, Young, Patton, Sullivan, R. Miller, Jolivette, Fessler, Evans, Hagan, Strahorn, Peterson, Kilbane, Metzger, Seitz, Flannery, Coates, Schmidt, White, Setzer, Sykes, Latell, Rhine, Widowfield, G. Smith, Lendrum, Olman, Krupinski, Clancy, Key, Niehaus, Hoops, Salerno, Wilson, Faber, Driehaus, Oakar, Beatty, Jones
- Sens.** Wachtmann, Amstutz, Armbruster, Austria, Blessing, Brady, Carnes, Coughlin, DiDonato, Espy, Finan, Fingerhut, Furney, Randy Gardner, Robert Gardner, Goodman, Hagan, Harris, Herington, Hottinger, Jacobson, Jordan, Mallory, Mead, Mumper, Nein, Oelslager, Prentiss, Roberts, Ryan, Shoemaker, Spada, White

**Effective date: August 1, 2002**

Replaces the previous newborn hearing screening program with a statewide hearing screening, tracking, and early intervention program to identify newborn and infant hearing impairment.

Requires that the program include a hearing screening of each infant or newborn born in a hospital or freestanding birthing center before discharge unless the newborn or infant is transferred to another hospital.

Requires the program to provide for a hearing screening when medically appropriate for an infant or newborn who is transferred from the hospital or birthing center in which birth occurred.

Requires that the newborn hearing screening use a physiologic test that incorporates the methods specified in rules adopted by the Public Health Council.

Expands the membership of the Infant Hearing Subcommittee of the Medically Handicapped Children's Medical Advisory Council, and expands its duties consistent with the program that the act establishes.

Requires the Subcommittee to collect information on newborn hearing screening and issue an annual report and the Department of Health to provide support in compiling the reports.



Requires the Public Health Council to adopt rules governing the program no later than six months after the act's effective date.

Provides that by June 30, 2004, each hospital and freestanding birthing center must administer the hearing screenings unless granted an extension.

Requires sickness and accident insurance policies and employee benefit plans that provide family coverage to include up to \$75 for hearing screenings as part of the \$500 in child health supervision services that they are required to cover for children from birth to age one.



## **Sub. H.B. 221**

**Reps. Schuring, Jolivette, Hollister, Hagan, Cates, D. Miller, Calvert, Hartnett, Patton, Seitz, Britton, Willamowski, Otterman, Ogg, Perry, Allen, Collier, DePiero, Webster, Jones, Boccieri, Schaffer, Redfern, Damschroder, Metelsky, Coates, Aslanides, Lendrum, Kearns, Raga, Kilbane, Mason, Cirelli, Beatty, Williams, Schneider, Flowers, Buehrer, Metzger, Niehaus, Carey, Rhine, Flannery, Barrett, Sulzer, Krupinski, Carano, Key, Latta, Carmichael, Strahorn, Hoops, Stapleton, Fedor, DeBose, Clancy, Driehaus, Manning, Peterson, Core, G. Smith, Reidelbach, Faber, Widowfield, Hughes, McGregor, Young, Olman, Brown, Oakar, Sykes, Wolpert, Salerno, Setzer, Womer Benjamin, Roman, Woodard**

**Sens. Prentiss, Wachtmann, Randy Gardner, Nein, Mead, Amstutz, Spada, White, Harris, Robert Gardner, Austria, Jacobson**

**Effective date: April 7, 2003; certain provisions effective April 7, 2004**

Requires the State Board of Pharmacy to establish a drug repository program for the collection and redistribution of unadulterated prescription drugs in their original sealed and tamper-evident unit dose packaging.

Permits the program to receive drugs from any individual or private entity, including a drug manufacturer or health care facility, provided that the drugs are donated at a pharmacy, hospital, or nonprofit clinic that has elected to participate in the program and meets certain eligibility requirements established in rules.

Provides that drugs donated to the program may be distributed to Ohio residents who meet eligibility standards based on economic need established by rules.

Prohibits the resale of drugs donated to the repository program.

In general, grants program participants immunity from criminal and civil liability and professional discipline for matters related to donating, accepting, or dispensing drugs under the program.



## **Sub. H.B. 248**

**Reps. Williams, Schaffer, Kearns, Barrett, Otterman, R. Miller, Lendrum, Rhine, G. Smith, Jones, D. Miller, Allen, Hollister, Ford, Roman, Jolivette, Seitz, Gilb, Kilbane, Patton, McGregor, Aslanides, Schneider, S. Smith, Cirelli, Schmidt, Cates, Redfern, Niehaus, Coates, Latell, Sulzer, Ogg, Distel, Britton, Young, Brinkman, Flowers, Flannery, Beatty, Fedor, Driehaus, Clancy, Setzer, Perry, Reidelbach, Buehrer, Widowfield, Woodard**

**Sens. Hagan, Fingerhut, Prentiss, Wachtmann, DiDonato, Jordan, Mead**

**Effective date: April 7, 2003**

### **Lead poisoning prevention activities and licensing of lead hazard control professionals**

Requires that each child at risk of lead poisoning undergo a blood lead screening test.

Modifies the activities to be conducted as part of the Child Lead Poisoning Prevention Program operated by the Department of Health.

Creates an advisory council to assist in the development and implementation of the Child Lead Poisoning Prevention Program.

Establishes requirements for investigation and risk assessment of a residential unit, child day-care facility, or school that may be the source of a child's lead poisoning.

Provides for the issuance of a lead hazard control order if the results of a risk assessment indicate that a lead hazard in the property is contributing to a child's lead poisoning.

Provides that a residential unit, child day-care facility, or school constructed before 1950 is legally presumed not to contain a lead hazard and not to be the source of an individual's lead poisoning if the property owner or manager implements preventive treatments, which include the performance of essential maintenance practices.

Specifies procedures for the performance of essential maintenance practices, and requires a person who engages in the essential maintenance practices to complete a training program.



Requires training programs in essential maintenance practices to be approved by the Director of Health, and limits the length of the programs to not more than six hours.

Allows a person who has completed a training program in lead-safe renovation to represent to the public that the person's services for the general improvement of an existing structure are being offered by a lead-safe renovator.

Establishes requirements for approval of lead-safe renovation training programs.

Prohibits a person from using lead-safe renovation instead of a lead abatement on a property at which a lead-poisoned child has been identified.

Requires the Ohio School Facilities Commission to consider the health of students and staff in its review of construction projects and to include standards in its project approval process for lead safety in classroom facilities constructed before 1978.

Requires charter schools to agree contractually to comply with the laws governing the control of lead hazards.

Requires the Director of Health, in consultation with the State Historic Preservation Officer, to develop recommendations for controlling lead hazards that take into consideration the historic nature of property.

Specifies that the requirement to be licensed as a lead abatement professional applies when the activities being performed are designed for the single purpose of permanently eliminating lead hazards, and specifies that "permanent" means an expected design life of not less than 20 years.

Prohibits persons from not complying with federal regulations when implementing interim controls, which are measures designed to temporarily reduce human exposure to lead hazards.

Establishes licensing requirements for clearance technicians, a category of professionals who perform examinations to determine whether lead hazards have been sufficiently controlled in projects other than lead abatement.

Requires the Director of Health to establish a program to monitor and audit the quality of work of lead hazard control professionals, and permits the Director to refer improper work discovered to the Attorney General for appropriate action.

Requires lead abatement contractors to ensure that all persons involved in an abatement project follow federal standards for worker protection.

Permits the Director to issue an immediate cease work order if a license holder's activities endanger the health or well-being of certain persons.

Requires applicants for licensure as lead hazard control professionals to provide their Social Security numbers.

Permits a board of health to request the commencement of criminal prosecutions for violations of the laws on licensure of lead hazard control professionals.

Requires the Public Health Council to adopt rules governing lead hazard control personnel licensure, lead poisoning prevention, and other lead hazard control measures.

**Wellness block grant and child abuse and neglect prevention**

Eliminates the Children's Trust Fund Board's involvement in the Wellness Block Grant Program.

Makes the Department of Job and Family Services (DJFS) the administrative agent of the Wellness Block Grant Program.

Requires that the Children's Trust Fund Board allocate funds, rather than make a block grant, to each county and multi-county child abuse and child neglect prevention advisory board for child abuse and child neglect prevention programs.

Requires the Children's Trust Fund Board also to allocate funds for child abuse and child neglect prevention programs to entities other than the advisory boards.

Requires an advisory board to provide effective public notice to potential applicants about the availability of funds from the Children's Trust Fund.

Requires an advisory board to review applications for grants from the Children's Trust Fund using criteria that the Children's Trust Fund Board, rather than the advisory board, specifies.

Requires that each recipient of a Children's Trust Fund grant from an advisory board include in an annual report information that the Children's Trust Fund Board, rather than the advisory board, requires.

Requires a returned Children's Trust Fund grant to be returned to the State Treasurer if an advisory board does not redistribute the grant within the state fiscal year in which it is received.

Requires that five of the eight public members of the Children's Trust Fund Board be residents of different metropolitan statistical areas.

Changes the manner in which the chairperson of the Children's Trust Fund Board is to be appointed, and requires the vice-chair to be selected biennially from among its nonlegislative members.

Includes social workers with counselors among the groups and entities that may be represented on a county or multi-county child abuse and child neglect prevention advisory board.

Prohibits a child abuse and child neglect prevention advisory board member from participating in the development of the advisory board's comprehensive allocation plan if the member's judgment could be affected by a conflict of interest.



### **Am. Sub. H.B. 474**

**Reps.** Kearns, Collier, Womer Benjamin, Reidelbach, Brinkman, Schneider, Gilb, Seaver, Schmidt, Faber, Raga, Seitz, Roman, Aslanides, Clancy, Distel, Hoops, Sulzer, Callender, Setzer, Jerse, Young, Wolpert, Krupinski, Willamowski, Metzger, Latta, Hagan, Boccieri, Schaffer, Flannery, Williams, Carey, White, Kilbane, Fessler, Driehaus, Grendell, Flowers, Core, Schuring, Niehaus, McGregor, Buehrer, Husted, Barrett, Fedor, Carano, Coates, Hollister, Reinhard, G. Smith, Britton, Blasdel, Stapleton, Wilson, Carmichael, Allen, Sullivan, Jolivette, Trakas, Hughes, Hartnett, Peterson, Perry, Ogg, DeWine, Widowfield, Oakar, Brown

**Sens.** Jordan, Fingerhut, Jacobson, Wachtmann, Randy Gardner, Amstutz, Austria, Blessing, Cames, Robert Gardner, Harris, Hottinger, Mumper, Oelslager, Spada, Espy

**Effective date:** March 24, 2003

Declares assisted suicide to be against the public policy of the state.

Establishes a court action to obtain an injunction against assisting suicide.

Authorizes the Board of Nursing, State Medical Board, and Ohio Respiratory Care Board to take disciplinary action against an individual whose professional practice is regulated by one of those boards if the individual assists a suicide.

Establishes the Compassionate Care Task Force to: (1) study and make recommendations concerning issues surrounding the treatment and care of persons with terminal illness or severe chronic pain, and (2) monitor and report on the implementation of its recommendations.



## Sub. S.B. 121

**Sens.** Blessing, Fingerhut, Hagan, Robert Gardner, Mallory, Oelslager, Roberts, Brady, Mumper, Mead, Prentiss, Spada

**Reps.** D. Miller, Cirelli, Mason, R. Miller, Gilb, Schuring, S. Smith, Kilbane, Raga, Kearns, Hughes, Carmichael, Flowers, G. Smith, Redfern, Widowfield, Oakar, Latell, Krupinski, Rhine, Brown, Boccieri, Ogg, Flannery, Woodard, Womer Benjamin, Barrett, Coates, Schaffer, Reidelbach, Seaver, Latta, Hagan, Evans, Niehaus, Hollister, Clancy, Sulzer, Sullivan, Metzger, Perry, Schmidt, Key, DeBose, Allen, Patton, Otterman, Britton, Driehaus, Distel, Calvert, Aslanides, Seitz, Koziura

**Effective date:** March 19, 2003

### **Newborn Screenings**

Requires the Director of Health to adopt rules specifying the disorders for which screenings of newborn children must be conducted.

Creates the Newborn Screening Advisory Council to advise the Director, and includes the Council in the process that the Director uses to adopt rules specifying the disorders for which newborn screenings must be conducted.

Requires the Director to select a laboratory to perform newborn screenings if the laboratory maintained by the Department of Health is unable to perform screenings for all of the disorders specified by the Director.

Clarifies the distinction between fees collected for laboratory services in the performance of newborn screenings and the fee collected for use in funding programs for individuals with genetic disorders.

### **Wellness Block Grant Program**

Eliminates the Children's Trust Fund Board's involvement in the Wellness Block Grant Program.

Makes the Department of Job and Family Services the administrative agent of the Wellness Block Grant Program.

### **Child abuse and neglect prevention programs**

Requires that the Children's Trust Fund Board allocate funds, rather than make a block grant, to each county and multi-county child abuse and child neglect prevention advisory board for child abuse and child neglect prevention programs.



Requires the Children's Trust Fund Board to also allocate funds for child abuse and child neglect prevention programs to entities other than the advisory boards.

Requires an advisory board to provide effective public notice to potential applicants about the availability of funds from the Children's Trust Fund.

Requires an advisory board to review applications for grants from the Children's Trust Fund using criteria that the Children's Trust Fund Board, rather than the advisory board, specifies.

Requires that each recipient of a Children's Trust Fund grant from an advisory board include in an annual report information that the Children's Trust Fund Board, rather than the advisory board, requires.

Requires a returned Children's Trust Fund grant to be returned to the State Treasurer if an advisory board does not redistribute the grant within the state fiscal year in which it is received.

Requires that five of the eight public members of the Children's Trust Fund Board be residents of different metropolitan statistical areas.

Changes the manner in which the chairperson of the Children's Trust Fund Board is to be appointed, and requires the vice-chair to be selected biennially from among its nonlegislative members.

Includes social workers with counselors among the groups and entities that may be represented on a county or multi-county child abuse and child neglect prevention advisory board.

Prohibits a child abuse and child neglect prevention advisory board member from participating in the development of the advisory board's comprehensive allocation plan if the member's judgment could be affected by a conflict of interest.

### **Sickle Cell Anemia Awareness Month**

Designates September "Sickle Cell Anemia Awareness Month."



## **Sub. S.B. 124**

**Sens. Jordan, Amstutz, Austria, DiDonato, Randy Gardner, Harris, Hottinger, Jacobson, Spada, Wachtmann, Ryan**



**Reps. Jolivette, Gilb, Schuring, Kearns, Roman, McGregor, Raga, Patton, Seitz, Kilbane, Beatty, Hartnett, Schmidt, Faber, Brinkman, Trakas, Setzer, D. Miller, Seaver, Coates, Schneider, Niehaus, Flowers, Distel, Carano, Allen, Sferra, Clancy, Young, Buehrer, Reidelbach, Schaffer, Hughes, Hoops, Rhine, G. Smith**

**Effective date: September 17, 2002; certain provisions effective November 3, 2002**

Requires the imposition of one or more sanctions, including civil penalties, for operating any of the following health care facilities without a license: ambulatory surgical facility, freestanding dialysis center, freestanding inpatient rehabilitation facility, freestanding birthing center, freestanding radiation therapy center, or freestanding or mobile diagnostic imaging center.

Authorizes the Director of Health to impose one or more sanctions against a licensed health care facility for failure to comply with statutory requirements or administrative rules establishing quality standards.

Requires an ambulatory surgical facility to require each physician who practices at the facility to comply with all statutes related to obtaining informed consent from a patient.

Creates an immunity for ambulatory surgical facilities from liability for a physician's failure to obtain informed consent from a patient unless the physician is an employee of the ambulatory surgical facility.

Specifies procedures that a hospital must follow in applying to the American College of Surgeons for verification or reverification as a trauma center.

Provides that a hospital may operate as a trauma center under provisional status in the following circumstances: (1) after it properly applies for verification or reverification, (2) until the final results of its reverification are received if its application was submitted within one year before the verification ceased, and (3) if the process of applying for verification or reverification was initiated on or before May 20, 2002.

Specifies the period of time during which a trauma center may operate under provisional status.

Requires a hospital to provide prompt written notice of its status as a trauma center or provisional trauma center to the Director of Health, the Emergency Medical Services Division in the Department of Public Safety, and the physicians and physician advisory boards serving the emergency medical services region.



## Sub. S.B. 191

- Sens.** Spada, White, Randy Gardner, Jacobson, Fingerhut, Prentiss, Armbruster, Austria, Blessing, Carnes, DiDonato, Finan, Hagan, Harris, Hottinger, Jordan, Mead, Mumper, Oelslager, Roberts, Shoemaker, Wachtmann, Herington, Robert Gardner, Ryan
- Reps.** D. Miller, Seitz, Kilbane, Gilb, Patton, Mason, Sullivan, McGregor, Fessler, Jolivet, S. Smith, Kearns, Schmidt, Raga, Hoops, Koziura, Cates, Core, Coates, Latell, Clancy, Carano, Collier, Reidelbach, Calvert, Buehrer, Hagan, Barrett, Flowers, Rhine, Krupinski, Niehaus, Distel, Wolpert, Otterman, Oakar, Beatty, Flannery, Bocchieri, Hartnett, Woodard, Allen, Key, DeBose, Setzer, Olman, Peterson

**Effective date:** March 31, 2003; certain provisions effective December 31, 2003

### MR/DD residential facility licensing

Provides for the periodic expiration of a license to operate a residential facility for persons with mental retardation and developmental disabilities (MR/DD residential facility).

Requires, except under certain circumstances, the Department of Mental Retardation and Developmental Disabilities (DMR/DD) to issue an initial MR/DD residential facility license for a period not exceeding one year and to issue a renewed license for a period not exceeding three years.

Requires DMR/DD to establish a program to provide public notice when actions have been initiated to revoke an MR/DD residential facility license, suspend admissions, place a monitor at the facility, or remove residents.

Specifies criteria to be considered by DMR/DD when selecting and administering the licensing sanction to be imposed on a residential facility.

Specifies procedures for an MR/DD residential facility to appeal an order suspending admissions to the facility when the order was issued without granting an opportunity for a hearing.

Provides for DMR/DD to conduct surveys, rather than inspections, of MR/DD residential facilities.

Requires DMR/DD to initiate disciplinary action against a DMR/DD employee who causes the notification of an unannounced survey rather than to suspend the employee for at least three days.



Provides that DMR/DD may issue an interim license to a qualified MR/DD residential facility when necessary to meet a temporary need.

Limits the renewal of interim licenses to not more than 150 days.

Removes a limitation on the information that DMR/DD may use to determine a residential facility's compliance with state law.

Requires DMR/DD to adopt rules establishing procedures for receipt, referral, investigation, and disposition of complaints relating to MR/DD residential facilities.

Eliminates a prohibition against the substance of a complaint being provided to a licensee before an inspection or investigation is commenced.

Requires an MR/DD residential facility to notify the owner of the building when there is a significant change in the identity of the facility's license holder or management contractor.

Requires the Director of DMR/DD to report on the implementation of the act's changes to the law governing licensure of MR/DD residential facilities.

#### **Health care services performed by MR/DD personnel**

Eliminates, nine months after the act's effective date, requirements that MR/DD boards and DMR/DD adopt policies on whether certain MR/DD workers will be authorized to administer oral and topical medications and perform delegated nursing tasks.

Grants MR/DD personnel authority to administer prescribed medications, perform specified health-related activities, and perform tube feedings when the personnel are not otherwise authorized by state law to engage in those activities.

Permits MR/DD personnel to act without nursing delegation when administering oral and topical medications and performing health-related activities in small MR/DD residential facilities with five or fewer resident beds and certain other community living arrangements.

Specifies the categories of individuals for whom MR/DD personnel, with nursing delegation, may administer insulin by injection and insulin pumps and administer medications through gastrostomy and jejunostomy tubes.

Requires DMR/DD to develop courses that train MR/DD personnel and courses that train registered nurses to provide training courses to MR/DD personnel.

Requires MR/DD personnel and registered nurses who have successfully completed the applicable training to receive certification from DMR/DD, except when the only individuals who are being served by MR/DD personnel are participants of a field trip sponsored by an MR/DD residential facility with 17 or more resident beds.

Requires DMR/DD to establish and maintain a registry of all MR/DD personnel and registered nurses who have been certified by DMR/DD.

Specifies the actions that MR/DD personnel may take when providing assistance to individuals in their self-administration of medication.

**Additional MR/DD provisions**

Expresses in statute the right of individuals with mental retardation and developmental disabilities to self-administer medication and receive assistance in the self-administration of medication.

Provides that an in-home care worker who performs certain health services under the authority granted by a family member must have a direct employment relationship with the family member and cannot have an employment relationship with any other person or government entity to provide services to individuals with mental retardation and developmental disabilities.

Expands the training that MR/DD boards must give to their employees and others who implement the adult protective services system for individuals with mental retardation and developmental disabilities.

Creates a time-limited MR/DD Consumer Information Advisory Council to develop recommendations on methods of providing consumer information about services available under the laws governing DMR/DD and MR/DD boards.



**Sub. S.B. 245**

**Sens. Wachtmann, Prentiss, Fingerhut, Jacobson, Hagan, Armbruster, Blessing, Brady, DiDonato, Harris, Oelslager, Spada**

**Reps. D. Miller, Aslanides, Kilbane, Seitz, Gilb, Fessler, McGregor, Sullivan, Raga, Kearns, Jolivette, Schuring, Patton, Hollister, Setzer, Buehrer, Hagan, Reidelbach, Damschroder, Perry, Manning, Flowers, Redfern, Coates, Latell, DeBose, Key, Peterson, Rhine, Woodard, Schneider, Carano, Otterman, Sferra, Womer Benjamin, Schaffer**

**Effective date: March 31, 2003; Sections 3 and 4 effective January 1, 2004**

Permits certain medical physical examinations required by the Revised Code to be performed by a person who is a physician assistant, clinical nurse specialist, certified nurse practitioner, or certified nurse-midwife.

Requires that any written documentation of the examination be completed by the person who performed it.



## HIGHWAYS AND TRANSPORTATION

### Sub. H.B. 70

**Reps.** Latell, D. Miller, Redfern, Hartnett, S. Smith, Perry, Metzger, Manning, Lendrum, Hagan, Sferra, Key, Damschroder, Oakar, Schneider, Grendell, Seaver, Sulzer, Ogg, Coates, Distel, Carano, Flowers, Seitz, Sullivan, Roman, Womer Benjamin, Niehaus, R. Miller, Hollister, Cirelli, Calvert, Barrett, Salerno, Wolpert, McGregor, Otterman, Cates, Krupinski, Flannery, Patton, Beatty, Latta

**Sens.** Carnes, Espy, DiDonato, Armbruster

**Effective date:** April 7, 2003

Includes in the capital improvement projects that are eligible for assistance under the Aid to Local Government Improvements Law (that are State Issue 2 Law) "appurtenances" to roads and bridges to enhance the safety of animal-drawn vehicles, pedestrians, and bicycles.

Specifies certain activities associated with those appurtenances that are specifically eligible for assistance.

Eliminates flood control systems as a category of capital improvement that is eligible for State Issue 2 assistance.



### Am. H.B. 122

**Reps.** Distel, Perry, Sferra, Oakar, Damschroder, Fessler, D. Miller, Wilson, Grendell, Sulzer, Coates, Carey, Jerse, Sullivan, Krupinski, Flannery, Ogg, Cirelli, Barrett, Webster, Manning, Latell, Hartnett, Barnes

**Sens.** Robert Gardner, Ryan, Fingerhut, Hagan

**Effective date:** June 18, 2002

Designates the viaduct spanning the Ashtabula River that is located in the city of Ashtabula and Ashtabula Township and is part of United States Route 20 the "Reverend Dr. Sam Wells, Jr., Memorial Viaduct," and permits the Director of Transportation to erect suitable markers on the viaduct indicating its name.

Designates the bridge spanning the Paddy Creek near the village of Proctorville in Lawrence County that is part of State Route 7 the "Judge Kenneth B. Ater Bridge," and permits the Director to erect suitable markers on the bridge or its approaches indicating its name.



## **H.B. 149**

**Reps. Redfern, Lendrum, Damschroder, Hagan, Reidelbach, Manning, Schaffer, Perry, Patton, Sferra, Schneider, Reinhard, Oakar, Flowers, D. Miller, Metelsky, DePiero, Krupinski, Coates, Callender, Wilson, Cates, Hartnett, Barrett, Schmidt, Sulzer, Seaver, Jones, Boccieri, Allen, Clancy, Sullivan, Seitz, Beatty, Distel, Webster, R. Miller, Strahorn, Olman, Carano, Ogg, Britton, Sykes, Roman, Latta, Kearns, Fessler, Fedor, Rhine, Woodard, Key, Cirelli, Otterman, Flannery, Buehrer, Willamowski**

**Sens. Randy Gardner, Robert Gardner, Armbruster, Harris, Wachtmann**

**Effective date: August 29, 2002**

Designates State Route 2, running in an easterly and westerly direction, commencing at the approach of the "Thomas A. Edison Memorial Bridge" and extending through Erie County only, the "Jackie Mayer Miss America Highway," and permits the Director of Transportation to erect suitable markers along the highway indicating its name.



## **H.B. 206**

**Reps. Krupinski, Wilson, Willamowski, Strahorn, Hartnett, Hoops, Seitz, Rhine, D. Miller, Cirelli, Flannery, Carey, Beatty, Fessler, Carano, Key, Fedor, Ford, Barrett, Jolivette, Metelsky, Stapleton, Sferra, Sullivan, DePiero, Jones, Patton, Distel, Jerse, Perry, Lendrum, Boccieri, Redfern, Woodard, Sulzer, Cates, Metzger, Damschroder, Manning, Oakar, Hollister, Coates, Schmidt, Allen, Salerno, Latell, Barnes**

**Sens. DiDonato, Carnes, Blessing, Oelslager, Austria**

**Effective date: March 24, 2003**

Designates State Route 7 from the intersection of that highway and Rush Run Road in Jefferson County to the boundary of Jefferson and Belmont Counties the "Bill

Mazeroski Highway," and permits the Director of Transportation to erect suitable markers along the highway indicating its name.



### **Am. H.B. 256**

- Reps.** Perry, Latta, Damschroder, Buehrer, Fedor, Ford, Gilb, Hoops, Olman, Redfern, Allen, Aslanides, Barnes, Barrett, Beatty, Boccieri, Britton, Calvert, Carano, Cates, Cirelli, Coates, Collier, DePiero, Distel, Driehaus, Evans, Flannery, Flowers, Hartnett, Hughes, Husted, Jerse, Jones, Key, Krupinski, Latell, Lendrum, Metelsky, D. Miller, R. Miller, Niehaus, Oakar, Ogg, Patton, Reidelbach, Rhine, Schaffer, Schneider, Seaver, Seitz, Sferra, S. Smith, Strahorn, Sullivan, Sulzer, Sykes, Widowfield, Willamowski, Wilson, Woodard, Metzger, Reinhard, Hagan, Manning, Otterman, Fessler, Kearns, Setzer, Schmidt, Trakas, Salerno, Clancy, Williams, Carey, G. Smith, Roman, Grendell, Stapleton, Young, Core, Faber, Carmichael, Womer Benjamin
- Sens.** Furney, Austria, Randy Gardner, Mead, Amstutz, Armbruster, Blessing, Brady, Carnes, Coughlin, DiDonato, Espy, Finan, Fingerhut, Robert Gardner, Goodman, Harris, Hagan, Herington, Hottinger, Jacobson, Jordan, Mallory, Mumper, Nein, Oelslager, Prentiss, Roberts, Ryan, Shoemaker, Spada, Wachtmann, White

**Effective date: October 24, 2002**

Designates a portion of Interstate 280 within Wood County the "Korean War Veterans' Memorial Highway," and permits the Director of Transportation to erect suitable markers on that portion of the highway indicating its name.



### **Sub. H.B. 322**

- Reps.** Wolpert, Wilson, Seitz, Evans, Allen, Collier, Webster, Goodman, Fessler, Hughes, Rhine, G. Smith, Reidelbach, Lendrum, Carano, Perry, Flowers, Willamowski, Grendell, Jones, Sulzer, Manning, Beatty, Buehrer, McGregor, Kearns, Carmichael, Latta, Niehaus, Ogg, Jolivette, Schmidt, Hagan, Otterman, Core, Schneider, Roman, Distel, Fedor, S. Smith, Latell, Patton, Reinhard, Coates, Barrett, Cirelli, Damschroder, Key, Salerno, Woodard
- Sens.** Goodman, Blessing, Randy Gardner, Austria

**Effective date: April 7, 2003**

Generally grants an owner, operator, or employee of a funeral home and an owner or operator of a funeral escort vehicle immunity from liability in damages in a civil action for injury, death, or loss to person or property that allegedly arises from the movement of a funeral procession if any of certain conditions apply.

Provides that the grant of immunity does not apply if the injury, death, or loss allegedly arose from the willful, wanton, or intentional acts or omissions of, or the negligent or reckless acts or omissions in the operation of a motor vehicle by, the owner, operator, or employee of a funeral home or the owner or operator of a funeral escort vehicle.

Modifies the prohibition against any person operating any vehicle as a part of a funeral procession without having its headlights lighted and without displaying a purple and white pennant in such a manner as to be clearly visible to traffic approaching from any direction by also allowing an orange and white pennant to be used.

Redefines "funeral procession" to mean two or more vehicles accompanying the cremated remains or the body of a deceased person in the daytime when each vehicle has its headlights lighted and is displaying a purple and white or an orange and white pennant attached to each vehicle in the funeral procession in such a manner as to be clearly visible to traffic approaching from any direction.



### **Am. Sub. H.B. 407**

**Reps. Buehrer, Seitz, White, Otterman, Sullivan, Redfern, Callender, Setzer, Seaver, Barrett, Carano, Woodard, Webster, Calvert, Hartnett, Fedor, Perry, Hagan, Olman, Latta, Schuring, Flowers, Hoops, Schneider, Ogg, Sferra, Niehaus, Distel, Strahorn, Lendrum, G. Smith, Key, Damschroder, Latell, Clancy, Salerno, Carmichael, Wolpert, Driehaus, Jolivette, Schmidt, Cirelli, Coates, Beatty, Sykes, Brown**

**Sens. Robert Gardner, Harris, Spada, Hottinger**

**Effective date: October 11, 2002**

Transfers jurisdiction over driver education courses conducted by school districts and educational service centers (ESCs) from the Department of Education to the Department of Public Safety.

Requires driver education courses conducted by districts and ESCs to meet the same standards for licensure as private driver training schools after December 31, 2003.

Prohibits awarding course credit for driver education courses conducted by districts and ESCs after December 31, 2003.

Requires all driver education courses to include dissemination of information through an electronic medium or a presentation and discussion on anatomical gifts and anatomical gift procedures.

Requires the Second Chance Trust Fund Advisory Committee to approve brochures, written materials, and electronic media used by driver training schools to provide information to students about anatomical gifts and gift procedures.

Requires driver training schools to distribute to students all approved brochures and written materials about anatomical gifts that are provided free of charge to the schools.

Prohibits the use of brochures, written materials, electronic media, or presentations that contain religious content about anatomical gifts in driver education courses conducted by districts and ESCs.

Permits students to opt out of instruction on anatomical gifts and gift procedures for religious reasons.

Transfers \$50,000 in FY 2003 from the Department of Education to the Department of Public Safety (DPS) to fund DPS's new oversight responsibilities.

Designates March as "Eye Donor Month in Ohio."

Prohibits the reporting of a student's name, address, and social security number to the Department of Education through the Education Management Information System.



## **Am. H.B. 409**

**Reps. Fessler, Manning, Perry, Hagan, Damschroder, Schaffer, Schneider, Reidelbach, Reinhard, Sferra, Oakar, Patton, Key, Lendrum, Latta, Clancy, Buehrer, Grendell, Olman, Willamowski, Cates, Peterson, Carmichael, Kearns, Schmidt, Faber, D. Miller, Wilson, Carey, Hartnett, Seitz, Britton, Wolpert, Flowers, Hughes, Husted, Coates, White, Krupinski, Rhine, McGregor, Williams, Latell, Seaver, Cirelli, DeWine, Carano, Otterman, Redfern, Trakas, Hoops, Aslanides, Barrett, Barnes, Collier, Hollister, Young, Calvert, Womer Benjamin, Salerno, S. Smith, Webster, Gilb, G. Smith, Beatty, Callender, Roman, Kilbane, Allen, Koziura, Stapleton, Jolivette, Flannery, DePiero, Jones**

**Sens. Wachtmann, Amstutz, Austria, Blessing, Coughlin, DiDonato, Finan, Fingerhut, Randy Gardner, Goodman, Harris, Hottinger, Jacobson, Jordan, Mallory, Mead, Mumper, Nein, Prentiss, Roberts, White, Armbruster, Brady, Carnes, Espy, Furney, Robert Gardner, Hagan, Oelslager, Shoemaker, Spada, Herington, Ryan**

**Effective date: April 7, 2003**

Designates State Route 571, running in an easterly and westerly direction within Miami County only, the "Robert E. Netzley Highway."

Permits the Director of Transportation to erect markers along the highway indicating its name, provided that sufficient private contributions are received by the Department of Transportation to pay all costs associated with the markers, and prohibits public money from being used to pay the costs associated with the markers.



## **H.B. 498**

**Reps. S. Smith, Brown, D. Miller, Barrett, Beatty, Redfern, Otterman, Jerse, Sferra, Distel, Driehaus, Flannery, Wilson, DePiero, Oakar, Kilbane, Koziura, G. Smith, Perry, Fedor, Faber, Collier, Jolivette, White, Webster, Damschroder, Fessler, Clancy, Sullivan, Calvert, Flowers, Olman, Cates, Kearns, Evans, Boccieri, Seaver, Metzger, Patton, Schaffer, Hagan, Sykes, Ogg, Hughes, Hartnett, R. Miller, Carano, Britton, Sulzer, Manning, McGregor, Grendell, Latta, Salerno, Krupinski, Seitz, Carmichael, Latell, Roman, Hollister, Young, Cirelli, Coates, Trakas, Carey**

**Sens. Prentiss, Austria, Blessing, Brady, Coughlin, DiDonato, Espy, Fingerhut, Randy Gardner, Robert Gardner, Goodman, Hagan, Harris, Hottinger, Amstutz, Armbruster, Carnes, Finan, Furney, Herington, Jacobson, Jordan, Mallory, Mead, Mumper, Nein, Oelslager, Roberts, Ryan, Shoemaker, Spada, Wachtmann, White**

**Effective date: March 19, 2003**

Designates Interstate 490, running in a westerly and easterly direction within the municipal corporation of Cleveland between the intersections of that highway and Interstate Highways 71 and 90 in the west and Interstate 77 in the east, the "Troy Lee James Highway," and permits the Director of Transportation to erect markers along the highway indicating the name.



## H.B. 527

- Reps.** Strahorn, Willamowski, Allen, Barrett, Britton, Carano, Cirelli, DeBose, Distel, Fedor, Hartnett, Key, Krupinski, Lendrum, McGregor, Otterman, Patton, Perry, Redfern, Seaver, Seitz, Rhine, R. Miller, Sykes, Oakar, Beatty, DePiero, Woodard, Brown, Damschroder, Schmidt, Manning, Coates, Sullivan, Schneider, White, Hollister, Carey, Ogg, Driehaus, Schaffer, D. Miller, Setzer, Latell, Latta, Flowers, Hagan, Carmichael, Trakas, Young, Koziura, Roman, Womer Benjamin, Flannery, Calvert, Salerno
- Sens.** Roberts, Austria, Blessing, Carnes, DiDonato, Goodman, Hagan, Harris, Hottinger, Jordan, Nein, Oelslager, Shoemaker, White, Prentiss, Amstutz, Armbruster, Coughlin, Finan, Randy Gardner, Robert Gardner, Jacobson, Mead, Mumper, Spada, Wachtmann, Brady, Espy, Fingerhut, Furney

**Effective date:** April 7, 2003

Designates the continuous portion of State Route 49, running in a northerly and then northwesterly direction, located within the municipal corporation of Trotwood and extending into the municipal corporation of Clayton, the "Joseph Guy LaPointe, Jr. Memorial Parkway," and permits the Director of Transportation to erect suitable markers upon the highway indicating its name.



## H.B. 580

- Reps.** Hughes, Damschroder, Allen, Beatty, Carano, Carey, Carmichael, Cates, Cirelli, Clancy, Core, D. Miller, Driehaus, Faber, Fessler, Gilb, Hartnett, Hollister, Husted, Jerse, Jolivette, Kearns, Kilbane, Latta, Lendrum, McGregor, Metzger, Olan, Patton, R. Miller, Redfern, Reidelbach, Reinhard, Rhine, Roman, Seaver, Willamowski, Wolpert, Flowers, Peterson, G. Smith, Ogg, DeWine, Hoops, Evans, Coates, Koziura, Latell, Perry, Hagan, Krupinski, Boccieri, Britton, Strahorn, Webster, Oakar, S. Smith
- Sens.** Mead, Carnes, Armbruster, Austria, Blessing, Espy, Harris, Jordan, Mumper, DiDonato

**Effective date:** April 7, 2003

Designates the portion of Interstate Route 270 running in a northerly and southerly direction within western Franklin County, between the Interstate Route 70 interchange and the Georgesville Road interchange, the "Trooper Frank G. Vazquez Memorial Highway."

Makes this designation notwithstanding the previous designation of another name for all of Interstate Route 270 by the Director of Transportation.

Permits the Director to erect markers along the highway indicating the name.



### **Am. S.B. 85**

**Sens.** Austria, Amstutz, Carnes, Fingerhut, Robert Gardner, Harris, Johnson, Mead, Mumper, Nein, Oelslager, White, Jordan, Hottinger, Spada, Prentiss

**Reps.** Damschroder, Schneider, Hagan, Key, Lendrum, Oakar, Carmichael, Buehrer, Rhine, Schmidt, Trakas, Latell, Schaffer, Hughes, McGregor, Faber, Latta, G. Smith, Salerno, Clancy, Reidelbach, Flowers, Wolpert, Roman, Gilb, Kearns, Fessler, Distel, Core, Reinhard, Grendell, Hoops, Cates, Allen, Coates, Carano, Seitz, Olman, Willamowski

**Effective date:** March 19, 2003

Designates a portion of State Route 72, from its intersection with Interstate 70 in Clark County to the boundary of Clark and Champaign Counties, the "Governor James A. Rhodes Memorial Highway," and permits the Director of Transportation to erect suitable markers along the highway indicating its name.



### **Am. Sub. S.B. 123**

**Sens.** Oelslager, Mead

**Reps.** Womer Benjamin, Willamowski, Seitz, Latta, Salerno, Buehrer, Schmidt, D. Miller, R. Miller, Otterman, S. Smith, Patton

**Effective date:** November 1, 2002; Sections 1 and 2 effective January 1, 2004

#### **SUSPENSIONS, DRIVING UNDER SUSPENSION, AND RELATED PROVISIONS**

##### **Reorganization, relocation, and classification of suspension provisions**

Creates a new chapter of the Revised Code (Chapter 4510.) governing both judicial and administrative suspensions of a driver's or commercial driver's license or permit or nonresident operating privilege (license suspensions), and reorganizes and

relocates to that Chapter preexisting procedures, prohibitions, and general provisions related to such suspensions.

Generally relocates provisions requiring the imposition of a judicial or administrative license suspension from R.C. sections containing consolidated suspension provisions governing numerous types of offenses and acts to the R.C. section that establishes the criminal prohibition or specifies the act for which the particular suspension is imposed, and generally retains any restrictions and criteria regarding a suspension so relocated.

Assigns most judicial license suspensions a numerical classification code ranging from Class 1 to Class 7, and assigns administrative license suspensions an alphabetical classification code ranging from Class A to Class F.

In making the assignment described above, generally provides for a resulting suspension that is similar in duration to the comparable suspension under former law.

Eliminates driver's license revocations and forfeitures, replaces them with license suspensions or cancellations, and makes conforming changes regarding the replacement.

#### **Limited driving privileges; immobilizing or disabling devices**

Expands the concept of occupational driving privileges that generally could be granted during the period of a license suspension by renaming the privileges "limited driving privileges" and specifying that, subject to the limitations described below, they may be granted for occupational, educational, vocational, or medical purposes, taking the driver's or commercial driver's license examination, attending court-ordered treatment, and, for juveniles, practicing driving in specified circumstances.

Allows a court to grant limited driving privileges for all judicial suspensions if not expressly prohibited by statute, allows a court to grant privileges for administrative suspensions only if expressly authorized by statute, and establishes criteria and procedures for the granting of the privileges.

Subject to certain exceptions described below: (1) requires a court that grants limited driving privileges to a person whose license is suspended for a conviction of operating a vehicle under the influence (OVI) (see below), for a conviction of driving while under an OVI suspension, or under the Vehicle Implied Consent Law to impose as a condition of the privileges that the vehicle used be equipped with restricted license plates, and (2) permits a court that grants limited driving privileges in other cases to require as a condition of the privileges that the vehicle used be equipped with an immobilizing or disabling device or with restricted license plates.

Except regarding certain license suspensions imposed for violating an ignition interlock order, retains limitations regarding certain license suspensions that: (1) prohibit a court from granting driving privileges to a person if the person has been convicted or adjudicated of having committed a specified number of offenses within a specified "look-back period," or (2) establish a "hard suspension" period during which the privileges cannot be granted, and changes the "look-back period" by reducing it from seven years to six years and, in one case, increasing it from five years to six years.

Relocates the provisions requiring a judicial suspension of a person's license for convictions or adjudications of specified violations of law committed before the person attains 18 years of age, renames the "occupational driving privileges" that could be granted to a person under such a suspension "limited driving privileges," permits the court to grant the privileges to a person whose license is suspended for two such violations rather than three such violations, expands the criteria for granting the privileges to also include a finding that the suspension seriously affects the person's ability to continue in educational training, vocational training, or treatment, permits the privileges to be granted for use before the person's 18th birthday, modifies the ban against a grant of the privileges for persons who have a specified number of violations during a specified "look-back period" by changing the "look-back period" from seven years to six years, and specifically permits a grant of the privileges to such a person to include the person's operation of a vehicle, under specified circumstances, to practice driving.

Reorganizes and relocates the law regarding ignition interlock devices that a court orders an offender to use as a condition of limited driving privileges, expands that law to allow the use of any "immobilizing and disabling device" as defined in the act, generally retains the continuing provisions that require the Director of Public Safety to approve an immobilizing or disabling device before a court may order its use, but permits a court to order the use of a "prototype device," defined as a testing device to monitor limited driving privileges that has not yet been approved by the Director, and relocates and clarifies the previously enacted prohibitions related to the use of an immobilizing or disabling device and to tampering with or circumventing its operation.

Provides exceptions under provisions otherwise requiring the use of restricted license plates or immobilizing or disabling devices as a condition of limited driving privileges for vehicles to be driven under the privileges that are owned by an employer or are out-of-state vehicles.

### **Reinstatement**

Permits a municipal or county court that determines in a pending case that an offender cannot reasonably pay reinstatement fees due and owing by the offender relative to a license suspension that has been or will be imposed in the case to: (1) establish a reasonable payment plan for the offender of not less than \$50 per month, or (2) in certain

circumstances, permit the offender to operate a motor vehicle until a future date upon which all reinstatement fees must be paid in full, not exceeding 180 days, with the operating privileges being solely for the purpose of permitting the offender occupational or family necessity privileges to reasonably acquire the delinquent reinstatement fees.

Replaces the former prohibition that constituted the offense of "driving without paying a license reinstatement fee" with an expanded prohibition that applies regarding any type of license suspension, and designates a violation of the expanded prohibition the offense of "failure to reinstate a suspended license."

Modifies previously enacted provisions regarding the requirement that a person whose license has been suspended under a specified provision or who has been granted limited driving privileges successfully complete a remedial driving course as a condition for the return of driving privileges after the suspension ends, and enacts a new provision that authorizes a court to require a person to complete a remedial driving course as a condition for the return of full driving privileges after the end of a suspension imposed by the court.

Permits a person whose license has been suspended for life under a Class 1 suspension or as otherwise provided by law, or for a period in excess of 15 years under a Class 2 suspension, to request the sentencing court to modify or terminate the suspension, specifies that such a motion may be heard only once, and provides procedures for the determination of such a motion.

**Operating motor vehicle without valid license or while under suspension, Financial Responsibility Law, and related provisions**

Relocates prohibitions regarding the operation of a motor vehicle or a motorcycle without a valid license, designates a violation of either prohibition the offense of "operating a motor vehicle without a valid license," and establishes a graduated penalty for the offense based on the length of time for which the license was expired and the number of prior convictions.

Consolidates in one R.C. section the offense of "driving under OMVI suspension or revocation" and the prohibition against operating a vehicle while under a Vehicle Implied Consent Law or an R.C. 4511.196 suspension, relocates the consolidated offense and renames it "driving under OVI suspension," expands and modifies some of its elements, extends to six years the "look-back period" used in determining the sentence for the offense, enacts a new sentencing structure for the offense, and specifies that the vehicle immobilization, impoundment, and forfeiture provisions for the offense apply only if the involved vehicle is registered in the offender's name.

Modifies the civil penalties that apply when a person operates a motor vehicle without proof of financial responsibility, including the license suspensions, modifies

other provisions and procedures related to the violation, including the authority to grant limited driving privileges to a person under a license suspension for the violation, modifies or removes certain vehicle registration provisions regarding proof of financial responsibility, and modifies the length of time for which proof of financial responsibility must be maintained in specified circumstances.

Relocates the offense of "driving under financial responsibility law suspension or revocation" and renames it "driving under financial responsibility law suspension or cancellation," requires, instead of authorizes, a judicial license suspension for the offense, and modifies the circumstances in which the vehicle impoundment, immobilization, and forfeiture provisions apply to the vehicle used in the offense.

Consolidates and relocates the prohibition against operating a vehicle during a suspension imposed other than under the Financial Responsibility Law and the prohibition against operating a vehicle in violation of a license restriction, includes within the offense an exception for a person who is granted limited driving privileges and is operating the vehicle in accordance with the terms of the privileges, renames the offense "driving under suspension or in violation of a license restriction," and expands the penalty for the offense to also require, depending on the number of prior convictions, either the immobilization and impoundment, or the forfeiture, of the vehicle used in the offense if it is registered in the offender's name.

Relocates the pretrial vehicle seizure and retention provisions that apply when a person is arrested for the act's offense of "driving under OVI suspension," for driving under a financial responsibility law suspension, for the act's offense of "wrongful entrustment," or for violating a substantially equivalent municipal ordinance, modifies them to conform to the changes that it makes in the penalties for those offenses regarding vehicle impoundment, immobilization, and forfeiture, and adds a new option that applies to the court in specified circumstances upon final disposition of the charge that was the basis of the seizure.

### "Points" suspensions

Relocates and reorganizes, and generally continues without major change, the law governing suspensions for the accumulation of "points" against a person's driving record.

Revises the assessment of points for speed limit violations under state or municipal law by assessing four points when the speed exceeds the lawful speed limit by 30 miles per hour or more, two points when the speed exceeds the lawful speed limit of 55 miles per hour or more by more than ten miles per hour, two points when the speed exceeds the lawful speed limit of less than 55 miles per hour by more than five miles per hour, and zero points when the speed does not exceed those specified amounts.

Modifies the law governing a person's receipt of deductions of points from the person's driving record for completing remedial driving courses.

Eliminates a provision that required the Registrar of Motor Vehicles to require a person with seven points against the person's license to take the driver's exam, a physical exam, or both.

### **Miscellaneous suspension provisions**

Makes numerous miscellaneous changes regarding license suspensions, including changes: (1) eliminating a mandatory suspended jail sentence for certain offenses for which a license suspension is required if imprisonment was not imposed for the offense, (2) regarding the period of time during which a judge may not suspend a license suspension imposed for a violation, (3) regarding orders requiring the use of "ignition interlock devices" (renamed "immobilizing or disabling devices"), (4) regarding the destruction by the Registrar of the license of a person when it was suspended for state OVI or state OVUAC or under the Vehicle Implied Consent Law and the reissuance of the license, and (5) regarding suspensions for drug offenses under federal law or in another state or for drunk driving-type offenses in another state and limited driving privileges under the latter type of suspensions.

Repeals the former license suspensions required for persons convicted of causing the death of another as the proximate result of operating a motor vehicle while eluding or fleeing a police officer and for persons convicted of willfully eluding or fleeing a police officer, and, instead, establishes a graduated scale of license suspensions for the offense of "failure to comply with an order or signal of a police officer."

Requires a judicial license suspension for persons convicted of certain tobacco tax violations under R.C. 5743.60, in addition to the administrative license suspensions previously required for persons so convicted.

Combines, relocates, and expands certain "emergency circumstance" affirmative defenses available in prosecutions brought for violations of certain prohibitions against driving while under a license suspension.

Consolidates in one R.C. section the provisions that require a judicial license suspension for a person convicted of a municipal ordinance violation that is substantially equivalent to aggravated vehicular homicide, vehicular homicide, or vehicular manslaughter, and applies those provisions to municipal ordinance violations that are substantially equivalent to the state offense of soliciting another to engage in sexual activity for hire or substantially equivalent to state OVI or state OVUAC.

Repeals provisions requiring the return of a judicially suspended or revoked license to the person when the suspension or revocation was stayed pending an appeal, except as they apply to state OVI and state OVUAC.

Eliminates the specific authority for a court to impose a license suspension on a person who violated a requirement or prohibition of the court concerning occupational driving privileges or a condition of probation granted for an OMVI or OMVUAC violation, but enacts a related provision, described above, regarding the offense of "driving under suspension or in violation of a license restriction."

Eliminates the judicial license suspension formerly required, in general, for any crime punishable as a felony under the Ohio motor vehicle laws or any other felony in the commission of which a motor vehicle was used.

In the provision that requires the Registrar to require a person who has a license to take the driver's exam, a physical exam, or both if the Registrar has good cause to believe that the person is incompetent or otherwise not qualified to be licensed, changes from five days to 30 days the amount of prior notice of the requirement that the Registrar must send to the person.

## **OVI, OVUAC, AND RELATED OFFENSES**

### **Prohibitions and penalties**

Designates the offense under state law formerly referred to as OMVI instead the offense of "operating a vehicle under the influence of alcohol, a drug of abuse, or a combination of them" (state OVI) and adds two additional prohibitions to the offense that prohibit a person from operating a vehicle, streetcar, or trackless trolley in Ohio if the person: (1) has a concentration of .12 of 1% or more, but less than .204 of 1% by weight per unit volume of alcohol in the person's blood serum or plasma, or (2) has a concentration of .204 of 1% or more by weight per unit volume of alcohol in the person's blood serum or plasma.

Relocates to the R.C. section that contains the offense of state OVI the penalty provisions that apply to the offense, generally retains the penalties under those provisions, provides that the vehicle immobilization and impoundment sanctions and the vehicle forfeiture sanctions for the offense apply only if the vehicle involved in the offense is registered in the offender's name, conforms the driver's license suspension sanctions to other provisions of the act that consolidate license suspension laws and permits limited driving privileges in accordance with those other provisions, makes certain other changes in the penalties for the offense, and simplifies and consolidates the penalty provisions for the offense.

Renames the offense under state law formerly named "operating a motor vehicle after underage alcohol consumption" (state OMVUAC) the offense of "operating a vehicle after underage alcohol consumption" (state OVUAC), and adds an additional prohibition to the offense that prohibits a person under 21 years of age from operating a vehicle, streetcar, or trackless trolley in Ohio if the person has a concentration of .03 of 1%, but less than .12 of 1% by weight per unit volume of alcohol in the person's blood serum or plasma.

Relocates to the R.C. section that contains the offense of state OVUAC the penalty provisions that apply to the offense, generally retains the penalties under those provisions, conforms the driver's license suspension sanctions to other provisions of the act that consolidate driver's license suspension laws, makes certain other changes in the penalties for the offense, and simplifies and consolidates the penalty provisions for the offense.

### **Definitions**

Defines the term "operate," for purposes of the Traffic Laws, including state OVI and state OVUAC, as "to cause or have caused movement of a vehicle, streetcar, or trackless trolley on any public or private property used by the public for purposes of vehicular travel or parking."

Defines the terms "equivalent offense," "municipal OVI ordinance," and "municipal OVI offense" for purposes of state OVI, state OVUAC, and other provisions of the Traffic Laws.

Clarifies that the definition of "vehicle" in the Traffic Laws includes bicycles moved by human power.

### **Procedures**

Revises the procedures relative to the taking of a chemical test under the state's Vehicle Implied Consent Law and to the use of chemical tests in a court proceeding for an OVI or OVUAC violation or another specified violation, permits the use in the proceedings of certified lab reports as *prima facie* proof of their contents unless the accused person objects, specifies that the qualified immunity from civil liability for medical personnel who withdraw blood and for any medical facility at which it is withdrawn is not available if the person engages in willful or wanton misconduct, and extends that immunity to also cover phlebotomists.

Prohibits a court from sentencing an offender to an alcohol treatment program for a state OVI or state OVUAC conviction unless the program complies with minimum standards for such programs.

Requires an offender who stays in a drivers' intervention program or in an alcohol treatment program under an order issued as part of a sentence for state OVI or state OVUAC to pay the cost of the stay in the program unless the court determines that the offender is unable to pay the cost, in which case the court may order that the cost be paid from the court's indigent drivers' alcohol treatment fund.

Specifies that: (1) the Ohio Traffic Rules in effect on the act's effective date do not apply to felony state OVI violations, (2) except as described in item (3), the Rules of Criminal Procedure apply to felony state OVI violations, and (3) if, on or after the act's effective date, the Supreme Court modifies the Traffic Rules to provide procedures to govern felony state OVI violations, the modified Traffic Rules will apply to felony state OVI violations.

Specifies that the vehicle immobilization, impoundment, and forfeiture provisions that apply regarding repeat convictions of state OVI, municipal OVI, and driving under suspension, and to convictions of the offense that it renames "wrongful entrustment of a motor vehicle" (see ***Related offenses***," below), apply regarding a vehicle used in the offense only if the vehicle is registered in the offender's name, and, related to this, repeals the "innocent owner" exception to the provisions.

Conforms the pretrial seizure and retention provisions that apply in certain cases when a person is arrested for state OVI or municipal OVI to the changes described above, specifies that, if a vehicle is seized under those provisions and the impoundment of the vehicle was not authorized under those provisions as amended by the act, the court must order that the vehicle and its license plates be returned immediately to the arrested person or the vehicle owner, if different, and order that the state or a political subdivision served by the law enforcement officer who seized the vehicle pay all expenses and charges incurred in its removal and storage, and makes other modifications to those provisions.

Modifies some of the criteria and procedures regarding application of the state's Vehicle Implied Consent Law, including the advice that must be given to a person and the duties of arresting officers under that Law, modifies the appeal procedures relative to a license suspension under that Law, conforms the license suspension provisions under that Law to other provisions of the act that consolidate license suspension laws, revises the authority to grant driving privileges during a suspension under that Law, simplifies some of the procedures that pertain to that Law, and relocates much of the substance of that Law from former R.C. 4511.191 into several other R.C. sections.

Extends the state's Vehicle Implied Consent Law to also apply to a person arrested for the new offense of "having physical control of a vehicle while under the influence" that the act creates (see ***Related offenses***," below).

Extends the time at which a judge, magistrate, or mayor may impose a suspension under R.C. 4511.196 on a person accused of state OVI, state OVUAC, or a municipal

OVI offense and whose driving will be a threat to public safety from the time of the person's initial appearance to any time prior to the adjudication on the merits of the charge resulting from the person's arrest, and extends the entire provision to also apply to a person accused of the new offense of "having physical control of a vehicle while under the influence" that the act creates (see "Related offenses," below).

### Related offenses

Enacts the offense of "having physical control of a vehicle while under the influence," which prohibits a person from being in physical control of a vehicle, streetcar, or trackless trolley while under the influence of alcohol, a drug of abuse, or a combination of them or while the person's whole blood, blood serum or plasma, breath, or urine contains at least the concentration of alcohol prohibited under state OVI, extends the state's Vehicle Implied Consent Law and the R.C. 4511.196 suspension to a person arrested for the new offense, extends the state's license reinstatement provisions, including the provisions imposing a \$425 fee, to a person whose license is suspended for a conviction of the new offense, and defines "physical control" for purposes of the new offense as being in the driver's position of the front seat of a vehicle or in the driver's position of a streetcar or trackless trolley and having possession of the vehicle's, streetcar's, or trackless trolley's ignition key or other ignition device.

Modifies the elements of and penalties for the former offense of "permitting the operation of a vehicle by a person with no legal right to operate a vehicle," relocates the offense and renames it "wrongful entrustment of a motor vehicle," specifies circumstances in which it is *prima facie* evidence that a person knows or should know that a motor vehicle owned by or under the control of the person was operated in a manner to commit the offense, provides an exclusion from the offense for motor vehicle rental dealers and leasing dealers, modifies the pretrial vehicle seizure and retention provisions and the vehicle immobilization and forfeiture provisions applicable regarding the offense as previously described, and specifies that evidence of a conviction of, plea of guilty to, or adjudication as a delinquent child for committing the offense or a violation of a substantially similar municipal ordinance is inadmissible in any civil action involving the person who is the subject of the conviction, plea, or adjudication and that arises from the wrongful entrustment of a motor vehicle.

Classifies the license suspensions that are required for the offenses of aggravated vehicular homicide, vehicular homicide, vehicular manslaughter, aggravated vehicular assault, vehicular assault, and involuntary manslaughter, and generally retains the periods of "hard suspension" under those suspensions.

In the offense that prohibits a person from operating or being in physical control of any vessel underway or manipulating any water skis, aquaplane, or similar device on Ohio water, if the person is under the influence of alcohol, a drug of abuse, or a combination of them or while having a specified concentration of alcohol in the person's



blood, breath, or urine (state watercraft OMVI), adds additional prohibitions that prohibit a person from engaging in any of those activities if: (1) the person has a concentration of .12 of 1% or more by weight per unit volume of alcohol in the person's blood serum or plasma, or (2) the person is under 21 years of age and has a concentration of at least .03 of 1% but less than .12 of 1% or more by weight per unit volume of alcohol in the person's blood serum or plasma.

In the offense of state watercraft OMVI, extends the "look-back period" for determining the penalty from five years to six years, revises the procedures relative to the taking of a chemical test under the state's Watercraft Implied Consent Law and to the use of chemical tests in a court proceeding for the offense or another specified violation, permits the use in the proceedings of certified lab reports as *prima facie* proof of their contents unless the person accused objects, specifies that the qualified immunity from civil liability for medical personnel who withdraw blood and for any medical facility at which it is withdrawn is not available if the person engages in willful or wanton misconduct, extends that immunity to phlebotomists, and makes conforming changes.

Modifies several of the provisions of the Watercraft Implied Consent Law, and simplifies several of the procedures that pertain to that Law.

### MISCELLANEOUS

In the provision that denies mayor's courts jurisdiction to hear and determine driving under OVI suspension cases or driving under financial responsibility law suspension or cancellation cases when the alleged offender has been convicted of or pleaded guilty to one or more specified driving under suspension-related offenses within a specified "look-back period," changes the "look-back period" from five years preceding the date of the act charged to six years preceding that date.

Permits a court to establish by local rule a procedure for setting reasonable security that a person who is charged with a minor misdemeanor traffic offense and who either is an Ohio resident who is not licensed to operate a motor vehicle or is a resident of a state that is not a member of the Nonresident Violator Compact may post.

Expands the exceptions to the offense of "failure to appear" so that, in addition to the continuing exceptions, the offense also does not apply to misdemeanor violations of the act's new R.C. Chapter 4510. or related ordinance offenses.

Requires certain fees charged in connection with the reinstatement of a driver's license suspended (formerly, forfeited) by a court under specified circumstances to be paid to the Bureau of Motor Vehicles rather than to a court.

Provides that a conviction for a violation of the Driver's License Law, the act's new R.C. Chapter 4510. dealing with driver's license suspensions, or a comparable

municipal ordinance generally are not previous or subsequent convictions for purposes of determining whether a person is a first offender under the Criminal Conviction Record Sealing Law, specifies that felony motor vehicle convictions are previous or subsequent convictions for those purposes, and conforms the list of traffic-related convictions that are considered previous or subsequent convictions to other changes made in the act.

Conforms the list of traffic offenses to which the Criminal Conviction Record Sealing Law does not apply to other changes made in the act.

Provides that, if a person filed an application on or after March 31, 1999, for the sealing of a criminal conviction record under the Criminal Conviction Record Sealing Law, if the offense covered by the application was not excluded by law on the date it was filed from the scope of that Law, if the person withdrew the application prior to March 31, 2001, and if the person refiles the application within 90 days after the act's effective date: (1) certain changes in the law that occurred on March 23, 2000, and that might exclude the offense covered by the application from the scope of the Criminal Conviction Record Sealing Law do not apply, and (2) the person may have the application decided as if the exclusion enacted on March 23, 2000, had not been so enacted.

Adds references to the act's new R.C. Chapter 4510. to a number of sections located in or relocated to R.C. Chapter 4501., which contains general motor vehicle provisions, and a number of sections located in R.C. Chapter 4507., which contains the Driver's License Law.

Exempts from the Commercial Driver's License Law a person engaged in the operation of a motor vehicle that is designed primarily for the transportation of goods and not persons while that motor vehicle is being used for the occasional transportation of personal property by individuals not for compensation and not in the furtherance of a commercial enterprise.

Expands the state's Commercial Vehicle Implied Consent Law to refer to tests of a person's whole blood, blood serum, or blood plasma instead of referring only to a person's blood, to permit phlebotomists to perform chemical tests under it, and to include phlebotomists and certain facilities within the coverage of the qualified immunity provided for testers and testing sites.

Specifically prohibits operating a commercial driver training school without a valid license, increases the penalty for acting as a driver training instructor without a valid license, prohibits a person from knowingly making a false statement on a driver training instructor license application, prohibits the issuance of a driver training instruction license to persons who have prior convictions of certain types of offenses within specified periods of time, revises provisions regarding the denial, suspension, or revocation of a driver training instructor license, and prohibits a driver training school from using vehicles that do not meet specified standards.

Regarding speeding offenses: (1) for offenses under state law, in general, reduces a second speeding violation within a one-year period from a misdemeanor of the fourth degree to a minor misdemeanor, and reduces a third speeding violation within a one-year period from a misdemeanor of the third degree to a misdemeanor of the fourth degree, and (2) alters the driver's license points system regarding points for speeding violations under state or municipal law as described above under "Points" suspensions."

Relocates and makes minor changes in a provision regarding prosecutions to enforce the Odometer Rollback and Disclosure Act.

Modifies the law that generally requires a person who is operating a vehicle, upon the approach of a public safety vehicle or coroner's vehicle equipped with a flashing, rotating, or oscillating light whose driver is giving an audible signal, to yield the right-of-way and immediately drive to a position parallel to, and as close as possible to, the right edge or curb of the highway clear of any intersection so that the law applies only when it is practical for the person in question to immediately drive to such a position.

Reduces to a maximum of \$100 the mandatory fine required for a person convicted of illegally parking in a handicapped or disability parking space if the person proves that the person had a valid windshield placard, special license plate, or parking card but neglected to properly display it.

Prohibits a person who is operating a motor vehicle displaying restricted license plates from knowingly disguising or obscuring the color of the restricted plates.

Prohibits a franchisee or prospective transferee from failing to perform a duty imposed on it under the Motor Vehicle Franchiser Law or from doing any act prohibited by that Law.

Simplifies provisions in a series of offenses in the Drug Offenses Law that pertain to the suspension of the professional license of a person convicted of one of the offenses, and provides that the sentencing court's notice to the regulatory entity that issued the license must be provided immediately upon sentencing.

Generally relocates the penalty provisions for all violations of any prohibition contained in R.C. Title XLV from the .99 section to the R.C. section that actually establishes the prohibition in question, and, accordingly, generally repeals the .99 sections.

Specifies that the act's provisions are to apply only in relation to conduct and offenses committed on or after January 1, 2004.

Requires the Attorney General to develop, print, and distribute training materials for the act's implementation if money is appropriated or available for that purpose.



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**S.B. 153**

**Sens.** Armbruster, Carnes, Austria, Blessing, Brady, Fingerhut, Randy Gardner, Robert Gardner, Hagan, Harris, Hottinger, Jacobson, Mead, Mumper, Nein, Oelslager, Spada, Wachtmann, White

**Reps.** Damschroder, Manning, Perry, Hagan, Schaffer, Schneider, Reidelbach, Reinhard, Sferra, Oakar, Patton, Key, Lendrum, Latta, Carey, Collier, Schmidt, Coates, Clancy, Willamowski, Callender, Setzer, Flannery, Salerno, Widowfield, Faber, Jerse, Hughes, Flowers, S. Smith, DePiero, Sulzer, Beatty, McGregor, Krupinski, Rhine, Strahorn, Womer Benjamin, Latell, Redfern, Hartnett, Cirelli, Ogg, G. Smith, Barrett, Otterman, Seaver, Grendell, Carano, Carmichael, Jones

**Effective date:** May 14, 2002

Designates the portion of Interstate 71 within Ashland County between mile marker number 189 and mile marker number 191 the "Trooper James R. Gross Memorial Highway," and permits the Director of Transportation to erect suitable markers along the highway indicating its name.

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**Am. Sub. S.B. 163**

**Sens.** Austria, Coughlin, Randy Gardner, Armbruster, Oelslager, Jacobson, Amstutz, Carnes, Harris, Herington, Mumper, Spada, White, Robert Gardner, Goodman, Hagan

**Reps.** Manning, Reidelbach, Carmichael, Flowers, Latta, Niehaus, Gilb, Buehrer, Otterman, Redfern, Metzger, Boccieri, Rhine, Wilson, Clancy, Distel, Hartnett, Hoops, Wolpert, McGregor, Allen, Cirelli, D. Miller, Carano, Key, Barrett, Grendell, Sferra, Britton, Williams, Olman, Fedor, Driehaus, Woodard, Schaffer, Brown, G. Smith, Fessler, Aslanides, Seitz, Evans, Roman, Kilbane, Beatty, S. Smith, Peterson, Kearns, Schneider, Collier, Carey, Setzer, Flannery, Mason, Jerse, DeBose, Hagan, Widowfield, Core, Reinhard, White, Husted, Womer Benjamin, Latell, DePiero, Jolivette, Strahorn, Sullivan, Salerno

**Effective date:** April 9, 2003; Sections 3 and 4 effective January 1, 2004

Prohibits a person from knowingly, and by any means, dropping or throwing any object at, onto, or in the path of any vehicle, streetcar, or trackless trolley on a highway or any boat or vessel on any Ohio waters.

Prohibits a person from knowingly, and by any means, dropping or throwing any object at, onto, or in the path of any railroad rail, railroad track, locomotive, engine, railroad car, or other vehicle of a railroad company while the vehicle is on a railroad track.

Prohibits a person, without privilege to do so, from:

(1) Climbing on or into any locomotive, engine, railroad car, or other vehicle of a railroad company when it is on a railroad track;

(2) Disrupting, delaying, or preventing the operation of any train or other vehicle of a railroad company while it is on a railroad track;

(3) Knowingly entering or remaining on the land or premises of a railroad company.

Prohibits any person from knowingly defacing, damaging, obstructing, removing, or otherwise impairing the operation of any railroad grade crossing warning signal or other protective device.

Creates the Highway, Bridge, and Overpass Vandal Fence Task Force to develop an awareness program relative to the problem of objects thrown from highways, bridges, and overpasses, review and evaluate the overall situation regarding objects thrown from highways, bridges, and overpasses, facilitate communications between the Department of Transportation and law enforcement agencies by developing a computer tracking system for such incidents, and examine the safety value of vandal fences relative to cost and to report findings and recommendations to a joint House of Representatives and Senate Transportation Committee not later than September 30, 2003.

Provides that, in any criminal or delinquency prosecution for state OMVI, state OMVUAC, municipal OMVI, state watercraft OMVI, or state watercraft OMVUAC, or, after January 1, 2004, municipal watercraft OMVI or "having physical control of a vehicle while under the influence," if it is established by clear and convincing evidence that a law enforcement officer has administered a field sobriety test in substantial compliance with testing standards for any reliable, credible, and generally accepted field sobriety tests in effect when the test was administered, including, but not limited to, any testing standards then in effect that were set by the National Highway Traffic Safety Administration: (1) the officer may testify concerning the results of the test, (2) the prosecution may introduce the test results as evidence in the prosecution, and (3) if testimony or evidence presented under (1) or (2) is admissible under the Rules of

Evidence, the court must admit it, and the trier of fact must give it whatever weight the trier of fact considers appropriate.

Makes technical changes to the Watercraft OMVI Implied Consent Law.



## **S.B. 212**

**Sens. Armbruster, Jacobson, DiDonato, Goodman, Spada, Mumper, Harris, Mead, Hagan, Brady, Furney, Fingerhut, Robert Gardner, Herington, Roberts, Prentiss, Ryan**

**Reps. Damschroder, Manning, Lendrum, Hagan, Schneider, Reidelbach, Reinhard, Sferra, Perry**

**Effective date: October 1, 2002**

Adopts the Midwest Interstate Passenger Rail Compact.

As part of the Compact, ratifies creation of the Midwest Interstate Passenger Rail Commission, and enacts provisions governing the Commission's powers and duties.

Prescribes the appointing authorities for Ohio's four members on the Commission, consistent with the Compact.



## **Am. Sub. S.B. 231**

**Sens. Goodman, White, Ryan, Mallory, Spada, Carnes, Austria, Brady, Randy Gardner, Hagan, Harris, Mumper, Nein, Wachtmann, Armbruster, Robert Gardner, DiDonato**

**Reps. Faber, Setzer, Sulzer, Jolivette, Seitz, Clancy, Calvert, Niehaus, Raga, Hagan, Evans, Blasdel, Ogg, Flowers, Boccieri, Schneider, Manning, Wolpert, Metzger, Grendell, Peterson, Rhine, Otterman, Gilb, Olman, Brown, Lendrum**

**Effective date: October 24, 2002**

Exempts electric personal assistive mobility devices from the definitions of "vehicle" or "vehicles" applicable to the state traffic laws generally and to the Operation of Motor Vehicles Law, the Equipment and Load Limitations Law, and the Financial Responsibility Law specifically.

Permits the operation of those devices on public sidewalks, paths, bikeways, highways, and streets, subject to certain restrictions and limitations.

Allows a local authority to regulate or prohibit the operation of those devices on public sidewalks, paths, bikeways, highways, and streets under its jurisdiction.

Prohibits the operation of those devices by persons under 14, regulates the operation of the devices by persons under 16, and requires operators of the devices who are under 18 to wear a protective helmet.

Establishes other prohibitions relative to the operation of those devices and to their distribution or sale without a specified protective equipment use warning.

Amends a statute in the Secured Transactions Law to specify that: (1) the granting of a security interest in all or any part of a lottery prize award for consideration is prohibited under a provision of the State Lottery Law, and (2) the sale, assignment, or other redirection of a lottery prize award for consideration is permissible under the provisions of Sub. S.B. 226 of the 124th General Assembly that permit certain transfers of lottery prize awards pursuant to a transfer agreement and upon the prior approval of a court of competent jurisdiction.



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## HUMAN SERVICES

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### Sub. H.B. 38

**Reps.** Metzger, Kearns, D. Miller, Calvert, Jerse, Schuring, Salerno, Williams, Beatty, Willamowski, Callender, Britton, Hollister, Barrett, Flowers, Coates, Womer Benjamin, Jones, Key, Wolpert, Cirelli, Patton, Kilbane, Barnes, Krupinski, Perry, Brown, Carey, Seitz, Schmidt, Otterman, Sulzer, Ogg, Hartnett, Distel, Webster, Wilson, Sferra, DeBose, Woodard, R. Miller, Rhine, Setzer, Jolivette, Driehaus, Aslanides, Oakar, Latell, Strahorn

**Sens.** Amstutz, Jacobson, Spada, Carnes, Robert Gardner, Prentiss, Hagan, Mallory, Armbruster, DiDonato, Harris, Mead, Espy

**Effective date:** November 1, 2002

Requires public children services agencies (PCSAs) and private child placing agencies (PCPAs) to provide independent living services to 16 and 17 year olds who are in the temporary or permanent custody of, or being provided care in a planned permanent living arrangement by, a PCSA or PCPA.

Requires a PCSA or PCPA to enter into a written agreement to provide independent living services to certain young adults, on the young adult's request, and requires certain other entities that determine that a young adult is eligible for their services to enter into an addendum to that agreement to govern the services provided.

Requires the Department of Job and Family Services (DJFS) to provide matching funds for purposes of obtaining federal funds to facilitate the provision of independent living services.

Permits the Director of DJFS to submit to the United States Secretary of Health and Human Services an amendment to Ohio's Medicaid plan to make an individual receiving independent living services eligible for Medicaid.

Makes changes to Ohio's workforce development system by requiring workforce development plans to give priority to youth receiving independent living services when determining distribution of resources and funding.



## H.B. 424

**Reps.** Raga, Husted, White, Grendell, Seitz, Metzger, Otterman, Patton, Lendrum, G. Smith, Schneider, Jolivette, Kearns, D. Miller, Schuring, Kilbane, Williams, McGregor, Mason, Cirelli, Beatty, Evans, Schmidt, Calvert, Flannery, Coates, Flowers, Niehaus, Willamowski

**Sens.** Wachtmann, Randy Gardner, Prentiss, Spada

**Effective date:** March 14, 2003

Authorizes the Ohio Department of Job and Family Services (ODJFS) to seek an injunction to stop certain entities that care for children, such as private child placing agencies and foster homes, from operating without ODJFS certification.

Increases the penalty for violating the prohibition against receiving children or receiving or soliciting money on behalf of such entities operating without ODJFS certification to not less than \$500 nor more than \$1,000.



## Sub. H.B. 657

**Reps.** Reidelbach, G. Smith, Britton, McGregor, R. Miller, D. Miller, Williams, Kilbane, Kearns, Jolivette, Hughes, Otterman, Schmidt, Patton, Coates, Cates, Willamowski, Ogg, Latell, Flowers, Rhine, Roman, Fessler

**Sen.** Spada

**Effective date:** Emergency, December 13, 2002

### *Health insurance coverage under child support order*

Requires the use of the National Medical Support Notice (NMSN) to notify a person's employer of the person's responsibility to provide health insurance coverage for children who are the subject of a support order.

Requires the Department of Job and Family Services (DJFS) to modify the NMSN to make it applicable to any person responsible for providing health insurance coverage for children who are the subject of a support order through the person's employer.

Requires each person subject to a child support order to provide to the court or child support enforcement agency (CSEA) a list of any group health insurance policies, contracts, or plans available to the person.

Requires a CSEA, on receipt of notice of the hiring of a person required to provide health insurance coverage for children under a support order, to send an NMSN to the person's new employer and notice of medical support enforcement activity to the person.

Requires DJFS to adopt a standard form for the notice of medical support enforcement activity.

Requires an employer to complete and comply with an NMSN in accordance with its instructions, federal regulations, and rules adopted by DJFS and send the appropriate portion of the notice to the health insurance plan's administrator or, under certain conditions, return the completed notice to the CSEA.

Requires a health plan administrator to complete and comply with an NMSN in accordance with its instructions, federal regulations, and rules adopted by DJFS.

Permits a person who receives a notice of medical support enforcement activity to file a request for an administrative hearing concerning a mistake of fact in the NMSN with the CSEA that issued it.

Provides for a process through which a person who receives a notice of medical support enforcement activity may present testimony and evidence regarding whether a mistake of fact has been made in the NMSN.

Provides that if a person fails to make a timely request for an administrative hearing, the notice of medical support enforcement activity becomes a final determination and the NMSN remains in effect.

Requires a court or CSEA, on determining that a mistake of fact exists under an NMSN, to take whatever action is necessary regarding the notice, including correction or termination of the notice.

Provides that if a mistake of fact proceeding is instituted, the withholding of amounts pursuant to an NMSN continues in accordance with the notice until the court or CSEA terminates or corrects the NMSN.

Requires DJFS to adopt rules as appropriate to implement the requirements related to the use and enforcement of the NMSN and the notice of medical support enforcement activity.

Requires a CSEA that investigates the availability of health insurance to the parents to inform the court in writing of the information that it obtains through its investigation, including a list of available health care coverage and the costs of the coverage.

### Support default procedures

Clarifies that the identification of a default does not affect the requirement that a CSEA send a withholding notice to an employer.

Provides that a withholding notice sent to an obligor's new employer must require any arrearage amount resulting from a default to be withheld in addition to current support amounts.

Provides that the issuance of a withholding notice does not affect the obligor's right to contest an identification of default or the amount of arrearage.

Specifies that the filing of a request or motion for an administrative or court hearing does not suspend a withholding notice.

Requires the CSEA to notify the person to whom support is paid (the obligee) that a withholding notice is being issued.

Renames the "advance notice" the "default notice" and requires it to be sent to the last known address of the person required to pay support (the obligor).

Specifies the contents of default notices.

Provides that a default notice becomes a final and enforceable determination by the CSEA if the obligor fails to make a timely request for an administrative hearing.

Requires a court or CSEA that makes a final and enforceable determination that an obligor is in default under a support order for which no withholding notice was issued to issue one or more notices or court orders requiring withholding or deduction of income or assets or imposing other requirements.

Authorizes a court or CSEA that makes a final and enforceable determination altering the arrearage amount in a default notice to issue one or more notices or orders requiring withholding or deduction of income or assets or imposing other requirements.

Requires that a withholding or deduction notice be issued no later than 15 days after the determination of default becomes final and enforceable and contain a requirement for payment of arrearages caused by the default along with any payment for current support.

Applies preexisting law requiring that the arrearage amount collected with each payment of current support equal at least 20% of the current support payment to a withholding or deduction notice or other appropriate order issued under the act and under state law as it existed prior to the act's effective date.

Changes to permissive the requirement that a court assess interest if it determines a default is willful.

Provides that if a court or CSEA makes a final and enforceable determination that an obligor is in default under a support order, each payment or installment that was due and unpaid, plus any arrearage amounts that accrue after the default determination, must be considered a final judgment with the full force, effect, and attributes of a judgment entered by a court.

Provides that on request by an obligor, obligee, or authorized representative of either, the CSEA administering the order for which a judgment has arisen must issue a certified pay-off statement of the total amount due on the judgment as of the time of the request.

Specifies that the certified pay-off statement is valid for 30 days after the date it was issued.

Specifies that, during the period that a certified pay-off statement is valid, the obligee under the support order, or the CSEA on the obligee's behalf, is permitted to bring an action in a common pleas court to obtain execution on the statement.

Requires the court to rely on the certified pay-off statement as a rebuttable presumption of the amount of judgment, and provides that the court cannot require reduction of unpaid support payments and installments or arrearages under the support order to a lump sum for purposes of execution.



**Sub. H.B. 278**

**Reps. Manning, Willamowski, Seitz, Latta, Grendell, Lendrum, Damschroder, Reinhard, Core, Flowers, Wolpert, Buehrer, Hollister, Carmichael, Gilb, Schuring, Hagan, Hughes, Clancy, Cates, Olman, Carey, Schmidt, Coates, Niehaus, Schneider, D. Miller, Salerno, Jones**

**Sens. Jacobson, Amstutz, Oelslager**

**Effective date: May 16, 2002**

Authorizes the directors of a corporation generally to adopt specific amendments in the articles of incorporation that change the name of or the location in Ohio of the principal office of the corporation or that either increase the authorized number of shares of a class as a result of a dividend or distribution or change each issued and unissued authorized share of an outstanding class into a greater number of shares of that class and concurrently decrease the par value of issued and unissued shares of a particular class.

Requires a corporation to send notice and a copy or summary of any directors' amendment or amended articles by mail, overnight delivery service, or any other means of communication authorized by the shareholder to whom the notice and copy or summary are sent, to each shareholder of record as of the date of approval of the amendment or amended articles.

Expands the methods for sending certain notices or copies or summaries of documents under the General Corporation Law, including notice of shareholders' or directors' meetings, a copy of financial statements to be laid before the shareholders at a shareholders' meeting, a copy of amended or new regulations, a copy of express terms of shares, notice of the effect of an amendment to the articles regarding a shareholder's right to vote cumulatively, or notice of approval of certain mergers and a copy or summary of the merger agreements, to include mail, overnight delivery service, or any other means of communication authorized by the recipient of the notice, copy, or summary.

Provides that the articles or regulations may authorize the directors to determine that shareholders' meetings may be held solely by means of communications equipment, and authorizes the directors to adopt guidelines and procedures for the use of communications equipment to verify that a person is a shareholder or proxyholder and to maintain a record of any vote or other action.

Provides that if a meeting is to be held by means of communications equipment, the corporation must make the list or lists of shareholders of record who are entitled to

vote and the financial statements open to the examination of any shareholder or proxyholder during the whole time of the meeting on a reasonably accessible electronic network.

Provides that a telegram, cablegram, electronic mail, or electronic or other transmission capable of authentication that appears to have been sent by a shareholder or director and that contains that person's affirmative vote or approval is a signed writing for purposes of the requirements for any action that may be authorized or taken without a shareholders' or directors' meeting.

Modifies the General Corporation Law and the Nonprofit Corporation Law to provide that the legal existence of a corporation begins upon the filing of the articles of incorporation or on a later date specified in the articles that is not more than 90 days after the filing and to add to the contents of a resolution of dissolution the date of dissolution if other than the filing date.

Provides that the legal existence of a limited liability company begins upon the filing of the articles of organization or on a later date specified in the articles that is not more than 90 days after the filing.

Makes changes in certain filings with the Secretary of State, including filing of biennial statements of professional associations, a foreign corporation's exclusive use of a name, the change of a statutory agent's address, and the renewal of registrations of trademarks or service marks, and requires the Secretary of State to prescribe forms for complying with the requirements of R.C. Title XVII (Corporations and Partnerships).



## **Sub. H.B. 312**

- Reps.** Goodman, Seitz, Jolivette, Jones, Hagan, Metzger, Kearns, Collier, Hollister, Lendrum, Setzer, Webster, Damschroder, Carmichael, Gilb, Husted, Carano, Beatty, Metelsky, Patton, Distel, S. Smith, Coates, Perry, Willamowski, Sulzer, Womer Benjamin, Latta, Manning, Jerse, Core, Schmidt, Calvert, Salerno, Niehaus, D. Miller, McGregor, Wolpert, Reidelbach, Schneider, Cirelli, Mason, Koziura, Seaver, Latell, Schaffer, Otterman, Boccieri, R. Miller, Krupinski, White, Allen, Ogg, Faber, Callender, Williams, Olman, Redfern, Hartnett, Britton, Fessler, Driehaus, Buehrer, Woodard, Peterson, Flowers, Grendell, DeBose
- Sens.** Hottinger, Goodman, Fingerhut, Armbruster, Blessing, Brady, Carnes, Coughlin, DiDonato, Espy, Harris, Jacobson, Mead, Mumper, Nein, Oelslager, Roberts, Robert Gardner, Spada

**Effective date: April 9, 2003**

Prohibits a telephone solicitor from intentionally blocking or intentionally authorizing or causing to be blocked the disclosure of the telephone number from which a telephone solicitation is made.

Makes a violation of that prohibition an unfair or deceptive act or practice in violation of the Consumer Sales Practices Law, grants a person injured by the violation the same relief otherwise available to a consumer for violations of preexisting provisions of that Law, and grants the Attorney General the same powers and remedies to enforce the act's provisions as are otherwise available in the enforcement of the preexisting provisions of that Law.

Expands the prohibitions in the Telephone Solicitors Law to specifically prohibit a telephone solicitor not specifically exempted from that Law from intentionally blocking or intentionally authorizing or causing to be blocked the disclosure of the telephone number from which a telephone solicitation is made, a violation of which is a fifth degree felony and an unfair or deceptive act or practice in violation of the Consumer Sales Practices Law by operation of preexisting law.



## **Am. Sub. H.B. 402**

**Reps. Collier, Schaffer, Lendrum, Hollister, Seitz, Calvert, Webster, Setzer, Schmidt, Gilb, Hagan, White, Sullivan, Husted, Reidelbach, Willamowski, D. Miller, Patton, Carmichael, Flowers, Schneider, Williams, Fedor, Perry, Britton, Peterson, Redfern, Otterman, Hartnett, Brown, Niehaus, Raga**

**Sens. Nein, Blessing, Harris, Jacobson, Wachtmann, Mumper**

**Effective date: August 28, 2002**

Requires the chief administrative officer of a community school or a nonpublic school to issue age and schooling certificates to qualifying students who attend the school.

Requires the superintendent of a local school district and a joint vocational school district to issue age and schooling certificates to qualifying students who reside in the district.

Eliminates the requirement that a local school district superintendent forward information about a student's application for an age and schooling certificate to the superintendent of the educational service center to which the school district belongs for approval of that certificate by the service center superintendent.



Eliminates the requirement that an applicant for an age and schooling certificate satisfactorily complete a vocational or special education program adequate to prepare the applicant for an occupation.

Requires superintendents and chief administrative officers who issue age and schooling certificates on and after September 1, 2002, to file the certificates with the Director of Commerce electronically, and correspondingly makes modifications concerning the return and notice of nonuse of those certificates.

Permits any licensed physician or licensed physician's assistant, rather than only the specified types of physicians designated under prior law, to certify a student's physical condition for inclusion in the student's application for an age and schooling certificate.

Permits use of a student's athletic certificate of examination to certify a student's physical condition for an age and schooling certificate.

Eliminates the part-time age and schooling certificate for 14- and 15-year-old minors, and permits those minors to obtain a regular age and schooling certificate.

Eliminates "overage" certificates.

Modifies the application procedure for an age and schooling certificate to require a child instructed at home to submit a specified notification.

Permits the use of an age and schooling certificate outside the district in which it was issued without the countersignature of the certificate-issuing authority of the district of employment.

Modifies the requirements for out-of-state minors to obtain an age and schooling certificate.

Authorizes the State Board of Education to approve rather than formulate the form for applying for an age and schooling certificate.

Prohibits the display of a child's social security number on the application form.

Eliminates the requirement that an employer keep an age and schooling certificate on file in the establishment where the minor is employed.



## Am. Sub. H.B. 428

**Reps. Widowfield, Faber, Otterman, Manning, Damschroder, Coates, Schmidt, Fessler, Flowers, Hagan, Carano, Cirelli, Perry, Sferra, Barrett, Schneider, Roman, DeBose**

**Sens. Hagan, Spada**

**Effective date: August 28, 2002**

Reorganizes laws pertaining to bedding and stuffed toys, boilers and steam engines, and elevators.

### *Bedding and stuffed toys*

Transfers any administrative and enforcement duties under the bedding and stuffed toys laws that were the responsibility of the Director of Commerce to the Director's subordinate, the Superintendent of Industrial Compliance.

Requires that the content of bedding and stuffed toys regulated by the Superintendent be tested or analyzed at an established laboratory prior to being sold or offered for sale.

Modifies exemptions from the laws governing bedding and stuffed toys related to organizations.

Imposes record retention and quality control requirements for those persons who deal in bedding and stuffed toys.

Sets forth the registration renewal process for persons governed by the bedding and stuffed toys laws.

Adds options for the Superintendent on how to manage noncomplying bedding or stuffed toy materials.

Allows the Superintendent to recover actual expenses for investigations conducted outside Ohio under the bedding and stuffed toys laws.

Sets forth procedures and guidelines governing records audits performed on persons regulated under the bedding and stuffed toys laws.

Creates investigation powers for the Superintendent to enforce the bedding and stuffed toys laws.

Modifies penalties that may be imposed against persons who violate the laws governing bedding and stuffed toys.



### **Boilers and steam engines**

Reorganizes the laws governing persons who operate boilers and steam engines.

Expands the Superintendent's rule-making authority related to the regulation of boilers and operators.

Eliminates references to the five boiler operator regulation districts in the state and the examiners of steam engineers.

Clarifies the different types of licenses available to boiler operators, and sets forth in statute the license and examination process that one must complete to obtain a license.

Transfers duties to set certain fees in the boiler laws from the Board of Building Standards to the Director of Commerce.

Eliminates for boiler inspectors the provision under which all certificates of competency or commissions issued prior to October 15, 1965, were valid until revoked.

Eliminates the requirement that boilers be stamped, and instead requires inspection numbers to be stamped on tags attached to the boilers.

Requires all persons, not just contractors, to be registered with and obtain permits from the Division of Industrial Compliance before installing or making major repairs or modifications to boilers.

Eliminates certain notice provisions applicable to internal and external boiler inspections.

Adds authority for the Superintendent or a general boiler inspector to order an owner to immediately cease the operation of a boiler or unfired pressure vessel found to be an explosion hazard.

Modifies penalties that may be imposed against persons who violate the laws governing boilers.

### **Elevators**

Modifies inspection requirements for passenger elevators, escalators, moving walks, and freight elevators.

Modifies the fee structure for the inspection of elevators and other related devices, but does not raise the sum total of fees collected under the law.



## H.B. 458

**Reps.** Williams, Fessler, Husted, Britton, Willamowski, Seitz, Hollister, Lendrum, Collier, Distel, D. Miller, Rhine, Young, Setzer, Reidelbach, Flowers, Schmidt, Coates, Otterman, Niehaus, Barrett, Webster, Schaffer, Manning, Widowfield, Hagan, G. Smith, Redfern, Brown, Oakar

**Sens.** Nein, Wachtmann, Jacobson, Mumper

**Effective date:** September 20, 2002

For purposes of determinations by state agencies and political subdivisions regarding the lowest responsive and responsible bidder for certain types of contracts, makes a bid guaranty issued by a surety licensed to do business in Ohio evidence of financial responsibility.

Permits a state agency or political subdivision to request additional financial information from an apparent low bidder after opening all bids.

Requires a state agency or political subdivision that requests additional financial information from an apparent low bidder to keep such information confidential, and exempts such information from the Public Records Law.



## Am. H.B. 514

**Reps.** Seitz, Willamowski, Manning, Grendell, Schmidt, Schneider, Clancy, Niehaus, Lendrum, Salerno, Womer Benjamin, Distel, Setzer, Britton, Roman, Allen, Stapleton, Hagan, Kearns, Hoops, Husted, Buehrer, G. Smith, Flowers, Collier, Faber, Calvert, Williams, Barrett, Schaffer, Gilb

**Sens.** Nein, Blessing

**Effective date:** March 14, 2003

Specifically provides that a subcontractor or material supplier need not serve a notice of furnishing to preserve lien rights for the period before a notice of commencement is recorded by the owner, part owner, or lessee of the real estate on which improvements are made or by a designee of any of them.

Provides that a notice, affidavit, or other document required to be served under the Mechanics' Lien Law is considered served, and that service is complete on the date of receipt, if either the person served acknowledges receipt of, or it can be proved by a

preponderance of evidence that the person being served actually received, the notice, affidavit, or other document.

Expands the definition of "improvement" for purposes of the private sector Mechanics' Lien Law to include the excavation, cleanup, or removal of hazardous material or waste from real property.



## **Am. Sub. S.B. 8**

**Sens. Amstutz, Harris, Austria, Blessing, Brady, Spada, Mumper**

**Reps. Collier, Hagan, McGregor, G. Smith, Niehaus, Schmidt, Willamowski, Peterson, Schneider, Jolivette, Coates, Flowers, Fessler, Cates, Husted, Otterman, Core, Reinhard, Evans, Hartnett, Distel, Cirelli, Wilson**

**Effective date: November 1, 2002**

Generally requires an e-mail advertisement to include the transmitter's name, address, and e-mail address and a notice that the recipient may decline to receive further e-mail advertisements by following a specified procedure.

Requires that if a person declines to receive additional e-mail advertisements, the person transmitting or causing the transmission of the original advertisement must cease transmitting or causing to be transmitted additional advertisements to the receiving address.

Provides exemptions from the act's information requirements in specified situations.

Prohibits a person from transmitting an e-mail advertisement in contravention of the authority granted by, or in violation of the policies of, an e-mail service provider if the person has received notice of those policies as specified in the act.

Establishes civil remedies of monetary awards and injunctive relief for recipients of e-mail advertisements sent in violation of the act's provisions and for e-mail service providers whose authority or policies are contravened in violation of the act.

Relieves an e-mail service provider from liability for transmitting an advertisement that violates the act's provisions when that advertisement is sent by another person.

Establishes that a person is guilty of the criminal offense of forgery if that person uses a computer, a computer network, a computer program, or the computer services of



an e-mail service provider with the intent to forge an originating address or other routing information in connection with an e-mail advertisement's transmission through or into the network of an e-mail service provider or its subscribers.



## **Am. Sub. S.B. 180**

**Sens.** Armbruster, Harris, Fingerhut, Spada, Ryan, Roberts, Amstutz, Austria, Blessing, Brady, Carnes, Coughlin, DiDonato, Finan, Randy Gardner, Robert Gardner, Goodman, Hagan, Herington, Hottinger, Jacobson, Mead, Mumper, Nein, Oelslager, White, Prentiss, Mallory, Espy, Wachtmann

**Reps.** Olman, Widowfield, Niehaus, Carano, Brown, Latta, Gilb, DeBose, Kilbane, Roman, Flowers, Schmidt, Wilson, Hoops, Wolpert, Raga, Aslanides, Husted, DeWine, Faber, Cates, Coates, Patton, Womer Benjamin, Metzger, Buehrer, Distel, G. Smith, D. Miller, Otterman, Clancy, Schneider, Barrett, Seitz, Koziura, Hughes, S. Smith, Krupinski, Rhine, Flannery, R. Miller, Trakas, Setzer, Allen, Bocchieri, Redfern, Perry, Hartnett, Cirelli, Salerno, Strahorn, Britton, Core, Driehaus, Key, Woodard, Sykes

**Effective date: April 9, 2003; certain provisions effective November 1, 2003**

Establishes an Ohio Venture Capital (OVC) Program to make loans to and invest in venture capital partnerships and provide security against losses incurred by OVC Program lenders and investors.

Creates an Ohio Venture Capital Authority, consisting of nine members, to oversee the OVC Program.

Directs the Authority to establish an investment policy, and requires it to designate one or two private, for-profit investment funds to serve as the OVC Program's administrator and carry out that policy.

Requires at least 75% of money invested under the OVC Program to be invested in venture capital funds based in Ohio.

Requires at least 50% of money invested under the OVC Program to be invested by venture capital funds in businesses having a presence in Ohio.

Provides that the Authority may grant to lenders to the OVC Program nonrefundable or partially refundable tax credits against the premium tax on domestic or foreign insurance companies, the corporation franchise tax, or the personal income tax to provide security against losses incurred by the lenders.

Prohibits the Authority from granting more than \$20 million in tax credits in any one fiscal year and from granting a credit that may be claimed during the first four years of the OVC Program or after July 1, 2026.

Prohibits municipal corporations from taxing S corporation shareholders' distributive shares, except to the extent the distributive shares represent compensation and income attributable to business activities in Ohio.

Permits municipal corporations taxing S corporation distributive shares to any greater extent on December 6, 2002, to continue to do so only if voters approve it by a referendum.

Modifies eligibility criteria and other conditions of the job retention tax credit.

Permits the Tax Commissioner to notify county auditors, and county auditors to notify subdivisions, of property tax exemption applications filed for pollution control or energy conversion property.

Permits commercial property owners whose tax valuation complaints have been dismissed because an attorney did not file the complaint to file a new complaint.

Reduces the proposed debt service formula allocation for Youngstown State University.



### **Am. Sub. S.B. 223**

**Sens. Wachtmann, Hottinger, Armbruster, Nein, Mumper, Austria, Randy Gardner, Brady, Mallory, Ryan, White, Blessing, Hagan, Prentiss**

**Reps. Rhine, Fedor, D. Miller, Collier, Schaffer, Williams, Willamowski, Womer Benjamin, Krupinski, Boccieri, Roman, Allen, Buehrer, Hagan, Driehaus, Olman, Gilb, Fessler, Coates, Oakar, Brown, Metzger, Kearns, Webster, Perry, Mason, Koziura, Faber, Jerse, Callender, Jolivette, Latell, Distel, Wolpert, Clancy, Latta, Setzer, Key, DePiero, Seitz, DeBose, Wilson, Woodard, Aslanides, Strahorn, Hoops, Sykes, Flowers, Otterman, Schmidt, Cates, Blasdel, Beatty, Britton, Hartnett, Widowfield, Evans, Lendrum**

**Effective date: March 14, 2003**

Requires the Administrator of Workers' Compensation and public self-insuring employers, as appropriate, to pay the costs of conducting specified diagnostic services to investigate whether a peace officer, firefighter, or emergency medical worker sustained an injury or occupational disease when coming into direct contact, through specified

means, with another person's body fluids while in the performance of one's duties or when responding to an emergency.

Expands the definition of "peace officer" for purposes of determining workers' compensation coverage for peace officers when responding to an emergency while off duty.

Modifies a statutorily prescribed criterion of a rule that the Administrator is required to adopt with the advice and consent of the Workers' Compensation Oversight Commission in a manner that results in authorizing the Administrator to return surplus premiums to employers by issuing refunds or reducing premiums regardless of when the premium obligations have accrued instead of returning surplus premiums only by issuing refunds or reducing future premiums.



### **Sub. S.B. 227**

**Sens.** Nein, Wachtmann, Jacobson, Goodman, White, Austria, Spada, Armbruster, Amstutz, Blessing, Carnes, Robert Gardner, Harris, Mumper

**Reps.** Williams, Collier, Schaffer, Young, Lendrum, Aslanides, Blasdel, Webster, Flowers, Calvert, Gilb, Setzer, Damschroder, Wolpert, Kearns, Cates, Hagan, Buehrer, G. Smith, Fessler, Seitz, Faber

**Effective date:** April 9, 2003

Modifies the workers' compensation subrogation statute regarding the portion of a claimant's recovery from a third party tortfeasor that is subject to subrogation and the means utilized to determine how to divide the recovered amount between the claimant and statutory subrogee.

Specifies that a claimant and statutory subrogee may agree to utilize an alternative dispute resolution process if they cannot agree to the allocation of the amount recovered from a third party tortfeasor, and establishes parameters for that process if the parties request a conference conducted by a designee appointed by the Administrator of Workers' Compensation.

Specifies requirements for claimants and statutory subrogees regarding reimbursement payments made to statutory subrogees.

Requires claimants to notify the Attorney General of the identity of all third parties against whom the claimant has or may have a right of recovery when the statutory subrogee is a state fund employer, and specifies that when this notice is not provided, or

if a settlement or compromise excludes any amount paid by the statutory subrogee, the third party and claimant are jointly and severally liable to pay the statutory subrogee the full amount of the subrogation interest.

Requires a statutory subrogee who institutes legal proceedings against a third party to notify the claimant, and specifies that if a statutory subrogee joins a claimant as a necessary party or if a claimant elects to participate as a party, the claimant may present the claimant's case first at trial.

Requires the Administrator to deposit money collected under the subrogation provision into the State Insurance Fund, and requires self-insuring employers to deduct amounts collected from the amount of paid compensation they annually report.

Specifies that when a claim involves wrongful death or minor beneficiaries, amounts allocated pursuant to a subrogation settlement or decision are subject to probate court approval.

Increases the funeral expense benefit cap from \$3,200 to \$5,500.



## **Sub. S.B. 250**

**Sens.** Spada, Jacobson, Blessing, White, Goodman, Herington, Hottinger, Austria, Amstutz, Armbruster, Brady, Carnes, Randy Gardner, Robert Gardner, Harris, Mead, Nein, Oelslager, Prentiss, Mumper, Wachtmann

**Reps.** Willamowski, Latta, Seitz, Grendell, Hagan, Buehrer, Aslanides, Fessler, Collier, Setzer, Flannery, Salerno, Gilb, Carmichael, Williams, Coates, Latell, Hughes, Reidelbach, McGregor, Schneider, Clancy, Schaffer, Calvert, Core, Hartnett, Niehaus, Hoops, Olman, G. Smith, Otterman, DeBose, Boccieri, Distel, Driehaus, R. Miller, Cates, Kilbane, Roman, Mason, Manning, Flowers, Brown, Oakar, Allen, Cirelli, Koziura, Woodard, Womer Benjamin, Wolpert, Sferra, Krupinski

**Effective date: April 4, 2003; Section 1 effective July 1, 2004**

Prohibits a person or limited liability company that accepts credit cards for business transactions from printing more than the last five digits of a credit card account number on an electronically printed receipt that is provided to the holder of the credit card.

Prohibits a person or limited liability company that accepts credit cards for business transactions from printing the expiration date of a credit card on an electronically printed receipt that is provided to the holder of the credit card.

Makes a violation of either prohibition an unfair or deceptive act or practice in violation of the Consumer Sales Practices Law, grants a person injured by either violation the same relief otherwise available to a consumer for violations of that Law, and grants the Attorney General the same powers and remedies to enforce the act's provisions as are otherwise available in the enforcement of that Law.

Defines "credit card" for the purposes of the above provisions to include, without limitation, a credit card, charge card, debit card, or other card, code, device, or other means of access to a customer's account for specified purposes.



## INSURANCE

### Sub. H.B. 421

**Reps. G. Smith, Husted, Seitz, Flowers, Willamowski, Collier, Schaffer, Jolivette, Krupinski, Ogg, Evans, Stapleton, Hughes, McGregor, Reidelbach, Perry, Clancy, Carano, D. Miller, Lendrum, Coates, Sferra, Niehaus, Latell, Flannery, Distel, Cirelli, Roman, Strahorn, Redfern, Allen, Otterman, Sulzer, DeBose, Key, Schmidt, Salerno**

**Sens. Nein, Blessing, Robert Gardner, Roberts**

**Effective date: August 6, 2002**

Places restrictions on providers of funeral or burial goods and services with respect to the transfer or encumbrance of insurance policies covering the cost of funeral or burial goods and services.

Specifies that life insurance policies covering the purchase of funeral or burial goods and services are not subject to the law governing preneed funeral contracts.

Sets the minimum nonforfeiture rate on certain variable annuity contracts issued before September 1, 2004, at 1½%.

Applies new procedures to the conduct of public hearings held in connection with the Superintendent of Insurance's review of mergers and acquisitions resulting in the control of a domestic insurer.



### Am. S.B. 109

**Sens. Nein, Mumper**

**Reps. Olman, Krupinski, Cirelli, G. Smith, Flowers, Schmidt, Allen, Coates, Latta, Sferra, Patton, Hartnett, Fessler, Hollister, Calvert**

**Effective date: May 16, 2002**

Prohibits a state or local public authority, in issuing an invitation for bids or a request for proposals for a contract with the public authority for services, materials, or public improvements, from requiring that any bond or insurance policy required under the contract be furnished by or acquired from a particular surety or insurance company or a particular agent or broker.

Authorizes the commencement of a civil action for injunctive relief against a public authority for violation of this prohibition and the award of reasonable attorney's fees and court costs to the prevailing party.



## **Am. Sub. S.B. 129**

**Sens.    Nein, Austria**

**Reps.    Stapleton, Salerno, G. Smith, Olman, Calvert, Flannery, Flowers, Krupinski, Britton, Evans, Cirelli, Jolivette, Schaffer, Wolpert, Sferra, Blasdel, Setzer, Hartnett, Allen, Schmidt, D. Miller, Coates, Driehaus, Cates, Hoops, Collier, Clancy, Strahorn, Key, Woodard, Brown, DeBose**

**Effective date: June 28, 2002; certain provisions effective September 1, 2002**

Responds to requirements imposed on states by the federal Financial Services Modernization Act of 1999 (Gramm-Leach-Bliley).

Revises the Insurance Agents Law based on the National Association of Insurance Commissioners' Producer Licensing Model Act, and makes other organizational changes in that Law.

Amends insurance law to prohibit certain unfair trade practices by persons that lend money or extend credit.



## **Sub. S.B. 171**

**Sens.    Nein, DiDonato, Oelslager, Wachtmann**

**Reps.    Stapleton, Olman, Evans, Jolivette, Wolpert, Calvert, G. Smith, Hoops, Coates, Flowers, Hughes, Clancy, Flannery, Reidelbach, Setzer, Salerno, Schmidt**

**Effective date: June 18, 2002**

Removes the statutory requirement that a majority of the officers of a domestic life insurance company be Ohio citizens.

Ends the statutory requirement that forms furnished to insurers by the Superintendent of Insurance for filing of financial statements be in printed format.

Requires the Department of Insurance to provide a copy of any written notice of late financial statement filing that it receives to the company's board.

Amends the laws governing changes in the number of directors or trustees of an insurance company.

Rescinds the statutory requirement that the Superintendent annually file a report with the General Assembly on insurer investments.



## LIQUOR CONTROL

### Sub. H.B. 330

**Rep. Peterson**

**Effective date: October 11, 2002**

Allows the Division of Liquor Control to base the population quota restrictions that govern the number of liquor agency stores either on the federal decennial census or on state population estimates determined by the Department of Development between censuses, and changes these population quota restrictions.

Requires the Division to adopt rules governing the allocation and equitable distribution of agency store contracts, and requires the Division to comply with the rules when awarding a contract.

Allows permit holders that sell beer or intoxicating liquor for consumption on the premises to operate an agency store adjacent to the premises.

Eliminates the restriction against the same person operating or having an interest in more than 16 agency stores in the state or more than eight agency stores in the same county.

Allows specified entities, in addition to the political subdivisions that are so authorized under continuing law, to request the Division to hold a hearing concerning the location of a proposed agency store or the assignment of an existing agency store contract in the applicable county seat rather than in the Division's central office, and requires the Division to so hold the hearing upon such a request.

Allows a D-5d permit to be issued to the owner or operator of a restaurant that is located at an airport operated by a port authority.

Eliminates the restriction under which only one D-5d permit could be issued in each county.



### Sub. H.B. 371

**Reps. Trakas, DePiero, Evans, Husted, Schmidt, Setzer, Sullivan, Seitz, Young, Blasdel, Calvert, Clancy, Carano, Sferra, Niehaus, Coates, Faber, Schneider**

**Sens. Robert Gardner, Prentiss, Spada, DiDonato**

**Effective date: October 11, 2002**

Defines "beer" to include all beverages brewed or fermented wholly or in part from malt products and containing one-half of 1% or more, but not more than 12%, of alcohol by volume.

Removes statutory references to "malt," "malt liquor," "malt beverages," and certain other related beverages.

Revises the exclusions from the definition of "food" in the Sales Tax Law to include wine and mixed beverages, thus subjecting them to the sales tax.

Prohibits a wholesale distributor of beer or intoxicating liquor, or an employee of such a wholesale distributor, from having any direct or indirect financial interest in the establishment, maintenance, or promotion of the business of any retail dealer of beer or intoxicating liquor.

Specifies that elections on Sunday liquor sales at a particular location may seek the approval of hours of sale between 10 a.m. and midnight or between 1 p.m. and midnight.

Authorizes the transfer of ownership of a permit issued to a particular location as a result of an election on sales at that location as long as the general nature of the business at that location remains the same after the transfer.

Exempts the sale of beer and intoxicating liquor at publicly owned golf courses from the effects of local option elections, and allows Sunday liquor sales between the hours of 10 a.m. and midnight at these golf courses under a D-6 liquor permit whether or not Sunday sales have been approved in a local option election.

Creates the D-5k liquor permit, allows the permit to be issued to certain nonprofit organizations that own or operate a botanical garden, and authorizes the holder of the permit to sell beer and intoxicating liquor for consumption on the premises where sold.

Creates the F-4 permit to be issued for certain Ohio wine introduction, showcasing, or promotion events coordinated by nonprofit associations or corporations.

Allows beer or intoxicating liquor to be possessed in a public place in an opened container when it is to be consumed during tastings and samplings approved by rule of the Liquor Control Commission.

Specifies that the prohibition against keeping a place where beer or intoxicating liquor is sold, furnished, or given away in violation of law does not apply to any premises for which a liquor permit has been issued while that permit is in effect.



Clarifies the conditions under which a C-1, C-2, D-1, D-2, D-3, or D-5 permit may be transferred to an economic development project, and allows a permit transferred to such a project to be subsequently transferred to a different owner or different location in the same municipal corporation or in the unincorporated area of the same township as long as the same or new location meets the economic development project criteria set forth in continuing law.

Allows a D-8 permit to be issued to the holder of a C-1, C-2, or C-2x permit only if the premises of the permit holder are located where the sale of beer, wine, or mixed beverages is permitted for consumption off the premises where sold, and specifies that sales under a D-8 permit are not affected by whether sales for consumption on the premises where sold are permitted where the D-8 premises are located.

Eliminates the quotas for D-5f permits that limited the total number of permits to 15 and the per-county number to two.

Requires suppliers of wine that is bottled outside Ohio and that is shipped into and intended for sale in this state to furnish invoice information to the Tax Commissioner, requires the information to be open to public inspection, and exempts the information from the prohibition against the release of certain tax information by the Department of Taxation.



## LOCAL GOVERNMENT

### Sub. H.B. 329

**Reps. Blasdel, Schmidt, Roman, Setzer, Fessler, Carano, McGregor, Metzger, Seitz, Flowers, Peterson, Lendrum, Carmichael, Hagan**

**Effective date: August 29, 2002; future repeal December 31, 2002**

Removes the requirement that the "largest city" approve the adoption of an alternative method of distributing Local Government Fund (LGF), Local Government Revenue Assistance Fund (LGRAF), and Library and Local Government Support Fund (LLGSF) money when the political subdivisions adopting the alternative method contain a majority of the county's total population, the largest city's population is less than 15% of the county's total population, and the largest city's population is 20,000 or less.

For the purpose of approving alternative LLGSF distribution methods, applies the same rule for determining the "largest city" as is used for approving alternative methods of distributing LGF and LGRAF money.



### Sub. H.B. 366

**Reps. Core, Kearns, Hollister, Hagan, Reinhard, Willamowski, Lendrum, Flowers, Roman, Carano, Coates, Distel, Fessler, McGregor, Otterman, Schmidt, Setzer, Sferra, Stapleton, Strahorn, Widowfield, Sulzer, Seitz, Ogg, Allen, Niehaus, Metzger, Schneider, Fedor, Seaver, Peterson, Latell, Damschroder, Perry, Manning, Calvert, Womer Benjamin**

**Effective date: October 24, 2002**

Permits counties and townships to adopt access management regulations for certain county and/or township roads.

Permits local platting authorities to require compliance with those regulations before a parcel of land is subdivided without a plat.



## H.B. 454

**Reps.** Coates, Otterman, Allen, Carano, Driehaus, McGregor, Strahorn, Setzer, Wolpert, Flowers, Schmidt, Salerno, Seaver, Sykes, Perry, Cirelli, Distel, Krupinski, Rhine, Beatty, Hartnett, Sferra, DePiero, Fedor, R. Miller, DeBose, Brown, Latell, Niehaus, Seitz, Hollister, D. Miller, Reidelbach, Hughes, Raga, Hagan, Willamowski, Redfern, Ogg, Britton, Manning, Damschroder, Hoops

**Sens.** Mallory, Blessing, Herington, Mumper, Nein, Spada, Robert Gardner

**Effective date:** April 7, 2003

Increases from \$1,000 to \$3,000, the dollar amount below which the fiscal officer of a political subdivision (taxing unit) other than a county can approve, after-the-fact and without the need for further action by the governing body of the political subdivision, expenditures made without a certificate of available funds.



## Am. Sub. H.B. 513

**Reps.** Seitz, Schmidt, Raga, Brinkman, Hagan, Faber, Collier, Carano, Seaver, Schaffer, Lendrum, Fessler, Grendell, Blasdel, Schneider, Roman, Sferra, Hughes, Setzer, Distel, Flowers, Wolpert, Niehaus, Calvert, Webster, Allen, Otterman, Gilb, Manning, Olan, Clancy, Damschroder, Latta, Womer Benjamin, Sulzer, Reidelbach, Kearns, Willamowski, Latell, Cates

**Sens.** Robert Gardner, Amstutz, Blessing, Herington, Roberts, Spada

**Effective date:** March 31, 2003

Authorizes taxing authorities to create multiple reserve balance accounts for rainy day funds.

Increases from five to ten years the length of time during which moneys may accumulate in a political subdivision's capital projects fund.

Permits a political subdivision to have a voter-approved property tax levy for parks and recreational purposes.

Authorizes township fire districts to issue bonds for specific district purposes.

Repeals the classified civil service residency requirement.

Permits a board of township trustees to exercise certain emergency powers for up to six months.

Permits a board of township trustees to contract with a developer for the developer to pay service charges for emergency snow and ice removal on private roads in lieu of their payment by the relevant property owners.

Authorizes the creation and specifies the potential financial sources of a township's permanent cemetery endowment fund, and repeals certain provisions relative to the former authority of townships pertaining to permanent funds for their cemeteries.

Authorizes townships to sell real property under certain circumstances without a public auction or competitive bidding.

Authorizes a township to declare a township road obstruction to be a nuisance and to order its removal.

Permits authorized township officers and employees to incur obligations of up to \$2,500 without prior approval.

Permits townships and counties to order the county engineer to construct curbs, including driveway aprons, and gutters along or connecting public highways.

Permits townships to require permits for the installation of driveway culverts.

Permits notice by posting and photograph before the taking of certain township nuisance abatement actions.



## **Am. H.B. 515**

**Reps. Schmidt, Seitz, Raga, Brinkman, Hagan, Faber, Collier, Carano, Seaver, Schaffer, Lendrum, Fessler, Grendell, Blasdel, Schneider, Setzer, Distel, Flowers, Hughes, McGregor, Wolpert, Otterman, Sferra, Strahorn, Coates, Niehaus, Olman, Clancy, Reidelbach, Allen, Kearns, Cates, DeBose**

**Sens. Robert Gardner, Mumper, Blessing, Spada**

**Effective date: March 31, 2003**

Allows urban townships that are civil service townships to promote any one of the three highest scorers on a police or fire department promotional exam.

Makes changes related to the keeping of the meeting minutes and journal of the trustees in a limited home rule township.

Specifies which resolutions adopted by a limited home rule township's trustees are subject to the special procedures of the Limited Home Rule Township Law.



## **Sub. H.B. 605**

**Reps.** White, Carmichael, Flowers, Clancy, Schaffer, Latell, Schuring, Reinhard, Willamowski, Niehaus, Schmidt, Seitz, Webster, Gilb, Cates, Otterman, Boccieri, Grendell, D. Miller, Coates, Strahorn, McGregor, Roman, Kilbane, Distel, Perry, Cirelli, Metzger, DeBose, Schneider, Hughes, Latta, Collier, Driehaus, Brown, Hagan, Buehrer, G. Smith, Salerno, Britton, Manning, Damschroder, Mason, Wolpert, Young, Koziura, Sferra, Kearns, Ogg, R. Miller, Patton, Oakar

**Sens.** Robert Gardner, Mumper, Amstutz, Austria, Brady, Carnes, Coughlin, Randy Gardner, Harris, Jacobson, Mead, Spada, White

**Effective date:** Emergency, December 23, 2002

Enacts the Intrastate Mutual Aid Compact (IMAC).

Provides for mutual assistance among the participating political subdivisions in response to and recovery from any disaster that results in a formal declaration of emergency by a participating political subdivision.

Provides for mutual cooperation among the participating political subdivisions in conducting disaster-related exercises, testing, or other training activities.

Requires the formulation of specified local procedures or plans to implement the IMAC.

Generally requires a participating political subdivision requesting assistance to reimburse a participating political subdivision rendering assistance for any loss or damage to, or expense incurred in the operation of, any equipment used in rendering the assistance, for any expense incurred in the provision of any service used in rendering the assistance, and for all other costs incurred in responding to the request.



## Am. Sub. S.B. 106

**Sens. Hottinger, Wachtmann, Nein, Johnson**

**Reps. Roman, Flowers, Schmidt, Wolpert, Carano, Sferra, Distel, Setzer, Otterman, Fessler, Niehaus, Kearns, Aslanides, Schaffer, Buehrer, Hagan, Seitz, Olman, Carmichael, Faber, Collier, Clancy, Evans, Gilb, Lendrum**

**Effective date: April 9, 2003**

Expands the definition of "governmental function" in the Political Subdivision Sovereign Immunity (PSSI) Law, for purposes of a political subdivision's general immunity from tort liability, to include: (1) the design, construction, reconstruction, renovation, repair, maintenance, and operation of any school athletic facility, school auditorium, or gymnasium, and (2) the designation, establishment, design, construction, implementation, operation, repair, or maintenance of a public road rail crossing in a "quiet zone" or of a supplementary safety measure at or for such a crossing.

Makes changes proposed by Am. Sub. H.B. 350 of the 121st General Assembly to: (1) the PSSI Law, and (2) other laws primarily pertaining to road-related issues.

Expands the motor vehicle operation liability of political subdivisions to include liability for harm caused by negligent operation other than upon the public roads, highways, or streets.

Limits a political subdivision's obligation to defend an employee to acts or omissions that occur while the employee is acting both in good faith and not manifestly outside the scope of employment or official responsibilities.

Removes the ability of a political subdivision employee to file a separate action in the court of common pleas for a determination as to whether the political subdivision's refusal to defend the employee was appropriate, and provides instead for a motion procedure during a civil action against an employee to determine whether a political subdivision must defend the employee in that action.

Makes other changes to the PSSI Law.

Specifies that the Recreational Users Law's immunity extends to the owners, lessees, and occupants of premises who grant permission to enter the premises to users of snowmobiles and all-purpose vehicles for recreational pursuits.



## **S.B. 157**

**Sens. White, Mumper**

**Reps. Roman, Schmidt, Sferra, Wolpert, Coates, Carano, Clancy, Distel, Fessler, Flowers, Hughes, McGregor, Otterman, Salerno, Setzer, Widowfield, Carey, Grendell, Rhine, Niehaus, Seitz, Hollister, Jolivette, Latta, Latell, Carmichael, Wilson, Cirelli, Flannery, Olman, Perry, Cates, Jones**

**Effective date: May 30, 2002**

Increases from \$1,000 to \$15,000 the amount that a township can spend to construct, rebuild, or repair footbridges across rivers and streams to access public schools.



## **Am. Sub. S.B. 255**

**Sens. Blessing, Mead, Spada, Mumper**

**Reps. Seitz, Niehaus, Hagan, Olman**

**Effective date: Emergency, July 2, 2002; certain provisions effective September 30, 2002**

Repeals statutes concerning the use by utility service providers and cable operators of the public ways of a political subdivision, which were enacted in the 1999-2001 biennial operating appropriations act.

Enacts new law concerning the general use of public ways owned or controlled by a municipal corporation with certain provisions applicable to public utilities and cable operators, and declares an emergency regarding that new law for the purpose of resolving litigated issues at the earliest possible time.

States a public policy regarding the use of municipal public ways, including among the policy objectives ensuring access to and use of public ways, recognizing municipal authority regarding such access and use and matters of local concern, and ensuring cost recovery for municipalities and public utilities.

Establishes conditions for the use by any person of a municipal public way, including a requirement of municipal consent in accordance with the act.

States municipal authority to regulate access to and use of municipal public ways.

Specifies municipal authority to levy public way fees or require nonmonetary compensation or free service for the use of a municipal public way by any person, and requires such fees to be based only on incurred costs properly allocated and assigned to use of the public way.

Authorizes the Public Utilities Commission to consider a complaint by a public utility that a municipal public way fee is unreasonable, unjust, unjustly discriminatory, or unlawful and to prescribe a just and reasonable fee as necessary.

Requires the Commission to suspend the public way fee provisions of a municipal ordinance for the duration of its consideration of the complaint if the Commission finds that there are reasonable grounds for the complaint.

Authorizes a public utility that is subject to the Commission's rate-making jurisdiction to apply for recovery from its customers of any municipal public way fee levied after January 1, 2002, that is not included in the utility's rates; restricts recovery, to customers within the municipal corporation, of any difference between a public way fee payable by the utility and determined unreasonable by the Commission pursuant to a complaint and the reasonable fee determined by the Commission; and specifies the basis for determining and charging the recovery amount from sale-for-resale and wholesale telecommunications customers.

Authorizes a public utility that is subject to the Commission's rate-making jurisdiction to apply for recovery of any public way costs *other than* public way fees, incurred after January 1, 2002, and not included in rates, by accounting for those costs as a regulatory asset and thereby deferring their recovery or, where that option is impractical or causes hardship, by recovering those costs through a charge on customers.

Specifies the conditions under which a cable franchise, an existing franchise or agreement with a public utility, an ordinance enacted prior to September 29, 1999, and an interstate pipeline operation are exempted from or affected by the act's public way provisions.

Amends township law, with a 90-day delay in the effective date, to increase the application fee for a township highway excavation permit, to authorize the board of township trustees to require a permit for excavation in a township highway right-of-way, and to specify permitting authority relative to electric and telecommunications poles.



## OCCUPATIONS AND PROFESSIONS

### **Am. Sub. H.B. 188**

**Reps. Schaffer, Grendell, Williams, Rhine, Flowers, Strahorn, Seitz, McGregor, Schmidt, Driehaus, Hagan, Krupinski, DeBose**

**Sens. Hottinger, Harris, Spada**

**Effective date: March 24, 2003**

Exempts commissioned police officers from the employee registration requirements of the Private Investigation Licensing Law, except for those who engage in the business of private investigation or compensate others who engage in the business of private investigation, security services, or both.

Reduces the civil penalty that the Director of Commerce may impose on a person licensed under the Private Investigator License Law from a minimum of \$100 per day and a maximum of \$200 per day to a maximum of \$100 per day.



### **Sub. H.B. 214**

**Reps. Willamowski, Olman, Wolpert, Goodman, Collier, Lendrum, Raga, Flowers, Schmidt, Hagan, G. Smith, Salerno**

**Sens. Blessing, Mumper, Goodman**

**Effective date: July 23, 2002**

Redefines, in great specificity, the practice of landscape architecture.

Clarifies the relationships and jurisdictions among landscape architects and engineers, surveyors, architects, nurserypersons, landscape nurserypersons, gardeners, landscape gardeners, landscape designers, golf course architects or designers, and construction contractors.

Imposes certain restrictions on persons who perform services pursuant to a construction contract when those persons also offer landscape architectural services.

Prohibits engaging in the unregistered practice of landscape architecture.

Eliminates the option for an applicant for registration as a landscape architect to substitute two years of practical experience for each year of formal education required, and increases from two to three the number of years of general practical experience that an applicant must offer.

Permits an applicant for registration to complete an internship program established by the Board of Landscape Architect Examiners as a substitute for the completion of the practical experience requirement.

Requires the Board of Landscape Architect Examiners to allow an applicant for registration to take the examination while the applicant is in the process of completing the internship or practical experience requirement.

Specifies that an applicant for registration must have a professional degree in landscape architecture from a program accredited by the National Landscape Architect Accrediting Board.

Eliminates the option, for out-of-state landscape architects, to obtain a temporary registration to work on a specific site.

Permits a landscape architect to perform professional services only when the landscape architect is qualified by education, training, and experience in the specific technical areas involved.

Makes other changes relating to grounds for denial, suspension, or revocation of a license and certificate of authorization and the authority of the Board of Landscape Architect Examiners to seek injunctive relief to restrain persons from violating the Landscape Architects Law.

Substitutes a person from a "licensed design profession" for the member of the Board who formerly was from an "allied profession."



### **Am. Sub. H.B. 337**

**Reps. Lendrum, Hollister, Webster, Brinkman, Carmichael, Manning, Damschroder, Redfern, Coates, Schmidt, Hartnett, DePiero, Fessler, G. Smith, Flowers, Collier, Schneider, Widowfield, Grendell, Sferra, Carano, Latell, Key, Barnes, Hagan, Olman, Latta, Woodard, Salerno**

**Sen. Coughlin**

**Effective date: August 6, 2002**

Creates the position of Executive Director of the State Board of Registration for Professional Engineers and Surveyors, who is appointed by the Board, and transfers the duties of the Board's secretary to the Executive Director.

Requires one of the four professional engineers on the Board to also be a professional surveyor.

Revises the sets of minimum educational and experience qualifications required for a person to become registered as a professional engineer or surveyor.

Permits, rather than requires, the Board to grant credit for practical experience gained in the armed forces if the experience is acceptable to the Board.

Requires engineering technology curricula to be accredited by the Technical Accreditation Commission of the Accreditation Board for Engineering and Technology.

Establishes names of first and second stage examinations as the "fundamental examination" and the "principles and practice examination," respectively.

Eliminates the authority of the State Board of Registration for Professional Engineers and Surveyors to examine the applicant's knowledge of subjects that the Board selected from the published curricula of the engineering colleges in Ohio approved by the Board.

Removes the restriction specifying that an applicant for a license could apply for re-examination only once within a calendar year.

Requires engineering and surveying work products to be not only sealed, but also signed and dated by the registrant, and establishes procedures for the use of computer generated seals.

Eliminates registration without examination of engineers who held a certificate of qualification issued by the National Council of Engineering Examiners or who were licensed by other states for reciprocity purposes.

Authorizes the Board to issue temporary registrations to persons who are authorized to practice their professions in other states, and eliminates temporary certificates and the more specific criteria governing the issuance of those temporary certificates.

Allows the Board to fine a registrant, refuse to renew a registrant's registration or certificate of authorization, and deny an applicant the opportunity to sit for an examination or to have the examination scored for various offenses.

Revises the complaint and investigation procedure of the Board.

Prohibits a state authority from accepting or using any engineering or surveying plan from any person who is not registered as a professional engineer or surveyor or not otherwise exempt.

Modifies provisions concerning examination, registration, and renewal fees.

Repeals a provision that established specific restrictions regarding evidence submitted by surveyors.

Revises the definitions of "engineer" and "professional surveyor."

Modifies provisions regarding rulemaking and recordkeeping by the Board.

Revises the notification requirement for changes in the code of ethics.



## **Sub. H.B. 344**

**Reps. Calvert, Schmidt, Manning, Hartnett, Barrett, Flannery, Hagan, Distel, D. Miller, Rhine, Fedor, Collier, Kilbane, Lendrum, Carmichael, Carey, Setzer, Buehrer, Faber, Coates, Aslanides, Cates, Webster, Carano, Patton, Cirelli, Latell, Trakas, Williams, Flowers, G. Smith, Oakar, Otterman, Latta**

**Sens. Herington, Amstutz, Blessing, Coughlin, Mumper, Spada**

**Effective date: October 24, 2002**

Prohibits the operation of a historical boiler in public unless the historical boiler bears a current, valid certificate of operation and is operated by an operator licensed under the act.

Creates a seven-member Historical Boilers Licensing Board consisting of three members appointed by the Governor with the advice and consent of the Senate, two members appointed by the President of the Senate, and two members appointed by the Speaker of the House of Representatives.

Specifies the Board's duties, including the requirement that the Board adopt rules with regard to criteria and procedures to be used for inspection and operation of historical boilers that are operated in public.

Establishes licensing requirements for operators of historical boilers that are operated in public.

Establishes inspection requirements and procedures for obtaining a certificate of operation for historical boilers that are operated in public.



## **Am. Sub. H.B. 374**

**Reps. Schmidt, Fessler, Webster, Setzer, Lendrum, Rhine, Carano, Kearns, Kilbane, Young, Collier, Latell, Coates**

**Effective date: April 7, 2003; certain provisions effective April 7, 2004**

Prohibits engaging in the practice of marriage and family therapy or claiming to the public to be engaging in the practice of marriage and family therapy without a valid license as a marriage and family therapist or an independent marriage and family therapist.

Establishes standards for obtaining a marriage and family therapist license or independent marriage and family therapist license.

Renames the Counselor and Social Worker Board the Counselor, Social Worker, and Marriage and Family Therapist Board, and provides for the re-formulated Board to now also license marriage and family therapists and independent marriage and family therapists.

Increases the Board's membership from 11 to 15, and provides that two of the additional members are to be licensed independent marriage and family therapists and the other two additional members are to be licensed marriage and family therapists.

Permits the Board to issue a nonrenewable temporary license authorizing the practice of marriage and family therapy to a person who meets the standards for the license, but is awaiting the next opportunity to take a licensing examination administered by the Board.

Requires a licensed marriage and family therapist to work under the supervision of a psychologist, psychiatrist, professional clinical counselor, independent social worker, or independent marriage and family therapist, and allows a licensed independent marriage and family therapist to work without supervision.

Requires the Board to establish a code of ethical practice for licensed independent marriage and family therapists and marriage and family therapists that is based on, but may be more stringent than, the American Association of Marriage and Family Therapy's code of ethics.

Applies general laws governing professional clinical counselors, professional counselors, independent social workers, social workers, and social work assistants to independent marriage and family therapists and marriage and family therapists.

Provides that a person licensed by the Board is not liable in damages in a civil action, and is not subject to disciplinary action by the Board, for physical harm resulting from failing to predict, warn of, or take precautions to provide protection from the violent behavior of a client unless: (1) the client has communicated to the license holder the client's threat of imminent and serious physical harm or violence against a readily identifiable person and a reasonable counselor, social worker, or marriage and family therapist would believe that the client intends to carry out the threat, and (2) the license holder fails to make a reasonable effort to communicate the client's threat to the person against whom the threat is made or fails to make a reasonable effort to give notice of the client's threat to a law enforcement agency of the political subdivision in which the person against whom the threat is made resides.

Provides that a person licensed by the Board is not liable in damages in a civil action, and is not subject to disciplinary action by the Board, for disclosing any confidential information about a client that is disclosed to protect a threatened person.

Creates the Marriage and Family Therapist Professional Standards Committee, consisting of the Board's marriage and family therapist members and a member representing the public, that is authorized to suspend a licensee who presents a danger of immediate and serious harm to the public.



### **Am. Sub. H.B. 415**

**Reps. Hollister, Schmidt, Fedor, White, Schuring, Carmichael, Flowers, Setzer, D. Miller, Carano, Coates, Sferra, Beatty**

**Sens. Blessing, Fingerhut, Mallory, Prentiss, Harris, Mead**

**Effective date: April 7, 2003**

Statutorily requires a person who rents booth space at a salon in order to practice a branch of cosmetology to obtain an independent contractor license, and establishes misdemeanor penalties for violation.

Adds two additional members to the State Board of Cosmetology, and revises the composition of the Board as follows: one member must hold a current, valid cosmetologist, managing cosmetologist, or cosmetology instructor license; two members must hold current, valid managing cosmetologist licenses and be actively engaged in

managing beauty salons; one member must hold a current, valid independent contractor license or be the owner or manager of a licensed salon in which at least one person holding a current, valid independent contractor license practices a branch of cosmetology; one member chosen from three individuals nominated by the Superintendent of Public Instruction must represent individuals who teach the theory and practice of a branch of cosmetology at a vocational school; one member must be the owner of at least five licensed salons; one member must be a person who is either an advanced practice nurse approved by the Board of Nursing, a certified nurse practitioner or clinical nurse specialist holding a certificate of authority from the Board of Nursing, or a physician authorized by the State Medical Board to practice medicine and surgery or osteopathic medicine and surgery; and one member must be a person representing the general public.

Increases the minimum educational requirements for a practicing or managing license from an eighth grade education to a tenth grade education.

Permits the Board to establish rules to give credit for instruction that was received more than five years before the date of application for a license.

Gives the Board the authority to establish a temporary special occasion work permit for individuals not licensed in Ohio to practice or teach a branch of cosmetology for a limited period of time as part of a promotional or instructional program.

Increases from \$21 to \$40 the fee for the re-examination of an applicant for a license who registered for an examination, but did not appear for it.

Prohibits a person at a salon or school of cosmetology from using or possessing a cosmetic product containing an ingredient that the United States Food and Drug Administration (USFDA) has banned by regulation or from using a cosmetic product in a manner that is inconsistent with a regulatory restriction established by the USFDA.

Prohibits a person at a salon or school from using or possessing a liquid nail monomer containing any trace of methyl methacrylate (MMA).

Enables the Board to impose a fine on or deny, suspend, or revoke the license of a person who violates any of the Board's rules.

Increases from not more than \$100 to not more than \$500 the fine that the Board may levy against a licensee or permittee who has committed a violation of the Cosmetology Law if the person committed more than one violation of the same type.

Revises the exemption for domestic administration of cosmetology services.

Makes a temporary pre-examination work permit renewable according to rules adopted by the Board.



Provides that an inactive license may be restored on the later of: (1) the date on which the person submits proof of completion of the continuing education requirement, or (2) the last day of January of the next odd-numbered year following the year in which the license is classified as inactive.

Gives the Board the authority to issue a temporary work permit to an individual with an inactive license, including an individual with an inactive license issued by another state.

Permits a school of cosmetology to employ persons not licensed under the Cosmetology Law to teach subjects related to cosmetology under certain conditions.

Changes the final day of the biennial licensing period to January 31 of each odd-numbered year.

Exempts inmates who provide cosmetology-related services to other inmates from the Cosmetology Law except when those services are provided in a licensed school of cosmetology within a state correctional institution for females, and requires the Director of Rehabilitation and Correction to oversee those exempted services with respect to sanitation and to adopt rules governing those services.

Revises the definitions of the practice of cosmetology, cosmetologist, managing cosmetologist, and cosmetologist instructor.

Defines the practice of hair design and a hair design salon, and establishes licensing requirements for hair designers, managing hair designers, and hair design instructors.

Defines the practice of natural hair styling and a natural hair style salon, and establishes licensing requirements for natural hair stylists, managing natural hair stylists, and natural hair style instructors.

Modifies the definitions of a managing esthetician and an esthetician instructor.

Revises the definitions of a manicurist, managing manicurist, and manicurist instructor.

Requires a consumer under the age of 18 to obtain the written consent of the consumer's parent or legal guardian prior to receiving tanning services.

Creates a definition of a salon, and modifies the definition of a beauty salon.

Revises the definitions of a school of cosmetology, apprentice instructor, and student.

Allows a school of cosmetology operated by a public entity to offer competency based credits for coursework.

Permits the sale of food at salons if the food is sold in a manner that is consistent with rules adopted by the Board.

Eliminates the definition of glamour photography.



### **Am. Sub. H.B. 496**

**Reps. Peterson, Clancy, Britton, Carmichael, Evans, Fedor, Hagan, Hollister, Latta, McGregor, R. Miller, Redfern, Reinhard, Rhine, Schmidt, Schuring, Setzer, Webster, Willamowski, Olman, Fessler, Calvert, D. Miller, Barrett, Hartnett, Coates, Seitz, Schneider**

**Sens. Harris, Carnes, Robert Gardner**

**Effective date: Emergency, December 23, 2002**

Provides for the Department of Alcohol and Drug Addiction Services to continue to administer a process for the certification or credentialing of chemical dependency professionals for the purpose of Medicare and Medicaid reimbursement until the earlier of: (1) the date on which a new board that the act creates, the Chemical Dependency Professionals Board, is to assume the Department's certification duties, or (2) two years after the act's effective date.

Provides for the Board, when it assumes the Department's certification duties, to issue different types of licenses and certificates for two professions: (1) chemical dependency counseling, and (2) alcohol and other drug prevention services.

Prohibits, with certain exceptions, a person from engaging in chemical dependency counseling for a fee, salary, or other consideration without the appropriate license or certificate from the Board.

Prohibits, with certain exceptions, a person from using chemical dependency counseling or alcohol and other drug prevention services titles without the appropriate license or certificate from the Board.

Provides that the types of licenses for chemical dependency counseling are independent chemical dependency counselor, chemical dependency counselor III, and chemical dependency counselor II.

Provides that the types of certificates for chemical dependency counseling are chemical dependency counselor I and chemical dependency counselor assistant.

Provides that the Board may not issue an initial chemical dependency counselor I certificate, but may renew, until six years after the act's effective date, such a certificate that on the act's effective date is accepted under law revised by the act as authority to practice as a chemical dependency counselor I.

Provides that no person is permitted to engage in or represent to the public that the person engages in chemical dependency counseling as a chemical dependency counselor I as of six years after the act's effective date.

Provides that the types of certificates for alcohol and other drug prevention services are prevention specialist II, prevention specialist I, and registered applicant.

Requires an individual issued a registered applicant certificate to submit to the Board, not later than four years after the certificate's effective date, documentation showing that the individual has completed the requirements to take an examination administered for the purpose of obtaining a prevention specialist II or prevention specialist I certificate.

Requires such an individual to take the examination not later than one year after the Board notifies the individual that the individual meets the requirements to take the examination and, if the individual fails the examination, to retake the examination at least two times per year until the individual passes the examination and, not later than two years after the date of the first examination, to renew the certificate and complete 40 hours of prevention-related education.

Requires the Board to revoke such an individual's registered applicant certificate if the individual fails to meet any of these requirements, and provides that the individual may not apply for a new registered applicant certificate earlier than a period of time that the Board is to determine in accordance with rules.

Requires that the Board determine, as part of the review process of a license or certificate applicant who has obtained the applicant's education, experience, or both outside the United States, whether the applicant's command of the English language and education or experience meet the requirements for the license or certificate.

Requires that the Board prepare and grade examinations to determine the competence of individuals seeking an independent chemical dependency counselor license, chemical dependency counselor III license, chemical dependency counselor II license, prevention specialist II certificate, or prevention specialist I certificate.

Permits the Board to enter into a reciprocal agreement with any state that regulates individuals practicing in the same capacities as those that the Board regulates if the Board



finds that the state has requirements substantially equivalent to Ohio's requirements for receiving a license or certificate, and permits the Board to become a member of a national reciprocity organization that requires its members to have requirements substantially equivalent to the requirements of this state.

Permits the Board to issue, by endorsement, the appropriate license or certificate to a resident of a state with which the Board does not have a reciprocal agreement if the Board finds that the state has requirements substantially equivalent to the requirements of this state and the individual submits satisfactory proof of being currently authorized to practice by that state.

Requires, with certain exceptions, that each individual who holds a license or certificate issued by the Board complete, as a condition of renewal, not less than 40 clock hours of continuing education.

Requires, with certain exceptions, that each individual seeking restoration of an expired license complete a number of hours of continuing education that the Board is to specify in rules.

Provides that a license or certificate issued by the Board, other than a registered applicant certificate, expires two years after it is issued and may be renewed in accordance with the standard renewal procedure in continuing law.

Provides that a license or certificate issued by the Board, other than a registered applicant certificate, that has expired may be restored if the individual seeking restoration applies for restoration not later than two years after the license or certificate expires.

Prohibits an individual who holds or has held a license or certificate issued by the Board from disclosing any information regarding the identity, diagnosis, or treatment of any of the individual's clients or consumers except for the purposes and under the circumstances expressly authorized by federal law or regulations.

Authorizes the Board to refuse to issue or renew or to suspend, revoke, or otherwise restrict a license or certificate or to reprimand a license or certificate holder for certain reasons.

Requires that the Board establish codes of ethical practice and professional conduct for those who hold a license or certificate issued by the Board.

Provides that the act neither authorizes an individual to engage in the practice of psychology, professional counseling, or social work, except to the extent of providing services authorized by the act, nor authorizes an individual who holds a license or certificate issued by the Board to admit a patient to a hospital or requires a hospital to allow any such individual to admit a patient.

Provides that the Board is to consist of 12 voting members appointed by the Governor with the advice and consent of the Senate and one ex officio member appointed by the Director of Alcohol and Drug Addiction Services to represent the Department.

Provides that, except for the initial appointees, voting members of the Board are to serve three-year terms and the ex officio member is to serve at the pleasure of the Director of Alcohol and Drug Addiction Services.

Provides that the voting members are to receive, for each day employed in the discharge of their official duties, an amount established by the Director of Administrative Services pursuant to the pay schedules for public employees exempt from the collective bargaining law.

Provides that the voting members are also to be reimbursed for their necessary and actual expenses incurred in the performance of their official duties.

Requires the Board to employ an executive director, and permits the Board to employ and prescribe the powers and duties of employees and consultants as are necessary to carry out its duties.

Prohibits the Board from discriminating against any licensee, certificate holder, or applicant for a license or certificate because of the individual's race, color, religion, gender, national origin, disability, or age.

Requires that the Board establish fees for examinations, issuing and renewing licenses and certificates, approving continuing education courses, and doing anything else that it determines necessary to administer the act.

Requires money collected under the law governing the Board to be paid into the state treasury to the credit of the Occupational Licensing and Regulatory Fund.

Provides that money credited to the Department's Credentialing Fund be transferred to the Occupational Licensing and Regulatory Fund at the earlier of: (1) the date on which the Board is to assume the Department's certification duties, or (2) two years after the act's effective date.

Provides for the Board to receive routine support services from the Central Service Agency.

Makes an appropriation.



## Sub. S.B. 258

**Sens. Austria, Goodman, Randy Gardner, Jacobson, Hottinger, Fingerhut, Amstutz, Coughlin, Robert Gardner, Harris, Herington, Nein, Roberts, Spada, Mumper, White, Mallory, Prentiss, Blessing, DiDonato**

**Reps. Flowers, Carmichael, Reidelbach, Wolpert, Manning, Schmidt, Coates, Redfern, Salerno, Latell, Setzer, Evans, Clancy, Hollister, Niehaus, Strahorn, DeBose, Sferra, McGregor, Hughes, Rhine, Barrett, Key, Woodard, Carey, Webster, Hagan, Womer Benjamin, Otterman, Schaffer, G. Smith, D. Miller, Perry, Cates**

**Effective date: April 9, 2003**

Permits the fire chief of a township, fire district, city fire department, or village fire department to request the Superintendent of the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check with respect to any person who is under consideration for appointment or employment as a permanent, full-time paid firefighter or appointment as a volunteer firefighter.

Permits an appointing authority to request the Superintendent of BCII to conduct a criminal records check with respect to any person who is under consideration for appointment or employment as an emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic.

Generally prohibits the appointment or employment of a person as a firefighter or emergency medical technician if the person is revealed by a criminal records check to have been convicted of or pleaded guilty to a felony, arson, or an offense substantially equivalent to a felony or arson.

Requires the Superintendent of BCII to prescribe a form to obtain the necessary information to conduct a criminal records check under the act, a standard fingerprint impression sheet for that purpose, and a reasonable fee to be charged for conducting the records check.

Exempts from the Public Records Law specified residential and familial information about a firefighter or an emergency medical technician.

Changes one aspect of the definition of "hotel" used in the Hotel Licensure Law to generally mean specified structures held out to the public as places of temporary residence for pay and to specifically include an extended stay hotel or extended stay motel that: (1) is specifically constructed, and approved by the building official having jurisdiction over it and by the Fire Marshal, for extended stay temporary residence by persons, and (2) contains six or more dwelling units with provision for living, eating, cooking, sanitation, and sleeping.

Provides that the Hotel Licensure Law does not apply to apartment buildings and other structures in which all of the units are residential premises.

Allows an agricultural labor camp, apartment house, lodging house, rooming house, or hospital or college dormitory to be located in the same structure as a licensed hotel or single room occupancy (SRO) facility if the camp, house, or dormitory has been constructed as, and been approved by the building official having jurisdiction over it and by the Fire Marshal as being, a separate building within the hotel or SRO facility structure in accordance with approved building separation rated assemblies.



## **Sub. S.B. 262**

**Sens. Mumper, White, Carnes, Harris, Armbruster, Randy Gardner, Spada**

**Reps. Core, Barrett, Flowers, Carey, Wilson, Setzer, Niehaus, Strahorn, Aslanides, Schmidt**

**Effective date: April 9, 2003; Sections 5 to 8 effective January 8, 2003; certain provisions effective July 1, 2003**

### **Financial responsibility of licensed auctioneers**

Revises the financial responsibility requirements, beginning July 1, 2003, for persons who are licensed under the Auctioneers Law.

Exempts certain persons who were licensed under that Law prior to that date from the new requirements.

### **Creation of Auction Recovery Fund**

Creates the Auction Recovery Fund to be administered by the Director of Agriculture, and, on and after July 1, 2003, requires moneys in the Fund to be used to make payments to persons who have incurred financial losses as a result of persons licensed under the Auctioneers Law who violate specified provisions of that Law.

Revises the requirement that all fees and charges collected under the Auctioneers Law be deposited into the Auctioneers Fund to require that a portion of the license fees be deposited into the Auction Recovery Fund, provides other funding sources, including a possible assessment on licensees, for the new Fund, and requires the Director of Budget and Management to make a one-time transfer of \$500,000 from the Auctioneers Fund to the Auction Recovery Fund by June 30, 2003.

**Procedures for obtaining payment from Auction Recovery Fund**

Specifies that a person who asserts that he or she has been aggrieved by the actions of an individual licensed under the Auctioneers Law that resulted in financial losses may initiate a claim against the Fund in accordance with either an administrative procedure or a judicial procedure.

Establishes an administrative adjudication procedure in the Department of Agriculture by which a person aggrieved by an individual licensed under the Auctioneers Law may seek recovery from the Fund.

Authorizes a person who obtains a final judgment in a court of competent jurisdiction against a person licensed under the Auctioneers Law, on specified grounds, to file an application in a court of common pleas for an order for a direct payment from the Auction Recovery Fund, requires the application to include specified information, and establishes procedures for payment from the Fund.

Authorizes the Director of Agriculture to make payments from the Fund without an administrative or judicial adjudication procedure when the claim against the Fund is \$1,000 or less and other requirements are met.

Establishes limits on the amount of money that may be paid from the Fund for losses involving violations committed by any one licensee.

Requires the license of the person who is the subject of an application for payment from the Fund to be automatically suspended when payment from the Fund is made, requires the Director to provide the offending licensee an opportunity for an administrative hearing on the suspension, and prohibits the Director from reactivating the suspended license until the offending licensee satisfies specified criteria.

Establishes other means by which the Director may recover payment from the offending licensee.

Establishes procedures for claims that involve both the Auction Recovery Fund and the Real Estate Recovery Fund.



## PUBLIC LAND CONVEYANCES

### Sub. H.B. 473

**Reps. Carey, Peterson, Trakas, Core, Schmidt, Cates**

**Sens. Mead, Harris, Shoemaker**

**Effective date: Emergency, June 18, 2002**

Authorizes the conveyance of two parcels of state-owned real estate located in Jackson County to the Jackson City Board of Education in exchange for the conveyance of a parcel of Board-owned real estate.

Authorizes the conveyance of certain state-owned real estate located in Delaware County to Delaware County.

Authorizes the conveyance of certain state-owned real estate located in Perry County to Hocking Technical College.

Corrects a legal description in a previous conveyance of real estate in Scioto County that the Adjutant General has determined is no longer needed for armory or military purposes, the conveyance being to C-FORCE, Inc. under the act.

Authorizes the conveyance and transfer of state-owned personal property comprising part of the Flat Branch Sewage Treatment Plant located in Logan County to the Board of County Commissioners of Logan County.

Authorizes the conveyance of two parcels of state-owned real estate located in Franklin County to the City of Columbus.



### Am. Sub. H.B. 507

**Reps. Metzger, Hollister, Carey, Schmidt, R. Miller, Cates, Wilson, Redfern, Flannery**

**Sen. Coughlin**

**Effective date: September 17, 2002**

Authorizes the conveyance of two parcels of state-owned real estate located in Guernsey County, one parcel to Cambridge Township and the other parcel to Cambridge

Township, the city of Cambridge, Guernsey County, the Guernsey County Port Authority, and the Cambridge-Guernsey County Improvement Corporation as joint tenants.

Authorizes the conveyance of two parcels of state-owned real estate located in Summit County to the Nordonia Hills City School District.



### **Am. Sub. S.B. 219**

**Sens. Oelslager, Roberts**

**Reps. Schuring, Webster, Schmidt, Coates, Schneider, Ogg, Rhine, Hagan**

**Effective date: Emergency, June 7, 2002**

Authorizes the conveyance of state-owned real estate that is located in the counties of Athens, Preble, Stark, and Summit and that is no longer needed by the State Highway Patrol.

Authorizes the conveyance of state-owned real estate that is located in Scioto County by Shawnee State University.



## PUBLIC RETIREMENT

### Sub. H.B. 373

**Reps.** Hughes, Womer Benjamin, Jones, Willamowski, Manning, Flowers, Ogg, Hollister, Schaffer, Boccieri, Lendrum, Brown, Schuring, Schneider, Wolpert, G. Smith, McGregor, Reidelbach, Grendell, Core, Carano, Redfern, D. Miller, Sulzer, Salerno, Widowfield, Cirelli, Perry, Hartnett, Coates, Latell, Strahorn, S. Smith, Oakar, DeBose, Key, Gilb, Latta, Carmichael, Olman, Flannery, Collier, Callender, Evans, Calvert, Hoops, Allen, Otterman, Barrett, Woodard, Kearns, Carey, Metzger, Beatty, Fedor, Rhine

**Sens.** Spada, Blessing, Roberts, Austria, Hagan, Hottinger

**Effective date:** March 24, 2003

Creates an option in the State Highway Patrol Retirement System (SHPRS) of having an age and service retirement benefit consist of a partial benefit lump sum and a reduced monthly pension.

Increases the SHPRS employee contribution rate to 10% of a member's annual salary.

Includes in a refund of an SHPRS member's contributions any amounts paid by the member to purchase service credit.

Permits disability of an SHPRS member to be determined based on a psychological examination.

Clarifies provisions of law governing the Ohio Police and Fire Pension Fund's deferred retirement option plan that concern the significance of the date of an election to participate in the plan, the election of an optional plan of payment of a pension, and other issues.

Eliminates the requirement that a member of the Ohio Police and Fire Pension Fund have 18 months of contributing service credit to be eligible to purchase credit for service covered by another of the state retirement systems.



## Sub. S.B. 134

**Sens. Blessing, Austria, Spada, Fingerhut, Coughlin, Robert Gardner, Herington, Mumper, Ryan**

**Reps. Schuring, Ogg, Boccieri, Barrett, Brown, Lendrum, Willamowski, White, DeWine, Schneider, Hollister, Perry, Rhine, Clancy, Niehaus, Otterman, Carano, Redfern, Seitz, Driehaus, Core, Salerno, Carey, Calvert, Aslanides, Womer Benjamin, Roman, Key, DePiero, Latell, Schmidt, Britton, Young, Seaver, Reidelbach, DeBose, Flannery, Reinhard, Hughes, Olman, Gilb, Carmichael, Buehrer, Latta, Schaffer, Hagan, Fessler, D. Miller, Beatty, Fedor, Cirelli, Coates, Sferra, G. Smith, Allen**

**Effective date: July 23, 2002**

Provides for creation of a deferred retirement option plan in the Ohio Police and Fire Pension Fund under which a member of the Fund who is eligible to retire with full benefits could defer retirement and have the deferred benefits accrue for later payment.

Requires the board of trustees of the Fund to have an actuarial investigation of the plan prepared, and authorizes the board to modify the plan or cease to accept new participants if the investigation shows that the plan has a negative financial impact on the Fund.



## Sub. S.B. 247

**Sens. Blessing, Amstutz, Armbruster, Austria, Carnes, Coughlin, Randy Gardner, Robert Gardner, Harris, Herington, Mead, Shoemaker, Spada, Prentiss, Mallory**

**Reps. Ogg, Flowers, Barrett, Brown, Schaffer, Lendrum, Schuring, Reidelbach, Patton, Distel, Core, Flannery, D. Miller, Cirelli, G. Smith, Hughes, Collier, Seitz, Clancy, Salerno, Fedor, Hagan, Wolpert, Carmichael, Niehaus, Kearns, Fessler, Evans, Cates, Webster, Britton, R. Miller, Beatty, Calvert, Strahorn, Hartnett, Key, DeBose, Woodard, Driehaus, Redfern, Olman, Metzger, Rhine, Carey, Womer Benjamin, Manning, S. Smith**

**Effective date: October 1, 2002**

### **Retirement benefit--partial lump sum option**

Creates an option of having a retirement benefit consist of a lump sum and a reduced monthly payment for members of the Public Employees Retirement System

(PERS), State Teachers Retirement System (STRS), and School Employees Retirement System (SERS).

Creates an option of having a survivor benefit consist of a lump sum and a reduced monthly payment for surviving spouses and designated beneficiaries of former PERS, STRS, and SERS members.

**Public Employees Retirement System defined contribution retirement plan**

Alters provisions governing the PERS defined contribution retirement plan.

**State Teachers Retirement System**

Permits a person who has contributions on deposit with STRS to withdraw accumulated contributions even though the person is participating in PERS or SERS if the participation is in a defined contribution plan.

Adds amounts paid for credit for time while on a leave of absence to the amount used in calculating the additional amount given a member on refund of the member's accumulated contributions.

Adds credit obtained by transfer from the Cincinnati Retirement System to the kinds of service credit used in determining whether an STRS member has 30 years of service.

Changes the procedure for spousal consent under a defined contribution plan.

Provides that a teacher who is receiving a disability benefit under a defined contribution plan may not be reemployed as a teacher and continue to receive the benefit.

**Ohio Police and Fire Pension Fund**

Makes changes to the cost of living increase granted to surviving spouses and children of deceased members of the Ohio Police and Fire Pension Fund (OP&F).

Makes permissive the redeposit of contributions previously withdrawn by an OP&F member when the member returns to employment with the same police or fire department.

**Public Employees Retirement System**

Allows certain PERS retirants who became reemployed prior to June 30, 1991, in positions covered by PERS to make a one-time election to receive a retirement allowance during reemployment.

Permits reemployed retirants to receive the retirement allowance that accrues during reemployment as an annuity that continues after the retirant's death to a survivor.

**Health insurance options for retirees of Ohio public pension systems**

Eliminates the requirement that PERS, STRS, SERS, OP&F, and the State Highway Patrol Retirement System offer retirants the alternative of receiving health insurance coverage through enrollment with a health insuring corporation.



## STATE GOVERNMENT

### Am. Sub. H.B. 319

**Reps.** Webster, Flowers, Calvert, Seitz, Allen, Sullivan, Jerse, Carmichael, Carano, Jolivette, Fessler, Reidelbach, Schneider, Schaffer, Hollister, Cates, Sykes, Oakar, Metelsky, Latell, Setzer, Hughes, Schmidt, Niehaus, Coates, Evans, Hagan, Schuring, Buehrer, Peterson, Lendrum, Willamowski, Reinhard, Roman, Damschroder, D. Miller, DeWine, Husted, Collier, Faber, Manning, Aslanides, Patton, Otterman, Gilb, Wilson, White, Hartnett, Britton, Widowfield, Perry, Hoops, Cirelli, Fedor, R. Miller, Kearns, Barnes, Key, Redfern, Krupinski, Rhine, Woodard

**Sens.** Mead, Robert Gardner, Goodman, Coughlin, Armbruster, Austria, Brady, Harris, Hottinger, Jacobson, Mumper, Roberts, White

**Effective date:** Emergency, February 1, 2002

Enacts the Emergency Management Assistance Compact, and prescribes the Compact's format and wording.

Requires the states entering into the Compact to provide mutual assistance in managing any emergency or disaster that is duly declared by the governor of an affected party state.

Requires the formulation of appropriate interstate mutual aid plans and procedures that are necessary to implement the Compact.

Generally requires any state receiving aid under the Compact to reimburse any state providing aid for any loss or damage to, or expense incurred in the operation of, any equipment in answering the request for the aid; for any expense of providing any service in answering the request; and for other costs incurred in answering the request.

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### Am. H.B. 326

**Reps.** Jolivette, Peterson, Coates, Latell, Carmichael, Sykes, Flowers, Patton, Oakar, Sullivan, Schmidt, Seitz, R. Miller, Evans, Faber, Boccieri, Flannery, Carano, Hartnett, Sulzer, Ogg, Redfern, Fedor, Barrett, Cirelli, Calvert, Driehaus, Strahorn, Latta, Olman, Key, Seaver, Perry, Schaffer, Distel, S. Smith, Rhine, Krupinski, Hoops, Brown, Young, Otterman, Widowfield, Kilbane, Roman, Allen, Aslanides, Collier, Beatty, Barnes, Britton, Salerno, Woodard

**Sens. Mumper, Coughlin, Austria, Carnes, DiDonato, Goodman, Harris, Herington, Oelslager, Roberts, Ryan**

**Effective date: July 23, 2002**

Entitles a full-time state employee to a maximum of 30 days paid leave per year to serve as a liver or kidney donor and a maximum of seven days paid leave per year to serve as a bone marrow donor.

Encourages political subdivisions and private employers to grant similar paid leave to their full-time employees.

Requires periodic provision of information about the leave entitlements to full-time state employees by the Director of Administrative Services in the case of employees paid directly by warrant of the Auditor of State or by appointing authorities in the case of employees who are not so paid.



## **H.B. 365**

**Reps. Setzer, Clancy, Goodman, Husted, Kearns, Webster, Carmichael, Lendrum, Schmidt, Seaver, Roman, Wolpert, Carano, Coates, Distel, Driehaus, Fessler, Flowers, Hughes, Otterman, Salerno, Sferra, Stapleton, Strahorn, White, Widowfield, McGregor, Calvert, Trakas, Aslanides, Schneider, Grendell, Barnes, Evans, Jones, Cirelli, Williams, Raga, Niehaus, Fedor, Manning, Collier, Reidelbach, Cates**

**Sens. Jacobson, Robert Gardner**

**Effective date: May 30, 2002**

Authorizes the Auditor of State to declare a fiscal watch when the projected fiscal year-end deficit of a municipal corporation, county, or township exceeds 1/12th of its general fund revenue from the preceding fiscal year.



## **Sub. H.B. 406**

**Reps. Reidelbach, Hollister, Seitz, Calvert, Seaver, Niehaus, G. Smith, Schmidt, Setzer, Husted, Latta, Kearns, Webster, Patton, Williams, Distel, Lendrum, Faber, Schneider, Carmichael, Flowers, Hughes, Wolpert, McGregor, Salerno, Coates, Peterson, Sullivan, Cirelli, Barrett, Boccieri, Gilb, Oakar, Latell**

**Sen. Goodman**

**Effective date: March 19, 2003**

Authorizes the Secretary of State to publish and distribute election statistics, official rosters, pamphlet laws, and session laws in an electronic format.

Generally requires the Secretary of State to maintain the ability to provide a paper, book, or other nonelectronic format of those documents if a public records request is made for a nonelectronic format of them.

Reduces from a maximum of 900 copies to a minimum of 25 copies the number of permanently bound volumes of session laws that must be compiled, published, and distributed by the Secretary of State.



### **Am. Sub. H.B. 426**

**Reps. Young, Brinkman, Britton, Carey, Carmichael, DeWine, Fessler, Flowers, Hagan, Lendrum, Schaffer, Schmidt, Seaver, Webster, Willamowski, Trakas, Patton, Damschroder, Williams, Buehrer, Coates, Hollister, Carano, Sulzer, Sferra, Setzer, Niehaus, Reidelbach, Salerno, Otterman, Kearns, Roman, Perry, Brown**

**Sens. Robert Gardner, Amstutz**

**Effective date: September 6, 2002**

Requires state agencies and political subdivisions acquiring property by eminent domain, when the Displaced Persons Law is involved, to make every reasonable effort to provide a copy of an appraisal to the owner of real property appraised at more than \$10,000 and to update or obtain new appraisals under certain circumstances.

Specifies that a state agency's or political subdivision's acquisition of property must be for a defined public purpose that is to be achieved in a defined and reasonable period of time.

Makes other changes in the acquisition of property standards of the Displaced Persons Law, including requirements for: (1) a reasonable opportunity for an owner of real property to accompany an appraiser who is inspecting the property, (2) the amount of an agency's offer to acquire the property to be no less than the full amount of just compensation established for the property, and (3) the owner to be given a reasonable opportunity to consider the offer, present material that the owner believes to be relevant

to determining the property's fair market value, and suggest modification in the acquisition's terms and conditions.



## **Am. Sub. H.B. 512**

**Reps. Husted, Faber, Setzer, Collier, Latta, Williams, Webster, Britton, Lendrum, Niehaus, Evans, Flannery, Latell, Coates, Schaffer, Carano, Otterman, Sferra, Raga, Jolivette, G. Smith, Core, Wolpert, Peterson, Seitz, Kearns, Young, Cirelli, Willamowski**

**Sen. Jacobson**

**Effective date: April 3, 2003**

Defines "bingo" to include regular bingo, instant bingo, punch boards, and raffles.

Creates a separate license for a charitable organization to conduct bingo, a separate license to conduct instant bingo at a bingo session, and a separate license to conduct instant bingo other than at a bingo session, and establishes annual fees for the latter two licenses based on the charitable organization's gross annual revenues from instant bingo.

Authorizes the use of electronic bingo aids to assist participants in playing regular bingo.

Requires the licensing of manufacturers and distributors of bingo supplies.

Regulates the conduct of instant bingo and raffles.

Enacts provisions that govern the distribution of the net profit of instant bingo conducted by veteran's organizations and fraternal organizations and of the net profit of instant bingo conducted by other charitable organizations.

Makes other changes in the Charitable Gambling Law.



## **H.B. 539**

**Reps. Raga, Husted, Evans, Schmidt, Faber, Clancy, Fessler, Willamowski, Latta, Webster, Hollister, Roman, Brown, Aslanides, Carmichael, Collier, Schaffer,**

**Rhine, Jolivette, Lendrum, Allen, Peterson, Latell, Buehrer, Young, Hagan, Grendell, Seitz, Flowers, Schuring, Seaver, Hartnett, Ogg, D. Miller, Wilson, Niehaus, Calvert, Bocchieri, Redfern, Carey, Hoops, Britton, Sferra, Coates, Carano, Kilbane, Salerno, Cates, Gilb, Kearns, Flannery, Setzer, DeWine, Schneider, Womer Benjamin, Trakas, Otterman, DeBose**

**Sens. Robert Gardner, Jordan, Coughlin, Mumper, Amstutz, Austria, Harris, Spada, Wachtmann, White**

**Effective date: April 7, 2003**

Declares as against public policy and as unenforceable deed restrictions and condominium, homeowner, neighborhood, and civic association rules, regulations, bylaws, and other governing documents to the extent that they: (1) prohibit the display, or placement of flagpoles for the display, of the United States flag in certain ways, and (2) are not legally binding on the act's effective date.



### **Am. Sub. S.B. 115**

**Sens. Hottinger, Coughlin, Blessing, Mead, Mumper, Goodman, Spada, Oelslager, Robert Gardner**

**Reps. Flowers, Schaffer, Carmichael, Reidelbach, Young, Schmidt, Kearns, Otterman, Hagan, Carey, Setzer, Rhine, Flannery, Clancy, Wilson, Niehaus, Coates, Cirelli, Evans, Perry, Latell, Sferra, Carano, D. Miller, Widowfield, Hughes, Olman, Fessler, Hollister, Damschroder, Salerno, Wolpert, Brown, Barrett, DeBose, Key, Willamowski**

**Effective date: March 19, 2003**

Declares the State Fire Marshal's office to be a firefighting agency to allow the office to provide fire protection or emergency medical services to any governmental entity, firefighting agency, private fire company, or emergency medical service organization in Ohio or another jurisdiction.

Provides certain full defenses to civil liability to the Fire Marshal's office, and a qualified personal civil immunity to the office's officers and employees, relative to negligent actions or omissions during motor vehicle operation while providing fire protection or emergency medical services to any governmental entity, firefighting agency, private fire company, or emergency medical service organization in Ohio or another jurisdiction.

Provides a full defense to civil liability to the Fire Marshal's office for negligent actions or omissions during motor vehicle operation by the Fire Marshal, Chief Deputy

Fire Marshal, or assistant fire marshals when carrying out specified powers and a qualified personal civil immunity to those individuals relative to motor vehicle operation under the same circumstances.

Provides a qualified civil immunity for instructors at the Ohio Fire Academy and other fire service training programs.

Renames the Arson Bureau in the Fire Marshal's office, as the Fire and Explosion Investigation Bureau, and renames the Arson Crime Laboratory in the Fire Marshal's office as the Forensic Laboratory.

Creates the Bureau of Code Enforcement in the Fire Marshal's office, and specifies the qualifications and duties of the Bureau's Chief.

Grants the Chief of the Bureau of Code Enforcement, and assistant fire marshals under certain direction, the power to cause the inspection of certain buildings, structures, and other places.

Expands the types and nature of items that the Fire Marshal or an assistant fire marshal may require a witness to produce during an inquiry or investigation.

Modifies the law concerning citations issued by the Fire Marshal, an assistant fire marshal, or a certified fire safety inspector and related appeals.

Makes permissive the Fire Marshal's duty to arrest and charge a person for arson or a similar crime or for negligent burning.

Expands the employees of the Fire Marshal's office who must be excluded from the classified civil service.

Revises the qualifications of the Fire Marshal and of the Chief Deputy Fire Marshal, and revises the characteristics of an assistant fire marshal.

Provides for the temporary filling by the Chief Deputy Fire Marshal of the Fire Marshal's office when an absence or temporary inability to perform of the Fire Marshal, or a vacancy in the office, occurs.

Requires the Fire Marshal to develop a uniform standard, rather than a form, for the reporting of burn injuries, and expands the definition of "burn injury" to include physical harm caused by fireworks, novelties and trick noisemakers, and wire sparklers.

Allows the State Fire Commission to maintain the Ohio Fire Service Hall of Fame and to use state funds for the payment of associated recognition and commemoration expenses.

Makes other changes in the Fire Marshal's Law and related statutes.

Increases from \$200 to \$300 per month the amount of benefits payable from the Volunteer Fire Fighters' Dependents Fund to a volunteer firefighter who is totally and permanently disabled in the line of duty.

Increases from \$65 to \$125 per month the amount of the benefits payable from the Volunteer Fire Fighters' Dependents Fund for certain surviving dependent children of volunteer firefighters, and extends those benefits to dependent children under 23 years of age who attend a specified type of post-secondary educational institution.

Increases from \$200 to \$300 per month the amount of the benefits payable from the Volunteer Fire Fighters' Dependents Fund to the surviving spouses of volunteer firefighters, and permits the benefit to continue following remarriage.

Provides paid leave of 40 hours per year to state employees for service as a volunteer firefighter or emergency medical services worker.



### **Am. Sub. S.B. 193**

**Sens. White, Spada, Carnes, Roberts, Harris, Oelslager**

**Reps. Flowers, Clancy, Webster, Kearns, Cates, Young, Seitz, Schmidt, G. Smith, Coates, Grendell, Carey, Schneider, Peterson, Core, Calvert, Collier, Setzer, Britton, Niehaus, Aslanides**

**Effective date: June 13, 2002**

Expands the investment authority, relating to investing in corporation commercial paper, repurchase agreements, certificates of deposit, debt obligations and interests, and no-load money market mutual funds, of the Treasurer of State under the Uniform Depository Act.

Modifies the authority of the State Board of Deposit to designate public depositories.

Increases the amount that may be invested in agricultural linked deposits.

Repeals the Depressed Economic Area Linked Deposit Program.

Establishes the Housing Linked Deposit Program under which the Treasurer of State: (1) may partner with a municipal corporation or county that has established a

housing linked deposit program, or (2) may establish, in the absence of such a linked deposit program, requirements for participation in a housing linked deposit program.

Modifies the vendor reporting requirements of county auditors.



### **Sub. S.B. 226**

**Sens. Blessing, Robert Gardner, Goodman, Fingerhut, DiDonato, Mallory, Spada, Roberts**

**Reps. Clancy, Young, Schmidt, Otterman, Latell, Willamowski, Allen, Coates, Britton, Hoops**

**Effective date: September 17, 2002**

Permits the transfer of a lottery prize award pursuant to a transfer agreement upon the prior approval of a court of competent jurisdiction.

Requires that a transferee provide to a lottery prize winner a detailed disclosure statement of prize award payments to be transferred under the agreement, including their amounts, due dates, and discounted present value.

Establishes procedures for filing an application with the court for approval of the transfer.

Prescribes tax withholding requirements for transfer of lottery prize awards.



### **Am. S.B. 240**

**Sens. Amstutz, Jordan, Mead, Harris, White, Randy Gardner, Austria, Coughlin, Robert Gardner, Hottinger, Mumper, Spada, Wachtmann, Jacobson**

**Reps. Clancy, Flowers, Young, Buehrer, Cates, Peterson, Trakas, Carmichael, Sykes, Patton, Oakar, Wilson, Reinhard, Latta, Gilb, Hughes, Sulzer, Faber, Niehaus, McGregor, Seitz, Coates, Core, Ogg, Hartnett, Cirelli, Jolivette, Driehaus, Reidelbach, Collier, Schaffer, Williams, Evans, Wolpert, Willamowski, Hagan, Fessler, Manning, Damschroder, Olman, Fedor, White, Webster, Grendell, Schmidt, Roman, Otterman, Boccieri, Calvert, Schneider, Strahorn, Setzer, Latell, Key, Woodard, Brown**

**Effective date: November 1, 2002**

Establishes requirements governing the display, care, and disposal of the state flag.

Requires the state flag to be burgee-shaped, explains the symbolism of the state flag, and adopts an official pledge to the state flag.



## **Sub. S.B. 265**

**Sens. Hottinger, Amstutz, Spada, Finan, Harris**

**Reps. Willamowski, Seitz, Callender, Faber, Schmidt, Sullivan, Evans, Kearns**

**Effective date: September 17, 2002**

Permits the incorporation of a text or other material into an administrative rule by reference if certain specified procedures are followed.

Permits the Joint Committee on Agency Rule Review (JCARR) to recommend the adoption of a concurrent resolution invalidating a rule or a proposed rule if the rule incorporates a text or other material by reference and the agency that adopted or proposed the rule failed to file, deposit, or display the incorporated text or material as required by the act or the incorporation by reference fails to meet the act's standards.

Requires an agency that files an original rule or a revised version of a rule in either proposed form or for review and that incorporates a text or other material by reference to file in electronic form with JCARR one complete and accurate copy of the text or other material incorporated by reference or to deliver one such copy to JCARR if it is not feasible to file it electronically.

Requires an agency that files a rule in final form that incorporates a text or other material by reference to deposit one copy of the text or other material at a specified depository library or to display on a web site the text or other material incorporated by reference in the administrative rule.

Provides exemptions to the requirements for filing, depositing, or displaying text or other material that has been incorporated by reference in an administrative rule.

Expands the information that must be contained in a rule summary and fiscal analysis submitted to JCARR when the proposed rule incorporates a text or other material by reference.

Requires the State Library Board to designate by rule five depository libraries so as to provide statewide, geographically distributed accessibility to agency deposits of texts or other materials that have been incorporated by reference into rules for the deposit of text or other material that has been incorporated by reference in an administrative rule, and requires the Board to use emergency rule-making procedures to designate the libraries in anticipation of the first applicability of the act's provisions.

Permits certain emergency rules to be readopted as emergency rules during the legislative review carry-over period.

Provides special rules and procedures for the applicability and the implementation of the provisions of the act.



# TAXATION

## Am. H.B. 65

**Reps.** Calvert, Carey, Britton, Damschroder, Evans, Seitz, Hartnett, Fedor, Young, Boccieri, Hollister, Core, Schuring, Jolivette, Redfern, Allen, Willamowski, Womer Benjamin, Latta, Gilb, Coates, Brown, S. Smith, Sykes, Kilbane, Olman, Setzer, Niehaus, Collier, Buehrer, Aslanides, Schmidt, Flannery, Sulzer, Lendrum, Trakas, Hughes, Reidelbach, Carmichael, Barrett, Flowers, Metzger, Otterman, Wolpert, Carano, Oakar, Roman, Peterson, McGregor, Jerse, G. Smith, DeBose, Webster, Distel, Mason, Latell, D. Miller, Key, Woodard, Driehaus, Rhine, Krupinski, Faber, Hoops

**Sens.** Amstutz, Austria, Blessing, Fingerhut, Randy Gardner, Goodman, Harris, Herington, Jordan, Mumper, Nein, Oelslager, Spada, Jacobson

**Effective date:** April 3, 2003

Exempts real and tangible personal property from taxation if it is held by any veterans' organization that is exempted from the federal income tax.

In the case of real property, permits the exemption even if the property is used to generate gross income of up to \$7,500 per year, increasing to \$10,000 in 2012.



## Sub. H.B. 129

**Reps.** Webster, Boccieri, Peterson, Cates, Jolivette, Hughes, Allen, Husted, Calvert, Hoops, Faber, Carey, Carano, Coates, D. Miller, Schmidt, Ogg, Hartnett, Seitz, Hagan, Collier, Sulzer, Perry, Raga, Otterman, Barrett, Niehaus, Sferra, Schneider, Flowers, Fedor, Young

**Sens.** Blessing, Shoemaker, Hagan

**Effective date:** June 3, 2002

Permits county budget commissions to waive the requirement that local governments adopt annual tax budgets.

Accelerates the time frame in which a school district's base-cost payment is recomputed when a portion of its real and personal property tax revenue is not collectable because a corporate taxpayer is in bankruptcy reorganization.

Requires that if a school district receives a grant from the Catastrophic Expenditures Account under the same circumstances for which its state aid is adjusted or recomputed, the state aid amount must be reduced by the amount of the grant that it received.

Modifies the procedure by which notification is made of a school district's potential to incur a deficit during the first three years of its five-year projections of revenues and expenditures.

Revises the percentages of the kilowatt-hour and natural gas excise tax receipts that are credited to the School District Property Tax Replacement Fund and the Local Government Property Tax Replacement Fund.

Corrects printing errors in county official classification and compensation schedules.



### **Am. Sub. H.B. 198**

**Reps. Peterson, Niehaus, Olman, Carano, McGregor, Coates, Widowfield, Hughes, Perry, Core, Schmidt, Collier, Hartnett, Sulzer, Hoops, R. Miller**

**Sen. Spada**

**Effective date: March 31, 2003**

Provides for delinquent real and tangible personal property taxes, once collected, to be distributed among taxing districts in the same proportions that current taxes are distributed rather than in the proportions taxes that were distributed while the delinquency accrued.

Requires a county auditor to issue a total current tax valuation certification within ten days after it is requested by a taxing authority.

Requires that the certification be filed with any resolution or ordinance certified to a county board of elections by the taxing authority.



## **Am. H.B. 301**

**Reps. Hoops, Jolivette, Sykes, Latta, Widowfield, Niehaus, S. Smith, Coates, Evans, Buehrer, Schmidt, Sferra, Redfern, Carano, Allen, Lendrum, Barrett, Cirelli, Perry, Barnes, Fedor, Sulzer, Distel, Flowers, G. Smith**

**Sens. Spada, DiDonato, Mead, Austria, Espy, Robert Gardner, Harris**

**Effective date: May 30, 2002; certain provisions effective January 1, 2004**

Prohibits political subdivisions from charging interest to other political subdivisions that wrongfully receive estate tax distributions.

Provides a procedure whereby certain permanent municipal property tax levies can be converted into levies lasting for up to five years, subject to voter approval.



## **Sub. H.B. 390**

**Reps. Carey, Britton, Cates, Calvert, Seitz, G. Smith, Jolivette, Rhine, Flowers, Schmidt, Faber, Aslanides, Metzger, Carano, Hagan, Latta, Latell, Roman, Williams, Fessler, Fedor, Webster, Husted, Lendrum, Widowfield, Ford, Damschroder, Collier, Metelsky, Hollister, Gilb, Ogg, Grendell, Willamowski, Clancy, Reidelbach, Schneider, Buehrer, Core, Niehaus, Evans, Reinhard, McGregor, Hughes, Peterson, Hoops, Coates, Setzer, Flannery, Wilson, Sulzer, Barrett, DePiero, Redfern, Schaffer, Kilbane, Seaver, Oakar, Hartnett, Distel, Young, S. Smith, Manning, Krupinski, Olman, Blasdel, Woodard, Kearns, Carmichael, Trakas, D. Miller, Patton, Otterman, Allen, Brown, R. Miller, Strahorn, Jones**

**Sens. Amstutz, Austria, Spada, Fingerhut, Ryan, Blessing, Brady, Randy Gardner, Hottinger, Nein, Roberts, Shoemaker, Herington**

**Effective date: Emergency, March 4, 2002**

Extends the filing deadline for real property tax complaints when the tax payment deadline is extended.

For members of the National Guard or of a reserve component of the United States Armed Forces who have been called to active or other duty under Operation Enduring Freedom, Operation Noble Eagle, or the Governor's directive of September 28, 2001, extends the time within which taxes and assessments charged against real property or mobile or manufactured homes must be paid.

Requires that the county treasurer enter into a contract, in the same manner and under the same terms as a delinquent tax contract except that it must specify that payments begin in the seventh month after the member's duty terminates, with the member or the member's spouse or parent for payment of the taxes and assessments in installments.

Includes the kilowatt-hour tax in the calculation for the temporary modification of certain local government fund distributions, and makes other changes to the distributions.



### **Am. H.B. 396**

**Reps.** Latta, Kearns, Hollister, Otterman, Seitz, Lendrum, Reidelbach, Schmidt, Willamowski, D. Miller, Fessler, Jones, Jolivette, Roman, Faber, Aslanides, Kilbane, Coates, Hoops, S. Smith, Gilb, Carmichael, Barnes, Manning, Damschroder, Niehaus, Clancy, Schuring, Hagan, Olman, R. Miller, Patton, Cates

**Sens.** Spada, Herington, Oelslager, Wachtmann

**Effective date:** June 13, 2002

Permits the Attorney General and state agencies to grant extensions beyond one year for the payment of claims owed to the state.

Prescribes standards governing when the Tax Commissioner and the Attorney General may compromise with, or allow installment payments by, a taxpayer on an unsettled tax claim.

Specifies that a tax claim compromise may benefit only the parties to the compromise and must be voided if it is not complied with or if it is obtained by fraud or material misrepresentation.



### **Sub. H.B. 416**

**Reps.** Trakas, Evans, Seitz, Sullivan, Seaver, Patton, Schmidt, Jerse, Oakar, Carano, Faber, Collier, Allen, Schneider, Schaffer, Britton, Williams, Latta, Kilbane, Gilb, Niehaus, Callender, Hartnett, Brown, Olman, Calvert, Blasdel, Grendell, Carey, Aslanides, Cates, Sulzer, Willamowski, Perry, Distel, Flannery,

**DePiero, Jolivette, Ogg, Hughes, Carmichael, Womer Benjamin, Webster, Reidelbach, Otterman, G. Smith, Roman, Hoops, Coates, Latell**

**Sens. Amstutz, Roberts, Blessing, Spada, Harris, Jacobson, Fingerhut, Randy Gardner, Robert Gardner, Prentiss, Mumper, Hagan, Nein, Wachtmann, Finan, Hottinger, Coughlin**

**Effective date: September 6, 2002**

Grants a property tax exemption for homes for the aged, and independent living facilities operated in conjunction with them, that are owned by a church or a charitable or fraternal organization and occupied by clergy, members of a religious order, or other organization members who have retired from unpaid service to the church or a charitable, fraternal, or educational institution.



### **Sub. H.B. 518**

**Reps. Schmidt, Cates, Clancy, Britton, Driehaus, Barrett**

**Effective date: September 6, 2002**

Authorizes the boards of county commissioners of certain counties to levy an additional excise tax of up to 3½% on lodging to be used to pay the costs of constructing, expanding, maintaining, operating, or promoting a convention center in those counties.

Authorizes the legislative authority of the most populous municipal corporation located wholly or partly in a county in which the board of county commissioners has levied such an increase in the lodging tax to increase that municipal corporation's lodging tax by not more than an additional 1% to be used to pay the costs of constructing, expanding, maintaining, operating, or promoting a convention center in the county.



### **Am. Sub. S.B. 143**

**Sens. Blessing, Amstutz, DiDonato, Mead, Spada, Finan, Harris**

**Reps. Kilbane, Kearns, Metzger, Schuring, Jones**

**Effective date: March 22, 2002; certain provisions effective June 21, 2002, August 1, 2002, and July 1, 2003; contains item veto**

Enacts the Simplified Sales and Use Tax Administration Act, a model act recommended by the National Conference of State Legislatures (NCSL), for the development of a voluntary, streamlined system for the collection of sales and use taxes from remote sellers.

Requires that the state participate in multi-state discussions to develop the system and review and amend the Streamlined Sales and Use Tax Administration Agreement recommended by NCSL.

Permits the Tax Commissioner to enter into the Agreement with other states if the final Agreement: (1) contains certain standards, and (2) establishes requirements with which all states that sign the Agreement must comply.

Makes changes to state and local sales and use tax laws, effective July 1, 2003, to reflect simplification and administration requirements contained in the model act and interstate Agreement, including establishing uniform standards for exemption certificates and for attributing the source of transactions to taxing jurisdictions, providing monetary allowances to certain vendors, and requiring notice to vendors of local tax rate changes and restricting the frequency of such changes.

Effective August 1, 2002, implements a sales tax sourcing provision for mobile telecommunications service to comply with the federal Mobile Telecommunications Sourcing Act.

Disallows use tax reporting on or payment with the personal income tax return for purchases where the tax already has been paid.



## **Am. Sub. S.B. 144**

**Sens. Mumper, Jordan, Spada, Mead, DiDonato, Amstutz, Austria, Randy Gardner, Robert Gardner, Harris, Hottinger, Jacobson, Oelslager, Wachtmann, White, Carnes, Ryan, Prentiss**

**Reps. Faber, Grendell, Aslanides, Metzger, Carmichael, Krupinski, Redfern, Rhine, Distel, Seaver, Barrett, Reinhard, Niehaus, Boccieri, Damschroder, Core, Wolpert, Kearns, Buehrer, Hoops, Perry, Strahorn, Schaffer, DeWine, Willamowski, Flowers, Carey, Stapleton, Husted, Peterson, Webster, Calvert, Setzer, Hughes, Raga, Hollister, Olman, White, Hagan, Fessler, Gilb, Latta, McGregor, Lendrum, Salerno, Reidelbach, Clancy, G. Smith, Blasdel, Wilson, Schneider, Schmidt, Coates, Williams, Seitz, Widowfield, Trakas, Jolivette, Cates, Collier, Carano, Sferra, Fedor, Sulzer, Ogg, Hartnett, Flannery, Otterman, Allen, DeBose, Womer Benjamin, R. Miller, Mason, Patton, Key,**

**Woodard, DePiero, Beatty, Roman, Driehaus, Young, Cirelli, Britton, Sykes, Brown**

**Effective date: Emergency, March 21, 2002**

Creates the Ethanol Incentive Board whose sole duty is to review the business plan submitted to it by an owner of an ethanol production plant who desires investors in the plant to be eligible for a nonrefundable tax credit for their investments.

Beginning in tax year 2003 or taxable year 2002, as applicable, and ending in tax year 2013 or taxable year 2012, as applicable, allows a nonrefundable tax credit against corporation franchise or personal income tax liability for an investor in an ethanol production plant for which a certificate of approval of the plant's business plan has been issued by the Board.

Provides that the tax credit is equal to 50% of the money invested in such a plant, not to exceed \$5,000, and that any credit amount in excess of the tax due may be carried forward three tax years or three taxable years, as applicable.

Includes ethanol or other biofuel production plants in the types of air quality facilities for which the Ohio Air Quality Development Authority may issue bonds or make loans or grants.

Specifies that when ethanol is blended or mixed into gasoline that is sold or offered for sale to the public, a retail dealer of gasoline is not required to disclose either the fact that the gasoline contains ethanol or the percentage of ethanol that is contained in the gasoline.

Provides that such nondisclosure is not an unfair or deceptive act under the Consumer Sales Practices Act.



## **Sub. S.B. 200**

**Sens. Spada, Amstutz, Carnes, Harris**

**Reps. Olman, Niehaus, Coates, Hartnett, S. Smith, Brown, Hoops, McGregor, Latta, Roman, Schmidt, Jolivette, Fessler, Gilb, G. Smith, Seaver**

**Effective date: September 6, 2002; certain provisions effective January 1, 2003**

Establishes a general procedure for refunding various taxes and fees.

Creates a general assessment correction procedure for various taxes and fees.

Modifies requirements relating to the service of orders and the form of and method of serving assessment notices.

Makes various changes in the administration of motor fuel and fuel use taxes.

Makes numerous changes in the administration of sales and use taxes.

Modifies provisions of the Corporation Franchise Tax Law relating to delinquency penalties and interest on estimated tax payments, the carryover period for net operating losses, and the value of stock for determining tax liability.

Simplifies the procedure for recapturing excess state aid paid to school districts when public utility property is undervalued.

Changes the period on which annual inflation adjustments are based when indexing various income amounts, tax credits, and exemptions.

Makes other miscellaneous changes in tax administration laws such as removing obsolete language and clarifying continuing law.



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## VETERANS

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### Am. H.B. 123

**Reps.** Distel, Hartnett, Fedor, Seitz, Jerse, Flannery, D. Miller, Willamowski, Redfern, Otterman, Rhine, Britton, Cates, Allen, DePiero, Jones, Ford, Boccieri, R. Miller, Wilson, Barrett, Faber, Grendell, Metzger, Carey, Calvert, Core, Husted, Hughes, Widowfield, Lendrum, Flowers, Driehaus, Carano, Ogg, Aslanides, Evans, Krupinski, Latta, Carmichael, Coates, Jolivette, Cirelli, Beatty, Perry, Sullivan, Oakar, Latell, Seaver, Kilbane, Young, Niehaus, Peterson, Setzer, G. Smith, Woodard, Key, Schaffer, Hollister, Collier, Gilb, Webster, Hagan, Sykes, Strahorn, Schneider, S. Smith, Roman, Patton, Schmidt, Salerno

**Sens.** Coughlin, Mumper, Roberts, Robert Gardner, Blessing, Carnes, Finan, Randy Gardner, Harris, Herington, Mead, Oelslager, Prentiss, Shoemaker, Ryan, Spada, White, Nein, Hagan, Fingerhut, Brady, Jordan, DiDonato, Austria

**Effective date: May 30, 2002**

Increases from \$300 to \$500 the maximum amount that a county can appropriate to a veterans' organization to aid in defraying its Memorial Day expenses.

Lengthens the application period for such an amount from 30 days before Memorial Day to 120 days before the holiday.



# HISTORY OF BILLS THAT BECAME ACTS

Listed on the following pages is the legislative history of each bill enacted in 2002. Each bill for which a substitute version was prepared is preceded by "S," and each bill that was amended is preceded by "A." The committees of the House and Senate are abbreviated as follows:

## HOUSE

ANR	Agriculture and Natural Resources
CC	Civil and Commercial Law
CL	Commerce and Labor
CRJ	Criminal Justice
EDB	Economic Development and Small Business
ED	Education
EE	Energy and Environment
FA	Finance and Appropriations
FI	Financial Institutions
HFS	Health and Family Services
INS	Insurance
LGT	Local Government and Townships
PU	Public Utilities
RA	Retirement and Aging
RR	Rules and Reference
SG	State Government
TPS	Transportation and Public Safety
WM	Ways and Means

## SENATE

AGR	Agriculture
ECD	Economic Development, Technology, & Aerospace
ED	Education
ENR	Energy, Natural Resources and Environment
FIN	Finance and Financial Institutions
HHA	Health, Human Services and Aging
HT	Highways and Transportation
ICL	Insurance, Commerce and Labor
JCV	Judiciary – Civil Justice
JCR	Judiciary – Criminal Justice
REF	Reference
RUL	Rules
SLG	State and Local Government and Veterans Affairs
WM	Ways and Means



Status Report of Legislation - 124th GA			House Action				Senate Action				Other Action			
House Bill	<b>A - Amended</b> <b>F - Failed to Pass</b> <b>R - Rereferred</b> <b>P - Postpone</b> <b>S - Substitute</b> <b>V - Vetoed</b> * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective
	Sponsor	Subject												
8	Hughes	Sex offense laws-apply to computer images	01/30/01	CRJ	S 03/27/01	03/28/01	03/29/01	JCR	S 01/30/02	01/30/02		02/12/02	05/06/02	08/05/02
38	Metzger	Youth-help become independent adults	01/31/01	HFS	S 02/14/02	03/12/02	03/12/02	FIN	S 05/07/02	05/14/02		05/15/02	08/01/02	11/01/02
48	Ogg	School Bus Drivers Appreciation Day-May 1	01/31/01	ED	A 01/30/02	A 02/12/02	02/12/02	ED	02/27/02	A 02/27/02		03/12/02	04/23/02	07/23/02
17	Willamowski	Prohibit intoxication-under 21 years	01/31/01	CRJ	S 10/30/01	A 03/20/02	03/21/02	JCR	S 05/29/02	A 06/18/02		06/19/02	07/12/02	10/11/02
65	Calvert	Tax exempt-veterans' organization property	02/06/01	WM	A 02/21/02	A 03/19/02	03/19/02	WM	12/11/02	12/11/02		12/11/02	01/02/03	04/03/03
70	Latell	Amish buggy safety-\$ to enhance	02/06/01	TPS	S 06/28/01	04/23/02	04/23/02	HT	12/04/02	12/04/02		12/04/02	01/06/03	04/07/03
122	Distel	Rev. Dr. Sam Wells Jr. Viaduct-Ashtabula	02/22/01	TPS	A 03/13/01	10/18/01	10/23/01	HT	02/13/02	A 02/13/02		02/19/02	03/18/02	06/18/02
123	Distel	Memorial Day-\$ to vets' orgs-incr/applicatn	02/22/01	FA	A 10/02/01	10/16/01	10/17/01	SLG	01/31/02	02/05/02		02/05/02	02/28/02	05/30/02
129	Webster	Tax budgets-waive adoption of	02/27/01	WM	S 09/25/01	A 10/16/01	10/17/01	WM	S 02/13/02	02/19/02		02/27/02	03/04/02	06/03/02
130	DePiero	Shoot firearm at peace officer-prison term	02/27/01	CRJ	S 06/06/01	06/19/02	06/25/02	JCR	12/05/02	12/05/02		12/05/02	01/06/03	04/07/03
149	Redfern	Jackie Mayer Miss America Highway	03/08/01	TPS	05/02/01	10/11/01	10/16/01	HT	04/24/02	04/24/02		04/24/02	05/30/02	08/29/02
150	Schuring	Newborns-screen hearing	03/08/01	HFS	S 10/11/01	10/16/01	10/17/01	HHA	S 03/19/02	03/19/02		03/20/02	05/01/02	08/01/02
170	Schuring	Prisoners-state custody-health care	03/21/01	CRJ	S 06/20/01	10/02/01	10/03/01	JCR	S 05/22/02	05/22/02		05/23/02	06/07/02	09/06/02
180	Young	Child-danger self/others-confine/adjudicate	03/22/01	CRJ	S 06/20/01	09/19/01	09/20/01	JCR	S 01/09/02	01/09/02		01/15/02	02/13/02	05/16/02
188	Schaffer	Privat investigatrs/securty guards-licensng	03/27/01	CL	S 11/20/02	A 11/21/02	11/26/02	JCV	12/05/02	12/05/02		12/05/02	12/23/02	03/24/03
198	Peterson	Delinquent prop tax-distrib at current rate	04/03/01	WM	03/14/02	03/20/02	03/21/02	WM	S 12/04/02	12/04/02		12/05/02	12/30/02	03/31/03
206	Krupinski	Bill Mazerowski Highway	04/05/01	TPS	05/23/01	10/17/01	10/18/01	HT	12/04/02	12/04/02		12/04/02	12/23/02	03/24/03
214	Willamowski	Landscape architects-revise licensing	04/12/01	CL	S 01/30/02	02/13/02	02/14/02	ICL	S 03/19/02	03/19/02		03/20/02	04/23/02	07/23/02
221	Schuring	Prescriptn drug repository prog/tax credit	04/18/01	HFS	S 03/20/02	A 04/24/02	04/24/02	HHA	S 11/14/02	11/14/02		11/20/02	01/06/03	* 04/07/03
242	Salerno	Uniform Simultaneous Death Act	05/02/01	CC	S 06/13/01	09/19/01	09/20/01	JCV	01/17/02	A 01/23/02		01/29/02	02/13/02	05/16/02
247	Core	Presentence reports-access juvenile records	05/10/01	CRJ	S 10/03/01	A 10/11/01	10/16/01	JCR	S 01/09/02	01/15/02		01/16/02	02/28/02	05/30/02
248	Williams	Childhood lead poisoning-prevent	05/10/01	HFS	S 02/27/02	03/12/02	03/12/02	HHA	S 12/05/02	12/05/02		12/06/02	01/06/03	04/07/03
256	Perry	Korean War Veterans' Memorial Highway	05/15/01	TPS	06/06/01	10/17/01	10/18/01	HT	A 06/19/02	06/19/02		06/19/02	07/25/02	10/24/02
271	Stapleton	Criminal case-ct costs unpaid-communty serv	05/23/01	CRJ	A 04/24/02	05/15/02	05/16/02	JCR	S 11/21/02	11/21/02		12/03/02	12/23/02	03/24/03
273	DePiero	Harmful intoxicant-Gamma Butyrolactone	05/24/01	CRJ	S 02/07/02	02/13/02	02/14/02	JCR	03/13/02	03/13/02		03/13/02	04/23/02	07/23/02
278	Manning	Articles of incorporation-directors change	05/29/01	CC	S 10/03/01	10/10/01	10/11/01	JCV	S 01/17/02	01/22/02		01/29/02	02/13/02	05/16/02
301	Hoops	Estate tax-erroneous distribtn-no interest	06/19/01	WM	A 10/23/01	10/25/01	10/30/01	WM	01/16/02	01/16/02		01/16/02	02/28/02	* 05/30/02
309	Hughes	Taking identity of another-revise elements	06/21/01	CRJ	S 02/27/02	A 03/19/02	03/19/02	JCR	S 05/22/02	05/22/02		05/23/02	06/28/02	09/27/02
312	Goodman	Telephone solicitations-prohibit blocking #	06/26/01	CC	* S 02/27/02	11/21/02	11/26/02	JCV	12/05/02	12/10/02		12/10/02	01/08/03	04/09/03
313	Woodard	Teacher Appreciation Day	06/26/01	ED	A 01/30/02	A 03/20/02	03/21/02	ED	04/24/02	04/24/02		04/24/02	05/15/02	08/14/02
319	Webster	Emergency Management Assistance Compact	06/27/01	SG	S 10/17/01	10/24/01	10/25/01	SLG	A 01/22/02	01/22/02		01/29/02	02/01/02	02/01/02
322	Wolpert	Funeral processions-pennant colors/immunity	06/27/01	CC	S 01/23/02	01/30/02	01/31/02	JCV	11/14/02	11/14/02		11/14/02	01/06/03	04/07/03
326	Jolivette	Organ donation-state employees-paid leave	07/10/01	SG	A 10/30/01	01/09/02	01/10/02	SLG	01/31/02	02/12/02		02/12/02	04/23/02	07/23/02
327	Latta	Felony sentencing-clarifications	07/12/01	CRJ	S 01/15/02	01/16/02	01/17/02	JCR	S 02/27/02	A 03/05/02		03/12/02	04/08/02	* 07/08/02
329	Blasdel	Local gov funds-alt distrib-no muni approv	07/24/01	LGT	10/25/01	A 10/30/01	11/01/01	SLG	S 04/25/02	04/25/02		05/14/02	05/30/02	* 08/29/02
330	Peterson	Liquor control-change quota restrictions	07/24/01	SG	S 01/22/02	02/26/02	02/26/02	AGR	S 06/18/02	06/18/02		06/19/02	07/12/02	10/11/02
337	Lendrum	Engineer & surveyor licensing law-changes	08/02/01	CL	S 01/30/02	02/13/02	02/14/02	ICL	A 04/16/02	04/17/02		04/23/02	05/07/02	08/06/02
338	Core	Soil/water conservation assessments	08/02/01	EE	01/22/02	01/23/02	01/24/02	ENR	* S 06/18/02	06/18/02		06/19/02	07/02/02	10/01/02
344	Calvert	Steam-powered tractors-safe operation	08/21/01	CL	10/31/01	10/31/01	11/01/01	ICL	S 05/29/02	05/29/02		05/30/02	07/25/02	10/24/02

Status Report of Legislation - 124th GA			House Action				Senate Action				Other Action			
House Bill	<b>A - Amended</b> <b>F - Failed to Pass</b> <b>R - Rereferred</b> <b>P - Postpone</b> <b>S - Substitute</b> <b>V - Vetoed</b> * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective
	Sponsor	Subject												
345	WomerBenjamin	Transfers on death/probate/fiduciary revisns	08/28/01	CC	S 10/30/01	01/08/02	01/08/02	JCV	S 01/29/02	01/30/02	02/12/02	02/26/02	04/23/02	* 07/23/02
349	Goodman	Uniform/Limited Partnership Laws-modify	08/30/01	CC	S 01/30/02	02/20/02	02/21/02	JCV	03/14/02	03/19/02		03/19/02	04/04/02	07/05/02
355	Willamowski	Inmate prison commitments-modify procedure	09/05/01	CRJ	S 01/23/02	01/29/02	01/29/02	JCR	02/27/02	03/05/02		03/05/02	04/23/02	07/23/02
364	Husted	Community schools-expand law	09/13/01	ED	S 03/20/02	A 03/21/02	03/26/02	ED	S 12/04/02	12/04/02		12/05/02	01/07/03	* 04/08/03
365	Setzer	Local govt fiscal watch-year-end deficit	09/13/01	LGT	10/25/01	10/30/01	11/01/01	SLG	01/31/02	02/05/02		02/05/02	02/28/02	05/30/02
366	Core	County/township roads-regulate access to	09/13/01	LGT	S 02/27/02	A 03/19/02	03/19/02	SLG	S 05/29/02	06/19/02		06/19/02	07/25/02	10/24/02
371	Trakas	Liquor Control Act-revise	09/18/01	SG	* S 03/20/02	03/21/02	03/26/02	AGR	S 06/18/02	06/18/02		06/19/02	07/12/02	10/11/02
373	Hughes	SHPRS-revise law	09/18/01	RA	S 05/15/02	05/30/02	06/04/02	WM	S 11/26/02	12/03/02		12/04/02	12/23/02	03/24/03
374	Schmidt	Marriage & family therapists-license	09/19/01	CL	S 03/13/02	A 03/20/02	03/21/02	ICL	A 11/13/02	A 12/10/02		*12/10/02	01/06/03	* 04/07/03
384	Oakar	Schl food service-Heimlich-trained employee	10/02/01	ED	02/12/02	02/26/02	02/26/02	ED	A 04/24/02	05/14/02		05/15/02	06/07/02	09/06/02
385	Blasdel	Public works approp-no Contrllng Bd approv	10/02/01	FA	S 10/16/01	10/17/01	10/18/01	FIN	S 01/23/02	01/23/02		01/29/02	02/28/02	* 05/30/02
386	Blasdel	State/local loan laws-relationship	10/02/01	FI	10/17/01	A 10/18/01	10/23/01	FIN	S 02/05/02	02/05/02		02/12/02	02/22/02	* 05/24/02
390	Carey	Property taxes-extend complaint deadline	10/02/01	WM	A 01/24/02	A 01/30/02	01/31/02	WM	S 02/20/02	02/20/02		02/26/02	03/04/02	03/04/02
393	Latta	Juvenile Law-revise	10/03/01	CRJ	S 10/30/01	A 01/09/02	01/10/02	JCR	S 02/27/02	02/27/02		03/12/02	04/04/02	07/05/02
394	Damschroder	Daily period of silence-authorize for schls	10/04/01	ED	S 10/30/01	A 10/31/01	11/01/01	ED	S 02/13/02	02/19/02	02/27/02	*04/23/02	05/02/02	08/01/02
396	Latta	Atty Gen-compromise taxes/other amounts due	10/09/01	WM	10/23/01	A 10/30/01	11/01/01	WM	02/13/02	02/13/02		02/13/02	03/14/02	06/13/02
400	Faber	Juvenile delinquent-confinemnt after age 18	10/11/01	CRJ	S 03/20/02	03/21/02	03/26/02	JCR	S 12/05/02	A 12/05/02		12/06/02	01/02/03	* 04/03/03
402	Collier	Age & schooling certificates-revisions	10/16/01	CL	* S 02/20/02	A 02/27/02	02/28/02	ICL	A 04/16/02	A 04/23/02		05/14/02	05/29/02	08/28/02
406	Reidelbach	Sec of State-distrib docs-electronic format	10/17/01	SG	A 01/15/02	01/16/02	01/17/02	SLG	S 05/30/02	11/21/02		12/03/02	12/18/02	03/19/03
407	Buehrer	Driver ed-instruct about anatomical gifts	10/17/01	ED	S 01/30/02	02/12/02	02/12/02	ED	S 05/29/02	A 06/19/02		06/19/02	07/12/02	10/11/02
409	Fessler	Robert E. Netzley Highway-OH 571-Miami Cty	10/18/01	TPS	A 01/16/02	01/29/02	01/29/02	HT	A 11/21/02	11/21/02		12/03/02	01/06/03	04/07/03
411	White	Induce panic-weapn mass destruct-incr penlty	10/18/01	CRJ	S 03/13/02	03/19/02	03/19/02	JCR	S 05/22/02	05/22/02		05/23/02	06/28/02	09/27/02
412	Seitz	Residential care facilities-liability	10/18/01	CC	S 03/07/02	A 03/13/02	03/13/02	JCV	S 04/25/02	A 04/25/02	05/14/02	05/29/02	08/08/02	11/07/02
415	Hollister	Cosmetology Law-revise	10/23/01	CL	S 03/13/02	03/20/02	03/21/02	ICL	S 11/13/02	A 11/14/02		11/20/02	01/06/03	04/07/03
416	Trakas	Church-owned dwellings-property tax exemptn	10/23/01	WM	S 03/14/02	03/20/02	03/21/02	WM	05/15/02	05/15/02		05/15/02	06/07/02	09/06/02
421	Smith G.	Funeral/burial goods/services-insurance	10/24/01	INS	01/30/02	02/19/02	02/19/02	ICL	S 04/11/02	04/16/02		04/23/02	05/07/02	08/06/02
424	Raga	Uncertified child care facil-enjoin/penalty	10/25/01	HFS	03/20/02	03/21/02	03/26/02	HHA	05/30/02	11/12/02		11/12/02	12/13/02	03/14/03
425	Reinhard	Gasoline blended w/MTBE-prohibit sale	10/25/01	SG	S 02/07/02	02/19/02	02/19/02	SLG	S 04/23/02	04/23/02		05/14/02	05/29/02	08/28/02
426	Young	Public land acquisitions-appraisals/purpose	10/30/01	SG	S 02/07/02	02/19/02	02/19/02	SLG	A 04/25/02	05/14/02		05/15/02	06/07/02	09/06/02
427	WomerBenjamin	DNA specimens collected-expand offenses	10/31/01	CRJ	S 01/30/02	A 02/20/02	02/21/02	JCR	S 04/17/02	04/23/02		05/14/02	05/30/02	08/29/02
428	Widowfield	Elevatr/boilr/beddng/stuffd toy laws-modify	10/31/01	CL	S 02/27/02	A 03/13/02	03/13/02	ICL	04/24/02	04/24/02		04/24/02	05/29/02	08/28/02
442	Schuring	Firearms-prohibit discharge near schools	11/29/01	CRJ	A 03/20/02	03/21/02	03/26/02	JCR	05/29/02	06/19/02		06/19/02	07/12/02	10/11/02
445	Kearns	Ballot board-prepare ballot issue arguments	12/04/01	SG	02/27/02	04/23/02	04/23/02	SLG	S 06/25/02	11/20/02	*12/05/0	12/10/02	12/23/02	12/23/02
454	Coates	Certif of available funds-raise threshold	12/13/01	LGT	03/07/02	11/21/02	11/26/02	SLG	12/11/02	12/11/02		12/11/02	01/06/03	04/07/03
455	Aslanides	Agricultural commodity marketing-revise law	12/18/01	ANR	A 01/31/02	02/13/02	02/14/02	AGR	A 03/14/02	03/19/02		03/20/02	04/04/02	07/05/02
458	Williams	Constructn contracts-financel responsibility	12/20/01	CL	02/27/02	03/19/02	03/19/02	ICL	05/29/02	05/29/02		05/29/02	06/21/02	09/20/02
464	Willamowski	Clerks of court-collection contracts	01/08/02	CC	S 02/20/02	03/12/02	03/12/02	JCV	04/25/02	04/25/02		04/25/02	05/29/02	08/28/02
470	Faber	Real property conveyance forms-modify	01/15/02	CC	A 01/16/02	A 01/22/02	01/22/02	JCV	01/30/02	01/30/02		01/30/02	01/30/02	* 01/31/02
471	Cates	Congressional redistricting	01/15/02	SG	S 01/17/02	A 01/22/02	01/22/02	RUL	01/23/02	01/23/02		01/23/02	01/24/02	01/24/02

Status Report of Legislation - 124th GA			House Action				Senate Action				Other Action			
House Bill	<b>A - Amended</b> <b>F - Failed to Pass</b> <b>R - Rereferred</b> <b>P - Postpone</b> <b>S - Substitute</b> <b>V - Vetoed</b> * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective
	Sponsor	Subject												
473	Carey	Land conveyance to Jackson City Bd of Ed	01/16/02	SG	S 02/27/02	03/13/02	03/13/02	JCV	S 05/23/02	05/28/02		05/30/02	06/18/02	06/18/02
474	Kearns	Assist suicide-not public policy/study pain	01/16/02	HFS	S 05/15/02	05/21/02	05/21/02	HHA	S 11/14/02	11/20/02		11/21/02	12/23/02	03/24/03
485	Widowfield	Rape child under 10-life imprisonment	01/24/02	CRJ	S 02/27/02	A 03/12/02	03/12/02	JCR	S 05/22/02	05/22/02		05/23/02	06/13/02	06/13/02
490	Latta	Misdemeanors-Sentencing Comm recomndtns	01/29/02	CRJ	S 06/06/02	A 06/19/02	06/19/02	JCR	S 12/05/02	A 12/05/02		12/06/02	01/02/03	* 04/03/03
493	Latta	Sunday hunting/hwy-killed deer-disposition	01/30/02	ANR	S 02/28/02	03/13/02	03/13/02	AGR	04/18/02	04/23/02		04/23/02	05/15/02	08/14/02
496	Peterson	Chemical dependency professionals-regulation	02/05/02	FA	S 05/02/02	05/22/02	05/23/02	FIN	A 11/20/02	11/20/02		11/21/02	12/23/02	12/23/02
498	Smith S.	Troy Lee James Hwy-Interstate 90	02/07/02	TPS	S 03/20/02	06/19/02	06/25/02	HT	11/21/02	11/21/02		11/21/02	12/18/02	03/19/03
499	Cates	Butler Cty Common Pleas Court-add 1 judge	02/07/02	CRJ	02/12/02	A 02/13/02	02/14/02	JCV	02/20/02	02/20/02		02/20/02	02/20/02	02/20/02
506	Salerno	Credit Union Guaranty Corporatns Law-modify	02/12/02	FI	03/14/02	04/24/02	04/24/02	FIN	A 05/29/02	05/29/02		05/30/02	06/28/02	09/27/02
507	Metzger	Land conveyance to Cambridge Township	02/13/02	SG	A 03/13/02	03/19/02	03/19/02	JCV	S 04/25/02	04/25/02	05/14/02	05/22/02	06/18/02	09/17/02
509	WomerBenjamin	Trust companies-inside/affiliate purchases	02/14/02	FI	05/30/02	06/19/02	06/25/02	FIN	S 11/20/02	11/20/02		11/21/02	12/13/02	03/14/03
510	WomerBenjamin	Department of Rehabilitation & Correction	02/14/02	CRJ	S 05/09/02	A 05/23/02	05/23/02	JCR	S 12/05/02	12/05/02		12/06/02	12/30/02	03/31/03
512	Husted	Charitable bingo revisions	02/14/02	SG	S 06/18/02	06/19/02	06/19/02	JCV	S 11/21/02	A 11/21/02	12/03/02	12/10/02	01/02/03	04/03/03
513	Seitz	Tax auths-reserve acctwps-accounting	02/19/02	LGT	S 11/14/02	A 11/20/02	11/20/02	SLG	12/11/02	12/11/02		12/11/02	12/30/02	03/31/03
514	Seitz	Mechanic's liens-duration/service	02/19/02	CC	A 04/24/02	05/15/02	05/16/02	ICL	11/13/02	11/13/02		11/13/02	12/13/02	03/14/03
515	Schmidt	Townships-trustees' journal/civil service	02/19/02	LGT	A 11/14/02	11/20/02	11/20/02	SLG	12/11/02	12/11/02		12/11/02	12/30/02	03/31/03
518	Schmidt	Cty commissioners-levy additn'l lodging tax	02/19/02	SG	S 05/14/02	05/15/02	05/16/02	WM	05/30/02	05/30/02		05/30/02	06/07/02	09/06/02
520	Hoops	Abandoned manufact/mobile homes/rec vehics	02/20/02	CC	S 05/22/02	05/24/02	05/28/02	WM	S 11/26/02	12/03/02		12/04/02	01/02/03	* 04/03/03
522	Willamowski	Uniform Principal and Income Act	02/26/02	FI	S 05/30/02	06/19/02	06/25/02	FIN	S 11/20/02	11/20/02		11/21/02	12/09/02	* 12/09/02
524	Carey	Capital reappropriations-FY 03-04	02/26/02	FA	S 03/12/02	A 03/13/02	03/13/02	FIN	S 03/19/02	A 03/20/02		03/21/02	* 03/28/02	* 06/28/02
527	Strahorn	SR 49-Joseph Guy LaPointe Jr. Mem Pkwy	02/27/02	TPS	11/13/02	11/21/02	11/26/02	HT	12/04/02	12/04/02		12/04/02	01/06/03	04/07/03
530	Peterson	Small county juries-modify exceptions	03/05/02	CC	05/15/02	A 05/30/02	06/04/02	JCV	S 11/14/02	11/14/02	11/20/02	12/05/02	12/18/02	* 12/18/02
533	Buehrer	Dead patient testimonial privilege-waiver	03/07/02	CC	A 05/29/02	05/30/02	06/04/02	JCV	12/10/02	12/11/02		12/11/02	12/30/02	03/31/03
539	Raga	Flagpoles-restrictive covenant against void	03/13/02	SG	05/22/02	05/29/02	05/29/02	SLG	12/11/02	12/11/02		12/11/02	01/06/03	04/07/03
545	Setzer	Airport police officers-training/status	03/28/02	SG	A 06/18/02	06/19/02	06/19/02	SLG	S 11/21/02	11/21/02		12/03/02	12/18/02	03/19/03
548	Manning	Protection orders/consent agreemnts-no fees	03/28/02	CC	S 05/29/02	05/30/02	06/04/02	JCV	12/05/02	12/11/02		12/11/02	12/30/02	03/31/03
580	Hughes	Trooper Frank G. Vazquez Mem Hwy	05/15/02	TPS	11/13/02	11/14/02	11/19/02	HT	12/04/02	12/04/02		12/04/02	01/06/03	04/07/03
605	White	Disasters-intrastate mutual aid program	06/18/02	SG	S 11/20/02	11/21/02	11/26/02	SLG	12/11/02	12/11/02		12/11/02	12/23/02	12/23/02
657	Reidelbach	Child support enforcement laws-revise	10/29/02	HFS	S 11/20/02	11/21/02	11/26/02	FIN	12/04/02	12/04/02		12/04/02	12/13/02	12/13/02
675	Calvert	Capital Appropriations FY 2003-2004	12/03/02	FA	12/03/02	12/04/02	12/04/02	FIN	12/09/02	12/10/02		12/10/02	12/13/02	* 03/14/03

Status Report of Legislation - 124th GA			Senate Action				House Action				Other Action			
Senate Bill	<b>A - Amended</b> <b>F - Failed to Pass</b> <b>R - Rereferred</b> <b>P - Postpone</b> <b>S - Substitute</b> <b>V - Vetoed</b> * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective
	Sponsor	Subject												
8	Amstutz	Electronic mail ads-regulate transmission	01/30/01	ECD	S 03/13/01	03/14/01	03/15/01	EDB	S 06/18/02	A 06/19/02		06/19/02	08/01/02	11/01/02
9	Spada	Mentl hlth client-sex exploitatn/psych law	01/30/01	JCR	S 06/28/01	06/28/01	06/28/01	CRJ	A 10/30/01	A 01/08/02		01/08/02	02/12/02	05/14/02
65	Mumper	Acquire existing water supply sys-immunity	03/06/01	JCV	S 06/21/01	06/27/01	06/28/01	CC	* 01/16/02	02/12/02		02/12/02	03/18/02	06/18/02
85	Austria	Governor James A. Rhodes Memorial Highway	04/03/01	HT	05/23/01	05/30/01	05/31/01	TPS	06/20/01	A 11/21/02		12/03/02	12/18/02	03/19/03
93	Coughlin	Unclaimed Funds Law-exempt wages \$100/less	04/17/01	FIN	A 01/09/02	01/09/02	01/10/02	SG	02/13/02	04/23/02		04/23/02	05/30/02	08/29/02
105	Hottinger	Environmental laws-statute of limitations	05/08/01	ENR	S 11/14/01	11/14/01	11/15/01	EE	S 03/19/02	03/20/02		03/20/02	04/23/02	07/23/02
106	Hottinger	Immunity-school athletic facils/auditoriums	05/08/01	SLG	S 10/25/01	11/14/01	11/15/01	LGT	* A 11/14/02	A 12/03/02		12/04/02	01/08/03	04/09/03
107	Armbruster	Crime=tort-reenact Tort Reform Act changes	05/08/01	JCV	06/21/01	06/26/01	06/27/01	CC	S 02/14/02	02/27/02		03/05/02	03/28/02	06/28/02
109	Nein	Pub contract bonds-no partic surety/broker	05/09/01	ICL	A 06/05/01	06/06/01	06/06/01	INS	A 10/30/01	01/15/02		01/16/02	02/13/02	05/16/02
115	Hottinger	Firefighting/firefighters	05/22/01	SLG	S 11/13/02	11/13/02	11/14/02	SG	S 12/04/02	A 12/05/02		12/10/02	12/18/02	03/19/03
120	Johnson B.	Civil actions-modify liability apportionmnt	05/29/01	JCV	S 06/21/01	A 06/26/01	06/27/01	CC	S 11/27/02	A 12/03/02		12/04/02	01/08/03	04/09/03
121	Blessing	Screen newborns for disorders-revise law	05/31/01	HHA	S 05/29/02	06/18/02	06/18/02	HFS	S 12/04/02	12/05/02		12/10/02	12/18/02	03/19/03
123	Oelsluger	Traffic laws-Sentencing Comm'n proposals	06/05/01	JCR	* S 02/20/02	A 02/27/02	02/28/02	CRJ	S 06/06/02	A 06/19/02		06/19/02	08/02/02	* 11/01/02
124	Jordan	Health facil-regulatn/ambultry surg-consent	06/06/01	HHA	A 06/28/01	06/28/01	06/28/01	HFS	S 05/21/02	05/22/02		05/23/02	06/18/02	* 09/17/02
129	Nein	Insurance Producer's Licensing Act-adopt	06/12/01	ICL	S 11/15/01	11/15/01	11/15/01	INS	S 02/20/02	A 03/19/02		03/20/02	03/28/02	* 06/28/02
131	Austria	Domestic violence shelters-immunities	06/13/01	SLG	S 10/04/01	10/04/01	10/09/01	CC	S 01/16/02	04/24/02		04/25/02	05/15/02	08/14/02
134	Blessing	OPFPF-deferred retirement option plan	06/14/01	WM	S 11/14/01	11/14/01	11/15/01	RA	S 01/30/02	02/26/02		02/27/02	04/23/02	07/23/02
138	Nein	Insurnc Dept/Fin Inst Div-confidential docs	06/26/01	ICL	S 10/16/01	10/16/01	10/16/01	INS	S 01/30/02	A 02/20/02		02/26/02	03/18/02	06/18/02
143	Blessing	Simplified Sales and Use Tax Admin Act	06/28/01	WM	S 10/03/01	10/03/01	10/04/01	WM	S 10/30/01	A 10/31/01	11/15/01	01/30/02	* 03/22/02	* 03/22/02
144	Mumper	Ethanol production-grants/tax credit	07/10/01	WM	S 01/16/02	01/16/02	01/22/02	ANR	S 02/14/02	A 02/27/02		03/05/02	03/21/02	03/21/02
149	Coughlin	Wrongful imprisonmnt-incr compensation for	07/24/01	JCV	01/17/02	01/22/02	01/23/02	CC	S 11/21/02	12/05/02		12/10/02	01/08/03	04/09/03
150	Armbruster	Watercraft-optional numbering/other changes	07/31/01	ENR	S 01/17/02	01/22/02	01/23/02	TPS	S 02/27/02	03/19/02		03/20/02	04/05/02	07/05/02
153	Armbruster	Trooper James R. Gross Memorial Highway	08/14/01	HT	10/16/01	10/16/01	10/16/01	TPS	01/16/02	01/29/02		01/29/02	02/12/02	05/14/02
157	White	Twps-footbridges to schls-incr expend auth	09/12/01	SLG	11/15/01	11/15/01	11/15/01	LGT	01/24/02	01/30/02		01/30/02	02/28/02	05/30/02
161	Jacobson	Supersedeas bonds-maximum allowable amount	09/18/01	JCV	A 10/11/01	10/11/01	10/11/01	CC	* A 01/30/02	02/27/02		03/05/02	03/28/02	06/28/02
163	Austria	Drop/throw articles on roadways-prohibit	09/25/01	JCR	S 10/17/01	10/17/01	10/17/01	TPS	S 12/04/02	12/06/02		12/10/02	01/08/03	* 04/09/03
168	Oelsluger	Vex litigatr law-extend/Sup Ct-inmate fees	09/27/01	JCR	10/17/01	10/17/01	10/17/01	CRJ	02/07/02	02/27/02		02/27/02	03/28/02	06/28/02
171	Nein	Life insur companies-nonresident officers	10/02/01	ICL	10/16/01	10/17/01	10/17/01	INS	S 01/30/02	02/12/02		02/13/02	03/18/02	06/18/02
175	Jacobson	Sexually violent predator acquittals	10/10/01	JCR	11/01/01	11/14/01	11/15/01	CRJ	S 02/13/02	A 02/27/02	03/12/02	*04/23/02	05/07/02	05/07/02
179	Wachtmann	Peer review committees-modify law	10/16/01	HHA	S 03/19/02	03/20/02	03/21/02	CC	S 12/02/02	12/03/02		12/04/02	01/08/03	04/09/03
180	Armbruster	Ohio Venture Capital Program-create	10/16/01	WM	S 03/13/02	03/13/02	03/13/02	WM	S 11/21/02	A 12/04/02	12/05/02	12/10/02	01/08/03	* 04/09/03
184	Spada	Terrorism-prohibit	10/18/01	JCR	S 01/23/02	01/23/02	01/23/02	CRJ	S 03/13/02	03/20/02		03/20/02	05/15/02	05/15/02
187	Nein	Boards of education-incr member compensatn	10/30/01	ED	S 01/23/02	01/23/02	01/23/02	ED	S 03/13/02	A 05/14/02	05/28/02	05/30/02	06/21/02	09/20/02
191	Spada	MR/DD residential facils-revise licensing	11/06/01	HHA	S 03/20/02	03/20/02	03/21/02	HFS	S 12/04/02	12/05/02		12/10/02	12/30/02	* 03/31/03
192	Gardner R.A.	State Bd of Educatn-continuous organization	11/08/01	SLG	12/06/01	01/08/02	01/09/02	ED	S 02/12/02	02/19/02		02/20/02	03/18/02	03/18/02
193	White	Public/linked deposits/vendor reports	11/14/01	FIN	01/16/02	01/16/02	01/22/02	SG	S 02/13/02	A 02/20/02		02/26/02	03/14/02	06/13/02
200	Spada	Dept of Tax-revise tax law and administratn	12/05/01	WM	S 02/13/02	02/13/02	02/13/02	WM	03/07/02	03/13/02		03/13/02	06/07/02	* 09/06/02
212	Armbruster	Midwest Interstate Passenger Rail Compact	01/15/02	HT	02/13/02	02/19/02	02/20/02	TPS	06/18/02	06/19/02		06/19/02	07/02/02	10/01/02

Status Report of Legislation - 124th GA			Senate Action				House Action				Other Action			
Senate Bill	<b>A - Amended</b> <b>F - Failed to Pass</b> <b>R - Rereferred</b> <b>P - Postpone</b> <b>S - Substitute</b> <b>V - Vetoed</b> * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective
	Sponsor	Subject												
217	Mumper	Pesticides Law-revise	01/17/02	AGR	S 03/14/02	03/19/02	03/19/02	ANR	S 11/13/02	A 11/20/02		12/30/02	* 03/31/03	
218	Jordan	Grand juries-modify oath taken by	01/23/02	JCR	S 02/20/02	02/20/02	02/20/02	CRJ	A 12/04/02	12/05/02		12/10/02	12/23/02 03/24/03	
219	Oelslager	Conveyances-unneeded Highway Patrol land	01/23/02	JCV	02/21/02	02/26/02	02/27/02	SG	S 04/24/02	A 05/15/02		05/21/02	06/07/02 06/07/02	
221	Goodman	Companion animal abuse/humane agnt training	01/23/02	JCR	S 05/14/02	A 05/15/02	05/16/02	CRJ	S 12/04/02	A 12/05/02		12/10/02	01/08/03 04/09/03	
223	Wachtmann	Wrkrs Comp-emrgncy wrkrs-body fluid contact	01/29/02	ICL	S 03/12/02	03/12/02	03/12/02	CL	08/22/02	A 11/13/02		11/14/02	12/13/02 03/14/03	
226	Blessing	Lottery prizes-permit ct-approved transfers	01/31/02	WM	S 03/06/02	03/06/02	03/07/02	SG	S 05/15/02	05/29/02		05/30/02	06/18/02 09/17/02	
227	Nein	Workers' Comp-modify subrogation provisions	01/31/02	ICL	S 04/16/02	04/17/02	04/22/02	CL	S 08/22/02	11/14/02		11/20/02	01/08/03 04/09/03	
231	Goodman	Electric mobility devices-not "vehicles"	02/06/02	HT	S 05/29/02	05/29/02	05/29/02	SG	S 06/18/02	A 06/19/02		06/19/02	07/25/02 10/24/02	
240	Amstutz	State flag-symbolism/display/pledge/disposl	02/21/02	SLG	A 04/25/02	04/25/02	04/30/02	SG	06/18/02	06/19/02		06/19/02	08/01/02 11/01/02	
242	Carnes	Tobacco settlement appropriations-FY 03-04	02/26/02	FIN	S 03/13/02	A 03/13/02	03/13/02	FA	S 03/21/02	A 03/21/02	* 04/26/02	05/30/02	06/19/02 * 06/19/02	
245	Wachtmann	Law-required physical exams-nurses do	02/27/02	HHA	A 03/20/02	04/16/02	04/17/02	HFS	S 12/04/02	12/05/02		12/10/02	12/30/02 * 03/31/03	
247	Blessing	Public retirement-lump sum+monthly benefit	03/07/02	WM	S 04/24/02	04/24/02	04/25/02	RA	S 05/29/02	06/19/02		06/19/02	07/02/02 10/01/02	
250	Spada	Credit card receipts-limit what recorded	03/14/02	JCV	S 04/25/02	04/25/02	04/30/02	CC	11/20/02	11/21/02		11/21/02	01/02/03 * 04/03/03	
255	Blessing	Utility & cable rights of way	04/11/02	WM	S 05/22/02	A 05/22/02	05/22/02	PU	S 06/18/02	A 06/19/02		06/19/02	07/02/02 * 07/02/02	
258	Austria	Firefightrs-backgrnd check/personal info	04/23/02	JCV	S 06/19/02	06/19/02	06/19/02	SG	S 12/04/02	12/05/02		12/10/02	01/08/03 04/09/03	
261	Carnes	Budgetary modifications	04/25/02	FIN	S 05/21/02	05/21/02	05/21/02	FA	S 05/24/02	A 05/29/02		05/30/02	* 06/05/02 * 06/05/02	
262	Mumper	Auctioneers-recovery of judgments against	04/30/02	AGR	S 05/29/02	05/30/02	05/30/02	FA	S 12/05/02	12/06/02		12/10/02	01/08/03 * 04/09/03	
265	Hottinger	Rules-regulate incorporations by reference	05/09/02	JCV	S 05/22/02	05/22/02	05/22/02	CC	05/29/02	05/30/02		05/30/02	06/18/02 09/17/02	
266	Gardner R.A.	Career colleges & schools-revise oversight	05/14/02	ED	A 06/19/02	06/19/02	06/19/02	ED	S 11/13/02	A 12/04/02		12/05/02	01/02/03 * 04/03/03	
281	Goodman	Med/dental/optometric/chiropractic claims	06/18/02	ICL	S 11/21/02	11/21/02	11/21/02	CC	S 12/02/02	A 12/03/02	12/04/02	12/10/02	01/10/03 04/11/03	
290	Coughlin	Abducted children emergency alert program	08/22/02	SLG	S 11/21/02	11/21/02	11/21/02	FA	S 12/04/02	12/05/02		12/10/02	01/08/03 01/08/03	

**H.B. No.****Notes for House Bill Status Report**

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- 221 Certain provisions effective 04/07/04
- 301 Certain provisions effective January 1, 2004
- 312 Reported substitute 01/30/02 by CC; rereferred 02/12/02 to CC
- 327 Certain provisions effective July 24, 2002, or the effective date of the Interstate Compact for Adult Offender Supervision, whichever is later
- 329 Future repeal effective 12/31/02
- 338 Reported substitute 03/20/02 by ENR; rereferred 04/16/02 to ENR
- 345 Emergency: Sections 1 and 2 effective July 23, 2002; Sections 3, 4, and 5 effective May 16, 2002; Sections 6, 7, and 8 effective April 23, 2002
- 364 Sections 8 and 9 effective 01/01/04
- 371 Referred 10/02/01 to SG; reported substitute 01/30/02 by SG; rereferred 03/19/02 to SG
- 374 Senate message to the House (H.J. 12/12/02) reported Senate concurrence in the bill without amendment; certain provisions effective 04/07/04
- 385 Certain sections effective February 28, 2002
- 386 Certain provisions effective February 22, 2002
- 394 Senate agreed to conference committee report 04/16/02
- 400 Sections 4 and 5 effective 01/01/04
- 402 Referred 10/17/01 to ED; rereferred 01/16/02 to RR; rereferred 01/22/02 to CL
- 445 Sent to conference committee 11/26/02 - no concurrence; sent to second conference committee 12/05/02
- 470 Sections 1 and 2 effective February 1, 2002
- 490 Sections 1 and 2 effective 01/01/04
- 520 Sections 3 and 4 effective 01/01/04
- 522 Certain provisions effective 01/01/03
- 524 Certain items vetoed; certain sections effective March 28, 2002
- 530 Sections 3 and 4 effective 01/01/04
- 675 Certain provisions effective 12/13/02 and 07/01/03; Sections 1.04 and 1.05 effective 01/01/04; Sections 1.07, 1.08, and 32.01 effective 07/01/03; and Sections 30.01, 30.02, 30.03, 30.04, and 30.05 effective 12/13/02; contains item vetoes
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**S.B. No.****Notes for Senate Bill Status Report**

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- 65 Referred 09/19/01 to EE; rereferred 10/17/01 to CC
  - 106 Reported as a substitute bill 11/14/02
  - 123 Reported substitute 09/20/01 by JCR; recommitted 02/19/02 to JCR; Sections 1 and 2 effective January 1, 2004
  - 124 Certain provisions effective November 3, 2002
  - 129 Certain provisions effective September 1, 2002
  - 143 Certain provisions effective June 21, 2002, August 1, 2002, and July 1, 2003; certain items vetoed
  - 161 Referred 10/17/01 to CRJ; rereferred 01/09/02 to RR; rereferred 01/10/02 to CC
  - 163 Sections 3 and 4 effective 01/01/04
  - 175 Senate agreed to conference committee report 03/20/02; House agreed to conference committee report 03/21/02; House motion to reconsider the adoption of the conference committee report left pending 03/28/02; House reconsidered and agreed to conference committee report 04/23/02
  - 180 Certain provisions effective 11/01/03
  - 191 Certain provisions effective 12/31/03
  - 200 Certain provisions effective 01/01/03
  - 217 Sections 3 and 4 effective 07/01/04
  - 242 Concurrence vote informally passed and made special order of business on 04/23/02; certain provisions effective July 1, 2002, and September 19, 2002
  - 245 Sections 3 and 4 effective 01/01/04
  - 250 Section 1 effective 07/01/04
  - 255 Certain provisions effective September 30, 2002
  - 261 Certain items vetoed; certain provisions effective 09/04/02
  - 262 Sections 5 to 8 effective 01/08/03; certain provisions effective 07/01/03
  - 266 Sections 3 and 4 effective 07/01/03
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## REVISED CODE SECTIONS AFFECTED

Listed below are all sections\* of the Revised Code actually affected by acts of the 124th General Assembly during 2002. Most listed sections were amended, enacted, repealed, suspended, repealed and reenacted using the same section number. But some sections were renumbered. In these cases, the old number and the new number are listed separately. The new number also appears in parentheses underneath the old number.

<b>General Provisions</b>			0120.16	H 0490	Amend	0135.84	S 0193	Repeal and Reenact
			0120.26	H 0490	Amend			
0001.05	H 0490	Amend	0121.084	H 0428	Amend	0135.85	S 0193	Repeal and Reenact
0001.63	H 0386	Enact	0121.22	S 0184	Amend			
0001.64	S 0245	Enact	0121.24	H 0386	Amend	0135.86	S 0193	Repeal and Reenact
0005.01	S 0240	Amend	0121.371	S 0121	Amend			
0005.012	S 0240	Enact	0121.371	H 0248	Amend	0135.87	S 0193	Repeal and Reenact
0005.013	S 0240	Enact	0121.71	S 0265	Enact			
0005.2223	H 0407	Enact	0121.72	S 0265	Enact	0135.88	S 0193	Repeal
0005.2224	H 0048	Enact	0121.73	S 0265	Enact	0145.01	S 0247	Amend
0005.2225	H 0313	Enact	0121.74	S 0265	Enact	0145.01	H 0675	Amend
0005.2226	S 0121	Enact	0121.75	S 0265	Enact	0145.012	H 0675	Amend
0009.312	H 0458	Amend	0121.76	S 0265	Enact	0145.04	S 0247	Amend
0009.315	S 0109	Enact	0122.011	S 0193	Amend	0145.05	S 0247	Amend
0009.316	S 0109	Enact	0122.171	S 0180	Amend	0145.091	S 0247	Amend
0009.60	S 0115	Amend	0122.171	H 0675	Amend	0145.19	S 0247	Amend
0009.981	S 0123	Amend	0122.651	H 0385	Amend	0145.191	S 0247	Amend
<b>Title 01</b>			0122.657	H 0385	Amend	0145.192	S 0247	Amend
0101.531	H 0406	Amend	0122.658	H 0385	Amend	0145.193	S 0247	Enact
0102.02	H 0675	Amend	0123.024	H 0675	Amend	0145.20	S 0247	Amend
0105.41	H 0524	Amend	0123.10	H 0675	Amend	0145.22	S 0247	Amend
0107.08	H 0445	Amend	0124.04	H 0326	Amend	0145.23	S 0247	Amend
0109.32	H 0512	Amend	0124.1310	S 0115	Enact	0145.27	S 0247	Amend
0109.36	S 0179	Amend	0124.139	H 0326	Enact	0145.33	H 0675	Amend
0109.42	H 0490	Amend	0124.151	S 0261	Amend	0145.35	S 0247	Amend
0109.511	H 0490	Amend	0124.23	H 0513	Amend	0145.38	S 0247	Amend
0109.542	H 0427	Enact	0124.27	H 0513	Amend	0145.384	S 0247	Amend
0109.573	H 0427	Amend	0124.32	S 0245	Amend	0145.385	S 0247	Enact
0109.578	S 0258	Enact	0124.381	H 0675	Amend	0145.40	S 0247	Amend
0109.71	H 0545	Amend	0124.41	S 0245	Amend	0145.402	S 0247	Enact
0109.71	H 0675	Amend	0124.42	S 0245	Amend	0145.45	S 0247	Amend
0109.73	S 0221	Amend	0124.50	S 0245	Amend	0145.46	S 0247	Amend
0109.75	H 0545	Amend	0124.82	H 0675	Amend	0145.56	S 0247	Amend
0109.77	H 0490	Amend	0125.22	H 0374	Amend	0145.58	S 0247	Amend
0109.77	H 0545	Amend	0125.22	H 0496	Amend	0145.80	S 0247	Amend
0109.77	H 0675	Amend	0126.02	S 0242	Amend	0145.81	S 0247	Amend
0109.801	H 0545	Amend	0127.18	S 0265	Amend	0145.811	S 0247	Amend
0111.12	H 0406	Amend	0131.02	H 0396	Amend	0145.812	S 0247	Amend
0111.15	S 0138	Amend	0133.01	H 0513	Amend	0145.813	S 0247	Amend
0111.15	H 0386	Amend	0133.06	H 0524	Amend	0145.814	S 0247	Enact
0111.15	S 0265	Amend	0133.20	H 0675	Amend	0145.82	S 0247	Amend
0111.16	H 0278	Amend	0135.12	S 0193	Amend	0145.83	S 0247	Enact
0111.16	H 0349	Amend	0135.143	S 0193	Amend	0145.85	S 0247	Amend
0111.25	H 0278	Enact	0135.18	H 0524	Amend	0145.86	S 0247	Amend
0117.52	S 0149	Enact	0135.181	H 0524	Amend	0145.87	S 0247	Amend
0118.022	H 0365	Amend	0135.63	S 0193	Amend	0145.88	S 0247	Amend
0118.13	H 0129	Amend	0135.631	S 0193	Amend	0145.91	S 0247	Amend
0119.01	S 0138	Amend	0135.81	S 0193	Repeal and Reenact	0145.92	S 0247	Amend
0119.01	H 0386	Amend				0145.95	S 0247	Amend
0119.03	S 0265	Amend	0135.82	S 0193	Repeal and Reenact	0145.97	S 0247	Amend
0119.032	S 0265	Amend				0146.01	S 0115	Amend
0119.062	S 0123	Amend	0135.83	S 0193	Repeal and Reenact	0146.12	S 0115	Amend
0120.06	H 0490	Amend				0149.09	H 0406	Amend

\*Some sections that were affected by bills are not listed and some sections, although listed, do not show all of the actions affecting them. Excluded from the list are sections with sunsets (future repeals) and sections for which the amendment, enactment, repeal, or reenactment has been postponed to a later date by legislation enacted during 2002. The list also excludes sections vetoed in full by the Governor and, though none in 2002, sections nullified by referendum.

0149.091	H 0406	Amend	0183.22	H 0675	Repeal	0505.49	H 0515	Amend
0149.11	H 0406	Amend	0183.23	H 0675	Repeal	0505.56	S 0143	Amend
0149.43	S 0258	Amend	0183.24	H 0675	Repeal	0505.71	S 0187	Amend
0149.43	H 0490	Amend	0183.25	H 0675	Repeal	0505.82	H 0513	Amend
0149.43	S 0180	Amend	0183.30	S 0242	Amend	0505.87	H 0513	Amend
0149.433	S 0184	Enact	0183.30	H 0675	Amend	0507.11	H 0513	Amend
0150.01	S 0180	Enact	0183.31	S 0242	Repeal	0509.01	H 0490	Amend
0150.02	S 0180	Enact	0183.34	S 0242	Enact	0511.232	H 0490	Amend
0150.03	S 0180	Enact	0183.35	S 0242	Enact	0517.15	H 0513	Amend
0150.04	S 0180	Enact	0184.01	H 0675	Enact	0517.16	H 0513	Repeal
0150.05	S 0180	Enact	0184.02	H 0675	Enact	0517.17	H 0513	Repeal
0150.06	S 0180	Enact	0184.03	H 0675	Enact	0517.18	H 0513	Repeal
0150.07	S 0180	Enact	<b>Title 03</b>			<b>Title 07</b>		
0150.08	S 0180	Enact	0305.31	H 0338	Amend	0709.012	S 0245	Amend
0150.09	S 0180	Enact	0306.352	H 0490	Amend	0711.131	H 0366	Amend
0150.10	S 0180	Enact	0306.73	S 0143	Enact	0715.02	H 0675	Amend
0151.01	H 0385	Amend	0307.23	H 0675	Amend	0718.01	S 0180	Amend
0151.01	H 0524	Amend	0307.66	H 0123	Amend	0718.14	S 0180	Amend
0151.01	H 0522	Amend	0307.671	S 0143	Amend	0718.151	H 0675	Enact
0151.01	H 0675	Amend	0307.672	S 0143	Amend	0723.01	S 0106	Amend
0151.09	H 0524	Amend	0307.674	S 0143	Amend	0727.01	H 0524	Amend
0151.40	H 0524	Amend	0307.675	H 0675	Enact	0733.40	S 0123	Amend
0151.40	H 0675	Amend	0307.695	S 0143	Amend	0737.052	H 0490	Amend
0152.09	H 0675	Amend	0307.93	H 0170	Amend	0737.081	S 0258	Enact
0152.10	H 0675	Amend	0307.93	H 0490	Amend	0737.15	S 0245	Amend
0152.101	H 0675	Enact	0311.04	H 0490	Amend	0737.16	S 0245	Amend
0163.52	H 0426	Amend	0311.37	S 0143	Amend	0737.162	H 0490	Amend
0163.59	H 0426	Amend	0311.99	S 0143	Amend	0737.22	S 0245	Amend
0164.01	H 0070	Amend	0317.08	H 0338	Amend	0737.221	S 0258	Enact
0164.16	H 0070	Enact	0317.24	H 0309	Amend	0737.30	H 0490	Repeal
0164.22	H 0385	Amend	0317.42	H 0309	Enact	0737.41	H 0490	Amend
0164.23	H 0385	Amend	0319.45	H 0198	Amend	0737.99	H 0490	Repeal
0166.01	H 0675	Amend	0319.50	H 0198	Amend	0742.03	S 0134	Amend
0166.02	H 0675	Amend	0321.31	H 0198	Amend	0742.101	S 0134	New Number
0166.03	H 0675	Amend	0321.44	H 0490	Amend	0742.113	S 0134	New Number
0166.04	H 0675	Amend	0323.152	S 0200	Amend	0742.14	S 0134	Amend
0166.05	H 0675	Amend	0323.31	H 0198	Amend	0742.14	S 0247	Amend
0166.06	H 0675	Amend	0325.03	H 0129	Amend	0742.21	H 0373	Amend
0166.07	H 0675	Amend	0325.14	H 0129	Amend	0742.212	H 0373	Amend
0166.08	H 0675	Amend	0325.15	H 0129	Amend	0742.214	H 0373	Amend
0166.11	H 0675	Amend	0341.06	H 0170	Repeal	0742.221	H 0373	Amend
0166.12	H 0675	Enact	0341.14	H 0170	Amend	0742.23	H 0373	Amend
0166.13	H 0675	Enact	0341.14	H 0490	Amend	0742.24	H 0373	Amend
0166.14	H 0675	Enact	0341.19	H 0170	Amend	0742.251	H 0373	Amend
0166.15	H 0675	Enact	0341.19	H 0490	Amend	0742.27	H 0373	Amend
0166.16	H 0675	Enact	0341.21	H 0170	Amend	0742.351	S 0134	Amend
0169.02	S 0093	Amend	0341.21	H 0490	Amend	0742.37	S 0134	Amend
0173.06	S 0261	Amend	0341.23	H 0170	Amend	0742.37	S 0247	Amend
0173.061	S 0261	Enact	0341.23	H 0490	Amend	0742.37	H 0373	Amend
0173.062	S 0261	Enact	0341.26	H 0170	Amend	0742.371	S 0247	Repeal
0173.07	S 0261	Enact	0351.01	S 0143	Amend	0742.371	S 0247	New Number
0173.071	S 0261	Enact	0351.021	S 0143	Amend	0742.371	H 0373	Amend
0173.072	S 0261	Enact	0351.03	S 0143	Amend	0742.3711	H 0373	Amend
0173.121	H 0512	Amend	0351.141	S 0143	Amend	0742.3714	H 0373	Amend
0173.40	S 0261	Amend	<b>Title 05</b>			0742.3716	S 0134	Amend
0175.03	H 0524	Amend	0503.45	S 0245	Amend	0742.3716	H 0373	Amend
0181.25	H 0327	Amend	0503.47	S 0245	Amend	0742.372	S 0247	Old Number
0183.02	S 0242	Amend	0504.09	H 0515	Amend			(0742.371)
0183.021	H 0675	Amend	0504.12	H 0515	Amend	0742.372	S 0247	Amend
0183.04	S 0242	Amend	0505.10	H 0513	Amend	0742.373	S 0247	Repeal
0183.06	S 0242	Amend	0505.38	S 0245	Amend	0742.375	H 0373	Amend
0183.12	S 0242	Amend	0505.38	H 0515	Amend	0742.376	H 0373	Amend
0183.14	S 0242	Amend	0505.381	S 0258	Enact	0742.43	S 0134	Old Number
0183.19	H 0675	Amend	0505.401	H 0513	Enact			(742.113)
0183.20	S 0242	Amend	0505.401	H 0530	Enact	0742.43	S 0134	Enact
0183.20	H 0675	Repeal	0505.46	S 0157	Amend	0742.44	S 0134	Old Number
0183.21	H 0675	Repeal	0505.49	H 0490	Amend			(742.101)



0742.44	S 0134	Enact	0921.25	S 0217	Amend	1340.11	H 0522	Repeal
0742.44	H 0373	Amend	0921.25	S 0217	Old Number	1340.12	H 0522	Repeal
0742.441	S 0134	Enact			(921.24)	1340.13	H 0522	Repeal
0742.442	S 0134	Enact	0921.25	S 0217	New Number	1340.22	H 0345	Amend
0742.442	H 0373	Amend	0921.26	S 0217	Amend	1340.35	H 0522	Amend
0742.443	S 0134	Enact	0921.26	S 0217	Old Number	1340.40	H 0522	Enact
0742.443	H 0373	Amend			(921.25)	1340.41	H 0522	Enact
0742.444	S 0134	Enact	0921.26	S 0217	New Number	1340.42	H 0522	Enact
0742.444	H 0373	Amend	0921.27	S 0217	Amend	1340.46	H 0522	Enact
0742.445	S 0134	Enact	0921.29	S 0217	Amend	1340.47	H 0522	Enact
0742.446	S 0134	Enact	0921.30	S 0217	Amend	1340.51	H 0522	Enact
0742.447	S 0134	Enact	0921.30	S 0217	Old Number	1340.52	H 0522	Enact
0742.45	S 0247	Amend			(921.31)	1340.53	H 0522	Enact
0742.46	S 0134	Amend	0921.30	S 0217	Enact	1340.57	H 0522	Enact
0742.52	H 0373	Amend	0921.31	S 0217	New Number	1340.58	H 0522	Enact
0742.63	S 0134	Amend	0921.99	S 0217	Amend	1340.59	H 0522	Enact
0753.02	H 0170	Amend	0924.07	H 0455	Amend	1340.63	H 0522	Enact
0753.02	H 0490	Amend	0924.09	H 0455	Amend	1340.64	H 0522	Enact
0753.04	H 0170	Amend	0924.12	H 0455	Amend	1340.65	H 0522	Enact
0753.04	H 0490	Amend	0955.43	S 0266	Amend	1340.66	H 0522	Enact
0753.16	H 0170	Amend	0959.131	S 0221	Enact	1340.70	H 0522	Enact
0753.16	H 0490	Amend	0959.132	S 0221	Enact	1340.71	H 0522	Enact
<b>Title 09</b>			0959.99	S 0221	Amend	1340.72	H 0522	Enact
0901.04	H 0455	Amend	<b>Title 11</b>			1340.73	H 0522	Enact
0901.13	S 0144	Enact	1111.15	H 0509	Enact	1340.74	H 0522	Enact
0901.22	H 0385	Amend	1121.01	S 0138	Amend	1340.75	H 0522	Enact
0907.42	S 0217	Amend	1121.11	S 0138	Amend	1340.76	H 0522	Enact
0911.11	S 0245	Amend	1121.18	S 0138	Amend	1340.77	H 0522	Enact
0921.01	S 0217	Amend	1155.01	S 0138	Amend	1340.81	H 0522	Enact
0921.02	S 0217	Amend	1155.091	S 0138	Amend	1340.82	H 0522	Enact
0921.021	S 0217	Amend	1155.16	S 0138	Amend	1340.83	H 0522	Enact
0921.021	S 0217	Old Number	1163.01	S 0138	Amend	1340.84	H 0522	Enact
		(921.09)	1163.121	S 0138	Amend	1340.85	H 0522	Enact
0921.06	S 0217	Amend	1163.20	S 0138	Amend	1340.86	H 0522	Enact
0921.07	S 0217	Repeal	1181.25	S 0138	Enact	1340.90	H 0522	Enact
0921.08	S 0217	Amend	<b>Title 13</b>			1340.91	H 0522	Enact
0921.08	S 0217	Old Number	1309.109	S 0231	Amend	1345.021	S 0144	Enact
		(921.19)	1311.01	H 0514	Amend	1349.01	H 0657	Amend
0921.08	S 0217	New Number	1311.04	H 0514	Amend	1349.18	S 0250	Enact
0921.09	S 0217	Amend	1311.19	H 0514	Amend	1349.25	H 0386	Enact
0921.09	S 0217	Old Number	1311.25	H 0514	Amend	1349.26	H 0386	Enact
		(921.12)	1319.16	H 0464	Amend	1349.27	H 0386	Enact
0921.09	S 0217	New Number	1321.09	S 0138	Amend	1349.29	H 0386	Enact
0921.10	S 0217	Amend	1321.55	S 0138	Amend	1349.30	H 0386	Enact
0921.11	S 0217	Amend	1321.76	S 0138	Amend	1349.31	H 0386	Enact
0921.12	S 0217	Repeal	1322.06	S 0138	Amend	1349.32	H 0386	Enact
0921.12	S 0217	New Number	1322.061	S 0138	Amend	1349.33	H 0386	Enact
0921.13	S 0217	Amend	1322.062	H 0386	Amend	1349.34	H 0386	Enact
0921.14	S 0217	Amend	1329.58	H 0278	Amend	1349.35	H 0386	Enact
0921.151	S 0217	Amend	1333.11	S 0242	Amend	1349.36	H 0386	Enact
0921.151	S 0217	Old Number	1333.82	H 0371	Amend	1349.37	H 0386	Enact
		(921.22)	1339.66	H 0345	Amend	<b>Title 15</b>		
0921.16	S 0217	Amend	1339.68	H 0345	Amend	1501.013	H 0490	Amend
0921.18	S 0217	Amend	1339.69	H 0522	New Number	1502.07	H 0371	Amend
0921.19	S 0217	New Number	1340.01	H 0522	Repeal	1503.29	H 0490	Amend
0921.22	S 0217	Amend	1340.02	H 0522	Repeal	1509.23	H 0425	Amend
0921.22	S 0217	Old Number	1340.03	H 0522	Repeal	1509.39	H 0425	Amend
		(921.08)	1340.031	H 0522	Amend	1515.02	H 0338	Amend
0921.22	S 0217	New Number	1340.031	H 0522	Old Number	1515.15	H 0338	Amend
0921.23	S 0217	Amend			(1339.69)	1515.22	H 0338	Amend
0921.23	S 0217	Old Number	1340.04	H 0522	Repeal	1515.24	H 0338	Amend
		(921.26)	1340.05	H 0522	Repeal	1515.25	H 0338	Repeal
0921.23	S 0217	New Number	1340.06	H 0522	Repeal	1515.26	H 0338	Repeal
0921.24	S 0217	Amend	1340.07	H 0522	Repeal	1515.27	H 0338	Repeal
0921.24	S 0217	Old Number	1340.08	H 0522	Repeal	1517.10	H 0490	Amend
		(921.23)	1340.09	H 0522	Repeal	1531.01	H 0493	Amend
0921.24	S 0217	New Number	1340.10	H 0522	Repeal	1531.01	H 0512	Amend

1531.021	H 0493	Repeal	1707.11	S 0138	Amend	1905.033	H 0490	Enact
1531.022	H 0493	Repeal	1707.12	S 0138	Amend	1905.201	S 0123	Amend
1531.101	H 0493	Enact	1707.141	S 0138	Amend	1907.011	H 0530	Amend
1531.132	H 0490	Amend	1707.15	S 0138	Amend	1907.032	H 0520	Enact
1533.05	H 0493	Amend	1707.151	S 0138	Amend	1907.11	H 0530	Amend
1533.07	H 0493	Amend	1707.161	S 0138	Amend	1907.16	H 0530	Amend
1533.121	H 0493	Amend	1707.17	S 0138	Amend	1907.20	S 0123	Amend
1533.18	S 0106	Amend	1707.20	S 0138	Amend	1923.01	H 0520	Amend
1533.73	H 0493	Amend	1707.201	S 0138	Enact	1923.02	H 0520	Amend
1533.731	H 0493	Amend	1707.40	S 0138	Amend	1923.09	H 0520	Amend
1541.11	H 0490	Amend	1707.44	S 0138	Amend	1923.11	H 0520	Amend
1545.13	H 0490	Amend	1711.09	H 0512	Amend	1923.12	H 0520	Enact
1547.01	S 0150	Amend	1711.11	H 0675	Amend	1923.13	H 0520	Amend
1547.11	S 0123	Amend	1711.53	H 0675	Amend	1923.14	H 0520	Amend
1547.11	S 0163	Amend	1713.02	S 0266	Amend	<b>Title 21</b>		
1547.111	S 0123	Amend	1713.03	S 0266	Amend	2105.02	H 0242	Amend
1547.111	S 0163	Amend	1713.25	S 0266	Amend	2105.04	H 0242	Amend
1547.25	S 0150	Amend	1713.50	H 0490	Amend	2105.07	H 0242	Amend
1547.523	H 0490	Amend	1717.06	S 0221	Amend	2105.08	H 0242	Amend
1547.53	S 0150	Amend	1733.01	S 0138	Amend	2105.21	H 0242	Repeal
1547.531	S 0150	Amend	1733.32	S 0138	Amend	2105.31	H 0242	Enact
1547.54	H 0345	Amend	1733.327	S 0138	Amend	2105.32	H 0242	Enact
1547.54	S 0150	Amend	1751.19	S 0138	Amend	2105.33	H 0242	Enact
1547.542	S 0150	Amend	1751.21	S 0179	Amend	2105.34	H 0242	Enact
1547.57	S 0150	Amend	1751.38	S 0129	Amend	2105.35	H 0242	Enact
1547.62	S 0150	Repeal	1751.67	S 0281	Amend	2105.36	H 0242	Enact
1547.65	S 0150	Enact	1761.01	H 0506	Amend	2105.37	H 0242	Enact
1547.99	S 0150	Amend	1761.02	H 0506	Amend	2105.38	H 0242	Enact
1547.99	S 0123	Amend	1761.03	H 0506	Amend	2105.39	H 0242	Enact
1547.99	H 0490	Amend	1761.05	H 0506	Amend	2105.39	H 0345	Amend
1548.07	H 0345	Amend	1761.06	H 0506	Amend	2106.04	H 0242	Amend
1548.071	H 0345	Amend	1761.07	H 0506	Amend	2106.17	H 0345	Old Number (2131.12)
1548.072	H 0345	Enact	1761.08	H 0506	Amend			
1548.08	H 0345	Amend	1761.09	H 0506	Amend	2106.18	H 0345	Amend
1548.11	H 0345	Amend	1761.10	H 0506	Amend	2107.06	H 0345	Enact
1561.26	S 0245	Amend	1761.13	H 0506	Amend	2107.27	H 0345	Amend
1561.351	H 0675	Amend	1775.14	S 0120	Amend	2107.28	H 0345	Amend
1565.04	H 0675	Amend	1775.20	H 0349	Amend	2107.34	H 0242	Amend
1565.15	H 0675	Amend	1775.45	H 0349	Enact	2108.17	H 0407	Amend
<b>Title 17</b>			1775.46	H 0349	Enact	2109.371	H 0509	Amend
1701.04	H 0278	Amend	1775.47	H 0349	Enact	2109.62	H 0345	Amend
1701.07	H 0278	Amend	1775.48	H 0349	Enact	2109.66	H 0522	Repeal
1701.11	H 0278	Amend	1775.49	H 0349	Enact	2109.67	H 0522	Repeal
1701.25	H 0278	Amend	1775.50	H 0349	Enact	2109.68	H 0522	Amend
1701.37	H 0278	Amend	1775.51	H 0349	Enact	2113.031	H 0675	Amend
1701.38	H 0278	Amend	1775.52	H 0349	Enact	2113.30	H 0345	Amend
1701.40	H 0278	Amend	1775.64	H 0278	Amend	2113.61	H 0345	Amend
1701.41	H 0278	Amend	1782.241	H 0349	Enact	2117.06	S 0281	Amend
1701.42	H 0278	Amend	1782.242	H 0349	Enact	2117.25	H 0345	Amend
1701.51	H 0278	Amend	1782.433	H 0349	Amend	2121.02	H 0242	Amend
1701.54	H 0278	Amend	1785.06	H 0278	Amend	2121.06	H 0242	Amend
1701.61	H 0278	Amend	<b>Title 19</b>			2131.12	H 0345	New Number
1701.69	H 0278	Amend	1901.01	H 0530	Amend	2131.13	H 0345	Enact
1701.70	H 0278	Amend	1901.02	H 0530	Amend	2151.011	H 0400	Amend
1701.71	H 0278	Amend	1901.024	S 0123	Amend	2151.14	H 0247	Amend
1701.73	H 0278	Amend	1901.027	H 0530	Amend	2151.152	H 0400	Amend
1701.80	H 0278	Amend	1901.03	H 0530	Amend	2151.18	H 0393	Amend
1701.801	H 0278	Amend	1901.04	H 0530	Amend	2151.231	H 0657	Amend
1701.86	H 0278	Amend	1901.08	H 0530	Amend	2151.28	H 0180	Amend
1701.93	H 0278	Amend	1901.11	H 0530	Amend	2151.28	H 0393	Amend
1701.94	H 0278	Amend	1901.184	H 0520	Enact	2151.31	H 0180	Amend
1702.04	H 0278	Amend	1901.31	S 0123	Amend	2151.314	H 0393	Amend
1702.47	H 0278	Amend	1901.31	H 0530	Amend	2151.33	H 0657	Amend
1702.80	H 0490	Amend	1901.33	H 0510	Amend	2151.35	H 0400	Amend
1703.06	H 0278	Amend	1901.34	H 0530	Amend	2151.354	H 0393	Amend
1705.04	H 0278	Amend	1905.01	S 0123	Amend	2151.354	S 0123	Amend
1707.092	S 0138	Amend	1905.01	H 0530	Amend	2151.354	H 0400	Amend

2151.355	H 0130	Amend	2305.234	H 0490	Amend	2335.241	H 0464	Enact
2151.358	H 0017	Amend	2305.234	S 0281	Amend	<b>Title 25</b>		
2151.359	H 0400	Amend	2305.236	S 0131	Enact	2501.16	S 0168	Amend
2151.38	H 0393	Amend	2305.237	S 0131	Enact	2503.17	S 0168	Amend
2151.421	H 0374	Amend	2305.238	S 0131	Enact	2505.09	S 0161	Amend
2151.421	S 0221	Amend	2305.239	S 0131	Enact	2505.16	S 0161	Amend
2151.421	H 0510	Amend	2305.25	S 0179	Enact	<b>Title 27</b>		
2151.49	H 0657	Amend	2305.25	S 0179	Amend	2711.21	S 0281	Amend
2151.53	S 0245	Amend	2305.25	S 0179	Old Number	2711.22	S 0281	Amend
2151.81	H 0038	Enact			(2305.251)	2711.23	S 0281	Amend
2151.82	H 0038	Enact	2305.251	S 0179	New Number	2711.24	S 0281	Amend
2151.83	H 0038	Enact	2305.251	S 0179	Amend	2741.01	S 0266	Amend
2151.84	H 0038	Enact	2305.251	S 0179	Old Number	2743.02	S 0115	Amend
2151.87	H 0393	Amend			(2305.252)	2743.02	S 0281	Amend
2152.02	H 0400	Amend	2305.252	S 0179	New Number	2743.191	H 0427	Amend
2152.02	H 0490	Amend	2305.253	S 0179	Enact	2743.191	S 0123	Amend
2152.10	H 0393	Amend	2305.27	S 0281	Repeal	2743.43	S 0281	Amend
2152.13	H 0393	Amend	2305.38	S 0179	Amend	2743.48	S 0149	Amend
2152.14	H 0393	Amend	2307.011	S 0120	Enact	2743.49	S 0149	Enact
2152.16	H 0393	Amend	2307.22	S 0120	Enact	2743.51	S 0123	Amend
2152.17	H 0393	Amend	2307.23	S 0120	Enact	2743.52	S 0123	Amend
2152.17	H 0130	Amend	2307.24	S 0120	Enact	2743.62	S 0245	Amend
2152.18	H 0247	Amend	2307.25	S 0120	Enact	2744.01	S 0106	Amend
2152.18	H 0393	Amend	2307.26	S 0120	Enact	2744.02	S 0106	Amend
2152.19	H 0247	Amend	2307.27	S 0120	Enact	2744.03	S 0106	Amend
2152.19	H 0393	Amend	2307.28	S 0120	Enact	2744.04	S 0106	Amend
2152.19	S 0123	Amend	2307.29	S 0120	Enact	2744.05	S 0106	Amend
2152.19	H 0400	Amend	2307.31	S 0120	Repeal	2744.06	S 0106	Amend
2152.19	H 0490	Amend	2307.32	S 0120	Repeal	2744.07	S 0106	Amend
2152.20	H 0170	Amend	2307.33	S 0120	Repeal	<b>Title 29</b>		
2152.20	H 0490	Amend	2307.60	S 0107	Amend	2901.01	S 0184	Amend
2152.201	S 0184	Enact	2307.61	S 0107	Amend	2901.01	H 0545	Amend
2152.21	S 0123	Amend	2307.62	S 0107	Amend	2901.01	H 0364	Amend
2152.21	H 0400	Amend	2307.62	H 0327	Amend	2901.01	H 0675	Amend
2152.22	H 0393	Amend	2307.63	S 0009	Enact	2901.02	H 0490	Amend
2152.26	H 0400	Amend	2307.64	S 0008	Enact	2901.07	H 0427	Amend
2152.41	H 0400	Amend	2313.13	H 0530	Amend	2903.01	S 0184	Amend
2152.71	H 0247	Amend	2313.24	H 0530	Amend	2903.04	S 0123	Amend
2152.71	H 0393	Amend	2315.08	S 0120	Amend	2903.06	S 0123	Amend
2152.74	H 0427	Amend	2315.19	S 0120	Repeal	2903.08	S 0123	Amend
2152.74	H 0400	Amend	2315.20	S 0120	Repeal	2903.13	H 0490	Amend
2152.82	H 0393	Amend	2315.21	H 0412	Amend	2903.213	H 0548	Amend
2152.83	H 0393	Amend	2315.32	S 0120	Enact	2903.214	H 0548	Amend
2152.84	H 0393	Amend	2315.33	S 0120	Enact	2905.12	H 0490	Amend
<b>Title 23</b>			2315.34	S 0120	Enact	2907.01	H 0008	Amend
2301.02	H 0499	Amend	2315.35	S 0120	Enact	2907.01	S 0009	Amend
2301.03	H 0008	Amend	2315.36	S 0120	Enact	2907.01	H 0490	Amend
2301.03	H 0393	Amend	2315.41	S 0120	Enact	2907.02	H 0485	Amend
2301.03	H 0490	Amend	2315.42	S 0120	Enact	2907.03	S 0009	Amend
2301.03	H 0530	Amend	2315.43	S 0120	Enact	2907.03	H 0510	Amend
2301.27	H 0510	Amend	2315.44	S 0120	Enact	2907.06	S 0009	Amend
2301.27	H 0490	Amend	2315.45	S 0120	Enact	2907.07	S 0175	Amend
2301.28	H 0490	Amend	2315.46	S 0120	Enact	2907.15	H 0490	Amend
2301.30	H 0490	Amend	2317.02	H 0374	Amend	2907.17	S 0009	Enact
2301.32	H 0490	Amend	2317.02	H 0533	Amend	2907.171	S 0009	Enact
2301.54	H 0510	Amend	2317.02	S 0281	Amend	2907.18	S 0009	Enact
2301.56	H 0170	Amend	2317.54	S 0124	Amend	2907.24	S 0123	Amend
2301.56	H 0510	Amend	2317.54	S 0281	Amend	2907.27	H 0490	Amend
2301.56	H 0490	Amend	2323.41	S 0281	Enact	2907.29	S 0245	Amend
2303.23	S 0281	Enact	2323.42	S 0281	Enact	2907.31	H 0490	Amend
2305.11	H 0412	Amend	2323.43	S 0281	Enact	2907.35	H 0008	Amend
2305.11	S 0281	Amend	2323.52	S 0168	Amend	2907.35	H 0490	Amend
2305.111	S 0009	Amend	2323.55	S 0281	Enact	2909.01	S 0115	Amend
2305.113	S 0281	Enact	2323.56	S 0281	Amend	2909.09	S 0163	Enact
2305.115	S 0009	Enact	2323.57	S 0281	Repeal	2909.10	S 0163	Enact
2305.121	H 0345	Enact	2335.19	H 0464	Amend	2909.101	S 0163	Enact
2305.15	S 0281	Amend	2335.24	H 0464	Amend	2909.21	S 0184	Enact



2909.22	S 0184	Enact	2925.37	S 0123	Amend	2929.36	H 0490	Repeal
2909.23	S 0184	Enact	2925.38	S 0123	Amend	2929.37	H 0170	Enact
2909.24	S 0184	Enact	2927.02	H 0393	Amend	2929.37	H 0490	Amend
2909.25	S 0184	Enact	2927.02	S 0242	Amend	2929.38	H 0170	Enact
2913.01	H 0327	Amend	2927.24	S 0184	Amend	2929.38	H 0490	Amend
2913.04	H 0327	Amend	2929.01	H 0327	Amend	2929.41	S 0123	Amend
2913.40	S 0261	Amend	2929.01	S 0123	Amend	2929.41	H 0490	Amend
2913.49	H 0309	Amend	2929.01	H 0490	Amend	2929.42	H 0490	New Number
2915.01	H 0512	Amend	2929.04	S 0184	Amend	2929.43	H 0490	New Number
2915.02	H 0512	Amend	2929.12	H 0327	Amend	2929.51	H 0490	Repeal
2915.04	H 0512	Amend	2929.13	H 0327	Amend	2929.71	H 0490	New Number
2915.05	H 0512	Amend	2929.13	S 0123	Amend	2930.06	H 0490	Amend
2915.07	H 0512	Amend	2929.13	H 0485	Amend	2933.16	H 0490	Repeal
2915.08	H 0512	Amend	2929.14	H 0327	Amend	2933.41	H 0510	Amend
2915.081	H 0512	Enact	2929.14	S 0123	Amend	2933.51	S 0184	Amend
2915.082	H 0512	Enact	2929.14	H 0485	Amend	2935.01	S 0200	Amend
2915.09	H 0512	Amend	2929.14	H 0130	Amend	2935.01	H 0427	Amend
2915.091	H 0512	Enact	2929.141	H 0327	Enact	2935.01	H 0545	Amend
2915.092	H 0512	Enact	2929.15	S 0123	Amend	2935.01	H 0675	Amend
2915.093	H 0512	Enact	2929.16	S 0123	Amend	2935.011	H 0427	Enact
2915.094	H 0512	Enact	2929.17	S 0123	Amend	2935.03	S 0123	Amend
2915.095	H 0512	Enact	2929.17	H 0490	Amend	2935.03	H 0545	Amend
2915.10	H 0512	Amend	2929.18	S 0123	Amend	2935.03	H 0675	Amend
2915.101	H 0512	Enact	2929.18	H 0170	Amend	2935.031	H 0675	Amend
2915.12	H 0512	Amend	2929.18	H 0490	Amend	2935.27	S 0123	Amend
2915.13	H 0512	Enact	2929.19	H 0327	Amend	2935.33	H 0490	Amend
2917.31	H 0411	Amend	2929.19	S 0123	Amend	2937.07	H 0490	Amend
2917.32	H 0411	Amend	2929.19	H 0485	Amend	2937.221	S 0123	Amend
2917.33	H 0411	Enact	2929.19	H 0170	Amend	2937.222	S 0123	Amend
2919.16	S 0281	Amend	2929.19	H 0490	Amend	2937.46	S 0123	Amend
2919.22	S 0123	Amend	2929.20	H 0327	Amend	2937.99	S 0123	Amend
2919.22	H 0490	Amend	2929.21	H 0170	Amend	2939.06	S 0218	Amend
2919.25	H 0327	Amend	2929.21	H 0490	Repeal and	2941.14	S 0184	Amend
2919.25	H 0548	Amend			Reenact	2941.1412	H 0130	Enact
2919.26	H 0548	Amend	2929.22	H 0490	Repeal and	2945.17	H 0490	Amend
2919.27	H 0548	Amend			Reenact	2947.06	H 0490	Amend
2919.272	H 0548	Amend	2929.221	H 0490	Old Number	2947.14	H 0170	Amend
2921.22	S 0115	Amend			(2929.34)	2947.19	H 0170	Amend
2921.32	S 0184	Amend	2929.221	H 0490	Amend	2947.19	H 0490	Amend
2921.331	S 0123	Amend	2929.223	H 0170	Repeal	2947.21	H 0490	Amend
2921.36	H 0510	Amend	2929.23	S 0123	Amend	2947.23	H 0271	Amend
2921.51	H 0675	Amend	2929.23	H 0490	Repeal and	2949.111	H 0170	Amend
2923.01	S 0123	Amend			Reenact	2949.111	H 0490	Amend
2923.122	S 0123	Amend	2929.24	H 0490	Old Number	2950.01	H 0393	Amend
2923.14	H 0490	Amend			(2929.42)	2950.01	S 0175	Amend
2923.161	H 0442	Amend	2929.24	H 0490	Enact	2950.01	H 0485	Amend
2923.31	S 0184	Amend	2929.25	H 0490	Old Number	2950.01	H 0490	Amend
2925.01	H 0273	Amend			(2929.32)	2950.03	H 0485	Amend
2925.01	S 0123	Amend	2929.25	H 0490	Amend	2950.04	H 0393	Amend
2925.01	H 0415	Amend	2929.25	H 0490	Enact	2950.04	S 0175	Amend
2925.01	H 0364	Amend	2929.26	H 0490	Enact	2950.04	H 0485	Amend
2925.02	S 0123	Amend	2929.27	H 0490	Enact	2950.05	S 0175	Amend
2925.03	S 0123	Amend	2929.28	H 0490	Old Number	2950.06	H 0485	Amend
2925.04	S 0123	Amend			(2929.71)	2950.07	H 0485	Amend
2925.05	S 0123	Amend	2929.28	H 0490	Amend	2950.09	S 0175	Amend
2925.06	S 0123	Amend	2929.28	H 0490	Enact	2950.09	H 0393	Amend
2925.11	S 0123	Amend	2929.29	H 0490	Old Number	2950.09	H 0485	Amend
2925.11	H 0490	Amend			(2929.43)	2950.10	H 0485	Amend
2925.12	S 0123	Amend	2929.31	H 0490	Amend	2950.11	S 0175	Amend
2925.13	S 0123	Amend	2929.32	H 0490	New Number	2950.11	H 0485	Amend
2925.14	S 0123	Amend	2929.34	H 0490	New Number	2950.12	S 0175	Amend
2925.22	S 0123	Amend	2929.35	H 0170	Enact	2950.13	H 0485	Amend
2925.23	H 0327	Amend	2929.35	H 0490	Old Number	2950.14	H 0393	Amend
2925.23	S 0123	Amend			(2929.36)	2950.99	H 0490	Amend
2925.31	S 0123	Amend	2929.35	H 0490	Amend	2951.01	H 0490	Amend
2925.32	S 0123	Amend	2929.36	H 0170	Enact	2951.011	H 0490	Amend
2925.36	S 0123	Amend	2929.36	H 0490	New Number	2951.02	S 0123	Amend



2951.02	H 0490	Amend			(3119.32)	3119.51	H 0657	Repeal and
2951.021	H 0490	Amend	3119.32	H 0657	New Number			Reenact
2951.03	H 0247	Amend	3119.33	H 0657	Old Number	3119.52	H 0657	Old Number
2951.03	H 0510	Amend			(3119.46)			(3119.421)
2951.041	H 0327	Amend	3119.33	H 0657	Enact	3119.52	H 0657	Amend
2951.041	H 0490	Amend	3119.33	H 0657	Amend	3119.53	H 0657	Amend
2951.05	H 0490	Amend	3119.34	H 0657	Old Number	3119.53	H 0657	Old Number
2951.06	H 0490	Amend			(3119.47)			(3119.422)
2951.07	H 0490	Amend	3119.34	H 0657	Amend	3119.54	H 0657	Amend
2951.08	H 0490	Amend	3119.34	H 0657	Enact	3119.56	H 0657	Amend
2951.09	H 0490	Repeal	3119.35	H 0657	Enact	3119.57	H 0657	Amend
2951.10	H 0490	Amend	3119.35	H 0657	Amend	3119.57	H 0657	Old Number
2953.31	S 0123	Amend	3119.35	H 0657	Old Number			(3119.44)
2953.31	H 0490	Amend			(3119.48)	3119.58	H 0657	Old Number
2953.32	H 0490	Amend	3119.351	H 0657	Enact			(3119.45)
2953.33	H 0490	Amend	3119.352	H 0657	New Number	3119.58	H 0657	Amend
2953.36	S 0123	Amend	3119.36	H 0657	Enact	3119.76	H 0657	Amend
2953.52	H 0017	Amend	3119.361	H 0657	New Number	3121.03	H 0657	Amend
2953.53	H 0017	Amend	3119.362	H 0657	New Number	3121.035	H 0657	Amend
2961.01	H 0490	Amend	3119.363	H 0657	New Number	3121.27	H 0657	Amend
2963.01	H 0490	Amend	3119.364	H 0657	New Number	3121.58	H 0657	Amend
2963.11	H 0490	Amend	3119.37	H 0657	Old Number	3121.67	H 0657	Amend
2963.20	H 0490	Amend			(3119.49)	3121.896	H 0657	Amend
2963.21	H 0490	Amend	3119.37	H 0657	Enact	3123.01	H 0657	Amend
2967.02	H 0490	Amend	3119.38	H 0657	Amend	3123.021	H 0657	Enact
2967.13	H 0485	Amend	3119.38	H 0657	Old Number	3123.022	H 0657	Enact
2967.14	H 0510	Amend			(3119.50)	3123.023	H 0657	Enact
2967.16	H 0327	Amend	3119.38	H 0657	Enact	3123.03	H 0657	Amend
2967.22	H 0490	Amend	3119.39	H 0657	Enact	3123.031	H 0657	Old Number
2967.26	H 0510	Amend	3119.40	H 0657	Enact			(3123.033)
2967.26	H 0490	Amend	3119.40	H 0657	Amend	3123.031	H 0657	Enact
2967.27	H 0510	Amend	3119.40	H 0657	Old Number	3123.031	H 0657	Amend
2967.28	H 0327	Amend			(3119.43)	3123.032	H 0657	Enact
2967.28	H 0510	Amend	3119.41	H 0657	Repeal and	3123.033	H 0657	New Number
2969.11	H 0490	Amend			Reenact	3123.034	H 0657	Enact
2969.12	H 0490	Amend	3119.42	H 0657	New Number	3123.04	H 0657	Amend
2969.13	H 0490	Amend	3119.421	H 0657	New Number	3123.05	H 0657	Amend
2969.14	H 0490	Amend	3119.422	H 0657	New Number	3123.06	H 0657	Amend
2969.21	S 0168	Amend	3119.43	H 0657	Repeal	3123.061	H 0657	Repeal and
2969.22	S 0168	Amend	3119.43	H 0657	New Number			Reenact
2969.25	S 0168	Amend	3119.44	H 0657	New Number	3123.062	H 0657	Old Number
<b>Title 31</b>			3119.44	H 0657	Repeal			(3123.07)
3105.80	S 0247	Amend	3119.45	H 0657	New Number	3123.062	H 0657	Amend
3107.02	S 0245	Amend	3119.45	H 0657	Repeal	3123.07	H 0657	New Number
3107.15	H 0509	Amend	3119.46	H 0657	Amend	3123.07	H 0657	Repeal
3109.13	S 0121	Amend	3119.46	H 0657	Old Number	3123.071	H 0657	Repeal
3109.13	H 0248	Amend			(3119.352)	3123.17	H 0657	Amend
3109.15	S 0121	Amend	3119.46	H 0657	New Number	3123.171	H 0657	Enact
3109.15	H 0248	Amend	3119.47	H 0657	New Number	3123.18	H 0657	Repeal and
3109.16	S 0121	Amend	3119.47	H 0657	Amend			Reenact
3109.16	H 0248	Amend	3119.47	H 0657	Old Number	3123.181	H 0657	Enact
3109.17	S 0121	Amend			(3119.42)	3123.182	H 0657	Enact
3109.17	H 0248	Amend	3119.48	H 0657	Amend	3123.183	H 0657	Enact
3109.18	S 0121	Amend	3119.48	H 0657	New Number	3123.25	H 0657	Amend
3109.18	H 0248	Amend	3119.48	H 0657	Old Number	3123.42	H 0657	Amend
3111.81	H 0657	Amend			(3119.361)	3123.53	H 0657	Amend
3111.91	S 0245	Amend	3119.49	H 0657	New Number	3123.55	S 0123	Amend
3113.07	H 0657	Amend	3119.49	H 0657	Old Number	3123.58	S 0123	Amend
3113.31	H 0548	Amend			(3119.362)	3123.59	S 0123	Amend
3119.01	H 0657	Amend	3119.49	H 0657	Amend	3123.611	S 0123	Repeal
3119.29	H 0657	Enact	3119.491	H 0657	Old Number	3123.613	S 0123	Amend
3119.291	H 0657	Enact			(3119.363)	3123.614	S 0123	Amend
3119.30	H 0657	Amend	3119.491	H 0657	Amend	3123.62	H 0657	Amend
3119.301	H 0657	Amend	3119.50	H 0657	Old Number	3123.66	H 0657	Amend
3119.31	H 0657	Amend			(3119.364)	3123.67	H 0657	Amend
3119.31	H 0657	Enact	3119.50	H 0657	Amend	3123.92	H 0657	Amend
3119.31	H 0657	Old Number	3119.50	H 0657	New Number			

<b>Title 33</b>			3314.31	H 0364	Enact	3331.02	S 0245	Amend
3301.02	S 0192	Amend	3315.091	H 0407	Amend	3331.05	H 0402	Repeal
3301.07	H 0407	Amend	3315.40	H 0129	Amend	3331.06	H 0402	Amend
3301.0714	H 0407	Amend	3316.12	H 0129	Amend	3331.06	S 0245	Amend
3301.0714	H 0364	Amend	3316.20	H 0129	Amend	3331.07	H 0402	Amend
3301.17	H 0407	Amend	3317.0210	H 0129	Amend	3331.07	S 0245	Amend
3301.80	S 0192	Amend	3317.0211	H 0129	Amend	3331.08	H 0402	Amend
3302.03	H 0364	Amend	3317.025	H 0129	Amend	3331.09	H 0402	Amend
3307.01	S 0247	Amend	3317.026	H 0129	Amend	3331.11	H 0402	Amend
3307.39	S 0247	Amend	3317.026	S 0200	Amend	3331.12	H 0402	Amend
3307.51	S 0247	Amend	3317.027	H 0129	Amend	3331.13	H 0402	Amend
3307.56	S 0247	Amend	3317.028	H 0129	Amend	3331.14	H 0402	Amend
3307.561	S 0247	Amend	3317.029	H 0364	Amend	3331.15	H 0402	Repeal
3307.563	S 0247	Amend	3317.03	H 0364	Amend	3332.01	S 0266	Amend
3307.58	S 0247	Amend	3317.11	H 0407	Amend	3332.02	S 0266	Amend
3307.60	S 0247	Amend	3318.01	H 0675	Amend	3332.03	S 0266	Amend
3307.761	S 0247	Amend	3318.011	H 0675	Amend	3332.031	S 0266	Amend
3307.763	S 0247	Amend	3318.023	H 0524	Enact	3332.04	S 0266	Amend
3307.764	S 0247	Amend	3318.03	H 0524	Amend	3332.05	S 0266	Amend
3307.87	S 0247	Amend	3318.03	H 0675	Amend	3332.051	S 0266	Amend
3309.21	S 0247	Amend	3318.031	H 0248	Amend	3332.06	S 0266	Amend
3309.43	S 0247	Amend	3318.031	H 0675	Amend	3332.07	S 0266	Amend
3309.45	S 0247	Amend	3318.032	H 0675	Amend	3332.08	S 0266	Amend
3309.46	S 0247	Amend	3318.033	H 0675	Amend	3332.081	S 0266	Amend
3309.51	H 0364	Amend	3318.04	H 0524	Amend	3332.082	S 0266	Amend
3309.69	S 0247	Amend	3318.042	H 0675	Amend	3332.083	S 0266	Amend
3311.19	S 0187	Amend	3318.05	H 0524	Amend	3332.085	S 0266	Amend
3311.25	H 0524	Enact	3318.056	H 0524	Enact	3332.09	S 0266	Amend
3313.12	S 0187	Amend	3318.06	H 0524	Amend	3332.091	S 0266	Amend
3313.201	H 0407	Amend	3318.061	H 0524	Amend	3332.092	S 0266	Amend
3313.375	H 0364	Amend	3318.062	H 0524	Enact	3332.10	S 0266	Amend
3313.536	S 0184	Amend	3318.07	H 0129	Amend	3332.11	S 0266	Amend
3313.601	H 0394	Amend	3318.08	H 0524	Amend	3332.12	S 0266	Amend
3313.602	H 0394	Amend	3318.08	H 0675	Amend	3332.13	S 0266	Amend
3313.641	H 0407	Amend	3318.084	H 0524	Amend	3332.18	S 0266	Amend
3313.648	H 0364	Enact	3318.084	H 0675	Amend	3333.043	S 0266	Amend
3313.65	H 0490	Amend	3318.086	H 0675	Amend	3333.12	S 0266	Amend
3313.815	H 0384	Enact	3318.10	H 0675	Amend	3333.17	H 0524	Amend
3314.011	H 0364	Amend	3318.11	H 0524	Amend	3333.29	S 0266	Amend
3314.013	H 0364	Amend	3318.12	H 0675	Amend	3334.01	S 0266	Amend
3314.015	H 0364	Enact	3318.15	H 0675	Amend	3345.04	H 0490	Amend
3314.02	H 0364	Amend	3318.19	H 0675	Amend	3345.05	H 0524	Amend
3314.021	H 0364	Repeal	3318.25	H 0675	Amend	3354.16	H 0675	Amend
3314.022	H 0364	Enact	3318.26	H 0675	Amend	3355.12	H 0675	Amend
3314.023	H 0364	Enact	3318.311	H 0675	Amend	3357.16	H 0675	Amend
3314.024	H 0364	Enact	3318.36	H 0524	Amend	3365.01	S 0266	Amend
3314.03	H 0248	Amend	3318.36	H 0675	Amend	3365.08	H 0364	Amend
3314.03	H 0364	Amend	3318.362	H 0524	Amend	3365.15	S 0266	Amend
3314.031	H 0364	Enact	3318.363	H 0524	Amend	3375.01	S 0265	Amend
3314.032	H 0364	Enact	3318.38	H 0524	Amend	3383.01	H 0675	Amend
3314.041	H 0364	Enact	3318.40	H 0675	Enact	3383.02	H 0675	Amend
3314.05	H 0364	Amend	3318.41	H 0675	Enact	3383.03	H 0675	Amend
3314.06	H 0364	Amend	3318.42	H 0675	Enact	3385.01	H 0675	Enact
3314.07	H 0364	Amend	3318.43	H 0675	Enact	3385.02	H 0675	Enact
3314.072	H 0364	Amend	3318.44	H 0675	Enact	3385.03	H 0675	Enact
3314.073	H 0364	Enact	3318.45	H 0675	Enact	3385.04	H 0675	Enact
3314.074	H 0364	Enact	3318.46	H 0675	Enact	3385.05	H 0675	Enact
3314.08	H 0364	Amend	3318.50	H 0364	Amend	3385.06	H 0675	Enact
3314.081	H 0364	Enact	3319.13	S 0245	Amend	3385.07	H 0675	Enact
3314.082	H 0364	Enact	3321.38	H 0490	Amend	3385.08	H 0675	Enact
3314.09	H 0364	Amend	3327.01	H 0364	Amend	3385.09	H 0675	Enact
3314.091	H 0364	Amend	3327.02	H 0364	Amend	3385.10	H 0675	Enact
3314.11	H 0364	Amend	3327.10	S 0123	Amend	<b>Title 35</b>		
3314.111	H 0364	Enact	3327.10	S 0245	Amend	3501.01	H 0445	Amend
3314.13	H 0364	Amend	3331.01	H 0402	Amend	3501.38	H 0445	Amend
3314.17	H 0364	Enact	3331.01	H 0364	Amend	3501.39	H 0445	Amend
3314.30	H 0364	Enact	3331.02	H 0402	Amend	3505.03	H 0445	Amend



3505.061	H 0445	Amend	3715.52	S 0143	Amend	3742.17	H 0248	Amend
3505.062	H 0445	Amend	3715.87	H 0221	Enact	3742.18	H 0248	Amend
3505.063	H 0445	Amend	3715.871	H 0221	Enact	3742.19	H 0248	Amend
3513.04	H 0445	Amend	3715.872	H 0221	Enact	3742.30	H 0248	Enact
3513.041	H 0445	Amend	3715.873	H 0221	Enact	3742.31	H 0248	New Number
3513.05	H 0445	Amend	3719.12	H 0490	Amend	3742.32	H 0248	Enact
3513.052	H 0445	Enact	3719.121	H 0490	Amend	3742.34	H 0248	New Number
3513.23	H 0445	Amend	3719.21	H 0327	Amend	3742.35	H 0248	New Number
3513.251	H 0445	Amend	3719.44	H 0371	Amend	3742.36	H 0248	Enact
3513.253	H 0445	Amend	3719.70	H 0490	Amend	3742.37	H 0248	Enact
3513.254	H 0445	Amend	3721.01	H 0675	Amend	3742.38	H 0248	Enact
3513.255	H 0445	Amend	3721.02	H 0412	Amend	3742.39	H 0248	Enact
3513.257	H 0445	Amend	3721.17	H 0412	Amend	3742.40	H 0248	Enact
3513.259	H 0445	Amend	3721.51	S 0261	Amend	3742.41	H 0248	Enact
3513.261	H 0445	Amend	3721.56	S 0261	Amend	3742.42	H 0248	Enact
3513.30	H 0445	Amend	3727.09	S 0124	Amend	3742.43	H 0248	Enact
3513.31	H 0445	Amend	3727.10	S 0124	Amend	3742.44	H 0248	Enact
3517.02	H 0445	Amend	3727.101	S 0124	Enact	3742.45	H 0248	Enact
3517.03	H 0445	Amend	3727.102	S 0124	Enact	3742.46	H 0248	Enact
3517.10	H 0445	Amend	3731.01	S 0258	Amend	3742.47	H 0248	Enact
3517.106	H 0445	Amend	3731.03	S 0258	Amend	3742.48	H 0248	Enact
3517.11	H 0445	Amend	3733.01	H 0520	Amend	3742.49	H 0248	Enact
3519.03	H 0445	Amend	3733.081	H 0520	Enact	3742.50	H 0248	Enact
3519.04	H 0675	Amend	3733.082	H 0520	Enact	3742.51	H 0248	Enact
3521.01	H 0471	Repeal and Reenact	3733.091	H 0520	Amend	3742.99	H 0248	Amend
			3734.44	H 0490	Amend	3745.31	S 0105	Enact
3599.09	H 0445	Enact	3734.905	S 0200	Amend	3748.99	H 0490	Amend
<b>Title 37</b>			3734.907	S 0200	Amend	3763.01	H 0512	Amend
3701.23	S 0121	Amend	3735.311	H 0490	Amend	3769.088	S 0200	Amend
3701.501	S 0121	Amend	3737.01	S 0115	Amend	3770.06	S 0193	Amend
3701.503	H 0150	Amend	3737.03	S 0115	Amend	3770.07	S 0226	Amend
3701.504	H 0150	Amend	3737.16	S 0115	Amend	3770.072	S 0226	Amend
3701.505	H 0150	Amend	3737.21	S 0115	Amend	3770.10	S 0226	Enact
3701.506	H 0150	Amend	3737.22	S 0115	Amend	3770.11	S 0226	Enact
3701.507	H 0150	Amend	3737.221	S 0115	Enact	3770.12	S 0226	Enact
3701.508	H 0150	Enact	3737.26	S 0115	Amend	3770.13	S 0226	Enact
3701.509	H 0150	Enact	3737.27	S 0115	Amend	3770.14	S 0226	Enact
3701.74	S 0179	Amend	3737.28	S 0115	Amend	3773.41	S 0245	Amend
3702.30	S 0124	Amend	3737.42	S 0115	Amend	3773.42	S 0245	Amend
3702.31	S 0124	Amend	3737.43	S 0115	Amend	3773.45	S 0245	Amend
3702.32	S 0124	Enact	3737.45	S 0115	Amend	3793.02	S 0123	Amend
3702.5210	H 0675	Amend	3737.71	H 0675	Amend	3793.07	H 0496	Amend
3702.5211	H 0675	Amend	3737.81	S 0115	Amend	3793.10	S 0123	Amend
3702.5213	H 0524	Enact	3737.84	S 0105	Amend	3793.13	H 0490	Amend
3702.5213	H 0675	Amend	3737.882	H 0338	Amend	3795.01	H 0474	Enact
3704.12	H 0425	Enact	3742.01	H 0248	Amend	3795.02	H 0474	Enact
3706.01	S 0144	Amend	3742.02	H 0248	Amend	3795.03	H 0474	Enact
3713.01	H 0428	Amend	3742.03	H 0248	Amend	<b>Title 39</b>		
3713.02	H 0428	Repeal and Reenact	3742.04	H 0248	Amend	3901.021	S 0129	Amend
			3742.05	H 0248	Amend	3901.045	S 0138	Enact
3713.03	H 0428	Repeal and Reenact	3742.06	H 0248	Amend	3901.19	S 0129	Amend
			3742.07	H 0248	Amend	3901.211	S 0129	Enact
3713.04	H 0428	Amend	3742.071	H 0248	Enact	3901.22	S 0129	Amend
3713.05	H 0428	Repeal and Reenact	3742.08	H 0248	Amend	3901.321	H 0421	Amend
			3742.10	H 0248	Amend	3901.36	S 0138	Amend
3713.051	H 0428	Repeal	3742.11	H 0248	Old Number	3901.43	S 0171	Repeal
3713.06	H 0428	Repeal and Reenact			(3742.31)	3901.44	S 0138	Amend
			3742.11	H 0248	Amend	3901.48	S 0138	Amend
3713.07	H 0428	Repeal and Reenact	3742.12	H 0248	Old Number	3901.51	S 0129	Amend
					(3742.35)	3901.62	S 0129	Amend
3713.08	H 0428	Repeal and Reenact	3742.12	H 0248	Amend	3901.70	S 0138	Amend
			3742.13	H 0248	Old Number	3901.73	S 0171	Enact
3713.09	H 0428	Repeal and Reenact			(3742.34)	3901.74	S 0129	New Number
			3742.13	H 0248	Amend	3901.75	S 0129	New Number
3713.10	H 0428	Amend	3742.14	H 0248	Amend	3901.76	S 0129	New Number
3713.11	H 0428	Repeal	3742.15	H 0248	Amend	3901.77	S 0129	New Number
3713.99	H 0428	Amend	3742.16	H 0248	Amend	3901.78	S 0129	New Number



3901.781	S 0129	New Number	3905.181	S 0129	Amend	3905.492	S 0138	Amend
3901.782	S 0129	New Number	3905.181	S 0129	Old Number	3905.492	S 0129	Amend
3901.783	S 0129	New Number			(3905.182)	3905.492	S 0129	Old Number
3901.784	S 0129	New Number	3905.181	S 0129	Enact			(3905.24)
3901.83	S 0138	Amend	3905.182	S 0129	New Number	3905.50	S 0138	Amend
3901.86	S 0129	New Number	3905.19	S 0129	Repeal	3905.50	S 0129	Amend
3903.11	S 0138	Amend	3905.20	S 0129	Repeal and	3905.51	S 0129	Repeal
3903.72	S 0138	Amend			Reenact	3905.52	S 0129	Old Number
3903.81	S 0129	Amend	3905.201	S 0129	Enact			(3905.401)
3903.83	S 0138	Amend	3905.21	S 0129	Repeal and	3905.52	S 0129	Amend
3903.88	S 0138	Amend			Reenact	3905.54	S 0129	Repeal
3905.01	S 0129	Repeal and	3905.211	S 0129	Enact	3905.72	S 0129	Amend
		Reenact	3905.212	S 0129	Enact	3905.85	S 0129	Amend
3905.011	S 0129	Repeal	3905.22	S 0129	Repeal and	3905.861	S 0129	Amend
3905.012	S 0129	Old Number			Reenact	3905.89	S 0129	Amend
		(3905.16)	3905.23	S 0129	Repeal	3905.94	S 0129	Amend
3905.012	S 0129	Amend	3905.24	S 0129	Amend	3905.99	S 0129	Amend
3905.013	S 0129	Repeal	3905.24	S 0129	Old Number	3907.02	S 0171	Amend
3905.02	S 0129	Repeal and			(3901.74)	3907.19	S 0129	Amend
		Reenact	3905.24	S 0129	New Number	3909.06	S 0129	Amend
3905.03	S 0129	Old Number	3905.25	S 0129	Old Number	3911.011	S 0129	Amend
		(3905.10)			(3901.75)	3915.073	H 0421	Amend
3905.03	S 0129	Enact	3905.25	S 0129	Amend	3919.29	S 0245	Amend
3905.03	S 0129	Amend	3905.26	S 0129	Amend	3923.061	H 0345	Enact
3905.04	S 0129	Repeal and	3905.26	S 0129	Enact	3923.121	S 0129	Amend
		Reenact	3905.26	S 0129	Old Number	3923.55	H 0150	Amend
3905.041	S 0129	Enact			(3905.40)	3923.56	H 0150	Amend
3905.05	S 0129	Enact	3905.27	S 0129	Old Number	3923.63	S 0281	Amend
3905.06	S 0129	Amend			(3905.41)	3923.64	S 0281	Amend
3905.06	S 0129	Enact	3905.27	S 0129	Amend	3924.48	H 0657	Amend
3905.06	S 0129	Old Number	3905.28	S 0129	Amend	3924.49	H 0657	Amend
		(3905.29)	3905.28	S 0129	Enact	3924.53	H 0170	Amend
3905.061	S 0129	Enact	3905.28	S 0129	Old Number	3924.66	S 0200	Amend
3905.07	S 0129	Repeal and			(3901.76)	3925.03	S 0171	Amend
		Reenact	3905.29	S 0129	New Number	3925.04	S 0171	Amend
3905.071	S 0129	Enact	3905.29	S 0129	Amend	3929.30	S 0129	Amend
3905.072	S 0129	Enact	3905.29	S 0129	Old Number	3929.71	S 0281	Amend
3905.08	S 0129	Repeal and			(3901.77)	3931.101	S 0129	Amend
		Reenact	3905.29	S 0171	Amend	3931.11	S 0129	Amend
3905.081	S 0129	Enact	3905.30	S 0129	Amend	3933.04	S 0129	Amend
3905.09	S 0129	Amend	3905.31	S 0129	Amend	3937.31	S 0123	Amend
3905.09	S 0129	Enact	3905.34	S 0129	Amend	3937.43	H 0490	Amend
3905.09	S 0129	Old Number	3905.36	S 0129	Amend	3941.05	S 0171	Amend
		(3901.78)	3905.40	S 0129	Repeal	3953.21	S 0129	Amend
3905.10	S 0129	New Number	3905.40	S 0129	New Number	3953.23	S 0129	Amend
3905.11	S 0129	Amend	3905.401	S 0129	New Number	3957.14	S 0129	Amend
3905.11	S 0129	Old Number	3905.41	S 0129	Old Number	3959.13	H 0490	Amend
		(3901.781)			(3901.86)	3960.03	S 0129	Amend
3905.11	S 0129	Enact	3905.41	S 0129	New Number	3960.11	S 0129	Amend
3905.12	S 0129	Old Number	3905.41	S 0129	Amend	3999.36	S 0138	Amend
		(3901.782)	3905.45	H 0421	Amend	<b>Title 41</b>		
3905.12	S 0129	Amend	3905.451	H 0421	Amend	4104.01	H 0428	Amend
3905.12	S 0129	Enact	3905.47	S 0129	Old Number	4104.02	H 0428	Amend
3905.13	S 0129	Old Number			(3905.49)	4104.04	H 0428	Amend
		(3901.783)	3905.47	S 0129	Amend	4104.05	H 0428	Enact
3905.13	S 0129	Amend	3905.48	S 0129	Repeal	4104.06	H 0428	Amend
3905.14	S 0129	Old Number	3905.482	S 0129	Amend	4104.07	H 0428	Amend
		(3901.784)	3905.483	S 0129	Amend	4104.08	H 0428	Amend
3905.14	S 0129	Amend	3905.484	S 0129	Amend	4104.09	H 0428	Amend
3905.14	S 0129	New Number	3905.486	S 0129	Amend	4104.10	H 0428	Amend
3905.15	S 0129	New Number	3905.49	S 0129	New Number	4104.101	H 0428	Amend
3905.15	S 0129	Repeal	3905.49	S 0129	Amend	4104.14	H 0428	Amend
3905.16	S 0129	Repeal	3905.49	S 0129	Old Number	4104.15	H 0428	Amend
3905.16	S 0129	New Number			(3905.14)	4104.17	H 0428	Amend
3905.17	S 0129	Repeal	3905.491	S 0129	Amend	4104.18	H 0428	Amend
3905.18	S 0129	Repeal and	3905.491	S 0129	Old Number	4104.19	H 0428	Enact
		Reenact			(3905.15)	4104.21	H 0428	Amend



4104.31	H 0344	Enact	4303.35	H 0371	Amend	4505.20	S 0123	Amend
4104.32	H 0344	Enact	4305.01	H 0371	Amend	4505.21	S 0123	Amend
4104.33	H 0344	Enact	4305.03	H 0371	Amend	4505.99	S 0123	Amend
4104.34	H 0344	Enact	4305.04	H 0371	Amend	4506.01	S 0123	Amend
4104.35	H 0344	Enact	4305.131	S 0200	Amend	4506.02	S 0123	Amend
4104.36	H 0344	Enact	4307.05	S 0200	Amend	4506.03	S 0123	Amend
4104.37	H 0344	Enact	4307.07	S 0200	Amend	4506.04	S 0123	Amend
4104.99	H 0428	Amend	4399.09	H 0371	Amend	4506.05	S 0123	Amend
4105.01	H 0428	Amend	4399.12	H 0371	Amend	4506.06	S 0123	Amend
4105.10	H 0428	Amend	4399.15	H 0371	Amend	4506.10	S 0123	Amend
4105.16	H 0428	Amend	4399.18	S 0107	Amend	4506.10	S 0245	Amend
4105.17	H 0428	Amend	<b>Title 45</b>			4506.11	S 0123	Amend
4109.02	H 0402	Amend	4501.01	S 0123	Amend	4506.12	S 0123	Amend
4109.03	H 0402	Amend	4501.01	S 0231	Amend	4506.14	S 0123	Amend
4109.06	H 0402	Amend	4501.022	S 0123	Amend	4506.15	S 0123	Amend
4109.08	H 0402	Amend	4501.17	S 0123	Amend	4506.16	S 0123	Amend
4109.09	H 0402	Amend	4501.19	S 0123	Amend	4506.17	S 0123	Amend
4117.01	H 0675	Amend	4501.25	S 0123	Amend	4506.18	S 0123	Amend
4117.101	H 0364	Amend	4501.32	S 0143	Amend	4506.19	S 0123	Amend
4117.14	H 0675	Amend	4501.34	S 0123	New Number	4506.20	S 0123	Amend
4123.01	S 0223	Amend	4501.351	S 0123	New Number	4506.99	S 0123	Amend
4123.01	H 0675	Amend	4501.36	S 0123	New Number	4507.012	S 0123	Repeal
4123.026	S 0223	Enact	4501.37	S 0123	New Number	4507.02	S 0123	Amend
4123.32	S 0223	Amend	4501.38	S 0123	New Number	4507.021	S 0123	Repeal
4123.35	S 0227	Amend	4503.033	S 0123	Amend	4507.022	S 0123	Amend
4123.35	H 0675	Amend	4503.05	S 0123	Amend	4507.022	S 0123	Old Number (4510.038)
4123.66	S 0227	Amend	4503.06	H 0390	Amend			
4123.93	S 0227	Amend	4503.061	S 0123	Amend	4507.023	S 0123	Amend
4123.931	S 0227	Amend	4503.061	H 0520	Amend	4507.05	S 0123	Amend
4171.10	S 0120	Amend	4503.062	H 0520	Amend	4507.05	H 0407	Amend
<b>Title 43</b>			4503.065	S 0200	Amend	4507.06	S 0123	Amend
4301.01	H 0371	Amend	4503.066	S 0123	Amend	4507.061	S 0123	Old Number (4510.32)
4301.03	H 0371	Amend	4503.10	S 0123	Amend			
4301.041	H 0371	Amend	4503.102	S 0123	Amend	4507.061	S 0123	Amend
4301.042	H 0371	Amend	4503.11	S 0123	Amend	4507.07	S 0120	Amend
4301.17	H 0330	Amend	4503.12	H 0345	Amend	4507.071	S 0123	Amend
4301.24	H 0371	Amend	4503.12	S 0123	Amend	4507.08	S 0123	Amend
4301.241	H 0371	Amend	4503.13	H 0490	Amend	4507.081	S 0123	Amend
4301.333	H 0371	Amend	4503.182	S 0123	Amend	4507.09	S 0184	Amend
4301.355	H 0371	Amend	4503.19	S 0123	Amend	4507.091	H 0490	Amend
4301.365	H 0371	Amend	4503.21	S 0123	Amend	4507.111	S 0123	Amend
4301.402	H 0371	Amend	4503.231	S 0123	Amend	4507.12	S 0123	Amend
4301.42	H 0371	Amend	4503.233	S 0123	Amend	4507.13	S 0123	Amend
4301.433	H 0371	Enact	4503.234	S 0123	Amend	4507.14	S 0123	Amend
4301.47	H 0371	Amend	4503.235	S 0123	Repeal	4507.15	S 0123	Amend
4301.54	H 0371	Amend	4503.236	S 0123	Amend	4507.16	S 0123	Amend
4301.55	H 0371	Amend	4503.28	S 0123	Amend	4507.161	S 0123	Amend
4301.62	H 0371	Amend	4503.30	S 0123	Amend	4507.161	S 0123	Old Number (4510.23)
4301.632	H 0017	Repeal	4503.301	S 0123	Amend			
4301.638	H 0017	Amend	4503.32	S 0123	Amend	4507.1610	S 0123	Old Number (4510.06)
4301.69	H 0017	Amend	4503.34	S 0123	Amend			
4301.99	S 0123	Amend	4503.39	S 0123	Amend	4507.1610	S 0123	Amend
4301.99	H 0017	Amend	4503.44	S 0123	Amend	4507.1611	S 0123	Old Number (4510.05)
4303.01	H 0371	Amend	4503.46	S 0123	Amend			
4303.02	H 0371	Amend	4503.47	S 0123	Amend	4507.1611	S 0123	Amend
4303.06	H 0371	Amend	4503.471	S 0123	Amend	4507.1613	S 0123	Amend
4303.07	H 0371	Amend	4503.99	S 0123	Repeal	4507.1613	S 0123	Old Number (4510.07)
4303.10	H 0371	Amend	4505.06	H 0345	Amend			
4303.181	H 0371	Amend	4505.10	H 0345	Amend	4507.162	S 0123	Old Number (4510.31)
4303.181	H 0330	Amend	4505.101	S 0123	Amend			
4303.182	H 0371	Amend	4505.102	S 0123	Amend	4507.162	S 0123	Amend
4303.184	H 0371	Amend	4505.11	S 0123	Amend	4507.163	S 0123	Amend
4303.204	H 0371	Enact	4505.111	S 0123	Amend	4507.163	S 0123	Old Number (4510.33)
4303.22	H 0371	Amend	4505.15	S 0123	Amend			
4303.29	H 0371	Amend	4505.17	S 0123	Amend	4507.164	S 0123	Amend
4303.30	H 0371	Amend	4505.18	S 0123	Amend	4507.165	S 0123	Repeal
4303.332	H 0371	Amend	4505.19	S 0123	Amend	4507.166	S 0123	Repeal

4507.167	S 0123	Old Number (4510.34)	4507.99	S 0123	Amend	4510.41	S 0123	New Number
			4508.01	H 0407	Amend	4510.43	S 0123	Enact
4507.167	S 0123	Amend	4508.02	H 0407	Amend	4510.44	S 0123	Enact
4507.168	S 0123	Old Number (4510.22)	4508.021	H 0407	Enact	4510.52	S 0123	New Number
			4508.03	S 0123	Amend	4510.53	S 0123	New Number
4507.168	S 0123	Amend	4508.04	S 0123	Amend	4510.54	S 0123	Enact
4507.169	S 0123	Amend	4508.06	S 0123	Amend	4510.61	S 0123	New Number
4507.169	S 0123	Old Number (4510.17)	4508.07	H 0407	Amend	4510.62	S 0123	New Number
			4508.091	S 0123	Enact	4510.63	S 0123	New Number
4507.17	S 0123	Amend	4508.99	S 0123	Repeal	4510.64	S 0123	New Number
4507.18	S 0123	Repeal	4509.01	S 0231	Amend	4510.71	S 0123	New Number
4507.19	S 0123	Amend	4509.02	S 0123	Amend	4510.72	S 0123	New Number
4507.20	S 0123	Amend	4509.101	S 0123	Amend	4511.01	S 0123	Amend
4507.20	S 0245	Amend	4509.105	S 0123	Repeal	4511.01	S 0231	Amend
4507.21	S 0123	Amend	4509.17	S 0123	Amend	4511.03	S 0123	Amend
4507.21	H 0407	Amend	4509.24	S 0123	Amend	4511.051	S 0123	Amend
4507.25	S 0123	Old Number (4501.34)	4509.291	S 0123	Amend	4511.11	S 0123	Amend
			4509.31	S 0123	Repeal	4511.12	S 0123	Amend
4507.25	S 0123	Amend	4509.32	S 0123	Repeal	4511.132	S 0123	Amend
4507.26	S 0123	Old Number (4501.351)	4509.33	S 0123	Amend	4511.16	S 0123	Amend
			4509.34	S 0123	Amend	4511.17	S 0123	Amend
4507.27	S 0123	Old Number (4501.36)	4509.35	S 0123	Amend	4511.18	S 0123	Amend
			4509.37	S 0123	Amend	4511.181	S 0123	Enact
4507.27	S 0123	Amend	4509.40	S 0123	Amend	4511.181	H 0490	Amend
4507.28	S 0123	Old Number (4501.37)	4509.42	S 0123	Amend	4511.19	S 0123	Amend
			4509.45	S 0123	Amend	4511.19	S 0163	Amend
4507.28	S 0123	Amend	4509.74	S 0123	Amend	4511.19	H 0490	Amend
4507.29	S 0123	Amend	4509.77	S 0123	Amend	4511.191	S 0123	Amend
4507.29	S 0123	Old Number (4501.38)	4509.78	S 0123	Amend	4511.192	S 0123	Amend
			4509.79	S 0123	Amend	4511.193	S 0123	Amend
4507.30	S 0123	Amend	4509.80	S 0123	Amend	4511.194	S 0123	Enact
4507.31	S 0123	Amend	4509.81	S 0123	Amend	4511.195	S 0123	Amend
4507.321	S 0123	Amend	4509.99	S 0123	Repeal	4511.196	S 0123	Amend
4507.33	S 0123	Old Number (4511.203)	4510.01	S 0123	Enact	4511.197	S 0123	Enact
			4510.02	S 0123	Enact	4511.20	S 0123	Amend
4507.33	S 0123	Amend	4510.021	S 0123	Enact	4511.201	S 0123	Amend
4507.34	S 0123	Old Number (4510.15)	4510.03	S 0123	Enact	4511.202	S 0123	Amend
			4510.031	S 0123	Enact	4511.203	S 0123	New Number
4507.34	S 0123	Amend	4510.032	S 0123	Enact	4511.21	S 0123	Amend
4507.35	S 0123	Amend	4510.034	S 0123	Enact	4511.211	S 0123	Amend
4507.36	S 0123	Amend	4510.035	S 0123	Enact	4511.213	S 0123	Amend
4507.361	S 0123	Amend	4510.036	S 0123	Enact	4511.213	H 0490	Amend
4507.361	S 0123	Old Number (4510.161)	4510.037	S 0123	Enact	4511.22	S 0123	Amend
			4510.037	H 0490	Amend	4511.23	S 0123	Amend
4507.38	S 0123	Amend	4510.038	S 0123	New Number	4511.25	S 0123	Amend
4507.38	S 0123	Old Number (4510.41)	4510.04	S 0123	Enact	4511.251	S 0123	Amend
			4510.05	S 0123	New Number	4511.26	S 0123	Amend
4507.45	S 0123	Amend	4510.06	S 0123	New Number	4511.27	S 0123	Amend
4507.50	S 0123	Amend	4510.07	S 0123	New Number	4511.28	S 0123	Amend
4507.52	S 0123	Amend	4510.10	S 0123	Enact	4511.29	S 0123	Amend
4507.54	S 0123	Old Number (4510.52)	4510.11	S 0123	Enact	4511.30	S 0123	Amend
			4510.12	S 0123	Enact	4511.31	S 0123	Amend
4507.54	S 0123	Amend	4510.13	S 0123	Enact	4511.32	S 0123	Amend
4507.55	S 0123	Amend	4510.14	S 0123	Enact	4511.33	S 0123	Amend
4507.55	S 0123	Old Number (4510.53)	4510.14	H 0490	Amend	4511.34	S 0123	Amend
			4510.15	S 0123	New Number	4511.35	S 0123	Amend
4507.60	S 0123	Old Number (4510.61)	4510.16	S 0123	Enact	4511.36	S 0123	Amend
			4510.161	S 0123	New Number	4511.37	S 0123	Amend
4507.61	S 0123	Old Number (4510.62)	4510.17	S 0123	New Number	4511.38	S 0123	Amend
			4510.21	S 0123	Enact	4511.39	S 0123	Amend
4507.61	S 0123	Amend	4510.22	S 0123	New Number	4511.40	S 0123	Amend
4507.62	S 0123	Amend	4510.23	S 0123	New Number	4511.41	S 0123	Amend
4507.62	S 0123	Old Number (4510.63)	4510.31	S 0123	New Number	4511.42	S 0123	Amend
			4510.311	S 0123	Enact	4511.43	S 0123	Amend
4507.63	S 0123	Amend	4510.32	S 0123	New Number	4511.431	S 0123	Amend
4507.63	S 0123	Old Number (4510.64)	4510.33	S 0123	New Number	4511.432	S 0123	Amend
			4510.34	S 0123	New Number	4511.44	S 0123	Amend



4511.441	S 0123	Amend	4511.99	S 0231	Amend	4517.41	S 0123	Amend
4511.45	S 0123	Amend	4511.99	H 0490	Amend	4517.42	S 0123	Amend
4511.451	H 0322	Amend	4511.991	S 0123	Repeal	4517.43	S 0123	Amend
4511.451	S 0123	Amend	4513.01	H 0520	Amend	4517.44	S 0123	Amend
4511.452	S 0123	Amend	4513.02	S 0123	Amend	4517.45	S 0123	Amend
4511.453	H 0322	Enact	4513.021	S 0123	Amend	4517.64	S 0123	Amend
4511.46	S 0123	Amend	4513.022	S 0123	Amend	4517.99	S 0123	Amend
4511.47	S 0123	Amend	4513.03	S 0123	Amend	4519.02	S 0123	Amend
4511.48	S 0123	Amend	4513.04	S 0123	Amend	4519.05	S 0123	Amend
4511.481	S 0123	Amend	4513.05	S 0123	Amend	4519.06	S 0123	Amend
4511.49	S 0123	Amend	4513.06	S 0123	Amend	4519.20	S 0123	Amend
4511.50	S 0123	Amend	4513.07	S 0123	Amend	4519.22	S 0123	Amend
4511.51	S 0123	Amend	4513.071	S 0123	Amend	4519.40	S 0123	Amend
4511.511	S 0123	Amend	4513.09	S 0123	Amend	4519.41	S 0123	Amend
4511.512	S 0231	Enact	4513.10	S 0123	Amend	4519.44	S 0123	Amend
4511.512	H 0490	Amend	4513.11	S 0123	Amend	4519.45	S 0123	Amend
4511.521	S 0123	Amend	4513.111	S 0123	Amend	4519.52	S 0123	Amend
4511.53	S 0123	Amend	4513.12	S 0123	Amend	4519.66	S 0123	Amend
4511.54	S 0123	Amend	4513.13	S 0123	Amend	4519.67	S 0123	Amend
4511.55	S 0123	Amend	4513.14	S 0123	Amend	4519.99	S 0123	Repeal
4511.56	S 0123	Amend	4513.15	S 0123	Amend	4549.01	S 0123	Amend
4511.57	S 0123	Amend	4513.16	S 0123	Amend	4549.02	S 0123	Amend
4511.58	S 0123	Amend	4513.17	S 0123	Amend	4549.021	S 0123	Amend
4511.59	S 0123	Amend	4513.171	S 0123	Amend	4549.03	S 0123	Amend
4511.60	S 0123	Amend	4513.18	S 0123	Amend	4549.042	S 0123	Amend
4511.61	S 0123	Amend	4513.182	S 0123	Amend	4549.08	H 0345	Amend
4511.62	S 0123	Amend	4513.19	S 0123	Amend	4549.08	S 0123	Amend
4511.63	S 0123	Amend	4513.20	S 0123	Amend	4549.10	S 0123	Amend
4511.64	S 0123	Amend	4513.201	S 0123	Amend	4549.11	S 0123	Amend
4511.66	S 0123	Amend	4513.202	S 0123	Amend	4549.12	S 0123	Amend
4511.661	S 0123	Amend	4513.21	S 0123	Amend	4549.18	S 0123	Amend
4511.68	S 0123	Amend	4513.22	S 0123	Amend	4549.41	H 0345	Amend
4511.681	S 0123	Amend	4513.23	S 0123	Amend	4549.42	S 0123	Amend
4511.69	S 0123	Amend	4513.24	S 0123	Amend	4549.43	S 0123	Amend
4511.69	H 0490	Amend	4513.241	S 0123	Amend	4549.44	S 0123	Amend
4511.70	S 0123	Amend	4513.242	S 0123	Amend	4549.45	S 0123	Amend
4511.701	S 0123	Amend	4513.25	S 0123	Amend	4549.451	S 0123	Amend
4511.71	S 0123	Amend	4513.26	S 0123	Amend	4549.46	S 0123	Amend
4511.711	S 0123	Amend	4513.261	S 0123	Amend	4549.52	S 0123	Enact
4511.712	S 0123	Amend	4513.262	S 0123	Amend	4549.62	S 0123	Amend
4511.713	S 0123	Amend	4513.263	S 0123	Amend	4549.99	S 0123	Repeal
4511.72	S 0123	Amend	4513.27	S 0123	Amend	4551.04	S 0123	Amend
4511.73	S 0123	Amend	4513.28	S 0123	Amend	4551.99	S 0123	Repeal
4511.74	S 0123	Amend	4513.29	S 0123	Amend	4561.11	S 0123	Amend
4511.75	S 0123	Amend	4513.30	S 0123	Amend	4561.12	S 0123	Amend
4511.751	S 0123	Amend	4513.31	S 0123	Amend	4561.14	S 0123	Amend
4511.76	S 0123	Amend	4513.32	S 0123	Amend	4561.15	S 0123	Amend
4511.761	S 0123	Amend	4513.34	S 0123	Amend	4561.22	S 0123	Amend
4511.762	S 0123	Amend	4513.36	S 0123	Amend	4561.24	S 0123	Amend
4511.763	S 0123	Amend	4513.361	S 0123	Amend	4561.31	S 0123	Amend
4511.764	S 0123	Amend	4513.51	S 0123	Amend	4561.99	S 0123	Amend
4511.77	S 0123	Amend	4513.60	S 0123	Amend	4563.09	S 0123	Amend
4511.771	S 0123	Amend	4513.64	S 0123	Amend	4563.10	S 0123	Amend
4511.772	S 0123	Amend	4513.65	S 0123	Amend	4563.20	S 0123	Amend
4511.78	S 0123	Amend	4513.99	S 0123	Amend	4563.99	S 0123	Repeal
4511.79	S 0123	Amend	4517.02	S 0123	Amend	4582.03	H 0675	Amend
4511.81	S 0123	Amend	4517.03	S 0123	Amend	4582.06	S 0123	Amend
4511.82	S 0123	Amend	4517.19	S 0123	Amend	4582.20	H 0675	Amend
4511.83	S 0123	Repeal	4517.20	S 0123	Amend	4582.27	S 0106	Amend
4511.84	S 0123	Amend	4517.21	S 0123	Amend	4582.27	H 0675	Amend
4511.85	S 0123	Amend	4517.22	S 0123	Amend	4582.30	H 0675	Amend
4511.95	S 0123	Old Number (4510.71)	4517.23	S 0123	Amend	4582.31	S 0123	Amend
4511.951	S 0123	Amend	4517.24	S 0123	Amend	4582.46	H 0675	Amend
4511.951	S 0123	Old Number (4510.72)	4517.25	S 0123	Amend	4582.59	S 0123	Amend
4511.99	S 0123	Amend	4517.26	S 0123	Amend	4582.99	S 0123	Repeal
			4517.27	S 0123	Amend	4583.01	S 0123	Amend
			4517.40	S 0123	Amend	4583.99	S 0123	Repeal



4585.31	S 0150	Amend	4713.11	H 0415	New Number	4713.41	H 0415	New Number
<b>Title 47</b>			4713.11	H 0415	Old Number	4713.42	H 0415	Enact
4703.30	H 0214	Amend			(4713.60)	4713.44	H 0415	New Number
4703.31	H 0214	Amend	4713.111	H 0415	Old Number	4713.45	H 0415	Enact
4703.32	H 0214	Amend			(4713.59)	4713.46	H 0415	Enact
4703.32	H 0337	Amend	4713.111	H 0415	Amend	4713.48	H 0415	New Number
4703.33	H 0214	Amend	4713.12	H 0415	Amend	4713.49	H 0415	Enact
4703.332	H 0214	Enact	4713.12	H 0415	Old Number	4713.55	H 0415	New Number
4703.34	H 0214	Amend			(4713.17)	4713.56	H 0415	New Number
4703.341	H 0214	Repeal	4713.13	H 0415	Repeal	4713.57	H 0415	Enact
4703.36	H 0214	Amend	4713.13	H 0415	New Number	4713.58	H 0415	Enact
4703.39	H 0214	Repeal	4713.131	H 0415	Repeal	4713.59	H 0415	New Number
4703.41	H 0214	Amend	4713.132	H 0415	Repeal	4713.60	H 0415	New Number
4703.42	H 0214	Amend	4713.14	H 0415	Old Number	4713.61	H 0415	Enact
4703.44	H 0214	Amend			(4713.41)	4713.62	H 0415	Enact
4703.45	H 0214	Amend	4713.14	H 0415	New Number	4713.63	H 0415	Enact
4703.46	H 0214	Amend	4713.14	H 0415	Amend	4713.64	H 0415	New Number
4703.49	H 0214	Amend	4713.141	H 0415	Enact	4713.65	H 0415	New Number
4705.021	H 0657	Amend	4713.15	H 0415	Old Number	4713.99	H 0415	Amend
4707.05	S 0262	Amend			(4713.44)	4715.03	S 0179	Amend
4707.07	S 0262	Amend	4713.15	H 0415	Amend	4715.30	S 0245	Amend
4707.072	S 0262	Amend	4713.15	H 0415	Enact	4717.05	H 0490	Amend
4707.09	S 0262	Amend	4713.16	H 0415	Old Number	4717.14	H 0415	Amend
4707.11	S 0262	Repeal and Reenact	4713.16	H 0415	(4713.56)	4719.08	H 0312	Amend
			4713.16	H 0415	Enact	4719.21	H 0312	Enact
4707.19	S 0262	Amend	4713.16	H 0415	Amend	4723.071	S 0191	Enact
4707.25	S 0262	Enact	4713.17	H 0415	New Number	4723.09	H 0327	Amend
4707.26	S 0262	Enact	4713.17	H 0415	Amend	4723.28	H 0327	Amend
4707.261	S 0262	Enact	4713.17	H 0415	Old Number	4723.28	S 0179	Amend
4707.262	S 0262	Enact			(4713.64)	4723.28	H 0474	Amend
4707.27	S 0262	Enact	4713.18	H 0415	Old Number	4723.61	S 0191	Repeal
4707.28	S 0262	Enact			(4713.04)	4723.62	S 0191	Repeal
4707.29	S 0262	Enact	4713.18	H 0415	Amend	4723.72	H 0327	Amend
4707.30	S 0262	Enact	4713.19	H 0415	Amend	4723.74	H 0327	Amend
4707.31	S 0262	Enact	4713.19	H 0415	Old Number	4723.75	H 0327	Amend
4709.03	H 0415	Amend			(4713.05)	4723.77	H 0327	Amend
4709.07	H 0415	Amend	4713.20	H 0415	Old Number	4727.18	S 0138	Amend
4709.09	H 0415	Amend			(4713.14)	4730.25	H 0474	Amend
4713.01	H 0415	Amend	4713.20	H 0415	Amend	4730.26	S 0179	Amend
4713.02	H 0415	Amend	4713.20	H 0415	New Number	4731.053	S 0191	Amend
4713.03	H 0415	Amend	4713.21	H 0415	Repeal and	4731.22	S 0179	Amend
4713.04	H 0415	New Number			Reenact	4731.22	H 0474	Amend
4713.04	H 0415	Amend	4713.22	H 0415	Enact	4731.36	S 0179	Amend
4713.04	H 0415	Old Number	4713.22	H 0415	Old Number	4732.01	S 0009	Amend
					(4713.28)	4732.02	S 0009	Amend
4713.05	H 0415	New Number	4713.24	H 0415	New Number	4732.021	S 0009	Enact
4713.05	H 0415	Amend	4713.25	H 0415	Enact	4732.141	S 0009	Amend
4713.05	H 0415	Old Number	4713.25	H 0415	Old Number	4732.17	S 0009	Amend
					(4713.20)	4732.171	S 0009	Enact
4713.06	H 0415	Enact	4713.25	H 0415	Amend	4732.172	S 0009	Enact
4713.06	H 0415	Old Number	4713.26	H 0415	Enact	4732.173	S 0009	Enact
			4713.26	H 0415	Old Number	4732.31	S 0009	Enact
					(4713.13)	4733.01	H 0337	Amend
4713.06	H 0415	Amend			Amend	4733.02	H 0337	Amend
4713.07	H 0415	Repeal and Reenact	4713.26	H 0415	Amend	4733.021	H 0337	Amend
			4713.27	H 0415	Amend	4733.03	H 0337	Amend
4713.08	H 0415	Enact	4713.27	H 0415	Old Number	4733.03	H 0337	Amend
4713.08	H 0415	Old Number			(4713.65)	4733.06	H 0337	Amend
			4713.28	H 0415	New Number	4733.07	H 0337	Amend
4713.08	H 0415	Amend	4713.29	H 0415	Enact	4733.08	H 0337	Amend
4713.081	H 0415	Enact	4713.30	H 0415	Enact	4733.09	H 0337	Amend
4713.082	H 0415	Enact	4713.31	H 0415	Enact	4733.11	H 0337	Amend
4713.09	H 0415	Amend	4713.32	H 0415	Enact	4733.12	H 0337	Amend
4713.09	H 0415	Enact	4713.34	H 0415	New Number	4733.13	H 0337	Amend
4713.09	H 0415	Old Number	4713.35	H 0415	Enact	4733.14	H 0337	Amend
					(4713.34)	4733.15	H 0337	Amend
4713.10	H 0415	Amend	4713.36	H 0415	Enact	4733.15	H 0337	Amend
4713.11	H 0415	Amend	4713.37	H 0415	Enact	4733.18	H 0337	Amend
			4713.39	H 0415	Enact	4733.19	H 0337	Amend

4733.20	H 0337	Amend	4758.04	H 0496	Enact	4939.08	S 0255	Enact
4733.22	H 0337	Amend	4758.06	H 0496	Enact	4973.171	H 0490	Amend
4733.23	H 0337	Amend	4758.10	H 0496	Enact	4981.36	S 0212	Enact
4733.24	H 0337	Repeal	4758.11	H 0496	Enact	4981.361	S 0212	Enact
4733.27	H 0337	Amend	4758.12	H 0496	Enact	<b>Title 51</b>		
4734.35	H 0490	Amend	4758.13	H 0496	Enact	5101.11	S 0261	Amend
4734.45	S 0179	Amend	4758.15	H 0496	Enact	5101.28	H 0490	Amend
4739.01	H 0428	Repeal	4758.16	H 0496	Enact	5101.45	H 0490	Amend
4739.02	H 0428	Repeal	4758.17	H 0496	Enact	5103.03	H 0424	Amend
4739.03	H 0428	Repeal	4758.18	H 0496	Enact	5103.0327	S 0245	Enact
4739.04	H 0428	Repeal	4758.20	H 0496	Enact	5103.99	H 0424	Amend
4739.05	H 0428	Repeal	4758.21	H 0496	Enact	5104.011	S 0245	Amend
4739.06	H 0428	Repeal	4758.22	H 0496	Enact	5107.58	S 0266	Amend
4739.07	H 0428	Repeal	4758.23	H 0496	Enact	5111.0111	H 0038	Enact
4739.08	H 0428	Repeal	4758.24	H 0496	Enact	5111.0112	S 0261	Enact
4739.09	H 0428	Repeal	4758.25	H 0496	Enact	5111.018	S 0281	Amend
4739.10	H 0428	Repeal	4758.26	H 0496	Enact	5111.02	S 0261	Amend
4739.11	H 0428	Repeal	4758.27	H 0496	Enact	5111.082	S 0261	Enact
4739.12	H 0428	Repeal	4758.28	H 0496	Enact	5111.091	S 0261	Enact
4739.13	H 0428	Repeal	4758.29	H 0496	Enact	5111.10	S 0261	Old Number (5111.90)
4739.14	H 0428	Repeal	4758.30	H 0496	Enact			
4739.15	H 0428	Repeal	4758.31	H 0496	Enact	5111.10	S 0261	Amend
4739.16	H 0428	Repeal	4758.32	H 0496	Enact	5111.411	H 0412	Enact
4739.99	H 0428	Repeal	4758.35	H 0496	Enact	5111.86	S 0261	Amend
4742.05	S 0266	Amend	4758.36	H 0496	Enact	5111.86	S 0261	Old Number (5111.91)
4742.06	S 0266	Amend	4758.40	H 0496	Enact			
4743.03	S 0266	Amend	4758.41	H 0496	Enact	5111.871	S 0261	Amend
4743.05	H 0496	Amend	4758.42	H 0496	Enact	5111.90	S 0261	New Number
4745.01	H 0496	Amend	4758.43	H 0496	Enact	5111.91	S 0261	New Number
4749.01	H 0188	Amend	4758.44	H 0496	Enact	5111.92	S 0261	Enact
4749.04	H 0188	Amend	4758.45	H 0496	Enact	5111.93	S 0261	Enact
4749.06	H 0188	Amend	4758.50	H 0496	Enact	5111.94	S 0261	Enact
4757.01	H 0374	Amend	4758.51	H 0496	Enact	5112.01	S 0261	Amend
4757.02	H 0374	Amend	4758.53	H 0496	Enact	5112.06	S 0261	Amend
4757.03	H 0374	Amend	4758.55	H 0496	Enact	5112.07	S 0261	Amend
4757.04	H 0374	Amend	4758.56	H 0496	Enact	5112.11	S 0261	Amend
4757.05	H 0374	Amend	4758.57	H 0496	Enact	5117.071	S 0200	Amend
4757.06	H 0374	Amend	4758.58	H 0496	Enact	5119.14	H 0490	Amend
4757.07	H 0374	Amend	4758.59	H 0496	Enact	5120.01	H 0510	Amend
4757.10	H 0374	Amend	4758.60	H 0496	Enact	5120.031	H 0327	Amend
4757.11	H 0374	Amend	4758.61	H 0496	Enact	5120.032	H 0327	Amend
4757.12	H 0374	Amend	4758.70	H 0496	Enact	5120.032	S 0123	Amend
4757.15	H 0374	Amend	4758.71	H 0496	Enact	5120.033	H 0327	Amend
4757.16	H 0374	Amend	4758.99	H 0496	Enact	5120.033	S 0123	Amend
4757.17	H 0374	Amend	4760.14	S 0179	Amend	5120.10	H 0490	Amend
4757.18	H 0374	Amend	4761.09	H 0474	Amend	5120.102	H 0490	Amend
4757.19	H 0374	Amend	4761.13	H 0490	Amend	5120.103	H 0490	Amend
4757.22	H 0374	Amend	4762.02	S 0266	Amend	5120.161	S 0123	Amend
4757.23	H 0374	Amend	4762.14	S 0179	Amend	5120.17	H 0355	Amend
4757.27	H 0374	Amend	4763.05	S 0266	Amend	5120.173	H 0510	Enact
4757.28	H 0374	Amend	4765.01	S 0124	Amend	5120.21	H 0510	Amend
4757.29	H 0374	Amend	4765.301	S 0258	Enact	5120.30	H 0510	Amend
4757.30	H 0374	Enact	4765.49	S 0115	Amend	5120.38	H 0510	Amend
4757.301	H 0374	Enact	4765.50	S 0124	Amend	5120.421	H 0510	Amend
4757.31	H 0374	Amend	<b>Title 49</b>			5120.43	H 0510	Repeal
4757.32	H 0374	Amend	4933.122	S 0245	Amend	5120.48	H 0510	Amend
4757.33	H 0374	Amend	4939.01	S 0255	Repeal and	5120.56	H 0170	Amend
4757.34	H 0374	Amend			Reenact	5120.56	H 0490	Amend
4757.36	H 0374	Amend	4939.02	S 0255	Repeal and	5120.57	H 0170	Enact
4757.361	H 0374	Enact			Reenact	5120.58	H 0170	Enact
4757.38	H 0374	Amend	4939.03	S 0255	Repeal and	5120.60	H 0510	Amend
4757.41	H 0496	Amend			Reenact	5122.01	H 0490	Amend
4757.43	H 0374	Amend	4939.04	S 0255	Repeal and	5122.10	H 0490	Amend
4757.44	H 0374	Enact			Reenact	5122.21	H 0490	Amend
4758.01	H 0496	Enact	4939.05	S 0255	Enact	5122.26	H 0490	Amend
4758.02	H 0496	Enact	4939.06	S 0255	Enact	5123.041	S 0261	Amend
4758.03	H 0496	Enact	4939.07	S 0255	Enact	5123.13	H 0490	Amend



5123.19	S 0191	Amend	<b>Title 53</b>			5703.21	S 0200	Amend
5123.193	S 0191	Repeal	5301.072	H 0539	Enact	5703.21	H 0371	Amend
5123.195	S 0191	Enact	5301.691	H 0385	Amend	5703.21	S 0180	Amend
5123.41	S 0191	Enact	5302.05	H 0470	Amend	5703.37	S 0200	Amend
5123.42	S 0191	Enact	5302.07	H 0470	Amend	5703.51	S 0200	Amend
5123.421	S 0191	Enact	5302.09	H 0470	Amend	5703.54	S 0120	Amend
5123.422	S 0191	New Number	5302.11	H 0470	Amend	5703.60	S 0200	Enact
5123.43	S 0191	Enact	5302.12	H 0470	Amend	5703.65	S 0143	Enact
5123.44	S 0191	Enact	5302.17	H 0470	Amend	5703.70	S 0200	Enact
5123.441	S 0191	Enact	5302.22	H 0470	Amend	5705.03	H 0198	Amend
5123.45	S 0191	Enact	5311.191	H 0539	Enact	5705.13	H 0513	Amend
5123.451	S 0191	Enact	5321.01	H 0520	Amend	5705.19	H 0524	Amend
5123.46	S 0191	Enact	5321.01	H 0490	Amend	5705.19	H 0513	Amend
5123.47	S 0191	New Number	<b>Title 55</b>			5705.218	H 0524	Amend
5123.50	S 0191	Amend	5502.01	H 0407	Amend	5705.281	H 0129	Amend
5123.611	S 0191	Amend	5502.14	H 0490	Amend	5705.29	H 0129	Amend
5123.65	S 0191	Enact	5502.26	S 0184	Amend	5705.30	H 0129	Amend
5123.651	S 0191	New Number	5502.27	S 0184	Amend	5705.31	H 0129	Amend
5126.053	S 0261	Amend	5502.271	S 0184	Amend	5705.32	H 0129	Amend
5126.16	S 0261	Repeal	5502.40	H 0319	Enact	5705.321	H 0329	Amend
5126.17	S 0261	Amend	5502.41	H 0605	Enact	5705.34	H 0129	Amend
5126.17	S 0261	Old Number	5502.52	S 0290	Enact	5705.341	H 0129	Amend
		(5126.18)	5502.521	S 0290	Enact	5705.35	H 0129	Amend
5126.18	S 0261	New Number	5503.08	S 0245	Amend	5705.38	H 0129	Amend
5126.18	S 0261	Repeal	5503.22	S 0123	Amend	5705.391	H 0129	Amend
5126.30	S 0191	Amend	5505.01	H 0373	Amend	5705.41	H 0454	Amend
5126.31	S 0191	Amend	5505.12	S 0247	Amend	5705.51	H 0129	Amend
5126.312	S 0191	Amend	5505.15	H 0373	Amend	5709.081	H 0524	Amend
5126.312	S 0191	Old Number	5505.162	H 0373	Amend	5709.12	H 0416	Amend
		(5126.34)	5505.163	H 0373	Amend	5709.17	H 0065	Amend
5126.34	S 0191	New Number	5505.178	H 0373	Enact	5709.211	S 0180	Enact
5126.35	S 0191	Repeal	5505.18	H 0373	Amend	5709.61	H 0675	Amend
5126.351	S 0191	Repeal	5505.28	S 0247	Amend	5709.82	H 0524	Amend
5126.352	S 0191	Repeal	5511.01	S 0106	Amend	5711.31	S 0200	Amend
5126.353	S 0191	Repeal	5533.33	S 0153	Enact	5715.19	H 0390	Amend
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		(5123.422)	5533.55	H 0122	Enact	5715.49	S 0200	Amend
5126.354	S 0191	Amend	5533.57	H 0122	Enact	5715.50	S 0200	Amend
5126.355	S 0191	Old Number	5533.58	S 0085	Enact	5717.01	H 0675	Amend
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5126.357	S 0191	Amend	5533.66	H 0149	Enact	5721.25	H 0198	Amend
5126.357	S 0191	Old Number ( )	5533.67	H 0498	Enact	5721.32	H 0198	Amend
5126.36	S 0191	Enact	5533.68	H 0580	Enact	5721.33	H 0198	Amend
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5139.06	H 0393	Amend	5552.01	H 0366	Enact	5722.04	H 0198	Amend
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5139.42	H 0400	Amend	5552.03	H 0366	Enact	5727.26	S 0200	Amend
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5139.53	H 0393	Amend	5552.05	H 0366	Enact	5727.39	S 0200	Amend
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5153.16	H 0038	Amend	5703.06	H 0396	Enact	5728.07	S 0200	Amend



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5728.09	S 0200	Amend	5739.08	S 0143	Enact	5747.13	S 0200	Amend
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5729.08	S 0180	Enact	5739.12	S 0143	Amend	5747.212	S 0261	Enact
5731.21	H 0675	Amend	5739.13	S 0200	Amend	5747.231	H 0675	Repeal and
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5733.021	H 0675	Amend	5739.31	S 0200	Amend	5747.63	H 0329	Amend
5733.03	H 0278	Amend	5739.99	S 0143	Amend	5747.75	S 0144	Enact
5733.04	S 0200	Amend	5739.99	S 0200	Amend	5747.80	S 0180	Enact
5733.04	S 0261	Amend	5740.01	S 0143	Enact	5747.98	S 0144	Amend
5733.05	S 0200	Amend	5740.02	S 0143	Enact	5747.98	S 0180	Amend
5733.051	S 0226	Amend	5740.03	S 0143	Enact	5747.98	S 0226	Amend
5733.065	H 0371	Amend	5740.04	S 0143	Enact	5749.07	S 0200	Amend
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5733.26	H 0675	Amend	5740.08	S 0143	Enact	5901.021	S 0261	Enact
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5733.401	H 0675	Amend	5741.02	S 0143	Amend	5907.01	H 0675	Amend
5733.46	S 0144	Enact	5741.05	S 0143	Enact	5907.02	H 0675	Amend
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5733.98	S 0180	Amend			Reenact	5907.022	H 0675	Amend
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5739.024	S 0143	Old Number ()	5745.11	S 0200	Amend	6111.311	S 0180	Enact
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Sec. 6	H.B. 0385	Amend
Sec. 7	H.B. 0385	Amend
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Sec. 5.02	S.B. 0261	Amend
Sec. 5.04	H.B. 0524	Amend
H.B. 0094		
Sec. 13	H.B. 0524	Amend
Sec. 13	S.B. 0261	Amend
Sec. 13.01	H.B. 0524	Amend
Sec. 13.05	H.B. 0524	Amend
Sec. 13.12	H.B. 0524	Amend
Sec. 16	S.B. 0261	Amend
Sec. 16.02	S.B. 0261	Amend
Sec. 17	S.B. 0262	Amend
Sec. 32	H.B. 0386	Amend
Sec. 32	H.B. 0524	Amend
Sec. 44	S.B. 0261	Amend
Sec. 44.05	H.B. 0364	Amend
Sec. 44.19	S.B. 0261	Amend
Sec. 45	H.B. 0524	Amend
Sec. 56.01	H.B. 0524	Amend
Sec. 63	S.B. 0261	Amend
Sec. 63.07	S.B. 0261	Amend
Sec. 63.09	H.B. 0524	Amend
Sec. 63.35	S.B. 0261	Amend
Sec. 63.37	S.B. 0261	Amend
Sec. 69	H.B. 0524	Amend
Sec. 75.02	S.B. 0261	Amend
Sec. 94	S.B. 0261	Amend
Sec. 94.02	S.B. 0261	Amend
Sec. 94.06	S.B. 0261	Amend
Sec. 94.07	S.B. 0261	Amend
Sec. 94.10	S.B. 0266	Amend
Sec. 103.03	S.B. 0242	Repeal
Sec. 109	S.B. 0143	Amend
Sec. 125	S.B. 0261	Amend
Sec. 140	H.B. 0390	Amend
Sec. 189	H.B. 0364	Amend

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	Sec. 3	H.B. 0345	Repeal
H.B. 0301			
	Sec. 3	H.B. 0301	Repeal
H.B. 0329			
	Sec. 3	H.B. 0329	Repeal
H.B. 0405			
	Sec. 29	S.B. 0261	Amend
	Sec. 30	H.B. 0524	Amend
	Sec. 31	S.B. 0261	Repeal
	Sec. 32	S.B. 0242	Amend
H.B. 0675			
	Sec. 32.01	H.B. 0675	Repeal
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	Sec. 4	S.B. 0180	Repeal
S.B. 0242			
	Sec. 9	H.B. 0675	Amend
S.B. 0261			
	Sec. 25	H.B. 0675	Repeal
<b>123rd G.A.</b>			
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S.B. 0172			
	Sec. 6	H.B. 0496	Repeal
	Sec. 7	H.B. 0496	Repeal
	Sec. 8	H.B. 0496	Repeal
	Sec. 8	S.B. 0261	Amend

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