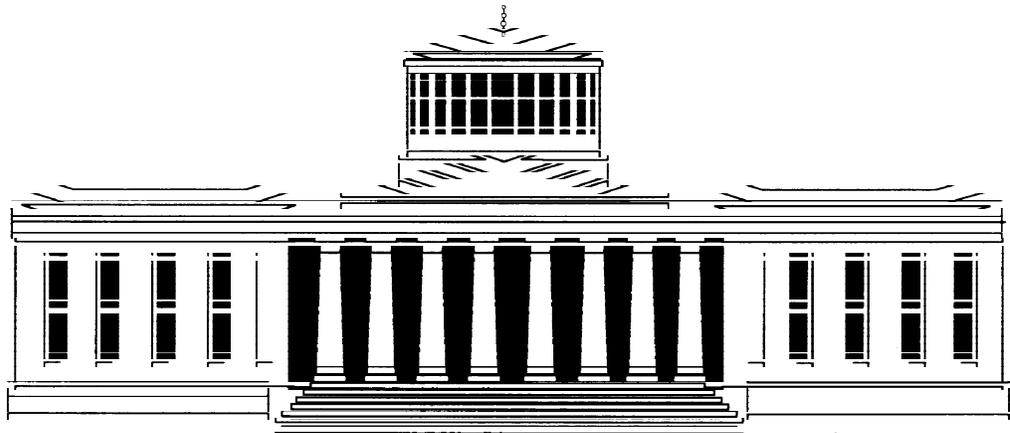


DIGEST OF ENACTMENTS 2004*

125th General Assembly (2003-2004)



Ohio Legislative Service Commission
Columbus, Ohio

May 2005

* Including the Special Session

DIGEST OF ENACTMENTS 2004*

125th General Assembly (2003-2004)

Ohio Legislative Service Commission

Senate Members

Bill Harris, *Chairman*

Steve Austria

Randy Gardner

Jeff Jacobson

Mark Mallory

C.J. Prentiss

Robert Spada

House of Representative Members

Jon A. Husted, *Vice-Chairman*

Joyce Beatty

Chuck Blasdel

Kevin DeWine

Larry Flowers

Merle Grace Kearns

Chris Redfern

Director

James W. Burley

May 2005

* Including the Special Session

INTRODUCTION

During 2004, the 125th General Assembly enacted 99 House bills and 33 Senate bills in the Regular Session, and one House bill in the Special Session on campaign finance reform. No acts were vetoed. Amended Substitute S.B. 18 became effective without the Governor's signature. Voters approved State Issue I, proposed by initiative petition, on November 2, 2004, to adopt Section 11 of Article XV of the Ohio Constitution to declare "only a union between one man and one woman may be a marriage valid in or recognized by this state and its political subdivisions."

The Legislative Service Commission prepares for the members of the General Assembly analyses of nearly all the bills and proposed constitutional amendments considered on the floor of the House or Senate. The *Digest of Enactments 2004* is a compilation of condensed versions of the final analyses of bills enacted during 2004.

The *Digest of Enactments 2004* may be purchased in paper at \$6 per copy, or on CD-ROM for \$4 per disk, plus \$1 postage and handling for mail orders. Orders should be addressed to:

DIGEST OF ENACTMENTS
Legislative Service Commission Library
Vern Riffe Center
77 S. High Street, 9th Floor
Columbus, OH 43215-6136

Please enclose a check or money order in the proper amount payable to the Ohio Legislative Service Commission.

Because the Legislative Service Commission cannot fulfill requests for multiple copies of its staff publications, persons or groups that need more than one copy of this *Digest* are encouraged to reproduce all or any portion of its contents in any format. The Commission claims no copyright or other basis requiring consent to replication of any portion of this publication, but it is requested that the Director be informed of any republication involving a public distribution and that the source be identified therein. The *Digest* also may be accessed via the Internet at www.lsc.state.oh.us, by following the Publications link.

The *Digest of Enactments 2004* does not purport to represent the details of each enactment. Persons interested in the detail of an enactment may secure a copy of the enrolled act by selecting the 125th General Assembly link under Final Session Laws on the General Assembly's web site (www.legislature.state.oh.us/search.cfm) or a copy of the enrolled act, along with a signature page, from the Legislative Service Commission's Bill Distribution Room. Copies of the signed act may be obtained from the Ohio Secretary of State. Slip acts, the laws printed in small booklets, are no longer available. After the conclusion of the 125th General Assembly, all laws for the Session will appear in *Laws of Ohio*, published by the Ohio Secretary of State.

Address for referenced offices are:

J. Kenneth Blackwell
Secretary of State
180 East Broad Street, 16th Floor
Columbus, OH 43215
(614) 466-2585

Legislative Service Commission
Bill Distribution Room
State House
Columbus, OH 43215
(614) 466-9745

Disclaimer

Because of Ohio Supreme Court interpretations, effective dates published in the *Digest of Enactments* are not authoritative and users of the *Digest* rely on them at their own risk. The effective dates have been unofficially and undefinitively determined by the LSC Division of Legal Review and Technical Services solely for the convenience of users.



TABLE OF CONTENTS

<u>SUBJECT</u>	<u>ENACTMENT</u>	<u>PAGE</u>
Introduction		i
Agriculture		
Agricultural security areas	H.B. 414	1
Agricultural Commodity Depositors Fund; Commodity Advisory Commission	H.B. 421	3
Agricultural terrorism	S.B. 67	4
Meat and poultry establishments; dairies; indemnification for certain livestock injuries; pesticides; agricultural easements; soil and water conservation districts	S.B. 202	4
<i>See also: H.B. 288, p. 155; H.B. 411, p. 111; H.B. 536, p. 73; S.B. 209, p. 200</i>		
Appropriations		
Biennial appropriations of Tobacco Master Settlement Agreement revenue	H.B. 434	9
Capital reappropriations.....	S.B. 189	9
<i>See also: H.B. 427, p. 80</i>		
Courts and Civil Law		
Attorney's fees and litigation expenses awards in certain domestic relations cases	H.B. 36	16
Unauthorized practice of law; various municipal and county courts and courts of common pleas	H.B. 38	17
Commencement of new action after reversal of judgment for plaintiff; four-year statute of limitations regarding physical or regulatory taking of real property; amendment of uncodified language from Am. Sub. H.B. 51 of 125th General Assembly.....	H.B. 161	19
Prejudgment and postjudgment interest rates and interest rates applicable to certain civil actions	H.B. 212	19
Medical liability actions.....	H.B. 215	21
Asbestos claims.....	H.B. 292	21
Uniform Mediation Act.....	H.B. 303	24

Qualified civil immunity of political subdivisions and officers regarding prisoner work details; state sovereign immunity involving public duty; broadcast and cable station immunity regarding emergency alert programs	H.B. 316	25
Silicosis and mixed dust disease claims.....	H.B. 342	26
Jury service system; Clermont County Court of Common Pleas; Berea Municipal Court; special constables; unused sick leave of public officials returning to public employment.....	S.B. 71	28
Tort actions	S.B. 80	31

See also: H.B. 1, Special Session, p. 92; H.B. 30, p. 56; H.B. 130, p. 150; H.B. 149, p. 167; H.B. 163, p. 62; H.B. 272, p. 171; H.B. 383, p. 69; H.B. 426, p. 231; H.B. 493, p. 84; H.B. 498, p. 158; S.B. 185, p. 173; S.B. 187, p. 166

Crimes, Correction, and Law Enforcement

Licenses to carry concealed handgun; other changes in weapons and firearms laws	H.B. 12	41
Non-criminal disability parking violations; retention of evidence of criminal convictions.....	H.B. 30	56
Changes in vehicular criminal offenses and sentencing	H.B. 52	57
Changes in OVI and OVUAC law; other changes in criminal law	H.B. 163	62
Sentences for offenders convicted of aggravated murder without specification of aggravating circumstance; resentencing of certain offenders having sentences of death or life imprisonment	H.B. 184	65
Police dogs and horses and service dogs; definitions of "permanently and totally disabled" and "disabled adult"	H.B. 369	66
Parole board hearings; crime victims' rights notices; expansion of Correctional Institution Inspection Committee's inspection authority.....	H.B. 375	67
Felonies and civil actions for computer "spamming"	H.B. 383	69
Passing bad checks; check-cashing loans	H.B. 401	69
Sex offender registration and notification; sentencing of sexually violent predators	H.B. 473	70
DNA specimens from delinquent children and criminal offenders; unidentified remains	H.B. 525	72
Theft of anhydrous ammonia.....	H.B. 536	73
Increase in certain drug offense penalties.....	S.B. 58	73
Offenses of "disrupting public services," "criminal mischief," and "unauthorized use of computer, cable, or telecommunication property"	S.B. 146	74
Criminal child enticement.....	S.B. 160	75
MR/DD crime victims; developmental center closing mechanism	S.B. 178	76



See also: H.B. 1, Special Session, p. 92; H.B. 64, p. 119; H.B. 181, p. 207; H.B. 230, p. 132; H.B. 252, p. 207; H.B. 316, p. 25; S.B. 67, p. 4

Economic Development

Enterprise zone and other economic development changes	H.B. 427	80
Liens on recipients of development loans and property tax incentives	S.B. 165	82

Education

Department of Youth Services records; educator licensing changes; child abuse investigations; exemptions for limited English proficient students; political subdivision purchasing procedures; regional arts and cultural districts	H.B. 106	83
Parent's Week; compliance with No Child Left Behind Act; National Board certification stipends; proficiency tests for high school diploma; child support impoundment and employer penalties	H.B. 493	84
Teacher quality and educator licensing; other education law changes	S.B. 2	86
Primary elections for school boards.....	S.B. 79	90
Technical college facilities; higher education board of trustees reappointments.....	S.B. 224	91

See also: H.B. 142, p. 120; H.B. 275, p. 230; H.B. 323, p. 192; H.B. 426, p. 231; H.B. 463, p. 127; S.B. 18, p. 193

Elections

Campaign finance	H.B. 1*	92
Pay for election judges; voting machine requirements; implementation of Help America Vote Act of 2002; ballot language for local option elections; other election law changes	H.B. 262	104

See also: S.B. 79, p. 90

Environment and Natural Resources

Oil and gas wells and marketing program	H.B. 278	109
Regulation of manufactured home parks and similar parks and camps.....	H.B. 368	110

* Special Session



Eminent domain for sewer-related public exigencies; county and home-rule township rules for erosion and sediment control and water management; county rules for sewer back-ups; county and township consent decrees; farm house connections to sewers; fire and ambulance district contracts; health district licensing councils; the county and township zoning.....	H.B. 411	111
Construction and demolition debris; hazardous waste facility permits	H.B. 432	112
Environmental covenants; Sunset Review Law; Ohio African-American Hall of Fame; General Assembly oaths of office	H.B. 516	113

See also: H.B. 135, p. 137; H.B. 231, p. 121; H.B. 299, p. 191; H.B. 367, p. 193; H.B. 425, p. 164; S.B. 202, p. 4

Financial Institutions

Debt adjusting; secured transactions; garnishment affidavits; wrongful use of name or logo.....	H.B. 420	118
----------------------------------------------------------------------------------------------------	----------	-----

See also: H.B. 212, p. 19; H.B. 401, p. 69; H.B. 426, p. 231; S.B. 133, p. 208; S.B. 151, p. 165

Health

Sale of medical oxygen for diving emergency	H.B. 64	119
Provision or use of RU-486 for abortions.....	H.B. 126	119
Meningitis and hepatitis B vaccinations	H.B. 142	120
Household sewage treatment systems; real property disclosure form; platting	H.B. 231	121
Pregnancy status on death certificates	H.B. 257	123
State Board of Pharmacy drug database	H.B. 377	124
Anatomical gifts in living wills.....	H.B. 392	124
Compilation of patients buried in cemeteries of Department of Mental Health hospitals	H.B. 398	125
Sample drugs.....	H.B. 454	126
Kindergarteners' immunization against chicken pox	H.B. 463	127
Practice of physical therapy without prescription.....	S.B. 35	128
Municipal hospitals.....	S.B. 222	128
Ohio Cystic Fibrosis Awareness Month; Cystic Fibrosis Legislative Task Force.....	S.B. 250	130

See also: H.B. 67, p. 184; H.B. 105, p. 196; H.B. 185, p. 160; H.B. 189, p. 197; H.B. 215, p. 21; H.B. 239, p. 188; H.B. 255, p. 189; H.B. 281, p. 161; H.B. 331, p. 163; H.B. 342, p. 26; H.B. 368, p. 110; H.B. 411, p. 111; H.B. 432, p. 112; S.B. 43, p. 165; S.B. 178, p. 76; S.B. 202, p. 4



Highways and Transportation

Heritage Parkway; Ron Burton Memorial Highway; Crile-Lower Memorial Highway; Butler County Veterans Highway.....	H.B. 59	131
Airbag installation.....	H.B. 219	131
Department of Public Safety omnibus act	H.B. 230	132
Railroad quiet zones.....	H.B. 247	133
Portable signal preemption devices; special license plates; Ohio Turnpike Commission.....	H.B. 406	134
Memorial highways; "Choose Life" license plate; railroad crossings	S.B. 156	135

See also: H.B. 52, p. 57; H.B. 163, p. 62; S.B.179, p. 158

Housing

Condominium Law modifications	H.B. 135	137
Ohio Housing Finance Agency; changes in port authority and bond laws	H.B. 431	141
Ohio Manufactured Homes Commission; county treasurer audit reports	S.B. 102	144

See also: H.B. 231, p. 121; H.B. 301, p. 162

Human Services

Child care	H.B. 11	146
Foster care and adoption training and qualifications	H.B. 117	149
Power of attorney or caretaker authorization affidavit for grandparents caring for children	H.B. 130	150

See also: H.B. 200, p. 168; H.B. 477, p. 223; S.B. 66, p. 171

Industry, Commerce, and Labor

Self-service storage facilities and late fees	H.B. 120	153
State residential building code; right to cure procedure	H.B. 175	153
Substance abuse and workers' compensation eligibility	H.B. 223	155
Cooperatives	H.B. 288	155
Statutory cause of action for employment intentional tort.....	H.B. 498	158
Changes in licensing of construction trades; Ohio Turnpike Commission project cost estimates	S.B. 179	158

*See also: H.B. 1, Special Session, p. 92; H.B. 183, p. 196; H.B. 243, p. 160; H.B. 281, p. 161;
H.B. 282, p. 161; H.B. 292, p. 21; H.B. 322, p. 197; S.B. 102, p. 144; S.B. 106, p. 198*



Insurance

Long-term care insurance for public employees.....	H.B. 185	160
Home service contracts	H.B. 243	160
Operations of health insurers	H.B. 281	161
Medical Liability Underwriting Association; definition of preferential transfer for insurer liquidations	H.B. 282	161
Duration of mutual insurance company's lien on property	H.B. 301	162
Mammography screening benefits; medical records copies and fees	H.B. 331	163
Mine subsidence insurance; Ohio coal tax credit; insurance adjusters license	H.B. 425	164
Uniform health insurance prescription drug card; definition of group life insurance	S.B. 43	165
Insurance information in credit reports.....	S.B. 151	165
Minimum nonforfeiture value for individual deferred annuities	S.B. 187	166

See also: H.B. 215, p. 21; H.B. 223, p. 155; H.B. 255, p. 189; H.B. 426, p. 231

Juvenile and Family Law

Child support orders of persons called to active military service.....	H.B. 149	167
Service of process by child support enforcement agency; support withholding and deduction notices; new hire reports	H.B. 200	168
Same-sex marriages	H.B. 272	171
Children's advocacy centers; Children's Trust Fund.....	S.B. 66	171
Replacement of Uniform Child Custody Jurisdiction Act with Uniform Child Custody Jurisdiction and Enforcement Act	S.B. 185	173

See also: H.B. 36, p. 16; H.B. 106, p. 83; H.B. 493, p. 84; S.B. 58, p. 73

Liquor Control

Liquor control law revisions	H.B. 306	181
Sunday spirituous liquor sales by agency stores; other liquor control law changes	S.B. 164	182

See also: H.B. 262, p. 104

Local Government

Joint township hospital board powers.....	H.B. 67	184
Changes in laws governing townships, county and township zoning, and joint ambulance districts.....	H.B. 148	184



Modifications regarding public investments and property taxes.....	H.B. 168	185
County records; county and township participation in federal contract offerings; Ohio Privacy/Public Record Access Study Committee; financial transaction device; sales and use tax destination-based sourcing	H.B. 204	187
Hospital agencies; county hospitals; county homes.....	H.B. 239	188
Township charges for responding to certain false alarms and for fire and rescue services; 9-1-1 emergency services insurance coverage; extended moratoria under Fireworks Law	H.B. 255	189
Municipal corporation and unincorporated township territory mergers; referendum petitions concerning limited home rule townships' resolutions.....	H.B. 256	190
County and township roads; prosecuting attorney fire district representation; Oil and Gas Law changes.....	H.B. 299	191
County, township, and school district donation of property to 501(c)(3) entities; Wood County and Columbiana County land conveyances	H.B. 323	192
Metropolitan park districts' governing boards	H.B. 367	193
Metropolitan housing authorities; county and township zoning; county and township landscaping and architectural standards; extracurricular activities for students in community schools	S.B. 18	193
Changes in platting and subdivision statutes; county and regional planning commissions; township building regulations; Summit County land conveyance	S.B. 115	194

See also: H.B. 1, Special Session, p. 92; H.B. 12, p. 41; H.B. 30, p. 56; H.B. 106, p. 83; H.B. 175, p. 153; H.B. 181, p. 207; H.B. 231, p. 121; H.B. 278, p. 109; H.B. 316, p. 25; H.B. 361, p. 228; H.B. 369, p. 66; H.B. 393, p. 222; H.B. 411, p. 111; H.B. 414, p. 1; H.B. 432, p. 112; S.B. 102, p. 144; S.B. 165, p. 82; S.B. 202, p. 4; S.B. 222, p. 128; S.B. 224, p. 91

Occupations and Professions

Home medical equipment services providers	H.B. 105	196
Professional employer organizations; workers' compensation; Pressure Piping Law	H.B. 183	196
Hospital admissions by podiatrists.....	H.B. 189	197
Continuing education for engineers, surveyors, architects, and landscape architects.....	H.B. 322	197
Agency relationship between real estate licensees and customers; administrative changes to Real Estate Law	S.B. 106	198
Auctioneers Law; pawnbroker license and renewal fees.....	S.B. 209	200

See also: H.B. 38, p. 17; H.B. 126, p. 119; H.B. 377, p. 124; H.B. 425, p. 164; H.B. 454, p. 126; S.B. 35, p. 128; S.B. 187, p. 166



Public Land Conveyances

Five conveyances of state-owned land	H.B. 269	204
Supreme Court land conveyance	H.B. 388	204
Conveyances of certain state-owned real estate in several counties; limited abatement of certain unpaid property taxes.....	S.B. 234	205

See also: H.B. 323, p. 192; S.B. 115, p. 194

Public Officials and Employees

Suspension of local elected officials charged with certain felonies; prohibition against certain felons' holding public office or employment; specified informational statements by certain former state elected officers and staff members	H.B. 181	207
Removal of prosecuting attorney for neglect of duty or misconduct in office.....	H.B. 252	207
Governance and administration of state retirement systems; Securities Law revisions	S.B. 133	208

*See also: H.B. 1, Special Session, p. 92; H.B. 98, p. 216; H.B. 148, p. 184; H.B. 168, p. 185;
H.B. 185, p. 160; H.B. 449, p. 218; S.B. 2, p. 86; S.B. 71, p. 28*

Public Retirement

State retirement systems--cost of living adjustments and benefits for former spouses	H.B. 98	216
Re-employed retirant contributions	H.B. 449	218

See also: S.B. 133, p. 208

State Government

George Rogers Clark Day	H.B. 224	220
Revisions in Charitable Bingo Law	H.B. 325	220
State financing of motorsports complexes.....	H.B. 393	222
Lottery Commission gambling addiction services program	H.B. 477	223
Recommended procedure for folding state flag.....	H.B. 552	224

*See also: H.B. 1, Special Session, p. 92; H.B. 175, p. 153; H.B. 181, p. 207; H.B. 230, p. 132;
H.B. 255, p. 189; H.B. 316, p. 25; H.B. 362, p. 225; H.B. 388, p. 204; H.B. 398, p. 125;
H.B. 426, p. 231; H.B. 431, p. 141; H.B. 493, p. 84; H.B. 516, p. 113; S.B. 146, p. 74; S.B. 164,
p. 182; S.B. 165, p. 82; S.B. 224, p. 91; S.B. 234, p. 205; S.B. 277, p. 237*



Taxation

Permanent improvement levies; municipal income taxation of stock options and of single member limited liability companies; lottery prize awards; revision of references to federal tax law; job training tax credit application procedure; amnesty period for real property exemption applications	H.B. 362	225
Streamlined Sales and Use Tax Agreement.....	S.B. 218	226

See also: H.B. 168, p. 185; H.B. 204, p. 187; H.B. 414, p. 1; H.B. 425, p. 164; H.B. 427, p. 80; S.B. 165, p. 82; S.B. 234, p. 205

Utilities

9-1-1 operations and temporary wireless charge	H.B. 361	228
------------------------------------------------------	----------	-----

See also: H.B. 425, p. 164; H.B. 426, p. 231

Veterans

Tuition assistance for children of veterans; changes in Educator Standards Board	H.B. 275	230
Protection for and benefits to military personnel and their immediate families	H.B. 426	231
Ohio Veterans Hall of Fame	S.B. 277	237

History of Bills That Became Acts.....		238
-----------------------------------------------	--	-----

Revised Code Sections Affected.....		247
--------------------------------------------	--	-----

Uncodified Laws Affected		260
---------------------------------------	--	-----

Index.....		262
-------------------	--	-----



AGRICULTURE

Sub. H.B. 414

Reps. Core, Wolpert, Setzer, Jerse, Allen, Ujvagi, Webster, Aslanides, Gibbs, Carmichael, Distel, Domenick, C. Evans, Faber, Niehaus, Reinhard, Schlichter, Calvert, Carano, Cates, Chandler, Collier, Daniels, D. Evans, Gilb, Grendell, Hartnett, Hollister, Latta, Otterman, Perry, Redfern, Schmidt, Seaver, Sferra, Strahorn, Yates

Sen. Mumper

Effective date: May 18, 2005

Establishes application procedures and requirements for enrollment of specified land in an agricultural security area, specifies that an application is a public record, and establishes criteria, including a minimum acreage criterion, for enrollment.

Excludes from an agricultural security area land that is located in a municipal corporation and land that is located in territory that is proposed to be annexed to a municipal corporation by a pending proceeding before the board of county commissioners or in any court of competent jurisdiction.

Allows two or more landowners to aggregate their land in order to satisfy the minimum acreage criterion for enrollment in an agricultural security area.

Authorizes applicable boards of township trustees and boards of county commissioners to establish fees to be paid at the time that an application for enrollment in an agricultural security area is submitted.

Requires an applicant to include in the application a statement that he will not initiate, approve, or finance any new development for nonagricultural purposes on the land that is proposed to be enrolled in an agricultural security area during the enrollment period, except as otherwise authorized under the act, prohibits an owner of enrolled land from failing to comply with that statement, requires anyone who violates the prohibition to be fined \$500, and specifies that the statement is no longer applicable if the land ceases to be enrolled in the agricultural security area.

Requires applicable boards of township trustees and boards of county commissioners to conduct a public hearing on an application for enrollment in an agricultural security area and to provide prior public notice of the hearing together with an opportunity for public comment on the application.

Requires applicable boards of township trustees and boards of county commissioners to adopt a resolution in order to create an agricultural security area, establishes requirements concerning the content of the resolution, and specifies that the resolution is not appealable.

Specifies that an agricultural security area may continue in existence for ten years unless certain conditions occur, and authorizes renewal of an agricultural security area.

Authorizes and establishes procedures for a landowner's withdrawal from an agricultural security area, establishes requirements for providing notice of that withdrawal, requires an owner of land who fails to provide the required notice of withdrawal to be fined \$500, and requires a county auditor who discovers that an owner of land has failed to provide the required notice of withdrawal to provide that notice to specified parties.

Requires a clerk of court that receives payment of fine money collected under the act to forward half of the money to the boards of township trustees of the townships and half of the money to the boards of county commissioners of the counties in which the agricultural security area is located, requires the money to be divided among the townships and counties in equal shares, and authorizes the boards to use the money for farmland preservation purposes.

Authorizes the creation of a tax exemption for qualifying real property in an agricultural security area, requires the applicable boards of township trustees and boards of county commissioners to establish the number of years that the exemption will apply together with the amount of the exemption, which may equal up to 75% of the taxable value of the qualifying real property, requires the exemption to be reviewed annually by the appropriate tax incentive review council, and provides for the recoupment of tax savings, plus interest, from the exemption if the qualifying property that the exemption involves becomes ineligible for continued enrollment in an agricultural security area.

Authorizes a landowner to transfer a portion of land in an agricultural security area to a relative for purposes of building a residence for the relative, prohibits more than one such residence from being constructed per each 40 acres of the owner's land within the area, and specifies that the transferred acreage must be included in determining the acreage of the area.

Authorizes, upon the request of a landowner and the approval by resolution of each applicable board of township trustees and board of county commissioners, the establishment in an agricultural security area of a business that does not impair agriculture.

Requires the Director of Agriculture, upon request, to provide guidance and technical assistance to landowners, boards of township trustees, and boards of county commissioners in the creation of agricultural security areas.

Requires the Director to prepare and submit an annual report on agricultural security areas to the Governor, the President of the Senate, and the Speaker of the House of Representatives.



Sub. H.B. 421

Reps. Schlichter, McGregor, Fessler, Gibbs, Collier, Aslanides, Wolpert, Seaver, Reinhard, Carmichael, Distel, Domenick, C. Evans, Niehaus, Perry, Setzer, Wagner, Widener, Yates, Driehaus, Barrett, Book, Carano, Chandler, Cirelli, Combs, D. Evans, Flowers, Grendell, Hollister, Hoops, Hughes, Schaffer, Schmidt, Seitz, G. Smith, Taylor, Wilson

Sens. Roberts, Mumper, Armbruster, Robert Gardner, Jordan, Schuler, Schuring, Spada, Harris, White

Effective date: November 5, 2004

Modifies the conditions involving the balance of the Agricultural Commodity Depositors Fund under which the Director of Agriculture must waive or reinstate the per-bushel fee remitted by licensed handlers of agricultural commodities.

Expands the situations under which the Fund is liable for 100% of a loss incurred by a depositor of agricultural commodities, provided that the loss involves moneys that a licensed handler of agricultural commodities owes the depositor with respect to an agricultural commodity handling transaction for which the handler was required to remit a per-bushel fee.

Requires the Director of Budget and Management, at the request of the Director of Agriculture, to transfer not more than \$500,000 per fiscal year from the Agricultural Commodity Depositors Fund to the Commodity Handler Regulatory Program Fund for purposes of paying the examination and administrative costs of the Agricultural Commodity Handlers Law.

Changes the quorum requirement for the conduct of business of the Commodity Advisory Commission from two farmer members and two agricultural commodity handler members to any four members.



Sub. S.B. 67

Sens. Mumper, Wachtmann, Randy Gardner, DiDonato, Coughlin, Stivers, Austria, Goodman, Carnes, Carey, Schuring, Armbruster, Harris, Jacobson, Spada, White, Amstutz

Reps. Faber, Aslanides, Gibbs, Carmichael, Distel, Domenick, C. Evans, Niehaus, Reinhard, Schlichter, Seaver, Setzer, Wagner, Walcher, Widener, Buehrer, Callender, Carano, Cates, Cirelli, Collier, Core, Daniels, D. Evans, Flowers, Gilb, Grendell, Hagan, Hartnett, Hollister, Hoops, Hughes, Latta, Reidelbach, Willamowski, Wolpert

Effective date: October 13, 2004

Prohibits anyone from committing a specified offense involving any agricultural product or equipment with the intent to intimidate or coerce a civilian population, influence the policy of any government by intimidation or coercion, affect the conduct of any government, or interrupt or interfere with agricultural production, agricultural research, or equipment for purposes of disrupting or influencing, through intimidation or other means, consumer confidence or agricultural production methods.

Prohibits anyone from raising, soliciting, collecting, donating, or providing any material support or resources with the purpose that the material or resources will be used to plan, prepare, carry out, or aid in either a violation of the above prohibition or in the concealment of or an escape from such a violation.

Establishes criminal penalties for violation of either prohibition, authorizes restitution to be paid to the victim of an offense, and states that violators may be prosecuted under the act, other relevant provisions of state law, or both.



Sub. S.B. 202

Sens. Mumper, Austria, White, Roberts

Reps. Aslanides, Gibbs, C. Evans, Niehaus, Schlichter, Widener

Effective date: April 15, 2005

Meat and poultry slaughtering and processing establishments

Establishes parallel compliance requirements governing meat slaughtering and processing establishments (meat establishments) and poultry slaughtering and processing establishments (poultry establishments) that wish to receive a license to operate, and authorizes an applicant who is denied a license to appeal the denial.

Adds that a license for either a meat or poultry establishment can only be renewed if the Director of Agriculture finds that the establishment is in compliance with the Meat and Poultry Inspection Law and rules adopted under it.

Allows the Director to impose progressive enforcement actions for a continuing violation by a meat or a poultry establishment of the Meat and Poultry Inspection Law or rules adopted under it.

Authorizes the Director to condemn or retain product on hand and immediately withdraw inspection prior to an adjudication hearing until specified conditions at a meat establishment are corrected, and requires the Director subsequently to afford a hearing upon the request of the owner or operator of the establishment.

Allows the Director to immediately withdraw inspection from a meat or poultry establishment prior to an adjudication hearing if he determines that the owner or operator or an employee of the establishment forcibly assaulted, resisted, opposed, impeded, intimidated, or interfered with any person while that person was performing his duties under applicable provisions of the Meat and Poultry Inspection Law or rules adopted under them.

Authorizes the Director to apply for an injunction or other appropriate relief concerning a violation of the Meat and Poultry Inspection Law or the rules adopted under it.

Authorizes, rather than requires, an inspector of either a meat or poultry establishment to notify the applicable licensee of a violation, and adds withdrawal of inspection to an inspector's authorized progressive enforcement actions.

Prohibits a person from offering for sale meat or meat products that have not been inspected in compliance with the meat establishment provisions of the Meat and Poultry Inspection Law.

Revises the definition of "retail dealer" or "retail butcher."

Dairies Law revisions

Expands the definitions of grade A milk processor and manufacture milk processor to include transfer stations, receiving stations, and milk transport cleaning

facilities, thereby requiring those entities to comply with the statutes governing grade A milk processors and manufacture milk processors.

Requires licensed weighers, samplers, and testers to meet continuing education requirements, and requires the Director to adopt rules establishing requirements for continuing education courses and to review and grant approval to courses that meet the requirements.

Changes the expiration date of a temporary weigher, sampler, or tester license from the date of the next licensing examination to 90 days from the date of issuance, and eliminates requirements governing the issuance of a temporary weigher, sampler, or tester license to a previously licensed person.

Authorizes, rather than requires, the Milk Sanitation Board to prescribe inspection fees for milk producers.

Requires an adjudicatory hearing that is requested by a person licensed under the Dairies Law to be held at the central office of the Department of Agriculture rather than at the county seat of the county in which is located the licensee's facility that is involved in the alleged violation.

Specifies that milk transport vehicles, rather than vehicles and containers used by milk haulers, are subject to inspection.

Claims for indemnification for livestock injured or killed by coyotes or black vultures

Revises the procedures and requirements governing the filing of a claim for indemnification for the injury or death of livestock caused by coyotes or black vultures, including revising the time when the livestock's owner may file a claim and defining "fair market value" rather than having the owner include the fair market value of the livestock in the claim and a dog warden certify that value.

Modifies the responsibilities of dog wardens and wildlife officers in investigating claims filed by owners.

Requires claims to be filed directly with the Department of Agriculture, requires the Department to hear claims that are approved by a dog warden and supported by a wildlife officer, requires the Director to determine an animal's fair market value as defined by the act, and allows the owner of an animal to appeal the Department's determination of that value.

Requires claims to be paid from money appropriated for that purpose from the General Revenue Fund rather than from the Agro Ohio Fund, and requires the Department to disapprove claims if insufficient funds are available from that money.

Requires the Director of Agriculture to adopt rules to administer the livestock indemnification program, including rules that establish requirements governing voluntary animal control plans.

Pesticides Law revisions

Modifies the list of publicly accessible sites at which an owner of a business other than a pesticide business or an employee of such an owner is prohibited from applying pesticides without a commercial applicator license by eliminating wholesale food establishments from the list, adding food processing establishments and colleges to the list, and including on the list only food service operations and retail food establishments that must be licensed rather than all such operations and establishments.

Limits the exemption for employees of the Department of Agriculture from payment of the license or renewal fee for a commercial applicator license only to such employees whose job duties require licensure as a commercial applicator as a condition of employment.

Authorizes the Director of Agriculture, in response to certain violations, after providing the opportunity for a hearing, to deny, suspend, revoke, refuse to renew, or modify any provision of any license, permit, or registration issued under the Pesticides Law.

Agricultural easements

Authorizes soil and water conservation districts to acquire agricultural easements, and authorizes the Director to make matching grants to the districts for that purpose.

Adds that the value of an agricultural easement may be determined not only by a general real estate appraiser as in continuing law, but also by a points-based appraisal system established by the Director of Agriculture, and authorizes the Director to include specified factors in that system.

Applications regarding new drugs

Eliminates the procedures under which an application could be submitted to the Director of Agriculture for the sale, delivery, offer for sale, holding for sale, or giving away of a new drug.

Soil and water conservation districts

Establishes additional, detailed procedures, requirements, and other provisions governing the construction of an improvement by a soil and water conservation district.

Increases the maximum maturity of soil and water conservation district improvement bonds from eight to fifteen years.

Requires the state to provide matching aid to soil and water conservation districts for revenue collected through tax levies in excess of the ten-mill levy limitation approved for the benefit of those districts.

Authorizes a board of township trustees to enter into a contract with a soil and water conservation district for the purchase of services.

Southern Ohio Agricultural and Community Development Foundation

Authorizes the Director of Agriculture and the Director of Development to appoint designees to serve in their respective places as ex officio officers of the board of trustees of the Southern Ohio Agricultural and Community Development Foundation.



APPROPRIATIONS

Sub. H.B. 434

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

Reps. Calvert, Allen, Barrett, Beatty, D. Evans, Flowers, Hartnett, Hughes, Miller, T. Patton, Schneider, J. Stewart, Strahorn, Aslanides, Chandler, Collier, C. Evans, Otterman, Peterson, Schlichter, Setzer

Sens. Harris, Miller, Zurz

Effective date: May 28, 2004; certain sections effective August 27, 2004

Expands the purposes of Ohio's Public Health Priorities Trust Fund to include alcohol and drug abuse treatment programs.

Permits the Executive Director of the Commission on Minority Health to appoint a designee to the Executive Director's position on the board of trustees of the Tobacco Use Prevention and Control Foundation.

Authorizes school district boards of education, governing authorities of community schools, and administrative authorities of chartered nonpublic schools to require the placement of an automated external defibrillator in each school under their control, and provides a qualified immunity from civil and criminal liability for persons who perform automated external defibrillation using one of those defibrillators.

Specifies that, if direct recording electronic voting machines with a voter verified paper audit trail are not available from certain vendors or cannot be acquired for a certain percentage cost, the purchase of any of those machines under the new process to be developed by the Secretary of State must be subject to Controlling Board approval.



Am. Sub. S.B. 189

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

Sens. Harris, Amstutz, Carey, Armbruster, Austria, Coughlin, DiDonato, Mallory, Spada, Wachtmann, Zurz, Padgett, Miller, Robert Gardner, Mumper

Reps. Calvert, D. Evans, Flowers, Peterson

Effective date: June 29, 2004; Section 75 effective March 30, 2004; certain provisions effective March 30, 2004

Requires the local cost of administering Ohio estate taxes to be paid by both the state and local governments in proportion to their shares of estate tax revenue, with local governments paying 80% and the state paying 20% of the costs and expenses involved.

Correspondingly, eliminates the requirements that: (1) the costs and expenses involved be paid entirely out of the state's 20% share of estate tax revenue, and (2) the state pay out of the General Revenue Fund the local cost of administering Ohio estate taxes to the extent it exceeded the state's 20% share of estate tax revenue.

Eliminates Step 7 from salary or wage Schedules E-1.

Creates new and separate salary or wage schedules exclusively for Step 7 entitled "Schedule E-1 for Step Seven Only."

Generally requires exempt employees to be paid under Schedule E-1 or Schedule E-2, but allows certain employees to be paid under Schedule E-1 for Step Seven Only.

Changes one qualification for the one-time December 2004 2% pay supplement by requiring that the employee remain continuously on the active payroll through November 14, 2004.

Makes permanent employees of state boards and commissions eligible for the one-time December 2004 2% pay supplement.

Requires the one-time December 2004 2% pay supplement for eligible permanent employees paid under Schedule E-1 for Step Seven Only to be based on the annualization of Step 6 of the employee's corresponding pay range under Schedule E-1.

Requires all other pay supplements for employees paid under Schedule E-1 for Step Seven Only to be based on the minimum hourly rate of the employee's corresponding pay range under Schedule E-1.

Removes the requirements that members of the United States Congress from Ohio, candidates for the office of member of the United States Congress from Ohio, and persons who are appointed to fill vacancies in such an office file financial disclosure statements with the Ohio Ethics Commission and accompany their filings with a \$40 filing fee.

Modifies ongoing law to authorize, rather than require, the Department of Administrative Services to periodically perform specified tasks relating to space occupied by state agencies.

Specifies that the Director of Budget and Management may transfer such amount of investment earnings, instead of such percentage as stated in prior law, from the Administrative Building Fund to the State Architect's Fund that the Director determines

to be appropriate, and requires those investment earnings that are transferred to be earnings in excess of the amounts that are required to meet estimated federal arbitrage rebate requirements.

Requires the Director of Budget and Management to approve and provide a voucher for rebates and payments made from the Administrative Building Fund to meet federal arbitrage requirements under the Internal Revenue Code.

With respect to the law governing bonds issued by the Ohio Building Authority, provides that "costs of capital facilities" can include the cost of rebates and payments made to meet federal arbitrage requirements for those bonds under the Internal Revenue Code.

Changes a requirement that not more than 5% of all the money in the Low- and Moderate-Income Housing Trust Fund be used for administration to instead require that not more than 5% of current year appropriation authority for the Fund be used for administration.

Increases from \$100 to \$200 the ceiling on the fee that the State Board of Building Appeals may charge for the cost of filing and processing appeals.

Merges the Sports Facilities Building Fund into the Arts Facilities Building Fund to create the Arts and Sports Facilities Building Fund.

Codifies an opinion of the Ohio Attorney General by instructing the Ohio Tuition Trust Authority not to incorporate tuition reductions given to Ohio residents that vary in amount from student to student, beyond those given uniformly to all Ohio residents, when calculating annual undergraduate tuition charged to Ohio residents.

Prohibits the Department of Education from assigning a school district a lower performance rating for the 2003-2004 school year than the district received for the 2002-2003 school year if the district meets certain student performance criteria.

Eliminates the requirement that a local school district's proposal to sever itself from its present educational service center (ESC) and annex to another ESC be approved by the governing board of the ESC to which the district would be annexed, but retains for most districts the requirement that the proposal be approved by the State Board of Education.

Permits a local school district that ceded part of its territory to one or more new local school districts created by resolution of an ESC to annex itself to another ESC without approval by the State Board of Education, effective in the next school year rather than two school years later, provided that the local school district proposes the transfer within two years after the date of the last creation of a new local school district from that district's territory.

Clarifies eligibility for participation in the Pilot Project Special Education Scholarship Program for autistic children.

Specifies that the starting point for measuring travel time to determine if a school district must transport a student to a nonpublic or community school is the public school to which the student would otherwise be assigned.

Provides that members of the Ohio Commission to Reform Medicaid are to be reimbursed for all actual and necessary expenses in the performance of their official Commission duties.

Provides that, if certain conditions exist, a member of the Ohio Commission to Reform Medicaid is to be considered present at a Commission meeting even though the member's participation is through a telephone conference call.

Eliminates the defined procedures that the Director of Job and Family Services used to allocate federal workforce development funds to localities, and requires all local areas and sub-recipients of local areas to create and deposit such funds received into workforce development funds that each local area must create.

Requires, to the extent permitted by federal law, that the Department of Job and Family Services and county departments of job and family services release information about recipients of the Ohio Works First; Prevention, Retention, and Contingency; and Disability Financial Assistance Programs to an entity administering a program assisting needy individuals with the costs of public utility services.

Requires that the Department of Job and Family Services request federal approval to provide assertive community treatment and intensive home-based mental health services under Medicaid not later than July 21, 2004, rather than May 1, 2004.

Eliminates a requirement that the Director of Job and Family Services adopt rules establishing statewide access and acuity standards for Medicaid-funded partial hospitalization mental health services.

Eliminates a restriction that Medicaid waivers regarding autism and early intervention-related home and community-based services operate for only three to four years.

Eliminates a provision of prior law providing that an individual could not receive services under an autism-related home and community-based services Medicaid waiver for more than three years and another provision that made an individual who received intensive therapeutic services under such a waiver forever ineligible to receive intensive therapeutic services under any other component of the Medicaid program.

Requires the Director of Mental Health to revise a rule regarding the certification standards for the partial-hospitalization community mental health service, and requires the Director to address client eligibility criteria as part of the revision.

Reduces from 60 to 30 the number of days that a hospice care program may conditionally employ an individual pending the results of a criminal records check.

Reduces from 60 to 30 the number of days a home health agency may conditionally employ an individual pending the results of a criminal records check.

Clarifies that the transfers to the Department of Mental Health Trust Fund that the Director of Budget and Management can make of unexpended balances of General Revenue Fund appropriations made to the Department of Mental Health are cash transfers.

Clarifies that the transfers to the Community Mental Retardation and Developmental Disabilities Trust Fund that the Director of Budget and Management can make of unexpended balances of General Revenue Fund appropriations made to the Department of Mental Retardation and Developmental Disabilities plus excess balances of any other Department funds are cash transfers.

Expands the list of professionals who may supervise a registered applicant in the practice of alcohol and other drug prevention services.

Provides that a licensed independent chemical dependency counselor who holds at least a master's degree in behavioral sciences meeting course requirements specified in rules may provide, for persons seeking an independent chemical dependency counselor or chemical dependency counselor III license, the portion of the training in the Diagnostic and Statistical Manual of Mental Disorders that is on chemical dependency conditions.

Specifies that a requirement for obtaining an independent chemical dependency counselor license is that an individual hold at least a master's degree in behavioral sciences, thereby permitting an individual with a higher degree to qualify.

Provides that a person who holds, on December 23, 2002, a certificate or credentials accepted by the Department of Alcohol and Drug Addiction Services as authority to practice as a certified chemical dependency counselor II may obtain a chemical dependency counselor II license from the Chemical Dependency Professionals Board without having to hold an associate's degree in a behavioral science or a bachelor's degree.

Provides that the practice authorities specified in continuing law for independent chemical dependency counselors and chemical dependency counselors III, II, I, and assistants are in addition to their authority to practice chemical dependency counseling.

Provides that an individual holding a chemical dependency counselor II license or chemical dependency counselor I or assistant certificate may perform treatment planning, thereby making this authority to practice consistent with the definition of "chemical dependency counseling."

Establishes new parameters regarding the prohibition that specifies that government entities not contract with persons against whom an unresolved finding for recovery has been issued, including further defining the types of contracts and the public entities to which the prohibition applies by exempting: (1) certain types of entities, (2) contracts under \$25,000, (3) contracts with persons with whom the public entity had previously held multiple contracts under an aggregate amount of \$50,000, and (4) political subdivisions that receive less than \$50,000 of state money in the current or preceding fiscal year.

Allows a government entity to verify that a person with whom it is about to contract has no unresolved finding for recovery by obtaining proof of that instead of checking that the person does not appear on the State Auditor's database.

Eliminates the Farm Service Agency Electronic Filing Fund, and transfers the balance of the fund into the Cooperative Contracts Fund.

Expands the use of money in the Cooperative Contracts Fund to include payment of fees charged by the Secretary of State for electronic filing of financing statements related to Farm Service Agency agricultural loans.

Limits the amount that can be transferred to the Auction Recovery Fund from the Auctioneer's Fund to 25% of the balance of the Auctioneer's Fund that is in excess of \$300,000 at the end of a fiscal year.

Revises the method for distributing moneys from the sale of standing timber taken from state forest lands and nurseries by creating the Forestry Holding Account Redistribution Fund, requiring all moneys from such a sale to be credited to it and to be redistributed at least once each year, requiring the direct costs incurred by the Division of Forestry regarding a sale to be subtracted from the total sale proceeds and transferred to the continuing State Forest Fund, specifying that the remaining moneys constitute the net value of the timber that was sold, and requiring that of the net value, 25% must be transferred to the State Forest Fund, 10% must be transferred to the General Revenue Fund, and 65% must be paid to the appropriate county for further distribution to the county and affected townships and school districts.

Authorizes the Board of County Commissioners of Ashtabula County to construct, as a pilot project, a lodge and conference center at Geneva State Park on land leased from the Department of Natural Resources.

Exempts from the annual hazardous waste facility permit fee for disposal facilities that use deep well injection such a hazardous waste disposal facility if the facility pays the annual injection well operating permit fee established under the Water Pollution Control Law and is in compliance with applicable requirements established under the Solid, Infectious, and Hazardous Waste Law and rules adopted under it.

Specifies that, with regard to the payment of treatment or disposal fees by a hazardous waste facility that is both an on-site and an off-site facility, the determination of whether on-site or off-site fees are to be paid must be based on whether the hazardous waste was generated on or off the facility's premises.

Clarifies that hazardous waste treatment and disposal fees are to be paid by facilities that are operating in accordance with a permit by rule under rules adopted by the Director of Environmental Protection.

Clarifies that the additional hazardous waste treatment and disposal fees that are levied to pay certain costs incurred by municipal corporations and counties are due each year on the anniversary date of a permit by rule or the date on which a facility became exempt from hazardous waste permit requirements under rules adopted by the Director in addition to being due each year on the anniversary date of a hazardous waste facility installation and operation permit or renewal permit.

Reduces the time for the remittance of solid waste disposal fees from 60 to 30 days after the last day of the month during which they were collected before the owner or operator of a disposal facility must pay a late penalty, but adds as an alternative for a late remittance the last day of an extension approved by the Director of Environmental Protection.

Extends from June 30, 2004, until June 30, 2005, the period during which ½ of 1% of the amount wagered on exotic wagering must be deposited into the State Racing Commission Operating Fund.

Eliminates the requirement that the State Racing Commission's Secretary have resided in Ohio for five years immediately preceding appointment.

Extends from 180 to 540 days the deadline for eligible lottery prize award winners who are on active military duty to claim their lottery prize awards.



COURTS AND CIVIL LAW

Sub. H.B. 36

Reps. Willamowski, Core, Latta, Book, Harwood, Schlichter, Seitz, Chandler, Cirelli, C. Evans, Flowers, Hagan, Hughes, Otterman, Reidelbach, Schmidt, J. Stewart

Sens. Blessing, Dann

Effective date: April 27, 2005

Eliminates the restriction on a court in divorce or legal separation proceedings under which it could award reasonable attorney's fees only if it determined that the party ordered to pay attorney's fees had the ability to do so.

Eliminates the requirement that a court had to determine whether either party would be prevented from fully litigating that party's rights and adequately protecting that party's interests if the court did not award reasonable attorney's fees in divorce or legal separation proceedings.

Permits a court, in an action for divorce, dissolution, annulment of marriage, or legal separation or an appeal of that action, to award reasonable attorney's fees and litigation expenses to either party if the court finds the award equitable.

Permits the court, in determining whether an award is equitable, to consider the parties' marital assets and income, any award of temporary spousal support, the conduct of the parties, and any other relevant factors that the court deems appropriate.

Permits a court, in any post-decree motion or proceeding arising from a divorce, dissolution, legal separation, or annulment of marriage or an appeal of that motion or proceeding, to award all or part of reasonable attorney's fees and litigation expenses to either party if the court finds the award equitable.

Permits the court, in determining whether an award is equitable, in a post-decree motion or proceeding to consider the parties' income, the conduct of the parties, and any other relevant factors that the court deems appropriate, but precludes it from considering the parties' assets.

Permits the court to make its award of attorney's fees and litigation expenses payable in gross or by installments.



Sub. H.B. 38

Reps. Willamowski, Hagan, McGregor, Seitz, Setzer, Schaffer, Buehrer, Widener, Latta, Book, Harwood, Mason, Core, Beatty, Callender, Blasdel, Cirelli, Daniels, DeBose, DeGeeter, Domenick, C. Evans, D. Evans, Faber, Flowers, Gilb, Hughes, Key, T. Patton, Schmidt, Skindell, G. Smith, S. Smith, J. Stewart

Sens. Austria, Hottinger

Effective date: Emergency, June 17, 2004; certain provisions effective September 15, 2004

Unauthorized practice of law

Specifically prohibits any person who is not licensed to practice law in Ohio from committing any act that is prohibited by the Supreme Court as being the unauthorized practice of law, and provides that only the Supreme Court may make a determination that any person has committed the unauthorized practice of law in violation of that prohibition, but provides no criminal penalty for a violation of the prohibition.

If necessary to serve the public interest and consistent with the rules of the Supreme Court, permits any person who is authorized to bring a claim before the Supreme Court that alleges the unauthorized practice of law in violation of the new prohibition described above to make a motion to the Supreme Court to seek interim relief prior to the final resolution of the person's claim.

Permits any person who is damaged by another person who commits a violation of the new prohibition described above to commence a civil action to recover actual damages from the person who commits the violation upon a finding by the Supreme Court that the other person has committed an act that is prohibited by the Supreme Court as being the unauthorized practice of law, and provides that the court is bound by the determination of the Supreme Court regarding the unauthorized practice of law.

Requires a court in which the action for damages is brought to consider specified factors in awarding damages.

Specifies that the remedies described above regarding a violation of the new prohibition enacted by the act apply, and may be utilized, only regarding acts that are the unauthorized practice of law in violation of the new prohibition and that occur on or after the act's effective date.

Napoleon Municipal Court

Replaces the part-time judge of the Napoleon Municipal Court with a full-time judge to be elected in 2005.

Darke County Municipal Court

Creates the Darke County Municipal Court on January 1, 2005, provides that the new court will be located in Greenville and will be a county-operated municipal court, and gives the new court jurisdiction in all of Darke County except within the municipal corporation of Bradford.

Establishes one full-time judgeship in the Darke County Municipal Court with the judge being initially elected in 2005, and provides that the part-time judge of the Darke County County Court whose term began on January 1, 2001, is to serve as the full-time judge of the new municipal court until December 31, 2005.

Darke County County Court

Abolishes the Darke County County Court and the two part-time judges of that court, and specifically provides that no judge is to be elected for the abolished Court in 2004.

Nomination of judges of Brown County and Morrow County Municipal Courts

Provides for the nomination only by petition of the judges of the Brown County Municipal Court and those of the Morrow County Municipal Court.

Licking County Court of Common Pleas Domestic Relations Division

Adds a new judge to the Domestic Relations Division of the Licking County Court of Common Pleas to be elected initially in 2004 for a term to begin January 1, 2005.

Provides that the administrative judge of the Domestic Relations Division is responsible for the administrative duties of the Division.

Franklin County Court of Common Pleas

Adds a new judge to the General Division of the Franklin County Court of Common Pleas to be elected initially in 2004 for a term to begin on July 1, 2005.

Jurisdiction and administration of Domestic Relations Divisions of Richland County and Muskingum County Courts of Common Pleas

Modifies the jurisdiction and administration of the Domestic Relations Division of the Richland County Court of Common Pleas, and makes related changes regarding the Juvenile Division of that Court.

Clarifies the jurisdiction and administration of the Domestic Relations Division of the Muskingum County Court of Common Pleas.



Am. Sub. H.B. 161

Reps. Seitz, Willamowski, Widowfield, Grendell, Oelslager, Harwood, DePiero, Driehaus, Allen, Barrett, Beatty, Boccieri, Book, Buehrer, Cates, Cirelli, Clancy, Daniels, DeBose, Distel, Domenick, C. Evans, Faber, Gilb, Hartnett, Hughes, Jerse, Key, Mason, Niehaus, T. Patton, Price, Raga, Raussen, Schmidt, Schneider, Sferra, Skindell, G. Smith, D. Stewart, J. Stewart, Strahorn, Yates

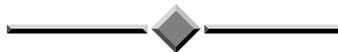
Sen. Goodman

Effective date: Emergency, March 2, 2004; Sections 3 and 4 effective April 8, 2004; certain provisions effective May 31, 2004

Modifies the period within which a plaintiff may commence a new action after the reversal of a judgment for the plaintiff or the plaintiff's failure otherwise than upon the merits.

Includes within the four-year statute of limitations for certain actions an action for relief on the grounds of a physical or regulatory taking of real property.

Amends uncodified language from Am. Sub. H.B. 51 of the 125th General Assembly to specify which provisions of that act apply to pending decedents' estates and which provisions of that act apply to estates of decedents who die on or after the effective date of that act.



Sub. H.B. 212

Reps. Seitz, McGregor, Setzer, Cates, C. Evans, Wagner, Schmidt, Gilb, Husted, Williams, Blasdel, Wolpert, Schneider, Faber, Driehaus, Webster, Gibbs, Reidelbach, Raussen, Collier, G. Smith, Latta, Widener, Harwood, Book, Allen, Aslanides, Barrett, Brown, Buehrer, Calvert, Carmichael, Clancy, Core, Daniels, Domenick, Flowers, Hartnett, Hoops, Hughes, Jolivette, Key, Niehaus, Otterman, Perry, Price, Schlichter, S. Smith, J. Stewart, Taylor, Woodard

Sens. Spada, Austria, Nein

Effective date: June 2, 2004

Modifies the statutory rate of interest to which a creditor is entitled when money becomes due and payable upon instruments in writing, book accounts, settlements between parties, verbal contracts, and judgments, decrees, and orders for the payment of money arising out of tortious conduct or a contract or other transaction unless a written contract provides a different rate of interest.

Provides that the statutory rate of interest to which a creditor is entitled as described above is to be determined by the Tax Commissioner based on the federal short-term rate, instead of 10% per annum, unless a written contract provides a different rate of interest, and requires the Tax Commissioner to notify in writing each county auditor of the rate of interest per annum as determined.

Requires a county auditor to notify in writing the clerk of the court of common pleas of the county and the clerk of each municipal and county court in the county of the rate of interest per annum, and requires the clerk of each of those courts to post the rate of interest in or near the clerk's office.

Specifies that the applicable postjudgment rate of interest is the rate as determined that is in effect on the date that the judgment, decree, or order is rendered and that that rate remains in effect until the judgment, decree, or order is satisfied.

Modifies the computation of the period for which prejudgment interest is due on a judgment, decree, or order for the payment of money in a civil action based on tortious conduct that has not been settled by agreement of the parties if the court determines that the party that is required to pay failed to make a good faith effort to settle the case and the party to whom the payment is to be made did not fail to make a good faith effort to settle the case.

Precludes a court from awarding interest on future damages that are found by the trier of fact.

In any tort action to which the continuing statutes on payment of certain amounts of future damages do not apply, if a plaintiff makes a good faith claim against a defendant for future damages and if the verdict is in favor of the plaintiff, requires the trier of fact to specify in the written interrogatories or findings of fact both the past damages and future damages recoverable by the plaintiff.

Shortens the period of limitations for bringing an action to revive a dormant judgment, and precludes the accrual of interest from the date that a judgment becomes dormant to the date that the judgment is revived.



Sub. H.B. 215

Reps. Schmidt, Schneider, White, Collier, Peterson, Hollister, Kearns, Wagner, Faber, Gibbs, DeWine, Flowers, Taylor, Setzer, Raga, Reidelbach, Wolpert, Webster, Aslanides, Raussen, Daniels, Carmichael, Blasdel, Koziura, D. Evans, T. Patton, Sferra, Seaver, Hughes, Barrett, G. Smith, Driehaus, Woodard, Olman, Book, Brown, Brinkman, Calvert, Cates, Chandler, Clancy, Combs, Core, DeGeeter, Distel, Domenick, C. Evans, Fessler, Gilb, Grendell, Hagan, Hartnett, Harwood, Hoops, Husted, Key, Kilbane, Martin, Mason, Niehaus, Oelslager, Otterman, S. Patton, Price, Reinhard, Schaffer, Schlichter, Seitz, Slaby, J. Stewart, Widowfield, Yates, Young

Sens. Spada, Mumper, Armbruster, Amstutz, Austria, Blessing, Carey, Coughlin, DiDonato, Fedor, Fingerhut, Robert Gardner, Harris, Hottinger, Jacobson, Jordan, Mallory, Nein, Padgett, Roberts, Schuler, Schuring, Dann, Stivers, Wachtmann, Zurz, Randy Gardner

Effective date: September 13, 2004

Prohibits the use of a defendant's statement of sympathy as evidence in a medical liability action.

Establishes qualifications for expert witnesses providing testimony in a medical liability action.

Regulates the collection and disclosure of medical claims data by the Department of Insurance.

Regulates defendants' use of affidavits of noninvolvement in medical claims.



Am. Sub. H.B. 292

Reps. Oelslager, Seitz, Widener, Aslanides, Collier, Daniels, Faber, Flowers, Schaffer, Setzer

Sens. Stivers, Amstutz, Austria, Coughlin, Harris, Jacobson, Mumper, Wachtmann, Spada

Effective date: September 2, 2004

Provides that, for purposes of the continuing statute of limitations for asbestos-related civil actions and the act's provisions, "bodily injury caused by exposure to asbestos" means physical impairment of the exposed person to which the person's exposure to asbestos is a substantial contributing factor.

Provides minimum requirements for bringing or maintaining a tort action alleging an asbestos claim based on a nonmalignant condition, based on lung cancer of an exposed person who is a smoker, or based on a wrongful death of an exposed person, which requirements relate to the person's medical condition and exposure history.

In a tort action in which an asbestos claim is alleged that is of a type described immediately above, requires the plaintiff to file a written report and supporting test results constituting prima-facie evidence of the exposed person's physical impairment that meets the minimum requirements for the particular type of claim.

Prohibits a court from requiring or permitting the exhumation of a decedent for the purpose of obtaining evidence regarding a prima-facie showing for the bringing or maintaining of a tort action alleging an asbestos claim based on a wrongful death.

Provides that no prima-facie showing is required in a tort action alleging an asbestos claim based on mesothelioma.

Specifies standards that apply regarding evidence relating to the physical impairment required in a prima-facie showing.

Specifies the effect, and potential uses at trial, of a court's decision on a prima-facie showing that meets the minimum requirements for the bringing or maintaining of a tort action alleging an asbestos claim as described above.

Provides procedures for the defendant in the case in which an asbestos claim is alleged to challenge the adequacy of the plaintiff's prima-facie evidence and for the court to resolve the issue of whether the plaintiff has made a prima-facie showing.

Requires the court, upon a finding of failure to make the required prima-facie showing, to administratively dismiss the plaintiff's claim without prejudice and to maintain its jurisdiction over the case, and permits a plaintiff whose case has been administratively dismissed under this provision to move to reinstate the case by making the required prima-facie showing.

Provides that, for any cause of action arising before its effective date, the act's minimum requirements for the bringing or maintaining of a tort action alleging an asbestos claim, as described above, are to be applied unless the court with jurisdiction over the case finds that a party's substantive right has been impaired and that impairment is otherwise in violation of the Ohio Constitution's retroactivity clause.

Provides that a proceeding for a prima-facie showing of the minimum requirements for an asbestos claim or a finding made under the provision described immediately above regarding a preexisting claim are provisional remedies that are subject to appeal under continuing law.

With respect to an asbestos claim based upon a nonmalignant condition, provides that: (1) notwithstanding any other statutory provision, if the claim is not barred as of the act's effective date, the period of limitations does not begin to run until the exposed person has a cause of action for bodily injury pursuant to the continuing statute of limitations for asbestos-related civil actions, (2) if the claim is filed before the cause of action pursuant to the provision described in item (1) arises, the claim is preserved for purposes of the period of limitations, (3) the claim is a distinct cause of action from a claim of the same exposed person that arises out of asbestos-related cancer, (4) a court cannot award damages for fear or risk of cancer in a tort action asserting only such a claim, and (5) no settlement of such a claim concluded after its effective date may require, as a condition of settlement, the release of a future claim for asbestos-related cancer.

Provides that a premises owner generally is not liable for any injury to any individual resulting from asbestos exposure, subject to specified exceptions and presumptions.

Specifies that its asbestos litigation and premises liability provisions are not intended to affect, and are not to be interpreted to affect, the rights of any party under bankruptcy proceedings or the ability of any person to make a claim or demand against a trust established pursuant to a plan of reorganization under a Chapter 11 bankruptcy.

Specifies that its asbestos litigation and premises liability provisions do not affect the scope or operation of any workers' compensation law or veterans' benefit program or related subrogation provisions.

Specifies that, except for the provisions establishing the medical criteria for a prima-facie case based on a wrongful death and related provisions, its asbestos litigation provisions are not intended, and are not to be interpreted, to affect any wrongful death claims.

In tort actions alleging injury or loss to person resulting from exposure to asbestos as a result of a defendant's tortious act, requires the plaintiff to prove that: (1) that particular defendant's conduct was a substantial factor in causing the injury or loss, and (2) the plaintiff was exposed to asbestos that the defendant manufactured, supplied, installed, or used and that exposure was a substantial factor in causing the injury or loss.

Describes the General Assembly's intent in enacting the provisions discussed immediately above, and specifies that those provisions apply only to tort actions alleging injury or loss to person resulting from exposure to asbestos that are brought on or after the act's effective date.

Enacts elements that must be proved with respect to the liability of a shareholder in an asbestos claim under the common law doctrine of piercing the corporate veil.

Specifies that any liability of the shareholder under its piercing the corporate veil provisions is exclusive, and preempts any other obligation or liability imposed on that shareholder for that obligation or liability under common law or otherwise.

States that its provisions regarding piercing the corporate veil in asbestos claims are intended to codify the elements of the common law cause of action for piercing the corporate veil and to abrogate the common law cause of action and remedies relating to piercing the corporate veil in asbestos claims.

Provides that its provisions regarding piercing the corporate veil in asbestos claims apply to all asbestos claims commenced on or after the act's effective date or commenced prior to and pending on that effective date.

Requests the Supreme Court to collect data regarding awards for frivolous conduct in civil actions or for the bringing of certain civil actions without a reasonable good faith basis.

Provides the General Assembly's findings and intent regarding its provisions.

Specifically requests the Supreme Court to adopt certain rules related to asbestos claims.

Includes severability clauses regarding items that it contains and the application of those items.



Am. Sub. H.B. 303

Reps. Oelslager, DeGeeter, C. Evans, Kearns, McGregor, Skindell

Sens. Dann, Mumper

Effective date: April 29, 2005; Sections 1 to 4 effective October 29, 2005

Enacts the Uniform Mediation Act.

Specifies when the Uniform Mediation Act applies to a mediation proceeding.

Sets forth specific exclusions from the application of the Uniform Mediation Act, and provides parties with an opportunity to opt out from the coverage of the Act.

Provides that mediation communications generally are privileged and are not subject to discovery or admissible in evidence, and provides for the waiver of the privilege by all parties and for certain exceptions to the privilege.

Prohibits communications by a mediator in specified circumstances, and provides exceptions in which certain facts may be disclosed.

Requires mediators to make a reasonable inquiry before accepting a mediation to determine whether any conflict of interests arise and to disclose any conflicts to the mediation parties as soon as is practicable.

Provides that mediation communications generally are confidential to the extent agreed by the parties or provided by law.

Provides that an attorney or other individual designated by a party may accompany the party to and participate in a mediation.

Describes the relation of the Uniform Mediation Act to the federal Electronic Signatures in Global and National Commerce Act.



Sub. H.B. 316

Reps. Wolpert, McGregor, Hughes, Reidelbach, Cirelli, Raussen, Kearns, Williams, Latta, Brinkman, Seitz, Willamowski, D. Evans, Widener, Aslanides, Buehrer, Calvert, Carmichael, Chandler, Collier, Daniels, Domenick, C. Evans, Faber, Flowers, Gibbs, Gilb, Hagan, Hollister, Niehaus, Olman, T. Patton, Reinhard, Schaffer, Schmidt, Schneider, Setzer, Sferra, G. Smith, J. Stewart, Walcher, Young

Sens. Austria, Harris, Spada

Effective date: March 31, 2005

If all prisoners or adult offenders working on a work detail administered by a county correctional facility and outside the facility have volunteered for the work detail and are imprisoned or reside in the facility for an offense other than a felony of the first or second degree, grants a sheriff, deputy sheriff, or county correctional officer and the county in which the prisoners or offenders work on the work detail and that employs the sheriff, deputy sheriff, or officer qualified civil immunity for injury, death, or loss to person or property caused or suffered by a prisoner or adult offender working on the work detail.

Specifies that a county correctional officer must provide prior notice of the act's immunity provisions to each prisoner or adult offender on a work detail in order to qualify for the immunity described above.

If all prisoners working on a work detail administered by a municipal correctional facility and outside the facility have volunteered for the work detail and are imprisoned in the facility for an offense other than a felony of the first or second degree, grants a member of the organized police department of the municipal corporation or municipal correctional officer, a municipal corporation in which the prisoners work on the work detail and that employs the member of the organized police department or the municipal correctional officer, and a township in which the prisoners work on the work detail qualified civil immunity for injury, death, or loss to person or property caused or suffered by a prisoner working on the work detail.

Specifies that a municipal correctional officer must provide prior notice of the act's immunity provisions to each prisoner on a work detail in order to qualify for the immunity described above.

Grants the state immunity from liability in any civil action or proceeding involving the performance or nonperformance of a public duty unless a special relationship can be established between the state and an injured party, and specifies the elements for such a special relationship to exist.

Provides that any radio broadcast station, television broadcast station, or cable television system participating in the statewide emergency alert program (AMBER Alert Program) or in any local or regional emergency alert program, and any director, officer, employee, or agent of any such station or system, is not liable to any person for damages for any loss allegedly caused by or resulting from the station's or system's broadcast or cablecast of, or failure to broadcast or cablecast, any information pursuant to the statewide emergency alert program or the local or regional emergency alert program.



Am. Sub. H.B. 342

Reps. Widener, Daniels, Flowers, Schaffer, Schmidt, Setzer, G. Smith, Widowfield

Sens. Hottinger, Stivers, Amstutz, Harris, Schuler

Effective date: September 1, 2004

Provides the minimum requirements that are medical in nature that are required for a silicosis claim or a mixed dust disease claim based on a nonmalignant condition, based on lung cancer of an exposed person who is a smoker, or based on wrongful death of an exposed person.

In a tort action in which a silicosis claim or a mixed dust disease claim is alleged, requires the filing of a written report and supporting test results constituting prima-facie

evidence of an exposed person's physical impairment that meets the minimum requirements for the particular claim.

Provides procedures for the defendant in the case to challenge the adequacy of the plaintiff's prima-facie evidence and for the court to resolve the issue of whether the plaintiff has made a prima-facie showing, and provides that a proceeding for a prima-facie showing is a provisional remedy that is subject to appeal under continuing law.

Requires the court, upon a finding of a plaintiff's failure to make a prima-facie showing, to administratively dismiss the plaintiff's claim without prejudice and to maintain its jurisdiction over the case, and permits a plaintiff whose case has been administratively dismissed to reinstate the case.

Provides that the procedures described above apply only to tort actions that allege a silicosis claim or a mixed dust disease claim and are filed on or after the provisions' effective date.

Provides that the period of limitations with respect to a silicosis claim or a mixed dust disease claim based on a nonmalignant condition does not begin to run until the exposed person discovers, or through the exercise of reasonable diligence should have discovered, a physical impairment due to a nonmalignant condition.

Generally provides that a premises owner is not liable for any injury to any individual resulting from silica or mixed dust exposure, subject to certain exceptions and presumptions.

Specifies that the provisions regarding silica and mixed dust litigation and premises liability are not intended or interpreted to affect the rights of any party under bankruptcy proceedings or the ability to make a claim or demand against a trust established pursuant to a plan of reorganization under a Chapter 11 bankruptcy.

Specifies that the provisions regarding silica and mixed dust litigation and premises liability do not affect the scope or operation of any workers' compensation law or veterans' benefit program.

Specifies that the provisions regarding silica and mixed dust litigation do not require or permit the exhumation of bodies in making the prima-facie showing or rebutting the presumption set forth in the act regarding the ten-year latency period.

Codifies the elements of the common law cause of action for piercing the corporate veil, and specifies the elements that have to be proven with respect to the liability of a shareholder in a silicosis claim or a mixed dust disease claim under the doctrine of piercing the corporate veil.

Specifies that any such liability of the shareholder is exclusive and preempts any other obligation or liability imposed on that shareholder for that obligation or liability under common law or otherwise.

States that the act's provisions regarding piercing the corporate veil are intended to codify the elements of the common law cause of action for piercing the corporate veil and to abrogate the common law cause of action and remedies relating to piercing the corporate veil in silicosis and mixed dust disease claims.

Provides that the act's provisions regarding piercing the corporate veil apply to all silicosis claims or mixed dust disease claims commenced on or after the provisions' effective date or commenced prior to and pending on that effective date.

In tort actions alleging any injury or loss to person resulting from exposure to silica or mixed dust as a result of the defendant's tortious act, requires the plaintiff to prove that that particular defendant's conduct and the exposure to silica or mixed dust was a substantial factor in causing the injury or loss.

Specifically requests the Supreme Court to adopt certain rules related to silicosis claims and mixed dust disease claims.

Includes a statement of the General Assembly's findings and intent.



Am. Sub. S.B. 71

Sens. Goodman, Harris, Amstutz, Fingerhut, Blessing, DiDonato, Robert Gardner, Schuler, Stivers

Reps. Seitz, Grendell, Willamowski, Latta, Buehrer, DeGeeter, Hollister, Niehaus, T. Patton, Reidelbach, Schmidt, Schneider, Slaby

Effective date: May 18, 2005

Provides that if a prospective juror fails to attend before a commissioner of jurors as required in a notice to do so because the juror has a physical disability, the commissioners of jurors must report that fact to the court in the same manner as the commissioners of jurors report all other reasons for a prospective juror's failure to attend before a commissioner of jurors.

Modifies the penalty for a prospective juror's failure to attend before a commissioner of jurors or failure to answer any legal and pertinent questions put to the

prospective juror by the court by making the penalty a fine of not less than \$100 nor more than \$250.

Requires the court to inform a prospective juror that the prospective juror has the right to request an in-camera hearing, on the record and with an attorney present, regarding a legal and pertinent question put to the prospective juror by the court, and provides that an in-camera hearing is not required unless information in the prospective juror's response to the question is requested by any person and the prospective juror requests that the information not be released.

States that it is the policy of this state that all qualified citizens have an obligation to serve on petit juries when summoned by the courts unless a citizen is excused as provided in the law.

Requires the court or judge, upon a request made by a juror at least two business days before the juror's initial appearance who appears in person or who contacts the appropriate court employee appointed by the court by telephone, in writing, or by electronic mail, to postpone the juror's initial appearance for jury duty if the juror has not previously been granted a postponement and the juror and court agree on a future date for service.

Allows the court or judge to grant a second or subsequent postponement of jury service to a juror only in the event of an extreme emergency, or a national disaster or emergency in which the juror is personally involved, that could not have been anticipated at the time that the initial postponement was granted.

Requires the commissioners of jurors to report the names of all jurors granted a postponement or temporarily excused to a subsequent part of a term or to a subsequent term to the officers attending the drawing of the jurors for that term or part of a term.

Allows the court to excuse a prospective juror only if one or more of the following are shown to the satisfaction of the judge by either the juror or another person acquainted with the facts: the interests of the public will be materially injured by the juror's attendance, the juror's spouse or a near relative of the juror or the juror's spouse has recently died or is dangerously ill (in continuing law), the juror is a cloistered member of a religious organization (in continuing law), the prospective juror has a mental or physical condition that causes the juror to be incapable of service, jury service would otherwise cause undue or extreme physical or financial hardship to the juror or a person under the juror's care, the juror is over 75 years of age and requests to be excused, or the prospective juror is an active member of a recognized Amish sect and requests to be excused because of the prospective juror's sincere belief that as a result of that membership the prospective juror cannot pass judgment in a judicial matter.

Provides the circumstances to which undue or extreme physical or financial hardship as described above apply.

Requires a prospective juror who asks a judge to grant an excuse based on undue or extreme physical or financial hardship to provide the judge with specified documentation, and permits the court to deny the request to be excused if the prospective juror fails to provide satisfactory documentation.

Requires a prospective juror who requests to be excused from jury service to take all actions necessary to obtain a ruling on the request, and requires a prospective juror who requests to be excused because the juror is over 75 years of age to inform the appropriate court employee of that request by not later than the date on which the prospective juror is scheduled to appear for jury duty.

Requires that, after 24 months, a person who was excused from jury service becomes eligible once again for qualification unless the person was excused from service permanently.

Removes the former provision that allowed the court to direct the sheriff to arrest a person who failed to attend and serve as a juror without having been excused, replaces it with a prohibition against failing to attend and serve as a juror at a term of a court of record without having been excused, and provides that whoever violates that prohibition may be fined not less than \$100 nor more than \$250 and may be punished as for contempt of court.

Changes from three consecutive calendar weeks to two consecutive calendar weeks the time period of actual services as a juror after which a person who is summoned as a juror and who has actually served as a juror in any county of the state must be discharged.

Removes the \$40 per day limit on juror compensation.

Modifies the oath taken by jurors in criminal cases, and provides that a court's use of the former oath does not invalidate or affect the validity of the impanelment of the jury or any action taken by the jury.

Permits the commissioners of jurors to establish an electronic notification system to allow a person who has been drawn as a juror to be notified electronically that the juror must attend in person the term or part of the term specified in the notice.

Prohibits an employer from requiring or requesting an employee to use annual, vacation, or sick leave for time spent responding to a summons for jury duty, time spent participating in the jury selection process, or time spent actually serving on a jury.

Requires a court to automatically postpone and reschedule the service of a summoned juror of an employer with 25 or fewer full-time employees if another employee of that employer has previously been summoned to appear during the same term or part of a term of that court for which that juror has been summoned.

Eliminates the maximum of four days or parts thereof on the amount of jury fees that may be taxed as costs in a civil action.

Permits the costs of summoning jurors to be included in the costs of prosecution if a jury has not been sworn at the trial of a criminal case due to the defendant's failure to appear without good cause.

Adds one additional judge for the general division of the Clermont County Court of Common Pleas to be elected in 2006 for a term to begin January 3, 2007.

Changes the status of the part-time judge of the Berea Municipal Court to that of a full-time judge to be elected in 2005, and provides that the part-time judge elected in 1999 remains in office until the end of the judge's term and that the full-time judge to be elected in 2005 is to be the successor to that part-time judge.

Authorizes a municipal judge to appoint electors who are residents of the county as special constables if the territory within the municipal court's jurisdiction is coextensive with the boundaries of the county in which the court is located and the municipal court is a successor court of a county court that previously served that county.

Modifies the provision crediting an employee's accumulated sick leave to the employee who had been separated from public service upon re-employment in the public service within ten years of the date on which the employee was last terminated from public service by providing that the ten-year period must be tolled for any period during which the employee holds elective public office, whether by election or by appointment.



Am. Sub. S.B. 80

Sens. Stivers, Hottinger, Goodman, Wachtmann, Amstutz, Randy Gardner, Austria, Nein, Schuring, Armbruster, Coughlin, Carey, Harris, Mumper, Schuler

Reps. Buehrer, Calvert, Carmichael, Cates, Clancy, Collier, D. Evans, Faber, Flowers, Gibbs, Gilb, Hagan, Hoops, Martin, Raga, Reidelbach, Schaffer, Schmidt, Schneider, Setzer, G. Smith, Taylor, Trakas, Wagner, Webster, White, Widener, Widowfield, Wolpert

Effective date: April 7, 2005; certain provisions effective January 1, 2006

Immunity in actions related to cumulative consumption, weight gain, or obesity

Precludes any manufacturer, seller, or supplier of a qualified product (generally, food or drink) and any trade association from being liable for injury, death, or loss to person or property for damages, from being subject to an action for declaratory judgment, injunctive, or declaratory relief, or from being responsible for restitution, damages, or other relief arising out of, resulting from, or related to cumulative consumption, weight gain, obesity, or any health condition that is related to cumulative consumption, weight gain, or obesity.

Permits a party that prevails on a motion to dismiss an action described above to recover reasonable attorney's fees and costs that the party incurred in connection with the motion to dismiss.

Specifies certain exceptions to the immunity from liability pertaining to misbranding, willful violation of federal or state law, or breach of contract or express warranty.

Tort actions regarding picking of agricultural products

Provides that in a tort action, generally, an owner, lessee, renter, or operator of premises that are open to the public for direct access to growing agricultural produce is not imputed to extend any assurance to a person that the premises are safe from naturally occurring hazards merely by the act of giving permission to the person to enter the premises or by receiving consideration for the produce picked or to assume responsibility or liability for injury, death, or loss to person or property allegedly resulting from the natural condition of the terrain of the premises or from the condition of the terrain resulting from cultivation of soil.

Immunity from liability for owner, lessee, or occupant of premises with regard to user of recreational trail or premises

Provides that an owner, lessee, or occupant of premises does not owe a duty to a user of a recreational trail to keep the premises safe for entry or use by a user of a recreational trail and does not assume, has no responsibility for, does not incur liability for, and is not liable for any injury to person or property caused by any act of a user of a recreational trail.

Modifies the definitions of "premises" and "recreational user" for the purposes of the continuing exceptions from liability to a recreational user of an owner, lessee, or occupant of premises to include privately owned lands, ways, and waters leased to a private person, firm, or organization.

Specific causes of action

Provides that no civil action that is based on a cause of action that accrued in any other state, territory, district, or foreign jurisdiction may be commenced and maintained if the period of limitation that applies to that action under the laws of that other state, territory, district, or foreign jurisdiction has expired or the period of limitation that applies to that action under the laws of this state has expired.

Requires that generally an action based on a product liability claim and an action for bodily injury or injury to personal property be brought within two years after the cause of action accrues, and provides that generally such a cause of action accrues when the injury or loss to person or property occurs.

Provides that a cause of action for bodily injury that is not caused by exposure to chromium, not incurred by a veteran through exposure to chemical defoliants or herbicides or other causative agents, not caused by exposure to DES or other nonsteroidal synthetic estrogens, and not caused by exposure to asbestos and is caused by exposure to hazardous or toxic chemicals, ethical drugs, or ethical medical devices accrues on the earlier of the date on which competent medical authority informs the plaintiff of the injury that is related to the exposure or the date on which by the exercise of reasonable diligence the plaintiff should have known that the plaintiff has an injury that is related to the exposure.

Provides that a cause of action for bodily injury incurred by a veteran through the exposure to chemical defoliants or herbicides or other causative agents, including agent orange, accrues on the earlier of the date on which competent medical authority informs the plaintiff of the injury that is related to the exposure or the date on which by the exercise of reasonable diligence the plaintiff should have known that the plaintiff had an injury that is related to the exposure.

Provides that a cause of action for bodily injury caused by exposure to DES or other nonsteroidal synthetic estrogens accrues on the earlier of the date on which competent medical authority informs the plaintiff that the plaintiff has an injury that is related to the exposure or on the date on which by the exercise of reasonable diligence the plaintiff should have known that the plaintiff has an injury that is related to the exposure.

Statutes of repose

Prohibits the accrual of a wrongful death action involving, or another cause of action based on, a product liability claim against the manufacturer or supplier of a product later than ten years from the date the product was delivered to the first purchaser or first lessee who was not engaged in a business involving the product, but excepts a wrongful death action or another cause of action from this statute of repose if the

manufacturer or supplier engaged in fraud in regard to information about the product and the fraud contributed to the harm alleged.

Specifies that the ten-year statute of repose described above does not bar a civil action for wrongful death or another tort action against a manufacturer or supplier of a product who made an express, written warranty as to the safety of the product that was for a period longer than ten years and that, at the time of the decedent's death or the accrual of the cause of action, has not expired, and permits a wrongful death action or another tort action involving such a product liability claim to be commenced within two years after the death or after the cause of action accrues if the death occurs or the cause of action accrues less than two years prior to the expiration date of the ten-year statute of repose.

Provides that if the decedent's death occurs or the claimant's cause of action accrues during the ten-year statute of repose and the claimant cannot commence a civil action during that period due to a disability, a civil action for wrongful death or a tort action based on such a product liability claim may be commenced within two years after the disability is removed.

Provides that the ten-year statute of repose does not bar a civil action for wrongful death or bodily injury based on a product liability claim against a manufacturer or supplier of a product if the product involved is a hazardous or toxic chemical, ethical drug, ethical medical device, chromium, chemical defoliant or herbicide, other causative agent, DES, or other nonsteroidal synthetic estrogen and the decedent's death or the claimant's bodily injury resulted from exposure to the product during the ten-year period of repose and that the cause of action in such a case accrues on the earlier of the date on which the claimant is informed by competent medical authority that the death or bodily injury was related to the exposure to the product or the date on which by the exercise of reasonable diligence the claimant should have known that the death or bodily injury was related to the exposure to the product, requires that a civil action for wrongful death or bodily injury based on this type of cause of action be commenced within two years after the cause of action accrues, and prohibits the civil action from commencing more than two years after the cause of action accrues.

Provides that the ten-year statute of repose does not bar a civil action for wrongful death based on a product liability claim against a manufacturer or supplier of a product if the product involved is asbestos, that the cause of action based on asbestos that is the basis of the action accrues on the date on which the claimant is informed by competent medical authority that the decedent's death was related to the exposure to the product or on the date on which by the exercise of reasonable diligence the claimant should have known that the decedent's death was related to the exposure to asbestos, whichever date occurs first, and that the civil action for wrongful death must be commenced within two years after the cause of action accrues and may not be commenced more than two years after the cause of action accrues.

Provides that the ten-year statute of repose does not bar an action based on a product liability claim against a manufacturer or supplier of a product for bodily injury caused by exposure to asbestos if the cause of action that is the basis of the action accrues on the date on which the plaintiff is informed by competent medical authority that the plaintiff has an injury that is related to the exposure or on the date on which by the exercise of reasonable diligence the plaintiff should have known that the plaintiff has an injury that is related to the exposure, whichever date occurs first.

Prohibits a cause of action to recover damages for injury or wrongful death that arises out of a defective and unsafe condition of an improvement to real property and a cause of action for contribution or indemnity for such damages that arises out of a defective and unsafe condition of an improvement to real property from accruing later than ten years from the date of substantial completion of the improvement.

Allows a cause of action to recover damages for injury or wrongful death to be brought within two years from the date of discovery of a defective and unsafe condition of an improvement to real property if that discovery is made during the ten-year statute of repose, but less than two years prior to the expiration of that period.

Specifies that the ten-year statute of repose described above does not apply to a civil action for injury or wrongful death against the owner of, tenant of, landlord of, or other person in possession and control of an improvement to real property and who is in actual possession and control of the improvement at the time the defective and unsafe condition of the improvement constitutes proximate cause of the injury or wrongful death.

Prohibits the above ten-year statute of repose from being asserted as an affirmative defense by any defendant who engages in fraud with regard to an improvement to real property.

Trial, liability, damages, and judgment

Requires that the court in all tort actions instruct the jury regarding the extent to which an award of compensatory damages or punitive or exemplary damages is or is not subject to federal or state income tax.

Permits the trier of fact to determine based on evidence that the failure to wear a seat belt contributed to the harm alleged in the tort action and to diminish a recovery of compensatory damages that represents noneconomic loss that could have been recovered but for the plaintiff's failure to wear a seat belt.

Modifies the categories of persons who may be awarded compensatory damages in a civil action for wrongful death to include the decedent's dependent children instead of minor children.

Limits the compensatory damages for noneconomic loss that may be awarded in a tort claim to the greater of \$250,000 or an amount equal to three times the plaintiff's economic loss up to a maximum of \$350,000 for each plaintiff or a maximum of \$500,000 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 the limits discussed above.

Provides that there are no limits on the amount of compensatory damages that represents damages for noneconomic loss if the noneconomic losses of the plaintiff are for permanent and substantial physical deformity, loss of use of a limb, or loss of a bodily organ system or permanent physical functional injury that permanently prevents the injured person from being able to independently care for himself or herself and perform life-sustaining activities.

Prohibits a trier of fact from considering specified evidence when determining an award of compensatory damages for noneconomic loss in a tort action other than a civil action on a medical, dental, optometric, or chiropractic claim.

Requires a trial court, upon a post-judgment motion, to review the evidence supporting an award of compensatory damages for noneconomic loss that is challenged as excessive.

Specifies factors that the trial court must consider when reviewing an award of compensatory damages for noneconomic loss that has been challenged as excessive.

Requires an appellate court to use a de novo standard of review when considering an appeal of an award of compensatory damages for noneconomic loss on the grounds that the award is inadequate or excessive.

Requires, upon the motion of any party, the bifurcation of a tort action that is being tried to a jury and involves compensatory damages and punitive or exemplary damages, and provides procedures for a bifurcated trial for a tort action that is tried by a jury.

Modifies the conditions under which punitive or exemplary damages may be awarded.

Limits the recovery of punitive or exemplary damages to the amount of two times the compensatory damages awarded or, if the defendant is an individual or a small employer, to the lesser of two times the amount of compensatory damages awarded or 10% of the individual's or employer's net worth up to a maximum of \$350,000.

Provides that the limitation on punitive or exemplary damages does not apply to a tort action where the alleged injury, death, or loss to person or property resulted from the defendant acting with one or more of the culpable mental states of purposely and knowingly and when the defendant has been convicted of or pleaded guilty to a criminal offense that is a felony, had as an element of the offense one or more of the culpable mental states of purposely and knowingly, and is the basis of the tort action.

Prohibits the award of punitive or exemplary damages if punitive damages have already been awarded or collected based on the same act or course of conduct that is alleged and the aggregate of those damages exceeds the limits described above.

Permits awarding punitive or exemplary damages in subsequent tort actions involving the same act or courses of conduct for which punitive or exemplary damages have already been awarded if it is determined that the plaintiff will offer new and substantial evidence of previously undiscovered, additional behavior of the defendant other than the injury or loss for which compensatory damages are sought.

Permits awarding punitive or exemplary damages in subsequent tort actions involving the same act or course of conduct for which punitive or exemplary damages have already been awarded if the total amount of prior punitive or exemplary damages awards was insufficient to punish the defendant's behavior and to deter the defendant and others from similar behavior in the future.

Prohibits an award of prejudgment interest on punitive or exemplary damages.

Prohibits the court from instructing the jury with respect to the limits on punitive or exemplary damages, and prohibits counsel for either party or a witness from informing the jury or potential jurors of those limits.

Prohibits any attorneys fees awarded as a result of a claim for punitive or exemplary damages to be considered for purposes of determining the cap on punitive damages.

Frivolous conduct

Expands the definition of "conduct" with regards to frivolous conduct actions to include the filing of a pleading, motion, or other paper in a civil action.

Expands the definition of "frivolous conduct" to include conduct that is for another improper purpose, conduct that cannot be supported by a good faith argument for establishment of new law, conduct that consists of allegations or other factual contentions that have no evidentiary support, or conduct that consists of denials or factual contentions that are not warranted by the evidence.

Product liability actions

Specifically states that the Product Liability Law is intended to abrogate all common law product liability causes of action.

Modifies the provision regarding defects in design or formulation of a product by specifying that a product is defective only if, at the time it left the control of the manufacturer, the foreseeable risks exceeded the benefits associated with the design or formulation.

Removes the provision that provided that a product was defective in design or formulation if it was more dangerous than expected when used in an intended or reasonably foreseeable manner.

Provides that the foreseeable risks associated with the design or formulation of a product will be determined by considering, among other specified factors, the extent to which that design or formulation is more dangerous than a reasonably prudent consumer would expect when used in an intended or reasonably foreseeable manner.

Prohibits the award of punitive or exemplary damages against the manufacturer of an over-the-counter drug marketed pursuant to federal regulations and generally recognized as safe and effective and not misbranded, and provides for the forfeiture of that immunity from punitive or exemplary damages if the manufacturer fraudulently and in violation of FDA regulations withheld from the FDA information known to be material and relevant to the harm allegedly suffered or misrepresented to the FDA that type of information.

Specifies that a manufacturer or supplier is not liable for punitive or exemplary damages if the harm is caused by a product other than a drug or device and if the manufacturer or supplier fully complied with all applicable government safety and performance standards whether or not designated as such by the government with regard to the product's manufacture, construction, design, formulation, warnings, instructions, and representations when it left the manufacturer's or supplier's control and the claimant's injury results from an alleged defect of a product's manufacture or construction, the product's design or formulation, adequate warnings or instructions, and representations for which there is an applicable government safety or performance standard.

Specifies that the manufacturer or supplier of a product other than a drug or device is subject to punitive or exemplary damages if the claimant establishes, by a preponderance of the evidence, that the manufacturer or supplier of the product other than a drug or device fraudulently withheld from an applicable government agency information known to be material and relevant to the harm that the claimant allegedly suffered or misrepresented to an applicable government agency information of that type.

Specifies that the bifurcated trial provisions, the ceiling on recoverable punitive and exemplary damages, and the exclusion of prejudgment interest apply to awards of punitive or exemplary damages awarded under the Product Liability Law.

Incorporates the product liability contributory fault provisions into the general contributory fault provisions.

Civil immunity for volunteer health care professionals, volunteer health care workers, health care facilities or locations, and nonprofit health care referral organizations

Modifies the "performance of an operation" and the "delivery of a baby" exceptions to the civil immunity provided to volunteer health care professionals, volunteer health care workers, and nonprofit health care referral organizations and to health care facilities or locations associated with such volunteers or organizations in relation to medical, dental, or health care related services provided by volunteers to indigent and uninsured persons.

Volunteer's certificates for retired dentists

Requires the Dental Board to issue a volunteer's certificate to retired dental practitioners upon submission of an application and all required attachments.

Advanced practice nurses

Specifies the types of nurses in specialty practice who may refer to themselves as advanced practice nurses and who may use the initials A.P.N., and provides that in this capacity those nurses are subject to continuing law that specifies their scopes of practice.

Successor asbestos-related liabilities

Generally limits the successor asbestos-related liabilities of certain corporations to the fair market value of the acquired stock or assets of the transferor if the corporation is a successor in a stock or asset purchase or to the fair market value of the transferor's total gross assets if the corporation is a successor in a merger or consolidation.

Provides methods by which a corporation may establish the fair market value of assets, stock, or total gross assets under the provisions discussed above and the formula for the annual increase of that fair market value.

Provides that the act's limitations on successor asbestos-related liabilities apply to all asbestos claims and all litigation involving asbestos claims, including claims and litigation pending on the act's effective date, and that those limitations do not apply to workers' compensation benefits, claims against a successor that do not constitute claims for a successor asbestos-related liability, any obligation arising under the federal National

Labor Relations Act or under any collective bargaining agreement, or any contractual rights to indemnification.

Requires courts in Ohio to apply, to the fullest extent permissible under the United States Constitution, Ohio's substantive law, including the act's provisions, to the issue of successor asbestos-related liabilities.

Provides that for any cause of action that arises before the act's effective date, the act's provisions regarding successor asbestos-related liabilities apply unless a court finds that a party's substantive right has been altered and the alteration is otherwise in violation of the Ohio Constitution's retroactivity clause.

Miscellaneous

Permits defendants in tort actions 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 or if the source pays the plaintiff a benefit that is in the form of a life insurance payment or a disability payment unless the plaintiff's employer paid for the life insurance or disability policy and the employer is a defendant in the tort action.

Creates the Ohio Subrogation Rights Commission to investigate problems regarding subrogation and to prepare a report of recommended legislative solutions.

Provides that an order determining the constitutionality of any changes made by the act, including amendments to specified provisions, are final orders that may be reviewed, affirmed, modified, or reversed with or without retrial.

Removes the definition of and references to "negligence claim" from the law dealing with civil actions and trial procedure, and replaces the references with "tort claim."

Specifically requests the Supreme Court to adopt a legal consumer's bill of rights and to amend Ohio Civil Procedure Rule 68 to conform to Federal Rules of Civil Procedure Rule 68.



Am. Sub. H.B. 12

Reps. Aslanides, Cates, Hollister, J. Stewart, Faber, Seitz, Grendell, Willamowski, Blasdel, Book, Buehrer, Callender, Calvert, Carano, Carmichael, Cirelli, Clancy, Collier, Core, Daniels, DeWine, Distel, Domenick, C. Evans, D. Evans, Fessler, Flowers, Gibbs, Gilb, Hagan, Hoops, Husted, Kearns, Latta, Manning, Niehaus, Oelslager, T. Patton, Peterson, Raga, Raussen, Reinhard, Schaffer, Schlichter, Schmidt, Schneider, Seaver, Setzer, Sferra, Taylor, Webster, White, Widener, Wolpert, Young, Hughes

Sens. Austria, Jordan, Schuring, Amstutz, Carnes, Harris, Jacobson, Mumper, Robert Gardner

Effective date: April 8, 2004

Definition of handgun

Revises the definition of "handgun" that applies throughout the Weapons Control Law so that it means any firearm that has a short stock and is designed to be held and fired by the use of a single hand or any combination of parts from which a firearm of that type can be assembled.

Standard licenses to carry concealed handgun

Enacts a comprehensive mechanism that permits a person in specified circumstances (see below) to obtain a license to carry a concealed handgun, which is valid for four years and may be renewed (hereafter, standard license to carry a concealed handgun or standard license).

Specifies that a person who wishes to obtain a standard license to carry a concealed handgun must submit, to the sheriff of the county in which the person resides or the sheriff of any county adjacent to the county in which the person resides, all of the following: (1) a completed application form prescribed by the Ohio Peace Officer Training Commission (OPOTC), (2) generally, a nonrefundable license fee prescribed by OPOTC, (3) a color photograph taken within the preceding 30 days, (4) a firearms competency certification of a specified nature (see below), (5) a certification that the person has read a firearms-related pamphlet prescribed by OPOTC, and (6) a set of fingerprints provided in a specified manner.

Specifies a series of alternative methods by which an applicant may establish competence in handling a firearm in order to satisfy the firearms competency certification requirement for a standard license, and specifies the content, including range time and

live-fire training and other types of training, of the courses, classes, or programs that generally must be completed in order to establish such competence.

Requires the sheriff who receives an application for a standard license to carry a concealed handgun and the other required materials and information, or an application for a temporary emergency license to carry a concealed handgun and the other required materials and information (see "*Temporary emergency licenses to carry concealed handgun*," below), to conduct or cause to be conducted a criminal records check and incompetency records check of the applicant for the license to determine whether the applicant fails to meet any of the eligibility criteria established for the license, and specifies that the checks must be conducted either through the use of an electronic fingerprint reading device or, in specified circumstances, by requesting the Bureau of Criminal Identification and Investigation (BCII) to conduct them by using standard fingerprint impression sheets and the applicant's Social Security number.

Provides in specified circumstances for the destruction, within a specified period of time, of records other than the application for a standard license to carry a concealed handgun or the affidavit submitted regarding an application for a temporary emergency license to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below) that were made in connection with the criminal records check and incompetency records check.

Requires a sheriff who receives an application for a standard license to carry a concealed handgun, and the other required materials and information, to enter specified information in the Law Enforcement Automated Data System (LEADS), within 45 days, if all of a list of specified eligibility criteria are satisfied and, upon entering the information into LEADS, to issue to the applicant a standard license to carry a concealed handgun.

Specifies the content of a standard license to carry a concealed handgun and that the license expires four years after the date of issuance.

Establishes procedures for a denial of an application for a standard license to carry a concealed handgun, for the general appeal of a denial of an application, and, if the denial is based on the results of a criminal records check, for a challenge to the results of the records check, and applies the appeal and challenge provisions to a denial of an application for a temporary emergency license to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below).

Establishes procedures for the replacement of a lost or destroyed standard license to carry a concealed handgun.

Specifies that a person who has been issued a standard license to carry a concealed handgun and who wishes to renew it must do so within 30 days after the expiration of the

license by filing, with the sheriff of the county in which the person resides or the sheriff of any county adjacent to the county in which the person resides: (1) a completed renewal application form, (2) a new color photograph taken within the preceding 30 days, (3) a certification that the person has reread the firearms-related pamphlet, (4) a new set of fingerprints provided in a specified manner, (5) generally, a nonrefundable license renewal fee, and (6) a new firearms competency certification or a renewed firearms competency certification of a specified nature.

Requires a sheriff who receives an application for renewal of a standard license to carry a concealed handgun, and the other required materials and information, to conduct or cause to be conducted a criminal records check and incompetency records check of the applicant in the same manner as for an initial standard license, requires the sheriff to renew the standard license if the list of specified eligibility criteria regarding the issuance of initial standard licenses, subject to an exception, in specified circumstances, regarding renewed competency certifications, are satisfied, specifies that a renewed standard license is valid for four years after the date of issuance, and provides that the appeal and challenge provisions described above regarding denials of applications for initial standard licenses also apply regarding denials of applications for renewal of a standard license.

Requires a sheriff, upon deciding to issue a standard license, issue a replacement standard license, or renew a standard license to carry a concealed handgun, and before actually issuing or renewing the license, to make available through LEADS all information to be contained on the license, applies this provision to temporary emergency licenses to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below), and specifies that, except for use for law enforcement purposes by law enforcement agencies, the information made available by the sheriff is confidential and is not a public record (see below regarding the offense of unauthorized use of LEADS).

Specifies certain locations at which, and circumstances in which, a licensee with a valid standard license to carry a concealed handgun or a valid temporary emergency license to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below) is not authorized to carry a concealed handgun, and provides that, except for those specified locations and circumstances, a person who is issued a valid license may carry a concealed handgun anywhere in Ohio if the person also carries the valid license and valid identification when in actual possession of the concealed handgun.

Generally requires a person who has been issued a standard license to carry a concealed handgun or a valid temporary emergency license to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below), who is approached by a law enforcement officer after the person has been stopped for a traffic stop or any other law enforcement purpose, and who is carrying a concealed handgun to promptly inform the officer that the person has been issued the license and currently is

carrying a concealed handgun, and imposes other duties on the person if the person is in a motor vehicle that is stopped.

Specifies that the act's provisions do not: (1) negate or restrict any rule, policy, or practice of a private employer that is not a private institution of higher education concerning or prohibiting the presence of firearms on the employer's premises or property, including motor vehicles that the employer owns, or (2) require any such private employer to adopt a rule, policy, or practice concerning or prohibiting the presence of firearms on the employer's premises or property.

Grants qualified immunity from civil liability: (1) to private employers, including private institutions of higher education, and to political subdivisions, in specified circumstances, for injury, death, or loss caused by or related to the bringing of a handgun onto the employer's or political subdivision's premises or property by a person with a standard license to carry a concealed handgun, and (2) to private employers of the type described in item (1), in specified circumstances, for injury, death, or loss caused by or related to the employer's decision to permit or prohibit a licensee's bringing of handguns onto the employer's property.

Specifies that the owner or person in control of private land or premises, and a private person or entity leasing land or premises owned by a governmental entity, may post a sign in a conspicuous location prohibiting persons from carrying firearms or concealed firearms on that land or those premises, and specifies that a knowing violation of such a posted prohibition is the offense of criminal trespass.

Provides that: (1) a person who holds a license to carry a concealed handgun issued by another state that is recognized by the Ohio Attorney General (AG) pursuant to a reciprocity agreement entered into under the act under provisions described below (hereafter, reciprocity state) has the same right to carry a concealed handgun in Ohio as a person who is issued a standard license to carry a concealed handgun and is subject to the same restrictions that apply to a person who carries such a standard license, and (2) a peace officer has the same right to carry a concealed handgun in Ohio as a person who is issued a standard license and is considered for reciprocity purposes as an Ohio licensee.

Establishes criteria and procedures for suspending or revoking a standard license to carry a concealed handgun, applies those criteria and procedures to a temporary emergency license to carry a concealed handgun (see "*Temporary emergency licenses to carry concealed handgun*," below), and enacts the offense of possessing a revoked or suspended concealed handgun license.

Sets forth a form for an application for a standard license to carry a concealed handgun.

Civil immunity

Grants qualified immunity from civil liability, in certain circumstances, to certain public officers and employees performing in good faith their licensing functions under the act, to entities and instructors performing in good faith certain actions related to competency certifications and renewed competency certifications under the act, and to law enforcement agencies regarding conduct of off-duty officers of the agencies carrying a concealed handgun.

Sheriff's licensure records

Specifies that, except as described below: (1) the records that a sheriff keeps relative to the issuance, renewal, suspension, or revocation of a standard license to carry a concealed handgun or to the issuance, suspension, or revocation of a temporary emergency license to carry a concealed handgun (see "Temporary emergency licenses to carry concealed handgun," below), including the application, reports of criminal records checks and incompetency records checks, Social Security numbers, and fingerprints, are confidential and are not public records, and (2) a person who releases or disseminates records that are confidential under item (1), unless required to do so by court order, is guilty of the offense of illegal release of confidential concealed handgun license records.

Provides an exception to the confidentiality provision and criminal offense described above pursuant to which a sheriff, upon written request made and signed by a journalist, as defined by the act, must disclose to the journalist the name, county of residence, and date of birth of each person to whom the sheriff has issued a standard license, issued a replacement standard license, or renewed a standard license to carry a concealed handgun or issued a temporary emergency license or replacement temporary emergency license to carry a concealed handgun (see "Temporary emergency licenses to carry concealed handgun," below), and requires the request to include the journalist's name and title, include the name and address of the journalist's employer, and state that the disclosure of the information sought would be in the public interest.

Miscellaneous provisions relating to sheriffs

Requires each sheriff to compile and report to OPOTC certain county-wide statistical information regarding licenses to carry a concealed handgun and temporary emergency licenses to carry a concealed handgun (see "Temporary emergency licenses to carry concealed handgun," below).

Requires each county to establish in the county treasury a sheriff's concealed handgun license issuance expense fund, and requires the sheriff to deposit into the fund for his or her county all fees paid by applicants regarding the issuance or renewal of standard licenses, or duplicate standard licenses, to carry a concealed handgun or regarding temporary emergency licenses to carry a concealed handgun (see "Temporary

emergency licenses to carry concealed handgun," below), and specifies the purposes for which the sheriff may expend any county portion of the fees in the fund.

Temporary emergency licenses to carry concealed handgun

Enacts a comprehensive mechanism that permits a person in specified circumstances (see below) to obtain a temporary emergency license to carry a concealed handgun, which is valid for 90 days and may not be renewed (hereafter, temporary emergency license to carry a concealed handgun or temporary emergency license).

Specifies that a person seeking a temporary emergency license to carry a concealed handgun must submit to the sheriff of the county in which the person resides all of the following: (1) "evidence of imminent danger" (see below) to the person or a member of the person's family, (2) a sworn affidavit containing all the information required to be on the license and attesting that the person satisfies specified eligibility criteria, which are the same as the eligibility criteria for the issuance of a standard license to carry a concealed handgun, other than the criteria that relate to a competency certification and training and that require the applicant to certify that the applicant desires a legal means to carry a concealed handgun for defense of the applicant or a member of the applicant's family while engaged in lawful activity, (3) a temporary emergency license fee established by OPOTC for an amount that does not exceed the actual cost of conducting the criminal background check, or \$30, and (4) a set of fingerprints of the applicant provided in the same manner as for an application for a standard license.

Defines "evidence of imminent danger," for purposes of the temporary emergency license provisions, as either of the following: (1) a statement sworn by the person seeking the license, made under threat of perjury, that states that the person has reasonable cause to fear a criminal attack upon the person or a member of the person's family, such as would justify a prudent person in going armed, or (2) a written document prepared by a governmental entity or public official describing the facts that give the person seeking the license reasonable cause to fear a criminal attack upon the person or a member of the person's family, such as would justify a prudent person in going armed, which written documents include, but are not limited to, a temporary protection order, civil protection order, protection order issued by another state, or other court order, a court report, or a report filed with or made by a law enforcement agency or prosecutor.

Requires a sheriff who receives the evidence of imminent danger, affidavit, fee, and fingerprints to: (1) immediately conduct or cause to be conducted a criminal records check and incompetency records check in the same manner as for applications for standard licenses to carry a concealed handgun, (2) immediately upon receipt of the results of the records checks, review the information and determine whether the eligibility criteria for the issuance of a standard license, other than the criteria that relate to a competency certification and training and to the applicant's certification of a desire to legally carry a concealed handgun for defense of the applicant or a member of the

applicant's family, apply regarding the person, (3) if the sheriff determines that all of eligibility criteria for the issuance of a standard license, other than the two summarized in item (2), apply regarding the person, immediately make available through LEADS all information that will be contained on the temporary emergency license if one is issued, and (4) upon making that information available through LEADS, immediately issue to the person a temporary emergency license to carry a concealed handgun.

Establishes procedures regarding a denial of the issuance of a temporary emergency license, and provides that a person may appeal a denial, or challenge criminal records check results that were the basis of a denial, in the same manners specified under the act regarding a denial of an application for a standard license to carry a concealed handgun.

Specifies that, if a temporary emergency license to carry a concealed handgun is issued: (1) the license must be in the form, and must include all of the information, prescribed for standard licenses to carry a concealed handgun and also must conspicuously specify that it is a temporary emergency license and the date of its issuance, (2) the license is valid for 90 days and may not be renewed, and (3) the person who has been issued the license cannot be issued another temporary emergency license unless at least four years has expired since the issuance of the prior temporary emergency license.

Provides that a sheriff who issues a temporary emergency license to carry a concealed handgun to a person: (1) cannot require the person to submit a competency certificate as a prerequisite for issuing the license, (2) must comply with the LEADS-related provisions that apply regarding standard licenses in regards to the temporary emergency license, and (3) must retain, for the entire period during which the temporary emergency license is in effect, the evidence of imminent danger that the person submitted and that was the basis for the license or a copy of that evidence.

Provides that, if a person is issued a temporary emergency license to carry a concealed handgun: (1) the person has the same right to carry a concealed handgun as a person who was issued a standard license to carry a concealed handgun, and any exceptions to the prohibitions contained in the act for a licensee with a standard license apply to a licensee with a temporary emergency license, and (2) the person is subject to the same restrictions, and to all other procedures, duties, and sanctions, that apply to a person who carries a standard license to carry a concealed handgun other than the standard license renewal provisions.

Provides that, if a sheriff issues a temporary emergency license to carry a concealed handgun: (1) the sheriff must suspend or revoke the license in accordance with the act's provisions governing the suspension and revocation of standard licenses to carry a concealed handgun, and (2) in addition, the sheriff may revoke the license upon receiving information, verifiable by public documents, that the person to whom the

license was issued is not eligible to possess a firearm under Ohio or federal law or that the person committed perjury in obtaining the license.

Establishes procedures for the replacement of a lost or destroyed temporary emergency license to carry a concealed handgun.

Requires OPOTC to prescribe and make available to sheriffs a standard form to be used by a person who applies for a temporary emergency license to carry a concealed handgun.

Miscellaneous offenses with respect to handgun licenses

Creates the offenses of falsification of a concealed handgun license, falsification to obtain a concealed handgun license, and possessing a revoked or suspended concealed handgun license.

Criminal trespass

Revises the offense of criminal trespass to prohibit a person, without privilege to do so and being on the land or premises of another, from negligently failing or refusing to leave upon being notified "by signage posted in a conspicuous place or otherwise being notified," added by the act, to do so by the owner, occupant, or agent or servant of either.

Posting of signs in specified areas

Requires specified persons, boards, and entities with control over certain locations at which a licensee with a standard license or temporary emergency license to carry a concealed handgun is not authorized to carry a concealed handgun to post warnings to that effect.

Duties of Ohio Peace Officer Training Commission

Requires OPOTC to: (1) prescribe and make available to sheriffs an application form to be used for applications for standard licenses to carry a concealed handgun and for renewals of such a license, a form for the actual standard license that contains specified information, and a form for the actual temporary emergency license to carry a concealed handgun that contains specified information, (2) prepare, in consultation with the AG, a firearms law, dispute resolution, and use of deadly force pamphlet that contains specified information, and make copies available to persons or entities that provide firearms competency training for distribution to training participants and to sheriffs for distribution to applicants, (3) in consultation with the AG, prescribe a fee, limited by specified criteria, to be paid by applicants for a standard license to carry a concealed handgun, and, implicitly, prescribe a fee to be paid by persons seeking a temporary emergency license to carry a concealed handgun, (4) prescribe and make available to sheriffs county codes for licenses and license identification number procedures, and (5)

maintain statistics with respect to the issuance, renewal, suspension, denial, etc., of standard licenses and temporary emergency licenses to carry a concealed handgun as reported by sheriffs, and annually prepare and submit to the Governor, President of the Senate, and Speaker of the House of Representatives a statistical report regarding that information.

Duties of Attorney General and Bureau of Criminal Identification and Investigation

Requires the AG to: (1) in accordance with specified criteria, negotiate and enter into a reciprocity agreement with other states that issue licenses to carry a concealed handgun regarding the recognition of each other's licenses, (2) consult with and assist OPOTC in the preparation of the firearms law, dispute resolution, and use of deadly force pamphlet required under the act, and recommend changes to the pamphlet as they become necessary, (3) implicitly, consult with OPOTC in its prescribing of application fees for standard licenses and the use of the fees, and (4) by rule adopted under the Administrative Procedure Act, prescribe and make available to probate judges and chief clinical officers a form to be used by them as described below to make notifications regarding information to be used in incompetency records checks under the act.

Requires BCII to prescribe a challenge and review procedure for applicants to use to challenge criminal records checks if a sheriff does not have a challenge and review procedure.

Duties of Office of Criminal Justice Services

Requires the Office of Criminal Justice Services (OCJS) to prepare a poster and brochure that describes safe firearms practices and to furnish copies free of charge to each federally licensed firearms dealer in Ohio to be used by them as described below.

Notifications from probate courts and chief clinical officers for use in incompetency records checks

Provides that if, on or after the act's effective date, an individual is found by a court to be a mentally retarded person subject to hospitalization by court order or becomes an involuntary patient other than one who is a patient only for purpose of observation, the adjudicating probate judge or the chief clinical officer of the facility in which the person is an involuntary patient must notify BCII, on a form prescribed by the AG (see above), of the individual's identity.

Requires BCII to compile and maintain the notices that it receives from probate judges and chief clinical officers as described above and to use them for the purpose of conducting incompetency records checks under the act.

Specifies that the notices described above and the information that they contain are confidential, except as described above, and are not public records.

Duties imposed on federally licensed firearms dealers

Requires each "federally licensed firearms dealer," as defined in the act, to: (1) offer for sale to each person who purchases a firearm from the dealer, at the time of the sale of the firearm, a trigger lock, gun lock, or gun locking device that is appropriate for the firearm purchased, (2) post in a conspicuous location at the dealer's place of business the poster furnished by OCJS (see above), and (3) make available to all purchasers of firearms from the dealer the brochure furnished by OCJS (see above).

Carrying concealed weapons

In the continuing offense of carrying concealed weapons:

(1) Restructures the continuing prohibition against carrying a concealed weapon or dangerous ordnance, and revises the penalty structure for it;

(2) Enacts a new prohibition that prohibits a person who has been issued a standard license or temporary emergency license to carry a concealed handgun or a concealed handgun license issued by a reciprocity state, who is stopped for a law enforcement purpose, and who is carrying a concealed handgun from failing to inform any law enforcement officer who approaches after the stop that the person has a license and is carrying a concealed handgun;

(3) Enacts an additional exception to the continuing prohibition when it involves a handgun other than a dangerous ordnance, which specifies that the prohibition when it involves such a handgun does not apply to a person who is carrying a valid standard license or temporary emergency license to carry a concealed handgun or a concealed handgun license issued by a reciprocity state unless the person knowingly is in an unauthorized place;

(4) Limits the application of the continuing affirmative defenses to a charge of the offense so that they do not apply when the weapon involved is a handgun, creates a new affirmative defense to a charge of carrying a concealed handgun other than a dangerous ordnance, which specifies that it is an affirmative defense that the actor was not otherwise prohibited by law from having the handgun and that the handgun was carried or kept ready at hand by the actor for any lawful purpose and while in his or her own home, and states that the new affirmative defense is not available unless the actor, prior to arriving at his or her own home, did not transport or possess the handgun in a motor vehicle in a prohibited manner while it was being operated on a street, highway, or other public or private property used by the public for vehicular traffic;

(5) Specifies that, if a law enforcement officer stops a person to question the person regarding a possible violation of a prohibition included in the offense, for a traffic stop, or for any other law enforcement purpose, if the person surrenders a firearm to the

officer, and if the officer does not charge the person with a concealed carry violation or arrest the person for any offense, the person is not otherwise prohibited by law from possessing the firearm, and the firearm is not contraband, the officer must return the firearm to the person at the termination of the stop; and

(6) Specifies that no person charged with carrying concealed weapons can be required to obtain a standard license or temporary emergency license to carry a concealed handgun as a condition for the dismissal of the charge.

Illegal possession of firearm in liquor permit premises

In the continuing offense of illegal possession of a firearm in liquor permit premises: (1) additionally prohibits a person from possessing a firearm in an open air arena for which a D permit has been issued under the Liquor Control Law, (2) limits the application of the continuing affirmative defenses to a charge of the offense so that they do not apply when the firearm involved is a handgun, and (3) specifies that no person charged with possession of a firearm in liquor permit premises can be required to obtain a standard license or temporary emergency license to carry a concealed handgun as a condition for the dismissal of the charge.

Illegal conveyance or possession of deadly weapon or dangerous ordnance in school safety zone

In the continuing offense of illegal conveyance or possession of a deadly weapon or dangerous ordnance in a school safety zone, additionally "excepts" from the prohibitions constituting the offense a person who conveys or attempts to convey a handgun into, or possesses a handgun in, a school safety zone if, at the time of that conduct, all of the following apply: (1) the person does not enter into a school building or onto school premises and is not at a school activity, (2) the person is carrying a valid standard license or temporary emergency license to carry a concealed handgun or a concealed carry license issued by a reciprocity state, (3) the person is in the school safety zone in accordance with specified federal law, and (4) the person is not knowingly in a place in which a licensee is not authorized to carry a concealed handgun.

Illegal conveyance of deadly weapon or dangerous ordnance into courthouse and illegal possession or control of deadly weapon or dangerous ordnance in courthouse

In the continuing offenses of illegal conveyance of a deadly weapon or dangerous ordnance into a courthouse and illegal possession or control of a deadly weapon or dangerous ordnance in a courthouse, additionally "excepts" from the continuing prohibitions a person who conveys or attempts to convey a handgun into a courthouse, who, at the time of the conveyance or attempted conveyance in question, possesses a valid standard license or temporary emergency license to carry a concealed handgun or a

concealed carry license issued by a reciprocity state, and who complies with specified handgun "check in" procedures.

Improperly handling firearms in motor vehicle

In the continuing offense of improperly handling firearms in a motor vehicle:

(1) Revises the penalties for violations of the continuing prohibitions;

(2) Enacts a new prohibition that prohibits any person from knowingly transporting or having a loaded handgun in a motor vehicle if, at the time of the transportation or possession in question, the person is under the influence of alcohol, a drug of abuse, or a combination of them or the person's whole blood, blood serum or plasma, breath, or urine contains a concentration of alcohol prohibited under the state offense of operating a motor vehicle while under the influence (OMVI) for persons operating a vehicle regardless of whether the person is operating or is a passenger in the vehicle;

(3) Enacts new prohibitions that prohibit a person who has been issued a standard license or temporary emergency license to carry a concealed handgun from doing any of the following: (a) knowingly transporting or having a loaded handgun in a motor vehicle unless the loaded handgun either is in a holster and in plain sight on the person's person or is securely encased by being stored in a closed, locked glove compartment or in a case that is in plain sight and that is locked, (b) if the person is transporting or has a loaded handgun in a motor vehicle in a manner described in item (a), knowingly removing or attempting to remove the loaded handgun from the holster, glove compartment, or case, knowingly grasping or holding the loaded handgun, or knowingly having contact with the loaded handgun by touching it with the person's hands or fingers while the vehicle is being operated on a street, highway, or public property unless the person does so pursuant to and in accordance with a law enforcement officer's directions, (c) if the person is the driver or an occupant of a motor vehicle that is stopped for a traffic stop or for another law enforcement purpose and the person is transporting or has a loaded handgun in the vehicle, failing to promptly inform any law enforcement officer who approaches the stopped vehicle that the person has been issued a license and possesses a loaded handgun in the vehicle, (d) if the person is the driver or an occupant of a motor vehicle that is stopped for a traffic stop or another law enforcement purpose and the person is transporting or has a loaded handgun in the vehicle, knowingly disregarding or failing to comply with any lawful order of a law enforcement officer that is given while the vehicle is stopped, knowingly failing to remain in the vehicle while stopped, or knowingly failing to keep the person's hands in plain sight at any time after a law enforcement officer begins approaching the person while stopped and before the officer leaves unless, regarding a failure to remain in the vehicle or to keep the person's hands in plain sight, the failure is pursuant to and in accordance with a law enforcement officer's directions, or (e) if the person is the driver or an occupant of a motor vehicle that is stopped for a traffic

stop or another law enforcement purpose, if the person is transporting or has a loaded handgun in the vehicle in a manner described in item (a), and if the person is approached by a law enforcement officer while stopped, knowingly removing or attempting to remove the loaded handgun from the holster, glove compartment, or case, knowingly grasping or holding the loaded handgun, or knowingly having contact with the loaded handgun by touching it with the person's hands or fingers in the vehicle at any time after a law enforcement officer begins approaching and before the officer leaves unless the person does so pursuant to and in accordance with the officer's directions;

(4) Additionally "excepts" from the continuing prohibitions related to transporting or possessing a firearm in a motor vehicle, but not from the new prohibitions described above in items (2) and (3), a person who: (a) possesses a valid standard license or temporary emergency license to carry a concealed handgun or a concealed carry license issued by a reciprocity state, (b) is not knowingly in an unauthorized place, and (c) either has the handgun in a holster and in plain sight on his or her person or has it securely encased by being stored in a closed, locked glove compartment or in a case that is in plain sight and that is locked;

(5) Limits the application of the continuing affirmative defenses to a charge under the continuing prohibitions related to transporting or possessing a firearm in a motor vehicle so that they do not apply to such a charge that involves a handgun, enacts a new affirmative defense to a charge under the continuing prohibitions related to transporting or possessing a firearm in a motor vehicle, but not under the new prohibitions described above in items (2) and (3), that specifies that it is an affirmative defense to a charge under those prohibitions that the actor transported or had the firearm in the vehicle for any lawful purpose and while the vehicle was on his or her own property, and states that this new affirmative defense is not available unless the actor, prior to arriving at his or her own property, did not transport or possess the handgun in a motor vehicle in a manner prohibited under the continuing prohibitions while the vehicle was being operated on a street, highway, or other public or private property used by the public for vehicular traffic;

(6) Specifies that, if a law enforcement officer stops a motor vehicle for a traffic stop or any other purpose, if any person in the vehicle surrenders a firearm to the officer, and if the officer does not charge the person with the offense of improperly handling firearms in a motor vehicle or arrest the person for any offense, the person is not otherwise prohibited by law from possessing the firearm, and the firearm is not contraband, the officer must return the firearm to the person at the termination of the stop; and

(7) Specifies that no person charged with improperly handling firearms in a motor vehicle in violation of any of the continuing prohibitions related to transporting or possessing a firearm in a motor vehicle or in violation of the new OMVI-related

prohibition can be required to obtain a standard license or temporary emergency license to carry a concealed handgun as a condition for the dismissal of the charge.

Improper use or handling of firearms in vessel

In the continuing offense involving the improper use or handling of firearms in a vessel:

(1) Exempts from the continuing prohibitions related to transporting or possessing firearms in a vessel a person who transports or has a handgun in a vessel and who, at that time, has a valid standard license or temporary emergency license to carry a concealed handgun or a concealed handgun license issued by a reciprocity state unless the person knowingly is in an unauthorized place;

(2) Limits the application of the continuing affirmative defenses to a charge of violating the continuing prohibitions related to transporting or possessing firearms in a vessel so that they do not apply to such a charge that involves a handgun, enacts a new affirmative defense to a charge of violating the continuing prohibitions related to transporting or possessing firearms in a vessel that specifies that it is an affirmative defense to a charge under those prohibitions that the actor transported or had the firearm in the vessel for any lawful purpose and while the vessel was on his or her own property, and states that this new affirmative defense is not available unless the actor, prior to arriving at the vessel on his or her own property, did not transport or possess the firearm in a vessel or in a motor vehicle in a prohibited manner while the vessel was being operated on a waterway that was not on his or her own property or while the vehicle was being operated on a street, highway, or other public or private property used by the public for vehicular traffic;

(3) Specifies that, if a law enforcement officer stops a vessel for a violation of the continuing prohibitions or any other law enforcement purpose, if any person on the vessel surrenders a firearm to the officer, and if the officer does not charge the person with a violation of the continuing prohibitions or arrest the person for any offense, the person is not otherwise prohibited by law from possessing the firearm, and the firearm is not contraband, the officer must return the firearm to the person at the termination of the stop; and

(4) Specifies that no person charged with a violation of the continuing prohibitions related to transporting or possessing firearms in a vessel can be required to obtain a standard license or temporary emergency license to carry a concealed handgun as a condition for the dismissal of the charge.

Having weapons while under disability

In the continuing offense of having weapons while under a disability: (1) expands the mental health-related legal disabilities that bar a person from knowingly acquiring, having, carrying, or using a firearm or dangerous ordnance to additionally prohibit a person, unless relieved from the disability, from knowingly acquiring, having, carrying, or using a firearm or dangerous ordnance if the person has been adjudicated as a mental defective, has been committed to a mental institution, has been found by a court to be a mentally ill person subject to hospitalization by court order, or is an involuntary mental health patient other than one who is a patient only for purposes of observation, (2) repeals a prior prohibition that had the effect of increasing the penalty for persons who committed the offense within five years of the date of their release from imprisonment or post-release control under a sentence imposed for a prior conviction of a first or second degree felony, and (3) increases the penalty for the offense to a third degree felony in all cases.

Theft of firearm or dangerous ordnance

In the continuing offense of theft, when the property stolen is a firearm or dangerous ordnance (i.e. grand theft), increases the penalty from a fourth degree felony to a third degree felony, creates a presumption in favor of the court imposing a prison term, and requires the offender to serve any prison term imposed consecutively to any other prison term or mandatory prison term previously or subsequently imposed on the offender.

Unauthorized use of LEADS

Enacts the offense of unauthorized use of the Law Enforcement Automated Database System, a fifth degree felony, which prohibits a person from knowingly gaining or attempting to gain access to, causing access to be granted to, or disseminating information gained from access to LEADS without the consent of, or beyond the scope of the express or implied consent of, the chair of the LEADS Steering Committee.

Access to sealed criminal conviction records

Expands the circumstances in which sealed criminal conviction records of first offenders may be inspected to also authorize BCII, a sheriff, and their authorized employees to inspect the sealed records in connection with a criminal records check conducted under the act regarding persons seeking a standard license or temporary emergency license to carry a concealed handgun.

Private investigators and security providers

Provides that continuing law regarding licensing of persons to engage in the business of private investigation, business of security services, or both does not prohibit a

private investigator or security guard provider from carrying a concealed handgun if the person complies with the act's provisions governing standard licenses or temporary emergency licenses to carry a concealed handgun.

Statements regarding licensing scheme as law of general nature, preemption of field, and legislative intent; severability clause

Contains statements specifying that: (1) the General Assembly finds that licenses to carry concealed handguns are a matter of statewide concern and wishes to ensure uniformity throughout the state regarding qualifications for, and authority granted to a person holding, such a license, (2) the General Assembly's intent in enacting the act's concealed handgun licensing mechanism is to enact laws of a general nature and, thereby, to occupy and preempt the field of issuing such licenses and the validity of such licenses, and (3) no municipal corporation or township may adopt or continue in existence any ordinance or resolution that is in conflict with the act's concealed handgun licensing mechanism.

Contains statements specifying legislative intent in enacting the act with respect to recognition of a person's right of defense of self and family and with respect to the validity of prior criminal convictions or the prosecution of prior offenses.

Includes a severability clause regarding the act's provisions.



Sub. H.B. 30

Reps. Williams, Kearns, Calvert, Flowers, S. Patton, Perry, Price, Reinhard, Schlichter, Widowfield, Carano, Distel, Driehaus, C. Evans, D. Evans, T. Patton, Peterson, Redfern, Setzer, Sferra, Taylor

Sens. Mallory, Brady, DiDonato, Fingerhut, Hagan, Harris, Hottinger, Prentiss, Fedor

Effective date: March 23, 2005

Permits a local authority to establish a fine of \$250 to \$500 for violation of a non-criminal disability parking regulation.

Allows the failure to pay a single non-criminal disability parking violation judgment to be the basis of a motor vehicle registration blockage.

For documentation regarding each criminal conviction and plea of guilty before a municipal court, county court, or court of common pleas, modifies both the form for

document retention and the length of time that certain documents must be retained by the clerk of each court.



Sub. H.B. 52

Reps. Hughes, Latta, Gilb, Grendell, DePiero, Seaver, Redfern, Young, Willamowski, D. Evans, Barrett, Brown, Buehrer, Carano, Carmichael, Chandler, Cirelli, DeGeeter, DeWine, Distel, Domenick, Driehaus, C. Evans, Flowers, Hagan, Hartnett, Husted, Jolivet, McGregor, Oelslager, Olman, Otterman, T. Patton, Perry, Reidelbach, Schaffer, Schlichter, Schmidt, Sferra, Skindell, D. Stewart, Walcher, Widener, Wilson, Wolpert, Woodard

Sens. Goodman, Dann, Zurz, Austria, Robert Gardner, Harris, Miller

Effective date: Emergency, June 1, 2004

Aggravated vehicular homicide, vehicular homicide, and vehicular assault in construction zones

Subject to the notice-posting provision discussed below, expands the offense of aggravated vehicular homicide to additionally prohibit a person, while operating or participating in the operation of a motor vehicle or motorcycle in a construction zone, from causing the death of a person in the construction zone or the unlawful termination of the pregnancy of a person in the construction zone as the proximate result of committing a reckless operation offense.

Subject to the notice-posting provision discussed below, expands the offense of vehicular homicide to additionally prohibit a person, while operating or participating in the operation of a motor vehicle or motorcycle in a construction zone, from causing the death of a person in the construction zone or the unlawful termination of the pregnancy of a person in the construction zone as the proximate result of committing a speeding offense.

Subject to the notice-posting provision discussed below, expands the offense of vehicular assault to additionally prohibit a person, while operating or participating in the operation of a motor vehicle or motorcycle in a construction zone, from causing serious physical harm to a person in the construction zone or the unborn of a person in the construction zone as the proximate result of committing a reckless operation offense or speeding offense.

Requires the Director of Transportation to adopt rules governing the posting of signs giving notice to motorists of the new prohibitions described above that pertain to

persons who commit a reckless operation offense or speeding offense in a construction zone and cause death or injury and guidelines and design specifications regarding those signs; requires the Director, a board of county commissioners, or a board of township trustees to cause signs to be erected in construction zones advising motorists that those new prohibitions apply to persons who commit a reckless operation offense or speeding offense in the construction zone and, as a proximate result of that offense, cause death or injury; and specifies that those new prohibitions apply to persons who commit a reckless operation offense or speeding offense in a particular construction zone only when signs of that nature are erected in that construction zone in accordance with the guidelines and design specifications established by the Director.

Mandatory prison terms and mandatory commitments to Department of Youth Services for aggravated vehicular homicide when victim is peace officer or when offender is repeat drunk driving offender

Requires a court to impose a prison term of five years on an offender who is convicted of or pleads guilty to aggravated vehicular homicide and a specification that the victim of the offense is a peace officer.

Requires a court to impose a prison term of three years on an offender who is convicted of or pleads guilty to aggravated vehicular homicide and a specification that the offender previously has been convicted of or pleaded guilty to three or more violations of state operating a vehicle under the influence (OVI), state operating a vehicle after underage alcohol consumption (OVUAC), or an equivalent offense or three or more violations of any combination of those offenses.

Requires a juvenile court that adjudicates a child a delinquent child for an act that would be felony aggravated vehicular homicide if committed by an adult and determines that the child, if an adult, would be guilty of the repeat drunk driving specification to commit the child to the Department of Youth Services (DYS) for a definite period of not less than one nor more than three years and to commit the child to DHS for the underlying delinquent act.

Requires a juvenile court that adjudicates a child a delinquent child for an act that would be felony aggravated vehicular homicide if committed by an adult and determines that the child, if an adult, would be guilty of the peace officer specification to commit the child to DHS for a definite period of not less than one nor more than five years and to commit the child to DHS for the underlying delinquent act.

Warning signs regarding increased penalties for certain traffic offenses in construction zone

Requires, instead of permits, the Director of Transportation, a board of county commissioners, or a board of township trustees to cause signs to be erected in

construction zones advising motorists that increased penalties apply for certain traffic violations occurring on a street or highway in a construction zone.

Restitution as sanction in criminal case or disposition in delinquency or juvenile traffic offender case

Modifies the provisions regarding restitution as a financial sanction that may be imposed on a felony offender by: (1) clarifying that restitution is discretionary and repealing the language that pertained to the restitution order requiring that reimbursement be made to third parties, including governmental agencies or persons other than governmental agencies, for amounts paid to or on behalf of the victim or any survivor of the victim for economic loss, (2) clearly stating that the amount that the court orders as restitution cannot exceed the amount of the economic loss (see below) suffered by the victim as a result of the commission of the offense, and (3) replacing the language that specified that a financial sanction of restitution imposed on a felony offender was a "judgment" in favor of the victim of the offender's criminal act with language that specifies that such a financial sanction is an "order" in favor of the victim and specifying manners in which the restitution may be collected.

In the provision that lists examples of financial sanctions that may be imposed on a misdemeanor offender (e.g., restitution, a statutory fine, etc.), adds a specific statement indicating that the listed sanctions are examples of the sanctions that may be imposed if the court in its discretion imposes one or more financial sanctions.

Modifies the provisions regarding restitution as a financial sanction that may be imposed on a misdemeanor offender by: (1) limiting the application of the restitution provisions only to misdemeanors that are not minor misdemeanor violations and could not be handled by a Traffic Violations Bureau, and clarifying that restitution is discretionary, (2) repealing the language that pertained to the restitution order requiring that reimbursement be made to third parties, other than the offender's insurer, for amounts paid to the victim or any survivor of the victim for economic loss, (3) repealing the language authorizing the court to order the determination of the amount of restitution instead of actually determining the amount itself, (4) clearly stating that the amount that the court orders as restitution cannot exceed the amount of the economic loss (see below) suffered by the victim as a result of the commission of the offense, (5) adding language specifying that, if the court holds an evidentiary hearing, at the hearing the victim or survivor must demonstrate by a preponderance of the evidence the amount of restitution sought from the offender, and (6) replacing the language that specified that a financial sanction of restitution imposed on a misdemeanor offender was a "judgment" in favor of the victim of the offender's criminal act with language that specified that such a financial sanction was an "order" in favor of the victim and specifying manners in which the restitution may be collected.

Modifies the provisions regarding restitution as a disposition that may be imposed on a delinquent child or juvenile traffic offender by: (1) clarifying that the restitution provision applies to both adjudicated juvenile traffic offenders and adjudicated delinquent children and that it is discretionary, and limiting the application of the restitution provision only to delinquent acts or juvenile traffic offenses that would not be minor misdemeanors if committed by an adult and could not be handled by a Juvenile Traffic Violations Bureau, (2) repealing the language that pertained to the restitution disposition requiring that reimbursement be made to third parties, other than the child's insurer, for amounts paid to the victim or any survivor of the victim for economic loss, and (3) clearly stating that the amount that the court orders as restitution cannot exceed the amount of the economic loss (see below) suffered by the victim as a result of the commission of the offense.

Modifies the definitions of "economic loss" that apply to the restitution provisions described above to specify that economic loss must be a direct and proximate result of the act or offense in question and that it does not include non-economic loss or any punitive or exemplary damages, and defines "non-economic loss" for purposes of those definitions as nonpecuniary harm suffered by a victim of an offense, delinquent act, or juvenile traffic offense, whichever is applicable, as a result of or related to the commission of the offense or the delinquent act or juvenile traffic offense, including, but not limited to, pain and suffering; loss of society, consortium, companionship, care, assistance, attention, protection, advice, guidance, counsel, instruction, training, or education; mental anguish; and any other intangible loss.

Purposes of misdemeanor sentencing

Specifies that the continuing provisions that require a court that is sentencing an offender for a misdemeanor or minor misdemeanor to be guided by the overriding purposes of misdemeanor sentencing and set forth those purposes, and that require that a sentence imposed for a misdemeanor or minor misdemeanor be reasonably calculated to achieve those overriding purposes of misdemeanor sentencing, commensurate with and not demeaning to the seriousness of the offender's conduct and its impact on the victim and consistent with sentences imposed for similar offenses committed by similar offenders, apply to misdemeanor ordinance offenses, but do not apply to any offense disposed of by a Traffic Violations Bureau of any court pursuant to Traffic Rule 13 or to any violation of any Revised Code provision that is a minor misdemeanor and is disposed of without a court appearance.

Changes related to Am. Sub. S.B. 123 of 124th General Assembly

Specifies that, if a court is permitted to grant limited driving privileges during a suspension of a person's driver's license imposed by the Bureau of Motor Vehicles, and the person under the suspension is not a resident of Ohio, the person may file a petition either in the Franklin County Municipal Court or in the municipal or county court located

in the county where the offense occurred and that, if the person who is not an Ohio resident is a minor, the person may file a petition either in the Franklin County Juvenile Court or in the juvenile court with jurisdiction over the offense.

Establishes a look-back period of five years during which courts must enhance the penalties for persons who are guilty of driving under financial responsibility law suspension or cancellation and who have previously been convicted of or pleaded guilty to driving under a financial responsibility law suspension or cancellation.

Specifies that: (1) if a person files a motion with the sentencing court for modification or termination of a Class 1 suspension (a definite period of life) or a Class 2 suspension when the period of suspension is in excess of 15 years (a Class 2 suspension can be a definite period of between three years and life), the court may deny a motion without a hearing, but cannot grant such a motion without a hearing, (2) if the court denies such a motion without a hearing, the court may consider a subsequent motion filed by the person for modification or termination of such a suspension, and (3) if a court denies such a motion after a hearing, the court is barred from considering subsequent motions for that same person.

When a person pleads guilty to or is convicted of street racing, requires a court, in addition to any other sanctions, to suspend the offender's driver's license, commercial driver's license, temporary instruction permit, probationary license, or nonresident operating privilege for not less than 30 days or more than three years instead of the prior suspension requirement of not less than 30 days or more than one year.

Modifies the definition of "operate" so that it means to cause or have caused movement of a vehicle, streetcar, or trackless trolley rather than meaning 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 as in prior law.

Modifies the penalties for the offense of operating a motor vehicle without a valid license so that if a trier of fact finds that an offender never has held a valid driver's or commercial driver's license issued in Ohio or another jurisdiction, the offense is a first degree misdemeanor.

Revises the law governing license suspensions for reckless operation offenses to allow a court to impose a Class 5 suspension on any person who is found guilty of operating a motor vehicle in violation of an Ohio law or municipal ordinance relating to reckless operation.

Increases the penalty for discharging a firearm on or over a public road or highway.



Am. Sub. H.B. 163

Reps. Oelslager, Olman, Hagan, Raussen, Williams, Barrett, D. Evans, C. Evans, Fessler, Latta, McGregor, Perry, Hollister, Willamowski, Brown, Allen, Aslanides, Beatty, Bocchieri, Buehrer, Calvert, Carmichael, Cates, Chandler, Cirelli, Clancy, Core, DeBose, DePiero, Distel, Domenick, Flowers, Gibbs, Gilb, Harwood, Hoops, Hughes, Husted, Jerse, Jolivette, Key, Koziura, Martin, Mason, Niehaus, Otterman, S. Patton, T. Patton, Price, Reidelbach, Reinhard, Schaffer, Schlichter, Schmidt, Schneider, Setzer, Skindell, D. Stewart, J. Stewart, Strahorn, Taylor, Trakas, Wagner, Webster, White, Widener, Wilson

Sens. Austria, Harris, Hottinger, Padgett, Stivers, Spada, Jacobson, Nein

Effective date: September 23, 2004

Enacts an additional prohibition within the statute containing state operating a vehicle under the influence (OVI) that prohibits a person who, within 20 years of the conduct described in item (1), previously has been convicted of or pleaded guilty to state OVI, state operating a vehicle after underage alcohol consumption (OVUAC), or a municipal OVI offense, from doing both of the following: (1) operating any vehicle, streetcar, or trackless trolley within Ohio while under the influence of alcohol, a drug of abuse, or a combination of them, and (2) subsequent to being arrested for operating the vehicle, streetcar, or trackless trolley as described in item (1), being asked by a law enforcement officer to submit to a chemical test or tests under the vehicle-related Implied Consent Law and being advised by the officer in accordance with continuing law of the consequences of the person's refusal or submission to the test or tests, refusing to submit to the test or tests.

Specifies that a violation of the new prohibition described above is the offense of state OVI, and provides that the punishment for a violation of the new prohibition is the same as the punishment provided under continuing law, with modifications made by the act, for a violation of a high-end state OVI prohibition.

Provides that state OVI is a fourth degree felony if the offender previously has been convicted of five or more offenses of state OVI, a comparable municipal ordinance violation, state OVUAC, or any of a list of specified vehicle-related and alcohol-related offenses (hereafter, predicate offenses) within 20 years of the offense.

Provides an additional mandatory prison term of one, two, three, four, or five years for state OVI when it is a third degree or fourth degree felony if the offender also pleads guilty to or is convicted of a State OVI Five Prior Conviction Specification

charging prior convictions, within 20 years of committing the offense, of five or more predicate offenses as enacted in the act.

Provides that, when a court imposes a mandatory term of local incarceration for a fourth degree felony OVI offense, the court imposes any additional community control sanction, and the offender violates any condition of the sanction, the court may take any action prescribed in continuing law relative to the offender's violation of the sanction, including imposing a prison term on the offender pursuant to that provision.

Provides that, when a court imposes a prison sentence for a felony OVI offense, the court also may sentence the offender to community control sanctions.

Except when the person's OVI offense was high-end state OVI or a comparable municipal OVI provision, eliminates the requirement that a court require a person to display restricted license plates as a condition of granting limited driving privileges when a license has been suspended for state or municipal OVI if the person has not been convicted of one or more prior state OVI or municipal OVI offenses or equivalent offenses within the previous six years and has not been convicted of felony state OVI any time previously, but provides that the elimination of this requirement does not apply when the person's OVI offense was high-end state OVI or a comparable municipal OVI provision.

Provides an additional mandatory term of imprisonment of up to six months for state OVUAC when the offender also pleads guilty to or is convicted of a State OVUAC Five Prior Conviction Specification charging prior convictions, within 20 years of committing the offense, of five or more predicate offenses as enacted in the act and the court imposes a term of imprisonment for the underlying state OVUAC offense.

Lowers from 60,000 to 50,000 the threshold population that gives township police officers and township constables authority to make arrests for specified types of traffic law violations on highways included as part of the interstate highway system that are within the township.

Requires the clerk of each municipal court, county court, and court of common pleas, notwithstanding the Revised Code's other records retention and destruction provisions, to retain documentation regarding each criminal conviction and plea of guilty involving a case that is or was before the court; requires the documentation to be in a form that is admissible as evidence in a criminal proceeding as evidence of a prior conviction; requires the clerk to retain this documentation for a period of 50 years after the entry of judgment in the case; specifies that these provisions apply to records retained prior to the act's effective date and to records created on or after that date; and makes other changes in the retention provisions.

Increases from a fourth degree felony to a third degree felony the penalty for vehicular assault if, in the same course of conduct that resulted in the vehicular assault, the offender also committed a specified failure to stop after an accident offense.

Changes the prohibited concentration of alcohol in the person's blood serum or plasma from .96% or more by weight per unit volume to .096% or more by weight per unit volume of alcohol in the state watercraft OVI and OVUAC law.

Expands the authorization to petition for limited driving privileges to also apply to an Ohio resident, including a juvenile, who is convicted of or pleads guilty to a statute of another state or federal statute that is substantially similar to any drug offense prohibited by specified state statutes and whose license, permit, or privilege has been suspended by the Registrar as a Class D suspension, which is for a definite period of six months.

Modifies when the Registrar is required to terminate an administrative suspension for state or municipal OVI or OVUAC so that the Registrar is required to terminate a suspension upon receipt of notice that the person has entered a guilty plea to or that person has been convicted after entering a plea of no contest under Criminal Rule 11 to state OVI or OVUAC or municipal OVI.

Adds three exceptions to the prospective nature of changes made by Am. Sub. S.B. 123 of the 124th General Assembly so that, under the act, the following apply to conduct or an offense committed prior to January 1, 2004: (1) a person whose driver's or commercial driver's license, temporary instruction permit, probationary license, or nonresident operating privilege was suspended by a court may apply to the sentencing court for limited driving privileges pursuant to law enacted by Am. Sub. S.B. 123, (2) a person whose license, permit, or privilege was suspended by the Registrar of Motor Vehicles may apply for limited driving privileges under law enacted by Am. Sub. S.B. 123 if limited driving privileges are expressly authorized by a state statute for the type of conduct or offense that caused the suspension, and (3) a person whose license, permit, or privilege was suspended, canceled, or revoked for life may file a motion for modification or termination of the suspension, cancellation, or revocation in accordance with law enacted by Am. Sub. S.B. 123; and requires that the terms and conditions of any limited driving privileges granted under those three provisions be governed by the law in effect on and after January 1, 2004.

Amends several sections that refer to that statute creating the offense of having physical control of a vehicle while under the influence to also include references to a substantially equivalent municipal ordinance.

Removes references to "special" license plates in favor of the term "restricted" license plates.

Requires that, when a person with a temporary instruction permit and identification card drives a motor vehicle, the eligible adult or person over 21 years of age who occupies the seat beside the person driving the motor vehicle not have a prohibited concentration of alcohol in the whole blood, blood serum or plasma, breath, or urine.

Defines "continuous alcohol monitoring," and specifically authorizes it as a community control sanction in criminal and delinquent child cases either as an independent sanction or in conjunction with electronic monitoring as a sanction.

Specifies that an offense is committed in the vicinity of a school if the offender commits the offense on school premises, in a school building, or within 1,000 feet of the boundaries of any school premises regardless of whether the offender knows the offense is being committed on school premises, in a school building, or within 1,000 feet of the boundaries of any school premises.



Sub. H.B. 184

Reps. Schmidt, McGregor, Aslanides, Schaffer, Schneider, Raussen, Gilb, Collier, Willamowski, Latta, D. Evans, Callender, Carmichael, Cates, Chandler, Clancy, Daniels, Domenick, C. Evans, Flowers, Grendell, Hartnett, Hoops, Hughes, Jerse, Jolivette, Martin, Niehaus, Otterman, T. Patton, Raga, Reidelbach, Schlichter, Seaver, Seitz, Sferra, G. Smith, J. Stewart, Taylor, Wagner, Webster, Widener, Widowfield

Sens. Goodman, Austria, Hottinger, Jacobson, Robert Gardner, Mumper, White

Effective date: March 23, 2005

In addition to the continuing sentence of life imprisonment with parole eligibility after serving 20 years of imprisonment, permits a court to impose a sentence of life imprisonment without parole, life imprisonment with parole eligibility after serving 25 full years of imprisonment, or life imprisonment with parole eligibility after serving 30 full years of imprisonment on an offender who is convicted of or pleads guilty to aggravated murder and who either is not charged with or is charged with, but is not convicted of and does not plead guilty to a specification of an aggravating circumstance.

Clarifies and revises the procedures that govern the resentencing of a person sentenced to death whose sentence is vacated, clarifies that those procedures, and the procedures that apply regarding the resentencing of a person whose sentence of life imprisonment without parole is vacated, also apply when a sentence of death or a sentence of life imprisonment without parole is set aside or nullified, specifies that those

procedures also apply when a sentence of death is vacated because a court has determined that the offender is mentally retarded under standards established by the Ohio Supreme Court or the U.S. Supreme Court, and specifies that the procedures as clarified and revised apply to all offenders sentenced to death for an aggravated murder committed on or after October 19, 1981, or for terrorism committed on or after May 15, 2002, and apply equally to all such offenders sentenced to death prior to, on, or after the act's effective date, including those who, on that date, are challenging their sentence of death and those whose sentence of death has been set aside, nullified, or vacated by a court but who, as of that date, have not yet been resentenced.

Includes a severability clause.



Am. Sub. H.B. 369

Reps. Collier, Calvert, Peterson, Cates, Clancy, T. Patton, Setzer, Hughes, Carano, Skindell, Aslanides, Ujvagi, D. Evans, Harwood, Allen, DeWine, Distel, Perry, Schaffer, Beatty, Barrett, Kearns, Latta, Brown, Chandler, Cirelli, C. Evans, Fessler, Flowers, Hartnett, Hollister, Hoops, Otterman, Raussen, Schmidt, Schneider, Taylor, Walcher

Sens. Austria, Amstutz, Fedor, Padgett, Roberts, Spada, Zurz, Blessing, Mumper

Effective date: November 26, 2004

Provides that if a person violates the prohibition against stealing the property of another, if the stolen property is a police dog or horse or a service dog, and if the offender knows or should know that the stolen property is a police dog or horse or a service dog, the offense is "theft of a police dog or horse or service dog" and is a third degree felony.

Expands the offense of "harassing a police dog or horse" to also prohibit certain conduct that pertains to inhibiting or restricting a police dog's or horse's ability to assist a law enforcement officer or to failing to restrain a dog from tormenting, etc., a police dog or horse.

Creates the offense of "harassing a service dog," which includes prohibitions that generally parallel the prohibitions included in the offense of "harassing a police dog or horse" as expanded by the act.

Increases the penalty in certain circumstances for the offenses of "assaulting a police dog or horse," "assaulting a handicapped assistance (renamed "service") dog," and "harassing a police dog or horse."

Subjects a person who commits the offense of "assaulting a police dog or horse," "harassing a police dog or horse," "assaulting a service dog," or "harassing a service dog" to repayment of specified costs, such as veterinary bills, replacement costs, and retraining costs of a dog or horse, associated with the offense.

Specifies that the offenses related to assaulting or harassing a police dog or horse or service dog do not apply unless the offender knows or should know at the time of the conduct that the police dog or horse or service dog that is the subject of the offense is such a dog or horse.

Exempts owners of seizure assistance, seizure response, or seizure alert dogs for a person with a seizure disorder from paying a dog registration fee in the same manner as owners of other types of service dogs are exempted under continuing law, and expands the continuing exemption that applies to dogs that provide support or assistance for mobility impaired persons to also apply to dogs in training to provide such support or assistance.

Changes the term "handicapped assistance dog," as used in the continuing offense related to assaulting such dogs, to "service dog," expands the term to include a dog that serves as a seizure assistance, seizure response, or seizure alert dog for any person with any seizure disorder, and uses the new term in the new offense related to harassing such dogs.

Changes a phrase used in various Revised Code provisions to define the terms "permanently and totally disabled" and "disabled adult" from "person unfit to work" to "person unable to work."



Am. Sub. H.B. 375

Reps. Kilbane, Willamowski, Collier, Kearns, McGregor, Hollister, C. Evans, Clancy, Strahorn, S. Smith, Widener, Key, Hartnett, Ujvagi, Fessler, Harwood, Setzer, Webster, Aslanides, Barrett, Book, Carano, Carmichael, Cates, Chandler, Daniels, DeGeeter, Distel, Domenick, Driehaus, Faber, Flowers, Gibbs, Gilb, Grendell, Hagan, Hoops, Hughes, Jerse, Koziura, Latta, Martin, Niehaus, Oelslager, Otterman, S. Patton, T. Patton, Perry, Peterson, Price, Redfern, Reidelbach, Schaffer, Schlichter, Schmidt, Schneider, Skindell, Slaby, G. Smith, D. Stewart, Taylor, Trakas, Walcher, Widowfield, Wolpert, Woodard, Young

Sens. Schuring, Zurz, Austria, Spada, Carey

Effective date: April 29, 2005

Authorizes a Parole Board hearing officer, a Board member, and the Office of Victims' Services of the Department of Rehabilitation and Correction (DRC) to petition the Parole Board for a full Board hearing regarding the re-parole of a prisoner.

Provides that, if a Parole Board hearing officer, a Board member, or DRC's Office of Victims' Services petitions the Board for a full Board hearing relating to the proposed parole or re-parole of a prisoner and if a majority of the Parole Board members are present at a meeting, the majority of those present can decide whether a full Board hearing will be held.

Permits, in cases involving murder or aggravated murder, the victim, the victim's representative, or certain family members of the victim to ask the Parole Board to hold a full Board hearing regarding the proposed parole or re-parole of the prisoner who committed the offense, and, if such a request is made, requires the Board to hold a full Board hearing, permits any party authorized to make the request to attend the full Board hearing and give testimony or submit written statements, and specifies that any notice regarding the potential parole of the prisoner that is provided to any of those parties under the Crime Victim's Rights Law must inform the party of the party's right to give testimony at the full Board hearing.

Provides that, if a victim's spouse, parent, sibling, or child appears at a full Board hearing and gives testimony as described above, the Adult Parole Authority must consider the testimony in determining whether to grant a parole.

Requires the prosecutor to notify the victim of an offense of the services offered by DRC's Office of Victims' Services if DRC is the offender's custodial agency.

Adds facilities that are operated, or contracted for, by the Department of Youth Services (DYS) for the care, protection, treatment, or secure confinement of any child committed to DYS to the institutions that may be inspected by the Correctional Institution Inspection Committee (CIIC).

Authorizes, but does not require the CIIC to establish and maintain a continuing program of inspection of such DYS facilities and to evaluate and assist in the development of programs to improve the condition or operation of those facilities.

Requires the CIIC to report to the General Assembly its findings from any inspections that it makes of DYS facilities and of any programs that have been proposed or developed to improve the condition or operation of DYS facilities.



Sub. H.B. 383

Reps. Walcher, D. Evans, Aslanides, Wagner, McGregor, Reidelbach, Fessler, Price, Wolpert, Olman, Kearns, Setzer, Webster, Hagan, Collier, Schaffer, Widener, Distel, Barrett, Beatty, Carano, Carmichael, Chandler, Cirelli, DeGeeter, Domenick, C. Evans, Flowers, Gilb, Harwood, Hollister, Hughes, Jerse, Latta, Mason, Miller, Niehaus, Otterman, S. Patton, Perry, Reinhard, Schmidt, Schneider, Sferra, Slaby, G. Smith, S. Smith, D. Stewart, J. Stewart, Taylor, White, Wilson, Woodard

Sens. Schuler, Amstutz, Austria, Mumper

Effective date: May 6, 2005

Creates two computer "spamming" felonies: (1) illegally transmitting multiple commercial e-mail messages, and (2) unauthorized access of a computer, and provides penalties for each offense.

Provides enhanced criminal penalties for extensive spamming or repeat offenders.

Applies continuing seizure and forfeiture laws to computer contraband that is used to commit either spamming felony.

Provides that an offender who illegally transmits multiple commercial e-mail messages or has unauthorized access of a computer also may be charged with conspiracy.

Permits the Attorney General and e-mail service providers who are injured by the commission of either offense to bring a civil action against offenders, and establishes civil remedies.

Authorizes the Attorney General to bring a civil action for violations of the federal Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 on behalf of Ohio residents.



Sub. H.B. 401

Reps. Raga, Latta, D. Evans, Aslanides, Beatty, Buehrer, Carano, Carmichael, Daniels, DeBose, DeGeeter, Distel, Domenick, C. Evans, Flowers, Gibbs, Hagan, Hollister, Hoops, Hughes, Martin, Olman, T. Patton, Perry, Reidelbach, Schaffer, Schmidt, Seaver, Slaby, G. Smith, Webster, Willamowski, Wolpert

Sen. Austria

Effective date: May 18, 2005

Expands the offense of passing bad checks to prohibit a person, with purpose to defraud, from issuing or transferring or causing to be issued or transferred a check or other negotiable instrument knowing that a person has ordered or will order stop payment on the check or other negotiable instrument.

Modifies the penalties for the offense of passing bad checks.

For purposes of the statute containing the offense of passing bad checks, defines "check" as including any form of debit from a demand deposit account, including, but not limited to: (1) a check, bill of exchange, draft, order of withdrawal, or similar negotiable or non-negotiable instrument, or (2) an electronic check, electronic transaction, debit card transaction, check card transaction, substitute check, web check, or any form of automated clearinghouse transaction.

Increases the authorized amount of a check-cashing loan from \$500 to \$800, and provides that, for that increased amount, the amount of the authorized loan origination fee is \$3.75 per \$50 of the amount of the loan between \$501 and \$800.



Am. Sub. H.B. 473

Reps. Hagan, Seitz, Latta, Hughes, Widowfield, McGregor, Slaby, Carano, Collier, DeGeeter, Willamowski, Buehrer, Cirelli, C. Evans, D. Evans, Faber, Fessler, Flowers, Otterman, Schaffer, Webster, Young

Sens. Schuring, Dann, Austria, Amstutz

Effective date: April 29, 2005

Includes any person adjudicated a sexual predator within the Sex Offender Registration and Notification (SORN) Law's registration and notification requirements.

For a person who is subject to the SORN Law's change of address provisions and who changes a residential address, but does not have a new fixed address, requires the person to include in the change of address notice and in the required new registration of the new residence address a detailed description of the place or places at which the person intends to stay and, not later than the end of the first business day immediately following the day on which the person obtains a fixed residence address, to provide written notice of and register the fixed residence address.

Provides an affirmative defense for a person who is required to comply with the SORN Law's change of address provisions, and who fails to do so, that it was impossible for the person to provide the required written notice and re-register because the person did not have knowledge of the change in residence, school, institution of higher education, or place of employment address sufficiently in advance of the change to comply with the Law's deadlines and the person provided the required notice and re-registered in accordance with the act's provisions as soon as possible after learning of the address change.

For purposes of the SORN Law's provisions that pertain to the duties imposed on an offender or delinquent child relative to a change in the offender's or child's residence, school, institution of higher education, or place of employment address, and related state statutes, specifies that "change in address" includes any circumstance in which the old address for the person in question no longer is accurate regardless of whether the person in question has a new address.

Grants prosecuting attorneys, municipal and township chief legal officers, and officials designated as prosecutors in a municipal corporation a cause of action for injunctive relief when an offender who is required to register under the SORN Law violates its prohibition against residing within 1,000 feet of any school premises.

Clarifies the SORN Law's criminal penalty provisions to ensure that they apply to offenders whose duties under that Law are based on a conviction that occurred in a jurisdiction other than Ohio.

Clarifies that the Sexually Violent Predator Sentencing Law does not require that an offender have a prior conviction of a sexually violent offense in order to be sentenced under that Law.

Extends the minimum term portion of the indefinite life sentence imposed under the Sexually Violent Predator Sentencing Law for the offense of kidnapping to require the court to impose an indefinite prison term consisting of a minimum term fixed by the court that is not less than eight years and a maximum term of life imprisonment when kidnapping is a felony of the second degree and to require the court to impose an indefinite prison term consisting of a minimum term fixed by the court that is not less than ten years and a maximum term of life imprisonment when kidnapping is a felony of the first degree.

Extends the minimum term portion of the indefinite life sentence imposed under the Sexually Violent Predator Sentencing Law for the offense of rape when a life term is not imposed to require the court to impose an indefinite prison term consisting of a minimum term fixed by the court that is not less than ten years and a maximum term of life imprisonment.

◆

Sub. H.B. 525

Reps. Latta, Faber, McGregor, Hughes, Slaby, Gilb, Schmidt, Jerse, Willamowski, D. Evans, Aslanides, Book, Buehrer, Cirelli, Clancy, Collier, Daniels, DeBose, DeGeeter, Domenick, C. Evans, Flowers, Gibbs, Hagan, Harwood, Hoops, Koziura, Martin, Niehaus, Otterman, T. Patton, Perry, Raussen, Reidelbach, Reinhard, Schaffer, Schlichter, Schneider, Seitz, Setzer, Strahorn, Trakas, Wagner, Webster, Widener

Sens. Austria, Carey, Hottinger, Mumper, Schuler, Roberts, Miller, Robert Gardner

Effective date: May 18, 2005

Expands continuing DNA specimen collection mechanisms to require DNA specimens to be taken from all persons who are convicted of or plead guilty to a felony or specified misdemeanor and from all children who are adjudicated delinquent children for committing acts that would be felonies or a specified misdemeanor if committed by adults and who are committed to or placed in a Department of Youth Services facility or another type of juvenile facility, and clarifies who is responsible for collecting a DNA specimen.

Expands the list of offenses and delinquent acts for which funds in the Reparations Fund may be used for the payment of costs related to the collection and analysis of DNA specimens to allow that use in relation to all offenses and delinquent acts for which DNA specimens will be collected under the act.

Allows any blood relative to submit a DNA sample for inclusion in the Relatives of Missing Persons Database in addition to the parents and siblings of a missing person.

Expands the purposes for which the Bureau of Criminal Identification and Investigation (BCII) may share DNA information with law enforcement agencies.

Requires unidentified remains, in addition to unidentified bodies, to be removed to the county morgue for identification and disposal, and requires the coroner to take fingerprints, photographs, and a DNA specimen from the unidentified remains and transfer that information to BCII.

Extends by one year the time during which certain inmates may request DNA testing.

Clarifies the applicability of certain provisions of the Department of Rehabilitation and Correction Law to offenders who committed their offense prior to July 1, 1996, and to those who committed their offense on or after that date.

Specifies who collects DNA specimens from a juvenile offender when the juvenile is not committed to the Department of Youth Services or other specified facilities.

Provides that if a person refuses to submit to a DNA specimen collection procedure, that person may be subject to the law regarding arrest of a parolee or other releasee for a specified violation.

Gives the Department of Rehabilitation and Correction rule-making authority over the collection of a DNA specimen from an offender whose supervision is transferred to Ohio from another state.



Sub. H.B. 536

Reps. Schlichter, Latta, Wolpert, McGregor, Reidelbach, Aslanides, S. Smith, Webster, Hollister, Hoops, DeWine, Setzer, Daniels, Schaffer, Collier, Buehrer, Faber, Seaver, Grendell, Gilb, Barrett, Book, Calvert, Core, Domenick, C. Evans, D. Evans, Flowers, Gibbs, Hughes, Niehaus, Perry, Schmidt, Wagner, Widener, Willamowski

Sens. Mumper, Amstutz, Austria, Carey, DiDonato, Padgett, Roberts, Jacobson, Schuring, Schuler, Spada, Wachtmann, White, Miller, Zurz, Harris, Robert Gardner, Randy Gardner, Goodman, Armbruster, Jordan

Effective date: April 15, 2005

Makes theft of anhydrous ammonia a third degree felony.



Am. Sub. S.B. 58

Sens. Jacobson, Stivers, Goodman, Armbruster, Harris, Carey, Brady, Fingerhut, Hottinger, Austria, Carnes, Dann, Randy Gardner, Hagan, Miller, Mumper, Roberts, Zurz

Reps. Willamowski, Gilb, Brown, Latta, Callender, Grendell, Allen, Aslanides, Beatty, Book, Buehrer, Calvert, Carmichael, Cates, Cirelli, Collier, Core, Daniels, DeBose, DeGeeter, Distel, Domenick, Driehaus, C. Evans, D. Evans,

Flowers, Hartnett, Harwood, Hughes, Martin, McGregor, Niehaus, Oelslager, Olman, Otterman, T. Patton, Price, Raga, Reidelbach, Schaffer, Schlichter, Schmidt, Seaver, Setzer, Sferra, Slaby, G. Smith, J. Stewart, Strahorn, Taylor, Walcher, White, Widener, Woodard, Young

Effective date: August 11, 2004

Increases the penalty for the illegal manufacture of drugs from a second degree felony to a first degree felony if the drug involved is any drug included in schedule I or II other than marihuana and the offense is committed in the vicinity of a juvenile or in the vicinity of a school, and increases the penalty from a third degree felony to a second degree felony if the drug involved is included in schedule III, IV, or V and the offense is committed in the vicinity of a juvenile or in the vicinity of a school.

Increases the penalty for illegal cultivation of marihuana one degree depending on the amount of marihuana involved if the offense is committed in the vicinity of a juvenile or in the vicinity of a school.

Increases the penalty for illegal assembly or possession of chemicals for the manufacture of drugs from a third degree felony to a second degree felony if the offense is committed in the vicinity of a juvenile or in the vicinity of a school.

Expands the offense of endangering children to also prohibit a person from allowing a child to be on the same parcel of real property and within 100 feet of, or, in the case of more than one housing unit on the same parcel of real property, in the same housing unit and within 100 feet of, any act in violation of the offenses of illegal manufacture of drugs, illegal cultivation of marijuana, or illegal assembly or possession of chemicals for the manufacture of drugs when the person knows that the offense is occurring and regardless of whether a person is prosecuted for one of these drug offenses that is the basis for the endangering children offense.



Am. Sub. S.B. 146

Sens. Austria, Harris, Randy Gardner, Schuring, Goodman, Robert Gardner, Jacobson, Stivers, Amstutz, Brady, Spada

Reps. Collier, Willamowski, D. Evans, Faber, Barrett, Chandler, Cirelli, Domenick, C. Evans, Fessler, Flowers, Gibbs, Gilb, Hughes, Kearns, Latta, McGregor, Miller, Olman, T. Patton, Perry, Reidelbach, Schaffer, Slaby, G. Smith, Walcher, Widener, Wilson, Wolpert

Effective date: September 23, 2004

Expands the offense of "disrupting public services" to also specifically prohibit a person from knowingly using any computer, computer system, computer network, telecommunications device, or other electronic device or system or the Internet so as to disrupt, interrupt, or impair the functions of any police, fire, educational, commercial, or governmental operations.

Expands the offense of "criminal mischief" to also prohibit a person, without privilege to do so, and with intent to impair the functioning of any computer, computer system, computer network, computer software, or computer program, from knowingly doing either of the following: (1) in any manner or by any means, including, but not limited to, computer hacking as defined in the act, altering, damaging, destroying, or modifying a computer, computer system, computer network, computer software, or computer program or data contained in a computer, computer system, computer network, computer software, or computer program, or (2) introducing a computer contaminant as defined in the act into a computer, computer system, computer network, computer software, or computer program.

Adds language to the prohibition constituting the offense of "unauthorized use of computer, cable, or telecommunication property" that specifies that the prohibition applies to the specified conduct undertaken in any manner and by any means, including, but not limited to, computer hacking as defined in the act, removes from an element of the offense language that referred to the owner authorizing another person to grant access, and modifies the penalty structure for the offense.

Enacts a rule of construction that specifies that any provision of the Revised Code that refers to a section, or to a division of a section, of the Revised Code that defines or specifies a criminal offense must be construed to also refer to an existing or former law of Ohio, another state, or the United States, to an existing or former municipal ordinance, or to an existing or former division of any such existing or former law or ordinance that defines or specifies, or that defined or specified, a substantially equivalent offense.

Removes a chamber of commerce's authority to conduct one raffle a year as permitted by Am. Sub. H.B. 325 of the 125th General Assembly.



S.B. 160

Sens. Wachtmann, Amstutz, Blessing, Carey, Robert Gardner, Goodman, Harris, Jacobson, Jordan, Schuler, Schuring, Spada, Stivers, Fedor, Armbruster, Dann, Padgett

Reps. Gilb, Walcher, DeGeeter, Harwood, Hollister, Reidelbach, Skindell, Slaby, Widowfield, Willamowski, Allen, Aslanides, Barrett, Beatty, Boccieri, Book, Brown, Buehrer, Calvert, Carano, Carmichael, Cates, Chandler, Cirelli, Collier, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Fessler, Flowers, Gibbs, Grendell, Hagan, Hoops, Hughes, Key, Koziura, Latta, Martin, Mason, McGregor, Miller, Niehaus, Oelslager, Otterman, T. Patton, Perry, Price, Raga, Schaffer, Schneider, Setzer, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Sykes, Taylor, Ujvagi, Wagner, Webster, Widener, Woodard

Effective date: April 11, 2005

Specifically identifies vessels as places that are within the offense of criminal child enticement.



Am. S.B. 178

Sens. Spada, Austria, Amstutz, Carey, Harris, Jacobson, Padgett, Armbruster

Reps. Allen, Aslanides, Brown, Calvert, Carmichael, Cates, Clancy, Collier, Core, Daniels, DeBose, Domenick, Driehaus, C. Evans, D. Evans, Faber, Fessler, Flowers, Gibbs, Gilb, Grendell, Hagan, Hollister, Hughes, Kearns, Key, Kilbane, Martin, McGregor, Niehaus, Oelslager, Olman, S. Patton, T. Patton, Peterson, Price, Raga, Raussen, Redfern, Reidelbach, Reinhard, Schaffer, Schlichter, Schmidt, Schneider, Seitz, Setzer, J. Stewart, Strahorn, Taylor, Wagner, Walcher, Webster, Widener, Willamowski, Williams

Effective date: Emergency, January 30, 2004

Enacts mechanisms for: the taking and use in a criminal proceeding or delinquent child proceeding of depositions, including videotaped depositions, of a victim of specified offenses who is a mentally retarded or developmentally disabled person; the closed circuit telecasting into the courtroom of testimony of such a victim that is taken outside the courtroom; the recording outside of the courtroom of the testimony of such a victim for showing in the courtroom; and, in criminal proceedings, the use at trial of preliminary hearing testimony, including recorded preliminary hearing testimony, of such a victim.

Creates the offense of patient endangerment, which prohibits a mental retardation and developmental disabilities (MR/DD) caretaker from creating a substantial risk to the health or safety of a mentally retarded or developmentally disabled person, and prohibits a person who owns, operates, administers, or is an agent of a care facility from condoning

or knowingly permitting any such conduct by an MR/DD caretaker under that person's control.

Provides certain exemptions and affirmative defenses to the patient endangerment offense, including exemptions regarding treatment by spiritual means through prayer alone, in accordance with the tenets of a recognized religious denomination.

Prohibits an MR/DD employee from engaging in any sexual conduct or having any sexual contact with a person with mental retardation or another developmental disability for whom the employee is employed or under a contract to provide care and who is not the MR/DD employee's spouse.

Modifies provisions of continuing law regarding reporting of abuse or neglect of a person with mental retardation or a developmental disability by: (1) also requiring a person in any profession that is subject to the mandatory reporting requirement to make a report when the person has reason to believe that a person with mental retardation or a developmental disability faces a substantial risk of suffering any wound, injury, disability, or condition of such a nature as to reasonably indicate abuse or neglect, and also permitting a discretionary report to be made by any person in similar circumstances, (2) revising the entity to which the mandatory reports must be made, or the discretionary reports may be made, in specified circumstances, (3) limiting the application of the mandatory reporting provisions to clergymen and persons who render spiritual treatment through prayer to circumstances in which they are employed in a position that includes providing specialized services to an individual with mental retardation or another developmental disability and are acting in that official or professional capacity, (4) adding a limited exemption from the mandatory reporting requirement for attorneys and physicians, (5) specifying that any person who is an MR/DD employee and fails to make a report under the mandatory reporting provisions is eligible to be included in the registry regarding abuse by MR/DD employees, (6) requiring a county board of mental retardation and developmental disabilities (county board of MR/DD) that receives a report in circumstances that it believes are an emergency to attempt a face-to-face contact with the alleged victim within one hour, (7) requiring investigations of a mandatory or discretionary report by a law enforcement agency or the Department of Mental Retardation and Developmental Disabilities (DMRDD) to be in accordance with the memorandum of understanding prepared under the act's provisions, (8) revising the penalties provided for specified violations of the reporting law, and (9) requiring DMRDD to adopt rules under the Administrative Procedure Act that provide standards for the substantiation of reports of abuse or neglect that are filed under the mandatory and discretionary reporting provisions.

Requires each county board of MR/DD to prepare a memorandum of understanding related to abuse, neglect, and exploitation of persons in the county who are mentally retarded or developmentally disabled.

Revises provisions of generally continuing law regarding reports of abuse, neglect, and misappropriation of property by an MR/DD employee and the registry of MR/DD employees who have engaged in such conduct by: (1) requiring DMRDD to review a report that it receives from a prosecutor when DMRDD receives it, (2) expanding the duties of DMRDD following its investigation, (3) modifying the matters that a hearing officer must determine at a hearing conducted regarding the report, and requiring the hearing officer and DMRDD's Director to consider any relevant facts presented at the hearing, (4) requiring the hearing officer to give weight to relevant facts presented at the hearing, (5) repealing the prohibition against DMRDD's Director including in the registry of MR/DD employees an individual who has been found not guilty of an offense arising from the same facts as the allegation in question, (6) requiring that the disposition of a criminal proceeding regarding the same allegation be noted on the registry next to the employee's name, (7) clarifying what DMRDD must consider at the hearing, and (8) specifying that, if the Administrative Procedure Act requires DMRDD to give notice of an opportunity for a hearing and the employee subject to the notice does not timely request a hearing, DMRDD is not required to hold one.

Requires DMRDD, each county board of MR/DD, and other specified entities and persons to annually notify each MR/DD employee of the conduct for which an MR/DD employee may be included in the registry regarding misappropriation, abuse, neglect, or other misconduct by MR/DD employees.

Provides for an independent investigation or review of major unusual incidents reported to DMRDD.

Requires the prosecutor, in any case involving a victim that the prosecutor knows is a mentally retarded or developmentally disabled person, to send written notice of the charges to DMRDD.

Modifies provisions regarding a probate court's issuance of an order authorizing a county board of MR/DD to arrange services for an adult with mental retardation or a developmental disability by: (1) extending the period for the provision of services under the order to six months, and extending the possibility of renewal of the services to an additional six months, (2) enacting provisions regarding temporary orders related to protective services, (3) enacting provisions regarding the issuance by telephone of *ex parte* emergency orders for protective services by a probate court or magistrate on receipt of a notice from the county board or an authorized employee of the county board, (4) providing procedures and guidelines regarding the orders, (5) requiring the board to develop a detailed protective service plan, and (6) making other related changes.

Expands the list of convictions for which the Bureau of Criminal Identification and Investigation checks when conducting a criminal records check of persons under final consideration for appointment or employment with DMRDD, county boards of

MR/DD, or entities under service contracts with a county board and the list of disqualifying offenses to include the offense of patient endangerment enacted by the act.

Enacts a mechanism to be used if the Governor announces an intent to close any developmental center of DMRDD, and provides in the mechanism for an independent study by the Legislative Service Commission, the appointment of an MRDD Developmental Center Closure Commission to conduct public hearings on and study the issue, and the Commission's preparation and submission of a report to the Governor containing nonbinding recommendations as to the closure of any center or centers.

Requires specified health care, emergency, and law enforcement personnel to notify the office of the coroner when any mentally retarded or developmentally disabled person dies regardless of the circumstances.

Permits DMRDD or a county board of MR/DD to seek a court order for an autopsy or post-mortem examination of a person with mental retardation or a developmental disability who dies under circumstances that DMRDD or the county board has a good faith reason to believe are suspicious and the coroner, after being apprised of the circumstances, declines to conduct an autopsy.

Clarifies that a provision requiring a court to appoint an interpreter to assist a party or witness to a legal proceeding applies to the language and descriptions of any mentally retarded or developmentally disabled person who cannot be reasonably understood, or who cannot understand questioning, without the aid of an interpreter, and provides evaluation standards for the appointment of those interpreters that must be complied with before the appointment, permits an interpreter to aid the parties in formulating methods of questioning the person with mental retardation, and requires interpreters to take an additional oath.

Expands the professions that are subject to the continuing mandatory child abuse and neglect reporting provision to also include superintendents, board members, and employees of a county board of MR/DD, investigative agents contracted with by a county board, and employees of DMRDD.



ECONOMIC DEVELOPMENT

Sub. H.B. 427

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

Reps. Martin, Calvert, Hoops, C. Evans, D. Evans, Faber, Flowers, Hughes, T. Patton, Schmidt, Schneider, Trakas, Aslanides, Collier, Domenick, Gibbs, Gilb, Hagan, Oelslager, Reidelbach, Walcher

Sens. Amstutz, Harris, Randy Gardner, Austria, Carey, Hottinger, Mumper, Schuler, Spada, Mallory, Schuring, Padgett, Armbruster, Jacobson, Nein, Robert Gardner, Fedor, DiDonato, Prentiss

Effective date: Emergency, June 9, 2004

Subject to school board approval, increases from ten to fifteen years the period for which enterprise zone agreements or urban jobs and enterprise zone agreements may exempt real and tangible personal property from taxation and may require the provision of governmental services or assistance to project sites.

Requires an enterprise zone agreement to contain a clause requiring the business to repay the amount of forgone property taxes if, during any three-year period, the business fails to create or retain at least 75% of the number of employee positions estimated to be created or retained under the agreement during that period.

Addresses the priority of multiple tax exemptions under tax increment financing and related economic development programs and also enforcement, reporting, and other issues concerning those programs.

Establishes a mechanism for reimbursing counties for a portion of forgone property tax revenue when a municipal corporation or township creates an incentive district and applies for tax exemptions on behalf of property owners located within the incentive district.

Authorizes a municipal corporation or township to enter into an agreement with a county providing an alternative arrangement to the reimbursement mechanism, which may provide for payments to the county by the municipal corporation or township.

Establishes an identical mechanism to reimburse townships for a portion of forgone revenue resulting from a county incentive district.

If a municipal corporation, county, or township intends to create an incentive district and apply for an exemption from taxation on behalf of property owners, requires

notification to property owners located within the proposed incentive district and a public hearing.

With respect to county incentive districts, requires notification of townships in which a proposed incentive district will be located if the county intends to apply for an exemption from taxation on behalf of property owners located within the proposed incentive district.

Broadens the definition of "brownfield" for purposes of the Clean Ohio Brownfield Revitalization Program.

Establishes a lien for a moldbuilder in the plastic or metal-forming industries.

Establishes a minimum population requirement for a single county to be considered a local area under the workforce development system.

Establishes the Industrial Site Improvement Program under which the Director of Development is authorized to provide grants of up to \$1 million to eligible counties for the purpose of improving commercial or industrial areas.

Requires an eligible county applying for a grant under the Industrial Site Improvement Program to specify how the grant will create new jobs or preserve existing jobs and employment opportunities in the county.

Appropriates \$5 million for the Industrial Site Improvement Program.

Modifies the law authorizing payments to municipal corporations and counties that attract federal jobs.

Prevents the repeal of the Employee Ownership Assistance Program that was to take effect December 31, 2004.

Makes an appropriation of \$25.8 million to the Department of Development from the Job Development Initiatives Fund for Investment in Training Expansion, the Worker Guarantee Program, and Wright Operating Grants.

Authorizes the conveyance of state-owned real estate in Hamilton County to the board of county commissioners of Hamilton County.



Sub. S.B. 165

Sens. Schuring, Schuler, Fedor, Dann, Harris

Reps. D. Evans, Miller, S. Patton, Hagan, Schmidt, Willamowski

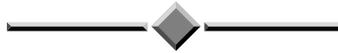
Effective date: March 23, 2005

Authorizes a statutory lien to secure the performance of obligations by recipients of development loans, grants, and loan guarantees made pursuant to Section 13, Article VIII of the Ohio Constitution.

Authorizes a statutory lien on exempted property to secure the performance of obligations under a tax exemption agreement entered into in connection with an enterprise zone or community investment area.

Concerning tax increment financing, authorizes a statutory lien on exempted property to secure any required reimbursements to local taxing authorities of the amount of taxes that would have been payable had the property not been exempted.

Authorizes a statutory lien on exempted property to secure service payments made in lieu of taxes under a development agreement entered into as part of an urban renewal area or community redevelopment corporation program.



EDUCATION

Am. Sub. H.B. 106

Reps. Williams, Otterman, McGregor, Hartnett, Hagan, Perry, Gilb, Koziura, Widowfield, Young, Boccieri, Willamowski, Aslanides, Carano, Chandler, Cirelli, Clancy, Collier, DeBose, Domenick, C. Evans, Flowers, Gibbs, Grendell, Harwood, Kilbane, Latta, Martin, Niehaus, T. Patton, Peterson, Schlichter, Schmidt, Setzer, Sferra, J. Stewart, Taylor

Sens. Coughlin, Padgett, Zurz, Robert Gardner, Harris, Spada

Effective date: September 16, 2004; Section 5 and certain other provisions effective June 17, 2004

Requires that upon a child's discharge or release from the custody of the Department of Youth Services (DYS), specified records pertaining to the child be provided to the juvenile court that committed the child to DYS custody and to the superintendent of the child's resident school district.

Prohibits the admission of a child discharged or released from DYS custody to a school in the child's resident school district until the superintendent receives the required records from DYS.

Specifies that a school district's policy on criteria for assignment of students to an alternative school may include assignment to such a school of any child released from the custody of DYS.

Makes DYS eligible for grants and services from the Ohio SchoolNet Commission.

Requires the State Board of Education to request a criminal records check of a first-time applicant prior to issuing an educator license.

Requires public children services agencies to notify specified school authorities of investigations into alleged child abuse or neglect involving a school or educational service center (ESC).

Requires the county probate court, instead of the ESC governing board as under prior law, to perform the duties of the board of education of a local school district if the school board fails to carry out those duties or to fill a vacancy.

Exempts limited English proficient students who have been enrolled in U.S. schools for less than one full school year from certain testing and accountability requirements.

Eliminates the deadline for the State Board of Education to issue one-year conditional teaching permits in the area of intervention specialist, thereby allowing the State Board to continue issuing them indefinitely.

Clarifies the procedures for awarding stipends to teachers who are certified by the National Board for Professional Teaching Standards.

Requires the Department of Education to use a continuing FY 2005 appropriation to contract for the operation of a safe school help line at a rate of \$1.80 per participating student unless insufficient funds require a lower per student rate.

Clarifies the method for calculating the transitional aid subsidy to school districts in FY 2005.

Explicitly authorizes any political subdivision to purchase services or supplies through a reverse auction, and specifies that a reverse auction satisfies competitive bidding requirements.

Permits any county with a population of 500,000 or more to use an alternative procedure in continuing law to establish a regional arts and cultural district.



Am. H.B. 493

Reps. Hoops, Husted, J. Stewart, Aslanides, C. Evans, T. Patton, Willamowski, Latta, Seitz, Raga, Schaffer, Flowers, Setzer, G. Smith, Kearns, McGregor, Hughes, Schmidt, Ujvagi, D. Evans, Combs, Faber, Widener, Taylor, Schlichter, Slaby, Widowfield, Wolpert, Carmichael, Collier, Hartnett, Skindell, Carano, S. Patton, Miller, Seaver, Perry, Cirelli, Chandler, Otterman, Beatty, Brown, D. Stewart, Key, Mason, Allen, Barrett, Calvert, Clancy, Daniels, DeBose, DeGeeter, Domenick, Gibbs, Gilb, Harwood, Martin, Niehaus, Olman, Price, Reidelbach, S. Smith, Strahorn, Walcher, Wilson

Sens. Coughlin, Robert Gardner, Randy Gardner

Effective date: May 18, 2005

Designates the fourth week of September of each year as Parent's Week.

Eliminates a child support enforcement agency's authority to order certain payors to make payments to the Office of Child Support.

Provides that, if an employer payor who is subject to a child support withholding notice willfully fails to comply with it or failed to comply with a withholding notice three times in 12 consecutive months, a court may issue an order requiring one or both of the following: (1) payment of support by electronic transfer of funds from the bank account of the employer, or (2) a civil penalty, in addition to any other penalty, of up to 50% of the amount not withheld or not timely forwarded to the Office of Child Support.

Requires a child support enforcement agency, when investigating whether a child support order should terminate, to determine whether the amounts being paid under the order should be impounded because continued receipt and disbursement would result in an overpayment, and modifies the criteria that determine when an agency must order the impoundment of funds received for child support or submit to the court an order for impoundment so that, in addition to determining that the order should terminate, the agency must determine that the amounts being paid under the order should be impounded for that reason.

Authorizes the Director of Job and Family Services to adopt rules regarding a form for requests by a child support enforcement agency for a court impoundment order.

Specifies that adequate yearly progress for school districts and buildings must be calculated in accordance with the No Child Left Behind Act (NCLB).

Changes the criteria for imposing sanctions on school districts under NCLB.

Requires the Ohio Department of Education to submit to each member of the Senate and House Education Committees: (1) a written description of changes in federal NCLB rules and policies each time such changes are made, and (2) if the Department proposes to change Ohio's NCLB policies and procedures, a written outline of existing Ohio policy and description of the changes that the Department proposes to make.

Beginning July 1, 2005, prohibits the Ohio Department of Education from making changes in Ohio's NCLB policies and procedures based on changes in federal policies or rules unless the General Assembly adopts a concurrent resolution approving those changes.

Qualifies teachers employed by chartered nonpublic schools for annual stipends for holding valid certificates issued by the National Board for Professional Teaching Standards.

Requires the Ohio Department of Education to pay National Board stipends to qualified nonpublic school teachers for the 2003-2004 school year.

Allows students who otherwise must pass the ninth grade proficiency tests for a high school diploma to substitute passage of the Ohio Graduation Test in a particular subject for passage of the ninth grade test in the same subject to satisfy that testing requirement.

Requires school districts to grant professional leave to their employees who are members of the Educator Standards Board.



Am. Sub. S.B. 2

Sens. Robert Gardner, Prentiss, Mumper, Goodman, Harris, Spada, Carnes, Blessing, Armbruster, Miller, Roberts, Stivers, Zurz, Dann, Hagan, Brady

Reps. Setzer, C. Evans, Callender, Chandler, Carano, Barrett, Domenick, Flowers, Key, Price, Schlichter, Skindell, Strahorn

Effective date: June 9, 2004; Section 16 and certain other provisions effective March 10, 2004

Governor's Commission recommendations

Creates an Educator Standards Board to develop and submit to the State Board of Education recommendations for statewide educator standards and to carry out other functions recommended by the Governor's Commission on Teaching Success.

Directs the Department of Education to establish a state office within the Department to support the Educator Standards Board.

Requires school districts to use professional development standards developed by the Educator Standards Board.

Directs the State Board of Education to create guidelines for the evaluation of principals and teachers.

Requires that school district and building report cards include the number of "master teachers" employed by the district or building.

Eliminates the authority of the State Board of Education to issue temporary educator licenses for employment as a superintendent or in another administrative position.

Requires the State Board of Education to create an alternative principal license and an alternative administrator license.

Establishes a Credential Review Board, appointed by the State Board of Education, to perform duties with respect to assessing alternative pathway educators and out-of-state educators seeking licensure in Ohio.

Requires the Ohio School Facilities Commission to consider whether its design standards support standards recommended by the Governor's Commission on Teaching Success.

Requires the Ohio Board of Regents to adopt rules establishing a system of statewide articulation agreements for teacher education programs among state institutions of higher education by April 15, 2005.

Directs the Legislative Office of Education Oversight (LOEO) to study minimum teacher salaries in Ohio and selected other states and report findings by September 30, 2004.

Requires the development of proposals for several programs recommended by the Governor's Commission on Teaching Success.

Requires the Department of Education to define the term "hard to staff" school within 90 days of the act's effective date.

Requires the Department of Education, when sufficient funding is available, to develop a pilot project in at least two school districts that contain "hard to staff" schools.

Establishes a grant program for school districts that choose to implement specific changes within a "hard to staff" school.

Implements other recommendations of the Governor's Commission on Teaching Success.

Educator licensing

Eliminates the authority of the State Board of Education to issue internship certificates.

Restricts the application of a delayed effective date for educator licensing rules adopted, amended, or rescinded by the State Board of Education only to cases where the proposed rule, amendment, or rescission will necessitate curriculum changes in college and university teacher preparation programs instead of application to all rulemaking actions regarding educator licensing rules as under prior law.

Prescribes the timing of subject area testing for applicants for the provisional educator license who are employed as intervention specialists under the alternative educator license.

Provides a qualified immunity for teacher performance assessors, trainers, and coordinators and for teacher performance assessment entities in civil actions concerning performance assessments of candidates for the professional educator license.

Expands the rulemaking authority of the State Board of Education with respect to allowing school districts, community schools, and chartered nonpublic schools to hire teachers considered to be rehabilitated from past offenses.

Authorizes the State Board of Education or the Superintendent of Public Instruction to issue subpoenas, take depositions, and compel production of evidence in pre-hearing investigations of educator license applicants or holders.

Requires the State Board of Education to adopt rules establishing standards and requirements for issuing permits to individuals who are not licensed educators, but who wish to be employed by school districts to direct, supervise, or coach pupil-activity programs.

Requires the State Board of Education to permit college and university teacher education programs to meet the standards of either of two specified accreditation organizations if the State Board requires the programs to meet the standards of an independent accreditation organization.

Other education law changes

Requires school districts that receive federal Title I funds to hire only "highly qualified teachers" after July 1, 2002, as required by the No Child Left Behind Act of 2001.

Requires school districts to notify the parents of each child enrolled in a Title I school of the qualifications of their child's teachers upon request.

Clarifies the due dates and methodology of several studies conducted by LOEO.

Repeals the requirement that LOEO issue an annual composite report on community schools.

Repeals the requirement that the Ohio SchoolNet Commission maintain a clearinghouse of information for classroom teachers.

Generally limits school districts to spending a combined total of an amount equal to 20% of their Title I funds to pay for transportation for students transferring under public school choice and for supplemental educational services.

Requires school districts with a three-year average graduation rate of 75% or less, in addition to academic watch and academic emergency districts as under continuing law,

to administer practice versions of the Ohio Graduation Tests (OGT) to ninth grade students.

Clarifies other requirements related to the administration of practice versions of the OGT.

Requires the eighth grade social studies achievement test to be phased in beginning in the 2006-2007 school year, which is one year earlier than under prior law.

Specifies a date range for the summer administration of the third grade reading achievement test.

Extends the deadline for adoption of diagnostic assessments by the State Board of Education to July 1, 2008.

Requires school districts and community schools to administer diagnostic assessments to transfer students only if the students have not taken the assessments at another school or district in the current school year.

Permits school districts and community schools to administer the kindergarten readiness assessment prior to a child's enrollment in kindergarten.

Makes technical corrections to the law denying state financial aid to college students convicted of riot-related offenses.

Provides that school districts, subject to board of education policy, may administer prescriptions written by specified individuals who are "authorized by law to prescribe drugs or dangerous drugs or drug therapy related devices," including licensed physicians, as under continuing law, and other specified licensed individuals, as added by the act.

Removes a provision from prior law that permitted a parent of an autistic child that received a scholarship under the Pilot Project Special Education Scholarship Program to use that scholarship to pay for the child to attend an alternative special education program while also enrolling in services provided by the child's resident school district.

Changes the due date of the report of the Ohio Autism Task Force to November 26, 2004, instead of June 26, 2004, as under prior law.

Adjusts funding earmarks for the Head Start and Head Start Plus programs.

Clarifies provisions of law regarding the sponsorship of community schools by a tax-exempt entity that succeeds the University of Toledo Board of Trustees or its designee as a school sponsor.

Requires the Department of Education to make state Disadvantaged Pupil Impact Aid (DPIA) payments in FY 2004 and FY 2005 to school districts that did not receive DPIA payments in FY 2003.

Stipulates the methodology for calculating and making DPIA payments to community schools in FY 2004 and FY 2005.

Prohibits an Internet- or computer-based community school (E-school) from contracting for instructional space at any nonpublic school.

Permits the Chancellor of the Ohio Board of Regents to provide funding for Kent State University's Columbus Program in Intergovernmental Issues.

Permits a member of a school district board of education to have a monetary interest in a board contract under specified conditions.

Allows a member of the governing board of an agency or political subdivision that contracts with a county mental retardation and developmental disabilities (MR/DD) board for services to be employed by that MR/DD board with certain restrictions.



Sub. S.B. 79

Sens. Stivers, Mumper, Miller

Reps. Setzer, Carano, Chandler, C. Evans, Cirelli, Domenick, Flowers, Key, Otterman, Price, Slaby, G. Smith, Wolpert

Effective date: September 16, 2004

Permits school district boards of education and governing boards of educational service centers to adopt a resolution establishing procedures for a nonpartisan primary election to nominate candidates for positions as members of those boards.

Limits the holding of a primary election for nominating candidates to a school district or educational service center board to years in which the number of candidates for nomination is more than twice the number of available seats on the board at the general election.

Specifies that a resolution establishing procedures for a primary election cannot be rescinded for at least five years.



Am. Sub. S.B. 224

Sen. Padgett

Reps. D. Evans, Aslanides, Carano, Distel, Domenick, C. Evans

Effective date: March 31, 2005

Authorizes technical colleges that are not co-located with another institution of higher education to use general revenue or proceeds from the issuance of revenue bonds to acquire, construct, or maintain housing and dining facilities.

Permits reappointment of a person to a board of trustees of a state university or the Medical College of Ohio at Toledo, but only after a period of four years has elapsed since the last day of the term for which the person previously served.



ELECTIONS

Am. Sub. H.B. 1 Special Session

Reps. DeWine, White

Sens. Randy Gardner, Jacobson, Harris, Hottinger, Mumper

Effective date: March 31, 2005

Electioneering communications

Defines numerous terms for the purpose of regulating electioneering communications.

Specifies that a contribution, as defined under the Electioneering Communication Law, that is made, received, or used to pay the direct costs of producing or airing an electioneering communication is not a "contribution" for the general purposes of the Campaign Finance Law.

Requires any person intending to make a disbursement for the direct costs of producing or airing electioneering communications to file a notice of that intent with the office of the Secretary of State prior to making such a disbursement.

Requires a person that makes a disbursement to electronically file with the Secretary of State's office, within 24 hours of the first disclosure date and weekly thereafter under specified circumstances, a disclosure of electioneering communications statement containing specified information.

Establishes a fine of not more than \$10,000 plus not more than \$1,000 per day for a person that fails to timely file a required notice that the person intends to make electioneering communications or that fails to file a required disclosure of electioneering communications statement.

Generally applies the provisions of the Campaign Finance Law that are applicable to the filing of campaign finance statements by electronic means of transmission to the filing of disclosure of electioneering communications statements by electronic means of transmission.

Requires the Secretary of State to store on computer the contribution and disbursement information contained in disclosure of electioneering communications statements and to make that information available online to the public through the Internet.

Requires a statement to appear or be presented in each electioneering communication that: (1) clearly indicates that the communication is not authorized by the candidate or the candidate's campaign committee, and (2) clearly identifies the person making the disbursement for the communication.

Specifies that any coordinated electioneering communication is an in-kind contribution to the candidate by the person making disbursements to pay the direct costs of producing or airing that communication.

Prohibits a person, during the 30 days preceding a primary or general election, from making any broadcast, cable, or satellite communication that refers to a clearly identified candidate using any contributions received from a corporation or labor organization, and establishes penalties for violation of the prohibition.

Specifies that, during the 30 days preceding a primary or general election, any disbursement to pay the direct costs of producing or airing a broadcast, cable, or satellite communication that refers to a clearly identified candidate must be considered to be made for the purpose of influencing the results of that election and must be reported as an expenditure or as an independent expenditure.

Specifies that a corporation or labor organization engaging in electioneering communications does not violate the general prohibition against corporations and labor unions using their money or property for partisan political purposes.

Generally applies the law regarding complaints made to the Ohio Elections Commission alleging violations of the Campaign Finance Law to alleged violations of the act's electioneering communication provisions.

Prohibits a person from making a contribution to a person that makes disbursements to pay the direct costs of producing or airing electioneering communications in the name of another person.

Generally prohibits a person intending to make a disbursement for the direct costs of producing or airing electioneering communications from making those disbursements using any contributions that the person received before the act's effective date, but permits the use of those contributions if specified information is reported.

Campaign contribution limits

Revises the amounts of contributions that may be made by individuals and various political entities.

Generally makes parallel changes to the amounts of contributions that various political entities may accept.

Specifies that a campaign committee is no longer a "designated state campaign committee" after the committee's candidate changes the designation of treasurer to indicate that the person intends to be a candidate for, or becomes a candidate for nomination or election to, any office that would not qualify the candidate's campaign committee as a designated state campaign committee.

Prohibits a county political party from making a contribution to another county political party.

Prohibits a campaign committee from making a contribution or contributions to a county political party for the party's state candidate fund unless the campaign committee's candidate will appear on the ballot in that county or unless the candidate is the holder of an elected public office that represents all or part of the population of that county.

Revises the formula for calculating adjustments to contribution limits under the Campaign Finance Law by requiring calculated amounts to be aggregated until the resulting amount equals or exceeds \$100, at which time the contribution limit must be adjusted.

Prohibits a campaign committee of a candidate for the office of member of the General Assembly, including a designated state campaign committee, from accepting a transfer or contribution of cash or cash equivalents from any one or a combination of state candidate funds of county political parties aggregating, in a primary election period or in a general election period, more than \$100,000 for a Senate candidate or \$50,000 for a House of Representatives candidate.

Prohibits a campaign committee of a statewide candidate from accepting contributions aggregating more than \$250,000 in a primary election period or in a general election period from any one or a combination of county political party state candidate funds.

Prohibits an individual who is under seven years of age from making a contribution, and prohibits political entities from knowingly accepting a contribution from an individual who is under seven years of age.

Political party funds

Funds of party, generally

Specifies that all loans, gifts, and other donations that are made, received, or used by a state or county political party, other than moneys received from the Ohio Political Party Fund, gifts received for a party's building fund, gifts that a party may receive for its restricted fund, or gifts that a party may receive for a Levin account, must be considered "contributions" for the purpose of filing campaign finance statements.

Specifies that all disbursements or uses of contributions by a state or county political party are expenditures, must be considered to be made for the purpose of influencing the results of an election or as a charitable donation, and must be included on campaign finance statements.

Restricted funds

Requires a state or county political party to establish a restricted fund that is separate from all other accounts of the political party and to deposit into that fund: (1) all public moneys that the party receives from the Ohio Political Party Fund, and (2) all gifts made to or accepted by the political party from a corporation or labor organization subject to the applicable limits.

Permits a state or county political party to deposit into its restricted fund any gifts made to or accepted by the political party from a source other than a corporation or labor organization.

Limits to \$10,000 per calendar year the amount that a corporation or labor organization may give to a political party's restricted fund and the amount that a political party's restricted fund may accept from any one corporation or labor organization in a calendar year, and establishes fines for violations of the limit.

Specifies that gifts given to a state or county political party for the party's restricted fund do not constitute "contributions" for the purpose of the Campaign Finance Law.

Specifies that moneys in a state or county political party's restricted fund may be disbursed to pay costs incurred for any of the purposes for which Ohio Political Party Fund moneys may be used.

Prohibits a state or county political party from transferring any moneys from the restricted fund to any account of the political party into which contributions may be made or from which contributions or expenditures may be made.

Prohibits a state or county political party from depositing contributions into, or making contributions or expenditures from, its restricted fund and from transferring any money in the party's restricted fund to any other state or county political party.

Generally requires a state or county political party to file deposit and disbursement statements, in the same manner as the party is required to file contribution and expenditure statements, regarding all deposits made into, and all disbursements made from, the party's restricted fund.

Requires the Secretary of State to store on computer the information contained in deposit and disbursement statements that are required to be filed with the office of the

Secretary of State by state and county political parties and to make that information available online to the public through the Internet.

Generally applies the provisions of the Campaign Finance Law applicable to the filing of campaign finance statements by electronic means of transmission to the filing of deposit and disbursement statements by electronic means of transmission.

Specifies that a corporation or labor organization making gifts to a state or county political party's restricted fund does not violate the general prohibition against corporations and labor organizations using their money or property for partisan political purposes.

Requires the Auditor of State to audit the restricted funds of state and county political parties to verify that the moneys in those funds are expended in accordance with law.

Requires the Tax Commissioner to distribute moneys in the Ohio Political Party Fund to political parties in the manner provided for under continuing law after deducting from those moneys the costs that the Auditor of State will incur for conducting audits of state and county political party restricted funds.

Generally applies the law regarding complaints made to the Ohio Elections Commission alleging violations of the Campaign Finance Law to alleged violations of the act's restricted fund provisions.

State candidate funds

Prohibits individuals from making a contribution or contributions to the state candidate fund of a county political party of any county other than the county in which the individual's designated Ohio residence is located.

Prohibits a political action committee from making a contribution or contributions to a county political party for the party's state candidate fund.

Requires county political parties to file their campaign finance statements, with respect to their state candidate funds, by electronic means of transmission to the office of the Secretary of State.

Requires the Secretary of State to store on computer the information contained in contribution and expenditure statements that are filed by county political parties with respect to their state candidate funds and to make that information available online to the public through the Internet.

Generally applies the provisions of the Campaign Finance Law applicable to the filing of campaign finance statements by electronic means of transmission to county

political parties filing statements with respect to their state candidate funds by electronic means of transmission.

Requires a county political party that has a state candidate fund in existence on the act's effective date, by 4 p.m. on that effective date, to disburse the moneys in the fund in accordance with the provisions of the Campaign Finance Law that were in effect prior to that effective date, and requires that state candidate fund to be abolished not later than 4 p.m. on that effective date.

Prohibits a county political party that establishes a state candidate fund under the act from transferring into that fund any moneys that were in a county political party's state candidate fund established prior to the act's effective date.

Levin accounts

Permits state political parties to establish Levin accounts and to accept gifts to those accounts to defray costs incurred for voter registration, voter identification, get-out-the-vote, or generic campaign activities.

Permits any person, including a for-profit or nonprofit corporation, but not including a public utility, to make gifts to a Levin account, limits to \$10,000 per calendar year in which a candidate for federal office will appear on the ballot in Ohio the amount that a corporation, nonprofit corporation, or labor organization may give to a Levin account, and prohibits the latter entities from making gifts to a Levin account in any year when no candidate for federal office will appear on such a ballot.

Specifies that a corporation, nonprofit corporation, or labor organization making gifts to a state political party's Levin account does not violate the general prohibition against corporations and labor organizations using their money or property for political purposes.

Requires a state political party that receives gifts for a Levin account to file, by electronic means of transmission to the Secretary of State's office, statements regarding the gifts received by and disbursements made from that account, and specifies the information that must be included in those statements.

Requires the Secretary of State to store on computer the information contained in gift and disbursement statements that are filed by state political parties with respect to their Levin account and to make that information available online to the public through the Internet.

Generally applies the provisions of the Campaign Finance Law applicable to the filing of campaign finance statements by electronic means of transmission to the filing of gift and disbursement statements regarding Levin accounts.

Generally applies the law regarding complaints made to the Ohio Elections Commission alleging violations of the Campaign Finance Law to alleged violations of the act's Levin account provisions.

Previously undisclosed funds

Specifies that no moneys in any fund or account of a political party that were not subject to disclosure under former law may be disbursed, transferred into another fund or account of the political party, or otherwise used by the political party on or after the act's effective date unless the contributors of those moneys are disclosed prior to that effective date in accordance with the Campaign Finance Law's campaign finance statement provisions.

Campaign finance statement filing requirements

In general

Adds to the continuing schedule for filing statements of contributions and expenditures a statement to be filed not later than 4 p.m. of the last business day of July of every year to reflect contributions received and expenditures made from the close of business on the last day reflected in the last previously filed statement, if any, to the close of business on the last day of June of that year.

Specifies that the new semiannual statement is not required for any year in which a campaign committee, political action committee, legislative campaign fund, or political party is required to file a postgeneral election statement.

Generally applies the provisions of continuing law applicable to annual campaign finance statements to the new semiannual statement.

Increases the aggregate amount of contributions received from a contributor that will require a campaign committee of a statewide candidate to file a two-business-day statement from contributions exceeding \$2,500 to contributions exceeding \$10,000.

Increases the aggregate amount of contributions received from a contributor that will require a campaign committee of a candidate for the office of Chief Justice or Justice of the Supreme Court to file a two-business-day statement from contributions exceeding \$500 to contributions exceeding \$10,000.

Requires, on a statement of contributions received, any campaign committee of a statewide candidate, any campaign committee of a candidate for the office of member of the General Assembly, and any political action committee, legislative campaign fund, or political party that is required to file campaign finance statements electronically, which receives a contribution from an individual that exceeds \$100 to identify the name of the

individual's current employer, if any, or, if the individual is self-employed, the individual's occupation and the name of the individual's business, if any.

Requires any individual who makes a contribution that exceeds \$100 to a campaign committee of a statewide candidate, a campaign committee of a candidate for the office of member of the General Assembly, or a political action committee, legislative campaign fund, or political party to provide the name of the individual's current employer, if any, or, if the individual is self-employed, the individual's occupation and the name of the individual's business, if any, to the recipient of the contribution at the time the contribution is made.

Requires the Secretary of State to make available online through the Internet the contribution and expenditure information for candidates for a particular office when the information for all candidates for the particular office is available or as soon as the applicable filing deadline has passed, whichever is sooner.

Permits a post office box number to be used as an "address" on campaign finance statements under specified circumstances.

Electronic filing opt-out

Requires the Secretary of State to adopt rules containing specified criteria to permit certain campaign committees that would otherwise be required to file campaign finance statements by electronic means of transmission to the office of the Secretary of State instead to file those statements on paper.

Requires the alternate process to be in effect and available for use for all campaign finance statements that are required to be filed on or after June 30, 2005, and specifies that, if the process is not in effect and available for use, all penalties for the failure of campaign committees to file electronically must be suspended until the process is in effect and available for use.

Provides that any campaign committee that files campaign finance statements pursuant to this process must be deemed to have filed those statements by electronic means of transmission to the office of the Secretary of State.

Political contributions deducted by employers or labor organizations

Prohibits a corporation, a nonprofit corporation, an employer, or a labor organization from obtaining specified contributions on an automatic basis pursuant to a payroll deduction plan from an individual who did not make those contributions before the act's effective date unless the individual affirmatively consents to the contributions in writing.

Specifies that those provisions prevail over conflicting agreements between labor organizations and public employers that are entered into on or after the act's effective date under the Collective Bargaining Law.

Use of corporation and labor organization funds for political purposes

Repeals and re-enacts with changes the statute that generally prohibits corporations and labor organizations from using money or property of the corporation or labor organization for political purposes.

Specifies that the placement of a campaign sign on the property of a corporation, nonprofit corporation, or labor organization does not violate the general prohibition against those entities using property for political purposes.

Specifies that the use by a corporation or labor organization of its money or property for communicating information is not a violation of the general prohibition against using money or property for political purposes if the communication: (1) is not made by mass broadcast, (2) is not made by advertising in a newspaper of general circulation, and (3) is sent exclusively to specified individuals or unintentionally to a de minimus number of other individuals.

Expansion of electronic filing of campaign finance statements to certain judicial candidates

Permits, and in certain circumstances requires, campaign committees of candidates for the office of judge of a court of appeals to file campaign finance statements by electronic means of transmission to the office of the Secretary of State in the same manner as candidates for office of the member of General Assembly file those statements.

Generally applies the provisions of the Campaign Finance Law applicable to the filing of campaign finance statements by electronic means of transmission by campaign committees of candidates for the office of member of the General Assembly to campaign committees of candidates for the office of judge of a court of appeals.

Contributions by partners or owners of unincorporated businesses

Requires a contribution that is made by a partner of a partnership or an owner or member of another unincorporated business from the funds of that partnership or other unincorporated business to be identified, on campaign finance statements, by both the name of the partnership or other unincorporated business and the name of the partner, owner, or member making the contribution.

Prohibits a partnership or other unincorporated business from making a contribution or contributions solely in the name of the partnership or other unincorporated business.

Political entities regulated by Campaign Finance Law

Elimination of political contributing entities

Eliminates all references in the Revised Code to "political contributing entities," which were defined under former law as any entity, including a corporation or labor organization, that could lawfully make contributions and expenditures and that was not an individual or a political action committee, continuing association, campaign committee, political party, legislative campaign fund, designated state campaign committee, or state candidate fund.

Continuing associations

Specifies that the definition of "continuing association" includes organizations that are determined to be not organized for profit under subsection 501 and that are described in subsection 501(c)(3), (c)(4), or (c)(6) of the Internal Revenue Code.

Political action committees

Specifies that the definition of "political action committee" does not include a continuing association that makes disbursements for the direct costs of producing or airing electioneering communications and that does not engage in express advocacy.

Defines "express advocacy" as a communication that contains express words advocating the nomination, election, or defeat of a candidate or that contains express words advocating the adoption or defeat of a question or issue as determined by a final judgment of a court of competent jurisdiction.

Campaign committees

Modifies the definition of "campaign committee" so that it means an entity *that is formed by a candidate or a combination of two or more persons authorized by a candidate to receive contributions and make expenditures and that is legally liable for any debts, contracts, or expenditures incurred or executed in its name* (changes in italics).

Specifies that a campaign committee must be legally liable for any debts, contracts, or expenditures incurred or executed in its name.

Compensation of circulators of election petitions

Requires the circulator of any election petition for a statewide candidate or statewide initiative or referendum ballot issue to identify, on the circulator's statement, the name of the person employing the circulator to circulate the petition, if any.

Requires any person who will receive compensation for or compensate a person for supervising, managing, or otherwise organizing any effort to obtain signatures for a statewide election petition, before any signatures are obtained or before the person is engaged in that position, whichever is later, to file a statement to that effect with the Secretary of State.

Specifies that whoever violates that requirement is guilty of a first degree misdemeanor, and requires that the petition for which a person was compensated for supervising, managing, or otherwise organizing the effort to obtain signatures must be deemed invalid.

Prohibits a person from receiving compensation on a fee per signature or fee per volume basis for circulating an election-related petition, and specifies that whoever violates the prohibition is guilty of election falsification, a fifth degree felony.

Specifies that compensation for circulating an election-related petition must be paid solely on the basis of time worked, and specifies that anyone who violates this provision is guilty of a fifth degree felony.

Compensation of persons assisting applicants to register to vote

Requires voter registration forms that the Secretary of State must prescribe to include a space on which a person registering an applicant to vote must sign the person's name and a space on which the person registering an applicant must name the employer who is employing that person to register the applicant.

Exempts election officials and employees of designated agencies who are registering applicants from the requirement of signing their names and identifying their employers on voter registration forms.

Specifies that voter registration forms must not be rejected solely on the basis that a person registering an applicant failed to sign the person's name or failed to name the employer who is employing that person to register an applicant.

Prohibits a person from receiving compensation on a fee per signature or fee per volume basis for registering a voter, and specifies that anyone who violates the prohibition is guilty of election falsification, a fifth degree felony.

Specifies that compensation for registering voters must be paid solely on the basis of time worked, and specifies that anyone who violates this provision is guilty of a fifth degree felony.

Defines "registering an applicant" or "registering a voter" for these purposes as including any effort, for compensation, to provide voter registration forms or to assist persons in completing those forms or returning them to the board of elections, the office of the Secretary of State, or other appropriate public office.

Telephone banks

Prohibits a candidate or political entity from conducting a telephone bank for the purpose of promoting the nomination, election, or defeat of a candidate or the adoption or defeat of an issue or to influence voters in an election unless the telephone calls include a disclaimer identifying the candidate or political entity paying for the telephone bank.

Political party expenditures regarding judicial candidates

Specifies that any expenditure by a political party for the purpose of financing communications advocating the election or defeat of a candidate for judicial office must be deemed to be an independent expenditure.

Personal funds

Specifies that a loan obtained by, guaranteed by, or for the benefit of a statewide candidate, Senate candidate, or House of Representatives candidate must be considered "personal funds" to the extent that the loan is obtained or guaranteed by the candidate or is for the benefit of the candidate and is obtained or guaranteed by specified members of the candidate's family.

Specifies that a loan that is obtained or guaranteed and that is for the benefit of such a candidate must be considered to be a "contribution" for the purpose of the Campaign Finance Law if it is obtained or guaranteed by anyone other than the candidate or the specified members of the candidate's family.

Requires complaints alleging violations of the Personal Funds Law to receive an automatic expedited hearing before the Ohio Elections Commission.

Severability

Specifies that, if a court determines that the application to any person or circumstance of either of the following provisions of the act is unconstitutional, then all provisions of the act pertaining to the subject are to be deemed invalid and are severable from the remaining provisions of the act: (1) the provision specifying that a broadcast, cable, or satellite communication that refers to a clearly identified candidate during the 30

days preceding a primary or general election must be considered to be made for the purpose of influencing the results of that election and must be reported as an expenditure or independent expenditure, or (2) the provision prohibiting the use of corporate or labor organization contributions by any person to make any broadcast, cable, or satellite communication that refers to a clearly identified candidate during the 30 days preceding a primary or general election.

Specifies that, if a court determines that the application to any person or circumstance of any provision of the act in section 3517.1011 of the Revised Code regarding electioneering communications that occur at least 30 days prior to a primary election or to a general election is unconstitutional, then all provisions of the act relating to electioneering communications are to be deemed invalid and are severable from the remaining provisions of the act.



Sub. H.B. 262

Reps. Carmichael, Peterson, Seitz, Niehaus, Boccieri, Aslanides, Reinhard, Koziura, Buehrer, Calvert, D. Evans, Flowers, Gilb, Grendell, Kilbane Schmidt, Taylor

Sens. Coughlin, Armbruster, Fedor, Harris, Jacobson, Roberts, White, Prentiss, Padgett, DiDonato, Spada

Effective date: May 7, 2004

Judges of elections

Increases from \$85 to \$95 per diem the maximum compensation that may be paid to each judge of an election.

Permits a board of elections to increase the pay of a judge of an election by certain amounts.

Generally permits leave with pay for political subdivision and state employees who serve as judges of elections, subject to the terms and conditions established by the political subdivision or the state agency by which the person is employed, and creates certain requirements for those terms and conditions.

Requires any state or political subdivision employee who is eligible for leave with pay for serving as a judge of an election to receive, in addition to the employee's regular compensation, the compensation paid to a judge of an election.

Specifies that the leave with pay provisions do not apply to election officials or public school teachers and do not supersede or negate any provision of a collective bargaining agreement.

Voting machines, marking devices, and automatic tabulating equipment

Defines the terms "direct recording electronic voting machine," "Help America Vote Act of 2002," and "voter verified paper audit trail" for the purposes of the Voting Machine Law.

Specifies that, on and after the first federal election that occurs after January 1, 2006, unless required sooner by the Help America Vote Act of 2002 (HAVA), if a voting machine is a direct recording electronic voting machine, it must include a voter verified paper audit trail.

Requires a voter verified paper audit trail to be securely retained at the polling place until the close of the polls on the day of the election, and prohibits any type of receipt or voter confirmation that can be retained after leaving the polling place from being given to a voter.

Requires the Secretary of State to establish certification standards for direct recording electronic voting machines with voter verified paper audit trails.

Specifies that, for any recount of an election in which ballots are cast using a direct recording electronic voting machine with a voter verified paper audit trail, the voter verified paper audit trail must serve as the official ballot to be recounted.

Requires voter verified paper audit trails to be preserved in the same manner and for the same time period as paper ballots are preserved.

Implementation of Help America Vote Act of 2002

Permits counties that were originally scheduled to acquire new voting systems during the 2004 calendar year under the original version of the Ohio state plan with HAVA funds to vote to affirm any prior decision to so acquire the voting systems within 30 days after the act's effective date.

Establishes the process for the acquisition of new voting systems with HAVA funds before the certification of voter verified paper audit trails according to the original version of the Ohio state plan for those counties that reaffirm their prior decision to acquire new voting systems, and specifies the General Assembly's intent to pay any additional costs to upgrade those machines with a voter verified paper audit trail.

Specifies that, if a county does not vote to reaffirm its decision within the 30-day period, the county must not proceed with the acquisition of the new voting system for use during the 2004 calendar year with HAVA funds.

Establishes the process for the acquisition of new voting systems with HAVA funds after the certification of voter verified paper audit trails according to the amended version of the Ohio state plan for counties other than those previously mentioned, and specifies the General Assembly's intent to pay the full cost of acquiring the voting systems.

Requires the Secretary of State to establish standards that comply with HAVA for the certification of direct recording electronic voting machines with a voter verified paper audit trail for use in this state and to adopt a schedule for that certification.

Requires the acquisition of voting machines, marking devices, or automatic tabulating equipment with HAVA funds to be completed before the first federal election that occurs after January 1, 2006, unless required sooner by HAVA.

Requires the Secretary of State to amend the Ohio state plan that must be filed under HAVA as required to conform with the act.

Disabled accessibility

Requires the Secretary of State to establish the position of Americans with Disabilities Act Coordinator within that office to assist the Secretary of State in matters related to voting by persons with disabilities.

Requires, on and after the first federal election that occurs after January 1, 2006, unless required sooner by HAVA, that any system that produces a voter verified paper audit trail be accessible to disabled voters and that each polling location have available for use at all elections at least one direct recording electronic voting machine that is accessible for disabled voters.

Protests against initiative and referendum petitions

Requires all protests against initiative and referendum petitions to be in writing, to specify the reasons for the protest, and, except for protests for initiative and referendum petitions to be voted on by electors throughout the entire state, to be filed not later than 4 p.m. of the 64th day before the election.

Disposal of excess funds and excess aggregate contributions

Specifies that candidates for state office must dispose of excess funds and that candidates for state office who accepted contributions prior to deciding on or announcing an office or accepted contributions for the purpose of nominating or electing the

candidate to an office not subject to the Campaign Finance Law's contribution limits must dispose of both excess funds and excess aggregate contributions.

Generally prohibits a candidate for state office from appearing on the ballot unless the candidate or the candidate's campaign committee has disposed of excess funds, excess aggregate contributions, or both as required.

Counting absent voter's ballots of deceased electors

Permits an absent voter's ballot to be counted as a valid ballot if it is marked and returned by an absent voter who subsequently dies before the counting of the ballots.

Elimination of vacant office exception to duplicate candidacy prohibition

Eliminates the exception to the general prohibition against persons seeking nomination or election to more than one office at the same election that applied to persons being a candidate to fill a vacant office while seeking nomination or election to another office.

Local option elections for sales at particular establishment

Eliminates the requirement that the ballot language for a local option election regarding sales at a specific premises identify whether that premises was previously authorized to sell beer, wine and mixed beverages, or intoxicating liquor by a local option election.

Replaces "intoxicating liquor" as a category of alcoholic beverages that may be approved for sale at a particular location by a local option election with "spirituous liquor."

Changes the ballot language for local option elections held on the sale of alcoholic beverages at a particular location to specify that the election may be held on sales of beer, wine and mixed beverages, or spirituous liquor instead of intoxicating liquor.

Board of elections office hours before close of voter registration

Eliminates the requirement that a board of elections keep its offices, or one or more of its branch registration offices, open an additional seven hours during each of the three weeks before the close of registration before a primary or general election, and instead requires the board to keep its offices, or one or more of its branch registration offices, open until 9 p.m. on the last day of registration before the election.

Collective bargaining between boards of elections and employees

Prohibits collective bargaining or other forms of collective negotiations between county boards of elections and their employees.



ENVIRONMENT AND NATURAL RESOURCES

Sub. H.B. 278

Reps. Niehaus, Reidelbach, Seitz, Webster, Gibbs, Husted, Peterson, Hoops, Carmichael, Blasdel, T. Patton, D. Evans, McGregor, Gilb, DeWine, Setzer, Willamowski, Raga, Schaffer, Book, Widowfield, Hollister, Callender, Cates, Flowers, Hagan, Walcher, Wolpert

Sens. Mumper, Harris, Nein, White, Amstutz, Wachtmann, Austria, Padgett

Effective date: September 16, 2004

Declares that the Division of Mineral Resources Management in the Department of Natural Resources has exclusive authority to regulate the permitting, location, and spacing of oil and gas wells in the state and that the Oil and Gas Law and rules adopted under it constitute a comprehensive plan with respect to all aspects of the locating, drilling, and operation of oil and gas wells in Ohio, and repeals all statutory authority of local governments to regulate oil and gas exploration and operation as well as limitations on that authority.

Requires the Chief of the Division of Mineral Resources Management to adopt rules that include an identification of subjects that the Chief must address when attaching terms and conditions to a permit when a well and its production facilities are located in specified areas, and requires the subjects to include safety concerning the drilling or operation of a well, protection of the public and private water supply, location of surface facilities of a well, fencing and screening of surface facilities of a well, containment and disposal of drilling and production wastes, and construction of access roads for purposes of the drilling and operation of a well.*

Requires an applicant for a permit to drill a new well to include a sworn statement that the applicant has provided notice of the application to the owner of each occupied dwelling unit that is located within 500 feet of the surface location of the well if the location will be less than 500 feet from the boundary of the drilling unit and more than 15 occupied dwelling units are located less than 500 feet from the surface location of the well.

Requires the Chief to transfer an electronic copy or facsimile, or if those methods are not available, a copy via regular mail, of a drilling permit application to the clerk of the legislative authority of the municipal corporation or to the clerk of the township in

* For changes in these provisions, see the *Digest* entry for Sub. H.B. 299 of the 125th General Assembly.

which the well or proposed well is to be located if the municipal corporation or township has a population of more than 15,000, a request is made to receive copies of such applications, and the appropriate clerk has provided an accurate, current electronic mailing address or facsimile number, as applicable.*

Authorizes the Chief to adopt rules specifying minimum distances that oil and gas wells must be located from public or private recreational areas, zoning districts, and certain structures.

Establishes an alternative method of distributing unobligated money remaining upon the termination of an independent producer oil and gas marketing program if that program was operated by a specified type of nonprofit corporation.



Am. Sub. H.B. 368

Reps. Gibbs, Aslanides, Allen, Collier, McGregor, Faber, Taylor, Domenick, C. Evans, Niehaus, Walcher, Setzer, Distel, Perry, Seaver, Barrett, Calvert, Carmichael, Chandler, Cirelli, Gilb, Grendell, Hughes, T. Patton, Reidelbach, Reinhard

Sens. Amstutz, Armbruster, Robert Gardner, Schuler

Effective date: October 13, 2004

Specifies that manufactured home parks are to be regulated separately from recreational vehicle parks, recreation camps, combined park-camps, and temporary park-camps as follows:

--Requires the Environmental Protection Agency to adopt rules that establish standards governing the construction, operation, and maintenance of the works or means of collection, treatment, and disposal of sewage that is generated at recreational vehicle parks, recreation camps, combined park-camps, and temporary park-camps that are separate from such standards relative to manufactured home parks.

--Separates continuing statutes governing recreational vehicle parks, recreation camps, combined park-camps, and temporary park-camps into a different Revised Code chapter from continuing statutes governing manufactured home parks.

--Creates the Campground Licensing Fund, consisting of any fees that the Director of Health may collect for the licensure of recreational vehicle

parks, recreation camps, combined park-camps, or temporary park-camps, and retains the ongoing Health District Licensing Fund, consisting under the act of such fees related to manufactured home parks.

Defines "park model," and specifies that the terms "dependent recreational vehicle" and "self-contained recreational vehicle" include a park model.



Sub. H.B. 411

Reps. Seitz, Collier, Niehaus, McGregor, Aslanides, Schneider, Webster, Gilb, Wolpert, Schlichter, Sferra, Daniels, Flowers, Barrett, Bocchieri, Driehaus, C. Evans, Grendell, Otterman, Peterson, Raussen, Setzer, Ujvagi, Yates

Sens. Jacobson, Robert Gardner

Effective date: May 6, 2005

Grants statutory authority to a county, limited home rule township, conservancy district, sanitary district, county sewer district, or regional water and sewer district to appropriate in a specified manner and to take possession of land needed for the construction of sewers without a prior jury assessment of compensation and damages to the residue when the Director of Environmental Protection or a local board of health finds that unsanitary conditions compel the immediate construction of the sewers.

Expands and revises the rulemaking authority of a board of county commissioners pertaining to erosion control, sediment control, and water management, and grants limited home rule townships the same rulemaking authority for the first time.

Permits the issuance of stop work orders under certain conditions for the violation of those county or limited home rule township rules, and establishes an optional civil fine of not less than \$100 or more than \$500 for each day of violation of those rules or administrative orders issued with respect to them.

Authorizes a board of county commissioners that has established a county sewer district to adopt rules governing the prevention of certain sewer back-ups, and declares any sewer back-up required to be prevented under a rule to constitute a statutory nuisance.

Exempts certain farm houses from required connection to a new public sewer constructed to reduce or eliminate an existing health problem or water pollution hazard.

Provides parameters for consent decrees or court-approved settlement agreements in actions to which a county is a party.

Changes the consent decree or court-approved settlement agreement provisions formerly applicable to township-related court actions so that they parallel the county-related provisions.

Removes a reference to the Oil and Gas Law in the County Zoning Law and the Township Zoning Law that limited the zoning of activities permitted and regulated under the Oil and Gas Law to being in the interest of public health or safety.

Specifically permits fire and ambulance districts to enter into lease contracts with the option to purchase.

Requires health district licensing councils to meet at least annually rather than at least quarterly.



Am. Sub. H.B. 432

Reps. Webster, McGregor, Wolpert, Niehaus, Aslanides, Setzer, Flowers

Sens. Spada, Armbruster, Jacobson

Effective date: April 15, 2005

Eliminates the annual license fee established under former law for construction and demolition debris facilities and used to fund the construction and demolition debris management program, and instead establishes a 30¢ per cubic yard or 60¢ per ton fee on the disposal of construction and demolition debris at construction and demolition debris facilities and at solid waste facilities except under specified circumstances.

Allows the Director of Environmental Protection to adopt rules levying an additional fee of not more than 5¢ per cubic yard or 10¢ per ton on the disposal of construction and demolition debris at construction and demolition debris facilities to fund and conduct ground water monitoring at facilities by approved boards of health and the Director, and subjects those rules to review every five years by the Joint Committee on Agency Rule Review.

Establishes procedures and requirements for the implementation of ground water monitoring at licensed construction and demolition debris facilities.

Requires the owner or operator of a construction and demolition debris facility to attempt to remove all solid wastes from construction and demolition debris prior to the disposal of the debris on the working face of the facility, states that the existence of solid wastes on the working face of such a facility does not constitute a violation of the Construction and Demolition Debris Law under certain circumstances, and requires a board of health or the Director to request the removal of specific, visible solid wastes from the working face of a facility.

Revises the definition of "construction and demolition debris."

Extends the maximum term of hazardous waste facility installation and operation permits from five to ten years for permits and renewal permits that are issued on or after the act's effective date.



Am. Sub. H.B. 516

Reps. Seitz, McGregor, Widener, Callender, Allen, Barrett, Beatty, Bocchieri, Calvert, Carano, Carmichael, Chandler, Clancy, Collier, Daniels, DeGeeter, Domenick, C. Evans, D. Evans, Flowers, Gibbs, Harwood, Hollister, Hoops, Hughes, Key, Mason, Miller, Niehaus, Otterman, T. Patton, Perry, Peterson, Raga, Raussen, Reidelbach, Schlichter, Schmidt, Schneider, Setzer, Skindell, G. Smith, J. Stewart, Strahorn, Taylor, Willamowski, Wolpert, Yates

Sens. Spada, Roberts, Schuler

Effective date: Emergency, December 21, 2004; Sections 1 through 9 and 11 effective December 30, 2004; certain provisions effective December 31, 2010

Environmental covenants

Establishes requirements for an environmental covenant, which is a servitude running with the land and arising under an environmental response project that imposes activity and use limitations with respect to real property.

Defines an environmental response project as a plan or work performed for environmental remediation of real property or for protection of ecological features associated with real property and conducted in accordance with certain federal or state programs.

Provides that any person, including a person that owns an interest in the real property that is the subject of an environmental covenant, may be a holder of an environmental covenant, and specifies that a holder's interest is an interest in real property.

Requires an environmental covenant to contain specified information, including descriptions of the real property involved and the activity and use limitations, names or identities of every holder, requirements for certain notices, rights of access to the property, required signatures, and an administrative record for the environmental response project, and permits additional information, restrictions, and requirements to be included in the covenant.

Lists the persons that must be provided a copy of the environmental covenant by the applicable agency.

Specifies that an agency is bound by any obligation that it expressly assumes in an environmental covenant and that any other person that signs the covenant is bound by the obligation that the person assumes in the covenant.

Specifies that an otherwise effective environmental covenant is valid and enforceable even if any of specified limitations on enforcement of interests applies.

Precludes the act's provisions from being construed to restrict, affect, or impair any person's statutory or common law rights to enter into or record a restrictive covenant, institutional control, easement, servitude, or other restriction on the use of property that does not satisfy the act's requirements for the contents of an environmental covenant and does not have the permission, approval, or consent of an agency, political subdivision, regulatory body, or other unit of government.

Provides that an interest in real property at the time an environmental covenant is created or amended and that has priority under other law is not affected by the covenant unless the owner of the interest agrees to subordinate that interest to the covenant.

Generally requires an environmental covenant and any amendment or termination of the covenant to be filed in the office of the county recorder in each county in which the real property is located and recorded in the same manner as a deed to the property.

Provides that an environmental covenant is perpetual unless it is limited by its terms to a specific duration or is terminated by its terms upon a specific occurrence, is terminated by consent, by court action, or by foreclosure of an interest that has priority over the covenant, or is terminated or modified in an eminent domain proceeding if all of certain conditions exist.

Generally does not permit the extinguishment, limitation, or impairment of an environmental covenant through the issuance of a tax deed, foreclosure of a tax lien, application of the doctrine of adverse possession, prescription, abandonment, waiver, lack of enforcement, or acquiescence or a similar doctrine or application of the Marketable Title Law.

Permits an environmental covenant to be amended or terminated by consent only if the amendment or termination is signed by all of the persons listed in the act, and generally provides that the assignment of an environmental covenant to a new holder is an amendment of the covenant.

Authorizes any of specified persons to seek injunctive or other equitable relief for violation of an environmental covenant.

Provides that the environmental covenant provisions generally modify, limit, or supersede the federal Electronic Signatures in Global and National Commerce Act, but do not modify, limit, or supersede certain provisions of that Act.

Modifies certain hazardous waste provisions in the Solid, Hazardous, and Infectious Waste Law as follows:

- (1) Provides that when necessary to protect the public health or safety, the agreement between the Director of Environmental Protection and the owner of land or a facility containing hazardous waste that specifies the clean-up measures to be performed by the Director may require the owner to enter into an environmental covenant with the Director instead of requiring the owner to execute a restrictive covenant to run with the land as in former law;
- (2) Requires the Director, prior to selling a cleaned-up facility that had contained hazardous waste and when necessary to protect public health or safety, to enter into an environmental covenant instead of requiring the Director to execute a restrictive covenant to run with the land as in former law;
- (3) Provides that when necessary to protect public health or safety, a contract entered into by the Director and a municipal corporation, county, or township that owns a facility that had contained hazardous waste or with an owner of such a facility other than a political subdivision to provide state funding for a portion of the costs of closing the facility or abating pollution at it may require that political subdivision or other owner to enter into an environmental covenant with the Director instead of requiring the execution of a restrictive covenant as in former law; and
- (4) Expands the powers of the Director to include entering into environmental covenants under the act and granting or accepting easements or selling property pursuant to the applicable hazardous waste provisions of the Solid, Hazardous, and Infectious Waste Law.

Authorizes the Fire Marshal to enter into environmental covenants to implement the underground storage tank program and corrective action program for releases from underground petroleum storage tanks.

Provides that any restrictions on the use of real property for the owner's or operator's achievement of the Fire Marshal's standards for corrective actions for releases of petroleum must be contained in a deed or another instrument signed and acknowledged as a deed as in continuing law or an environmental covenant.

Requires that restrictions on the use of real property for the achievement of applicable standards by a person that is not the owner or operator of an underground storage tank system or by a person undertaking a voluntary action of applicable standards be contained in an environmental covenant.

Essentially incorporates the use of environmental covenants into the structure of the Voluntary Action Program (VAP) Law and, for purposes of that Law, provides that "environmental covenant" and "activity and use limitations" have the same meanings as in the act's provisions governing environmental covenants.

Modifies the rulemaking authority of the Director of Environmental Protection under the VAP Law regarding elimination or mitigation of exposure to hazardous substances or petroleum and no further action letters subject to audit priorities, modifies the types of remedial activities that may be conducted to attain applicable standards, modifies the requirements pertaining to the time frames by which the Director must issue a covenant not to sue, and modifies the Director's recordkeeping duties, to include references to "activity and use limitations" established under an environmental covenant.

Modifies the information submitted to a certified professional for the purpose of obtaining a no further action letter under the VAP Law by providing that if the remedy involved relies on activity and use limitations to achieve applicable standards, the information must include a demonstration that the activity and use limitations have been developed in accordance with that Law and rules adopted under it and are contained in a proposed environmental covenant that meets the act's requirements.

Adds to the general filing for record provision of the VAP Law a requirement that the person to whom a covenant not to sue for a property is issued must file for recording in the office of the county recorder of the county in which the property is located a true and accurate copy of any environmental covenant for the property proposed and executed pursuant to the act, and specifies that a no further action letter, covenant not to sue, and environmental covenant, if any, run with the property.

Adds environmental covenants and specified property use restrictions that are provided for under the act to the documents that must be kept by county recorders.

Implementation of Sunset Review Committee's report

Implements generally the report of the Sunset Review Committee by abolishing, retaining, and changing the names of various agencies evaluated by the Committee.

Reestablishes the Sunset Review Committee, but postpones its operation until the 128th General Assembly.

Terminates the Sunset Review Law on December 31, 2010.

Adds the Director of Development or the Director's designee to the Development Financing Advisory Council, changes the term of office of the gubernatorial appointees to the Advisory Council from seven to five years, and changes the Advisory Council's quorum requirement from five to four members.

Removes the Ohio Water Development Authority's designee as an ex officio member of the Technical Advisory Committee to Assist the Director of the Ohio Coal Development Office.

Ohio African-American Hall of Fame

Establishes the Ohio African-American Hall of Fame.

Creates the Ohio African-American Hall of Fame Governing Board to select and induct persons into the Hall of Fame.

General Assembly-related change

Authorizes former presiding officers of either house of the General Assembly to administer oaths of office to General Assembly members, officers, and staff.



FINANCIAL INSTITUTIONS

Sub. H.B. 420

Reps. T. Patton, Otterman, Strahorn, Wilson, Allen, Reidelbach, Miller, Hughes, Barrett, Beatty, Blasdel, Brown, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Core, Daniels, DeGeeter, Domenick, Driehaus, C. Evans, D. Evans, Flowers, Gibbs, Gilb, Hagan, Harwood, Key, Martin, Mason, Niehaus, S. Patton, Perry, Price, Redfern, Schmidt, Seitz, Setzer, S. Smith, D. Stewart, Taylor, Willamowski, Wolpert, Yates

Sens. Harris, Carey, Hottinger, Spada, Armbruster, Brady, DiDonato, Randy Gardner, Robert Gardner, Goodman, Miller, Mumper, Padgett, Roberts, Schuler, Austria

Effective date: November 5, 2004

Eliminates the law regulating debt pooling companies, and instead provides for state regulation of persons engaged in debt adjusting on behalf of debtors.

With respect to debt adjusting, specifies requirements relating to timely disbursement of debtor funds to creditors, maintenance of separate accounts for debtor funds, contribution limits, annual audits, and insurance coverage.

Provides civil remedies and a criminal penalty for violating the debt adjusting provisions.

Reduces the amount that a debtor may recover from a creditor that violates the Secured Transactions Law regardless of whether any deficiency in the value of the collateral securing the debtor's debt is reduced or eliminated.

Requires that the notice given to persons, including the debtor, of the public sale or transfer of collateral securing a nonconsumer-good transaction provide specific information identifying or reasonably describing the location of the disposition.

Requires that a written affidavit seeking to garnish a judgment debtor's personal earnings or other property state that the garnishee may have, rather than has as in prior law, personal earnings or other property of the judgment debtor, neither of which is exempt from garnishment.

Prohibits the unauthorized use of the name or logo of a financial institution in connection with the sale or advertising of any product or service if that use is misleading or deceptive.



HEALTH

Sub. H.B. 64

Reps. Faber, McGregor, Seitz, J. Stewart, Allen, Redfern, Wagner, D. Stewart, Distel, Barrett, Beatty, Carano, Chandler, Cirelli, DeBose, C. Evans, D. Evans, Gilb, Grendell, Hartnett, Hughes, Jolivette, Latta, Otterman, S. Patton, Reidelbach, Schlichter, Schmidt, Seaver, Setzer, Strahorn, Willamowski, Yates, Young

Sens. Nein, Austria, Harris, Padgett, Hottinger, Mumper

Effective date: May 4, 2004

Allows a registered wholesale distributor of dangerous drugs to sell medical oxygen that will be used for the purpose of emergency care at the scene of a diving emergency to an individual who holds a valid certificate issued by a nationally recognized S.C.U.B.A. diving certifying organization approved by the State Board of Pharmacy, and allows such an individual to possess and sell medical oxygen under these conditions.



Sub. H.B. 126

Reps. Brinkman, Blasdel, Buehrer, Callender, Clancy, Collier, Daniels, DeWine, Distel, Driehaus, Faber, Fessler, Flowers, Gibbs, Gilb, Grendell, Hagan, Hughes, Husted, McGregor, Niehaus, T. Patton, Raga, Raussen, Reidelbach, Reinhard, Schneider, Seaver, Wagner, Schaffer, Seitz, Sferra, Taylor, Widowfield, Willamowski, Williams, White, Young, Kearns, Hoops, Jolivette, Aslanides, Calvert, Carmichael, Cates, DePiero, C. Evans, Martin, Schlichter, Schmidt, Setzer, Widener, Wolpert

Sens. Jacobson, Jordan, Wachtmann, Amstutz, Austria, Carey, Harris, Hottinger, Schuler, Schuring, Spada, Mumper, Nein

Effective date: September 23, 2004

Prohibits the use of RU-486 (mifepristone) to cause an abortion unless it is administered, provided, or prescribed by a physician in compliance with U.S. Food and Drug Administration (FDA) restrictions.

Exempts from the prohibition a pregnant woman who obtains or possesses RU-486 for the purpose of terminating her own pregnancy, the legal transport of RU-486, and

the distribution, provision, or sale of RU-486 by a legal manufacturer or distributor of the drug.

Requires a physician who provides RU-486 to comply with FDA requirements regarding follow-up examinations or care for persons treated with RU-486.

Requires a physician who provides RU-486 to make a report to the State Medical Board if the person given the drug experiences any serious medical event related to the use of the drug.

Requires the State Medical Board to compile and retain all physician reports of complications related to use of RU-486.

Makes violation of any of the prohibitions regarding RU-486 a fourth degree felony on the first offense and a third degree felony if the offender previously has been convicted of or pleaded guilty to violation of the prohibitions or certain other abortion-related offenses.

Subjects a professionally licensed person who violates the prohibitions regarding RU-486 to further sanction by the administrative agency with authority to suspend or revoke the offender's professional license.

Requires the suspension of a physician's license for at least one year for a second or subsequent violation of the prohibitions regarding RU-486.

Makes other changes to the law governing discipline of physicians in relation to the violation of the prohibitions regarding RU-486, and extends the provisions governing disciplinary investigations, proceedings, and findings to encompass the prohibitions.

Requires a prosecutor to notify the State Medical Board if a physician violates any of the prohibitions regarding RU-486.

Requires prescriptions for RU-486 to be in writing.



Sub. H.B. 142

Reps. Hagan, Willamowski, Schmidt, Setzer, Husted, Schaffer, Seitz, Kearns, Gilb, McGregor, Hoops, Jolivette, Collier, White, Williams, Hollister, Reinhard, Miller, Otterman, Redfern, Allen, Carano, D. Evans, Barrett, Chandler, Ujvagi, S. Smith, Yates, DeBose, Reidelbach, Taylor, Schneider, Beatty, Aslanides, Bocchieri, Brown, Buehrer, Callender, Carmichael, Clancy, Daniels, Domenick, C. Evans, Faber, Hartnett, Harwood, Hughes, Kilbane, Koziura,

Niehaus, Oelslager, T. Patton, Price, Schlichter, Seaver, G. Smith, D. Stewart, J. Stewart, Strahorn, Trakas, Webster, Wilson, Woodard

Sens. Armbruster, Amstutz, Robert Gardner, Stivers, Schuring

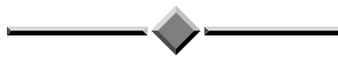
Effective date: July 14, 2004

Requires the Department of Health to make available on its web site information about meningococcal meningitis and hepatitis B and vaccines for those diseases and a meningitis and hepatitis B vaccination status statement form.

Requires the Department to provide written notice to school districts, private schools, and institutions of higher education of the availability on its web site of information about meningococcal meningitis, hepatitis B, and vaccines for those diseases.

Requires state and nonprofit institutions of higher education and private career schools to provide to students who apply for residence in on-campus student housing a copy of the meningitis and hepatitis B vaccination status statement from the Department's web site or a similar statement provided by the institutions or schools.

Effective with the academic year starting on or after July 1, 2005, prohibits state and nonprofit institutions of higher education and private career schools from providing on-campus student housing to any student who has not submitted a meningitis and hepatitis B vaccination status statement form.



Sub. H.B. 231

Reps. Niehaus, Seitz, McGregor, Barrett, Kearns, Husted, Setzer, Collier, Webster, Carano, Allen, Aslanides, Carmichael, Strahorn, Daniels, Domenick, Flowers, Hollister, Otterman, T. Patton, Wolpert

Sens. Spada, Robert Gardner

Effective date: May 6, 2005

Defines "sewage treatment system" as a household sewage treatment system, a small flow on-site sewage treatment system, or both, as applicable.

Defines "small flow on-site sewage treatment system" as a system, other than a household sewage treatment system, that treats not more than 1,000 gallons of sewage per day and that does not require a national pollutant discharge elimination system permit or an injection well drilling or operating permit issued under the Water Pollution Control Law.

Requires the Public Health Council to adopt rules requiring a board of health to approve or disapprove the use of a sewage treatment system if it is not connected to a sanitary sewerage system.

Requires the Council to adopt rules establishing standards for the siting, design, installation, operation, monitoring, maintenance, and abandonment of household sewage treatment systems that may be used in Ohio.

Requires the Council to adopt rules that prescribe criteria and procedures under which boards of health must issue installation and operation permits for sewage treatment systems.

Requires the Council to adopt rules requiring a board of health to inspect a sewage treatment system not later than 18 months after its installation.

Requires a board of health to register sewage system installers, service providers, and septage haulers that work in the health district under a regulatory scheme that the Council must establish in rules.

Requires the Council to adopt rules that require a board of health and the manufacturer of a system, when possible, to provide instructions for the operation and maintenance of the system.

Requires the Council to adopt rules that prescribe standards for the siting, design, installation, operation, monitoring, maintenance, and abandonment of small flow on-site sewage treatment systems that may be used in Ohio.

Allows a board of health to regulate the siting, design, installation, operation, monitoring, maintenance, and abandonment of small flow on-site sewage treatment systems in accordance with the rules adopted by the Council.

Requires a board to first send written notification to the Director of Health and the Director of Environmental Protection if the board chooses to regulate small flow on-site sewage treatment systems.

Creates the Sewage Treatment System Technical Advisory Committee for the purposes of developing guidelines with the Department of Health for use by the Director of Health in the approval or disapproval of sewage treatment systems for use in Ohio and advising the Director on the approval or disapproval of applications for approval of sewage treatment systems for that use.

Requires a manufacturer of a sewage treatment system or a system component that differs in design or function from systems or components the use of which is authorized in rules adopted under the act to apply for approval of the system or component for use in Ohio.

Provides for the establishment and collection of fees to be charged by local boards of health.

Establishes judicial and administrative enforcement mechanisms.

Exempts sewerage or treatment works for the on-lot disposal of sewage from a small flow on-site sewage treatment system specifically from plan approval and general supervision requirements and generally from the administrative and permitting requirements established under the Water Pollution Control Law as well as from fees levied for those purposes if a board of health has notified the Director of Health and the Director of Environmental Protection that the board has chosen to regulate the system and the board remains in compliance with the rules adopted by the Public Health Council concerning such systems.

For purposes of the transfer of residential real property, requires the Director of Commerce to revise the real property disclosure form not later than January 1, 2006, to include a statement that information on the operation and maintenance of the type of sewage treatment system serving the property is available from the Department of Health or the applicable board of health.

Requires the applicable board of health to be notified when a plat has been submitted for approval, allows the authority approving plats to require proof of compliance with household sewage treatment rules adopted by the applicable board of health or the Public Health Council, and makes other changes in the Plats Law.



Am. Sub. H.B. 257

Reps. Clancy, McGregor, Reidelbach, Setzer, C. Evans, Fessler, Latta, S. Patton, Kearns, Collier, Young, Seaver, Schmidt, Barrett, DeBose, S. Smith, Hoops, Cirelli, Price, Beatty, Harwood, Martin, Calvert, DeGeeter, Driehaus, Faber, Flowers, Gilb, Grendell, Hollister, Hughes, Perry, Schaffer, Schlichter

Sens. Wachtmann, Blessing, Jacobson

Effective date: April 15, 2005

Requires the medical certification portion of death certificates to contain a space to indicate, if the deceased individual is female, whether she was pregnant at the time of death or had recently been pregnant.

Applies the requirement only to cases in which the manner of death is determined to be suspicious or violent.



Sub. H.B. 377

Reps. Raga, Calvert, Carmichael, Cirelli, Clancy, Daniels, C. Evans, D. Evans, Flowers, Hagan, Martin, T. Patton, Schaffer, Schlichter, Schneider, Slaby, G. Smith, J. Stewart, Willamowski

Sens. Wachtmann, Schuring, Blessing, Spada

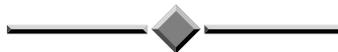
Effective date: May 18, 2005

Permits the State Board of Pharmacy to establish and maintain a drug database to monitor the misuse and diversion of controlled substances and other dangerous drugs that the Board includes in the database pursuant to rules.

Requires the drug database, if established, to include prescription and drug purchase information that is to be submitted to the Board by designated pharmacies and all wholesale distributors of dangerous drugs licensed in Ohio.

Specifies the persons and entities that may receive information from the database, if established.

Requires the Pharmacy Board to submit biennial reports on the cost and effectiveness of the database, if established.



Sub. H.B. 392

Reps. Wagner, Williams, McGregor, Latta, Hoops, Price, Seitz, Aslanides, G. Smith, Hollister, Kearns, Harwood, Perry, Raga, Walcher, Distel, DeGeeter, Collier, Schmidt, C. Evans, Faber, Ujvagi, Gilb, Reidelbach, Barrett, Allen, Willamowski, Beatty, Book, Brown, Carano, Chandler, Cirelli, Core, Daniels, Domenick, D. Evans, Flowers, Gibbs, Hagan, Hartnett, Hughes, Key, Mason, Miller, Niehaus, Otterman, Raussen, Redfern, Schlichter, Schneider, Sferra, Skindell, Slaby, D. Stewart, J. Stewart, Sykes, Taylor, Webster, Wilson, Woodard

Sens. Wachtmann, Brady, DiDonato, Fedor, Hagan, Padgett, Prentiss, Roberts, Zurz, Miller, Schuring, Mallory, Harris, Randy Gardner, Spada, Robert Gardner

Effective date: September 16, 2004; certain provisions effective December 15, 2004

Permits an individual to make an anatomical gift of all or part of the individual's body by specifying the intent to make an anatomical gift in a space provided in the individual's living will ("declaration" under Ohio law).

Requires a printed declaration form to include a section, before the form's signature line, specifically designed for an individual to declare the individual's intent to make an anatomical gift.

Requires a printed declaration form to include a donor registry enrollment form that an individual making an anatomical gift can send to the Bureau of Motor Vehicles to be included in the Bureau's donor registry.

Permits an individual who makes an anatomical gift through a declaration to amend or revoke the gift.

Permits an individual to refuse to make an anatomical gift by specifying the refusal in the declaration.

Makes changes to the membership of the Second Chance Trust Fund Advisory Committee.



Am. Sub. H.B. 398

Reps. J. Stewart, Allen, Aslanides, Core, Hollister, McGregor, Redfern, Seitz, Setzer, Taylor, Willamowski, Olman, Martin, Harwood, Barrett, Cirelli, Hoops, Slaby, DeBose, Kearns, Brown, Callender, Carano, Chandler, Collier, Distel, Domenick, C. Evans, Fessler, Flowers, Gilb, Hagan, Hughes, Key, Miller, Otterman, S. Patton, T. Patton, Perry, Peterson, Price, Reidelbach, Schaffer, Schmidt, G. Smith, S. Smith, D. Stewart, Strahorn, Wilson

Sens. Wachtmann, Brady, Carey, Miller, Mumper, Roberts, Padgett

Effective date: March 31, 2005

Requires the Department of Mental Health to create, for each cemetery located on or adjacent to the grounds of a public hospital that, on the act's effective date, is under the Department's control, a compilation of information for each patient who was buried, entombed, or inurned in the cemetery prior to that date.

Requires the Ohio Historical Society and each state agency, at the request of the Department of Mental Health, to provide the Department access to records and information for purposes of creating compilations.

Requires the Department of Mental Health to deposit a copy of each compilation with the Ohio Historical Society and the State Library as soon as the compilation is completed.



Am. Sub. H.B. 454

Reps. White, Seitz, Clancy, McGregor, Raga, Schmidt, Setzer, Chandler, Kearns, Schaffer, Webster, Miller, Perry, Distel, Strahorn, Hollister, Price, Cirelli, G. Smith, Reidelbach, Hoops, Harwood, Slaby, Combs, Beatty, Barrett, Allen, Aslanides, Brown, Buehrer, Carano, Carmichael, Collier, DeBose, DeGeeter, Domenick, Driehaus, C. Evans, D. Evans, Fessler, Flowers, Hagan, Hughes, Husted, Key, Kilbane, Niehaus, Olman, Otterman, S. Patton, T. Patton, Schlichter, S. Smith, D. Stewart, J. Stewart, Sykes, Taylor, Widener, Willamowski

Sens. Schuler, Amstutz, Carey, Padgett, Roberts, Schuring, Harris, Spada, Zurz

Effective date: April 15, 2005

Requires that sample drugs furnished to a licensed health professional by a manufacturer, manufacturer's representative, or wholesale distributor or furnished to a patient by a licensed health professional be furnished free of charge.

Authorizes, under certain conditions, a manufacturer or wholesale distributor to furnish sample drugs to a charitable pharmacy and a pharmacist working in a charitable pharmacy to dispense sample drugs.

Requires the State Board of Pharmacy to adopt rules governing furnishing sample drugs to charitable pharmacies.

Authorizes the Board to adopt rules permitting a manufacturer's representative or a licensed health professional to furnish sample drugs to a charitable pharmacy under certain conditions.

Establishes a qualified immunity from civil or criminal liability or professional disciplinary action in connection with the donation, acceptance, or dispensing of sample drugs to charitable pharmacies.



Sub. H.B. 463

Reps. Combs, Clancy, Hollister, Collier, Flowers, Schneider, Wolpert, Hagan, Hughes, McGregor, Daniels, Walcher, Wilson, Jerse, Carano, Seaver, Harwood, Martin, Beatty, DeBose, S. Smith, Barrett, Allen, C. Evans, Key, Mason, Miller, Otterman, S. Patton, Sferra, D. Stewart, Strahorn, Sykes

Sens. Armbruster, Harris, Spada, Robert Gardner

Effective date: May 6, 2005

Requires, with certain exceptions, that pupils beginning kindergarten during or after the 2006 school year be immunized against chicken pox.

Requires the Director of Health, to the extent appropriations made by the General Assembly make this possible, to provide the means of immunization against chicken pox to boards of health, legislative authorities of municipal corporations, and boards of township trustees for the purpose of the law governing pupil immunizations.

Creates an exception applicable to all of the mandated immunizations that permits a pupil's parent or guardian to decline to have the pupil immunized for "reasons of conscience, including religious convictions," thereby replacing the exception permitting a parent to object to immunization for "good cause, including religious convictions."

Eliminates a provision specifying that the mandated pupil immunization law did not limit or impair the right of a board of education to secure the immunization of pupils under its jurisdiction, and prohibits a board of education from adopting rules that are inconsistent with the law governing exemptions from mandatory immunization.

Permits a school to deny admission to a pupil otherwise exempted from the chicken pox immunization requirement during a chicken pox epidemic.

Requires the board of education or governing body of a school to adopt a policy whereby the academic standing of a pupil who is denied admission during an epidemic may be preserved.

Permits the Director of Health to approve the methods of pupil immunization rather than the means of immunization.

Sub. S.B. 35

Sens. Nein, Mumper, Spada, Blessing, Miller, Dann, Fingerhut, Prentiss, Robert Gardner

Reps. Martin, Beatty, Jerse, Fessler, Olman, Kearns, Jolivette, Allen, Barrett, Brinkman, Callender, Chandler, Daniels, DeBose, Driehaus, D. Evans, Flowers, Gibbs, Gilb, Hagan, Harwood, Hughes, Key, Kilbane, Koziura, Mason, McGregor, Miller, Otterman, T. Patton, Price, Reidelbach, Schlichter, Seitz, J. Stewart, Taylor, Ujvagi, Widener, Widowfield, Williams

Effective date: May 4, 2004

Permits a physical therapist, under specified conditions, to practice without the prescription of, or the referral of a patient by, a physician, chiropractor, dentist, podiatrist, certified registered nurse anesthetist, clinical nurse specialist, certified nurse midwife, or certified nurse practitioner.

Establishes requirements that a physical therapist must satisfy if the physical therapist evaluates and treats a patient without such a prescription or referral.

Prohibits anything in the physical therapist's licensing law from being construed to require reimbursement from specified types of health care payment sources for any physical therapy service rendered without the prescription or referral.

Prohibits persons not licensed as physical therapists from using the letters M.P.T., D.P.T., M.S.P.T., or P.T.A.



Sub. S.B. 222

Sens. Carey, Amstutz, Schuring

Reps. Aslanides, Calvert, Carmichael, Chandler, Daniels, Flowers, Gibbs, Hughes, Otterman, Reidelbach, Reinhard, Schlichter, Schmidt, J. Stewart, Wagner

Effective date: April 27, 2005

Permits a municipal hospital's board of hospital commissioners to enter into a contract with any person or government entity, including a contract for the erection of a hospital building.

Provides that a municipal hospital's board of hospital commissioners has control of the hospital's property and all funds used in the hospital's operation.

Allows a board of hospital commissioners to acquire an existing structure to lease office space to a local physician and to lease or convey interests in real estate for providing medical services other than inpatient hospital services.

Permits property titles and leasehold interests to be taken in the name of the board of hospital commissioners or a charitable organization under the board's control, and allows a municipal corporation to convey property titles and leasehold interests to the board or organization.

Authorizes a municipal corporation to acquire an easement in the name of the board of hospital commissioners when property is acquired for a municipal hospital.

Specifies the types of investments that a board of hospital commissioners may make with hospital funds that are not needed to meet the hospital's current demands.

Permits a board of hospital commissioners to take and hold in trust any grant or devise of land and any donation or bequest of money or other personal property.

Permits a board of hospital commissioners to donate to nonprofit entities any surplus hospital property or funds and the services rendered by the hospital.

Authorizes a municipal corporation, by ordinance and without competitive bidding, to authorize the transfer, lease, or conveyance of municipal hospital property to any person for purposes of providing medical services other than hospital services.

Permits a hospital or outpatient health facility to be operated in another municipal corporation as a branch of the municipal hospital.

Transfers to a board of hospital commissioners the management duties held by the municipal corporation's director of public safety, including duties related to the employment of personnel, establishment of employee benefits, and administration of the hospital.

Provides for a municipal hospital to be administered by a hospital administrator, and makes the administrator responsible for the employment of hospital personnel.

Authorizes the governing board of a municipal hospital to hold executive sessions to consider trade secrets.

Excludes from the Public Records Law municipal hospital information that constitutes a trade secret.

Exempts from the Prevailing Wage Law public improvements undertaken by a municipal hospital when none of the funds used have been appropriated by the state, a board of county commissioners, a township, or a municipal corporation from funds

generated by the levy of a tax or are proceeds of obligations secured by the full faith and credit of the state, a county, a township, or a municipal corporation.

Permits the governing board of a municipal hospital to enter into a single contract for both design and construction services, but retains all other competitive bidding requirements applicable to the contract.

Specifically provides that a municipal hospital's board of hospital commissioners or board of hospital trustees is a political subdivision for purposes of the Political Subdivision Sovereign Immunity Law.



Sub. S.B. 250

Sens. Coughlin, Harris, Mumper, Fedor, Fingerhut, Goodman, Schuler, Randy Gardner, Carey, Miller, Mallory, Amstutz, Dann, Hottinger, Roberts, Robert Gardner, Hagan, Jordan, Schuring, Wachtmann, Armbruster, Spada, Austria, White

Reps. White, Fessler, Blasdel, Combs, Hollister, Hoops, Kearns, Martin, Olman, Reidelbach, Schneider, Slaby, G. Smith, S. Smith, Barrett, Beatty, Cirelli, DeBose, Harwood, Price, Yates, Allen, Aslanides, Boccieri, Book, Brown, Buehrer, Calvert, Carano, Carmichael, Chandler, Clancy, Daniels, DeGeeter, Domenick, Driehaus, C. Evans, D. Evans, Flowers, Gibbs, Gilb, Grendell, Hagan, Hartnett, Hughes, Key, Latta, Mason, Miller, Niehaus, Otterman, T. Patton, Perry, Raga, Reinhard, Schaffer, Schlichter, Schmidt, Setzer, Skindell, D. Stewart, J. Stewart, Taylor, Wagner, Walcher, Webster, Widener, Widowfield, Willamowski, Woodard

Effective date: May 18, 2005

Designates the month of May as "Ohio Cystic Fibrosis Awareness Month."

Creates the Cystic Fibrosis Legislative Task Force to study and make recommendations on issues pertaining to the care and treatment of individuals with cystic fibrosis.



HIGHWAYS AND TRANSPORTATION

Sub. H.B. 59

Reps. Kearns, Willamowski, Husted, D. Evans, Latta, Redfern, Ujvagi, Hartnett, J. Stewart, Schaffer, Carano, Seaver, Young, Harwood, Seitz, Aslanides, Key, Perry, Schlichter, Sferra, Widowfield, Allen, Beatty, Cirelli, Daniels, DeBose, DeWine, Distel, Domenick, Flowers, Hughes, McGregor, Schmidt, Setzer, Skindell, Strahorn, Taylor, Walcher, Widener, Wilson, Yates

Sens. Austria, Miller, Padgett

Effective date: October 13, 2004

Designates the portion of State Route 4 from Interstate 70 in Clark County to the western-most boundary of Springfield the "Heritage Parkway."

Designates a portion of United States Route 68 in Clark County the "Ron Burton Memorial Highway."

Designates the portion of State Route 93 located within Coshocton County the "Crile-Lower Memorial Highway."

Designates State Route 129 within Butler County the "Butler County Veterans Highway."

Permits the Director of Transportation to erect suitable markers along the highways indicating their names.



Am. H.B. 219

Reps. Schlichter, DeWine, C. Evans, Hollister, Husted, McGregor, Reinhard, Schmidt, Setzer, Jerse, Otterman, S. Patton, Price, Redfern, Aslanides, Flowers, Hoops, Sferra, Widowfield, Allen, Beatty, Carmichael, Chandler, Cirelli, Daniels, DeBose, DeGeeter, Gilb, Hartnett, Hughes, Latta, Niehaus, Perry, Reidelbach, Skindell, G. Smith, S. Smith, Taylor, Walcher

Sens. Carey, Harris, Dann

Effective date: September 16, 2004

Prohibits installing in any motor vehicle any object to fulfill the function of an air bag other than an air bag that was designed in conformance with federal safety standards for the make, model, and model year of the vehicle, knowing that the object is not in accordance with that standard.

Provides that a violation of this prohibition is a first degree misdemeanor on a first offense and a fifth degree felony on each subsequent offense.



Sub. H.B. 230

Reps. Reinhard, Schlichter, Widowfield, Aslanides, Carmichael, Cates, DeBose, C. Evans, Flowers, Gibbs, Hagan, Otterman, Perry, Raussen, Schmidt, Seitz, Setzer, Webster

Sens. Armbruster, Amstutz, Robert Gardner, Harris, Padgett, Spada

Effective date: September 16, 2004; certain provisions effective July 1, 2004

Contains numerous administrative and procedural changes governing the Department of Public Safety, including the following major new provisions:

(1) Expressly makes trailers and semitrailers weighing less than 4,000 pounds subject to the motor vehicle registration tax, while expressly exempting concrete pumps and concrete conveyors from the registration tax;

(2) Creates the Performance Registration and Information Systems Management Program (PRISM) within the Bureau of Motor Vehicles for the purpose of coordinating motor carrier safety information with federal and state agencies, and requires the Registrar to collect and maintain necessary motor carrier, commercial motor vehicle, and driver data in compliance with federal law;

(3) Requires the Superintendent of the State Highway Patrol to adopt rules governing the use of electronic clearance devices by commercial motor vehicles that permit those vehicles to bypass a scale location; and

(4) Transfers the regulatory authority over private investigators and security service providers from the Division of Real Estate and Professional Licensing in the Department of Commerce to the Department of Public Safety, and creates a 14-member Private Investigation and Security Services Commission to advise the Director of Public Safety on related regulatory matters.

Authorizes the Department of Transportation to regulate certain outdoor advertising devices located within urban areas, but outside specified boundaries of a municipal corporation.

Specifically includes certain sports facilities and motorsports complexes in a continuing provision exempting sports facilities from certain restrictions on advertising devices.

Exempts contracts between county commissioners and emergency medical services districts from competitive bidding.

Increases the mandatory retirement age for members of the state highway patrol retirement system from 55 to 60.



Am. Sub. H.B. 247

Reps. T. Patton, Perry, Price, S. Patton, Schlichter, McGregor, Key, Reinhard, Widowfield, Cirelli, Core, Daniels, DeBose, Domenick, Fessler, Flowers, Hoops, Hughes, Jolivette, Kearns, Kilbane, Latta, Martin, Miller, Raussen, Schmidt, Schneider, Setzer, Skindell, S. Smith, J. Stewart, Walcher, Webster, Wilson

Sens. Spada, Armbruster, Brady, Robert Gardner, Harris, Roberts, Hagan, DiDonato

Effective date: November 18, 2004

Authorizes the establishment of railroad quiet zones by municipal corporations and townships following the effective date of certain proposed federal railroad rules.

Requires approval by the Public Utilities Commission of Ohio (PUCO) of all railroad quiet zones established under the act.

Requires the PUCO to inspect each railroad quiet zone established under the act at least once every three years.

Allows the PUCO to require the implementation of safety measures that it considers necessary and appropriate at grade crossings in railroad quiet zones.

Permits the establishment of "demonstration" railroad quiet zones along certain portions of railroad lines prior to the effective date of the federal rules.

Precludes state funds from being used to pay costs associated with establishment of quiet zones unless certain conditions are met.



Am. Sub. H.B. 406

Reps. Wagner, McGregor, Seitz, Setzer, Collier, DeGeeter, Taylor, Otterman, Latta, Allen, Hollister, Chandler, Kearns, Ujvagi, Webster, Gilb, Flowers, Callender, Brown, Willamowski, D. Evans, Buehrer, Aslanides, Barrett, Beatty, Carmichael, Cirelli, Core, Distel, Domenick, C. Evans, Hagan, Hartnett, Harwood, Hughes, Key, Miller, Oelslager, T. Patton, Price, Reidelbach, Reinhard, Schmidt, D. Stewart, Wilson, Wolpert

Sens. Armbruster, Coughlin, Robert Gardner, Roberts, Schuler, Spada, Wachtmann

Effective date: March 23, 2005; Sections 3, 4, and 5 and certain provisions effective December 21, 2004

Portable signal preemption device

Prohibits a person from: (1) possessing a portable signal preemption device, and (2) using a portable signal preemption device to affect the operation of a traffic control signal, and excepts certain law enforcement officers from prohibition (1) and from (2) when responding to an emergency call.

Special license plates

Creates the following six military-related special license plates, and specifically exempts the plates from the minimum registration requirements and termination and revival provisions of continuing law that generally apply to new special license plates: (1) National Defense, (2) U.S. Armed Forces Active Duty, (3) special motorcycle license plate for retired and honorably discharged veterans, (4) Armed Forces Expeditionary Medal, (5) Silver Star, and (6) Bronze Star.

Creates the following 13 special license plates, establishes a contribution for receiving each license plate, and specifies who receives the contribution and how the contribution must be used: (1) Breast Cancer Awareness, (2) 4-H, (3) Ohio Cattlemen's Foundation Beef, (4) Share the Road, (5) Perry's Monument, (6) National Rifle Association Foundation, (7) Pets, (8) Rock and Roll Hall of Fame, (9) Mahoning River, (10) Sportsmen, consisting of four separate varieties: walleye, smallmouth bass, white-tailed deer, and wild turkey, (11) Smokey Bear, (12) Ohio State Parks, and (13) Ohio Zoo.

Establishes an additional procedure involving contracting with a community charity that may be used for the issuance of special license plates bearing the logo of a professional sports team.

Ohio Turnpike Commission

Permits the Ohio Turnpike Commission to implement any permanent or temporary toll rate decrease after holding one public meeting instead of the minimum three hearings required under prior law for any toll rate change.

Permits the Commission to institute a temporary toll rate decrease for up to 18 months in duration.

Provides that if the Commission institutes a temporary toll rate decrease for certain classes of commercial vehicles traveling on the Ohio Turnpike, the Ohio Department of Transportation must make a one-time payment to the Commission to offset the estimated revenue loss to the Commission during the temporary decrease, not to exceed \$23.4 million.

Increases from \$10,000 to \$50,000 the amount above which the Commission must utilize competitive bidding procedures for certain kinds of contracts.



Sub. S.B. 156

Sens. Jordan, Roberts, Jacobson, Stivers, Armbruster, Carey, Randy Gardner, Robert Gardner, Harris, Mallory, Mumper, Schuler, Wachtmann, Zurz

Reps. Aslanides, Hoops, McGregor, Schlichter, Brinkman, Buehrer, Calvert, Clancy, Combs, Driehaus, C. Evans, Faber, Flowers, Gibbs, Gilb, Grendell, Hagan, Hughes, Husted, Martin, Niehaus, Oelslager, Olman, Raussen, Reidelbach, Schaffer, Schmidt, Schneider, G. Smith, Taylor, White, Widowfield, Willamowski, Young

Effective date: May 18, 2005

Names parts of 11 state highways and one bridge.

Authorizes the issuance of a "Choose Life" license plate bearing an identifying marking designed by Choose Life, Inc., and approved by the Registrar of Motor Vehicles; requires the Registrar to collect a contribution in the amount of \$20 plus a \$10 processing fee for each application for registration and registration renewal that involves "Choose Life" license plates; and requires the contributions collected from persons who are issued

the license plates to be deposited into the "Choose Life" Fund, which the act creates, and paid by the Director of Health to certain eligible private, nonprofit organizations.

Establishes procedures for the Public Utilities Commission to designate exempt railroad crossings where certain buses and other specified vehicles may cross without making the stop otherwise required of those vehicles.



HOUSING

Am. Sub. H.B. 135

Reps. Willamowski, Seitz, Latta, Beatty, Book, Harwood, Schlichter, Mason, Barrett, Buehrer, Collier, Daniels, DePiero, C. Evans, D. Evans, Flowers, Gilb, Grendell, Hagan, Hughes, Husted, Jolivette, Kearns, Koziura, McGregor, Niehaus, T. Patton, Perry, Reidelbach, Schmidt, Seaver, Setzer, J. Stewart, Widowfield, Woodard

Sens. Dann, Schuler

Effective date : July 20, 2004

Makes comprehensive changes in the Condominium Law.

Terminology

Replaces "common areas and facilities" and "limited common areas and facilities" with "common elements" and "limited common elements."

Replaces "interest in common areas and facilities" and "percentage of interest in common areas and facilities" with "undivided interest in the common elements."

Replaces "board of managers" of a unit owners association with "board of directors" of a unit owners association.

Establishes definitions of the following new terms: "affiliate of a developer," "condominium," "convertible unit," and "exclusive use area."

Units and common elements

Classifies units of condominium property as "residential unit," "commercial unit," and "water slip unit," and establishes and distinguishes ownership rights in each of those types of units.

Prescribes procedures for the relocation of boundaries between adjoining units and appurtenant limited common elements, the reallocation of undivided interests in the common elements appurtenant to those units, and the reallocation of rights to the use of limited common elements between or among units.

Permits a board of directors to delegate any common element to the use of a certain unit or units to the exclusion of other units if the declaration reserves that common element as an exclusive use area.

Generally permits the conversion of all or any portion of a convertible unit into one or more units or common elements, including limited common elements, and establishes procedures for the conversion.

Permits a board of directors to authorize the use of limited common elements for the construction of open, unenclosed patios, hedges, decks, fences, or similar improvements subject to certain conditions.

Authorizes a unit owners association to purchase, hold title to, and sell real property that is not declared to be part of the condominium property.

Provides for the computation of certain common expenses either on an equal per unit basis or on the basis of the undivided interest in the common elements allocated to each unit.

Declaration and drawings

Modifies the contents of a declaration submitting property to the Condominium Law, and requires additional information to be included in the declaration.

Modifies the contents of a declaration for an expandable condominium property, and requires additional information to be contained in the declaration, including a statement that a successor owner of the condominium property or additional property is not liable, under specified conditions, for harm caused by the developer.

Authorizes a board of directors, without a vote of the unit owners, to amend the declaration for any of specified purposes, and permits a unit owner who is aggrieved by that amendment to bring a declaratory judgment action.

Modifies the provisions relating to the recording of a declaration, and provides that the provisions for the filing and recording of a declaration do not prohibit a developer and purchaser from entering into an agreement for the sale of a condominium ownership interest prior to filing the documents.

Modifies the provisions relating to the preparation and certification of drawings, and requires drawings for commercial units that do not have wall surfaces to show the monumental perimeter boundaries of those units.

Requires the owner of a convertible unit all or a portion of which is converted into one or more units and common elements to file and record drawings pertaining to the portion of the building or structure that constituted the former convertible unit.

Requires that a record of deeds of a county recorder contain all amendments to a declaration and bylaws and that a record of plats contain amendments to drawings.

Unit owners association, board of directors

Modifies a unit owners association's administration of condominium property to specify, among others, that generally all its meetings are open to the unit owners, that those present in person or by proxy when action is taken at a meeting constitute a sufficient quorum, and that meetings may be held by any method of communication, including electronic or telephonic communication, subject to certain conditions.

Extends the time for the first meeting of a unit owners association to elect one-third of the members of the board of directors to 60 days after the developer has sold or conveyed condominium ownership interests appertaining to 25% of the undivided interests in the common elements.

Precludes the extension of the authorization for developer control of a unit owners association more than five years after the association is established if the declaration includes expandable condominium property or more than three years otherwise.

Modifies the required contents of bylaws governing condominium property, and specifies that administrative rules may govern any aspect of that property not required to be governed by the bylaws.

Generally requires a unit owners association to adopt and amend budgets and to collect assessments for common expenses from unit owners.

Lists the general powers of a unit owners association for the management of the association and the condominium property, including the acquisition, encumbrance, and conveyance of units or other real property or personal property and the incorporation of the association as a not-for-profit corporation.

Establishes procedures, including providing written notice and an opportunity for a hearing, prior to a board of directors imposing a charge on a unit owner for damages or an enforcement assessment for a violation of the declaration, bylaws, or rules.

Requires a unit owner to provide specified information regarding home and business addresses to the unit owners association.

Requires a declarant or developer to provide complete and correct copies of records, minutes, and condominium documents to the board of directors upon the board taking control of the unit owners association, and permits members of the association to examine and copy the records and documents, except certain information from them.

Modifies the provisions granting lien rights to persons who do work or labor or furnish machinery, material, or fuel for the alteration or repair of any unit.

Provides that upon an election not to repair or restore common elements that are damaged or destroyed, all of the condominium property is subject to an action for sale as upon partition at the suit of unit owners exercising a majority of the voting power of unit owners.

Grants a unit owners association lien rights upon a unit owner's interest in the unit and appurtenant undivided interest in the common elements for enforcement assessments, interest and late fees, collection costs, and attorney's and paralegal fees incurred if authorized by the declaration, bylaws, or rules and if chargeable against the unit.

Modifies the procedures for enforcing a lien in a foreclosure action by a unit owners association or the holder of a first mortgage or other lien on a unit.

Generally authorizes a unit owners association to initiate eviction proceedings against a tenant for violation of the covenants and restrictions in a deed or in the declaration, bylaws, or rules of the association.

Provides that service of process in any action relating to common elements or to any right or obligation of a unit owners association may be made upon the association's designated representative or the statutory agent if the association is incorporated.

Imposes liability in damages on a declarant, a developer, an agent, a unit owner, or any person entitled to occupy a unit for harm caused to the unit owners association by failure to comply with the condominium instruments.

Required disclosures

Modifies and expands the provisions that are required to be included in the condominium instruments, including the conditions for a developer to withdraw a unit purchaser's deposit or down payment from trust or escrow to use in the actual construction and development of the condominium property, the retention of a developer's right to enter upon the condominium property to fulfill warranty obligations, the time periods after which a unit owners association or unit owner is not subject to contracts executed prior to the unit owners' assumption of control of the association, and the required option to purchase given to tenants in a conversion condominium development and notice of the option.

Modifies the information in a condominium development disclosure statement that is required to be given to a prospective purchaser to include, among others, whether the developer is required to construct recreational facilities or other common elements, the two-year projection of annual expenditures to include the cost of any mandatory dues and membership in the unit owners association as a not-for-profit organization, the offering price of each unsold unit or type of unsold unit in a conversion condominium development, and the right of the developer to use escrowed deposits.

Specifies that nonmaterial errors and omissions in the disclosure statements are not actionable in a civil action if the developer or agent attempted in good faith to comply with, and has substantially complied with, the disclosure requirements.

Specifically precludes a contract for sale of a condominium property interest from being voidable after title is conveyed to the purchaser.

Miscellaneous

Repeals the provisions pertaining to the renewal and rehabilitation of condominium property that the unit owners determined to be obsolete and elected to have renewed or rehabilitated.

Makes several structural, grammatical, gender neutralizing, and other nonsubstantive changes in the Condominium Law.

Petroleum releases--record of deeds

Requires the county recorder to record in a record of deeds any restrictions on the use of property contained in a deed or other instrument provided under the law regarding corrective actions for suspected and confirmed releases of petroleum.



Am. Sub. H.B. 431

Reps. Schneider, Clancy, Peterson, Hollister, Schmidt, Seitz, Carmichael, Carano, Aslanides, Beatty, Flowers, Barrett, Daniels, Chandler, Gilb, Kearns, Koziura, McGregor, Miller, Olman, Strahorn, Skindell, Woodard, Sferra, Allen, Brown, Cirelli, DeBose, Domenick, C. Evans, Grendell, Key, Oelslager, S. Patton, T. Patton, Price, Slaby, Ujvagi, Wilson

Sens. Carey, Hottinger, Fingerhut, Prentiss, Miller, Mallory, Harris, DiDonato, Zurz, Roberts

Effective date: May 6, 2005; Sections 1, 2, 3, and 4 effective July 1, 2005

Ohio Housing Finance Agency

Removes the Ohio Housing Finance Agency from the Department of Development, and establishes the Agency as an independent entity administered by an 11-member board.

Establishes the Agency's mission as assisting with the financing, refinancing, production, development, and preservation of safe, decent, and affordable housing for

low- and moderate-income households and promoting community development, economic stability, and growth in Ohio.

Specifies the Agency's membership as the Director of Development, the Director of Commerce, and nine specified members appointed by the Governor with the advice and consent of the Senate.

Establishes six-year terms of office for the appointed Agency members.

Requires Agency members to meet ethics requirements, and provides specified exemptions from ethics laws when members do not participate in decisions.

Establishes compensation for Agency members of \$250 per meeting, not to exceed \$4,000 per year, and permits reimbursement for expenses incurred in the discharge of their official duties.

Directs the Governor to appoint the Agency's chairperson, requires the Agency's members to elect a vice-chairperson, and permits the Agency's members to appoint other necessary officers.

Requires the Agency to maintain records and, annually, prepare an annual plan, a financial report, and a report of programs and conduct at least one public hearing the purpose of which is to obtain public input about Agency programs.

Requires the Agency to adopt bylaws and an operating budget.

Requires the Agency to serve as the housing credit agency for the state and to administer relevant state and federal programs.

Permits the Agency to issue bonds and administer programs of financial assistance.

Enables the Agency to provide emergency or disaster financial housing assistance when the Governor declares a state of emergency.

Requires that applicants for Agency funding assistance provide notice to specified public officials when a multifamily rental housing project would be located in the jurisdiction of those public officials, and provides procedures for comment and objections.

Exempts the Agency's bonding powers from state statutes governing state revenues and funds and the Uniform Depository Act.

Declares that Agency bonds issued pursuant to the act do not constitute a debt or the pledge of the faith and credit of the state or any political subdivision.

Specifies that Agency bonds are payable solely from the revenues and security interests pledged for their payment, except for anticipation bonds and bonds refunded by refunding bonds.

Permits the Agency to issue bonds for any term at any interest rate, to use any method of calculating interest, and to include any condition or provision that the Agency authorizes in the resolution authorizing the bonds.

Permits bonds to be sold at public or private sale for an amount not less than the price the Agency establishes, and provides procedures for executing the bonds.

Clarifies that no Agency member is liable personally on the bonds or is subject to personal liability by reason of their issuance.

Authorizes state officials to take all actions necessary to ensure that interest is exempt from federal income taxation with respect to bonds that the Agency intends to be tax exempt.

Permits the securing of bonds through the use of trust agreements.

Creates the Housing Development Fund as a custodial fund, and eliminates the Housing Guarantee Fund.

Exempts specified information in the Agency's or Controlling Board's possession from the Public Records Law.

Requires state agencies to cooperate with the Agency and provide information that the Agency determines necessary or helpful.

Permits the Agency to contract with other entities to perform functions that the act authorizes it to perform.

Permits the Agency to enter into contracts with suppliers, and exempts the Agency from state statutes that govern public works and state purchases.

Makes modifications in the Low- and Moderate-Income Housing Trust Fund Law to reflect that the Agency is an independent entity, and transfers some of the Agency's functions relating to the Trust Fund to the Department of Development.

Provides for the Agency's transition from the Department of Development on July 1, 2005, with the Agency taking over the functions that had been associated with it in the Department.

Uniform Public Securities Law and Miscellaneous Bond Proceeding Law

Expands the definitions of "interest rate hedge" in those Laws to permit an arrangement to include a requirement for the issuer to issue bonds at a future date.

Specifies that the Miscellaneous Bond Proceeding Law applies to bonds that are issued under the Uniform Public Securities Law.

Permits the bond proceedings under the Miscellaneous Bond Proceeding Law to provide for the sale of bonds the proceeds of which are held in escrow and invested in certain direct obligations of the United States or obligations guaranteed as to payment by the United States.

Linked deposit programs

Authorizes certain port authorities to establish linked deposit programs and to participate in the Housing Linked Deposit Program.



Sub. S.B. 102

Sens. Wachtmann, Jacobson, Prentiss

Reps. Distel, McGregor, Schaffer, Barrett, Brown, Cates, Chandler, D. Evans, Flowers, Harwood, Martin, Niehaus, Otterman, Raga

Effective date: August 6, 2004; certain provisions effective August 6, 2005

Creates the Ohio Manufactured Homes Commission to regulate the installation of manufactured housing.

Requires the Commission to adopt rules establishing standards that govern the installation of manufactured housing.

Establishes requirements for the issuance of a manufactured housing installer license, and requires the Commission to adopt rules governing the procedures to issue a license and to issue licenses accordingly.

Establishes other duties and powers of the Commission.

Permits the Commission to discipline manufactured housing installers and deny licenses to installers for specific reasons.

Permits the Commission to certify local building departments to accept and approve plans and inspect installations of manufactured housing.

Requires the Auditor of State to make a notation on the audit report of any county treasurer's office that invested at least 10% of the county's money in specified types of local institutions during the previous fiscal year.



HUMAN SERVICES

Am. Sub. H.B. 11

Reps. Jerse, Redfern, Allen, Raga, Miller, Widowfield, S. Patton, Hartnett, Kearns, Seitz, Oelslager, D. Stewart, Hollister, Strahorn, Bocchieri, Sykes, Perry, Olman, DePiero, Hagan, Otterman, Raussen, Sferra, Price, Carano, Ujvagi, Koziura, Seaver, Domenick, Yates, G. Smith, Cirelli, Fessler, DeBose, Reidelbach, Barrett, Harwood, Schneider, Blasdel, Hoops, Taylor, White, Beatty, Book, Carmichael, Cates, Chandler, Collier, Daniels, Distel, Driehaus, C. Evans, D. Evans, Faber, Flowers, Gilb, Grendell, Hughes, Jolivette, Key, Kilbane, Mason, McGregor, Niehaus, T. Patton, Schaffer, Schmidt, Setzer, Skindell, S. Smith, Trakas, Wilson, Woodard

Sens. Austria, Amstutz, Carey, Coughlin, Dann, Fedor, Fingerhut, Robert Gardner, Hagan, Harris, Miller, Mumper, Padgett, Prentiss, Spada, White, Zurz

Effective date: May 18, 2005

Renames "child day-care" as "child care" and "publicly funded child day-care" as "publicly funded child care."

Prohibits the Director of Job and Family Services from licensing a child day-care center or type A family day-care home if the Director determines all of the following: (1) the applicant previously had been certified as a type B family day-care home, (2) a county department of job and family services revoked that certification, (3) the revocation was based on the applicant's refusal or inability to comply with the criteria for certification, and (4) the refusal or inability resulted in a risk to the health or safety of children.

Requires a county department of job and family services, on receipt of an application for a type B family day-care home certificate or renewal of such a certificate, to request from a public children services agency information concerning any abuse or neglect report of which the applicant is the subject.

Requires a public children services agency to promptly provide to the Department of Job and Family Services (DJFS) or a county department of job and family services any information that the agency determines to be relevant for the purposes of evaluating the fitness of a person who has applied for licensure or license renewal of a type A home or certification or certificate renewal of a type B home.

Requires DJFS to inspect a child day-care center or type A home, and a county director of job and family services to inspect a type B home or home of a child receiving publicly funded child care from an in-home aide, if a complaint alleges that a child

suffered physical harm while receiving child care at the center or home or that the alleged noncompliance involved, resulted in, or poses a substantial risk of physical harm to a child receiving child care at the center or home.

Requires the Director of Job and Family Services to adopt rules establishing standards for training individuals whom a county department of job and family services employs, or with whom a county department or DJFS contracts, to inspect or investigate type B homes.

Adds additional offenses that disqualify an individual from obtaining a child day-care center or type A home license or type B home certification.

Provides that if a person who is the subject of a criminal records check in connection with the licensing of a child day-care center or type A home or certification of a type B home does not present proof that the person has been an Ohio resident for the five-year period immediately prior to the date when the criminal records check is requested or does not provide evidence that within that five-year period the Superintendent of the Bureau of Criminal Identification and Investigation has requested information about the person from the Federal Bureau of Investigation (FBI) in a criminal records check, the Superintendent must be requested to obtain information from the FBI as a part of the criminal records check.

Prohibits a child care provider from knowingly misrepresenting to specified persons a factor or condition that relates to the provision of child care and substantially affects the health or safety of children in the provider's facility or receiving child care from the provider.

Requires the owner, provider, or administrator of a type A or type B family day-care home to make certain disclosures before accepting a child into that home.

Requires the owner, provider, or administrator of a type A or type B family day-care home to notify specified persons if a child dies while under the care of the home or while receiving child care from the owner, provider, or administrator.

Requires the owner, provider, or administrator of a type A or type B family day-care home to notify specified persons if a child is hospitalized for more than 24 hours because of injuries sustained while under the care of the home or while receiving care from the owner, provider, or administrator, and requires a second notice if the child dies as a result of those injuries.

Provides that, if the person responsible for the care of a child requests it, a child care center licensee must disclose certain information before accepting the child into that center.

Requires a child care center licensee to notify certain persons when a currently enrolled child dies while under the care of the center or while receiving child care from the owner, provider, or administrator.

Requires a child care center licensee to notify certain persons when a currently enrolled child dies because of injuries suffered while under the care of the center or while receiving child care from the owner, provider, or administrator.

Increases the penalty for operating a child day-care center or type A home without a license.

Requires the Director of Job and Family Services to recommend standards for imposing sanctions on persons and entities licensed or certified under state law governing child care that violate any provision of that law.

Revises the law governing child care providers' receipt of rules concerning licensure and certification.

Increases the number of members of the Day-Care Advisory Council, and renames it the Child Care Advisory Council.

Provides for removal of a Council member for willful and flagrant exercise of authority or power that is not authorized by law, refusal or willful neglect to perform any official duty as a member of the Council imposed by law, or being guilty of misfeasance, malfeasance, nonfeasance, or gross neglect of duty as a member of the Council.

Requires that the Council have two co-chairpersons: the Director of Job and Family Services, or the Director's designee, and an individual elected by the Council's members.

Requires that the Council's annual report address the availability, affordability, accessibility, and quality of child care and summarize the recommendations and plans of action that the Council has proposed during the preceding fiscal year.

Prohibits a child day camp from failing to conduct the required criminal records checks.

Authorizes DJFS to conduct random sampling of child day camps to determine compliance with the continuing criminal records check requirements.

Provides DJFS with mechanisms to enforce the criminal records check laws, including the imposition of a civil penalty, issuing an order to initiate the required check, and notifying the public of the camp's failure to comply with the records check laws.

Repeals a law under which a family who had a child enrolled in a Head Start program and received publicly funded child care in a collaborative model at the same location continued to receive publicly funded child care until the end of the Head Start program year unless the child care fee was not paid.



Am. Sub. H.B. 117

Reps. Widowfield, Husted, Hollister, McGregor, Kearns, Seitz, White, Gilb, Allen, Schmidt, Schneider, Brown, Perry, Cirelli, Reidelbach, Price, Hagan, Flowers, Otterman, Aslanides, Barrett, Beatty, Boccieri, Carano, Carmichael, Clancy, Collier, Daniels, DeBose, Distel, C. Evans, Hartnett, Harwood, Hoops, Hughes, Jerse, Jolivette, Key, Martin, Niehaus, T. Patton, Raussen, Reinhard, Schlichter, Setzer, Sferra, G. Smith, S. Smith, D. Stewart, J. Stewart, Strahorn, Taylor, Ujvagi, Wagner, Walcher, Widener, Williams, Wilson, Wolpert, Woodard, Yates

Sens. Wachtmann, Brady, DiDonato, Fedor, Robert Gardner, Prentiss, Roberts

Effective date: September 3, 2004

Requires that a foster caregiver successfully complete at least 24 hours of preplacement training to be eligible for an initial family foster home certificate rather than at least 12 hours before certification and at least 12 additional hours before children may be placed in the home.

Requires that continuing training for foster caregivers be completed over the two-year certification period rather than annually.

Eliminates specification of courses that must be included in a continuing training program for foster caregivers, and instead requires that the Department of Job and Family Services (DJFS) adopt rules governing continuing training.

Eliminates the requirement that preplacement training for treatment foster home or medically fragile foster home certification include up to eight hours of special education surrogate parenting training.

Requires that foster caregivers who operate specialized foster homes complete courses in the use of appropriate behavioral intervention techniques such as de-escalation, self-defense, and physical restraints.

Removes cardiopulmonary resuscitation and first aid as a required preplacement training subject, except for foster caregivers seeking certification for specialized foster homes.

Requires DJFS to establish in rules a time extension for certain persons on active duty with the United States armed forces or the Ohio organized militia to complete continuing training requirements.

Creates new exceptions to the limit on the number of children in a foster home.

Permits DJFS to seek an order preventing an institution or association that holds a certificate from receiving additional children or an order removing children in certain circumstances.

Requires specified persons who arrange an adoption to request that the Bureau of Criminal Identification and Investigation conduct a criminal records check of all adults residing with the prospective adoptive parent, and prohibits a probate court from issuing a final adoption decree or an order making the prospective adoptive parent the adoptive parent if any such adult has been convicted of or pleaded guilty to specified offenses.

Permits DJFS to have a criminal records check conducted based on a Social Security number rather than fingerprints for an adult resident of a prospective adoptive or foster home or the home of a foster caregiver if the adult is physically unable to comply with the fingerprinting requirement and poses no danger to foster children or adoptive children who may be placed in the home.

Requires that a criminal records check under the act also determine whether the person has been convicted of arson or aggravated arson, and generally precludes a person who is convicted of or pleads guilty to arson or aggravated arson from becoming responsible for a child's care in out-of-home care or becoming an adoptive parent.

Expressly includes the operator of a foster home in the definition of "association" or "institution" for the purposes of the law governing child placement.

Repeals a provision of Am. Sub. H.B. 95 of the 125th General Assembly requiring the Legislative Office of Education Oversight to conduct a review of partnership agreements between a Head Start provider and a provider of child care or day care services.



Sub. H.B. 130

Reps. Reidelbach, Hagan, McGregor, Kearns, Faber, Otterman, Grendell, Williams, S. Patton, Cirelli, Allen, Clancy, Hollister, Gilb, Willamowski, Boccieri, Buehrer, Carano, Carmichael, Cates, Collier, Daniels, DeBose, Distel, Domenick, C. Evans, Fessler, Flowers, Gibbs, Hughes, Jolivette, Key, Martin,

Niehaus, Olman, T. Patton, Price, Schaffer, Setzer, G. Smith, J. Stewart, Taylor, Wagner, Widener, Wolpert, Young

Sens. Goodman, Stivers, Hottinger, Dann, White, Brady, Carey, Roberts, Schuler, Schuring, Robert Gardner

Effective date: July 20, 2004

Permits in specified circumstances the execution of a power of attorney or caretaker authorization affidavit that provides a grandparent with whom a child resides authority over the care, physical custody, and control of the child, including the ability to enroll the child in school and to consent to medical care for the child.

Provides that a military power of attorney executed under federal law to grant authority over the care, custody, and control of a child is considered a power of attorney under the act.

Establishes procedures and forms for executing a power of attorney or caretaker authorization affidavit described above.

Requires the power of attorney or caretaker authorization affidavit to be filed in the juvenile court of the county in which the grandparent resides or any other court that has jurisdiction over the child under a previously filed motion or proceeding.

Provides that execution of a power of attorney or caretaker authorization affidavit does not affect the rights and responsibilities of the parent, guardian, or custodian regarding the child, does not grant legal custody, and does not grant authority to consent to adoption or marriage of the child.

Provides that generally a caretaker authorization affidavit may be executed only if both of the parents, or the child's guardian or custodian, cannot be located.

Permits a parent, guardian, or custodian to take action to negate or reverse any decision made by a grandparent granted authority over a child pursuant to a caretaker authorization affidavit.

Provides for termination, and notifications that must be made on termination, of a power of attorney or caretaker authorization affidavit.

Provides immunity from civil and criminal liability for all persons who, in good faith, rely on or take action in reliance on a power of attorney or caretaker authorization affidavit.

Prohibits the creation of a power of attorney or execution of a caretaker authorization affidavit for the purpose of enrolling a child in school so that the child may

participate in interscholastic athletic programs or academic programs provided by a specific school or school district.

Requires the grandparent to include certain specified information with the filing of the power of attorney or caretaker authorization affidavit, including whether the grandparent previously had been convicted of or pleaded guilty to any criminal offense involving any act that resulted in a child being an abused or neglected child.

Allows the court to report the above information that is related to acts resulting in a child being an abused or neglected child to the Public Children Services Agency (PCSA), and requires the PCSA, upon receipt of that information, to initiate an investigation.

Allows the court, if the court has reason to believe that a power of attorney or caretaker authorization affidavit is not in the best interest of the child, to report that information to the PCSA, and requires the PCSA, upon receipt of that information, to initiate an investigation and submit a report of its investigation not later than 30 or 45 days depending on certain specified circumstances.



INDUSTRY, COMMERCE, AND LABOR

H.B. 120

Reps. Grendell, Buehrer, Seitz, Williams, Fessler, Jolivette, Hartnett, Allen, Miller, Distel, McGregor, Calvert, Cates, Daniels, DePiero, Domenick, C. Evans, D. Evans, Flowers, Hughes, Latta, Niehaus, Raga, Raussen, Reidelbach, Schneider, Setzer, J. Stewart

Sens. Nein, Mumper, Schuler

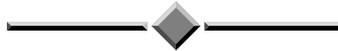
Effective date: May 4, 2004

Permits the owner of a self-service storage facility to charge a reasonable late fee for each service period that an occupant does not pay rent in full by the third day after the due date.

Defines a reasonable late fee as \$20 for each late rental payment, or 20% of the amount of each late rental payment, whichever is greater, or a reasonable amount specified in the written rental agreement.

Requires the amount of any late fee and the conditions for imposing the late fee to be stated in a written rental agreement between the owner and the occupant.

Permits an owner to charge an occupant for any reasonable expense incurred by the owner in rent collection or lien enforcement in addition to the late fee.



Am. Sub. H.B. 175

Reps. Buehrer, Widener, Olman, D. Evans, Kilbane, Hagan, Taylor, Flowers, Hughes, Martin, Schaffer, Setzer

Sens. Mumper, Wachtmann, Blessing, Armbruster

Effective date: May 27, 2005

Establishes three types of regulations governing residential buildings: a state residential building code, local residential building regulations for municipal corporations, counties, and townships, and existing structures codes for counties and townships.

Requires the Board of Building Standards to adopt a state residential building code separate from the nonresidential building code (ongoing law's Ohio Building Code).

Specifies that local residential building regulations may not differ from the state residential building code unless their subject matter is not addressed by the state code or a specified conflict procedure is followed.

Requires enforcement of the state residential building code only where a local building department is certified to enforce it, and does not require building departments to apply for residential enforcement certification.

Gives counties, townships, and municipal corporations the option of adopting the state residential building code, an essentially identical local residential building code, or no residential building code.

Permits, but does not require, municipal corporation, county, and township adoption and enforcement of local residential building regulations, and authorizes counties and townships to adopt specified existing structures codes.

Re-establishes the Residential Construction Advisory Committee, and requires it to recommend a state residential building code to the Board of Building Standards.

Permits a certified building department established by a county, township, or municipal corporation to administer and enforce the state residential building code, the nonresidential building code, or both.

Specifies that an owner of a residential building in an area without a local building department that is certified to enforce the state residential building code is not required to receive approval of the plans and specifications for the building.

Provides procedures for the Board of Building Standards to determine whether a conflict exists with a local residential building regulation, and requires the incorporation of a local regulation into the state residential building code if it technically conflicts with the state code, but is necessary for health or safety.

Requires a county, township, or municipal corporation with a certified building department to collect, on behalf of the Board of Building Standards, a fee equal to 1% of any local fees collected in connection with residential buildings.

Removes detailed requirements that the Board of Building Standards adopt energy conservation and thermal efficiency standards for residential structures, but retains an energy conservation requirement in a general manner for state building codes.

Adds penalty provisions for violations of the Ohio Building Standards Law.

Provides procedures for a homeowner and residential contractor to follow before a homeowner files a civil action against the contractor or seeks arbitration for an alleged construction defect.



Sub. H.B. 223

Reps. Gibbs, Cates, Schmidt, C. Evans, Calvert, Hagan, Aslanides, D. Evans, Buehrer, Setzer, Webster, McGregor, Raussen, Young, Faber, Peterson, Carmichael, Wolpert, Schlichter, Blasdel, Clancy, Collier, Core, Daniels, DeBose, Flowers, Gilb, Hoops, Martin, Niehaus, Raga, Reidelbach, Reinhard, Schaffer, Schneider

Sens. Spada, Mumper, Wachtmann, Nein, Harris, Hottinger, Padgett, Austria

Effective date: October 13, 2004

Revises the conditions under which chemical testing of an employee may establish a rebuttable presumption that the employee's injury was proximately caused by the use of alcohol or an unprescribed controlled substance affecting the employee's eligibility to qualify for workers' compensation benefits.



Am. H.B. 288

Reps. Faber, McGregor, Seitz, Willamowski, Latta, Gibbs, Aslanides, Carmichael, Distel, Domenick, Driehaus, C. Evans, Niehaus, Perry, Reinhard, Schlichter, Seaver, Setzer, Walcher, Widener, Book, Barrett, Beatty, Brown, Buehrer, Callender, Carano, Chandler, Clancy, Collier, Daniels, DeBose, D. Evans, Flowers, Gilb, Grendell, Hagan, Hartnett, Harwood, Hollister, Hoops, Hughes, Jolivette, Kearns, Olman, Raussen, Schmidt, Schneider, G. Smith, J. Stewart, Williams, Yates

Sens. Robert Gardner, Jordan

Effective date: September 3, 2004

Generally, through replacement of the term "association" with "cooperative," expands certain continuing statutory provisions that govern cooperatives organized under Ohio law to also include cooperatives that are organized under the laws of another state, the District of Columbia, or the United States, including the definitions of "member," "membership stock," and "patronage stock" and the provisions governing the minimum

number of members that a cooperative organized under Ohio law can have, the merger or consolidation of cooperatives organized under Ohio law with other cooperatives or other entities, unfair marketing practices in which a handler that is bargaining with a marketing cooperative is prohibited from engaging, and the exemption of membership stock and patronage stock from Ohio law governing securities.

Generally, allows an association to indemnify or agree to indemnify any person that was or is a party, or is threatened to be made a party, to any threatened, pending, or completed civil, criminal, administrative, or investigative action, suit, or proceeding, other than an action or suit by or in the right of the association itself, because the person is or was acting in certain capacities on behalf of the association.

Generally, allows an association to indemnify or agree to indemnify any person that was or is a party, or is threatened to be made a party, to any threatened, pending, or completed action or suit by or in the right of the association itself to procure a judgment in the association's favor because the person is or was acting in certain capacities on behalf of the association.

Applies to the above types of indemnification continuing law's test for determining what is reasonably believed to be in or not opposed to the best interests of an association, and expands the matters that a director of an association may consider in determining what is reasonably believed to be in or not opposed to the best interests of the association to include the interests of the members as patrons of the association.

Defines "patron" as a person with which a cooperative has made an enforceable agreement to allocate and distribute a per unit retain, patronage dividend, or patronage refund with respect to business conducted by the cooperative with or for the person.

Authorizes an association to act as the agent or representative of any patrons in any activities authorized by the law governing cooperatives.

Authorizes an association to purchase and maintain insurance or furnish similar protection for or on behalf of persons serving in specified capacities on behalf of the association.

Specifies that the principal place of business of an association need not be located within Ohio.

Eliminates the definition of "corporation," and clarifies that associations are corporations, that the law governing cooperatives and not the law that generally governs nonprofit corporations must govern associations, that certain references to corporations in the law governing cooperatives do not apply to associations, and that certain forms required to be used under the law governing cooperatives must be prescribed by the Secretary of State specifically for the administration of that law.

With respect to continuing law that authorizes the board of directors of an association to adopt a restatement of its articles of incorporation that includes previously approved amendments, specifies that the restatement may be adopted without a member vote if it merely includes those amendments.

Eliminates former law's specification that, after initial bylaws were adopted by an association, bylaws could be adopted and amended only by the members of the association unless the members adopted a bylaw that permitted the board of directors to make and amend them, and specifies instead that, after the initial bylaws are adopted, bylaws may be adopted and amended only by the members unless the articles of incorporation or bylaws provide that the board of directors, by a two-thirds vote of the entire board, may adopt or amend the bylaws or any specified bylaw.

Prohibits any bylaw adopted or amended by the board of directors from conflicting with the association's articles of incorporation or the law governing cooperatives.

Clarifies that if an association's certificate of dissolution is filed by the members of the association, it is the responsibility of those members to cause public notice of the voluntary dissolution to be published in a newspaper.

Clarifies that continuing law requiring the remaining directors to fill a vacancy on a board of directors that occurs other than by expiration of term does not apply if the association's bylaws provide for a different means of filling the vacancy.

Specifies that the officers of an association may include, among others, one or more vice chairpersons of the board of directors who are elected by the board.

Eliminates a requirement that actions taken without a meeting by the members or affected stockholders of an association be in writing and signed by a specified percentage of those members or affected stockholders who would be entitled to vote on the action at a meeting for that purpose.

For an association that is dissolved voluntarily, establishes the order in which the directors or an authorized liquidator must apply the assets of the association in the course of winding up its affairs, and adds that such a liquidator may be appointed rather than employed.

Modifies the list of criteria, only one of which must be satisfied by a corporation or other person wishing to do business in Ohio using the word "cooperative" or "co-op" as a part of its business name, by revising one of those criteria to require the corporation or other person to be organized under, rather than to have complied with, the law governing cooperatives.

Authorizes a state or federally chartered credit union to do business in Ohio with "cooperative" or "co-op" as part of its name.

Modifies the definition of "producer" to include a lessor of real or personal property used for production of agricultural products for the market that receives as rent part of the agricultural product rather than, as under former law, a lessor of land who received such rent.

Clarifies that a municipal power agency is not an association for the purposes of the law governing cooperatives, and, through a cross-reference to continuing law, defines "municipal power agency" as any Ohio nonprofit corporation, the members of which are municipal corporations that own and operate electric utility systems, that sells electricity to its members for resale.

Makes other changes in the law governing cooperatives.



Am. H.B. 498

Reps. Faber, Buehrer, Young, Gibbs, Wagner, Seitz, Brinkman, Aslanides, Setzer, Reinhard, Combs, Hagan, Niehaus, Collier, Clancy, D. Evans, Schaffer, Fessler, Webster, Cates, Blasdel, Calvert, Carmichael, Core, Daniels, DeWine, C. Evans, Flowers, Gilb, Hollister, Hoops, Kearns, Martin, Peterson, Reidelbach, Schlichter, Schmidt, Schneider, Taylor, Widowfield, Wolpert

Sens. Mumper, Wachtmann, Amstutz, Hottinger, Jordan, Spada

Effective date: April 7, 2005

Creates a statutory cause of action for an employment intentional tort.



Sub. S.B. 179

Sens. Nein, Carey, Stivers, Harris

Reps. Hagan, Barrett, Domenick, C. Evans, Flowers, Young

Effective date: September 16, 2004

Renames the Ohio Construction Industry Examining Board the Ohio Construction Industry Licensing Board.

Makes operating without an appropriate license issued by the Ohio Construction Industry Licensing Board a minor misdemeanor on the first violation and a fourth degree misdemeanor on subsequent violations.

Establishes as possible penalties for violating the Construction Industry Licensing Law a fine of up to \$1,000 per day, increased continuing education courses, and revocation or suspension of a license.

Authorizes the Attorney General to bring a civil action for appropriate relief upon the request of a trades section of the Board.

Extends the deadline for submitting a complaint against a licensed contractor from one to three years after the alleged action or event occurred.

Transfers certain duties of the trades sections of the Board to its administrative section, and modifies some of those duties.

Modifies certain continuing education, examination, and license renewal requirements relative to licensed contractors.

Increases fees charged to continuing education providers who provide courses for licensed contractors.

Modifies provisions relative to an assigned license.

Requires backflow technicians to be certified pursuant to rules adopted by the Superintendent of the Division of Industrial Compliance in the Department of Commerce.

Modifies certain definitions relative to licensed contractors.

Permits the Ohio Turnpike Commission to keep cost estimates for roadway and bridge construction projects confidential until all bids are received.



INSURANCE

Sub. H.B. 185

Reps. Schmidt, Allen, Setzer, Seitz, Aslanides, C. Evans, Olman, Schneider, Schaffer, Raga, Webster, Buehrer, Skindell, Beatty, Brown, Chandler, Cirelli, Collier, Daniels, DeBose, Domenick, Hartnett, Harwood, Hughes, Jolivette, Key, Miller, Otterman, S. Patton, Perry, Price, Redfern, Reidelbach, Seaver, S. Smith, D. Stewart, J. Stewart, Strahorn, Yates

Effective date: August 31, 2004

Permits the state and political subdivisions to pay some or all of the premium for their elected officers' and employees' long-term care insurance.

Allows officials and employees of a political subdivision to serve on the governing body of a joint self-insurance health care program of which the political subdivision is a member.



Sub. H.B. 243

Reps. Raussen, Buehrer, Hollister, Reidelbach, S. Patton, Barrett, McGregor, Kearns, Willamowski, Gibbs, Fessler, Allen, Beatty, Carano, Carmichael, Chandler, Clancy, Collier, Daniels, DeBose, DeGeeter, Domenick, Driehaus, C. Evans, Flowers, Gilb, Grendell, Hagan, Harwood, Hoops, Hughes, Jolivette, Key, Kilbane, Niehaus, Otterman, T. Patton, Price, Schlichter, Schmidt, Schneider, Seitz, S. Smith, D. Stewart, J. Stewart, Strahorn, Taylor, Ujvagi, Widener, Wolpert, Woodard, Yates

Sens. Spada, Nein, Prentiss, Roberts, Schuler

Effective date: August 6, 2004

Regulates the sale of a home service contract, formerly treated as an insurance transaction, instead as a consumer transaction subject to the Consumer Sales Practices Act.

Provides a two-year extension of the 1.5% interest rate relative to minimum nonforfeiture amounts for annuity contracts.



Am. Sub. H.B. 281

Reps. Martin, McGregor, Kearns, Seitz, Husted, Schaffer, Webster, Gibbs, Walcher, Carano, G. Smith, Olman, Wolpert, Faber, Hughes, Daniels, Allen, Barrett, Buehrer, Calvert, Carmichael, Chandler, Collier, DeBose, DeGeeter, Distel, Domenick, C. Evans, Flowers, Gilb, Grendell, Hagan, Hartnett, Harwood, Hoops, Jolivette, Kilbane, Latta, Niehaus, Otterman, S. Patton, Perry, Price, Reidelbach, Schlichter, Schmidt, Setzer, Sferra, D. Stewart, J. Stewart, Strahorn, Taylor, Ujvagi, Wagner, Widener, Yates

Sens. Nein, Hottinger, Padgett, Robert Gardner, Mumper, Roberts, Zurz

Effective date: July 2, 2004

Provides a means of identifying a health insuring corporation's admitted assets for purposes of meeting the statutory minimum, and repeals the former listing of qualifying assets.

Imposes penalties on any person operating a multiple employer welfare arrangement, health insuring corporation, or insurance company without a valid certificate of authority from the Superintendent of Insurance.

Imposes criminal and administrative penalties on agents selling policies of unlicensed insurers.

Limits the circumstances under which the Superintendent of Insurance is required to issue certificates of compliance to insurers.

Includes in the continuing definition of "group life insurance" life insurance covering the members of a specified workforce.



Sub. H.B. 282

Reps. Flowers, Martin, Seitz, Setzer, Allen, G. Smith, Daniels, Driehaus, Faber, Fessler, Gibbs, Hughes, Koziura, T. Patton, Seaver, Sferra, White, Wolpert, Woodard, Barrett, Book, Brown, Calvert, Carano, Cirelli, Clancy, Collier, DeBose, Distel, Domenick, C. Evans, D. Evans, Gilb, Hagan, Hartnett, Harwood, Hollister, Hoops, Jerse, Key, Mason, Miller, Niehaus, Oelslager,

Olman, Reidelbach, Schaffer, Schlichter, Schmidt, S. Smith, D. Stewart, J. Stewart, Strahorn, Taylor, Widener, Willamowski, Wilson, Yates

Sens. Nein, Fingerhut, Austria, Mumper, Stivers, Padgett, Carey, Fedor, Robert Gardner, Coughlin, Armbruster, Harris, Jacobson, Randy Gardner, Spada, Schuring

Effective date: Emergency, April 12, 2004

Authorizes the Superintendent of Insurance to create the Medical Liability Underwriting Association, upon a finding of need, to provide medical liability insurance to physicians, podiatrists, and hospitals.

Redefines preferential transfer for purposes of insurer liquidation proceedings.

Repeals the personal liability of individuals participating in a preferential transfer on behalf of an insurance company.

Repeals a set off formerly allowed to a creditor against any preferential transfer received from an insurer for credit granted in good faith to the insurer after the preferential transfer.

Modifies the types of preferential transfers that may be avoided by the liquidator of an insurance company.

Ends the Franklin County Court of Common Pleas' exclusive jurisdiction over insurer liquidation proceedings involving preferences.



Am. H.B. 301

Reps. Core, Seitz, Hoops, Gilb, Willamowski, McGregor, Collier, Gibbs, White, Hughes, Setzer, T. Patton, Wolpert, Daniels, Sferra, Martin, G. Smith, Aslanides, Book, Buehrer, Calvert, Carano, Clancy, DeGeeter, Domenick, Flowers, Grendell, Harwood, Reidelbach, Schmidt, Skindell, S. Smith, J. Stewart, Taylor, Woodard

Sens. Carey, Mumper, Schuler

Effective date: July 14, 2004

Limits the duration of a mutual insurance company's lien on property that it insures to five years from the date of the filing of the lien or an extension certificate.

◆

Sub. H.B. 331

Reps. Schmidt, Schneider, Hughes, Clancy, Raga, Schlichter, Webster, T. Patton, Grendell, Flowers, Barrett, J. Stewart, Miller, Allen, DeBose, McGregor, Latta, S. Patton, Key, Kearns, Brown, Jerse, Beatty, Harwood, Kilbane, Walcher, Price, G. Smith, S. Smith, Cirelli, Hollister, Reidelbach, Aslanides, Boccieri, Book, Buehrer, Callender, Carano, Carmichael, Cates, Chandler, Collier, Daniels, DeGeeter, Distel, Domenick, C. Evans, D. Evans, Faber, Gilb, Hagan, Hartnett, Hoops, Koziura, Martin, Mason, Oelslager, Olman, Otterman, Schaffer, Seaver, Setzer, Sferra, Skindell, Slaby, D. Stewart, Strahorn, Sykes, Taylor, Ujvagi, Widener, Widowfield, Willamowski, Wilson, Woodard, Yates

Sens. Hagan, Amstutz, Austria, Blessing, Brady, Carey, Coughlin, Dann, Fedor, Fingerhut, Goodman, Harris, Hottinger, Jacobson, Jordan, Mallory, Miller, Mumper, Nein, Padgett, Prentiss, Randy Gardner, Robert Gardner, Roberts, Schuring, Spada, Wachtmann, White, Zurz

Effective date: Emergency, December 21, 2004; certain provisions effective March 22, 2005

Screening mammography benefits

Eliminates the \$85 benefit maximum that applies under certain health insurance policies and plans for screening mammography, and instead provides that the total benefit is not to exceed 130% of the Medicare reimbursement rate in Ohio for screening mammography.

Requires that the benefit amount be calculated according to the lowest Medicare reimbursement rate when more than one rate applies in Ohio for a screening mammography or a component of a screening mammography.

Specifies that, if a provider, hospital, or other health care facility provides a service that is a component of the screening mammography benefit and submits a separate claim for that component, a separate payment must be made to the provider, hospital, or other health care facility in an amount that corresponds to the ratio paid by Medicare in Ohio for that component.

Medical records fees

Extends to December 31, 2008, the law governing fees for copies of medical records.

Changes the fees that health care providers and medical records companies may charge for copies of medical records.

Specifies the persons or entities that are entitled to free copies of medical records.

Requires the Director of Health to adjust fees in accordance with the Consumer Price Index not later than January 31, 2006, and requires that the Department of Health make a list of the adjusted fees available on its website.



Sub. H.B. 425

Reps. J. Stewart, Aslanides, Hollister, Schaffer, Seitz, Skindell, Cirelli, Domenick, Niehaus, Blasdel, Carano, Collier, Daniels, DeBose, C. Evans, D. Evans, Gibbs, Otterman, Slaby, D. Stewart, Wilson, Wolpert

Sens. Mumper, Carey

Effective date: April 27, 2005

Removes a previous deductible on mine subsidence coverage provided by the Ohio Mine Subsidence Insurance Underwriting Association that was set at 2% of the policy's total insured value.

Increases the cap on the amount of reinsurance coverage that the Ohio Mine Subsidence Insurance Underwriting Association provides to insurers on policies of mine subsidence coverage from \$50,000 to \$300,000.

Eliminates prior authority for state appropriations to, and an annual distribution to policyholders of excess money in, the Mine Subsidence Insurance Fund.

Allows for the election of a representative of member companies to the Mine Subsidence Insurance Governing Board without a meeting of the members.

Specifies the Ohio counties in which mine subsidence insurance must be offered as an option in connection with property and homeowners insurance, but does not affect the continuing list of counties with mandatory coverage.

Imposes limits on the amount of homeowners insurance that can be required by lenders.

Extends the period of the Ohio coal tax credit.

Provides exceptions to the examination and residency requirements for the licensing of public insurance adjusters.

Establishes a formula for the determination of bail bond premiums for use in insurance companies' annual statements of condition.



Sub. S.B. 43

Sens. Spada, Robert Gardner, Blessing, Coughlin, Schuring, Jacobson, Fingerhut, DiDonato, Wachtmann, Harris, Schuler, Dann, Armbruster, Brady, Fedor, Hagan, Mallory, Roberts, Zurz

Reps. Barrett, Combs, DeBose, Beatty, S. Smith, Harwood, G. Smith, Hoops, Reidelbach, Buehrer, Carano, Clancy, Collier, Distel, Domenick, C. Evans, Flowers, Hagan, Hartnett, Hughes, Key, Kilbane, McGregor, Miller, Oelslager, Olman, Otterman, T. Patton, Price, Schmidt, Sferra, Slaby, J. Stewart, Taylor, Walcher, Wilson, Yates

Effective date: October 13, 2004; certain provisions effective October 13, 2005

Requires certain health insurers that issue or require the use of a standardized identification card or an electronic technology for submission and routing of prescription drug claims to issue or require the use of a card or technology containing uniform information.

Provides for those requirements to take effect one year after the act's effective date.

Reduces from ten to two the number of employees that life insurance must cover to be considered group life insurance.



Sub. S.B. 151

Sens. Austria, Schuring, Jacobson, Armbruster, Harris, Roberts, Spada

Reps. G. Smith, Gibbs, Schmidt, Schneider, J. Stewart, Seitz, Allen, Aslanides, Barrett, Calvert, Carmichael, Cates, Chandler, Collier, DeBose, Domenick, C. Evans, D. Evans, Fessler, Flowers, Hartnett, Harwood, Hoops, Hughes, Husted, Kearns, Key, Latta, Oelslager, Otterman, T. Patton, Reidelbach, Seaver, Slaby, Taylor, Walcher, Woodard

Effective date: September 23, 2004

Prohibits consumer reporting agencies from disclosing certain information obtained from insurance companies.

Requires insurance companies to indemnify a licensed resident insurance agent for the use of specified credit information in error if the agent follows established procedures and laws and works within authority granted to the agent.



Sub. S.B. 187

Sens. Nein, Robert Gardner, Armbruster, Schuler, Stivers, Mumper, Padgett, Spada

Reps. D. Evans, G. Smith, Faber, Gibbs, Setzer, Martin, Sferra, Wolpert, Koziura, Daniels, Barrett, Aslanides, Carano, Collier, Domenick, C. Evans, Flowers, Hughes, Key, Olman, Reidelbach, Seitz, Slaby

Effective date: September 13, 2004; Sections 3 and 4 effective September 13, 2006

Adopts a new formula for determining the minimum nonforfeiture value of an individual deferred annuity, repealing previously enacted formulas, as amended, two years after the act's effective date.

Requires insurance companies to obtain the approval of the Superintendent of Insurance prior to deferring the payment of a cash surrender benefit.

Delays the use of annuity contract and related endorsement forms filed with the Superintendent of Insurance for 30 days unless earlier approved by the Superintendent.

Differentiates the cancellation and nonrenewal of medical malpractice insurance from the cancellation and nonrenewal of policies for other types of insurance.

Classifies court orders ruling on the constitutionality of provisions of Am. Sub. S.B. 281 of the 124th General Assembly as final orders, making the orders immediately appealable to the court.



Am. Sub. H.B. 149

- Reps.** Fessler, Seitz, Williams, Gilb, Brinkman, Perry, Reidelbach, Walcher, Book, Harwood, Hollister, Mason, S. Smith, Widowfield, Willamowski, Barrett, Beatty, Blasdel, Brown, Buehrer, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Faber, Flowers, Gibbs, Grendell, Hagan, Hoops, Hughes, Jerse, Jolivette, Kearns, Kilbane, Latta, Martin, McGregor, Miller, Oelslager, Olman, Otterman, T. Patton, Price, Schaeffer, Schmidt, Schneider, Seaver, Setzer, Skindell, D. Stewart, J. Stewart, Sykes, Taylor, Trakas, Wagner, Webster, White, Wolpert, Yates, Young
- Sens.** Stivers, Armbruster, Blessing, Carey, Coughlin, Dann, Fedor, Randy Gardner, Hagan, Harris, Padgett, Schuring, Spada, Zurz, DiDonato, White, Fingerhut, Miller, Nein, Mumper, Austria, Amstutz, Prentiss, Mallory, Robert, Gardner, Jacobson, Jordan, Hottinger

Effective date: June 2, 2004

Permits a person required to pay child support (obligor) who is called to active military service to request a review of the child support order for the purpose of modification of the amount of support.

Requires that the obligor submit with the request for review any orders or other appropriate documentation specifying the commencement date of the obligor's active military service and the monthly monetary compensation for that service, and requires the obligor to submit documentation on all other outside income.

Requires a child support enforcement agency (CSEA) that receives such a request to conduct an administrative review of the order.

Provides that if, after the obligor provides written notice of the date of termination of the obligor's active military service, the obligor provides the CSEA with written documentation sufficient to establish that the obligor's employer has violated the Uniformed Services Employment and Reemployment Rights Act with regards to the obligor, the CSEA must consider this change of circumstance substantial enough to require a review of the obligor's amount of support to be paid under the child support order.

Permits an obligor to designate another person to act on the obligor's behalf for the purposes of participating in the administrative review and modification, and requires that

the CSEA or a court reviewing a modification give any notice required by law to that person.

Provides that by designating another individual to act on behalf of the obligor, the obligor waives any right of an appearance and any right to request a stay of the action or proceeding.

Provides that the individual acting on behalf of the obligor may not assert any right to a stay under the Servicemembers' Civil Relief Act.

Generally provides that if a child support order is modified as a result of the review conducted under the act, the modification relates back to the date on which the CSEA sent notice of a review of the order to the obligor and obligee or the first day of the month in which the obligor's active military service begins, whichever is later.

Requires that a provision be included in the modified order that the modification will terminate and the prior amount of support reinstated as of the first day of the month following the date on which the obligor's active military service ends.

Requires the obligor to notify the CSEA of the termination of the obligor's active military service no later than the last day of the month in which the service ends.

Requests the Ohio Supreme Court to adopt a rule for child support hearings to be expedited for members of the Ohio organized militia when the court receives notice of a request for a child support hearing.



Sub. H.B. 200

Reps. Willamowski, Schneider, Otterman, S. Patton, Flowers, Hagan, Price, Reidelbach, Schmidt, Beatty, Carano, Chandler, Cirelli, Clancy, Daniels, DePiero, Distel, Domenick, C. Evans, Hartnett, Harwood, Hollister, Hughes, Jolivette, Key, McGregor, Niehaus, T. Patton, Perry, Raussen, Redfern, Schaffer, Schlichter, Seitz, Sferra, J. Stewart, Sykes, Wagner, Widener, Widowfield

Effective date: Emergency, December 21, 2004; certain provisions effective March 21, 2005

Contracts for service of process

Permits a child support enforcement agency (CSEA) to contract with the county sheriff to compensate the sheriff's office for providing services, staff, or equipment or for acting on behalf of the CSEA to accomplish certain objectives of the CSEA.

Permits a CSEA to contract with a private person or entity to provide service of process if the CSEA determines that the county sheriff is unable to provide the resources necessary for service of process in a timely manner.

Program Income Fund

Eliminates the Program Income Fund in the Department of Job and Family Services (DJFS).

Distribution of administrative charges

Requires monthly distributions of administrative charge amounts to CSEAs.

Form of withholding and deduction notices

Requires that the standard forms of DJFS for support withholding and deduction notices be used regardless of the type or source of income, and specifies that the withholding and deduction requirements contained in the notices are final and enforceable by a court.

Service of withholding notice or order on state official

Changes the person on whom a withholding notice must be served when the obligor, that is, the person who owes support, is an individual who is under contract with Ohio, or is owed or to be owed money from Ohio, to the head of the state agency contracting with the obligor or that owes or will owe the obligor money.

New hire reports

Contractors

Revises the definitions that apply to the provisions relating to the requirement that an employer make a new hire report when hiring an employee or engaging an independent contractor to: (1) distinguish between independent contractors and employees, (2) exclude from the definition of "contractor" certain professionally licensed persons who provide services under a professional license and individuals who will receive compensation of less than a threshold amount, and (3) create an additional exception to the definition of "employer" to exclude, in the case of compensation paid to a contractor, any person or entity that lacks a federal employer identification number.

Authorizes DJFS, by rule, to exempt an employer from making new hire reports on any classification of contractors if DJFS determines that exempting the employer will assist the administration of the new hire reporting requirement.

Specifies the information that an employer must include in each new hire report relating to a contractor.

Permits DJFS to specify by rule the extent to which contractor new hire report information is entered into the New Hires Directory or any other appropriate directory.

Excludes contractors from the provision requiring DJFS to compare the Social Security numbers obtained from new hire reports and the Social Security numbers appearing in the DJFS Support Order Case Registry.

Permits DJFS to furnish to the National Directory information on contractors to the extent it determines appropriate.

DJFS flexibility

Permits DJFS by rule to require that additional information, specified in the rule, be included in each new hire report.

Requires an employer to make a new hire report for each employee or contractor in a manner prescribed by DJFS.

Requires DJFS, by rule, to establish the manner in which information on contractors identified in a new hire report must be used to enforce support obligations.

Removes from a provision authorizing DJFS to use the new hire reports that it receives for establishing, modifying, and enforcing child support orders the requirement that the orders be orders being administered by CSEAs in Ohio.

Allows DJFS to disclose information in new hire reports to state agencies operating employment security and workers compensation programs for the purpose of administering those programs.

Changes the enforcement method regarding new hire reports from a DJFS-imposed fee to making the employer liable for a civil penalty for the failure.



Sub. H.B. 272

Reps. Seitz, McGregor, Calvert, Fessler, Wolpert, Hoops, Clancy, Schmidt, Willamowski, Schneider, Setzer, Aslanides, Raga, Young, Wagner, Webster, Buehrer, Daniels, Collier, Hagan, Cates, Schaffer, Gilb, Reidelbach, Niehaus, Latta, Seaver, Faber, D. Evans, Flowers, Taylor, Grendell, Brinkman, Blasdel, Distel, C. Evans, Gibbs, Jolivette, Martin, Raussen, Schlichter, White, Widener

Sens. Harris, Blessing, Amstutz, Carey, Hottinger, Jordan, Wachtmann, Padgett

Effective date: May 7, 2004

Declares that same-sex marriages are against the strong public policy of the state of Ohio and have no legal force or effect in this state.

Provides that same-sex marriages entered into in another jurisdiction have no legal force or effect in Ohio.

Declares that the recognition or extension by the state of the specific statutory benefits of legal marriage to nonmarital relationships between persons of the same sex or different sexes is against the strong public policy of the state of Ohio.

Provides that any other jurisdiction's extension of the specific benefits of legal marriage to nonmarital relationships between persons of the same sex or different sexes has no legal force or effect in Ohio.

Makes other declarations regarding same-sex marriages.



Sub. S.B. 66

Sens. Schuring, Stivers, Jacobson, Dann, Fedor, Miller, Brady, Armbruster, Carey, Mumper, Prentiss, Roberts, Spada, Zurz

Reps. Gilb, Walcher, DeGeeter, Harwood, Hollister, Reidelbach, Skindell, Slaby, Widowfield, Willamowski, Allen, Barrett, Beatty, Brown, Carmichael, Chandler, Cirelli, DeBose, Domenick, C. Evans, Faber, Gibbs, Key, Martin, Miller, Niehaus, Oelslager, Otterman, Perry, Price, G. Smith, D. Stewart, Strahorn, Widener

Effective date: May 6, 2005

Authorizes counties to establish children's advocacy centers to perform functions and activities and provide services regarding reports alleging certain types of abuse of a child.

Provides that the entities establishing a children's advocacy center must assemble a children's advocacy center's multidisciplinary team.

Requires the multidisciplinary team to perform the functions and activities and provide the services specified in an applicable interagency agreement.

Modifies certain provisions regarding reports of child abuse or neglect to reflect the establishment of children's advocacy centers and to link certain rules and procedures under those provisions to the centers.

Modifies provisions pertaining to memoranda of understanding that public children services agencies must prepare regarding reports of child abuse and neglect to reflect the establishment of children's advocacy centers.

Provides that the Children's Trust Fund Board's state plan for comprehensive child abuse and child neglect prevention may define the term "effective public notice," but if it does not, it must include in the state plan the definition of the term specified in rules adopted by Department of Job and Family Services.

Changes references to the plans to be adopted by child abuse and child neglect prevention advisory boards from "comprehensive allocation plans" to "local allocation plans," and specifies that, in addition to reviewing them, the Children's Trust Fund Board is to approve or disapprove the local allocation plans.

Eliminates the ability of the Children's Trust Fund Board to revise the allocation of funds to a child abuse and child neglect prevention advisory board if the advisory board was not operating in accordance with the operational criteria established in the state plan, and recognizes as an exception to the general allocation amount provisions it enacts that, in certain circumstances, the Board may allocate a reduced amount in a succeeding year to an advisory board.

Requires the Children's Trust Fund Board to allocate funds to entities other than child abuse and child neglect prevention advisory boards to fund certain programs only if the programs have statewide significance and have been approved by the Board.

Requires the recipients of Children's Trust Fund grants to make semi-annual as well as annual reports.

Makes other changes regarding the Children's Trust Fund Board and grants.

Sub. S.B. 185

Sens. Jordan, Robert Gardner, Dann, Schuler, Wachtmann, Brady, Padgett, Harris, Spada, Stivers

Reps. Gilb, Walcher, DeGeeter, Harwood, Hollister, Reidelbach, Skindell, Slaby, Widowfield, Willamowski, Allen, Aslanides, Barrett, Boccieri, Book, Carano, Carmichael, Chandler, Collier, Distel, Domenick, C. Evans, D. Evans, Hartnett, Hughes, Key, McGregor, Miller, Niehaus, Otterman, Perry, Schmidt, G. Smith, Strahorn, Wolpert

Effective date: April 11, 2005

**UNIFORM CHILD CUSTODY JURISDICTION AND
ENFORCEMENT ACT**

Replaces the Uniform Child Custody Jurisdiction Act (UCCJA) in the Revised Code with the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA).

**ISSUANCE AND MODIFICATION OF CHILD CUSTODY
DETERMINATIONS**

Notice of proceeding to person outside Ohio

Clarifies provisions regarding the notice that is required to exercise jurisdiction over a person outside Ohio, eliminates the requirement that the notice be provided at least 20 days before any hearing in Ohio, revises how proof of service may be made, and specifies that the UCCJEA does not govern the enforceability of a child custody determination made without notice or an opportunity to be heard.

Jurisdiction to issue or modify child custody determination

Provides the exclusive jurisdictional basis for making a child custody determination by an Ohio court, revises the standard by which an Ohio court has jurisdiction to make an initial determination in a child custody proceeding, and specifies that physical presence of, or personal jurisdiction over, a party or a child is not necessary or sufficient to make a child custody determination.

Grants an Ohio court that has made a child custody determination exclusive, continuing jurisdiction over the determination until the Ohio court or a court of another state determines that the child, the child's parents, and any person acting as a parent do not currently reside in Ohio.

Revises the circumstances under which an Ohio court may modify a child custody determination made by a court of another state to also permit modification if the Ohio court or a court of the other state determines that the child, the child's parents, and any person acting as a parent do not currently reside in the other state.

Grants an Ohio court temporary emergency jurisdiction if a child is present in Ohio and either the child has been abandoned or it is necessary in an emergency to protect the child because the child, or a sibling or parent of the child, is subjected to or threatened with mistreatment or abuse, and enacts procedures related to orders issued in temporary emergency jurisdiction situations.

Replaces the former joinder and intervention provisions with a statement that the obligation to join a party and the right to intervene as a party in a child custody proceeding are governed by Ohio law as in child custody proceedings between Ohio residents.

In the provisions dealing with pending child custody proceedings in another state, does the following: (1) requires the court to determine, as opposed to have reason to believe, that child custody proceedings are pending in another state, (2) requires the Ohio court to stay its proceedings if proceedings are pending in another state, (3) requires the Ohio court to dismiss the proceeding if the court of the other state does not determine that the Ohio court is a more appropriate forum, and (4) eliminates a provision regarding situations in which the Ohio court was informed of a pending foreign child custody proceeding concerning the child.

Permits a court to decline jurisdiction on the grounds of inconvenient forum even after making a decree, removes express authority to raise the issue of inconvenient forum from a guardian ad litem or other representative of the child, and authorizes an out-of-state court to request that the issue of inconvenient forum be raised.

Requires the court to consider all relevant factors when considering the issue of inconvenient forum, and replaces the statutorily specified factors that the court must consider with different factors.

Requires an Ohio court that determines it is an inconvenient forum and a court of another state is a more appropriate forum to stay the proceedings on condition that a child custody proceeding be promptly commenced in a designated state, and permits the Ohio court to impose any other condition that the court considers just and proper.

Requires a court to decline to exercise its jurisdiction if it has jurisdiction because a person seeking to invoke its jurisdiction has engaged in unjustifiable conduct, but provides several exceptions to this requirement.

Authorizes a court that so declines to exercise its jurisdiction to fashion an appropriate remedy to ensure the safety of the child and prevent a repetition of the unjustifiable conduct.

Provides that, if a court so declines to exercise its jurisdiction, it generally must assess against the party seeking to invoke its jurisdiction necessary and reasonable expenses.

Facts to be pleaded

Regarding the information that is required to be included in the first pleading of each party in a child custody proceeding, does the following: (1) limits the information that must be given to information that is reasonably ascertainable, (2) expands the information to be given to include the child's present whereabouts, not just the child's address, (3) requires a party who has participated in any proceeding concerning the allocation of parental rights and responsibilities to provide information concerning the court, case number, and date of the parenting determination, if any, (4) requires the party to include information as to whether the party has participated in any other proceeding concerning a designation of parenting time rights or visitation with the child, (5) requires the party to include information as to whether the party knows of any proceedings that could affect the current proceeding, (6) requires the party, if the party knows of any person not a party to the proceeding who has physical custody of the child or claims to have certain rights, to provide the court the name and address of that person, and (7) repeals a requirement that the party declare whether the party previously had been convicted of or pleaded guilty to certain criminal offenses.

Replaces the requirement that the court require a person giving additional information under oath with a requirement that the person give the additional information as required by the court.

Limits the continuing duty of each party to inform the court of certain information to information that could affect the current proceeding.

Generally requires that identifying information be sealed and not disclosed to the other party or the public if a party alleges in an affidavit or a pleading under oath that the health, safety, or liberty of a party or child would be jeopardized by the disclosure of identifying information.

Personal appearance by parties

Clarifies that the court may order any party to a child custody proceeding who is in Ohio to appear personally before the court with or without the child.

Expands the court's authority to order a person to appear with the child to apply to any person who is in Ohio and has physical custody or control of the child.

Authorizes the court to enter any orders necessary to ensure the safety of the child and of any person ordered to appear.

Immunity from personal jurisdiction

Grants a limited immunity from personal jurisdiction in Ohio related to participation in a child custody proceeding.

ENFORCEMENT OF CHILD CUSTODY DETERMINATIONS

Jurisdiction of juvenile court

Expands the jurisdiction of the juvenile court by giving it original jurisdiction to: (1) enforce an order for the return of a child made under the Hague Convention on the Civil Aspects of International Child Abduction, and (2) grant any relief normally available under the Ohio law to enforce a child custody determination made by a court of another state and registered in accordance with the act's provisions.

Registration of child custody determinations

On receipt of the required documents and information, requires the registering court to cause the child custody determination to be filed as a foreign judgment, and requires the registering court to serve a statutorily specified notice of the registration request on certain persons and provide those persons with an opportunity to contest the registration.

Requires a person seeking to contest the validity of a registered order to request a hearing within 30 days after service of the notice, requires a court to confirm the registered order unless the person contesting registration establishes the existence of certain circumstances, and provides that a registered child custody determination precludes further contest of the determination with respect to any matter that could have been asserted at the time of registration.

Requires that certain persons be notified of the confirmation of the registration of a child custody determination.

Enforcement of out-of-state child custody determinations

Requires an Ohio court to recognize and enforce a registered child custody determination of a court of another state.

If a proceeding for enforcement is commenced in an appropriate Ohio court and the court determines that a proceeding to modify the determination is pending in a court of another state having jurisdiction to modify the determination, requires the enforcing

court to immediately communicate with the modifying court, and generally requires that the enforcement proceeding continue.

Authorizes an Ohio court without jurisdiction to modify a child custody determination to issue a temporary order enforcing a parenting time or visitation schedule made by a court of another state or the parenting time or visitation provisions of another state's child custody determination that does not provide for a specific parenting time or visitation schedule.

Prescribes the form of an enforcement petition.

On the filing of an enforcement petition, requires the court to issue an order directing the respondent to appear in person with or without the child at a hearing, and permits the court to enter any order necessary to ensure the safety of the parties and the child.

Establishes procedures related to the enforcement hearing.

Authorizes the petitioner to apply for the issuance of, and authorizes the court to issue, a warrant to take physical custody of the child if the child is imminently likely to suffer serious physical harm or be removed from Ohio.

On a finding that a petitioner is entitled to immediate physical custody of the child, generally requires the court to issue an order authorizing the petitioner to take immediate physical custody of the child.

Authorizes the court to draw an adverse inference if a party called to testify refuses to answer on the basis that the testimony may be self-incriminating.

Prevents the invocation in a UCCJEA proceeding of a privilege against disclosure of communications between spouses and a defense of immunity based on the relationship of husband and wife or parent and child.

Relief

Permits an Ohio court to grant any relief normally available under Ohio law to enforce a registered child custody determination.

Expands the enforcement relief provisions to require the court to award the prevailing party in an action to enforce a child custody determination, not simply the party entitled to custody, including a state, necessary and reasonable expenses incurred by or on behalf of the party, and prohibits the court from assessing fees, costs, or expenses against a state or a political subdivision of a state unless authorized by law other than the UCCJEA.

Authorizes the court to grant additional relief, including a request for the assistance of law enforcement officials, and set a further hearing to determine whether the additional relief is appropriate.

If the respondent is not the prevailing party, permits the court to assess against the respondent all direct expenses and costs incurred by the prosecutor or other appropriate public official and law enforcement officers in locating the child, obtaining the return of the child, or enforcing the child custody determination.

Permits an Ohio court to use any remedy that is available under Ohio law to enforce a child custody determination made by a court of another state, and provides that the remedies provided in the act's enforcement provisions are cumulative and do not affect the availability of other remedies to enforce a child custody determination.

Appeal of enforcement order

Authorizes an appeal to be taken from a final enforcement order.

Prosecutor and law enforcement actions

Permits the prosecutor to take any lawful action to locate a child, obtain the return of a child, or enforce a parenting determination in a case arising under the UCCJEA or involving the Hague Convention on the Civil Aspects of International Child Abduction, in specified circumstances, and authorizes a law enforcement officer to take any lawful action that is reasonably necessary to locate a child or a party and assist a prosecutor or appropriate public official with the prosecutor's or official's responsibilities at the request of an authorized prosecutor or official.

INTERACTION WITH FOREIGN COURTS

Authorizes Ohio juvenile and other courts with jurisdiction to enforce an order for the return of a child made under the Hague Convention on the Civil Aspects of International Child Abduction as if it were a child custody determination.

Requires Ohio courts to accord full faith and credit to an order issued by another state consistent with the UCCJEA that enforces a child custody determination by a court of another state unless the order has been vacated, stayed, or modified by a court having jurisdiction to do so.

Requires Ohio courts to treat an Indian tribe as if it were a state of the United States for the purpose of applying the UCCJEA, and requires that a child custody determination made by a tribe under factual circumstances in substantial conformity with the jurisdictional standards of the UCCJEA be recognized and enforced.

Requires Ohio courts to treat a foreign country as if it were a state of the United States for the purpose of applying the UCCJEA, but provides that an Ohio court need not apply the UCCJEA if the law governing child custody determinations of a foreign country violates fundamental principles of human rights.

Permits an Ohio court to communicate with a court in another state concerning a proceeding arising under the UCCJEA, and generally requires the court to give the parties the opportunity to participate in the communication or, if the parties are not able to participate in the communication, be given the opportunity to present facts and legal arguments before a decision concerning jurisdiction is made.

Permits a party to a child custody proceeding to offer testimony of witnesses who are located in another state by deposition or other means allowable in Ohio for testimony taken in another state.

Authorizes an Ohio court to permit an individual residing in another state to be deposed or to testify by telephone, audiovisual means, or other electronic means before a designated court or at another location in that state, and requires an Ohio court to cooperate with courts of other states in designating an appropriate location for the deposition or testimony.

Prohibits a court from excluding from evidence documentary evidence transmitted from another state to an Ohio court by technological means that do not produce an original writing when that exclusion is based on an objection relating to the means of transmission.

Regarding an order requiring a person in Ohio to appear alone or with the child in a child custody proceeding in another state, eliminates the authority of the Ohio court to condition compliance with the request on assurance by the other state that travel and other necessary expenses would be advanced or reimbursed, but permits the court to assess those expenses against the parties.

Eliminates a provision authorizing a person within Ohio to voluntarily give testimony or a statement in Ohio for use in a child custody proceeding outside Ohio.

Expands the scope of a records sharing provision that applies to custody proceedings to make the provision apply to all child custody proceedings, and eliminates a redundant records retention provision.

MISCELLANEOUS PROVISIONS

Requires that, when applying and construing the UCCJEA, consideration be given to the need to promote uniformity of law with respect to its subject matter among states that enact a uniform child custody jurisdiction and enforcement act.

Enacts a severability clause regarding the UCCJEA provisions and the application of the provisions to any person or circumstance.

Specifies that a request for relief made in a child custody proceeding or to enforce a child custody determination that was commenced before the act's effective date is governed by the law in effect at the time that the request was made.

Provides that a child custody proceeding regarding an Indian child is not subject to the act's UCCJEA provisions to the extent that the proceeding is governed by the federal Indian Child Welfare Act.

Specifies that the UCCJEA does not govern adoption proceedings or proceedings pertaining to the authorization of emergency medical care for a child.

REPORTS OF ABUSE OR NEGLECT

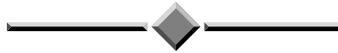
Provides that, when a public children services agency (PCSA) investigates a report of abuse or neglect, a representative of the PCSA must inform the person who is the subject of the investigation of the specific allegations against the person, and provides that the release of information be consistent with confidentiality restrictions and protect the rights of the person who made the report.

CASEWORKERS

Requires that training provided to caseworkers hired by a PCSA include courses in the caseworkers' duties to protect the constitutional and statutory rights of children and families.

GRANDPARENT CAREGIVERS

Clarifies that the juvenile court has jurisdiction over certain filings and hearings relative to powers of attorney and caretaker authorization affidavits that provides a grandparent with whom a child resides with authority over the care, custody, and control of the child.



LIQUOR CONTROL

Am. Sub. H.B. 306

Reps. Wolpert, Aslanides, Barrett, Carmichael, Collier, DeBose, C. Evans, Flowers, Key, Martin, T. Patton, Price, S. Smith, D. Stewart, Woodard, Yates

Sens. Mumper, Schuler

Effective date: July 23, 2004

Eliminates the authority of the Division of Liquor Control to order liquor permit holders to stop selling intoxicating liquor to certain persons.

Authorizes the Division to share Social Security numbers with the Department of Public Safety, the Department of Taxation, the Attorney General's office, or other state or local law enforcement agencies for specific purposes.

Authorizes the Department of Commerce or one of its divisions to seek Bureau of Criminal Identification and Investigation and Federal Bureau of Investigation criminal records checks for specified persons.

Changes the annual permit fees for A-2 (wine manufacturing), B-2 (wholesale wine distribution), and B-4 (wholesale mixed beverage distribution) permit holders.

Changes the qualifications for issuance of the D-5a (hotel or motel) permit and B-5i (certain restaurants) permit.

Authorizes the holder of an F-4 (wine festivals) permit to charge for wine in two-ounce samples.

Eliminates the requirement that persons who order special varieties or brands of spirituous liquor from the Division of Liquor Control secure the order with a deposit.

Revises the deadline for paying the requisite annual liquor permit fee for a liquor permit and for a duplicate liquor permit.

Changes the name of the out-of-state supplier "consent to import" to "supplier registration," and imposes on all covered manufacturers or suppliers of beer or intoxicating liquor a uniform supplier registration fee.

Eliminates the annual registration fee for coil cleaners of beer-dispensing equipment.



Requires biennial payment of the registration fee that must be paid by agents, solicitors, and salespersons of manufacturers, suppliers, brokers, and wholesale distributors of beer or intoxicating liquor.

Changes the manners of disposal of beer or intoxicating liquor that: (1) is subject to bankruptcy proceedings or a court judgment, or (2) is seized by a law enforcement agency and, upon its forfeiture, disposed of under the Unclaimed or Forfeited Property Law.

Eliminates the required use of Ohio grapes and fruits by A-2 permit holders.

Changes provisions that require the disclosure of shareholders of a corporation that is an applicant or a permit holder, and specifies disclosures for limited liability companies that are applicants or permit holders.

Corrects outdated references to the "Department of Liquor Control" and the "Director of Liquor Control."

Revises other provisions of liquor control law.



Am. Sub. S.B. 164

Sens. Schuler, Blessing, Dann, Robert Gardner, Fingerhut, Hagan

Reps. Trakas, Barrett, Carano, Daniels, DeGeeter, D. Evans, Harwood, Kearns, Niehaus, Seitz, Willamowski

Effective date: Emergency, June 17, 2004; certain provisions effective September 16, 2004

Provides that spirituous liquor may be sold on Sunday by a person awarded a contract to operate a liquor agency store if: (1) the sale of spirituous liquor on Sunday is authorized in the applicable precinct as the result of an election on specified Sunday liquor sales questions, and (2) the agency contract authorizes the sale of spirituous liquor on Sunday.

Authorizes the sale of beer and wine under a D-4 permit under specified conditions after its location has been transferred.

Generally authorizes B-2 permit holders to sell wine to retail permit holders and B-5 permit holders to sell wine to wholesale and retail permit holders.

Generally requires retail permit holders to purchase beer, wine, and mixed beverages from manufacturers and wholesalers that are A or B permit holders and to purchase spirituous liquor from the Division of Liquor Control.



LOCAL GOVERNMENT

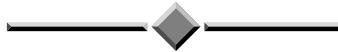
H.B. 67

Reps. Faber, Seitz, Schmidt, Kearns, Reidelbach, Jolivette, Barrett, Brown, Callender, Carano, Cates, Cirelli, Daniels, Domenick, Fessler, Flowers, Harwood, Hughes, Key, Latta, Martin, Price, Sferra, Strahorn, Widowfield, Yates

Sens. Wachtmann, Carey, Jordan, Mumper

Effective date: August 6, 2004

Removes the limit on the amount of a secured line of credit for which the governing board of a joint township district hospital may contract.



Am. Sub. H.B. 148

Reps. Grendell, Wagner, Wolpert, Daniels, Collier, Walcher, Schlichter, Sferra, McGregor, C. Evans, Flowers, Allen, Aslanides, Buehrer, Calvert, Carano, Carmichael, Cates, Cirelli, Clancy, DeBose, Domenick, Fessler, Gibbs, Gilb, Hagan, Hartnett, Harwood, Hollister, Hughes, Jerse, Key, Latta, Martin, Miller, Niehaus, Olman, Otterman, T. Patton, Perry, Raga, Reidelbach, Schaffer, Schmidt, Seaver, Setzer, D. Stewart, Strahorn, Taylor, Trakas, Yates, Young

Sens. Schuler, Dann, Roberts, Robert Gardner

Effective date: November 5, 2004

Establishes a minimum amount for a township clerk's bond based on the township's budget.

Generally requires the township clerk to personally attend one meeting of the board of township trustees on a quarterly basis.

Permits the board of township trustees, when township records are not kept at a public facility, to request the clerk on a quarterly basis to provide it with copies of those records for review.

Authorizes the township clerk to hire one or more assistants.

Provides parameters for certain consent decrees or court-approved settlement agreements in actions in which a township is a party.

Authorizes expansion of township police districts into township-wide districts upon adoption of a resolution by unanimous vote of the board of township trustees and a favorable vote by the electors on a ballot measure pertaining to the expansion.

Changes the purposes for which a county or township may adopt zoning regulations to generally be in the interest of the public health, safety, convenience, comfort, prosperity, or general welfare, but, for activities regulated under the Oil and Gas Law, the Coal Mining Law, or the Aggregates Mining Law and related processing activities, limits those purposes to in the interest of public health or safety.

Includes among the topics with which county or township zoning regulations may deal reasonable residential landscaping standards and residential architectural standards.

Provides for the creation of architectural review boards in the county and township zoning laws.

Authorizes the board of trustees of a joint ambulance district to establish reasonable user charges for ambulance or emergency medical services.



Am. Sub. H.B. 168

Reps. Trakas, Calvert, Koziura, Carano, Aslanides, S. Patton, Miller, D. Stewart, Reidelbach, J. Stewart, G. Smith, Otterman, Seitz, Beatty, Blasdel, Buehrer, Callender, Cates, Collier, Domenick, C. Evans, D. Evans, Flowers, Grendell, Hagan, Hartnett, Hoops, Jolivette, Niehaus, T. Patton, Peterson, Redfern, Schaffer, Schmidt, Schneider, Setzer, Taylor, Woodard, Young

Sens. Harris, Stivers, Carey, Armbruster, Brady, Robert Gardner, Schuler, Spada, Zurz

Effective date: June 15, 2004

Expands the range of permissible investments for inactive funds governing a county treasury to generally include investment in certain U.S. treasury securities and "strips" of securities or obligations of the U.S. government, commercial paper notes with longer maturities, notes of U.S. corporations or domestic depository institutions, debt interests of foreign nations diplomatically recognized by the U.S., and mutual funds consisting of specified investments in which the Treasurer of State is authorized to place state interim funds.

Modifies initial and continuing education requirements governing county treasurers, including providing for a biennial schedule for completion, carryover hours, and enforcement provisions, as well as the transfer of investing and portfolio management authority to a county's investment advisory committee if the county treasurer fails to comply with initial or continuing education requirements.

Expands the range of permissible investments for state interim funds to include bonds and other direct obligations of the state issued by the Ohio Building Authority and the Ohio Housing Financing Agency.

Authorizes the board of county commissioners that serves a county with a population of at least 200,000 to employ tax collectors to collect delinquent real property taxes under certain circumstances.

Prohibits a party holding a delinquent real property tax certificate from contacting the property owner during the first year after purchasing the certificate.

Permits the holder of a delinquent tax certificate purchased at public auction to pursue a private foreclosure suit against the property in order to recover the delinquent taxes represented by the certificate rather than requesting the county prosecutor to undertake the suit.

Extends a delinquent tax certificate holder's deadline for filing a foreclosure request on property while the property owner's bankruptcy petition remains open.

Modifies the amount and calculation of interest and other amounts payable after a foreclosure sale to a delinquent tax certificate holder that requested the foreclosure.

Modifies the amount that must be paid to extinguish delinquent tax certificates and redeem the delinquent property, the requirements for bidding on tax certificates and for notifying property owners and others of the sale of the certificates, and other aspects of the law governing delinquent tax certificates.

Modifies the computation of penalties charged for late payment of real property taxes or manufactured home taxes when the owner is paying past due taxes under an installment payment agreement.

Prescribes additional procedures for the foreclosure of delinquent manufactured home taxes, and makes other changes in the law governing manufactured home taxes.

Formally distinguishes between past due tax installment payment contracts arising from a delinquency and those arising from the property having been omitted from the tax records.

Authorizes a county treasurer, upon documenting that the state reimbursement payment for the \$10,000 tangible personal property exemption in fiscal year 2003 was incorrect, to file an amended certification for the purposes of the ten-year phase-out of the reimbursement.

Clarifies the effective date for the operation of a use tax provision.



Sub. H.B. 204

Reps. Wolpert, Gilb, Seitz, McGregor, Collier, Barrett, Allen, Kearns, Seaver, Chandler, Daniels, Cirelli, Domenick, C. Evans, Fessler, Flowers, Olman, Schlichter, Sferra, Skindell, Wagner, Walcher, Carano, DePiero, Distel, Gibbs, Harwood, Hughes, Key, Miller, Niehaus, S. Patton, Raussen, Reidelbach, Schmidt, Schneider, G. Smith, J. Stewart, Sykes

Sens. Amstutz, Goodman, Stivers

Effective date: November 5, 2004; Sections 4 to 9 effective August 5, 2004

Requires a county office, before using electronic records and electronic signatures, to adopt a security procedure for the purpose of verifying that an electronic signature, record, or performance is that of a specific person or for detecting changes or errors in the information in an electronic record.

Specifies that an electronic record must have the same force and effect as a paper filing in all cases where: (1) the county office has authorized or agreed to the electronic filing, and (2) the filing is made in accordance with applicable rules or an applicable agreement.

Specifies that the act does not require and cannot be construed to require a county office to use or permit the use of electronic records and electronic signatures.

Requires the Auditor of State, in conducting a required or permitted audit of a county office, to inquire into the method, accuracy, and effectiveness of any security procedure adopted by that office for use with electronic records and electronic signatures.

Excludes nonelectronic contracts to which a county office is a party from continuing law's declaration that conduct of transactions by electronic means provisions are unenforceable against consumers who do not separately sign the provisions.

Requires a county records commission to notify its county historical society and certain other local entities that request a notice that certain county records approved for

disposal may be selected and sent to the Ohio Historical Society and potentially distributed by the Society to them.

Creates the Ohio Privacy/Public Record Access Study Committee.

Modifies the law governing the payment of state expenses by a financial transaction device by expanding the definition of "financial transaction device" to include an automated clearinghouse network credit, debit, or e-check entry, changing the name of the state's "financial transaction device program" to the state's "financial transaction device acceptance and processing program," and requiring the Board of Deposit when it establishes a surcharge or convenience fee to follow the guidelines of the financial institution, issuer of financial transaction devices, or processor of financial transaction devices with which the Board of Deposit contracts.

Allows a county or township to participate in contract offerings from the federal government that are available to a county or township pursuant to which its acquisition of equipment, materials, supplies, or services is exempt from competitive selection requirements.

Allows a county or township to purchase supplies and services outside of a joint purchasing program and without complying with competitive selection procedures if the purchase can be made at a lower price than is available through such a contract.

Delays the effective date of the sales and use tax's new destination-based sourcing law until July 1, 2005.

Authorizes vendors to begin sourcing sales under that new law on and after January 1, 2005.

Delays until July 1, 2005, the operation of a law that requires sellers to determine sourcing under the new destination-based sourcing law.

Defines "Internet" for the purpose of the entire Revised Code, and eliminates individual definitions of the term throughout continuing law.



Sub. H.B. 239

Reps. Core, Seitz, McGregor, Kearns, Aslanides, Gilb, Hollister, Flowers, Schmidt, Willamowski

Effective date: April 29, 2005

Hospital agencies

Confirms and validates amendments to the law governing hospital agencies that were held unconstitutional on procedural grounds.

Expands the definition of "costs of hospital facilities" in the law governing hospital agencies.

County hospitals

Modifies the contractual requirements that must be met when a board of county hospital trustees contracts for a secured line of credit, including requirements limiting the amount and duration of the contract.

Permits the board to secure the line of credit by granting a security interest in its personal property regardless of anything in Ohio law to the contrary.

County homes

Authorizes a board of county commissioners to enter into a contract to aid the board in fulfilling its duties regarding the operation of a county home.

Permits the board of county commissioners to transfer operational control of a county home to the board of county hospital trustees.

Allows the transfer of operational control of a county home to occur by adoption of mutual resolutions for the transfer of all operational control or by entering into an agreement that may specify the duties to be retained by the board of county commissioners.

Permits the governing body of a county home to require monthly reports from the home and to specify the information that must be included.

Permits a board of county commissioners to sell a county home to a third party.



Sub. H.B. 255

Reps. Setzer, Seitz, C. Evans, Kearns, Price, McGregor, Chandler, Domenick, Collier, Flowers, Wolpert, Distel, D. Evans, Hagan, Hartnett, Oelslager, Otterman, S. Patton, Perry, J. Stewart, Taylor

Sens. Roberts, Blessing, Spada, Armbruster, Robert Gardner

Effective date: March 31, 2005

Increases the charge for responding to false alarms from certain security alarm systems in townships.

Earmarks for use for police services the moneys that a township collects for responding to the false alarms.

Authorizes townships to charge for fire and rescue services.

Requires insurance and health insuring corporation policies, contracts, or agreements with coverage for 9-1-1 emergency services to provide for direct payments to certain or all providers of those services.

Extends the fireworks manufacturer and wholesaler license issuance moratoria to December 15, 2008.



Am. Sub. H.B. 256

Reps. Setzer, Fessler, McGregor, Allen, Seaver, Seitz, Sferra, Wolpert, Willamowski, Barrett, Carano, Chandler, Combs, C. Evans, Flowers, Hughes, Key, Martin, Otterman, T. Patton, Price, Schmidt, Webster

Sen. Jacobson

Effective date: April 7, 2005

Requires petitions for the merger of municipal corporations or of one or more municipal corporations and the unincorporated territory of a township to be filed with the legislative authority of each affected political subdivision.

Requires each affected political subdivision to state and explain its position on the proposed merger at a mandatory public meeting.

Allows a merger commission's period of existence to be extended in a specified manner.

Enacts provisions regarding the operation of a merger commission, including the payment of the commission's costs and a collaborative process among commission members.

Expands the issues that a merger commission must consider in formulating merger conditions to include, when applicable, the increase and decrease of funding sources due to affected unincorporated territory of a township becoming incorporated territory.

Enacts new provisions concerning the submission of merger conditions to the voters of the affected political subdivisions, including preliminary reporting requirements for the merger commission and a change in the general election at which the conditions are submitted for voter approval.

Requires the board of county commissioners and the legislative authority of the municipal corporation with which merger is proposed, upon voter approval of merger conditions for a merger of unincorporated township territory and one or more municipal corporations, to negotiate an agreement for the temporary continued provision of county services to the unincorporated territory after the merger.

Enacts other related changes in the Merger Law.

Permits referendum petitions for the approval or rejection of resolutions adopted by the boards of township trustees of certain limited home rule townships to be submitted to the electors at specified special elections.



Sub. H.B. 299

Reps. Gibbs, Calvert, Seitz, Gilb, Raussen, Fessler, D. Evans, Faber, Collier, Kearns, Schmidt, Hartnett, Barrett, Wolpert, Wagner, Daniels, McGregor, Domenick, C. Evans, Price, Sferra, Martin, Book, Carano, Carmichael, Cates, Chandler, Clancy, DeBose, Distel, Flowers, Grendell, Hagan, Hollister, Hughes, Niehaus, T. Patton, Peterson, Reinhard, Schneider, Setzer, J. Stewart, Taylor, Walcher, Webster, Willamowski

Sens. Zurz, Roberts, Schuler, Goodman, Hottinger, Amstutz, Randy Gardner, Robert Gardner, Harris

Effective date: Emergency, June 10, 2004; certain provisions effective September 16, 2004

Permits a board of county commissioners or a board of township trustees to generally place a graveled or unimproved road under its jurisdiction on a nonmaintained status.

Allows a board of county commissioners or board of township trustees, in its discretion, to forgo maintenance and care of a road that it has placed on nonmaintained status.

Permits a board of township trustees to petition the board of county commissioners to vacate certain township roads.

Preserves certain public utility rights of way in vacated roads, and extends rights of way protections to electric cooperatives in relation to vacated roads.

Confers a consistent right of ingress and egress to maintain service facilities when public roads are vacated and a right to trim or remove trees and other matter growing in or encroaching onto a public utility, railroad, or electric cooperative right of way when a public road is vacated.

Allows a county prosecuting attorney to serve as legal adviser to a joint fire district at no cost to the district.

Amends provisions of Sub. H.B. 278 of the 125th General Assembly by: (1) eliminating the more than 15,000 threshold population requirement for notification to municipal corporations and townships of applications for permits for the drilling of oil or gas wells, and (2) changing the township population threshold pertaining to certain rules governing terms and conditions attached to permits for oil or gas wells that the Chief of the Division of Mineral Resources Management in the Department of Natural Resources must adopt from more than 15,000 to more than 5,000.

Creates the Oil and Gas Advisory Council to provide advice regarding the adoption of certain rules governing oil and gas wells.



Sub. H.B. 323

Reps. Hoops, Wolpert, Daniels, Chandler, Cirelli, Collier, Domenick, C. Evans, Fessler, Flowers, Martin, McGregor, Olman, Price, Schlichter, Sferra, Skindell, Ujvagi, Wagner, Walcher, Allen, Aslanides, Barrett, Brown, Buehrer, Calvert, Carano, Carmichael, Combs, DeBose, DeGeeter, D. Evans, Gibbs, Gilb, Hagan, Hartnett, Harwood, Hughes, Jerse, Key, Latta, Miller, Niehaus, Otterman, S. Patton, T. Patton, Perry, Peterson, Reidelbach, Schmidt, Seaver, Seitz, Setzer, D. Stewart, Strahorn, Taylor, Webster, Widener, Wilson, Woodard

Sens. Robert Gardner, Mumper, Zurz, Roberts, Harris, Schuler

Effective date: September 23, 2004

Allows counties and townships to donate certain personal property, and school districts to donate certain real or personal property, to eligible 501(c)(3) nonprofit organizations.

Authorizes the conveyance of certain state-owned real estate in Columbiana County to the East Liverpool YMCA.

Authorizes the conveyance of certain state-owned real estate in Wood County to a purchaser.



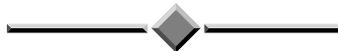
H.B. 367

Reps. Distel, Redfern, Hartnett, Collier, Otterman, Kearns, Sferra, Key, Carano, Strahorn, Harwood, Raussen, Wolpert, Cirelli, Domenick, Chandler, Flowers, McGregor, Walcher, Barrett, Beatty, Boccieri, Book, Brown, Callender, Carmichael, DeGeeter, Driehaus, C. Evans, Hagan, Hollister, Hughes, Jerse, Koziura, Mason, Miller, Niehaus, Oelslager, S. Patton, Perry, Price, Reidelbach, Seaver, Setzer, Skindell, D. Stewart, Sykes, Ujvagi, Widener, Wilson, Woodard, Yates

Sens. Robert Gardner, Dann, Schuring, White

Effective date: April 11, 2005

Permits a metropolitan park district to permanently expand its board of park commissioners from three to five members.



Am. Sub. S.B. 18

Sen. Coughlin

Effective date: May 27, 2005

Changes the composition of certain metropolitan housing authorities by creating a six-member metropolitan housing authority in districts located in charter counties where the most populous city in the district is not the city with the largest ratio of housing units owned or managed by the authority to population and requiring the sixth member in affected districts to be appointed by the chief executive officer of the city with the largest ratio of housing units owned or managed by the metropolitan housing authority to population.

Ties certain purposes ("in the interest of the public health, safety, convenience, comfort, prosperity, or general welfare") to certain kinds of permissible county and

township zoning regulations, and, in doing so, limits the application of certain kinds of regulations to nonresidential property.

Permits counties and townships to adopt landscaping and architectural standards regulating both residential and nonresidential zones, and permits the establishment of those standards only for the purposes of the public convenience, comfort, prosperity, or general welfare.

Allows students enrolled in a community school sponsored by their resident school district to participate in extracurricular activities offered at the district's schools.



Sub. S.B. 115

Sen. Robert Gardner

Reps. Combs, Daniels, Flowers, Schmidt, Wolpert

Effective date: April 15, 2005

Permits a planning authority to provide by rule for approval without plat of certain divisions of land into parcels of a set size range of between four and twenty acres, but not for parcels to be used only for agricultural or personal recreational purposes.

Permits planning authorities to exempt from the definition of "subdivision" in the Subdivision Law parcels in the size range delineated in the rules discussed above if the authorities exempt any parcel that is four acres or more.

Changes the procedure for the approval of plats by county or regional planning commissions.

Provides different methods for implementing the statute authorizing the approval of certain subdivisions without the submission of a plat.

Makes other changes in platting and subdivision statutes.

Authorizes the payment of compensation to the appointive members of county or regional planning commissions.

Permits townships to contract with other townships for the administration and enforcement of building regulations.

Authorizes the conveyance of certain state-owned land in Summit County to a purchaser.



OCCUPATIONS AND PROFESSIONS

Sub. H.B. 105

Reps. Collier, D. Evans, Hollister, McGregor, Raga, Schaffer, Redfern, Widener, Jerse, Webster, Allen, G. Smith, Aslanides, Barrett, Book, Carano, Carmichael, Cirelli, Daniels, DeWine, Domenick, Flowers, Jolivette, Key, Miller, Otterman, T. Patton, Perry, Peterson, Price, Schlichter, Setzer, Sferra, Strahorn, Wilson, Wolpert, Yates

Sen. Fedor

Effective date: September 16, 2004; certain provisions effective December 15, 2004, and September 16, 2005

Requires the licensure or certification of home medical equipment services providers by the Ohio Respiratory Care Board.

Increases the membership of the Ohio Respiratory Care Board from five to nine members by increasing, from three to five, the number of Board members who are respiratory care professionals and adding two home medical services providers.



Am. Sub. H.B. 183

Reps. Daniels, Allen, C. Evans, Seitz, Setzer, Raga, Ujvagi, Young, McGregor, Barrett, Carano, Cates, Chandler, Cirelli, Clancy, DeBose, Domenick, Jolivette, Niehaus, Olman, T. Patton, Schaffer, Schlichter, Schmidt, Webster, Yates

Sens. Fedor, Prentiss, Nein, Carey, Padgett, Zurz, DiDonato, Austria

Effective date: November 5, 2004

Requires all professional employer organizations operating in Ohio, that is, employers that specialize in "leasing" employees to other employers, to register with the Administrator of Workers' Compensation.

Imposes various requirements on professional employer organizations, including that they comply with workers' compensation laws.

Extends the time period during which the Administrator of Workers' Compensation may grant immediate allowance and make immediate payment of medical

bills for medical conditions that have a historical record of being allowed whenever included in a claim, from April 10, 2004 to September 30, 2005.

Exempts from required workers' compensation coverage an individual who is incorporated as a corporation.

Repeals the former Pressure Piping Law, and replaces it with a new Pressure Piping Law.



Sub. H.B. 189

Reps. Blasdel, Schneider, S. Smith, Olman, Harwood, Martin, Fessler, Reidelbach, G. Smith, Hoops, Allen, Barrett, Beatty, Bocchieri, Book, Brown, Calvert, Carano, Carmichael, Cirelli, Daniels, DeBose, Distel, Domenick, Driehaus, C. Evans, Flowers, Hartnett, Hollister, Hughes, Jolivette, Kearns, Key, Latta, Miller, Oelslager, S. Patton, T. Patton, Perry, Peterson, Price, Schaffer, Schlichter, Schmidt, Setzer, Sferra, D. Stewart, J. Stewart, Walcher, Widener, Wilson, Woodard

Sens. Wachtmann, Carey, Robert Gardner, Schuler, Dann, Mumper

Effective date: August 6, 2004

Authorizes podiatrists to make independent hospital admissions.



Sub. H.B. 322

Reps. Widener, Hollister, Kilbane, Taylor, Otterman, Allen, Barrett, Book, Carmichael, Chandler, Cirelli, Collier, Daniels, C. Evans, Flowers, Hoops, Key, Olman, S. Patton, Schlichter, Setzer, J. Stewart, Webster

Sens. Coughlin, Miller

Effective date: May 18, 2005

Requires professional engineers and surveyors to complete the continuing professional development requirements that the act establishes in order to renew a certificate of registration.

Increases the registration renewal fee for professional engineers and surveyors from \$16 to \$20.

Allows the State Board of Registration for Professional Engineers and Surveyors to waive continuing professional development requirements for registrants serving in the active military.

Sets forth ways in which engineers and surveyors may satisfy continuing professional development requirements, and establishes the amount of credit that may be earned for different activities.

Requires that engineers and surveyors maintain a log of continuing professional development activities, permits the State Board to audit a person's log at any time, and establishes sanctions for a person who is discovered to have not completed requirements.

Modifies certain criteria for the qualifications of the designated professional who is responsible for decisions of an engineering or surveying company.

Permits the State Board of Examiners of Architects and the State Board of Landscape Architect Examiners to adopt rules pertaining to continuing education requirements for architects and landscape architects, respectively, and specifies the types of coursework and activities that the Boards must include in those rules if they adopt them.

Requires architects and landscape architects to complete any continuing education requirements that the respective licensing board of each profession establishes in order to renew a certificate of qualification.



Am. Sub. S.B. 106

Sens. Carey, Mumper, Stivers, Harris, Prentiss, Spada, Hottinger, Padgett, Schuler

Reps. Miller, Distel, Beatty, Book, Brown, Carmichael, Chandler, Cirelli, Daniels, Domenick, C. Evans, D. Evans, Hagan, Hartnett, Harwood, Hollister, Hughes, Kilbane, Martin, Oelslager, Otterman, Raga, Reidelbach, Schaffer, Schlichter, Schmidt, Setzer, Slaby, G. Smith, Taylor, Widener, Woodard

Effective date: November 5, 2004; certain provisions effective January 1, 2005

Modifies requirements concerning written disclosures that real estate agents and brokerages must give to their clients, and refers to this written disclosure as a brokerage policy on agency.

Modifies client signature requirements for the brokerage policy on agency and the agency disclosure statement.

Modifies requirements regarding the information that must be disclosed or explained in the agency disclosure statement.

Requires that information formerly required to be disclosed on a dual agency disclosure statement instead be included on the reverse side of an agency disclosure statement, and modifies signature and timing requirements to correspond with the requirements as they apply to an agency disclosure statement.

Specifies conditions under which a management level licensee is not considered a dual agent.

Specifies duties of a management level licensee when that licensee represents a client in an in-company transaction and there is a dual agency relationship involving that licensee.

Permits the Superintendent of Real Estate to initiate disciplinary action or impose sanctions on a licensee who fails to comply with the disclosure requirements of the act.

Modifies procedures and requirements for the handling of complaints against licensees.

Authorizes the Superintendent of Real Estate to request the Superintendent of the Bureau of Criminal Identification and Investigation to conduct a criminal records check of applicants or licensees that the Superintendent of Real Estate has reasonable cause to believe have committed a criminal offense.

Allows service by certified mail of a subpoena issued by the Superintendent of Real Estate or the Ohio Real Estate Commission, and specifies that service is complete upon delivery or refusal.

Allows the Superintendent of Real Estate to suspend immediately, without a hearing, the license of a licensee who fails to pay the required fees associated with a returned check or if a check used to pay those fees is again returned for insufficient funds.

Modifies provisions concerning licensure fees, and eliminates a requirement that a renewal form indicate active or inactive status.

Requires the Commission to use money in the Real Estate Education and Research Fund to provide training to Commission members and employees of the Division of Real Estate and Professional Licensing on issues relative to the real estate industry, and allows that Fund to be used for research or education projects conducted by trade organizations.

Modifies the continuing education requirement of licensees who are age 70 and older.

Modifies requirements applicable to a real estate salesperson who submits an application to the Superintendent of Real Estate to leave the association of one broker to associate with a different broker.



Am. Sub. S.B. 209

Sens. Mumper, Austria, Harris, White

Reps. Aslanides, Gibbs, Book, Carmichael, Domenick, C. Evans, Niehaus, Schlichter, Setzer, Walcher, Widener, Collier, T. Patton

Effective date: May 6, 2005

Licensure requirements for auction firms and various auctioneers

Extends the continuing prohibition against acting as an auctioneer, apprentice auctioneer, or special auctioneer without a license to include acting as an auction firm without a license, adds several exemptions from the licensing requirement, and increases the criminal penalties for violating the prohibition.

Applies the continuing licensure requirements for auctioneers to individuals, and establishes a separate auctioneer's license and licensure requirements for corporations, general or limited partnerships, and unincorporated associations.

Revises the licensure requirements for apprentice auctioneers and the requirements governing apprentice auctioneers and their sponsoring auctioneers.

Establishes licensure requirements for auction firms, including a requirement that an auction firm have a firm manager, specifies the duties of the firm manager, establishes reasons for the termination of a license and procedures for the issuance of a new license, and prohibits an auction firm from conducting the bid calling for the sale of real or personal property at auction.

Eliminates the definition of "auction company," except as used in the special auctioneer's licensure provisions, and removes all references to an auction company in the Auctioneers Law.

Limits one-auction licenses to individuals.

Eliminates former law requiring the Department of Agriculture to adopt rules prescribing fee schedules and license renewal deadlines and procedures for auctioneers, apprentice auctioneers, and special auctioneers, and instead prescribes by statute the fees, deadlines, and procedures for those auctioneers and also for auction firms.

Retains an annual licensure period for apprentice auctioneers, and establishes an annual licensure period for auction firms.

Establishes a biennial licensure period for auctioneers and special auctioneers, and also establishes a schedule for the staggered expiration of auctioneer's and special auctioneer's licenses.

Revises the requirements governing the specified portion of license fees that must be credited to the Auction Education Fund.

Establishes financial responsibility requirements for auction firms that differ from the requirements established under continuing law for other persons licensed under the Auctioneers Law.

Requires the Department to hold examinations 12 times a year to test the qualifications of unlicensed auction firm managers, establishes an examination fee for those managers, and establishes the procedures that an auctioneer or apprentice auctioneer license applicant or unlicensed auction firm manager applicant must follow after each successive examination failure.

Authorizes licensed auctioneers and apprentice auctioneers to place their licenses on deposit with the Department, and requires those licensees to follow certain procedures to place their licenses on deposit and to reacquire their licenses.

Modifies the requirements governing the licensure of nonresident auctioneers who are licensed in a state with which Ohio has a reciprocity agreement, and establishes requirements governing the licensure of auctioneers who are Ohio residents and who are licensed in a state with which Ohio has a reciprocity agreement.

Authorizes the Department to take specified actions against the license of a nonresident auction firm, auctioneer, apprentice auctioneer, or special auctioneer in response to certain disciplinary actions taken by the licensing authority of the licensee's home state.

Requirements governing auctions

Revises the provisions governing real estate auctions.

Defines "reserve auction," and requires an auction to be a reserve auction unless explicitly stated otherwise.

Defines "absolute auction," prohibits a person licensed under the Auctioneers Law from advertising, offering for sale, or selling real or personal property by absolute auction unless certain conditions apply, and exempts specified activities from the prohibition.

Authorizes a person licensed under the Auctioneers Law to make a bid on his own behalf at both a reserve auction and an absolute auction if certain conditions are met.

Applies the requirements governing contracts and agreements for the sale of property at auction to auction firms, precludes an apprentice auctioneer from entering into an auction contract for the sale of real property in the name of the sponsoring auctioneer, and requires contracts and agreements to include specified information.

Revises requirements governing advertisements for auctions, and applies certain of those requirements to auction firms.

Establishes trust and escrow account requirements for persons licensed under the Auctioneers Law, including a requirement that the money received for an owner's or consignee's property at auction be kept separate from the licensee's personal or business money.

Precludes a person licensed under the Auctioneers Law from using absentee bidding unless the owner of the real or personal property being sold provides prior written permission to use absentee bidding, and requires a person licensed under that Law to be an agent of the owner or consignee of the real or personal property for purposes of all aspects of the auction.

Administration and enforcement

Expands the Department's authority to suspend or revoke the license of an auctioneer, apprentice auctioneer, or special auctioneer for specified causes to include denying or refusing to renew such a license, adds that the Department also may take such actions against the license of an auction firm for those causes, and revises several of those causes and adds new causes.

Revises the definition of "bid rigging," and increases the penalty for violating the prohibition against bid rigging.

Extends the Department's investigative and enforcement authority regarding persons licensed under the Auctioneers Law to include auction firms.

Authorizes the Department to apply for an injunction or other appropriate relief for continued violations of the Auctioneers Law.

Requires the Director of Agriculture to adopt rules that establish a schedule of civil penalties for violations of the Auctioneers Law and rules adopted and orders issued under it.

Recovery of losses caused by actions of persons licensed under Auctioneers Law

Specifies that a person aggrieved solely by the actions of an auction firm cannot seek recovery from the Auction Recovery Fund, and requires rules to be adopted establishing procedures by which such a person may recover the losses under the firm's financial responsibility.

Establishes procedures to be followed for recovery of losses by a person aggrieved by the actions of both an auction firm and a licensed auctioneer.

State Auctioneers Commission

Increases from three to five the membership of the State Auctioneers Commission, and revises the qualifications for members.

Expands the powers and duties of the Commission, including the establishment of requirements and standards governing courses of study in auctioneering and the review and approval of institutions that offer those courses.

Authorizes the Commission to advise the Director on the Director's actions as required under the act.

State preemption

Extends the continuing state preemption of the regulation of auctioneers and auction sales to include auction firms.

Licensee's action for compensation

Applies to auction firms the continuing provision regarding a licensee's actions to collect compensation.

Requirements governing pawnbrokers

With respect to pawnbrokers' licenses, provides for a transition from annual licensure to biennial licensure, adjusts related fees and other provisions accordingly, and specifies how proceeds from biennial license fees are to be distributed.

Increases from \$3 to \$4 the monthly amount that a pawnbroker may charge for pledged articles held as security or stored for a loan.



PUBLIC LAND CONVEYANCES

Sub. H.B. 269

Reps. Raga, Daniels, Walcher, Domenick, McGregor, Wolpert, Cates, Flowers, Hollister, Latta, Perry, Schneider, J. Stewart, Willamowski

Sens. Carey, Harris, Schuler, Spada

Effective date: June 15, 2004

Authorizes the conveyance of two parcels of state-owned real estate in Warren County to the city of Mason.

Authorizes the conveyance of two parcels of state-owned real estate in Williams County to Filling Memorial Home of Mercy, Inc.

Authorizes the conveyance of other state-owned real estate in Williams County to the city of Bryan.

Authorizes the conveyance of state-owned real estate in Delaware County to Delaware County.

Authorizes the conveyance of state-owned real estate in Pike County to the Western Local School District.



Sub. H.B. 388

Reps. Latta, Kearns, Willamowski, Hughes, Calvert, D. Evans, Flowers, Grendell

Sen. Harris

Effective date: Emergency, March 2, 2004

Authorizes the conveyance of a parcel of state-owned real estate in Franklin County to the Supreme Court of Ohio.

Requires the deed to the real estate to contain a reversionary clause providing for the re-conveyance of the real estate to the State of Ohio, Department of Administrative Services, if it is not used as the situs of the Supreme Court and its related functions.

Provides that the real estate is conveyed on the condition that any future conveyance of the real estate by the Supreme Court is subject to the prior approval of the General Assembly.

Provides that the real estate is conveyed on the additional condition that in the event of an emergency precluding the use of the Statehouse by the General Assembly, the Supreme Court must use its best efforts to allow use of the building by the General Assembly, provided that such use does not interfere with the normal operation of the Court.

Authorizes the Supreme Court to create a board, commission, or other entity to be responsible for the operation and maintenance of the facilities and attendant exterior grounds that are the subject of the land conveyance.



Am. Sub. S.B. 234

Sen. Mumper

Reps. Carmichael, C. Evans, Martin

Effective date: April 11, 2005

Authorizes the conveyance of a parcel of state-owned real estate that is located in Bellefontaine and is no longer needed for armory or military purposes to the board of county commissioners of Logan County pursuant to the reversionary clause in the parcel's previous deed.

Authorizes the conveyance of 12 parcels of state-owned real estate that the Adjutant General has determined are no longer required for armory or military purposes to a buyer or buyers to be determined at a later date.

Authorizes the conveyance of specified state-owned real estate located in Gallia County to Robert Wiley.

Authorizes the conveyance of specified state-owned real estate located in Gallia County to its board of county commissioners.

Authorizes the conveyance of specified state-owned real estate located in Wayne County to its board of county commissioners.

Authorizes the conveyance of specified state-owned real estate located in Union County to the Association for the Developmentally Disabled, Ohio.

Authorizes the conveyance of a series of ten specified parcels of state-owned real estate located in Hamilton County to Cincinnati's Optimum Residential Environments, Incorporated, Ohio.

Authorizes the conveyance of specified state-owned real estate located in Scioto County to the Northwest Local School District.

Authorizes the conveyance of specified state-owned real estate located in Jefferson County to the Edison Local School District.

Authorizes the conveyance of specified state-owned real estate located in Mahoning County to the city of Youngstown.

Authorizes the conveyance of specified state-owned real estate located in Pickaway County to the village of Orient.

Authorizes the conveyance of specified state-owned real estate located in Montgomery County to Barry K. Humphries to correct an erroneous omission in a prior conveyance authorized by Sub. S.B. 332 of the 123rd General Assembly.

Authorizes the conveyance of specified state-owned real estate in Portage County to its board of county commissioners.

Authorizes the conveyance of specified state-owned real estate in Summit County to a purchaser.

Authorizes the conveyance of specified state-owned land in Madison County to the Kirkwood Cemetery Association.

Permits, for a limited time, the abatement of unpaid property taxes, penalties, and interest owed by the state or a board of education on property it owns that would have been tax-exempt except for a failure to comply with certain application for tax exemption procedures.



PUBLIC OFFICIALS AND EMPLOYEES

Sub. H.B. 181

Reps. Schaffer, McGregor, Willamowski, Flowers, Brinkman, C. Evans, Setzer, Wolpert, Aslanides, G. Smith, Buehrer, Carmichael, Collier, Daniels, Domenick, D. Evans, Faber, Gibbs, Gilb, Hartnett, Harwood, Key, Niehaus, Olman, Seaver, Sferra

Sens. Austria, Jacobson, Spada

Effective date: May 18, 2005

Permits a special commission of three retired justices or judges of a court of record, which is appointed by the Chief Justice of the Ohio Supreme Court, to suspend from office, in accordance with a specified procedure, any elected local government official, other than a judge of a court of record, who is charged in a state or federal court with a felony related to the official's administration of, or conduct in the performance of the duties of, his or her office if the special commission determines that the official's administration of, or conduct in the performance of the duties of, his or her office as covered by the charges adversely affects the functioning of that office or adversely affects the rights and interests of the public.

Prohibits a person who is convicted of certain felony theft offenses, or any felony involving fraud, deceit, or theft, from holding a public office or position of public employment or serving in certain unpaid volunteer positions with a state agency, political subdivision, or private entity if holding the office or position or serving as the volunteer involves substantial management or control over the property of the state agency, political subdivision, or private entity.

Generally requires former state elected officers and staff members who filed or were required to file financial disclosure statements to continue, for a 24-month period, to report information relating to certain income sources, gifts, and expenditures.



Sub. H.B. 252

Reps. Cates, Aslanides, D. Evans, Faber, Flowers, Gilb, Hagan, Hughes, Latta, Martin, McGregor, Schaffer, Schmidt, Webster, Willamowski

Sen. Austria

Effective date: September 16, 2004

Requires that the complaint to commence an action to remove a prosecuting attorney be supported by affidavit.

Authorizes the court to consider motions for judgment on the pleadings, motions to dismiss, or motions for summary judgment that are filed in an action to remove a prosecuting attorney if the motions are filed before the hearing in the action.

Provides that a complaint dismissed for failure to file an affidavit in support of the complaint is dismissed without prejudice.



Sub. S.B. 133

Sens. Wachtmann, Schuring, Austria, Amstutz, Stivers, Harris, Spada, Coughlin, Armbruster, Jordan, Randy Gardner, Jacobson, Carnes, Robert Gardner, Mumper, Nein, White, Schuler

Reps. Schmidt, Reidelbach, White, G. Smith, Schneider, Brinkman, Buehrer, Cates, Clancy, Collier, Flowers, Hagan, Martin, Peterson, Setzer, Trakas, Webster, Willamowski

Effective date: September 15, 2004; certain provisions effective December 14, 2004, and August 1, 2005

State retirement board membership

Alters the composition of each state retirement system board.¹

Requires each retirement board position created by the act to be filled by not later than 90 days after the act's effective date.

State retirement board member elections

Requires each state retirement board, after consultation with the Secretary of State, to adopt rules to govern the administration of board member elections and elections to fill

¹ *The state retirement systems are the Public Employees Retirement System, Ohio Police and Fire Pension Fund, State Teachers Retirement System, School Employees Retirement System, and State Highway Patrol Retirement System.*

board vacancies, the nomination process for board member candidates, certification of board member election results, and certification of nominating petitions.

Permits a state retirement system to contract with the Secretary of State or an independent firm to administer board member elections and to certify election results and nominating petitions, and requires the Secretary or independent firm to perform those services in accordance with rules adopted by the retirement system.

Permits the Secretary of State to audit an election if a state retirement board contracts with an independent firm to administer the election.

Specifies that any person who served as an elected or appointed member of a state retirement board for one or more entire fiscal years in fiscal year 2000, 2001, or 2002 is ineligible for reelection or reappointment to the retirement board if the board paid travel-related expenses for the person or reimbursed the person for travel-related expenses that averaged more than \$10,000 annually for any of those fiscal years.

Campaign finance

Requires each candidate for a state retirement system board to file with the Secretary of State two complete, accurate, and itemized campaign finance disclosure statements if the candidate, or the candidate's campaign committee, receives contributions or in-kind contributions totaling \$1,000 or more or makes expenditures totaling \$1,000 or more in connection with efforts to be elected to the board.

Requires each candidate seeking to fill a vacancy on a state retirement board to file with the Secretary of State two complete, accurate, and itemized campaign finance disclosure statements.

Requires each individual, partnership, or other entity that makes an independent expenditure in connection with a candidate's efforts to be elected to a state retirement board to file with the Secretary of State two complete, accurate, and itemized statements setting forth in detail the independent expenditures.

Prohibits specified persons from failing to comply with the above filing requirements.

Prohibits any person, during the course of a person's seeking nomination for, or during any campaign for, election to a state retirement board, from knowingly and with intent to affect the person's nomination or the outcome of the campaign taking specified fraud-related actions by means of campaign materials, an advertisement on radio or television or in a newspaper or periodical, a public speech, or a press release.

Requires each state retirement system to make documents regarding filling a vacancy of an elected member of the system's board available at the request of any person.

Suspension and removal of board members

Provides that the office of a member of a state retirement board who is convicted of or pleads guilty to a felony, a theft offense, or a violation of any of specified ethics laws is to be deemed vacant on the member's conviction or plea.

Authorizes a court of appeals to remove a state retirement board member who commits misconduct in office.

Makes ineligible for election to a state retirement board a person who has pleaded guilty to or been convicted of misconduct in office or an offense of the type described above.

Civil action

Authorizes the Attorney General to maintain a civil action against a state retirement board member who breaches the member's fiduciary duty to the retirement system for harm resulting from that breach.

Ethics

Requires the following persons to file an annual financial disclosure statement with the Ohio Ethics Commission: (1) the members of each state retirement board, (2) each employee of a state retirement system who is a licensed state retirement system investment officer, (3) the Ohio Retirement Study Council (ORSC) members appointed by the Governor, and (4) ORSC employees other than employees who perform purely administrative or clerical functions.

Prohibits a person who is a member of a state retirement board, a state retirement system investment officer, or an employee of a state retirement system whose position involves substantial and material exercise of discretion in the investment of retirement system funds from soliciting or accepting payment of actual travel expenses, including expenses incurred with the travel for lodging, meals, food, and beverages, and prohibits any person from giving payment of actual travel expenses to such a board member, officer, or employee.

Requires each state retirement board, in consultation with the Ohio Ethics Commission, to develop an ethics policy and submit the policy to the Commission for approval, adopt the policy when approved by the Ethics Commission, and, within 60 days of adopting the policy, send a copy to ORSC.

Requires each state retirement board to periodically provide ethics training to members and employees of the board.

Authorizes the Ohio Ethics Commission to investigate complaints regarding an alleged ethics violation by a state retirement board member or employee.

Permits the Ohio Ethics Commission, at its discretion, to share information gathered in the course of an investigation with, or disclose the information to, the Attorney General and the State Auditor if the accused person is a state retirement board member.

Requires each state retirement board to establish a procedure to ensure that each board employee is informed of the procedure for filing a complaint with the Ohio Ethics Commission or the appropriate prosecuting attorney.

Expressly states that nothing in the act may be construed to be a limitation of the Ohio Ethics Commission's authority, responsibility, and powers under the Ethics Law as it existed immediately prior to the act's effective date as applied to members and employees of the state retirement boards and that any authority, power, or responsibilities of the Ohio Ethics Commission expressly created by the act are in addition to any authority, power, or responsibilities of the Commission in effect immediately prior to the act's effective date.

Requires each retirement system lobbyist and the lobbyist's employer to register with the Joint Legislative Ethics Commission and to disclose both the amount that the lobbyist expended in retirement system lobbying and the details of certain financial transactions with a state retirement system or certain state retirement system officials or employees.

Board member training

Requires the state retirement boards to jointly develop a retirement board member training program that includes an orientation component and a continued training component.

Requires newly elected state retirement board members, and any person appointed to fill a vacancy on a board, to attend the orientation component of the retirement board member training program, and requires board members with at least one year of experience to attend, not less than twice a year, one or more programs of the continued training component.

Internal audit committee

Requires each retirement board to: (1) appoint a committee consisting of an employee member, a retirant member, and another member to select an internal auditor, and (2) to employ as an internal auditor the person or persons that the committee selects.

Chief investment officer

Requires each state retirement board to designate a licensed state retirement system investment officer to be the chief investment officer for the system.

Requires the chief investment officer to reasonably supervise the licensed state retirement system investment officers and other persons employed by the state retirement system with a view toward preventing certain securities and investment violations.

Requires the chief investment officer to establish and maintain a policy to monitor and evaluate the effectiveness of securities transactions executed on the board's behalf.

Establishes criteria to evaluate whether a chief investment officer has satisfied the officer's duty of reasonable supervision and duty to establish and monitor the effectiveness of securities transactions.

Licensing of investment officers

Prohibits, effective 90 days after the act's effective date, any person from acting as a state retirement system investment officer unless the person is so licensed by the Division of Securities in the Department of Commerce in accordance with the act.

Prohibits, effective 90 days after the act's effective date, a state retirement system investment officer from acting as a dealer, salesperson, investment advisor, or investment advisor representative.

Grants the Division of Securities regulatory authority over state retirement system investment officers, including the authority to issue and revoke state retirement system investment officer licenses.

Prohibits a state retirement system investment officer from engaging in fraudulent or deceptive practices or acts.

Investments

Requires each retirement board to designate as "Ohio-approved agents" and "Ohio-approved investment managers" securities dealers (agents) and investment managers who meet certain statutorily specified qualifications.

Requires each board to annually establish a goal to increase utilization of Ohio-approved agents and investment managers and to submit to ORSC, at least annually, a report detailing the board's progress in meeting the goals and other information regarding agents and investment managers and their activities on behalf of the board.

Requires each retirement board to adopt and implement procedures and criteria to select agents to execute securities transactions on the board's behalf and to select investment managers.

Requires each retirement system to annually disclose to the Ohio Ethics Commission certain information regarding agents that execute securities transactions on the board's behalf.

Ohio Retirement Study Council

Requires that one of the Governor's three appointees to ORSC have investment experience.

Permits ORSC to review all rules proposed by each retirement system and make recommendations on those rules to the Joint Committee on Agency Rule Review.

Requires ORSC to provide each member of ORSC copies of any rules that a state retirement board adopts.

Requires each state retirement board, in consultation with the Ohio Ethics Commission, to review any existing policy regarding travel and travel expenses of members and employees of that board and adopt rules establishing a new or revised policy not earlier than 60 days after submitting the new or revised policy to ORSC for review.

Requires a state retirement board that intends to award a bonus to any board employee to adopt rules establishing a policy regarding employee bonuses.

Requires each state retirement board to submit to ORSC a proposed operating budget, including an administrative budget for the board, for the next immediate fiscal year and to adopt that budget not earlier than 60 days after submitting it to ORSC.

Requires each state retirement board to submit to ORSC a plan describing how the board will improve the dissemination of public information pertaining to the board.

Authorizes ORSC to have a performance audit of each state retirement system conducted by an independent auditor at least once every ten years.

Authorizes ORSC to request the Auditor of State to perform or contract for the performance of a financial or special audit of a state retirement system, and requires the Auditor to report the results of the audit to ORSC in a timely manner.

Authorizes ORSC to establish a uniform format and regular reporting requirements for any report that the state retirement boards must submit to ORSC, and, if ORSC establishes a uniform format, requires the retirement boards to submit reports in that format.

Provides that the Attorney General is ORSC's legal adviser.

Ohio Police and Fire Pension Fund

Provides that any elected or appointed member of the retirement board of the Ohio Police and Fire Pension Fund who fails to attend three consecutive board meetings without valid excuse is considered to have resigned from the board.

Alternative retirement program

Extends eligibility for participation in an alternative retirement plan (ARP) to employees of public institutions of higher education who have not had prior opportunity to participate in an ARP and, on August 1, 2005, have less than five years of service credit in a state retirement system.

Permits an employee who changes providers to transfer to the new provider all or only part of the employee's account balance.

Requires a public institution of higher education, on behalf of an employee participating in an ARP, to contribute to the ARP an amount equal to the amount that the institution would have contributed to a state retirement system for that employee minus a percentage paid to that state retirement system.

Securities Law changes

Eliminates provisions establishing the fee for the examination of applicant dealers and applicant salespersons when administered by the Division of Securities.

Expands the application of certain provisions regarding the Division of Securities' enforcement authority to persons acting as dealers and salespersons.

Authorizes the Division of Securities to produce, as well as examine, records, books, documents, accounts, and papers as the Division deems necessary or relevant to an inquiry.

Repeals an arguably redundant provision that authorized the Division of Securities to proceed under another provision of the securities law to refuse a license applied for by a dealer, salesperson, investment advisor, or investment advisor representative or to suspend the license of any such person and ultimately revoke the license under that other provision.



PUBLIC RETIREMENT

Sub. H.B. 98

Reps. Willamowski, Hughes, Gibbs, Allen, Otterman, J. Stewart, Schneider, Schmidt, Reidelbach, Buehrer, Cates, Clancy, Core, Distel, Domenick, Fessler, Flowers, Hagan, Harwood, Hollister, Key, Latta, McGregor, Niehaus, Price, Seitz

Sens. Wachtmann, Blessing, Spada

Effective date: April 27, 2005; Sections 1 and 2 effective October 27, 2006

Payment to former spouse of portion of public retirement benefit

Revises a factor in the formula for determining the amount of a state retirement system member's retirement benefit that a former spouse is to receive under an order dividing marital property to: (1) clarify that the years of service used in the formula are years of contributing service, and (2) ensure that the factor also applies to defined contribution plans under the Public Employees Retirement System (PERS), School Employees Retirement System (SERS), and State Teachers Retirement System (STRS).

Cost of living allowance

Requires that a portion of a cost-of-living allowance be paid to a former spouse receiving a portion of a retirement benefit under a division of property order.

Requires that the portion of a cost-of-living allowance paid to beneficiaries under the act's multiple beneficiary payment plan option be divided among the beneficiaries in accordance with the portion of the retirement allowance that each beneficiary has been allocated.

Defined benefit plans

Court ordered survivor benefit

Creates an additional exception to the default plan of payment of a married PERS, SERS, STRS, or Ohio Police and Fire Pension Fund (OP&F) member by providing that the default plan is not required if a court ordered plan of payment issued prior to the member's retirement requires payment in a specified amount continuing after the member's death to a former spouse.

For all retirement systems, if the member is subject to an order of the type described above and the retirement board has received a copy of the order, requires the

retirement board to accept the member's election of a payment plan only if the member: (1) elects a plan that is in accordance with the order, and (2) if, for PERS, OP&F, STRS, and SERS retirants, the member is married, elects the new multiple beneficiary plan and designates the member's current spouse as a beneficiary under the plan, unless the current spouse consents in writing to not being designated a beneficiary under the payment plan or the retirement board waives the spousal consent.

New multiple beneficiary payment plan option

Permits an option governing the manner in which a retirement allowance is paid to provide for payments to two, three, or four surviving beneficiaries named at the time of the member's retirement.

Requires that, under the multiple beneficiary plan, the portions of the member's lesser retirement benefit amount be allocated among the beneficiaries at the time of the member's retirement.

Prohibits a portion allocated under the multiple beneficiary payment plan to be less than 10% of the member's lesser retirement benefit amount unless compliance with a division of marital property order requires the allocation of a portion less than 10%.

Prohibits the total of the portions allocated under the multiple beneficiary plan to exceed 100% of the member's lesser retirement benefit amount.

Death, divorce, or marriage and payment plan

Clarifies that the death of a retirant's spouse or designated beneficiary cancels only the portion of the plan of payment regarding survivorship benefits so that the retirant receives the actuarial equivalent of the retirant's single lifetime allowance, based on the number of remaining beneficiaries, with no change in amount payable to any remaining beneficiary.

Clarifies that a retirant's divorce, annulment, or dissolution of marriage authorizes the retirant to elect to cancel the portion of the plan providing survivorship benefits to the former spouse so that the retirant receives the actuarial equivalent of the retirant's single lifetime allowance, based on the number of remaining beneficiaries, with no change in amount payable to any remaining beneficiary.

Authorizes a retirant who is receiving a benefit under a plan that provides for payment to a former spouse pursuant to a court order dividing marital property and who remarries to elect a new plan under the multiple beneficiary option created by the act if the new plan elected does not reduce the payment to the former spouse.

Defined contribution plans--PERS, SERS, and STRS

Creates an additional exception to the default plan of payment for married PERS, SERS, and STRS members by requiring that if a court has ordered a plan of payment providing for payment in a specified amount continuing after the member's death to a former spouse and that order is issued prior to the effective date of the member's retirement:

(1) If the member is married, the payment plan must also provide payment to the member's current spouse unless the current spouse consents in writing to not being designated a beneficiary under the plan or the current spouse's consent is waived by reason other than the court order;

(2) If the member is a PERS or SERS member, the member must annuitize the member's accumulated amounts in accordance with the order.



Am. Sub. H.B. 449

Reps. Seitz, Calvert, Collier, Carano, Aslanides, Webster, Setzer, Buehrer, Clancy, D. Evans, McGregor, Schneider, Gibbs, Slaby, Allen, Reidelbach, Schmidt, T. Patton, G. Smith, Hughes, J. Stewart, Barrett, Beatty, Book, Brown, Chandler, Core, DeBose, Domenick, C. Evans, Flowers, Gilb, Hagan, Hollister, Key, Latta, Martin, Niehaus, Olman, Otterman, Perry, Price, Raussen, Schlichter, S. Smith, Strahorn, Widener, Willamowski, Wilson

Sens. Wachtmann, Blessing

Effective date: April 11, 2005

Permits a state retirement system retirant who is re-employed in a position covered by the Public Employees Retirement System (PERS), Ohio Police and Fire Pension Fund (OP&F), State Teachers Retirement System (STRS), or School Employees Retirement System (SERS) to elect to receive payment of the retirant's contributions for the period of re-employment in lieu of a benefit for that period.

Permits the survivor benefit annuity for a PERS re-employed retirant to equal the actuarial equivalent of the retirant's single lifetime annuity for the retirant's life.

Permits a PERS re-employed retirant to delay the commencement of the benefit to a date specified by the retirant.

Authorizes OP&F re-employed retirants to elect survivor benefits in a manner similar to PERS re-employed retirants.

Requires the benefit for a married retirant's period of re-employment under PERS or OP&F to include a survivor benefit unless the retirant obtains spousal consent to another form of payment or to a payment of contributions.

For PERS, STRS, and SERS re-employed retirants receiving an annuity, changes the portion paid from employer's contributions to an amount determined by the applicable retirement board, and for STRS and SERS changes the interest rate that the accumulated contributions earn to a rate determined by that retirement board.

Provides that, if a person receiving a benefit under PERS or OP&F as the beneficiary of a re-employed retirant dies before the total of the amounts paid to the retirant and beneficiary equal or exceed the amount that the retirant would have received as a lump sum payment, the difference between that total and the lump sum must be paid to the beneficiary's estate.

Changes the criteria under which a re-employed retirant's beneficiary receives a lump sum payment under the STRS and SERS re-employed retirant law from the retirant dying while re-employed to the retirant dying before receiving a benefit or a return of contributions, and changes the method by which the lump sum is calculated.



STATE GOVERNMENT

H.B. 224

Reps. Kearns, J. Stewart, McGregor, Gilb, Seitz, S. Patton, Jerse, Fessler, Skindell, DeWine, Chandler, Allen, Walcher, Schmidt, Setzer, Otterman, Webster, Cirelli, Barrett, Widener, Carano, Harwood, Hoops, Ujvagi, Key, Latta, C. Evans, Hollister, Willamowski, Boccieri, Seaver, Price, Schaffer, Clancy, Buehrer, D. Stewart, Brown, Daniels, DeBose, Domenick, Flowers, Hagan, Hughes, Jolivette, Reidelbach, Schlichter, Schneider, Strahorn, Yates

Sens. Robert Gardner, Austria, Spada, Mumper, Harris, Carey, Armbruster

Effective date: March 23, 2005

Designates November 19 as "George Rogers Clark Day."



Sub. H.B. 325

Reps. Hollister, Faber, Aslanides, Blasdel, Brinkman, Callender, Carmichael, Clancy, Collier, Daniels, C. Evans, Fessler, Flowers, Gibbs, Gilb, Grendell, Hoops, Latta, Kearns, Niehaus, Oelslager, Olman, Peterson, Raussen, Reidelbach, Reinhard, Schaffer, Schmidt, J. Stewart, Taylor, Trakas, Wagner, Widener, Widowfield, Willamowski, Wolpert, Young, Allen, Book, Carano, Cirelli, DePiero, Distel, Domenick, Driehaus, Hartnett, Harwood, Jerse, Koziura, Otterman, S. Patton, Perry, Redfern, Seaver, Sferra, Wilson, Cates, D. Stewart, Barrett, Beatty, Brown, Buehrer, Chandler, DeBose, DeGeeter, D. Evans, Hagan, Hughes, Key, Martin, Miller, T. Patton, Seitz, Setzer, Skindell, G. Smith, S. Smith, Strahorn, Sykes, Ujvagi, Walcher, Woodard, Yates

Sens. Mumper, Austria, Robert Gardner, Harris, Jordan, Padgett, Roberts, Spada, Schuring, Wachtmann, Prentiss, Fedor, DiDonato, Miller, Zurz, Hagan, Stivers, Fingerhut

Effective date: September 30, 2004

Allows charitable gambling by county or independent agricultural societies during specified time periods at all county fairgrounds rather than only at fairgrounds in counties with a population of 500,000 or less as under prior law.

Allows a distributor of bingo supplies to modify, convert, add to, or remove parts from bingo supplies to further their promotion or sale.

Includes, within the definition of "service organization," a nonprofit organization that is organized and operated exclusively to provide, or to contribute to the support of organizations or institutions organized and operated exclusively to provide, immediate shelter to victims of domestic violence.

Expands the definition of "nonprofit medical organization" to include any 501(c)(3) organization that has been incorporated as a nonprofit corporation for at least five years and that has been operated and will be operated primarily to provide, or to contribute to the support of organizations or institutions organized and operated exclusively to provide, hospital, medical, research, or therapeutic services for the public.

Provides that if a bingo session commences at 10 a.m., instant bingo tickets may be sold beginning at 9 a.m.

Authorizes a chamber of commerce to conduct not more than one raffle per year to raise money for the chamber of commerce.²

Provides that if a charitable organization that is authorized to conduct a raffle, but that is not also described in subsection 501(c)(3) of the Internal Revenue Code, conducts a raffle, the organization must distribute at least 50% of the net profit from the raffle to a charitable purpose or a department or agency of the federal government, the state, or any political subdivision.

Provides that if a veteran's, fraternal, or sporting organization conducts instant bingo, for the first \$75,000, or a greater amount prescribed by the Attorney General to adjust for changes in prices as measured by the Consumer Price Index, of net profit generated during a calendar year: (1) at least 25% must be distributed to a governmental unit, 501(c)(3) organization, or department or agency of the federal government, the state, or any political subdivision, and (2) not more than 75% may be deducted and retained for reimbursement of or for the organization's expenses in conducting the instant bingo game.

Provides that the Charitable Bingo Law does not prohibit a veteran's, fraternal, or sporting organization from distributing net profit from instant bingo to a 501(c)(3) organization when the 501(c)(3) organization makes donations to other organizations and permits donors to advise or direct such donations so long as the donations comply with requirements established in or pursuant to subsection 501(c)(3) of the Internal Revenue Code.

² For changes in this provision, see the *Digest* entry for Am. Sub. S.B. 146 of the 125th General Assembly.

Requires the owner or lessor of a location that has entered into a contract with a charitable instant bingo organization to assist in the conduct of instant bingo at that location to pay the full gross profit to the organization in return for each deal of instant bingo tickets sold and to pay to the organization the value of any unredeemed instant bingo prizes remaining in the deal of instant bingo tickets.

Limits a veteran's, fraternal, or sporting organization that conducts instant bingo at other than a bingo session to the sale of instant bingo for 12 hours during any day and not earlier than 10 a.m. or later than 2 a.m. rather than ten consecutive hours per day for up to six days per week as under former law.

Provides that a charitable organization's use of bingo proceeds in certain situations to pay for expenses includes reimbursement of expenses.

Regulates the use of the net profit of bingo and instant bingo by a charitable organization in the twelve-month period ending October 31, 2004, that equals the amount of funds that the charitable organization paid to the Attorney General as a condition for obtaining a bingo license under a charitable settlement that was entered into with the Attorney General on or after July 1, 2003, and before September 1, 2003, and that was based on illegal gambling citations involving the charitable organization within the five years prior to June 30, 2003.



Sub. H.B. 393

Reps. Harwood, Perry, Williams, Hartnett, Carano, Schmidt, Seitz, Seaver, Sferra, Book, Kearns, Otterman, DeGeeter, Ujvagi, Barrett, Core, Hughes, Miller, Webster, Wilson, Allen, Aslanides, Beatty, Blasdel, Brown, Cirelli, Clancy, DeBose, Distel, Domenick, C. Evans, Faber, Flowers, Grendell, Key, Mason, S. Patton, Peterson, Price, Redfern, Schneider, D. Stewart, Strahorn, Sykes, Walcher

Sens. Harris, White, Nein, Dann, Padgett, Hagan, Robert Gardner, Zurz, Miller, DiDonato, Spada

Effective date: September 30, 2004

Amends the definition of "Ohio sports facility" in the Ohio Arts and Sports Facilities Commission Law to include motorsports complexes, thereby authorizing the Commission to participate in the financing of motorsports complexes.

For purposes of a motorsports complex, specifies that the facility itself must be owned by the state or a governmental agency.

Requires motorsports events to be presented at the facility pursuant to a lease entered into with the facility owner for a statutorily determined minimum number of years.

Requires any motorsports organization committing to use a facility for an established period of time to provide the political subdivision in which the facility is located at least six months' notice if the organization intends to stop utilizing the facility prior to the expiration of that established period.

Provides that any motorsports organization that stops utilizing a facility prior to the expiration of a period of time established with the facility owner is liable to the state for any state funds used on the construction costs of the facility.



H.B. 477

Reps. Flowers, Collier, Schlichter, Miller, Cirelli, Harwood, Allen, McGregor, Clancy, S. Patton, Brown, Aslanides, Callender, Carano, Carmichael, Daniels, DeBose, Distel, Domenick, C. Evans, D. Evans, Hughes, Key, Latta, Martin, Mason, Oلمان, Otterman, T. Patton, Perry, Price, Reidelbach, Schmidt, G. Smith, J. Stewart, Strahorn, Wagner, Walcher, Wolpert

Sens. Roberts, Goodman, Schuring, Austria, Fedor, Schuler, Spada

Effective date: March 23, 2005

Requires the Director of the Ohio Lottery Commission to enter into an agreement with the Department of Alcohol and Drug Addiction Services (DADAS) for the operation of a program of gambling addiction services, and requires the Commission to pay for the operation of that program.

Requires DADAS to provide that program of gambling addiction services and to promote, assist in developing, and coordinate or conduct programs of education and research for the prevention of gambling addiction and the treatment, including intervention, of persons with gambling addictions.

Transfers from the Commission to DADAS the administration of any pending agreements to assist organizations that deal with problem gambling, and requires the Commission to pay any costs that DADAS incurs because of those transfers.



H.B. 552

- Reps.** Householder, Redfern, Walcher, Flowers, Husted, Miller, Reidelbach, Allen, Cates, C. Evans, J. Stewart, Calvert, DeBose, Olman, McGregor, Faber, Daniels, Aslanides, DeWine, Carano, Hoops, Distel, Perry, Hartnett, Fessler, Carmichael, Raga, Schaffer, Reinhard, Hollister, Wolpert, T. Patton, Schlichter, Kearns, Wagner, Setzer, Hagan, Brown, Schmidt, Gibbs, Blasdel, Schneider, Webster, Latta, Combs, Seitz, Collier, Widener, Harwood, S. Smith, G. Smith, Clancy, Peterson, Barrett, Beatty, Bocchieri, Book, Buehrer, Cirelli, Core, D. Evans, Gilb, Grendell, Hughes, Key, Kilbane, Niehaus, Otterman, Raussen, Seaver, Slaby, Taylor, Willamowski
- Sens.** Coughlin, Goodman, Mumper, Zurz, Carey, Hottinger, Randy Gardner, Harris

Effective date: May 18, 2005

Establishes a recommended procedure for folding the state flag.



TAXATION

Sub. H.B. 362

Reps. Hoops, Allen, Calvert, C. Evans, D. Evans, Flowers, Hartnett, Jerse, Martin, Miller, T. Patton, Peterson, Schmidt, Strahorn, Aslanides, Barrett, Brown, Callender, Chandler, Cirelli, Collier, DeBose, Domenick, Gilb, Hollister, McGregor, Niehaus, Olman, Otterman, Price, Schlichter, Seaver, Seitz, Slaby, D. Stewart, J. Stewart, Walcher

Sens. Amstutz, Blessing, Harris

Effective date: March 31, 2005; Sections 3, 5, and 6 effective December 30, 2004; certain provisions effective December 30, 2004

Changes a term that describes a type of permanent improvement for which a school district may pass a property tax levy from "general on-going permanent improvements" to "general permanent improvements."

Defines "general permanent improvements," and specifies that the change of the term does not change the purpose for which such levies are or may be imposed.

If a school district imposes a levy for a specific permanent improvement or class of improvements for a specific period of time, provides that the district may propose to replace the levy for the same purpose or for the purpose of general permanent improvements and that the maximum term of that levy may be for a continuing period of time.

Provides that if a school district imposes one or more existing levies for a specific permanent improvement or class of improvements for a specific period of time, it may propose to renew one or more of those existing levies, or to increase or decrease a single such existing levy, for the purpose of general permanent improvements.

Requires that a business operating in several municipal corporations add back certain amounts associated with tax exempt stock options granted to employees when apportioning the business's net profits among those municipal corporations.

Allows certain single member limited liability companies to elect to be separate taxpayers from their single members for purposes of municipal income taxation.

Requires the State Lottery Commission to allow a prize winner who is being paid in installments to transfer all or a portion of the remainder of the prize award to multiple transferees if certain conditions are met.

Permits the assignability of a person's right to a lottery prize award when a person is awarded a prize award to which another has claimed title pursuant to the order of a federal bankruptcy court under Title 11 of the United States Code.

Revises references to federal laws in state corporation franchise tax and income tax provisions so that those tax provisions generally incorporate any federal tax legislation changes that have been made since the last time those provisions were amended.

Makes changes to the application prioritization procedure for job training tax credits.

Until July 1, 2005, creates an amnesty period for re-filing applications for exemption of real property that were dismissed due to case law.



Sub. S.B. 218

Sens. Amstutz, Goodman, Harris

Reps. Collier, Aslanides, Chandler

Effective date: April 29, 2005; Sections 3 to 9 and certain provisions effective January 28, 2005

Requires the Tax Commissioner to work with states that are implementing the Streamlined Sales and Use Tax Agreement to encourage the adoption of an amendment that allows certain vendors to source sales at their places of business.

Creates a six-month compensation mechanism for vendors to assist them in complying with the destination-based sourcing law that is scheduled to take effect July 1, 2005.

Establishes a permanent compensation procedure for counties with a population of less than 75,000 and that have sales tax losses of at least 4% that pays them a portion of the sales tax revenues that they lost due to destination-based sourcing.

Creates the County Compensation Tax Study Committee to determine the extent to which each county is affected by destination-based sourcing.

Adopts a customer refund procedure contained in the Agreement to be used by purchasers who are seeking a refund of over-collected sales or use taxes from sellers.

Revises continuing law to reflect a provision in the Agreement regarding confidentiality and privacy rights of consumers.

Permits the Tax Commissioner to establish or participate in a registration system to issue vendors' licenses on behalf of counties.

Makes other changes to comply with the Agreement.



UTILITIES

Am. Sub. H.B. 361

Reps. Flowers, Niehaus, Olman, Reinhard, Faber, Seitz, Allen, Harwood, Martin, Daniels, Strahorn, Carmichael, Beatty, D. Evans, Hagan, Sferra, Sykes

Sens. Roberts, Schuler, Blessing, DiDonato, Robert Gardner, Goodman, Mallory

Effective date: May 6, 2005

Establishes a service charge of 32¢ per month to be billed to each wireless telephone number in the state until December 31, 2008.

Authorizes the proceeds of the charge, after covering capped state administrative costs, to be disbursed to counties based on the number of wireless service subscribers in the county to pay for the subdivision equipment and staff training costs of public safety answering points providing wireless enhanced 9-1-1, that is, automatic number identification and automatic location identification for wireless calls to a countywide 9-1-1 system.

Beginning one year following the imposition of the charge, authorizes a subdivision that has paid its equipment and staff training costs and is providing wireless enhanced 9-1-1 to use the disbursements to pay for personnel costs of one or more public safety answering points providing that service.

Authorizes any such disbursement received but not expended to be used, after the April 2009 disbursement, to pay for any wireless 9-1-1 public safety answering point costs, including personnel costs.

Authorizes a wireline service provider to fund certain costs of updating or modernizing the wireline telephone network through the tax credit against the corporation franchise tax to cover nonrecurring charges of the wireline network in providing 9-1-1 service, but not costs related to wireless 9-1-1.

Vests the Ohio 9-1-1 Coordinator in the Public Utilities Commission with authority to carry out the act, and creates an Ohio 9-1-1 Council and a Wireless 9-1-1 Advisory Board.

Regarding the immunity from civil liability provided to a telephone company and other specified entities and individuals in the event of injuries, death, or loss to persons or property arising from their participation in a 9-1-1 system, establishes an exception to this immunity in the case of willful or wanton misconduct on the part of the company, entity, or individual.

Authorizes an individual to bring a civil action against a person who transmits a facsimile advertisement or causes it to be transmitted to the individual's residential premises without the individual's prior written permission and in that action to recover \$1,000 for each violation.



VETERANS

Sub. H.B. 275

- Reps.** Key, Allen, Otterman, C. Evans, Redfern, Seitz, Domenick, Barrett, Jolivette, Schaffer, Sykes, D. Stewart, Sferra, Strahorn, Ujvagi, DeBose, Beatty, S. Smith, Fessler, Boccieri, Calvert, Core, DeWine, Faber, Flowers, Grendell, Hartnett, Hoops, Hughes, Husted, Jerse, Kearns, Miller, S. Patton, T. Patton, Peterson, Schlichter, Schmidt, J. Stewart, Trakas, Webster, Wilson, Aslanides, Book, Brown, Buehrer, Callender, Carano, Carmichael, Cates, Chandler, Cirelli, Clancy, Collier, Daniels, Distel, Driehaus, D. Evans, Gibbs, Gilb, Hagan, Harwood, Kilbane, Koziura, Latta, Martin, Mason, McGregor, Niehaus, Oelslager, Olman, Perry, Price, Raga, Raussen, Reidelbach, Reinhard, Schneider, Seaver, Setzer, Skindell, G. Smith, Taylor, Wagner, Walcher, White, Widener, Widowfield, Willamowski, Woodard, Yates, Young
- Sens.** Harris, Randy Gardner, Fedor, Prentiss, Austria, Carey, DiDonato, Robert Gardner, Jordan, Mallory, Miller, Mumper, Nein, Roberts, Schuler, Stivers, Zurz, Dann, Goodman, Padgett, Hottinger, Armbruster, Spada, Jacobson, Coughlin, Blessing, Brady, Amstutz, Fingerhut, Hagan, Schuring, Wachtmann, White

Effective date: August 11, 2004

Specifically includes among those persons eligible for War Orphans scholarships any individual who is the child of a deceased or disabled veteran who served during the time of Operation Enduring Freedom or Operation Iraqi Freedom.

Expands the program that provides college tuition waivers and grants to children and spouses of public safety officers killed in the line of duty to also include children of members of the armed services killed in the line of duty during Operation Enduring Freedom or Operation Iraqi Freedom unless they qualify for War Orphans scholarships.

Requires the Educator Standards Board to establish a standing subcommittee on higher education.

Clarifies the selection process for representatives of higher education appointed to the Educator Standards Board.



Am. Sub. H.B. 426

- Reps.** Ujvagi, McGregor, Harwood, Book, Perry, Price, Carano, Strahorn, Skindell, Brown, DeGeeter, Collier, Miller, Reidelbach, Mason, Domenick, Sferra, D. Stewart, S. Patton, Allen, Woodard, Distel, Hartnett, Redfern, Barrett, S. Smith, Driehaus, Wilson, Key, DeBose, Yates, Jerse, Schaffer, Seaver, Cirelli, Otterman, Wolpert, Beatty, Hoops, Koziura, Kearns, Olman, C. Evans, Sykes, Flowers, Latta, Fessler, Daniels, Hollister, Cates, Trakas, Clancy, Aslanides, Calvert, Combs, D. Evans, Gilb, Grendell, Hagan, Hughes, Kilbane, Niehaus, Oelslager, T. Patton, Peterson, Schlichter, Schmidt, Setzer, Slaby, J. Stewart, Taylor, Webster, Widener, Widowfield, Willamowski
- Sens.** Mumper, Roberts, Schuring, Fedor, Armbruster, Brady, Amstutz, Austria, Blessing, Carey, Coughlin, Dann, DiDonato, Fingerhut, Randy Gardner, Robert Gardner, Goodman, Hagan, Harris, Hottinger, Jacobson, Jordan, Mallory, Miller, Nein, Padgett, Prentiss, Spada, Wachtmann, White, Zurz

Effective date: May 18, 2005

Overview

Makes changes to numerous laws in order to provide protection for and benefits to military personnel and members of their immediate family as follows:

Use of bulk long distance telephone services

Allows the Department of Administrative Services to enter into a contract to purchase bulk long distance telephone services and make them available at cost, or to make bulk long distance telephone services available at cost under any existing contract the Department has entered into, to members of the immediate family of persons deployed on active duty so that those family members can communicate with the persons so deployed.

Requires any of those telephone contracts that the Department elects to enter into to be made in accordance with the State Purchasing Law and in a nondiscriminatory manner that does not place any potential vendor at a competitive disadvantage.

Provides that, if the Department decides to exercise either bulk long distance telephone services option, the Department must adopt rules under the Administrative Procedure Act to implement the act's provisions regarding those options.

Defines "immediate family," in this context, as a person's spouse residing in the person's household, brothers and sisters of the whole or of the half blood, children, including adopted children and stepchildren, parents, and grandparents.

Defines "active duty," in this context and throughout the act except as indicated otherwise, as active duty pursuant to: (1) an executive order of the President of the United States, (2) an act of the Congress of the United States, (3) an order of the Governor, as its commander in chief, to the Ohio National Guard to perform any training or duty under certain circumstances, or (4) an order of the Governor to the Ohio organized militia to aid civil authorities in: (a) executing Ohio laws, (b) suppressing insurrection, (c) repelling invasion, (d) acting in the event of a disaster within Ohio, or (e) promoting the health, safety, and welfare of Ohio citizens.

Armed Forces members filing military power of attorney

Prohibits a county recorder from charging a fee to a United States Armed Forces member who presents for recording a military power of attorney executed pursuant to federal law.

Interest and finance charge limitation

Prohibits a creditor in connection with an obligation entered into on or after the act's effective date from charging or collecting from a person, or spouse of a person, who is deployed on active duty interest or finance charges exceeding 6% per annum during the period that the person is deployed on active duty if the steps discussed below are taken.

Provides that interest or finance charges in excess of 6% per annum that otherwise would be incurred but for the interest and finance charges limitation are forgiven, and applies this provision notwithstanding any more general "contrary" rule in state law with respect to interest and finance charges.

Provides that the amount of any periodic payment due from a person, or spouse of a person, who is deployed on active duty under the terms of the obligation must be reduced by the amount of the interest and finance charges forgiven that is allocable to the period for which the periodic payment is made.

Provides that, in order for an obligation to be subject to the interest and finance charges limitation, the person, or spouse of the person, deployed on active duty must provide the creditor with written notice of and a copy of the military or gubernatorial orders calling the person to active duty and of any order further extending active duty not later than 180 days after the date of the person's termination of or release from active duty.

Permits a court to grant a creditor relief from the interest and finance charges limitation if, in its opinion, the ability of the person, or spouse of the person, deployed on active duty to pay interest or finance charges with respect to the obligation at a rate in excess of 6% per annum is not materially affected by reason of the person's deployment on active duty.

Defines "obligation," in this context, as any retail installment sales contract, other contract for the purchase of goods or services, or bond, bill, note, or other instrument of writing for the payment of money arising out of a contract or other transaction for the purchase of goods or services.

Termination of motor vehicle lease

Allows any person, or spouse of a person, who is deployed on active duty for a period of not less than 180 days to terminate any motor vehicle lease that (1) is entered into on or after the act's effective date, and (2) is executed by or on behalf of the person who is deployed on active duty.

Provides that termination of the motor vehicle lease is not effective until: (1) the person who is deployed on active duty or the person's spouse gives the lessor by certified mail, return receipt requested, a notice of the intention to terminate the lease together with a copy of the military or gubernatorial orders calling the person to active duty, and (2) the motor vehicle is returned to the lessor's custody or control not later than 15 days after the delivery of the written notice.

Provides that lease amounts unpaid for the period preceding the effective date of the lease's termination must be paid on a prorated basis, precludes the lessor from imposing an early termination charge, and requires the lessee to pay any taxes, costs of summons, and title or registration fees and any other obligation and liability of the lessee under the terms of the lease, including reasonable charges for excess wear, use, and mileage, that are due and unpaid at the time of the lease's termination.

Requires the lessor to refund to the lessee lease amounts paid in advance for a period after the effective date of the lease's termination within 30 days of that effective date.

Upon application by the lessor to a court before the effective date of the lease's termination, allows the court to modify the relief authorized for lessees under the act "as justice and equity require."

Defines "motor vehicle," in this context, as any automobile, car, minivan, passenger van, sport utility vehicle, pickup truck, or other self-propelled vehicle not operated or driven on fixed rails or track.

Termination of cellular phone contract

Allows any person, or spouse of a person, who is deployed on active duty to terminate, without penalty, a cellular phone contract that: (1) is entered into on or after the act's effective date, and (2) is executed by or on behalf of the person who is deployed on active duty.

Provides that termination of the cellular phone contract is not effective until: (1) 30 days after the person who is deployed on active duty or the person's spouse gives notice by certified mail, return receipt requested, of the intention to terminate the contract, and (2) unless the person who is deployed on active duty owns the phone, it is returned to the custody or control of the cellular telephone company or the person or person's spouse agrees in writing to return the phone as soon as practicable after the deployment is completed.

Military leave of absence from institutions of higher education

Requires private nonprofit institutions of higher education that hold a certificate of authorization from the Ohio Board of Regents, state institutions of higher education, and institutions that hold a certificate of registration from the State Board of Career Colleges and Schools to grant a student a military leave of absence from the institution while the student is serving on active duty, and for one year after the conclusion of that service, if the student is a member of the National Guard or other Armed Forces reserve component and called to active duty or a member of the Armed Forces in a retired status and called to active duty, and specifies that the student must not suffer an academic penalty as a result of the leave of absence.

Requires those institutions, upon request of a student granted a military leave of absence not later than one year after the student's release from active duty, to: (1) credit tuition and fee charges toward a subsequent academic term in an amount that is 100% of what the student paid the institution for the academic term in which the student withdraws, or (2) refund 100% of the tuition and fees paid for the academic term, provided that the student withdraws before the withdraw date established by the institution.

Defines "withdraw date" for purposes of the credit and refund provisions as the same date as that set by an institution for its general student population to withdraw from the institution or a course or class without academic penalty.

Requires those institutions, upon request of a student granted a military leave of absence not later than one year after the student's release from active duty, to restore the student to the educational status attained prior to being called to active duty without loss of academic credits earned, scholarships or grants awarded, or, except as provided above, tuition and other fees paid prior to the commencement of active duty.

If an institution fails to comply with the above requirements, allows an aggrieved student to commence an action against the institution to enforce the requirements in the court of common pleas of the county in which the student resides or in which the campus of the institution is located if the student resides outside Ohio or, in the case of a state institution of higher education, in the Court of Claims.

Defines "active duty," in this context, as full-time duty in the active military service of the United States, including full-time training duty, annual training duty, and active state duty for members of the National Guard.

Determination of school district

For purposes of continuing law that generally requires for admittance to kindergarten or first grade that a child be admitted to the schools of the school district in which the child's parent resides without payment of tuition, provides that a child whose parent is a member of the National Guard or a reserve unit of the United States Armed Forces and called to active duty, or a child whose parent is a member of the Armed Forces and ordered to a temporary duty assignment outside of the district, may continue to attend school in the district in which the child's parent lived before being so called or ordered as long as the child's parent continues to be a resident of that district and regardless of where the child lives as a result of the parent's active duty status or temporary duty assignment.

Specifies that the school district is not responsible for providing transportation for a child who lives outside of the district as a result of the parent's active duty status or temporary duty assignment.

Provides that a child under the age of 22 who resides with a person other than the child's parent is entitled to attend school in the school district in which that person resides if both of the following apply: (1) that person has been designated, through a military power of attorney executed under federal law or comparable document necessary to complete a family care plan, as the parent's agent for the care, custody, and control of the child while the parent is on active duty as a member of the National Guard or a reserve unit of the United States Armed Forces or because the parent is a United States Armed Forces member and is on duty assignment away from the parent's residence, and (2) the military power of attorney or comparable document includes at least the authority to enroll the child in school.

Provides that the entitlement to attend school in the district in which the parent's agent under the military power of attorney or comparable document resides applies until the end of the school year in which the military power of attorney or comparable document expires.

Forcible Entry and Detainer Law

Provides that, in an action brought under the Forcible Entry and Detainer (Eviction) Law for possession of residential premises of a tenant or manufactured home park resident who is deployed on active duty or of any member of the tenant's or resident's immediate family, if the tenant or resident entered into the rental agreement on or after the act's effective date, the court may, on its own motion, and must, upon motion

made by or on behalf of the tenant or resident, do either of the following if the tenant's or resident's ability to pay the agreed rent is materially affected by the deployment on active duty: (1) stay the proceedings for a period of 90 days unless, in the opinion of the court, justice and equity require a longer or shorter period of time, or (2) adjust the obligation under the rental agreement to preserve the interest of all parties to it.

Provides that, if a stay is granted, the court may grant the landlord or manufactured home park operator such relief as equity may require.

Specifies that these provisions do not apply to landlords or manufactured home park operators operating less than four residential premises.

Individual life insurance policies

Provides that any individual life insurance policy insuring the life of a reservist who is on active duty does not lapse and is not forfeited for the nonpayment of premiums during the reservist's period of military service or during the two-year period after that service ends if: (1) the policy was in force for at least 180 days, (2) it was brought within the federal Servicemembers Civil Relief Act, and (3) it was not cancelled or had not lapsed for nonpayment of premiums prior to the reservist's commencement of the period of military service.³

Permits insurers to continue to enforce policy provisions relating to naval or military service in time of war.

Public utility stoppages

Prohibits a natural gas or gas company from stopping gas from entering, and prohibits an electric company from ceasing to provide electricity to, the residential premises of any residential consumer who is deployed on active duty for nonpayment for gas supplied or electricity provided to the residential premises.

Authorizes a natural gas or gas company that is a public utility or an electric company that is a public utility to file an application with the Public Utilities Commission for approval of authority to recover amounts owed that it determines are uncollectible from a residential consumer who is deployed on active duty.

Requires that recovery be through a rider on the base rates of customers of the company or through other means that the Commission approves, but provides that any

³ Continuing insurance law defines "reservist" as a member of a reserve component of the United States Armed Forces and a member of the Ohio National Guard (R.C. 3923.381, not in the act).

amount approved to be recovered through a rider or other means cannot be considered by the Commission in any subsequent rate determination.

Requires the company, upon return of a residential consumer from active duty, to offer the consumer a period equal to at least the period of deployment on active duty to pay any arrearages incurred during the period of deployment, and further requires the company to inform the consumer that, if the period that the company offers presents a hardship to the consumer, the consumer may request a longer period to pay the arrearages and, in the case of a company that is a public utility, may request the assistance of the Commission to obtain a longer period.

Prohibits any late payment fees or interest from being charged to the residential consumer during the period of deployment or the repayment period.



Sub. S.B. 277

Sens. Spada, White, Harris, Wachtmann, Armbruster, Goodman, Mumper, Austria, Stivers, Amstutz, Carey, Fingerhut, Prentiss, Padgett, Miller, Mallory, Fedor, Jordan, Schuler, Schuring

Reps. Wolpert, Daniels, Collier, Combs, C. Evans, Walcher, Wagner, McGregor, DeGeeter, Skindell, Cirelli, Domenick, Schlichter, Aslanides, Barrett, Beatty, Boccieri, Book, Brown, Buehrer, Calvert, Carano, Carmichael, Chandler, Clancy, Core, DeBose, Driehaus, D. Evans, Faber, Fessler, Flowers, Gibbs, Gilb, Grendell, Hagan, Hartnett, Harwood, Hoops, Hughes, Key, Kilbane, Latta, Martin, Miller, Niehaus, Oelslager, Olman, Otterman, S. Patton, Perry, Price, Redfern, Reidelbach, Reinhard, Schaffer, Schmidt, Schneider, Seaver, Seitz, Setzer, G. Smith, D. Stewart, J. Stewart, Taylor, Trakas, Ujvagi, White, Widener, Widowfield, Willamowski

Effective date: April 29, 2005

Creates in statute the Ohio Veterans Hall of Fame to recognize the post-military achievements of outstanding veterans.



HISTORY OF BILLS THAT BECAME ACTS

Listed on the following pages is the legislative history of each bill enacted in 2004. The legend at the top left-hand corner of the following pages contains abbreviations for various actions taken on the bills. The committees of the House of Representatives and Senate are abbreviated as follows:

HOUSE

ANR	Agriculture and Natural Resources
BPS	Banking, Pensions, and Securities
CC	Civil and Commercial Law
CL	Commerce and Labor
CTG	County and Township Government
CRJ	Criminal Justice
EDT	Economic Development and Technology
ED	Education
EE	Energy and Environment
FA	Finance and Appropriations
HLT	Health
HEA	Homeland Security, Engineering, and Architectural Design
HSA	Human Services and Aging
INS	Insurance
JUD	Judiciary
JFL	Juvenile and Family Law
MGR	Municipal Government and Urban Revitalization
PU	Public Utilities
SG	State Government
TPS	Transportation and Public Safety
WM	Ways and Means

SENATE

AGR	Agriculture
CJ**	Civil Justice
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
JUD**	Judiciary
PU	Public Utilities
SLG	State and Local Government and Veterans Affairs
WMD	Ways and Means and Economic Development

* Before 02/17/04

** After 02/17/04



Status Report of Legislation - 125th GA			House Action				Senate Action				Other Action			
House Bill	A - Amended R - Rereferred S - Substitute * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective Date
	Sponsor	Subject												
11	Jerse	Child day-care misrepresentation-offense	01/28/03	HLT	S 06/18/03	06/24/03	06/26/03	JCR	12/08/04	A 12/08/04		12/14/04	02/15/05	05/18/05
12	Aslanides	Concealed handguns-license to carry	01/28/03	CRJ	S 03/06/03	03/12/03	03/13/03	JCR	S 06/17/03	* A 06/18/03	* 01/06/04	*01/07/04	01/08/04	04/08/04
30	Williams	Disability parking-penalties for violation	02/03/03	TPS	A 01/27/04	04/21/04	04/22/04	HT	S 11/17/04	11/17/04		11/30/04	12/21/04	03/23/05
36	Willamowski	Domestic rel cases-atty fee/litigatn expens	02/03/03	CC	A 03/19/03	04/01/03	04/01/03	JCV	* S 12/08/04	12/08/04		12/14/04	01/25/05	04/27/05
38	Willamowski	Unlicensed service-deceptive trade practice	02/03/03	CC	S 01/07/04	01/20/04	01/22/04	JCR	S 05/25/04	05/25/04		05/25/04	06/17/04	* 06/17/04
52	Hughes	Vehicular homicide/assault-expand offenses	02/11/03	CRJ	S 11/20/03	A 12/10/03	12/11/03	JCR	S 04/27/04	04/27/04		05/04/04	06/01/04	06/01/04
59	Kearns	Heritage Parkway-State Route 4 in Clark Cty	02/12/03	TPS	S 10/21/03	12/03/03	12/04/03	HT	S 05/05/04	05/05/04		05/11/04	07/14/04	10/13/04
64	Faber	SCUBA certified-allow oxygen sales to	02/18/03	CL	S 06/11/03	06/17/03	06/18/03	ICL	12/09/03	01/14/04		01/14/04	02/03/04	05/04/04
67	Faber	Jt twp hospitl dist bd-credit line-no limit	02/18/03	HLT	06/18/03	06/25/03	06/26/03	HHA	03/18/04	03/30/04		03/30/04	05/07/04	08/06/04
98	Willamowski	PERS/STRS/SERS-benefit options/COLAs	03/04/03	BPS	S 06/03/03	06/25/03	06/26/03	HHA	S 12/08/04	12/08/04		*12/17/04	01/25/05	* 04/27/05
105	Collier	Home med equip services providers-license	03/04/03	CL	S 05/21/03	05/28/03	05/29/03	HHA	S 05/26/04	05/26/04		05/26/04	06/17/04	* 09/16/04
106	Williams	DYS release-records/assignment to school	03/04/03	JFL	* S 01/13/04	01/21/04	01/22/04	ED	S 05/26/04	A 05/26/04		05/26/04	06/17/04	* 09/16/04
117	Widowfield	Foster care/adoption-training/qualification	03/11/03	HSA	S 06/06/03	A 06/11/03	06/12/03	HHA	S 04/06/04	A 04/21/04		05/04/04	06/04/04	09/03/04
120	Grendell	Self-service storage-late rent fees	03/11/03	CL	06/11/03	06/25/03	06/26/03	ICL	12/09/03	01/07/04		01/07/04	02/03/04	05/04/04
126	Brinkman	RU-486 abortifacient	03/13/03	HLT	06/18/03	06/25/03	06/26/03	HHA	S 12/04/03	05/19/04		05/25/04	06/24/04	09/23/04
130	Reidelbach	Delegate to caretaker authority over child	03/18/03	JFL	S 06/19/03	A 06/25/03	06/26/03	JCV	S 02/10/04	03/17/04		03/23/04	04/19/04	07/20/04
135	Willamowski	Condominium Act revisions	03/19/03	CC	S 05/14/03	A 06/11/03	06/12/03	JCV	02/10/04	03/17/04		03/17/04	04/19/04	07/20/04
142	Hagan	On-campus students-meningitis vaccinations	03/25/03	HLT	S 05/21/03	06/03/03	06/04/03	HHA	S 03/16/04	03/17/04		03/23/04	04/13/04	07/14/04
148	Grendell	Townships-records/modify clerk duties/bond	03/26/03	CTG	S 10/15/03	12/03/03	12/04/03	SLG	S 03/18/04	A 05/26/04		05/26/04	08/05/04	11/05/04
149	Fessler	Active military serv-modify child support	03/27/03	JFL	S 05/15/03	05/21/03	05/27/03	JCV	S 01/21/04	* A 02/04/04		02/04/04	03/02/04	06/02/04
161	Seitz	New action after reversal-modify time limit	04/08/03	JUD	06/19/03	06/25/03	06/26/03	JCV	S 01/15/04	A 02/04/04		02/04/04	03/02/04	* 03/02/04
163	Oelslager	Repeat OMVI/OMVUAC-additional prison term	04/09/03	CRJ	S 10/08/03	10/14/03	10/14/03	JCR	S 05/26/04	A 05/26/04		05/26/04	06/24/04	09/23/04
168	Trakas	County investmnts/delinquent property taxes	04/29/03	BPS	S 09/23/03	10/08/03	10/09/03	FIN	S 01/29/04	A 02/04/04		02/04/04	03/16/04	06/15/04
175	Buehrer	Statewide Uniform Residential Building Code	05/07/03	HEA	S 05/26/04	05/26/04	05/27/04	SLG	S 11/23/04	A 11/30/04		12/01/04	02/22/05	05/27/05
181	Schaffer	Public employment-suspend/ineligible-crimes	05/08/03	SG	S 01/07/04	A 01/21/04	01/22/04	JCR	S 12/08/04	12/08/04		12/14/04	02/15/05	05/18/05
183	Daniels	Professional employer organizatns-register	05/13/03	CL	S 10/15/03	A 11/13/03	11/18/03	ICL	S 05/21/04	A 05/25/04		05/26/04	08/05/04	11/05/04
184	Schmidt	Aggravated murder-no aggrvt circum-penalty	05/14/03	CRJ	10/15/03	11/13/03	11/18/03	JCR	S 11/29/04	11/30/04		12/01/04	12/21/04	03/23/05
185	Schmidt	Long-term care insur-public employr may pay	05/14/03	SG	10/15/03	12/02/03	12/03/03	ICL	S 05/12/04	05/18/04		05/25/04	06/01/04	08/31/04
189	Blasdel	Podiatrists-independent hospital admissions	05/14/03	HLT	09/18/03	10/07/03	10/09/03	HHA	S 03/16/04	03/18/04		03/24/04	05/07/04	08/06/04
200	Willamowski	Child support-process servers	05/21/03	HSA	S 06/26/03	09/17/03	09/17/03	HHA	S 11/18/04	11/30/04		12/01/04	12/21/04	* 12/21/04
204	Wolpert	Electronic records-cty use/define internet	05/29/03	CTG	S 10/15/03	12/02/03	12/03/03	JCV	S 05/11/04	05/12/04		05/12/04	08/05/04	* 11/05/04
212	Seitz	Judgment/contract interest/tort damages	06/04/03	CC	S 10/08/03	10/15/03	10/16/03	ICL	01/29/04	02/04/04		02/04/04	03/02/04	06/02/04
215	Schmidt	Med review panel-review healthcare claims	06/06/03	INS	S 05/04/04	A 05/05/04	05/06/04	ICL	S 05/25/04	05/26/04		05/26/04	06/14/04	09/13/04
219	Schlichter	Air bags-only as designed for vehicle	06/11/03	TPS	A 01/27/04	03/09/04	03/11/04	HT	05/12/04	05/18/04		05/18/04	06/17/04	09/16/04
223	Gibbs	Employee injury-subs abuse test presumption	06/17/03	CL	S 05/05/04	A 05/11/04	05/12/04	ICL	S 05/25/04	05/25/04		05/25/04	07/14/04	10/13/04
224	Kearns	George Rogers Clark Day-November 19	06/17/03	SG	10/15/03	12/03/03	12/04/03	SLG	02/05/04	11/09/04		11/09/04	12/21/04	03/23/05
230	Reinhard	Dept Pub Safety/certif of title-revise laws	06/19/03	TPS	S 01/29/04	02/03/04	02/04/04	HT	* S 05/26/04	05/26/04		05/26/04	06/17/04	* 09/16/04
231	Niehaus	Household sewage treatment regulation	06/24/03	EE	S 05/04/04	05/25/04	05/26/04	ENR	S 11/18/04	11/30/04		12/01/04	02/01/05	05/06/05
239	Core	Hospitals-"costs"/conflicts of interest	07/01/03	HLT	S 05/12/04	A 05/25/04	05/26/04	HHA	S 12/07/04	12/08/04		12/15/04	01/28/05	04/29/05

Status Report of Legislation - 125th GA			House Action				Senate Action				Other Action			
House Bill	A - Amended R - Rereferred S - Substitute * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective Date
	F - Failed to Pass P - Postpone V - Vetoed													
	Sponsor	Subject												
243	Rausen	Home service contract=consumer transaction	07/03/03	CL	S 12/03/03	12/09/03	12/09/03	ICL	S 03/30/04	03/30/04		04/20/04	05/07/04	08/06/04
247	Patton T.	Demonstration railroad quiet zones	07/11/03	TPS	S 11/13/03	11/13/03	11/18/03	HT	A 05/05/04	05/12/04		05/12/04	08/18/04	11/18/04
252	Cates	Action to remove prosecutor-motion practice	07/22/03	JUD	S 01/07/04	01/20/04	01/22/04	JCR	03/17/04	03/31/04		03/31/04	06/17/04	09/16/04
255	Setzer	Security sys false alarms-increase charges	07/31/03	CTG	01/07/04	01/21/04	01/22/04	SLG	S 11/23/04	12/01/04		12/07/04	12/30/04	03/31/05
256	Setzer	Merger Law-revise	07/31/03	MGR	S 05/25/04	05/26/04	05/27/04	SLG	12/02/04	A 12/07/04		12/08/04	01/05/05	04/07/05
257	Clancy	Death certificates-information included	07/31/03	HLT	S 05/12/04	A 05/25/04	05/26/04	HHA	11/18/04	11/30/04		11/30/04	01/14/05	04/15/05
262	Carmichael	Election Law revisions	08/14/03	SG	S 01/21/04	01/21/04	01/22/04	SLG	S 04/28/04	04/28/04		05/05/04	05/07/04	05/07/04
269	Raga	Land conveyance-to Mason in Warren County	09/02/03	CTG	S 11/13/03	12/03/03	12/04/03	FIN	S 01/29/04	02/04/04		02/04/04	03/16/04	06/15/04
272	Seitz	Same-sex marriage-against state policy	09/09/03	JFL	S 12/09/03	12/10/03	12/11/03	FIN	S 01/21/04	01/21/04		*02/03/04	02/06/04	05/07/04
275	Key	Op Iraqi Freedom-spouse/child scholarships	09/16/03	FA	S 11/13/03	11/13/03	11/18/03	ED	S 02/18/04	02/18/04		03/09/04	05/12/04	08/11/04
278	Niehaus	Oil & gas well regulation-revise laws	09/16/03	EE	S 01/13/04	01/21/04	01/22/04	AGR	03/31/04	04/27/04		04/27/04	06/17/04	09/16/04
281	Martin	Health insurers-assets/licensing/compliance	09/17/03	INS	S 12/03/03	12/09/03	12/09/03	ICL	02/12/04	A 03/17/04		03/23/04	04/02/04	07/02/04
282	Flowers	Ins liquidatn-void prefrcnce trans-more time	09/18/03	INS	S 12/18/03	01/07/04	01/08/04	ICL	S 02/18/04	02/18/04		03/09/04	04/12/04	04/12/04
288	Faber	Cooperative Law-modify	09/25/03	ANR	A 12/10/03	01/06/04	01/06/04	SLG	04/01/04	04/20/04		04/20/04	06/04/04	09/03/04
292	Oelslager	Asbestos claims-med requirmnt/limit liabty	10/02/03	CC	S 12/10/03	12/10/03	12/16/03	JUD	S 05/11/04	A 05/11/04		05/26/04	06/03/04	09/02/04
299	Gibbs	Township trustees-vacate township roads	10/14/03	CTG	S 01/21/04	02/03/04	02/04/04	SLG	S 05/19/04	05/19/04		05/25/04	06/10/04	* 06/10/04
301	Core	Mutual ins co. property liens-limit duratn	10/15/03	INS	A 12/18/03	01/07/04	01/08/04	ICL	02/18/04	03/18/04		03/18/04	04/13/04	07/14/04
303	Oelslager	Uniform Mediation Act-adopt	10/16/03	JUD	S 03/16/04	04/20/04	04/20/04	JUD	A 12/08/04	12/08/04		*12/17/04	01/28/05	* 04/29/05
306	Wolpert	Liquor Control-authority/changes	10/16/03	SG	S 01/21/04	A 01/27/04	01/28/04	AGR	03/23/04	03/30/04		03/30/04	04/23/04	07/23/04
316	Wolpert	Prison work details-cty officer immunity	10/28/03	CC	S 03/10/04	A 03/23/04	03/25/04	JUD	S 11/17/04	11/17/04		11/30/04	12/30/04	03/31/05
322	Widener	Engineers/surveyors-registrtn fee/contin ed	11/06/03	HEA	S 01/21/04	01/27/04	01/28/04	ICL	S 05/12/04	05/18/04	11/18/04	12/01/04	02/15/05	05/18/05
323	Hoops	Cty/twnshp-donate proprty to nonprofit orgs	11/06/03	CTG	S 01/21/04	01/28/04	01/29/04	SLG	S 05/12/04	05/18/04		05/25/04	06/24/04	09/23/04
325	Hollister	Charitable bingo	11/06/03	SG	S 03/18/04	03/24/04	03/25/04	AGR	S 05/26/04	05/26/04		05/26/04	07/01/04	09/30/04
331	Schmidt	Mammography benefit cap	11/13/03	HLT	S 05/26/04	05/26/04	05/27/04	HHA	S 12/01/04	12/07/04		12/08/04	12/21/04	* 12/21/04
342	Widener	Silica & mixed dust disease claims	12/03/03	CC	S 05/12/04	05/12/04	05/13/04	CJ	A 05/21/04	05/25/04		05/25/04	06/02/04	09/01/04
361	Flowers	911-enhanced wireless/wireline improvement	12/30/03	PU	S 05/05/04	05/12/04	05/13/04	PU	S 05/27/04	A 12/01/04		*12/08/04	02/01/05	05/06/05
362	Hoops	School contin perm improvmtnt levies-naming	12/30/03	FA	S 04/29/04	05/11/04	05/12/04	WMD	S 12/08/04	12/08/04		*12/17/04	12/30/04	* 03/31/05
367	Distel	Metro park district bds-expand to 5 members	01/07/04	CTG	03/30/04	05/04/04	05/05/04	SLG	12/02/04	12/07/04		12/07/04	01/10/05	04/11/05
368	Gibbs	Mobile home/RV parks-separate reg progrms	01/07/04	ANR	S 03/24/04	A 04/21/04	04/22/04	ENR	05/19/04	05/25/04		05/25/04	07/14/04	10/13/04
369	Collier	Police dogs & horses/service dogs-protect	01/08/04	CRJ	S 03/18/04	A 05/05/04	05/06/04	JUD	05/26/04	05/26/04		05/26/04	08/26/04	11/26/04
375	ConwayKilbane	Parole violent offender-victim testify	01/20/04	JFL	S 03/25/04	A 05/05/04	05/06/04	JUD	A 12/07/04	A 12/08/04		*12/17/04	01/28/05	04/29/05
377	Raga	Pharmacy Bd-monitor drug use/misuse/diversn	01/21/04	HLT	S 05/05/04	A 05/11/04	05/12/04	HHA	S 11/30/04	12/01/04		12/07/04	02/15/05	05/18/05
383	Walcher	E-mail "spam"-prohibit	01/27/04	CL	S 05/04/04	05/05/04	05/06/04	WMD	S 11/17/04	11/17/04		11/30/04	02/01/05	05/06/05
388	Latta	Land conveyance to Supreme Court	01/28/04	FA	S 02/03/04	02/04/04	02/10/04	FIN	02/18/04	02/18/04		02/18/04	03/02/04	03/02/04
392	Wagner	Anatomical gifts-by declaration/living will	02/03/04	JFL	S 04/27/04	05/05/04	05/06/04	HHA	S 05/26/04	05/26/04		05/26/04	06/17/04	* 09/16/04
393	Harwood	Arts/Sports Comm-fin motorsports complexes	02/03/04	FA	04/29/04	05/11/04	05/12/04	FIN	S 05/26/04	05/26/04		05/26/04	07/01/04	09/30/04
398	Stewart J.	ODMH-patient death records/restore graves	02/03/04	HLT	S 11/10/04	A 11/16/04	11/17/04	HHA	12/08/04	12/08/04		12/08/04	12/30/04	03/31/05
401	Raga	Bad checks-increase penalty/expand offense	02/04/04	CRJ	S 11/09/04	A 11/16/04	11/17/04	JUD	S 12/08/04	12/08/04		*12/17/04	02/15/05	05/18/05
406	Wagner	Mobile infrared transmitters-prohibit	02/10/04	CRJ	A 04/21/04	05/04/04	05/05/04	HT	S 12/01/04	A 12/08/04		*12/14/04	12/21/04	* 03/23/05

Status Report of Legislation - 125th GA			House Action				Senate Action				Other Action			
House Bill	A - Amended F - Failed to Pass R - Rereferred P - Postpone S - Substitute V - Vetoed * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective Date
	Sponsor	Subject												
411	Seitz	Sewer construction/back-ups/water managemnt	02/19/04	CTG	S 05/12/04	05/26/04	05/27/04	SLG	S 12/02/04	12/07/04		12/08/04	02/01/05	05/06/05
414	Core	Agricultural security areas	02/24/04	ANR	S 04/29/04	05/11/04	05/12/04	AGR	S 12/02/04	12/07/04		12/08/04	02/15/05	05/18/05
420	Patton T.	Debt adjusting/pooling-regulation	03/04/04	BPS	S 04/27/04	05/05/04	05/06/04	FIN	S 05/26/04	05/26/04		05/26/04	08/05/04	11/05/04
421	Schlichter	Agric Commodity Depositors Fund-revise law	03/04/04	ANR	A 04/21/04	04/21/04	04/22/04	AGR	S 05/12/04	05/12/04		05/12/04	08/05/04	11/05/04
425	Stewart J.	Mine subsidence insurance	03/09/04	EE	A 05/04/04	05/11/04	05/12/04	ICL	S 12/07/04	12/07/04		*12/17/04	01/25/05	04/27/05
426	Ujvagi	Active military duty-benefits	03/09/04	SG	S 05/26/04	A 05/26/04	05/27/04	SLG	S 12/02/04	A 12/08/04		12/15/04	02/15/05	05/18/05
427	Martin	Enterprise zones-lengthen tax exmptn period	03/09/04	FA	S 04/29/04	A 05/05/04	05/06/04	FIN	S 05/26/04	05/26/04		05/26/04	06/09/04	06/09/04
431	Schneider	Housing Finance Agcy-independent/revise law	03/10/04	SG	S 05/05/04	A 05/12/04	05/13/04	FIN	S 11/17/04	A 11/17/04		11/30/04	02/01/05	* 05/06/05
432	Webster	Construction/demolition debris disposal-fee	03/10/04	EE	S 05/11/04	A 05/12/04	05/13/04	ENR	S 11/18/04	A 12/01/04	12/07/04	12/14/04	01/14/05	04/15/05
434	Calvert	Tobacco settlement appropriations-FY 05-06	03/16/04	FA	S 04/29/04	05/04/04	05/05/04	FIN	S 05/12/04	05/12/04		05/12/04	05/28/04	* 05/28/04
449	Seitz	Employed retirant-alternate contrib refund	03/30/04	BPS	S 05/20/04	05/26/04	05/27/04	HHA	S 11/30/04	12/07/04		12/08/04	01/10/05	04/11/05
454	White	Charitable pharmacies-distrib sample drugs	04/06/04	HLT	S 05/12/04	05/25/04	05/26/04	HHA	11/18/04	A 12/01/04		12/07/04	01/14/05	04/15/05
463	Combs	Chicken pox-require student immunization	04/15/04	HLT	S 05/26/04	05/26/04	05/27/04	HHA	S 12/07/04	S 12/08/04		12/14/04	02/01/05	05/06/05
473	Hagan	SORN-revise "change of address" requirement	04/27/04	CRJ	05/20/04	05/26/04	05/27/04	JUD	S 12/07/04	A 12/08/04		12/15/04	01/28/05	04/29/05
477	Flowers	Gambling addiction program	04/27/04	SG	11/09/04	11/10/04	11/15/04	SLG	11/23/04	12/01/04		12/01/04	12/21/04	03/23/05
493	Hoops	"Parent's Week"-fourth week of September	05/11/04	SG	11/10/04	A 11/17/04	11/18/04	SLG	12/07/04	A 12/08/04		*12/17/04	02/15/05	05/18/05
498	Faber	Employment intentional torts-proof	05/13/04	CL	11/09/04	11/10/04	11/15/04	ICL	A 12/07/04	12/07/04		12/08/04	01/06/05	04/07/05
516	Seitz	Environmental covenants	06/03/04	CC	S 12/01/04	12/01/04	12/02/04	ENR	S 12/08/04	A 12/08/04		12/15/04	12/21/04	* 12/21/04
525	Latta	Collect DNA-all juvenile & adult felons	07/08/04	CRJ	S 11/17/04	11/17/04	11/18/04	JUD	S 12/07/04	12/08/04		12/15/04	02/15/05	05/18/05
536	Schlichter	Theft of anhydrous ammonia-felony 3	08/03/04	CRJ	S 11/30/04	12/01/04	12/02/04	AGR	12/08/04	12/08/04		12/08/04	01/14/05	04/15/05
552	Householder	State flag-recommended folding procedure	09/21/04	SG	11/17/04	11/17/04	11/18/04	SLG	12/07/04	12/08/04		12/08/04	02/15/05	05/18/05

Status Report of Legislation - 125th GA			Senate Action				House Action				Other Action			
Senate Bill	A - Amended R - Rereferred S - Substitute * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective Date
	F - Failed to Pass P - Postpone V - Vetoed													
	Sponsor	Subject												
2	Gardner R.A.	Quality teaching-direct GA	01/23/03	ED	S 10/15/03	10/15/03	10/16/03	ED	S 12/09/03	* A 12/10/03	01/15/04	02/04/04	03/10/04	* 06/09/04
18	Coughlin	Metropolitan Housing Auths-change compositn	01/30/03	SLG	S 03/20/03	04/01/03	04/02/03	MGR	S 12/08/04	A 12/08/04		12/08/04	*	05/27/05
35	Nein	Physical therapy-without prescription	02/18/03	ICL	S 03/18/03	03/26/03	03/26/03	HLT	S 10/15/03	01/06/04		01/07/04	02/03/04	05/04/04
43	Spada	Health care plans-uniform prescription card	03/04/03	HHA	S 04/06/04	04/21/04	04/22/04	HLT	S 05/26/04	05/26/04		05/26/04	07/14/04	* 10/13/04
58	Jacobson	Meth labs-prohibit exposing children to	03/25/03	JCV	S 10/15/03	10/15/03	10/16/03	CRJ	S 02/04/04	A 03/10/04		03/17/04	05/12/04	08/11/04
66	Schuring	Cty Children Advocacy Centers-assess abuse	04/02/03	JCR	S 04/27/04	04/27/04	04/29/04	JFL	S 11/18/04	12/07/04		12/08/04	02/01/05	05/06/05
67	Mumper	Agricultural damaging/destruction-prohibit	04/08/03	AGR	S 05/21/03	05/21/03	05/22/03	ANR	S 05/05/04	05/12/04		05/19/04	07/14/04	10/13/04
71	Goodman	Jury duty-revisions	04/17/03	JCV	S 04/22/04	05/05/04	05/06/04	CC	S 11/17/04	A 12/08/04		12/08/04	02/15/05	05/18/05
79	Stivers	Bd of Ed elections-adopt muni nom procedure	05/01/03	ED	S 04/28/04	04/28/04	05/04/04	ED	05/26/04	05/26/04		05/26/04	06/17/04	09/16/04
80	Stivers	Tort reform	05/01/03	JCV	S 06/11/03	06/11/03	06/12/03	JUD	S 12/02/04	* A 12/08/04		12/08/04	01/06/05	* 04/07/05
102	Wachtmann	Manufactured homes-regulate installation	06/24/03	ICL	S 02/18/04	02/18/04	02/19/04	CL	S 03/24/04	03/24/04		03/30/04	05/07/04	* 08/06/04
106	Carey	Realtor/customer relations-disclosures	07/10/03	ICL	S 01/29/04	02/04/04	02/04/04	CL	A 04/21/04	05/04/04		05/12/04	08/05/04	* 11/05/04
115	Gardner R.A.	County/regional planning comm'ns-procedure	07/31/03	SLG	S 02/05/04	02/18/04	02/19/04	CTG	S 05/26/04	* 12/08/04		12/08/04	01/14/05	04/15/05
133	Wachtmann	Ohio public retirement systems-governance	10/02/03	HHA	S 11/13/03	11/13/03	11/13/03	BPS	S 05/25/04	05/25/04		05/26/04	06/16/04	* 09/15/04
146	Austria	Unauth computer/telcom use/hacking-prohibit	11/07/03	JCR	S 03/11/04	A 03/17/04	03/18/04	CRJ	S 05/26/04	A 05/26/04		05/26/04	06/24/04	09/23/04
151	Austria	Consumer reportng-nondisclosure/free report	11/12/03	ICL	S 02/18/04	03/17/04	03/18/04	BPS	S 05/18/04	05/26/04		05/26/04	06/24/04	09/23/04
156	Jordan	USAF Pararescue Memorial Parkway-St Rte 48	12/02/03	HT	05/05/04	05/12/04	05/13/04	TPS	S 12/02/04	12/08/04		12/08/04	02/15/05	05/18/05
160	Wachtmann	Child enticement-prohibit on vessels	12/10/03	JCR	03/17/04	03/30/04	04/01/04	JFL	11/18/04	12/07/04		12/07/04	01/10/05	04/11/05
164	Schuler	Allow Sunday liquor sales	12/16/03	AGR	S 02/12/04	02/18/04	02/19/04	SG	S 05/12/04	A 05/25/04		05/26/04	06/17/04	* 06/17/04
165	Schuring	Liens-secure developmnt loans/tax incentives	12/16/03	FIN	S 04/28/04	05/05/04	05/06/04	FA	S 11/17/04	11/30/04		12/01/04	12/21/04	03/23/05
178	Spada	MR/DD-crime victims/center closings	01/08/04	JCR	01/14/04	01/14/04	01/15/04	*	A 01/21/04	01/21/04		01/21/04	01/30/04	01/30/04
179	Nein	Backflow/prefab fireplace ctrctrs-license	01/13/04	ICL	S 04/28/04	04/28/04	05/04/04	HEA	S 05/26/04	05/26/04		05/26/04	06/17/04	09/16/04
185	Jordan	Unif Child Custody Juris & Enforcment Act	01/21/04	HHA	S 05/21/04	05/25/04	05/25/04	JFL	S 11/18/04	12/01/04		12/07/04	01/10/05	04/11/05
187	Nein	Annuities-nonforfeiture value/regulation	01/27/04	ICL	S 03/31/04	03/31/04	04/01/04	INS	S 05/12/04	05/25/04		05/26/04	06/14/04	* 09/13/04
189	Harris	Capital reappropriations-FY 05-06	01/29/04	FIN	S 02/18/04	02/18/04	02/19/04	FA	S 03/10/04	A 03/16/04		03/17/04	03/30/04	* 06/29/04
202	Mumper	Meat inspectn/animal injury/ag easemnts etc	02/26/04	AGR	S 04/21/04	05/12/04	05/13/04	ANR	S 12/01/04	12/08/04		12/08/04	01/14/05	04/15/05
209	Mumper	Auctioneers Law-revise	03/18/04	AGR	S 05/05/04	05/05/04	05/06/04	ANR	S 12/01/04	A 12/08/04		12/08/04	02/01/05	05/06/05
218	Amstutz	Piggy-back sales tax return-under old law	03/30/04	WMD	S 12/01/04	12/01/04	12/02/04	WM	12/08/04	12/15/04		12/15/04	01/28/05	* 04/29/05
222	Carey	Municipal hospitals-modify laws	04/06/04	HHA	S 11/18/04	11/30/04	11/30/04	HLT	12/08/04	12/15/04		12/15/04	01/25/05	04/27/05
224	Padgett	Technical college-housing/dining facilities	04/08/04	FIN	05/05/04	05/05/04	05/06/04	FA	S 11/17/04	A 11/30/04		12/01/04	12/30/04	03/31/05
234	Mumper	Adjutant General-transfer military property	04/29/04	JUD	S 11/09/04	11/09/04	11/10/04	SG	S 11/30/04	A 12/07/04		12/08/04	01/10/05	04/11/05
250	Coughlin	Ohio Cystic Fibrosis Awareness Month-May	05/27/04	HHA	11/18/04	11/30/04	11/30/04	HLT	S 12/08/04	12/08/04		12/08/04	02/15/05	05/18/05
277	Spada	Ohio Veterans Hall of Fame-create	10/26/04	FIN	S 11/17/04	11/17/04	11/18/04	CTG	12/08/04	* 12/17/04		12/17/04	01/28/05	04/29/05

SPECIAL SESSION Status Report - 125th GA			House Action				Senate Action				Other Action			
House Bill	A - Amended F - Failed to Pass R - Rereferred P - Postpone S - Substitute V - Vetoed * - Note		Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	Introduced	Cmte. Assigned	Cmte. Report	Passed 3rd Consideration	To Conf. Cmte.	Concurrence	Gov. Action	Effective Date
	Sponsor	Subject												
1	DeWine	Campaign Finance Revisions	12/13/04	SG	S 12/15/04	A 12/15/04	12/15/04	RUL	S 12/16/04	A 12/17/04		12/17/04	12/30/04	03/31/05

H.B. No.**Notes for House Bill Status Report**

- 12 S. 3rd Cons. Note: Informally passed on 06/17/03
Conf. Cmte. Note: Referred to conference committee on 10/23/03; concurrence on 12/10/03; House reconsidered conference committee report vote, refused to agree to report, and requested a second conference committee on 01/06/04; Senate acceded to request for second conference committee on 01/06/04
Concurrence Note: Concurrence date reflects agreement on second conference committee report on 01/07/04
- 36 S. Cmte. Report Note: Reported by JCV on 06/25/03; recommitted to JCV on 01/14/04
- 38 Eff. Date Note: Certain provisions effective 09/15/04
- 98 Concurrence Note: Amendments of Senate informally passed on 12/16/04 and retained their place on the calendar
Eff. Date Note: Sections 1 and 2 effective 10/27/06
- 105 Eff. Date Note: Certain provisions effective 12/15/04 and 09/16/05
- 106 H. Cmte. Report Note: Referred 03/11/03 to ED; rereferred 09/17/03 to RR; rereferred 09/18/03 to JFL
Eff. Date Note: Section 5 and certain other provisions effective 06/17/04
- 149 S. 3rd Cons. Note: Informally passed on 01/22/04 until 01/28/04; informally passed on 01/28/04 until 02/04/04
- 161 Eff. Date Note: Sections 3 and 4 effective 04/08/04; certain provisions effective 05/31/04
- 200 Eff. Date Note: Certain provisions effective 03/21/05
- 204 Eff. Date Note: Sections 4 to 9 effective 08/05/04
- 230 S. Cmte. Report Note: Reported by HT on 05/12/04; recommitted to HT on 05/19/04; rereported by HT on 05/26/04
Eff. Date Note: Certain provisions effective 07/01/04
- 272 Concurrence Note: Senate amendments informally passed by the House on 01/27/04 and made a special order of business for 02/03/04
- 299 Eff. Date Note: Certain provisions effective 09/16/04
- 303 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
Eff. Date Note: Sections 1 to 4 effective 10/29/05
- 331 Eff. Date Note: Certain provisions effective 03/22/05
- 361 Concurrence Note: Informally passed on 12/07/04 and retained its place on the calendar
- 362 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
Eff. Date Note: Sections 3, 5, and 6 effective 12/30/04; certain provisions effective 12/30/04
- 375 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
- 392 Eff. Date Note: Certain provisions effective 12/15/04
-

H.B. No.**Notes for House Bill Status Report**

- 401 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
- 406 Concurrence Note: Informally passed on 12/08/04 and retained its place on the calendar
Eff. Date Note: Sections 3, 4, and 5 and certain provisions effective 12/21/04
- 425 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
- 431 Eff. Date Note: Sections 1, 2, 3, and 4 effective 07/01/05
- 434 Eff. Date Note: Certain sections effective 08/27/04
- 493 Concurrence Note: Amendments of the Senate informally passed on 12/16/04 and retained their place on the calendar
- 516 Eff. Date Note: Sections 1 through 9 and 11 effective 12/30/04; certain provisions effective 12/31/10
-

S.B. No.**Notes for Senate Bill Status Report**

- 2 H. 3rd Cons. Note: Informally passed on 12/09/03
Eff. Date Note: Section 16 and certain other provisions effective 03/10/04
 - 18 Gov. Action Note: Filed with Secretary of State without signature
 - 43 Eff. Date Note: Certain provisions effective 10/13/05
 - 80 H. 3rd Cons. Note: Informally passed on 12/07/04 and retained its place on the calendar
Eff. Date Note: Certain provisions effective 01/01/06
 - 102 Eff. Date Note: Certain provisions effective 08/06/05
 - 106 Eff. Date Note: Certain provisions effective 01/01/05
 - 115 H. 3rd Cons. Note: Informally passed on 12/07/04 and retained its place on the calendar
 - 133 Eff. Date Note: Certain provisions effective 12/14/04 and 08/01/05
 - 164 Eff. Date Note: Certain provisions effective 09/16/04
 - 178 H. Cmte. Report Note: Constitutional requirements that a bill be considered on three different days were suspended on 01/21/04
 - 187 Eff. Date Note: Sections 3 and 4 effective 09/13/06
 - 189 Eff. Date Note: Section 75 effective 03/30/04; certain provisions effective 03/30/04
 - 218 Eff. Date Note: Sections 3 to 9 and certain provisions effective 01/28/05
 - 277 H. 3rd Cons. Note: Informally passed on 12/16/04 and retained its place on the calendar
-

REVISED CODE SECTIONS AFFECTED

Listed below are all sections* of the Revised Code actually affected by acts of the regular and special sessions of the 125th General Assembly during 2004. Most listed sections were amended, enacted, repealed, or 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 as separate actions, and the new number also appears in parentheses underneath the old number. Sections from the special session are marked with a diamond (◆).

General Provisions			0102.06	S 0133	Amend	0124.38	S 0071	Amend
			0102.06	H 0181	Amend	0124.382	S 0189	Amend
0001.59	H 0204	Amend	0102.99	H 0181	Amend	0124.57	H 0262	Amend
0003.16	H 0181	Enact	0103.73	H 0375	Amend	0124.84	H 0185	Amend
0005.014	H 0552	Enact	0103.74	H 0375	Amend	0124.841	H 0185	Amend
0005.2227	H 0224	Enact	0103.75	H 0375	Enact	0125.021	H 0426	Amend
0005.2228	S 0250	Enact	0103.76	H 0375	Enact	0125.04	H 0204	Amend
0005.2229	H 0493	Enact	0103.77	H 0375	Enact	0125.072	H 0204	Amend
0009.08	H 0204	Amend	0103.78	H 0375	Enact	0125.24	H 0516	Repeal
0009.24	S 0189	Amend	0103.79	H 0375	Enact	0126.32	S 0189	Amend
0009.314	H 0204	Amend	0109.42	H 0427	Amend	0133.01	H 0431	Amend
0009.314	H 0106	Amend	0109.42	H 0473	Amend	0133.05	S 0222	Amend
0009.48	H 0204	Amend	0109.57	H 0106	Amend	0133.08	H 0431	Amend
0009.661	S 0165	Enact	0109.572	S 0178	Amend	0133.081	H 0431	Amend
0009.833	H 0185	Amend	0109.572	H 0306	Amend	0133.10	H 0431	Amend
0009.87	H 0316	Amend	0109.572	H 0117	Amend	0135.143	H 0168	Amend
0009.98	H 0431	Amend	0109.572	H 0011	Amend	0135.22	H 0168	Amend
0009.981	H 0431	Amend	0109.573	H 0525	Amend	0135.341	H 0168	Amend
0009.982	H 0431	Amend	0109.69	H 0012	Enact	0135.35	H 0168	Amend
			0109.731	H 0012	Enact	0135.80	H 0431	Amend
			0109.801	H 0230	Amend	0135.81	H 0431	Amend
Title 01			0109.98	S 0133	Enact	0140.01	H 0239	Amend
0101.23	H 0516	Amend	0111.30	S 0133	Enact	0140.051	H 0239	Repeal and
0101.34	S 0133	Amend	0113.40	H 0204	Amend			Reenact
0101.34	H 0181	Amend	0117.10	S 0133	Amend	0145.04	S 0133	Amend
0101.38	S 0250	Enact	0117.111	H 0204	Enact	0145.041	S 0133	Enact
0101.691	H 0204	Amend	0117.251	S 0102	Enact	0145.042	S 0133	Enact
0101.83	H 0516	Amend	0121.08	H 0306	Amend	0145.05	S 0133	Amend
0101.84	H 0516	Amend	0121.08	H 0230	Amend	0145.051	S 0133	Enact
0101.85	H 0516	Amend	0121.083	H 0183	Amend	0145.051	S 0133	Amend
0101.86	H 0516	Amend	0121.22	S 0222	Amend	0145.051	S 0133	Old Number
0101.90	S 0133	Enact	0122.011	H 0516	Amend	(0145.052)		
0101.91	S 0133	Enact	0122.09	H 0516	Repeal	0145.052	S 0133	New Number
0101.92	S 0133	Enact	0122.133	H 0516	Amend	0145.053	S 0133	Enact
0101.93	S 0133	Enact	0122.18	H 0427	Amend	0145.054	S 0133	Enact
0101.94	S 0133	Enact	0122.40	H 0516	Amend	0145.055	S 0133	Enact
0101.95	S 0133	Enact	0122.63	H 0431	Amend	0145.057	S 0133	Enact
0101.96	S 0133	Enact	0122.65	H 0427	Amend	0145.058	S 0133	Enact
0101.97	S 0133	Enact	0122.95	H 0427	Enact	0145.06	S 0133	Amend
0101.98	S 0133	Enact	0122.951	H 0427	Enact	0145.09	S 0133	Amend
0101.981	S 0133	Enact	0122.952	H 0427	Enact	0145.092	S 0133	Enact
0101.99	S 0133	Amend	0123.01	S 0189	Amend	0145.093	S 0133	Enact
0102.01	H 0181	Amend	0123.01	H 0516	Amend	0145.094	S 0133	Enact
0102.02	S 0133	Amend	0123.10	S 0189	Amend	0145.095	S 0133	Enact
0102.02	S 0189	Amend	0123.151	H 0516	Amend	0145.11	S 0133	Amend
0102.02	H 0181	Amend	0124.15	S 0189	Amend	0145.114	S 0133	Enact
0102.021	H 0181	Enact	0124.152	S 0189	Amend	0145.115	S 0133	Enact
0102.03	S 0133	Amend	0124.181	S 0189	Amend	0145.116	S 0133	Enact
0102.03	H 0001◆	Amend	0124.183	S 0189	Amend	0145.19	S 0133	Amend
0102.031	H 0181	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 or repeal has been postponed to a later date by legislation enacted during 2004. Although none in 2004, the list also would exclude sections vetoed in full by the Governor and sections nullified by referendum.

0145.193	S 0133	Amend	0175.08	H 0431	Amend	0307.674	H 0516	Amend
0145.27	S 0133	Amend	0175.09	H 0168	Amend	0307.697	H 0306	Amend
0145.323	H 0098	Amend	0175.09	H 0431	Amend	0307.79	H 0411	Amend
0145.384	H 0449	Amend	0175.09	H 0431	New Number	0307.86	H 0230	Amend
0145.385	H 0449	Amend	0175.09	H 0431	Old Number	0307.86	H 0011	Amend
0145.40	S 0133	Amend	(0175.10)			0309.05	H 0252	Amend
0145.46	H 0098	Amend	0175.10	H 0431	New Number	0309.09	H 0299	Amend
0145.92	H 0098	Amend	0175.10	H 0431	Repeal	0311.17	H 0200	Amend
0145.99	S 0133	Enact	0175.11	H 0431	Repeal and	0311.41	H 0012	Enact
0149.305	H 0516	Enact			Reenact	0311.42	H 0012	Enact
0149.306	H 0516	Enact	0175.12	H 0431	Repeal and	0313.08	H 0525	Amend
0149.32	H 0516	Repeal			Reenact	0313.12	S 0178	Amend
0149.321	H 0516	Repeal	0175.13	H 0431	Repeal and	0317.08	H 0135	Amend
0149.322	H 0516	Repeal			Reenact	0317.08	H 0516	Amend
0149.38	H 0204	Amend	0175.14	H 0431	Repeal	0317.09	H 0135	Amend
0149.43	H 0303	Amend	0175.15	H 0431	Repeal	0317.32	S 0202	Amend
0149.43	H 0431	Amend	0175.21	S 0189	Amend	0317.322	H 0426	Enact
0149.43	S 0222	Amend	0175.21	H 0431	Amend	0319.19	H 0212	Enact
0149.432	H 0204	Amend	0175.21	H 0431	Old Number	0319.281	H 0231	Amend
0149.56	H 0516	Amend	(0174.02)			0319.302	H 0168	Amend
0152.09	S 0189	Amend	0175.22	H 0431	Old Number	0319.63	H 0431	Amend
0152.101	S 0189	Repeal	(0174.03)			0321.24	H 0168	Amend
0152.17	H 0168	Amend	0175.22	H 0431	Amend	0321.46	H 0168	Amend
0154.01	H 0168	Amend	0175.23	H 0431	Old Number	0321.47	H 0168	Enact
0154.08	H 0168	Amend	(0174.04)			0323.121	H 0168	Amend
0163.02	H 0411	Amend	0175.23	H 0431	Amend	0323.151	H 0369	Amend
0163.09	H 0411	Amend	0175.24	H 0431	Old Number	0323.31	H 0168	Amend
0163.12	H 0411	Amend	(0174.05)			0329.06	H 0011	Amend
0164.07	H 0516	Amend	0175.24	H 0431	Amend	0339.06	H 0239	Amend
0166.06	S 0165	Amend	0175.25	H 0431	Old Number	0340.02	H 0516	Amend
0166.07	S 0165	Amend	(0174.06)			0341.27	H 0316	Enact
0166.21	S 0165	Amend	0175.25	H 0431	Amend	0341.42	H 0204	Amend
0169.05	H 0431	Amend	0175.26	H 0431	Old Number	0351.26	H 0306	Amend
0171.01	S 0133	Amend	(0174.07)					
0171.01	S 0133	Amend	0175.26	H 0431	Amend			
0171.03	S 0133	Amend	0176.05	H 0431	Amend	Title 05		
0171.04	S 0133	Amend	0176.06	H 0431	Amend	0504.04	H 0411	Amend
0171.06	S 0133	Enact	0176.07	H 0431	Amend	0504.19	H 0411	Amend
0171.50	S 0133	Enact	0181.251	H 0012	Enact	0504.21	H 0411	Enact
0173.08	H 0431	Amend	0183.04	H 0434	Amend	0505.07	H 0148	Enact
0174.01	H 0431	Enact	0183.12	S 0202	Amend	0505.07	H 0411	Amend
0174.02	H 0431	New Number	0183.18	H 0434	Amend	0505.10	H 0204	Amend
0174.03	H 0431	New Number				0505.10	H 0323	Amend
0174.04	H 0431	New Number	Title 03			0505.101	S 0202	Amend
0174.05	H 0431	New Number	0303.02	H 0148	Amend	0505.375	H 0411	Amend
0174.06	H 0431	New Number	0303.02	H 0411	Amend	0505.48	H 0148	Amend
0174.07	H 0431	New Number	0303.02	S 0018	Amend	0505.482	H 0148	Enact
0175.01	H 0431	Repeal and	0303.161	H 0148	Enact	0505.50	H 0148	Amend
		Reenact	0303.161	S 0018	Amend	0505.511	H 0255	Amend
0175.02	H 0431	Repeal and	0303.211	H 0278	Amend	0505.60	H 0185	Amend
		Reenact	0304.01	H 0204	Enact	0505.721	H 0148	Enact
0175.03	H 0431	Repeal and	0304.02	H 0204	Enact	0505.73	H 0175	Amend
		Reenact	0304.03	H 0204	Enact	0505.75	H 0175	Amend
0175.04	H 0431	Repeal and	0304.04	H 0204	Enact	0505.75	S 0115	Amend
		Reenact	0306.351	H 0230	Amend	0505.76	H 0175	Amend
0175.041	H 0431	Repeal	0307.05	H 0230	Amend	0505.77	H 0175	Amend
0175.05	H 0431	Repeal and	0307.055	H 0230	Amend	0505.78	H 0175	Amend
		Reenact	0307.08	H 0411	Amend	0505.84	H 0255	Amend
0175.051	H 0431	Enact	0307.12	H 0204	Amend	0505.94	S 0209	Amend
0175.06	H 0431	Repeal and	0307.12	H 0323	Amend	0507.021	H 0148	Amend
		Reenact	0307.37	H 0231	Amend	0507.03	H 0148	Amend
0175.07	H 0431	Repeal and	0307.37	H 0175	Amend	0507.04	H 0148	Amend
		Reenact	0307.38	H 0175	Amend	0513.17	H 0067	Amend
0175.08	H 0431	Enact	0307.381	H 0175	Amend	0519.02	H 0148	Amend
0175.08	H 0431	Old Number	0307.40	H 0175	Amend	0519.02	H 0411	Amend
(0175.09)			0307.561	H 0411	Enact	0519.02	S 0018	Amend

0519.171	H 0148	Enact	0749.081	S 0222	New Number	1309.625	H 0420	Amend
0519.171	S 0018	Amend	0749.082	S 0222	New Number	1312.01	H 0175	Enact
0519.211	H 0278	Amend	0749.083	S 0222	Enact	1312.02	H 0175	Enact
0521.01	H 0231	Amend	0749.084	S 0222	Enact	1312.03	H 0175	Enact
			0749.10	S 0222	Amend	1312.04	H 0175	Enact
			0749.15	S 0222	Amend	1312.05	H 0175	Enact
Title 07			0749.15	S 0222	Old Number	1312.06	H 0175	Enact
0709.45	H 0256	Amend	(0749.082)			1312.07	H 0175	Enact
0709.46	H 0256	Amend	0749.18	S 0222	Amend	1312.08	H 0175	Enact
0709.461	H 0256	Enact	0749.24	S 0222	Amend	1315.39	H 0401	Amend
0709.462	H 0256	Enact	0749.33	S 0222	Amend	1315.40	H 0401	Amend
0709.47	H 0256	Amend	0749.37	S 0222	Enact	1321.20	S 0209	Amend
0709.48	H 0256	Amend	0751.07	S 0222	Amend	1329.71	H 0420	Enact
0711.001	S 0115	Amend	0753.06	H 0316	Enact	1333.32	H 0427	Enact
0711.05	H 0231	Amend	0753.32	H 0204	Amend	1333.33	H 0427	Enact
0711.10	S 0115	Amend				1333.34	H 0427	Enact
0711.10	H 0231	Amend				1333.83	H 0306	Amend
0711.131	S 0115	Amend	Title 09			1343.03	H 0212	Amend
0711.131	H 0231	Amend	0901.21	S 0202	Amend	1343.031	H 0426	Enact
0711.132	S 0115	Amend	0901.22	S 0202	Amend	1349.02	H 0426	Enact
0711.133	S 0115	Enact	0901.511	S 0067	Enact	1349.03	H 0426	Enact
0713.21	S 0115	Amend	0901.52	S 0080	Enact	1349.11	H 0431	Amend
0713.22	S 0115	Amend	0901.85	S 0189	Repeal	1349.45	H 0420	Enact
0715.27	S 0179	Amend	0901.99	S 0067	Amend	1349.51	S 0151	Enact
0718.01	H 0362	Amend	0917.01	S 0202	Amend	1349.99	H 0420	Amend
0718.02	H 0362	Amend	0917.02	S 0202	Amend			
0718.07	H 0204	Amend	0917.031	S 0202	Amend			
0721.15	H 0204	Amend	0917.09	S 0202	Amend	Title 15		
0721.15	S 0222	Amend	0917.091	S 0202	Amend	1501.04	H 0516	Amend
0721.27	S 0222	Amend	0917.19	S 0202	Amend	1502.04	H 0516	Amend
0725.04	S 0165	Amend	0917.22	S 0202	Amend	1502.05	H 0516	Amend
0737.03	S 0222	Amend	0918.01	S 0202	Amend	1502.10	H 0516	Repeal
0742.03	S 0133	Amend	0918.02	S 0202	Amend	1502.11	H 0516	Amend
0742.031	S 0133	Enact	0918.08	S 0202	Amend	1502.12	H 0516	Amend
0742.032	S 0133	Enact	0918.11	S 0202	Amend	1503.05	S 0189	Amend
0742.04	S 0133	Amend	0918.25	S 0202	Amend	1503.05	H 0406	Amend
0742.042	S 0133	Enact	0918.28	S 0202	Amend	1506.30	H 0516	Amend
0742.043	S 0133	Enact	0921.06	S 0202	Amend	1506.34	H 0516	Amend
0742.044	S 0133	Enact	0921.23	S 0202	Amend	1506.35	H 0516	Amend
0742.045	S 0133	Enact	0924.51	H 0306	Amend	1506.37	H 0516	Repeal
0742.046	S 0133	Enact	0926.16	H 0421	Amend	1509.02	H 0278	Amend
0742.05	S 0133	Amend	0926.17	H 0421	Amend	1509.03	H 0278	Amend
0742.10	S 0133	Amend	0926.18	H 0421	Amend	1509.03	H 0299	Amend
0742.102	S 0133	Enact	0926.19	H 0421	Amend	1509.06	H 0278	Amend
0742.103	S 0133	Enact	0926.32	H 0421	Amend	1509.06	H 0299	Amend
0742.104	S 0133	Enact	0931.01	H 0414	Enact	1509.23	H 0278	Amend
0742.105	S 0133	Enact	0931.02	H 0414	Enact	1509.31	H 0278	Amend
0742.11	S 0133	Amend	0931.03	H 0414	Enact	1509.39	H 0278	Repeal
0742.114	S 0133	Enact	0931.04	H 0414	Enact	1510.11	H 0278	Amend
0742.115	S 0133	Enact	0931.05	H 0414	Enact	1515.01	S 0202	Amend
0742.116	S 0133	Enact	0931.06	H 0414	Enact	1515.14	S 0202	Amend
0742.26	H 0449	Amend	0931.07	H 0414	Enact	1515.18	S 0202	Enact
0742.3711	H 0098	Amend	0931.08	H 0414	Enact	1515.181	S 0202	Enact
0742.3716	H 0098	Amend	0931.09	H 0414	Enact	1515.182	S 0202	Enact
0742.3717	H 0098	Amend	0931.99	H 0414	Enact	1515.183	S 0202	Enact
0742.41	S 0133	Amend	0955.011	H 0369	Amend	1515.184	S 0202	Enact
0742.99	S 0133	Enact	0955.013	H 0204	Amend	1515.185	S 0202	Enact
0749.02	S 0222	Amend	0955.201	H 0406	Enact	1515.19	S 0202	Enact
0749.021	S 0222	New Number	0955.202	H 0406	Enact	1515.191	S 0202	Enact
0749.03	S 0222	Enact	0955.51	S 0202	Amend	1515.192	S 0202	Enact
0749.03	S 0222	Old Number	0955.52	S 0202	Amend	1515.193	S 0202	Enact
(0749.021)			0955.53	S 0202	Amend	1515.20	S 0202	Repeal
0749.08	S 0222	Amend				1515.21	S 0202	Amend
0749.08	S 0222	Old Number	Title 13			1515.211	S 0202	Enact
(0749.081)			1306.16	H 0204	Amend	1515.24	S 0202	Amend
0749.08	S 0222	Enact	1309.613	H 0420	Amend	1517.02	H 0516	Amend

1517.03	H 0516	Repeal	1729.49	H 0288	Amend	2151.427	S 0066	Enact
1517.04	H 0516	Repeal	1729.55	H 0288	Amend	2151.428	S 0066	Enact
1517.05	H 0516	Amend	1729.56	H 0288	Amend	2151.86	H 0117	Amend
1517.23	H 0516	Amend	1729.58	H 0288	Amend	2151.86	H 0106	Amend
1518.01	H 0516	Amend	1729.59	H 0288	Amend	2151.861	H 0011	Enact
1518.03	H 0516	Amend	1729.61	H 0288	Amend	2152.02	H 0052	Amend
1519.07	S 0080	Enact	1729.69	H 0288	Amend	2152.021	S 0185	Amend
1533.18	S 0080	Amend	1729.85	H 0288	Amend	2152.17	H 0052	Amend
1541.22	H 0406	Amend	1739.02	H 0281	Amend	2152.18	H 0106	Amend
1545.05	H 0367	Amend	1739.061	S 0043	Enact	2152.19	H 0163	Amend
1547.11	H 0163	Amend	1739.27	H 0281	Enact	2152.20	H 0052	Amend
1547.69	H 0012	Amend	1739.99	H 0281	Amend	2152.21	H 0052	Amend
1548.08	H 0230	Amend	1751.02	H 0281	Amend	2152.74	H 0525	Amend
1548.09	H 0230	Amend	1751.111	S 0043	Enact	2152.821	S 0178	Enact
1548.11	H 0230	Amend	1751.28	H 0281	Amend			
1548.13	H 0230	Amend	1751.62	H 0331	Amend	Title 23		
1548.141	H 0230	Amend	1753.281	H 0255	Enact	2301.02	H 0038	Amend
1548.20	H 0230	Amend	1775.14	S 0080	Amend	2301.02	S 0071	Amend
1551.35	H 0516	Amend				2301.02	H 0038	Amend
			Title 19			2301.03	H 0038	Amend
Title 17			1901.01	H 0038	Amend	2301.141	H 0163	Enact
1701.76	S 0080	Amend	1901.02	H 0038	Amend	2301.141	H 0030	Amend
1701.82	S 0080	Amend	1901.03	H 0038	Amend	2303.23	H 0215	Repeal
1707.01	S 0133	Amend	1901.07	H 0038	Amend	2303.25	H 0212	Enact
1707.03	S 0133	Amend	1901.08	H 0038	Amend	2305.01	S 0080	Amend
1707.162	S 0133	Enact	1901.08	S 0071	Amend	2305.03	S 0080	Amend
1707.163	S 0133	Enact	1901.141	S 0071	Amend	2305.09	H 0161	Amend
1707.17	S 0133	Amend	1901.184	H 0368	Amend	2305.10	S 0080	Amend
1707.19	S 0133	Amend	1901.313	H 0212	Enact	2305.112	H 0498	Repeal
1707.20	S 0133	Amend	1901.34	H 0038	Amend	2305.113	S 0080	Amend
1707.22	S 0133	Amend	1901.41	H 0163	Amend	2305.131	S 0080	Enact
1707.23	S 0133	Amend	1901.41	H 0030	Amend	2305.19	H 0161	Amend
1707.25	S 0133	Amend	1907.032	H 0368	Amend	2305.234	S 0080	Amend
1707.261	S 0133	Amend	1907.11	H 0038	Amend	2305.25	S 0080	Amend
1707.39	S 0133	Amend	1907.202	H 0212	Enact	2305.36	S 0080	Enact
1707.431	S 0133	Amend	1907.231	H 0163	Enact	2307.011	S 0080	Amend
1707.44	S 0133	Amend	1907.231	H 0030	Amend	2307.23	S 0080	Amend
1707.46	S 0133	Amend	1923.01	H 0368	Amend	2307.29	S 0080	Amend
1711.09	H 0325	Amend	1923.062	H 0426	Enact	2307.60	S 0080	Amend
1713.55	H 0142	Enact				2307.64	H 0204	Amend
1713.60	H 0426	Enact	Title 21			2307.64	H 0361	Amend
1728.11	S 0165	Amend	2108.04	H 0392	Amend	2307.71	S 0080	Amend
1728.111	S 0165	Amend	2108.10	H 0392	Amend	2307.711	S 0080	Enact
1729.01	H 0288	Amend	2108.17	H 0392	Amend	2307.75	S 0080	Amend
1729.02	H 0288	Amend	2108.18	H 0392	Amend	2307.80	S 0080	Amend
1729.03	H 0288	Amend	2108.50	S 0178	Amend	2307.84	H 0342	Enact
1729.031	H 0288	Enact	2108.521	S 0178	Enact	2307.85	H 0342	Enact
1729.04	H 0288	Amend	2111.06	S 0185	Amend	2307.86	H 0342	Enact
1729.06	H 0288	Amend	2117.06	S 0080	Amend	2307.87	H 0342	Enact
1729.07	H 0288	Amend	2125.02	S 0080	Amend	2307.88	H 0342	Enact
1729.08	H 0288	Amend	2125.04	S 0080	Amend	2307.89	H 0342	Enact
1729.11	H 0288	Amend	2133.07	H 0392	Amend	2307.90	H 0342	Enact
1729.16	H 0288	Amend	2133.16	H 0392	Enact	2307.901	H 0342	Enact
1729.18	H 0288	Amend	2151.011	H 0106	Amend	2307.902	H 0342	Enact
1729.19	H 0288	Amend	2151.011	H 0011	Amend	2307.91	H 0292	Enact
1729.22	H 0288	Amend	2151.23	H 0038	Amend	2307.92	H 0292	Enact
1729.23	H 0288	Amend	2151.23	S 0185	Amend	2307.93	H 0292	Enact
1729.26	H 0288	Amend	2151.27	S 0185	Amend	2307.94	H 0292	Enact
1729.28	H 0288	Amend	2151.353	S 0185	Amend	2307.941	H 0292	Enact
1729.35	H 0288	Amend	2151.421	S 0178	Amend	2307.95	H 0292	Enact
1729.36	H 0288	Amend	2151.421	S 0066	Amend	2307.96	H 0292	Enact
1729.38	H 0288	Amend	2151.421	H 0106	Amend	2307.97	S 0080	Enact
1729.42	H 0288	Amend	2151.421	S 0185	Amend	2307.98	H 0292	Enact
1729.46	H 0288	Amend	2151.425	S 0066	Enact	2311.14	S 0178	Amend
1729.47	H 0288	Amend	2151.426	S 0066	Enact	2313.08	S 0071	Amend
						2313.10	S 0071	Amend

2313.11	S 0071	Amend	Title 29			2923.25	H 0012	Enact
2313.12	S 0071	Amend	2901.04	S 0146	Amend	2925.01	S 0209	Amend
2313.13	S 0071	Amend	2901.07	H 0525	Amend	2925.01	H 0163	Amend
2313.15	S 0071	Amend	2903.06	H 0052	Amend	2925.04	S 0058	Amend
2313.16	S 0071	Amend	2903.08	H 0052	Amend	2925.041	S 0058	Amend
2313.18	S 0071	Amend	2903.08	H 0163	Amend	2929.01	H 0052	Amend
2313.25	S 0071	Amend	2903.081	H 0052	Enact	2929.01	H 0163	Amend
2313.251	S 0071	Enact	2903.341	S 0178	Enact	2929.01	H 0473	Amend
2313.26	S 0071	Amend	2905.05	S 0160	Amend	2929.03	H 0184	Amend
2313.30	S 0071	Amend	2909.01	S 0146	Amend	2929.06	H 0184	Amend
2313.34	S 0071	Amend	2909.04	S 0146	Amend	2929.13	H 0052	Amend
2313.99	S 0071	Amend	2909.07	S 0146	Amend	2929.13	H 0163	Amend
2315.01	S 0080	Amend	2911.21	H 0012	Amend	2929.13	H 0473	Amend
2315.18	S 0080	Enact	2913.01	S 0146	Amend	2929.14	H 0012	Amend
2315.19	S 0080	Enact	2913.01	H 0369	Amend	2929.14	H 0052	Amend
2315.20	S 0080	Enact	2913.01	H 0361	Amend	2929.14	H 0163	Amend
2315.21	S 0080	Amend	2913.01	H 0536	Amend	2929.14	H 0473	Amend
2315.32	S 0080	Amend	2913.02	H 0012	Amend	2929.15	H 0163	Amend
2315.33	S 0080	Amend	2913.02	H 0369	Amend	2929.16	H 0163	Amend
2315.34	S 0080	Amend	2913.02	H 0536	Amend	2929.17	H 0163	Amend
2315.36	S 0080	Amend	2913.04	H 0012	Amend	2929.18	H 0052	Amend
2315.41	S 0080	Repeal	2913.04	S 0146	Amend	2929.19	H 0163	Amend
2315.42	S 0080	Repeal	2913.11	H 0401	Amend	2929.19	H 0473	Amend
2315.43	S 0080	Repeal	2913.421	H 0383	Enact	2929.21	H 0052	Amend
2315.44	S 0080	Repeal	2915.01	H 0325	Amend	2929.24	H 0163	Amend
2315.45	S 0080	Repeal	2915.01	S 0146	Amend	2929.27	H 0163	Amend
2315.46	S 0080	Repeal	2915.081	H 0325	Amend	2929.28	H 0052	Amend
2317.023	H 0303	Repeal	2915.09	H 0325	Amend	2930.03	S 0178	Amend
2317.43	H 0215	Enact	2915.092	H 0325	Amend	2930.061	S 0178	Enact
2323.421	H 0215	Enact	2915.092	S 0146	Amend	2930.16	H 0375	Amend
2323.44	S 0080	Enact	2915.093	H 0325	Amend	2930.16	H 0473	Amend
2323.45	H 0215	Enact	2915.101	H 0325	Amend	2933.41	H 0306	Amend
2323.51	S 0080	Amend	2915.13	H 0325	Amend	2935.27	H 0230	Amend
2323.57	H 0212	Enact	2919.123	H 0126	Enact	2937.221	H 0230	Amend
2325.18	H 0212	Amend	2919.22	S 0058	Amend	2941.1413	H 0163	Enact
2335.28	S 0071	Amend	2919.223	H 0011	Enact	2941.1414	H 0052	Enact
			2919.224	H 0011	Enact	2941.1415	H 0052	Enact
Title 25			2919.225	H 0011	Enact	2941.1416	H 0163	Enact
2503.45	H 0388	Enact	2919.226	H 0011	Enact	2941.148	H 0473	Amend
2505.02	H 0292	Amend	2919.227	H 0011	Enact	2945.28	S 0071	Amend
2505.02	S 0187	Amend	2921.01	H 0001 ♦	Amend	2945.482	S 0178	Enact
2505.02	H 0342	Amend	2921.13	H 0012	Amend	2945.491	S 0178	Enact
2505.02	S 0080	Amend	2921.321	H 0369	Amend	2947.23	S 0071	Amend
2505.02	H 0516	Amend	2921.34	H 0473	Amend	2950.01	H 0473	Amend
			2921.43	H 0001 ♦	Amend	2950.03	H 0473	Amend
Title 27			2923.01	H 0383	Amend	2950.031	H 0473	Amend
2710.01	H 0303	Enact	2923.11	H 0012	Amend	2950.04	H 0473	Amend
2710.02	H 0303	Enact	2923.12	H 0012	Amend	2950.041	H 0473	Amend
2710.03	H 0303	Enact	2923.121	H 0012	Amend	2950.05	H 0473	Amend
2710.04	H 0303	Enact	2923.1210	H 0012	Enact	2950.09	H 0473	Amend
2710.05	H 0303	Enact	2923.1211	H 0012	Enact	2950.11	H 0473	Amend
2710.06	H 0303	Enact	2923.1212	H 0012	Enact	2950.99	H 0473	Amend
2710.07	H 0303	Enact	2923.1213	H 0012	Enact	2953.08	H 0473	Amend
2710.08	H 0303	Enact	2923.122	H 0012	Amend	2953.32	H 0012	Amend
2710.09	H 0303	Enact	2923.123	H 0012	Amend	2953.73	H 0525	Amend
2710.10	H 0303	Enact	2923.124	H 0012	Enact	2953.82	H 0525	Amend
2716.03	H 0420	Amend	2923.124	H 0011	Amend	2961.02	H 0181	Enact
2716.11	H 0420	Amend	2923.125	H 0012	Enact	2967.03	H 0375	Amend
2743.01	H 0316	Amend	2923.126	H 0012	Enact	2967.12	H 0375	Amend
2743.02	H 0316	Amend	2923.127	H 0012	Enact	2971.01	H 0473	Amend
2743.191	H 0525	Amend	2923.128	H 0012	Enact	2971.02	H 0473	Amend
2743.43	H 0215	Amend	2923.129	H 0012	Enact	2971.03	H 0473	Amend
2744.01	S 0222	Amend	2923.13	H 0012	Amend	2971.04	H 0473	Amend
2745.01	H 0498	Repeal and Reenact	2923.16	H 0012	Amend	2971.05	H 0473	Amend
			2923.162	H 0052	Amend			

Title 31			3109.80	H 0130	Enact	3127.39	S 0185	Enact
3101.01	H 0272	Amend	3119.60	H 0149	Amend	3127.40	S 0185	Enact
3105.12	H 0272	Amend	3119.61	H 0149	Amend	3127.41	S 0185	Enact
3105.18	H 0036	Amend	3119.71	H 0149	Amend	3127.42	S 0185	Enact
3105.73	H 0036	Enact	3119.74	H 0149	Amend	3127.43	S 0185	Enact
3105.80	H 0098	Amend	3119.77	H 0149	Enact	3127.44	S 0185	Enact
3105.80	S 0133	Amend	3119.771	H 0149	Enact	3127.45	S 0185	Enact
3105.82	H 0098	Amend	3119.772	H 0149	Enact	3127.46	S 0185	Enact
3109.04	S 0185	Amend	3119.773	H 0149	Enact	3127.47	S 0185	Enact
3109.051	H 0011	Amend	3119.89	H 0493	Amend	3127.51	S 0185	Enact
3109.17	S 0066	Amend	3119.90	H 0493	Amend	3127.52	S 0185	Enact
3109.171	S 0066	Enact	3119.94	H 0493	Amend	3127.53	S 0185	Enact
3109.172	S 0066	Enact	3121.03	H 0200	Amend			
3109.18	S 0066	Amend	3121.0310	H 0200	Amend	Title 33		
3109.18	H 0011	Amend	3121.091	H 0200	Amend	3301.0710	S 0002	Amend
3109.21	S 0185	Repeal	3121.373	H 0493	Enact	3301.0711	S 0002	Amend
3109.22	S 0185	Repeal	3121.38	H 0493	Amend	3301.0711	H 0106	Amend
3109.23	S 0185	Repeal	3121.382	H 0493	Enact	3301.0711	H 0493	Amend
3109.24	S 0185	Repeal	3121.59	H 0200	Amend	3301.0712	S 0002	Amend
3109.25	S 0185	Repeal	3121.60	H 0200	Repeal	3301.0714	S 0002	Amend
3109.26	S 0185	Repeal	3121.63	H 0200	Repeal	3301.0715	S 0002	Amend
3109.27	S 0185	Old Number	3121.64	H 0200	Amend	3301.079	S 0002	Amend
(3127.23)			3121.89	H 0200	Amend	3301.52	H 0011	Amend
3109.27	S 0185	Amend	3121.891	H 0200	Amend	3301.521	H 0011	Amend
3109.28	S 0185	Repeal	3121.8910	H 0200	Amend	3301.53	H 0011	Amend
3109.29	S 0185	Old Number	3121.892	H 0200	Amend	3301.56	H 0011	Amend
(3127.24)			3121.893	H 0200	Amend	3301.59	H 0011	Amend
3109.29	S 0185	Amend	3121.894	H 0200	Amend	3301.801	S 0002	Repeal
3109.30	S 0185	Repeal	3121.895	H 0200	Amend	3302.01	H 0106	Amend
3109.31	S 0185	Repeal	3121.896	H 0200	Repeal and	3302.01	H 0493	Amend
3109.32	S 0185	Repeal			Reenact	3302.03	S 0002	Amend
3109.33	S 0185	Repeal	3121.897	H 0200	Amend	3302.03	H 0106	Amend
3109.34	S 0185	Repeal	3121.898	H 0200	Amend	3302.03	H 0493	Amend
3109.35	S 0185	Repeal	3121.899	H 0200	Amend	3302.04	S 0002	Amend
3109.36	S 0185	Repeal	3123.021	H 0200	Amend	3302.04	H 0493	Amend
3109.37	S 0185	Old Number	3125.141	H 0200	Enact	3302.09	H 0493	Enact
(3127.06)			3127.01	S 0185	Enact	3305.01	S 0133	Amend
3109.37	S 0185	Amend	3127.02	S 0185	Enact	3305.02	S 0133	Amend
3109.51	H 0130	Enact	3127.03	S 0185	Enact	3305.03	S 0133	Amend
3109.52	H 0130	Enact	3127.04	S 0185	Enact	3305.05	S 0133	Old Number
3109.53	H 0130	Enact	3127.05	S 0185	Enact	(3305.051)		
3109.54	H 0130	Enact	3127.06	S 0185	New Number	3305.05	S 0133	Amend
3109.55	H 0130	Enact	3127.07	S 0185	Enact	3305.05	S 0133	Enact
3109.56	H 0130	Enact	3127.08	S 0185	Enact	3305.051	S 0133	Amend
3109.57	H 0130	Enact	3127.09	S 0185	Enact	3305.051	S 0133	New Number
3109.58	H 0130	Enact	3127.10	S 0185	Enact	3305.051	S 0133	Old Number
3109.59	H 0130	Enact	3127.11	S 0185	Enact	(3305.052)		
3109.60	H 0130	Enact	3127.15	S 0185	Enact	3305.052	S 0133	New Number
3109.61	H 0130	Enact	3127.16	S 0185	Enact	3305.053	S 0133	Enact
3109.62	H 0130	Enact	3127.17	S 0185	Enact	3305.06	S 0133	Amend
3109.65	H 0130	Enact	3127.18	S 0185	Enact	3305.07	S 0133	Amend
3109.66	H 0130	Enact	3127.19	S 0185	Enact	3307.01	S 0002	Amend
3109.67	H 0130	Enact	3127.20	S 0185	Enact	3307.01	S 0133	Amend
3109.68	H 0130	Enact	3127.21	S 0185	Enact	3307.03	S 0133	Amend
3109.69	H 0130	Enact	3127.22	S 0185	Enact	3307.041	S 0133	Enact
3109.70	H 0130	Enact	3127.23	S 0185	New Number	3307.042	S 0133	Enact
3109.71	H 0130	Enact	3127.24	S 0185	New Number	3307.043	S 0133	Enact
3109.72	H 0130	Enact	3127.31	S 0185	Enact	3307.044	S 0133	Enact
3109.73	H 0130	Enact	3127.32	S 0185	Enact	3307.05	S 0133	Amend
3109.74	H 0130	Enact	3127.33	S 0185	Enact	3307.051	S 0133	Enact
3109.75	H 0130	Enact	3127.34	S 0185	Enact	3307.052	S 0133	Enact
3109.76	H 0130	Enact	3127.35	S 0185	Enact	3307.06	S 0133	Amend
3109.77	H 0130	Enact	3127.36	S 0185	Enact	3307.061	S 0133	Enact
3109.78	H 0130	Enact	3127.37	S 0185	Enact	3307.07	S 0133	Amend
3109.79	H 0130	Enact	3127.38	S 0185	Enact	3307.071	S 0133	Amend

3307.072	S 0133	Enact	3313.646	H 0011	Amend	3332.25	H 0142	Enact
3307.073	S 0133	Enact	3313.649	H 0130	Enact	3333.161	S 0002	Enact
3307.074	S 0133	Enact	3313.66	H 0130	Amend	3333.26	H 0275	Amend
3307.075	S 0133	Enact	3313.662	H 0106	Amend	3333.36	S 0002	Enact
3307.10	S 0133	Amend	3313.67	H 0463	Amend	3333.38	S 0002	Amend
3307.11	S 0133	Amend	3313.671	H 0463	Amend	3334.01	S 0189	Amend
3307.15	S 0133	Amend	3313.672	H 0106	Amend	3335.02	S 0224	Amend
3307.152	S 0133	Enact	3313.672	H 0130	Amend	3337.01	S 0224	Amend
3307.153	S 0133	Enact	3313.713	S 0002	Amend	3339.01	S 0224	Amend
3307.154	S 0133	Enact	3313.717	H 0434	Enact	3341.02	S 0224	Amend
3307.20	S 0133	Amend	3313.85	H 0106	Amend	3343.02	S 0224	Amend
3307.25	S 0133	Amend	3314.021	S 0002	New Number	3344.01	S 0224	Amend
3307.352	H 0449	Amend	3314.034	S 0002	Enact	3345.53	H 0426	Enact
3307.56	S 0133	Amend	3314.12	S 0002	Repeal	3345.85	H 0142	Enact
3307.60	H 0098	Amend	3314.16	H 0434	Enact	3350.01	S 0224	Amend
3307.67	H 0098	Amend	3317.012	H 0493	Amend	3352.01	S 0224	Amend
3307.71	S 0133	Amend	3317.03	H 0106	Amend	3354.161	H 0516	Repeal
3307.87	H 0098	Amend	3318.01	H 0011	Amend	3355.121	H 0516	Repeal
3307.99	S 0133	Enact	3318.031	S 0002	Amend	3356.01	S 0224	Amend
3309.03	S 0133	Amend	3318.05	H 0362	Amend	3357.112	S 0224	Amend
3309.041	S 0133	Enact	3318.052	H 0362	Amend	3357.161	H 0516	Repeal
3309.042	S 0133	Enact	3318.08	H 0362	Amend	3358.10	H 0516	Amend
3309.043	S 0133	Enact	3318.44	H 0362	Amend	3359.01	S 0224	Amend
3309.044	S 0133	Enact	3319.074	S 0002	Enact	3360.01	S 0224	Amend
3309.05	S 0133	Amend	3319.075	S 0002	Enact	3361.01	S 0224	Amend
3309.051	S 0133	Enact	3319.09	S 0002	Amend	3362.01	S 0224	Amend
3309.052	S 0133	Enact	3319.11	S 0002	Amend	3375.47	H 0516	Repeal
3309.06	S 0133	Amend	3319.111	S 0002	Amend	3375.61	H 0516	Amend
3309.061	S 0133	Enact	3319.112	S 0002	Enact	3375.62	H 0516	Amend
3309.061	S 0133	Old Number	3319.22	S 0002	Amend	3381.04	H 0106	Amend
(3309.071)			3319.225	S 0002	Amend	3383.01	H 0393	Amend
3309.07	S 0133	Amend	3319.227	S 0002	Amend	3383.01	H 0516	Amend
3309.071	S 0133	New Number	3319.23	S 0002	Amend	3383.02	H 0516	Amend
3309.072	S 0133	Enact	3319.25	S 0002	Enact	3383.03	H 0516	Amend
3309.073	S 0133	Enact	3319.26	S 0002	Amend	3383.04	H 0516	Amend
3309.074	S 0133	Enact	3319.261	S 0002	Enact	3383.05	H 0516	Amend
3309.075	S 0133	Enact	3319.27	S 0002	Enact	3383.06	H 0516	Amend
3309.09	S 0133	Amend	3319.28	S 0002	Repeal	3383.07	H 0393	Amend
3309.14	S 0133	Amend	3319.283	S 0002	Amend	3383.07	H 0516	Amend
3309.15	S 0133	Amend	3319.29	S 0002	Amend	3383.08	H 0516	Amend
3309.157	S 0133	Enact	3319.29	H 0106	Amend	3383.09	S 0189	Amend
3309.158	S 0133	Enact	3319.291	S 0002	Amend	3383.09	H 0516	Amend
3309.159	S 0133	Enact	3319.291	H 0106	Amend			
3309.22	S 0133	Amend	3319.303	S 0002	Enact	Title 35		
3309.251	S 0133	Amend	3319.303	H 0106	Amend	3501.05	H 0262	Amend
3309.344	H 0449	Amend	3319.304	H 0106	New Number	3501.10	H 0262	Amend
3309.374	H 0098	Amend	3319.31	S 0002	Amend	3501.28	H 0262	Amend
3309.42	S 0133	Amend	3319.31	H 0106	Amend	3501.38	H 0001 ♦	Amend
3309.46	H 0098	Amend	3319.311	S 0002	Amend	3501.381	H 0001 ♦	Enact
3309.92	H 0098	Amend	3319.36	S 0002	Amend	3503.14	H 0001 ♦	Amend
3309.99	S 0133	Enact	3319.39	S 0002	Amend	3506.01	H 0262	Amend
3311.059	S 0189	Amend	3319.51	S 0002	Amend	3506.05	H 0262	Amend
3313.28	S 0002	Amend	3319.51	H 0106	Amend	3506.06	H 0262	Amend
3313.33	S 0002	Amend	3319.55	H 0106	Amend	3506.10	H 0262	Amend
3313.41	H 0323	Amend	3319.55	H 0493	Amend	3506.17	H 0262	Enact
3313.53	S 0002	Amend	3319.56	S 0002	Enact	3506.18	H 0262	Enact
3313.53	H 0106	Amend	3319.57	S 0002	Enact	3506.19	H 0262	Enact
3313.533	H 0106	Amend	3319.60	S 0002	Enact	3509.07	H 0262	Amend
3313.537	S 0018	Enact	3319.60	H 0275	Amend	3513.052	H 0262	Amend
3313.61	H 0106	Amend	3319.61	S 0002	Enact	3513.07	H 0001 ♦	Amend
3313.611	H 0106	Amend	3319.62	S 0002	Enact	3513.10	H 0001 ♦	Amend
3313.612	H 0106	Amend	3319.63	H 0493	Enact	3513.254	S 0079	Amend
3313.614	H 0493	Amend	3319.65	S 0002	Enact	3513.255	S 0079	Amend
3313.64	H 0130	Amend	3327.01	S 0189	Amend	3513.256	S 0079	Enact
3313.64	H 0426	Amend	3332.20	H 0426	Enact	3513.261	H 0001 ♦	Amend

3517.01	H 0001 ♦	Amend	3714.01	H 0432	Amend	3734.25	H 0516	Amend
3517.08	H 0001 ♦	Amend	3714.021	H 0432	Enact	3734.26	H 0516	Amend
3517.082	H 0001 ♦	Amend	3714.07	H 0432	Repeal and Reenact	3734.57	S 0189	Amend
3517.09	H 0001 ♦	Amend				3735.27	S 0018	Amend
3517.092	H 0001 ♦	Amend	3714.071	H 0432	Enact	3735.671	S 0165	Amend
3517.10	H 0204	Amend	3714.072	H 0432	Enact	3737.22	H 0011	Amend
3517.10	H 0001 ♦	Amend	3714.09	H 0432	Amend	3737.88	H 0516	Amend
3517.1010	H 0262	Amend	3715.65	S 0202	Amend	3737.882	H 0516	Amend
3517.1011	H 0001 ♦	Enact	3718.01	H 0231	Enact	3742.01	H 0011	Amend
3517.1012	H 0001 ♦	Enact	3718.02	H 0231	Enact	3742.02	H 0011	Amend
3517.1013	H 0001 ♦	Enact	3718.021	H 0231	Enact	3742.06	H 0011	Amend
3517.102	H 0001 ♦	Amend	3718.03	H 0231	Enact	3742.07	H 0011	Amend
3517.103	H 0001 ♦	Amend	3718.04	H 0231	Enact	3742.071	H 0011	Amend
3517.104	H 0001 ♦	Amend	3718.05	H 0231	Enact	3742.35	H 0011	Amend
3517.105	H 0001 ♦	Amend	3718.06	H 0231	Enact	3742.36	H 0011	Amend
3517.106	H 0204	Amend	3718.07	H 0231	Enact	3742.37	H 0011	Amend
3517.106	H 0001 ♦	Amend	3718.08	H 0231	Enact	3742.38	H 0011	Amend
3517.108	H 0001 ♦	Amend	3718.09	H 0231	Enact	3742.39	H 0011	Amend
3517.108	H 0001 ♦	Amend	3718.10	H 0231	Enact	3742.40	H 0011	Amend
3517.109	H 0262	Amend	3718.99	H 0231	Enact	3742.41	H 0011	Amend
3517.109	H 0001 ♦	Amend	3719.81	H 0454	Amend	3742.42	H 0011	Amend
3517.11	H 0204	Amend	3719.81	S 0080	Amend	3742.43	H 0011	Amend
3517.11	H 0001 ♦	Amend	3719.811	H 0454	Enact	3742.45	H 0011	Amend
3517.13	H 0001 ♦	Amend	3719.812	H 0454	Enact	3742.48	H 0011	Amend
3517.151	H 0001 ♦	Amend	3719.813	H 0454	Enact	3743.75	H 0255	Amend
3517.152	H 0001 ♦	Amend	3722.02	H 0175	Amend	3745.01	H 0516	Amend
3517.154	H 0001 ♦	Amend	3722.041	H 0175	Amend	3746.01	H 0516	Amend
3517.155	H 0001 ♦	Amend	3727.06	H 0189	Amend	3746.04	H 0516	Amend
3517.16	H 0001 ♦	Amend	3729.01	H 0368	Enact	3746.05	H 0516	Amend
3517.17	H 0001 ♦	Amend	3729.02	H 0368	Enact	3746.08	H 0516	Repeal
3517.20	H 0001 ♦	Amend	3729.03	H 0368	Enact	3746.09	H 0516	Amend
3517.23	H 0001 ♦	Amend	3729.04	H 0368	New Number	3746.10	H 0516	Amend
3517.992	H 0001 ♦	Amend	3729.05	H 0368	Enact	3746.11	H 0516	Amend
3519.16	H 0262	Amend	3729.06	H 0368	Enact	3746.13	H 0516	Amend
3599.03	H 0001 ♦	Repeal and Reenact	3729.07	H 0368	Enact	3746.14	H 0516	Amend
			3729.08	H 0368	Enact	3746.171	H 0516	Amend
3599.031	H 0001 ♦	Amend	3729.09	H 0368	Enact	3746.35	H 0516	Amend
3599.111	H 0001 ♦	Enact	3729.10	H 0368	Enact	3747.02	H 0516	Amend
			3729.11	H 0368	Enact	3747.04	H 0516	Repeal
			3729.12	H 0368	New Number	3747.05	H 0516	Repeal
			3729.13	H 0368	New Number	3747.06	H 0516	Repeal
			3729.99	H 0368	Enact	3747.061	H 0516	Repeal
Title 37			3733.01	H 0368	Amend	3747.07	H 0516	Repeal
3701.13	H 0463	Amend	3733.02	S 0102	Amend	3747.08	H 0516	Repeal
3701.133	H 0142	Enact	3733.02	H 0368	Amend	3747.09	H 0516	Repeal
3701.134	H 0463	Enact	3733.021	H 0368	Amend	3747.10	H 0516	Repeal
3701.21	H 0011	Amend	3733.023	H 0368	Old Number	3747.11	H 0516	Repeal
3701.65	S 0156	Enact	(3729.04)			3747.12	H 0516	Repeal
3701.74	H 0331	Amend	3733.023	H 0368	Amend	3747.13	H 0516	Repeal
3701.741	H 0331	Amend	3733.03	H 0368	Amend	3747.14	H 0516	Repeal
3701.742	H 0331	Amend	3733.031	H 0368	Amend	3747.15	H 0516	Repeal
3701.83	H 0368	Amend	3733.04	H 0368	Amend	3747.16	H 0516	Repeal
3701.83	H 0231	Amend	3733.05	H 0368	Amend	3747.17	H 0516	Repeal
3701.881	S 0189	Amend	3733.06	H 0368	Amend	3747.18	H 0516	Repeal
3702.62	S 0222	Amend	3733.07	H 0368	Amend	3747.19	H 0516	Repeal
3703.01	H 0175	Amend	3733.081	H 0368	Old Number	3747.20	H 0516	Repeal
3703.10	S 0179	Amend	(3729.12)			3747.21	H 0516	Repeal
3703.21	S 0179	Enact	3733.081	H 0368	Amend	3747.22	H 0516	Repeal
3705.08	H 0257	Amend	3733.082	H 0368	Old Number	3748.01	H 0516	Amend
3707.38	S 0202	Amend	(3729.13)			3748.02	H 0516	Amend
3709.085	H 0368	Amend	3734.02	S 0189	Amend	3748.04	H 0516	Amend
3709.085	H 0231	Amend	3734.02	H 0432	Amend	3748.05	H 0516	Amend
3709.09	H 0368	Amend	3734.18	S 0189	Amend	3748.09	H 0516	Repeal
3709.091	H 0231	Amend	3734.22	H 0516	Amend	3748.16	H 0516	Amend
3709.41	H 0411	Amend	3734.24	H 0516	Amend	3769.021	S 0189	Amend
3712.09	S 0189	Amend						

3769.087	S 0189	Amend	3929.52	H 0425	Amend	3957.17	H 0243	Repeal
3770.02	H 0477	Amend	3929.56	H 0425	Amend	3957.18	H 0243	Repeal
3770.07	S 0189	Amend	3929.58	H 0425	Amend	3957.19	H 0243	Repeal
3770.07	H 0362	Amend	3929.59	H 0425	Amend	3957.99	H 0243	Repeal
3770.10	H 0362	Amend	3929.62	H 0282	Enact	3960.06	H 0516	Amend
3770.12	H 0362	Amend	3929.63	H 0282	Enact	3999.18	H 0281	Enact
3770.121	H 0362	Enact	3929.631	H 0282	Enact	3999.99	H 0281	Amend
3781.01	H 0175	Amend	3929.632	H 0282	Enact			
3781.03	H 0175	Amend	3929.64	H 0282	Enact	Title 41		
3781.031	H 0175	Amend	3929.65	H 0282	Enact	4104.41	H 0183	Repeal and
3781.06	S 0102	Amend	3929.66	H 0282	Enact			Reenact
3781.06	H 0175	Amend	3929.661	H 0282	Enact	4104.42	H 0183	Repeal and
3781.10	H 0183	Amend	3929.67	H 0282	Enact			Reenact
3781.10	H 0175	Amend	3929.68	H 0282	Enact	4104.43	H 0183	Repeal and
3781.102	S 0179	Amend	3929.681	H 0282	Enact			Reenact
3781.102	H 0175	Amend	3929.682	H 0282	Enact	4104.44	H 0183	Repeal and
3781.11	H 0175	Amend	3929.682	H 0516	Amend			Reenact
3781.12	H 0175	Amend	3929.69	H 0282	Enact	4104.45	H 0183	Repeal and
3781.13	H 0175	Amend	3929.70	H 0282	Enact			Reenact
3781.18	H 0175	Amend	3929.71	H 0516	Repeal	4104.47	H 0183	Repeal
3781.181	H 0175	Repeal	3929.72	H 0516	Repeal	4115.04	S 0222	Amend
3781.182	H 0175	Repeal	3929.721	H 0516	Repeal	4117.01	H 0516	Amend
3781.183	H 0175	Amend	3929.73	H 0516	Repeal	4117.03	H 0262	Amend
3781.19	S 0189	Amend	3929.75	H 0516	Repeal	4121.442	H 0516	Amend
3781.19	H 0183	Amend	3929.76	H 0516	Repeal	4121.443	H 0516	Repeal
3781.21	H 0175	Repeal	3929.77	H 0516	Repeal	4123.01	H 0183	Amend
3781.99	H 0175	Amend	3929.78	H 0516	Repeal	4123.291	H 0183	Amend
3791.04	H 0175	Amend	3929.79	H 0516	Repeal	4123.35	H 0223	Amend
3791.042	H 0175	Amend	3929.80	H 0516	Repeal	4123.54	H 0223	Amend
3791.99	H 0175	Amend	3929.81	H 0516	Repeal	4123.54	H 0163	Amend
3793.01	H 0477	Amend	3929.82	H 0516	Repeal	4125.01	H 0183	Enact
3793.02	H 0477	Amend	3929.83	H 0516	Repeal	4125.02	H 0183	Enact
			3929.84	H 0516	Repeal	4125.03	H 0183	Enact
			3929.85	H 0516	Amend	4125.04	H 0183	Enact
Title 39			3931.01	H 0516	Amend	4125.05	H 0183	Enact
3901.043	H 0243	Amend	3937.25	S 0187	Amend	4125.06	H 0183	Enact
3901.211	H 0425	Amend	3937.26	S 0187	Amend	4125.07	H 0183	Enact
3901.51	H 0243	Amend	3937.27	S 0187	Amend	4125.08	H 0183	Enact
3901.78	H 0281	Amend	3937.28	S 0187	Amend	4125.09	H 0183	Enact
3903.28	H 0282	Amend	3937.29	S 0187	Enact	4125.99	H 0183	Enact
3903.32	H 0282	Amend	3937.29	S 0187	Enact			
3905.14	H 0281	Amend	3937.41	H 0230	Amend	4167.09	H 0516	Amend
3905.24	H 0243	Amend	3937.43	H 0230	Amend	4167.25	H 0516	Amend
3905.40	H 0425	Amend	3937.45	H 0230	Amend	4167.26	H 0516	Repeal
3905.401	H 0425	Amend	3951.01	H 0425	Amend	4167.27	H 0516	Amend
3905.422	H 0243	Enact	3951.05	H 0425	Amend			
3905.901	H 0425	Enact	3951.06	H 0425	Amend	Title 43		
3915.02	S 0187	Amend	3951.09	H 0425	Repeal and	4301.07	H 0306	Amend
3915.053	H 0426	Enact			Reenact	4301.10	H 0306	Amend
3915.073	S 0187	Amend	3955.05	H 0516	Amend	4301.19	H 0306	Amend
3915.073	H 0243	Amend	3957.01	H 0243	Repeal	4301.20	H 0306	Amend
3915.14	S 0187	Amend	3957.02	H 0243	Repeal	4301.22	H 0306	Amend
3917.01	H 0281	Amend	3957.03	H 0243	Repeal	4301.22	S 0164	Amend
3917.01	S 0043	Amend	3957.04	H 0243	Repeal	4301.24	H 0306	Amend
3923.52	H 0331	Amend	3957.05	H 0243	Repeal	4301.29	H 0306	Amend
3923.53	H 0331	Amend	3957.06	H 0243	Repeal	4301.30	H 0306	Amend
3923.54	H 0331	Amend	3957.07	H 0243	Repeal	4301.323	H 0262	Amend
3923.601	S 0043	Enact	3957.08	H 0243	Repeal	4301.355	H 0262	Amend
3923.651	H 0255	Enact	3957.09	H 0243	Repeal	4301.365	H 0262	Amend
3923.83	S 0043	Enact	3957.10	H 0243	Repeal	4301.39	H 0306	Amend
3929.18	H 0301	Amend	3957.11	H 0243	Repeal	4301.41	H 0306	Amend
3929.302	H 0215	Enact	3957.12	H 0243	Repeal	4301.424	H 0306	Amend
3929.302	H 0425	Amend	3957.13	H 0243	Repeal	4301.77	H 0306	Enact
3929.482	H 0516	Amend	3957.14	H 0243	Repeal	4301.99	H 0306	Amend
3929.50	H 0425	Amend	3957.15	H 0243	Repeal	4303.03	H 0306	Amend
3929.51	H 0425	Amend	3957.16	H 0243	Repeal	4303.07	H 0306	Amend

4303.07	S 0164	Amend	4503.642	H 0230	Enact	4517.03	H 0230	Amend
4303.09	H 0306	Amend	4503.74	H 0406	Enact	4517.10	H 0230	Amend
4303.10	S 0164	Amend	4503.91	S 0156	Enact	4517.14	H 0230	Amend
4303.17	S 0164	Amend	4504.01	H 0230	Amend	4519.03	H 0230	Amend
4303.181	H 0306	Amend	4505.022	H 0230	Enact	4519.05	H 0230	Amend
4303.203	H 0306	Amend	4505.032	H 0230	Amend	4519.56	H 0230	Amend
4303.204	H 0306	Amend	4505.06	H 0230	Amend	4519.57	H 0230	Amend
4303.231	H 0306	Amend	4505.07	H 0230	Amend	4519.58	H 0230	Amend
4303.24	H 0306	Amend	4505.08	H 0230	Amend	4519.61	H 0230	Amend
4303.25	H 0306	Amend	4505.09	H 0230	Amend	4519.631	H 0230	Amend
4303.27	H 0306	Amend	4505.10	H 0230	Amend	4519.68	H 0230	Amend
4303.271	H 0306	Amend	4505.11	H 0230	Amend	4521.01	H 0030	Amend
4303.292	H 0306	Amend	4505.13	H 0230	Amend	4521.02	H 0030	Amend
4303.293	H 0306	Amend	4505.141	H 0230	Amend	4521.10	H 0030	Amend
4303.30	H 0306	Amend	4506.01	H 0230	Amend	4549.081	H 0230	Enact
4303.35	S 0164	Amend	4506.08	H 0230	Amend	4549.20	H 0219	Enact
4399.01	H 0306	Repeal	4506.09	H 0230	Amend	4582.12	H 0516	Amend
4399.02	H 0306	Amend	4506.11	H 0230	Amend	4582.54	H 0431	Amend
4399.04	H 0306	Amend	4506.12	H 0230	Amend			
4399.07	H 0306	Amend	4507.02	H 0163	Amend	Title 47		
4399.08	H 0306	Amend	4507.05	H 0163	Amend	4701.03	S 0189	Amend
4399.18	H 0306	Amend	4507.07	S 0080	Amend	4703.02	H 0322	Amend
			4507.13	H 0230	Amend	4703.13	H 0322	Amend
			4507.141	H 0230	Amend	4703.18	H 0175	Amend
Title 45			4507.1614	H 0230	Enact	4703.33	H 0322	Amend
4501.01	H 0230	Amend	4507.19	H 0230	Amend	4703.36	H 0322	Amend
4501.02	H 0230	Amend	4507.20	H 0230	Amend	4705.07	H 0038	Amend
4501.021	H 0230	Amend	4507.20	H 0230	Amend	4705.99	H 0038	Amend
4501.11	H 0230	Amend	4507.50	H 0230	Amend	4707.01	S 0209	Amend
4501.21	H 0406	Amend	4507.51	H 0230	Amend	4707.02	S 0209	Amend
4503.01	H 0230	Amend	4507.53	H 0230	Amend	4707.021	S 0209	Amend
4503.03	H 0230	Amend	4507.99	H 0230	Amend	4707.022	S 0209	Enact
4503.034	H 0230	Amend	4509.05	H 0230	Amend	4707.023	S 0209	Enact
4503.036	H 0230	Enact	4509.101	H 0230	Amend	4707.024	S 0209	Enact
4503.04	H 0230	Amend	4509.79	H 0230	Amend	4707.03	S 0209	Amend
4503.041	H 0230	Amend	4510.021	H 0052	Amend	4707.04	S 0209	Amend
4503.042	H 0230	Amend	4510.10	H 0230	Amend	4707.05	S 0189	Amend
4503.06	H 0168	Amend	4510.12	H 0052	Amend	4707.05	S 0209	Amend
4503.06	H 0368	Amend	4510.13	H 0163	Amend	4707.06	S 0209	Amend
4503.064	H 0369	Amend	4510.15	H 0052	Amend	4707.07	S 0209	Amend
4503.10	H 0230	Amend	4510.16	H 0052	Amend	4707.071	S 0209	Amend
4503.12	H 0230	Amend	4510.17	H 0163	Amend	4707.072	S 0209	Amend
4503.13	H 0230	Amend	4510.22	H 0230	Amend	4707.073	S 0209	Enact
4503.182	H 0230	Amend	4510.31	H 0230	Amend	4707.074	S 0209	Enact
4503.231	H 0230	Amend	4510.43	H 0230	Amend	4707.08	S 0209	Amend
4503.24	H 0230	Amend	4510.54	H 0052	Amend	4707.09	S 0209	Amend
4503.431	H 0406	Enact	4510.54	H 0163	Amend	4707.091	S 0209	Enact
4503.432	H 0406	Enact	4511.01	H 0230	Amend	4707.10	S 0209	Amend
4503.44	H 0230	Amend	4511.01	H 0052	Amend	4707.11	S 0209	Amend
4503.491	H 0406	Enact	4511.031	H 0406	Enact	4707.111	S 0209	Amend
4503.501	H 0406	Enact	4511.121	H 0230	Enact	4707.12	S 0209	Amend
4503.502	H 0406	Enact	4511.19	H 0163	Amend	4707.14	S 0209	Amend
4503.521	H 0406	Enact	4511.191	H 0163	Amend	4707.15	S 0209	Amend
4503.522	H 0406	Enact	4511.192	H 0163	Amend	4707.151	S 0209	Amend
4503.54	H 0406	Amend	4511.194	H 0163	Amend	4707.16	S 0209	Amend
4503.541	H 0406	Enact	4511.196	H 0163	Amend	4707.171	S 0209	Amend
4503.543	H 0406	Enact	4511.197	H 0163	Amend	4707.18	S 0209	Amend
4503.544	H 0406	Enact	4511.251	H 0052	Amend	4707.19	S 0209	Amend
4503.545	H 0406	Enact	4511.63	S 0156	Amend	4707.20	S 0209	Amend
4503.551	H 0406	Enact	4511.98	H 0052	Amend	4707.21	S 0209	Amend
4503.552	H 0406	Enact	4513.263	S 0080	Amend	4707.22	S 0209	Amend
4503.562	H 0406	Enact	4513.39	H 0163	Amend	4707.26	S 0209	Amend
4503.573	H 0406	Enact	4513.61	H 0230	Amend	4707.32	S 0209	Enact
4503.574	H 0406	Enact	4513.63	H 0230	Amend	4707.99	S 0209	Amend
4503.575	H 0406	Enact	4517.01	H 0230	Amend	4710.01	H 0420	Amend
4503.591	H 0406	Amend	4517.02	S 0209	Amend			

4710.02	H 0420	Repeal and	4735.72	S 0106	Amend	4758.42	S 0189	Amend
		Reenact	4735.73	S 0106	Repeal	4758.55	S 0189	Amend
4710.03	H 0420	Repeal and	4736.01	H 0368	Amend	4758.56	S 0189	Amend
		Reenact	4736.01	H 0231	Amend	4758.57	S 0189	Amend
4710.04	H 0420	Enact	4738.05	H 0230	Amend	4758.58	S 0189	Amend
4710.99	H 0420	Repeal and	4738.18	H 0230	Amend	4758.59	S 0189	Amend
		Reenact	4738.19	H 0230	Enact	4758.61	S 0189	Amend
4713.02	S 0080	Amend	4740.01	S 0179	Amend	4761.02	H 0105	Amend
4715.42	S 0080	Amend	4740.01	H 0175	Amend	4761.03	H 0105	Amend
4723.01	S 0080	Amend	4740.02	S 0179	Amend	4761.09	H 0105	Amend
4723.03	S 0080	Amend	4740.03	S 0179	Amend	4781.01	S 0102	Enact
4723.28	S 0080	Amend	4740.04	S 0179	Amend	4781.02	S 0102	Enact
4723.43	S 0080	Amend	4740.05	S 0179	Amend	4781.03	S 0102	Enact
4723.431	S 0189	Amend	4740.06	S 0179	Amend	4781.04	S 0102	Enact
4723.44	S 0080	Amend	4740.07	S 0179	Amend	4781.05	S 0102	Enact
4723.48	S 0080	Amend	4740.08	S 0179	Amend	4781.06	S 0102	Enact
4723.482	S 0080	Amend	4740.10	S 0179	Amend	4781.07	S 0102	Enact
4727.03	S 0209	Amend	4740.101	S 0179	Amend	4781.08	S 0102	Enact
4727.04	S 0209	Amend	4740.11	S 0179	Amend	4781.09	S 0102	Enact
4727.06	S 0209	Amend	4740.12	S 0179	Amend	4781.10	S 0102	Enact
4729.01	S 0080	Amend	4740.13	S 0179	Amend	4781.11	S 0102	Enact
4729.25	H 0377	Amend	4740.14	H 0175	Enact	4781.12	S 0102	Enact
4729.26	H 0377	Amend	4740.99	S 0179	Enact	4781.13	S 0102	Enact
4729.29	H 0126	Amend	4741.03	H 0516	Amend	4781.14	S 0102	Enact
4729.51	H 0064	Amend	4743.05	S 0102	Amend	4781.15	S 0102	Enact
4729.63	H 0377	Repeal	4745.01	H 0105	Amend			
4729.66	H 0377	Repeal	4749.02	H 0230	Amend	Title 49		
4729.75	H 0377	Enact	4749.021	H 0230	Enact	4905.06	H 0230	Amend
4729.76	H 0377	Enact	4749.03	H 0230	Amend	4919.79	H 0230	Amend
4729.77	H 0377	Enact	4749.04	H 0230	Amend	4923.20	H 0230	Amend
4729.78	H 0377	Enact	4749.05	H 0230	Amend	4929.03	H 0175	Amend
4729.79	H 0377	Enact	4749.06	H 0230	Amend	4929.04	H 0175	Amend
4729.80	H 0377	Enact	4749.07	H 0230	Amend	4929.09	H 0175	Amend
4729.81	H 0377	Enact	4749.08	H 0230	Amend	4931.40	H 0361	Amend
4729.82	H 0377	Enact	4749.10	H 0012	Amend	4931.41	H 0361	Amend
4729.83	H 0377	Enact	4749.10	H 0230	Amend	4931.43	H 0361	Amend
4729.84	H 0377	Enact	4749.11	H 0230	Amend	4931.44	H 0361	Amend
4731.143	H 0516	Amend	4749.12	H 0230	Amend	4931.45	H 0361	Amend
4731.22	H 0126	Amend	4749.13	H 0230	Amend	4931.46	H 0361	Amend
4731.22	S 0080	Amend	4749.14	H 0230	Amend	4931.47	H 0361	Amend
4731.223	H 0126	Amend	4752.01	H 0105	Enact	4931.48	H 0361	Amend
4733.15	H 0322	Amend	4752.02	H 0105	Enact	4931.49	H 0361	Amend
4733.151	H 0322	Enact	4752.03	H 0105	Enact	4931.50	H 0361	Amend
4733.16	H 0322	Amend	4752.04	H 0105	Enact	4931.55	H 0361	Amend
4733.18	H 0175	Amend	4752.05	H 0105	Enact	4931.55	H 0361	Old Number
4735.03	S 0106	Amend	4752.06	H 0105	Enact	(4931.75)		
4735.04	S 0106	Amend	4752.07	H 0105	Enact	4931.60	H 0361	Enact
4735.05	S 0106	Amend	4752.08	H 0105	Enact	4931.61	H 0361	Enact
4735.051	S 0106	Amend	4752.09	H 0105	Enact	4931.62	H 0361	Enact
4735.06	S 0106	Amend	4752.11	H 0105	Enact	4931.63	H 0361	Enact
4735.09	S 0106	Amend	4752.12	H 0105	Enact	4931.64	H 0361	Enact
4735.13	S 0106	Amend	4752.13	H 0105	Enact	4931.65	H 0361	Enact
4735.14	S 0106	Amend	4752.14	H 0105	Enact	4931.66	H 0361	Enact
4735.141	S 0106	Amend	4752.15	H 0105	Enact	4931.67	H 0361	Enact
4735.15	S 0106	Amend	4752.17	H 0105	Enact	4931.68	H 0361	Enact
4735.181	S 0106	Enact	4752.18	H 0105	Enact	4931.69	H 0361	Enact
4735.182	S 0106	Enact	4752.19	H 0105	Enact	4931.70	H 0361	Enact
4735.53	S 0106	Amend	4752.99	H 0105	Enact	4931.75	H 0361	New Number
4735.56	S 0106	Repeal and	4755.40	S 0035	Amend	4931.99	H 0361	Amend
		Reenact	4755.48	S 0035	Amend	4933.12	H 0426	Amend
4735.57	S 0106	Repeal and	4755.481	S 0035	Enact	4933.121	H 0426	Amend
		Reenact	4755.481	H 0516	Amend	4933.31	H 0175	Repeal
4735.58	S 0106	Amend	4758.20	S 0189	Amend	4955.41	H 0247	Enact
4735.70	S 0106	Amend	4758.40	S 0189	Amend	4955.42	H 0247	Enact
4735.71	S 0106	Amend	4758.41	S 0189	Amend	4955.43	H 0247	Enact

4955.44	H 0247	Enact	5111.022	S 0189	Amend	5301.691	S 0202	Amend
4955.45	H 0247	Enact	5111.87	S 0189	Amend	5301.80	H 0516	Enact
4955.46	H 0247	Enact	5117.01	H 0369	Amend	5301.81	H 0516	Enact
4955.47	H 0247	Enact	5119.18	S 0189	Amend	5301.82	H 0516	Enact
4981.03	H 0516	Amend	5119.81	H 0516	Repeal	5301.83	H 0516	Enact
			5119.82	H 0516	Repeal	5301.84	H 0516	Enact
			5120.021	H 0525	Amend	5301.85	H 0516	Enact
Title 51								
5101.16	H 0011	Amend	5120.173	S 0178	Amend	5301.86	H 0516	Enact
5101.27	S 0189	Amend	5120.49	H 0473	Amend	5301.87	H 0516	Enact
5101.47	H 0011	Amend	5120.61	H 0473	Amend	5301.88	H 0516	Enact
5101.851	H 0011	Amend	5120.65	H 0117	Amend	5301.89	H 0516	Enact
5101.93	H 0516	Repeal	5122.311	H 0012	Enact	5301.90	H 0516	Enact
5101.97	H 0011	Amend	5122.44	H 0398	Enact	5301.91	H 0516	Enact
5103.02	H 0117	Amend	5122.45	H 0398	Enact	5301.92	H 0516	Enact
5103.03	H 0117	Amend	5122.46	H 0398	Enact	5302.30	H 0231	Amend
5103.031	H 0117	Amend	5122.47	H 0398	Enact	5311.01	H 0135	Repeal and
5103.0310	H 0117	Repeal	5123.032	S 0178	Enact			Reenact
5103.0311	H 0117	Amend	5123.081	S 0178	Amend	5311.03	H 0135	Amend
5103.0316	H 0117	Amend	5123.35	H 0516	Amend	5311.031	H 0135	Enact
5103.0317	H 0117	Amend	5123.352	S 0189	Amend	5311.032	H 0135	Enact
5103.032	H 0117	Amend	5123.352	H 0516	Amend	5311.033	H 0135	Enact
5103.033	H 0117	Amend	5123.353	H 0516	Repeal	5311.04	H 0135	Amend
5103.035	H 0117	Amend	5123.50	S 0178	Amend	5311.041	H 0135	Enact
5103.037	H 0117	Amend	5123.51	S 0178	Amend	5311.05	H 0135	Amend
5103.038	H 0117	Amend	5123.541	S 0178	Enact	5311.051	H 0135	Amend
5103.039	H 0117	Amend	5123.542	S 0178	Enact	5311.052	H 0135	Amend
5104.01	H 0011	Amend	5123.61	S 0178	Amend	5311.06	H 0135	Amend
5104.011	H 0011	Amend	5123.614	S 0178	Enact	5311.07	H 0135	Amend
5104.013	H 0011	Amend	5123.99	S 0178	Amend	5311.08	H 0135	Amend
5104.015	H 0011	Amend	5126.021	S 0002	Amend	5311.081	H 0135	Enact
5104.02	H 0011	Amend	5126.058	S 0178	Enact	5311.09	H 0135	Amend
5104.03	H 0011	Amend	5126.28	S 0178	Amend	5311.091	H 0135	Enact
5104.04	H 0011	Amend	5126.30	S 0178	Amend	5311.10	H 0135	Amend
5104.053	H 0011	Amend	5126.33	S 0178	Amend	5311.11	H 0135	Amend
5104.06	H 0011	Amend	5126.331	S 0178	Enact	5311.12	H 0135	Amend
5104.07	H 0011	Amend	5126.332	S 0178	Enact	5311.13	H 0135	Amend
5104.08	H 0011	Amend	5126.333	S 0178	Enact	5311.14	H 0135	Amend
5104.081	H 0011	Amend	5139.05	H 0106	Amend	5311.15	H 0135	Repeal
5104.09	H 0011	Amend	5145.31	H 0204	Amend	5311.16	H 0135	Amend
5104.11	H 0011	Amend	5149.101	H 0375	Amend	5311.17	H 0135	Amend
5104.12	H 0011	Amend	5153.122	S 0185	Amend	5311.18	H 0135	Amend
5104.30	H 0011	Amend	5153.175	H 0011	Enact	5311.19	H 0135	Amend
5104.301	H 0011	Amend	5153.60	H 0117	Amend	5311.20	H 0135	Amend
5104.31	H 0011	Amend	5155.01	H 0239	Amend	5311.21	H 0135	Amend
5104.32	H 0011	Amend	5155.011	H 0239	Enact	5311.22	H 0135	Amend
5104.33	H 0011	Amend	5155.012	H 0239	Enact	5311.23	H 0135	Amend
5104.34	H 0011	Amend	5155.02	H 0239	Amend	5311.24	H 0135	Amend
5104.341	H 0011	Amend	5155.03	H 0239	Amend	5311.241	H 0135	Repeal
5104.35	H 0011	Amend	5155.04	H 0239	Amend	5311.25	H 0135	Amend
5104.36	H 0011	Amend	5155.05	H 0239	Repeal	5311.26	H 0135	Amend
5104.38	H 0011	Amend	5155.06	H 0239	Repeal	5311.27	H 0135	Amend
5104.381	H 0011	Repeal	5155.07	H 0239	Repeal	5321.01	H 0368	Amend
5104.382	H 0011	Amend	5155.14	H 0239	Amend	5322.01	H 0120	Amend
5104.39	H 0011	Amend	5155.16	H 0239	Amend	5322.05	H 0120	Enact
5104.40	H 0011	Amend	5155.19	H 0239	Amend			
5104.41	H 0011	Amend	5155.27	H 0239	Amend	Title 55		
5104.42	H 0011	Amend	5155.28	H 0239	Repeal	5501.27	H 0052	Amend
5104.43	H 0011	Amend	5155.30	H 0239	Repeal	5502.01	H 0230	Amend
5104.99	H 0011	Amend	5155.31	H 0239	Amend	5502.011	H 0230	Enact
5107.16	H 0011	Amend				5502.11	H 0230	Amend
5107.26	H 0011	Amend	Title 53			5502.52	H 0316	Amend
5107.30	H 0011	Amend	5301.01	H 0135	Amend	5503.34	H 0230	Amend
5107.58	H 0011	Amend	5301.25	H 0135	Amend	5505.04	S 0133	Amend
5107.66	H 0011	Amend	5301.255	H 0135	Amend	5505.041	S 0133	Enact
5110.35	S 0189	Amend	5301.68	S 0202	Amend	5505.042	S 0133	Enact

5505.043	S 0133	Enact	Title 57			5741.05	S 0218	Amend
5505.044	S 0133	Enact	5703.47	H 0212	Amend	5747.01	H 0362	Amend
5505.045	S 0133	Enact	5703.49	H 0204	Amend	5747.36	H 0011	Amend
5505.046	S 0133	Enact	5703.70	S 0218	Amend	5747.98	H 0011	Amend
5505.047	S 0133	Enact	5705.192	H 0362	Amend			
5505.048	S 0133	Enact	5705.21	H 0362	Amend	Title 59		
5505.049	S 0133	Enact	5709.28	H 0414	Enact	5904.01	S 0277	Enact
5505.06	S 0133	Amend	5709.40	H 0427	Amend	5910.01	H 0275	Amend
5505.0610	S 0133	Enact	5709.42	H 0427	Amend			
5505.062	S 0133	Enact	5709.62	H 0427	Amend	Title 61		
5505.063	S 0133	Enact	5709.63	H 0427	Amend	6101.181	H 0411	Enact
5505.064	S 0133	Enact	5709.631	S 0165	Amend	6111.04	H 0231	Amend
5505.065	S 0133	Enact	5709.631	H 0427	Amend	6111.44	H 0231	Amend
5505.068	S 0133	Enact	5709.632	H 0427	Amend	6111.441	H 0231	Enact
5505.069	S 0133	Enact	5709.73	H 0427	Amend	6111.46	H 0368	Amend
5505.07	S 0133	Amend	5709.74	H 0427	Amend	6115.221	H 0411	Enact
5505.111	S 0133	Enact	5709.77	H 0427	Amend	6117.012	H 0411	Amend
5505.122	S 0133	Enact	5709.78	H 0427	Amend	6117.39	H 0411	Amend
5505.16	H 0230	Amend	5709.79	H 0427	Amend	6117.51	H 0411	Amend
5505.162	H 0098	Amend	5709.831	S 0165	Amend	6119.11	H 0411	Amend
5505.174	H 0098	Amend	5709.85	H 0414	Amend	6131.23	S 0202	Amend
5505.99	S 0133	Enact	5709.91	H 0427	Enact			
5516.01	H 0230	Amend	5709.911	H 0427	Enact	Title 63		
5516.04	H 0230	Amend	5709.912	H 0427	Enact	6301.03	S 0189	Amend
5516.061	H 0230	Amend	5709.913	H 0427	Enact			
5516.062	H 0230	Enact	5709.914	H 0427	Enact			
5516.10	H 0230	Amend	5713.20	H 0168	Amend			
5533.491	H 0059	Enact	5719.051	H 0168	Amend			
5533.62	S 0156	Enact	5721.021	H 0168	Enact			
5533.643	S 0156	Enact	5721.10	H 0168	Amend			
5533.74	H 0059	Enact	5721.30	H 0168	Amend			
5533.79	H 0059	Enact	5721.31	H 0168	Amend			
5533.80	H 0059	Enact	5721.32	H 0168	Amend			
5533.81	S 0156	Enact	5721.33	H 0168	Amend			
5533.82	S 0156	Enact	5721.34	H 0168	Amend			
5533.83	S 0156	Enact	5721.35	H 0135	Amend			
5533.84	S 0156	Enact	5721.37	H 0168	Amend			
5533.85	S 0156	Enact	5721.38	H 0168	Amend			
5533.86	S 0156	Enact	5721.39	H 0168	Amend			
5533.87	S 0156	Enact	5721.40	H 0168	Amend			
5533.88	S 0156	Enact	5721.41	H 0168	Amend			
5533.89	S 0156	Enact	5721.43	H 0168	Enact			
5533.90	S 0156	Enact	5731.47	S 0189	Amend			
5537.07	S 0179	Amend	5731.48	S 0189	Amend			
5537.07	H 0406	Amend	5733.04	H 0362	Amend			
5537.26	H 0406	Amend	5733.38	H 0011	Amend			
5541.05	H 0299	Enact	5733.39	H 0425	Amend			
5543.01	H 0299	Amend	5733.42	H 0362	Amend			
5553.04	H 0299	Amend	5733.55	H 0361	Amend			
5553.042	H 0299	Amend	5733.98	H 0011	Amend			
5553.043	H 0299	Amend	5739.033	S 0218	Repeal			
5553.045	H 0299	Enact	5739.033	S 0218	Amend			
5555.02	H 0299	Amend	5739.034	S 0218	Amend			
5571.02	H 0299	Amend	5739.035	S 0218	Enact			
5571.08	H 0299	Amend	5739.123	S 0218	Enact			
5571.12	H 0299	Amend	5739.17	S 0218	Amend			
5571.20	H 0299	Enact	5739.24	S 0218	Enact			
5577.042	H 0230	Amend	5740.05	S 0218	Amend			
5577.05	H 0230	Amend	5740.08	S 0218	Amend			
5577.15	H 0230	Enact	5740.09	S 0218	Enact			
5577.99	H 0230	Amend	5740.10	S 0218	Enact			

UNCODIFIED LAWS AFFECTED

Listed below are uncodified laws affected by acts of the regular and special session of the 125th General Assembly enacted in 2004. The left-hand column lists the bill and section number of the uncodified law, by General Assembly, and the two right-hand columns identify the bill number of the enactment of the 125th General Assembly affecting that section and whether the section was amended, repealed, or codified.

<u>Uncodified sections affected by legislation</u>	<u>Bill affecting uncodified law</u>	<u>Action</u>
125th G.A.		
H.B. 0003		
Sec. 11	S.B. 0002	Amend
Sec. 12	S.B. 0002	Amend
Sec. 13	S.B. 0002	Amend
Sec. 14	S.B. 0002	Amend
H.B. 0051		
Sec. 3	H.B. 0161	Amend
H.B. 0087		
Sec. 11.04	S.B. 0189	Amend
Sec. 11.04	H.B. 0406	Amend
H.B. 0095		
Sec. 3 .18	H.B. 0204	Amend
Sec. 3 .18	S.B. 0218	Repeal
Sec. 8 .04	S.B. 0189	Amend
Sec. 12	S.B. 0189	Amend
Sec. 29	H.B. 0230	Amend
Sec. 38	H.B. 0427	Amend
Sec. 38.12	S.B. 0189	Amend
Sec. 38.18	H.B. 0427	Amend
Sec. 38.20	H.B. 0427	Amend
Sec. 41	H.B. 0434	Amend
Sec. 41.03	S.B. 0002	Amend
Sec. 41.05	S.B. 0002	Amend
Sec. 41.06	S.B. 0189	Amend
Sec. 41.09	H.B. 0434	Amend
Sec. 41.10	S.B. 0002	Amend
Sec. 41.13	S.B. 0189	Amend
Sec. 41.13	H.B. 0434	Amend
Sec. 41.19	S.B. 0002	Amend
Sec. 41.33	S.B. 0002	Amend
Sec. 41.33	S.B. 0189	Amend
Sec. 41.37	H.B. 0106	Amend
Sec. 55	S.B. 0189	Amend
Sec. 59	S.B. 0189	Amend
Sec. 59.29	S.B. 0189	Amend
Sec. 66	S.B. 0189	Amend
Sec. 85	H.B. 0230	Amend
Sec. 89	S.B. 0189	Amend
Sec. 89.04	S.B. 0189	Amend
Sec. 89.05	S.B. 0189	Amend
Sec. 89.08	S.B. 0189	Amend
Sec. 89.11	S.B. 0189	Amend

	Sec. 98.01	H.B. 0106	Amend
	Sec. 99	H.B. 0262	Amend
	Sec. 99	H.B. 0434	Amend
	Sec. 145	S.B. 0189	Amend
	Sec. 146	S.B. 0002	Amend
	Sec. 152	S.B. 0002	Amend
	Sec. 160	H.B. 0117	Repeal
H.B. 0168			
	Sec. 4	H.B. 0204	Amend
	Sec. 4	S.B. 0218	Amend
H.B. 0204			
	Sec. 8	S.B. 0218	Repeal
H.B. 0262			
	Sec. 3	H.B. 0434	Amend
124th G.A.			
H.B. 0075			
	Sec. 3	H.B. 0183	Amend
H.B. 0196			
	Sec. 7 (R.C. 3319.304)	H.B. 0106	Amend & Old Number
H.B. 0364			
	Sec. 12 (R.C. 3314.021)	S.B. 0002	Amend & Old Number
S.B. 0001			
	Sec. 7	H.B. 0493	Repeal
S.B. 0027			
	Sec. 6	H.B. 0516	Repeal
S.B. 0059			
	Sec. 6	H.B. 0230	Amend
S.B. 0123			
	Sec. 5	H.B. 0163	Amend
S.B. 0163			
	Sec. 6	H.B. 0516	Repeal
123rd G.A.			
H.B. 0548			
	Sec. 10	H.B. 0516	Repeal
S.B. 0186			
	Sec. 2	H.B. 0427	Repeal
121st G.A.			
H.B. 0280			
	Sec. 3	H.B. 0516	Repeal
H.B. 0670			
	Sec. 27	H.B. 0516	Repeal
120th G.A.			
S.B. 0208			
	Sec. 3	H.B. 0516	Repeal
119th G.A.			
H.B. 0508			
	Sec. 3	H.B. 0516	Repeal

INDEX

HOUSE BILLS

<u>Bill</u>	<u>Page</u>	<u>Bill</u>	<u>Page</u>	<u>Bill</u>	<u>Page</u>	<u>Bill</u>	<u>Page</u>
H.B. 1*	92	H.B. 149	167	H.B. 243	160	H.B. 322	197
H.B. 11	146	H.B. 161	19	H.B. 247	133	H.B. 323	192
H.B. 12	41	H.B. 163	62	H.B. 252	207	H.B. 325	220
H.B. 30	56	H.B. 168	185	H.B. 255	189	H.B. 331	163
H.B. 36	16	H.B. 175	153	H.B. 256	190	H.B. 342	26
H.B. 38	17	H.B. 181	207	H.B. 257	123	H.B. 361	228
H.B. 52	57	H.B. 183	196	H.B. 262	104	H.B. 362	225
H.B. 59	131	H.B. 184	65	H.B. 269	204	H.B. 367	193
H.B. 64	119	H.B. 185	160	H.B. 272	171	H.B. 368	110
H.B. 67	184	H.B. 189	197	H.B. 275	230	H.B. 369	66
H.B. 98	216	H.B. 200	168	H.B. 278	109	H.B. 375	67
H.B. 105	196	H.B. 204	187	H.B. 281	161	H.B. 377	124
H.B. 106	83	H.B. 212	19	H.B. 282	161	H.B. 383	69
H.B. 117	149	H.B. 215	21	H.B. 288	155	H.B. 388	204
H.B. 120	153	H.B. 219	131	H.B. 292	21	H.B. 392	124
H.B. 126	119	H.B. 223	155	H.B. 299	191	H.B. 393	222
H.B. 130	150	H.B. 224	220	H.B. 301	162	H.B. 398	125
H.B. 135	137	H.B. 230	132	H.B. 303	24	H.B. 401	69
H.B. 142	120	H.B. 231	121	H.B. 306	181	H.B. 406	134
H.B. 148	184	H.B. 239	188	H.B. 316	25	H.B. 411	111

*Special Session



INDEX

H.B. 414	1	H.B. 427	80	H.B. 454.....	126	H.B. 498.....	158
H.B. 420	118	H.B. 431	141	H.B. 463.....	127	H.B. 516.....	113
H.B. 421	3	H.B. 432	112	H.B. 473.....	70	H.B. 525.....	72
H.B. 425	164	H.B. 434	9	H.B. 477.....	223	H.B. 536.....	73
H.B. 426	231	H.B. 449	218	H.B. 493.....	84	H.B. 552.....	224

INDEX

SENATE BILLS

<u>Bill</u>	<u>Page</u>	<u>Bill</u>	<u>Page</u>	<u>Bill</u>	<u>Page</u>
S.B. 2.....	86	S.B. 106.....	198	S.B. 185.....	173
S.B. 18.....	193	S.B. 115.....	194	S.B. 187.....	166
S.B. 35.....	128	S.B. 133.....	208	S.B. 189.....	9
S.B. 43.....	165	S.B. 146.....	74	S.B. 202.....	4
S.B. 58.....	73	S.B. 151.....	165	S.B. 209.....	200
S.B. 66.....	171	S.B. 156.....	135	S.B. 218.....	226
S.B. 67.....	4	S.B. 160.....	75	S.B. 222.....	128
S.B. 71.....	28	S.B. 164.....	182	S.B. 224.....	91
S.B. 79.....	90	S.B. 165.....	82	S.B. 234.....	205
S.B. 80.....	31	S.B. 178.....	76	S.B. 250.....	130
S.B. 102.....	144	S.B. 179.....	158	S.B. 277.....	237