

**As Reported by the Senate State and Local Government and
Veterans Affairs Committee**

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H. B. No. 143

REPRESENTATIVES Young, Calvert, Flowers, Hartnett, Latell, Reinhard,
Schaffer, Seitz, Coates, Carano, Sferra, Fessler, Widowfield, Schmidt,
Hughes, White, Roman, Wolpert, Carmichael, Distel, Driehaus, Salerno,
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Collier, Hagan, Webster, Kearns, Reidelbach, Olman, Lendrum, G. Smith,
Niehaus
SENATORS Spada, Mumper

A B I L L

To amend sections 505.371, 505.375, 505.38, 733.68,	1
737.08, and 737.22 and to enact section 9.61 of the	2
Revised Code to specify that state law does not	3
require a municipal corporation fire chief to be a	4
resident or elector of the municipal corporation,	5
does not require a township fire chief to be a	6
resident of the township, and does not require a	7
township fire district fire chief, joint fire	8
district fire chief, or fire and ambulance district	9
fire chief to be a resident of the township fire	10
district, joint fire district, or fire and	11
ambulance district.	12

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 505.371, 505.375, 505.38, 733.68,	13
737.08, and 737.22 be amended and section 9.61 of the Revised Code	14

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be enacted to read as follows:

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Sec. 9.61. (A) "Firefighting agency" means a municipal corporation, township, township fire district, joint fire district, fire and ambulance district, or other political subdivision that operates a fire department.

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(B) Nothing in the Revised Code requires, or shall be construed to require, that the fire chief of a firefighting agency reside in the territory of the firefighting agency.

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Sec. 505.371. (A) The boards of township trustees of one or more townships and the legislative authorities of one or more municipal corporations, or the legislative authorities of two or more municipal corporations, or the boards of township trustees of two or more townships, may, by adoption of a joint resolution by a majority of the members of each board of township trustees and by a majority of the members of the legislative authority of each municipal corporation, create a joint fire district comprising the municipal corporations and all or any portions of the townships as are mutually agreed upon. A joint fire district so created shall be given a name different from the name of any participating township or municipal corporation.

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(B) The governing body of the joint fire district shall be a board of fire district trustees, which shall include one representative from each board of township trustees and one representative from the legislative authority of each municipal corporation in the district. The board of fire district trustees may exercise the same powers as are granted to a board of township trustees in sections 505.37 to 505.45 of the Revised Code, including, but not limited to, the power to levy a tax upon all taxable property in the fire district as provided in section 505.39 of the Revised Code. The board of fire district trustees

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may be compensated at a rate not to exceed thirty dollars per meeting, not to exceed fifteen meetings per year, and may be reimbursed for all necessary expenses incurred. The board shall employ a clerk of the board of fire district trustees.

(C)(1) The board of fire district trustees may establish reasonable charges for the use of ambulance or emergency medical services. The board may establish different charges for residents and nonresidents of the district, and may waive, at its discretion, all or part of the charge for any resident of the district. The charge for nonresidents shall be an amount not less than the authorized medicare reimbursement rate, except that if, prior to February 4, 1998, the board had different charges for residents and nonresidents and the charge for nonresidents was less than the authorized medicare reimbursement rate, the board may charge nonresidents less than the authorized medicare reimbursement rate.

(2) In the resolution creating the joint fire district, the political subdivisions that create the district may provide that any of those political subdivisions may agree to pay any charges for the use of ambulance or emergency medical services that the board of fire district trustees establishes under division (C)(1) of this section and that are incurred by the residents of the particular political subdivision. Unless the board elects pursuant to that division to waive all or part of the charges for the use of ambulance or emergency medical services that any resident of the district incurs, the residents of a particular political subdivision that has not so agreed to pay the charges for the use of ambulance or emergency medical services incurred by its residents shall pay those charges.

(3) Charges collected under division (C) of this section shall be kept in a separate fund designated as the ambulance and emergency medical services fund and shall be appropriated and

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administered by the board. The fund shall be used for the payment
of the costs of the management, maintenance, and operation of
ambulance and emergency medical services in the district.

(4) As used in division (C) of this section, "authorized
medicare reimbursement rate" has the same meaning as in section
505.84 of the Revised Code.

(D) Any municipal corporation or township, or parts of them,
may join an existing joint fire district by the adoption of a
resolution requesting such membership and upon approval of the
board of fire district trustees. Any municipal corporation or
township may withdraw from a joint fire district created under
this section, by the adoption of a resolution ordering withdrawal.
On or after the first day of January of the year following the
adoption of the resolution of withdrawal, the municipal
corporation or township withdrawing ceases to be a part of such
district, and the power of the district to levy a tax upon taxable
property in the withdrawing township or municipal corporation
terminates, except that the district shall continue to levy and
collect taxes for the payment of indebtedness within the territory
of the district as it was comprised at the time the indebtedness
was incurred.

Upon the withdrawal of any township or municipal corporation
from a joint fire district created under this section, the county
auditor shall ascertain, apportion, and order a division of the
funds on hand, including funds in the ambulance and emergency
medical services fund, moneys and taxes in the process of
collection, except for taxes levied for the payment of
indebtedness, credits, and real and personal property, either in
money or in kind, on the basis of the valuation of the respective
tax duplicates of the withdrawing municipal corporation or
township and the remaining territory of the joint fire district.

When the number of townships and municipal corporations

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comprising a joint fire district is reduced to one, the joint fire district ceases to exist by operation of law, and the funds, credits, and property remaining after apportionments to withdrawing municipal corporations or townships shall be assumed by the one remaining township or municipal corporation. When a joint fire district ceases to exist and an indebtedness remains unpaid, the board of county commissioners shall continue to levy and collect taxes for the payment of ~~such~~ that indebtedness within the territory of the joint fire district as it was comprised at the time the indebtedness was incurred.

(E) Neither this section nor any other section of the Revised Code requires, or shall be construed to require, that the fire chief of a joint fire district be a resident of the fire district.

Sec. 505.375. (A) The board of a joint ambulance district created under section 505.71 of the Revised Code and the board of a joint fire district created under section 505.371 of the Revised Code may negotiate in accordance with this section to combine their two joint districts into a single district, called a fire and ambulance district, for the delivery of both fire and ambulance services, if the geographic area covered by the combining joint districts is exactly the same. Both boards shall adopt a joint resolution ratifying the agreement and setting a date on which the fire and ambulance district shall come into being. On that date, the joint fire district and the joint ambulance district shall cease to exist, and the power of each to levy a tax upon taxable property shall terminate, except that any levy of a tax for the payment of indebtedness within the territory of the joint fire or joint ambulance district as it was composed at the time the indebtedness was incurred shall continue to be collected by the successor fire and ambulance district if the indebtedness remains unpaid.

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All funds and other property of the joint districts that 140
combined into the fire and ambulance district shall become the 141
property of the fire and ambulance district, unless otherwise 142
provided in the negotiated agreement. The agreement shall provide 143
for the settlement of all debts and obligations of the joint 144
districts. 145

(B) The governing body of the fire and ambulance district 146
shall be a board of trustees of at least three but no more than 147
nine members, appointed as provided in the agreement creating the 148
district. Members of the board of trustees may be compensated at a 149
rate not to exceed thirty dollars per meeting for not more than 150
fifteen meetings per year, and may be reimbursed for all necessary 151
expenses incurred, as provided in the agreement creating the 152
district. 153

The board shall employ a clerk and ~~such~~ other employees as it 154
considers best, including a fire chief or fire prevention 155
officers, and shall fix their compensation. ~~Before~~ Neither this 156
section nor any other section of the Revised Code requires, or 157
shall be construed to require, that the fire chief of a fire and 158
ambulance district be a resident of the district. 159

Before entering upon the duties of office, the clerk shall 160
execute a bond, in the amount and with surety to be approved by 161
the board, payable to the state, conditioned for the faithful 162
performance of all of the clerk's official duties. The clerk shall 163
deposit the bond with the presiding officer of the board, who 164
shall file a copy of it, certified by the presiding officer, with 165
the county auditor of the county containing the most territory in 166
the district. 167

The board shall also provide for the appointment of a fiscal 168
officer for the district. The board may also enter into agreements 169
with volunteer fire companies for the use and operation of 170
fire-fighting equipment. Volunteer firefighters acting under such 171

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an agreement are subject to the requirements for volunteer
firefighters set forth in division (A) of section 505.38 of the
Revised Code.

Employees of the district shall not be removed from office
except as provided by sections 733.35 to 733.39 of the Revised
Code, except that, to initiate removal proceedings, the board
shall designate a private citizen, or, if the employee is employed
as a firefighter, the board may designate the fire chief, to
investigate, conduct the proceedings, and prepare the necessary
charges in conformity with sections 733.35 to 733.39 of the
Revised Code, and except that the board shall perform the
functions and duties specified for the municipal legislative
authority under those sections. The board may pay reasonable
compensation to any private citizen hired for services rendered in
the matter.

No person shall be appointed as a permanent full-time paid
member of the district whose duties include fire fighting, or be
appointed as a volunteer firefighter, unless that person has
received a certificate issued under former section 3303.07 or
section 4765.55 of the Revised Code evidencing satisfactory
completion of a firefighter training program. The board may send
its officers and firefighters to schools of instruction designed
to promote the efficiency of firefighters, and, if authorized in
advance, may pay their necessary expenses from the funds used for
the maintenance and operation of the district.

The board may choose, by adoption of an appropriate
resolution, to have the Ohio ambulance licensing board license any
emergency medical service organization it operates. If the board
adopts such a resolution, Chapter 4766. of the Revised Code,
except for sections 4766.06 and 4766.99 of the Revised Code,
applies to the organization. All rules adopted under the
applicable sections of that chapter also apply to the

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organization. The board may likewise, by resolution, remove its	204
emergency medical service organization from the jurisdiction of	205
the Ohio ambulance licensing board.	206
(C) The board may exercise the following powers:	207
(1) Purchase or otherwise provide any fire apparatus,	208
mechanical resuscitators, or other fire or ambulance equipment,	209
appliances, or materials; fire hydrants; and water supply for	210
fire-fighting purposes that seems advisable to the board;	211
(2) Provide for the care and maintenance of equipment and,	212
for that purpose, purchase, lease, or construct and maintain	213
necessary buildings;	214
(3) Establish and maintain lines of fire-alarm communications	215
within the limits of the district;	216
(4) Appropriate land for a fire station or medical emergency	217
unit needed in order to respond in reasonable time to a fire or	218
medical emergency, in accordance with Chapter 163. of the Revised	219
Code;	220
(5) Purchase, appropriate, or accept a deed or gift of land	221
to enlarge or improve a fire station or medical emergency unit;	222
(6) Purchase, lease, maintain, and use all materials,	223
equipment, vehicles, buildings, and land necessary to perform its	224
duties;	225
(7) Contract for a period not to exceed three years with one	226
or more townships, municipal corporations, counties, joint fire	227
districts, governmental agencies, nonprofit corporations, or	228
private ambulance owners located either within or outside the	229
state, to furnish or receive ambulance services or emergency	230
medical services within the several territories of the contracting	231
parties, if the contract is first authorized by all boards of	232
trustees and legislative authorities concerned;	233

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(8) Establish reasonable charges for the use of ambulance or emergency medical services under the same conditions under which a board of fire district trustees may establish those charges under section 505.371 of the Revised Code;	234 235 236 237
(9) Establish all necessary rules to guard against the occurrence of fires and to protect property and lives against damage and accidents;	238 239 240
(10) Adopt a standard code pertaining to fire, fire hazards, and fire prevention prepared and promulgated by the state or by a public or private organization that publishes a model or standard code;	241 242 243 244
(11) Provide for charges for false alarms at commercial establishments in the same manner as joint fire districts are authorized to do under section 505.391 of the Revised Code;	245 246 247
(12) Issue bonds and other evidences of indebtedness, subject to Chapter 133. of the Revised Code, but only after approval by a vote of the electors of the district as provided by section 133.18 of the Revised Code;	248 249 250 251
(13) To provide the services and equipment it considers necessary, levy a sufficient tax, subject to Chapter 5705. of the Revised Code, on all the taxable property in the district.	252 253 254
(D) Any municipal corporation or township may join an existing fire and ambulance district by its legislative authority's adoption of a resolution requesting such <u>the</u> membership and upon approval of the board of the district. Any municipal corporation or township may withdraw from a district by its legislative authority's adoption of a resolution ordering withdrawal. Upon its withdrawal, the municipal corporation or township ceases to be a part of the district, and the district's power to levy a tax on taxable property in the withdrawing township or municipal corporation terminates, except that the	255 256 257 258 259 260 261 262 263 264

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district shall continue to levy and collect taxes for the payment 265
of indebtedness within the territory of the district as it was 266
composed at the time the indebtedness was incurred. 267

Upon the withdrawal of any township or municipal corporation 268
from a district, the county auditor of the county containing the 269
most territory in the district shall ascertain, apportion, and 270
order a division of the funds on hand, including funds in the 271
ambulance and emergency medical services fund, moneys and taxes in 272
the process of collection, except for taxes levied for the payment 273
of indebtedness, credits, and real and personal property on the 274
basis of the valuation of the respective tax duplicates of the 275
withdrawing municipal corporation or township and the remaining 276
territory of the district. 277

(E) As used in this section: 278

(1) "Governmental agency" includes all departments, boards, 279
offices, commissions, agencies, colleges, universities, 280
institutions, and other instrumentalities of this or another 281
state. 282

(2) "Emergency medical service organization" has the same 283
meaning as in section 4766.01 of the Revised Code. 284

Sec. 505.38. (A) In each township or fire district that has a 285
fire department, the head of ~~such~~ the department shall be a fire 286
chief, appointed by the board of township trustees, except that, 287
in a joint fire district, the fire chief shall be appointed by the 288
board of fire district trustees. The Neither this section nor any 289
other section of the Revised Code requires, or shall be construed 290
to require, that the fire chief be a resident of the township or 291
fire district. 292

The board shall provide for the employment of ~~such~~ 293
firefighters as it considers best, and shall fix their 294
compensation. No person shall be appointed as a permanent 295

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full-time paid member, whose duties include ~~firefighting~~ fire 296
fighting, of the fire department of any township or fire district 297
 unless ~~such~~ that person has received a certificate issued under 298
 former section 3303.07 or section 4765.55 of the Revised Code 299
 evidencing satisfactory completion of a firefighter training 300
 program. ~~Such~~ Those appointees shall continue in office until 301
 removed ~~therefrom~~ from office as provided by sections 733.35 to 302
 733.39 of the Revised Code. To initiate removal proceedings, and 303
 for ~~such~~ that purpose, the board shall designate the fire chief or 304
 a private citizen to investigate the conduct and prepare the 305
 necessary charges in conformity with sections 733.35 to 733.39 of 306
 the Revised Code. 307

In case of the removal of a fire chief or any member of the 308
 fire department of a township or fire district, an appeal may be 309
 had from the decision of the board to the court of common pleas of 310
 the county in which ~~such~~ the township or fire district fire 311
 department is situated, to determine the sufficiency of the cause 312
 of removal. ~~Such~~ The appeal from the findings of the board shall 313
 be taken within ten days. 314

No person who is appointed as a volunteer firefighter of the 315
 fire department of any township or fire district ~~after July 1,~~ 316
~~1979,~~ shall remain in ~~such a~~ that position unless either of the 317
 following applies: 318

(1) Within one year of the appointment, the person has 319
 received a certificate issued under former section 3303.07 of the 320
 Revised Code or division (C)(1) or (2) of section 4765.55 of the 321
 Revised Code evidencing satisfactory completion of a firefighter 322
 training program. 323

(2) The person began serving as a permanent full-time paid 324
 firefighter with the fire department of a city or village prior to 325
 July 2, 1970, or as a volunteer firefighter with the fire 326
 department of a city, village, or other township or fire district 327

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prior to July 2, 1979, and receives a certificate issued under 328
division (C)(3) of section 4765.55 of the Revised Code. 329

No person shall receive an appointment under this section 330
~~after July 1, 1979~~, in the case of a volunteer firefighter, unless 331
the person has, not more than sixty days prior to receiving ~~such~~ 332
the appointment, passed a physical examination, given by a 333
licensed physician, showing that the person meets the physical 334
requirements necessary to perform the duties of the position to 335
which the person is appointed as established by the board of 336
township trustees having jurisdiction over the appointment. The 337
appointing authority shall, prior to making ~~any such an~~ 338
appointment, file with the Ohio police and fire pension fund or 339
the local volunteer fire fighters' dependents fund board a copy of 340
the report or findings of ~~said that~~ licensed physician. The 341
professional fee for ~~such the~~ physical examination shall be paid 342
for by the board of township trustees. 343

(B) In each township not having a fire department, the board 344
of township trustees shall appoint a fire prevention officer who 345
shall exercise all of the duties of a fire chief except those 346
involving the maintenance and operation of fire apparatus. The 347
board of township trustees may appoint one or more deputy fire 348
prevention officers, who shall exercise the duties assigned by the 349
fire prevention officer. 350

The board of township trustees may fix ~~such the~~ compensation 351
for the fire prevention officer and the fire prevention officer's 352
deputies as it considers best. The board of township trustees 353
shall appoint each fire prevention officer and deputy for a 354
one-year term. An appointee may be reappointed at the end of a 355
term to another one-year term. Any appointee may be removed from 356
office during a term as provided by sections 733.35 to 733.39 of 357
the Revised Code. ~~The provisions of section~~ Section 505.45 of the 358
Revised Code ~~extend~~ extends to ~~such those~~ officers. 359

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(C) Division (A) of this section shall not apply to any township ~~having that has~~ a population of ten thousand or more persons residing within the township and outside of any municipal corporation, ~~which that~~ has its own fire department employing ten or more full-time paid employees, and ~~which that~~ has a civil service commission established under division (B) of section 124.40 of the Revised Code. ~~Such~~ The township shall comply with the procedures for the employment, promotion, and discharge of firefighters provided by Chapter 124. of the Revised Code, except that the board of township trustees of the township may appoint the fire chief, and any person so appointed shall be in the unclassified service under section 124.11 of the Revised Code and shall serve at the pleasure of the board. Neither this section nor any other section of the Revised Code requires, or shall be construed to require, that the fire chief be a resident of the township. A person who is appointed fire chief under these conditions and who is removed by the board or ~~who~~ resigns from the position is entitled to return to the classified service in the township fire department, in the position held just prior to the appointment as fire chief. The board of township trustees shall determine the number of personnel required and establish salary schedules and conditions of employment not in conflict with Chapter 124. of the Revised Code. No person shall receive an original appointment as a permanent full-time paid member of the fire department of ~~such a~~ the township unless the person has received a certificate issued under former section 3303.07 or section 4765.55 of the Revised Code evidencing the satisfactory completion of a firefighter training program. Persons employed as firefighters in ~~such~~ the township on the date a civil service commission is appointed pursuant to division (B) of section 124.40 of the Revised Code shall, without being required to pass a competitive examination or a firefighter training program, retain their employment and any rank previously granted them by action of

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the board of township trustees or otherwise, but ~~such~~ those 393
 persons are eligible for promotion only by compliance with Chapter 394
 124. of the Revised Code. 395

Sec. 733.68. (A) Except as otherwise provided by in division 396
(B) of this section or in another section of the Revised Code, 397
 each officer of a municipal corporation, or of any department or 398
 board ~~thereof~~ of a municipal corporation, whether elected or 399
 appointed as a substitute for a regular officer, shall be an 400
 elector of the municipal corporation, and, before entering upon 401
~~his~~ official duties, shall take an oath to support the 402
 constitution of the United States and the constitution of this 403
 state, and an oath that ~~he~~ the officer will faithfully, honestly, 404
 and impartially discharge the duties of ~~his~~ the office to which 405
elected or appointed. ~~Such~~ These provisions as to official oaths 406
 shall extend to deputies, but they need not be electors. 407

(B) Neither this section nor any other section of the Revised 408
Code requires, or shall be construed to require, that a city fire 409
chief be an elector of the city or that a village fire chief be an 410
elector of the village. 411

Sec. 737.08. (A) The fire department of each city shall be 412
 composed of a chief of the fire department and ~~such~~ other 413
 officers, firefighters, and employees ~~as~~ provided for by 414
 ordinance. Neither this section nor any other section of the 415
Revised Code requires, or shall be construed to require, that the 416
fire chief be a resident of the city. 417

(B) No person shall, ~~after July 1, 1970,~~ be appointed as a 418
 permanent full-time paid member, whose duties include ~~firefighting~~ 419
fire fighting, of the fire department of any city, unless either 420
 of the following applies: 421

(1) The person has received a certificate issued under former 422

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section 3303.07 of the Revised Code or division (C)(1) or (2) of 423
 section 4765.55 of the Revised Code evidencing satisfactory 424
 completion of a firefighter training program~~+~~. 425

(2) The person began serving as a permanent full-time paid 426
 firefighter with the fire department of a village or other city 427
 prior to July 2, 1970, and receives a certificate issued under 428
 division (C)(3) of section 4765.55 of the Revised Code. 429

(C) No person who is appointed as a volunteer firefighter of 430
 a city fire department ~~after July 1, 1979,~~ shall remain in ~~such a~~ 431
~~that~~ position, unless either of the following applies: 432

(1) Within one year of the appointment~~+~~, the person has 433
 received a certificate issued under former section 3303.07 of the 434
 Revised Code or division (C)(1) or (2) of section 4765.55 of the 435
 Revised Code evidencing satisfactory completion of a firefighter 436
 training program~~+~~. 437

(2) The person began serving as a permanent full-time paid 438
 firefighter with the fire department of a village or other city 439
 prior to July 2, 1970, or as a volunteer firefighter with the fire 440
 department of a township, fire district, village, or other city 441
 prior to July 2, 1979, and receives a certificate issued under 442
 division (C)(3) of section 4765.55 of the Revised Code. 443

(D) The director of public safety shall have the exclusive 444
 management and control of ~~such~~ other surgeons, secretaries, 445
 clerks, and employees, ~~as are~~ provided for by ordinance or 446
 resolution of the legislative authority of ~~such~~ the city. 447

Sec. 737.22. (A) Each village establishing a fire department 448
 shall have a fire chief as the department's head ~~thereof~~, 449
 appointed by the mayor with the advice and consent of the 450
 legislative authority of the village, who shall continue in office 451
 until removed ~~therefrom~~ from office as provided by sections 733.35 452

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to 733.39 of the Revised Code. Neither this section nor any other section of the Revised Code requires, or shall be construed to require, that the fire chief be a resident of the village. 453 454 455

In each village not having a fire department, the mayor shall, with the advice and consent of the legislative authority of the village, appoint a fire prevention officer who shall exercise all of the duties of a fire chief except those involving the maintenance and operation of fire apparatus. 456 457 458 459 460

The legislative authority of the village may fix ~~such the~~ compensation ~~as it deems~~ considers best. ~~Such~~ The appointee shall continue in office until removed ~~therefrom~~ from office as provided by ~~such~~ sections 733.35 to 733.39 of the Revised Code. ~~The provisions of section~~ Section 737.23 of the Revised Code shall extend to ~~such~~ the officer. 461 462 463 464 465 466

(B) The legislative authority of the village may provide for the appointment of permanent full-time paid firefighters as it ~~deems~~ considers best and fix their compensation, or for the services of volunteer firefighters, who shall be appointed by the mayor with the advice and consent of the legislative authority, and shall continue in office until removed ~~therefrom~~ from office. 467 468 469 470 471 472

(1) No person shall be appointed as a permanent full-time paid firefighter of a village fire department, unless either of the following applies: 473 474 475

(a) The person has received a certificate issued under former section 3303.07 of the Revised Code or division (C)(1) or (2) of section 4765.55 of the Revised Code evidencing satisfactory completion of a firefighter training program. 476 477 478 479

(b) The person began serving as a permanent full-time paid firefighter with the fire department of a city or other village prior to July 2, 1970, and receives a certificate issued under division (C)(3) of section 4765.55 of the Revised Code. 480 481 482 483

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(2) No person who is appointed as a volunteer firefighter of a village fire department ~~after July 1, 1979,~~ shall remain in ~~such~~ a that position, unless either of the following applies:

(a) Within one year of the appointment, the person has received a certificate issued under former section 3303.07 or section 4765.55 of the Revised Code evidencing satisfactory completion of a firefighter training program.

(b) The person has served as a permanent full-time paid firefighter with the fire department of a city or other village prior to July 2, 1970, or as a volunteer firefighter with the fire department of a city, township, fire district, or other village prior to July 2, 1979, and receives a certificate issued under division (C)(3) of section 4765.55 of the Revised Code.

(3) No person shall receive an appointment under this section ~~after January 1, 1970, and after July 1, 1979, in the case of a volunteer firefighter,~~ unless the person has, not more than sixty days prior to receiving ~~such the~~ such the appointment, passed a physical examination, given by a licensed physician, showing that the person meets the physical requirements necessary to perform the duties of the position to which the person is to be appointed as established by the legislative authority of the village. The appointing authority shall, prior to making ~~any such an~~ any such an appointment, file with the Ohio police and fire pension fund or the local volunteer fire fighters' dependents fund board a copy of the report or findings of ~~said that~~ said that licensed physician. The professional fee for ~~such the~~ such the physical examination shall be paid for by ~~such the~~ such the legislative authority of the village.

Section 2. That existing sections 505.371, 505.375, 505.38, 733.68, 737.08, and 737.22 of the Revised Code are hereby repealed.

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Section 3. Section 505.375 of the Revised Code is presented 514
in this act as a composite of the section as amended by both Am. 515
Sub. S.B. 5 and Am. Sub. S.B. 30 of the 122nd General Assembly. 516
The General Assembly, applying the principle stated in division 517
(B) of section 1.52 of the Revised Code that amendments are to be 518
harmonized if reasonably capable of simultaneous operation, finds 519
that the composite is the resulting version of the section in 520
effect prior to the effective date of the section as presented in 521
this act. 522