



Ohio Legislative Service Commission

Synopsis of Senate Committee Amendments*

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Am. Sub. H.B. 490

129th General Assembly

(As Re-reported by S. Rules and Reference)

- Expressly includes National Guard dual-status technicians during their normal duty hours as persons subject to the Uniform Code of Military Justice (UCMJ).
- Transfers certain rulemaking and other powers relating to the organized militia from the Governor to the Adjutant General.
- Modifies the nonjudicial and judicial punishments that may be imposed by commanding and warrant officers and by courts-martial.
- Expands the list of persons who may convene courts-martial.
- Elaborates upon pretrial, trial, and post-trial procedures in court-martial cases and specifies in more detail the qualifications required of military judges, prosecutors, and defense counsel.
- Permits a plea of not guilty by reason of insanity and requires the court-martial to notify the accused of the consequences of guilty pleas.
- Establishes procedures for determining whether an accused is competent to stand trial and for the disposition of persons who are found incompetent to stand trial or not guilty by reason of insanity.
- Establishes more detailed procedures for the review of a court-martial determination by the authority that convened the court-martial.
- Creates the Court of Military Appeals and procedures for taking, waiving, withdrawing, and determining appeals.
- Modifies provisions relating to the commutation or suspension of sentences.

* This synopsis does not address amendments that may have been adopted on the Senate Floor.

- Replaces offenses under the UCMJ relating to the use of alcohol and drugs and to sexual assaults with more detailed provisions and modifies or repeals statutes creating other offenses.
- Clarifies and modernizes the language of the UCMJ and makes other changes related to the topics of the foregoing dot points.
- Extends the veterans preference on civil service exams to members of the reserve components of the organized militia.
- Expands the reemployment rights of nonteaching school employees who go on extended active military duty.
- Grants an extension of time to military personnel to satisfy continuing education requirements for occupational licenses and authorizes licensing agencies to grant temporary licenses to persons whose spouses are on active military duty in Ohio.
- Authorizes the use of armories by federally chartered patriotic and national organizations.
- Includes cross-references in and makes technical changes to other sections of law relating to military personnel.
- Eliminates provisions creating two tax credits for employers who hire unemployed and unemployed, disabled veterans, which were adopted on the Senate floor before recommittal.