

As Reported by the House Civil and Commercial Law Committee

124th General Assembly

Regular Session

2001-2002

H. B. No. 35

REPRESENTATIVES Grendell, Jolivette, Seitz, Willamowski, Callender,
Salerno, DePiero, Latta, Manning, Sulzer, Jones, Jerse, Core

A B I L L

To amend section 2505.12 of the Revised Code to exempt
nonmonetary administrative-related appeals from the
requirement of a supersedeas bond.

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

Section 1. That section 2505.12 of the Revised Code be
amended to read as follows:

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Sec. 2505.12. ~~A~~ An appellant is not required to give a
supersedeas bond ~~does not have to be given~~ in connection with ~~an~~
any of the following:

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(A) An appeal by any of the following:

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~~(A) Executors~~ (1) An executor, administrators administrator,
guardians guardian, receivers receiver, trustees trustee, or
trustees trustee in bankruptcy, ~~who is~~ acting in ~~their respective~~
that person's trust ~~capacities, capacity and~~ who ~~have~~ has given
bond in this state, with surety according to law;

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~~(B)~~ (2) The state or any political subdivision of the state;

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~~(C)~~ (3) Any public officer of the state or of any of its
political subdivisions who is suing or is sued solely in ~~his~~ the
public officer's representative capacity as ~~such~~ that officer.

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(B) An administrative-related appeal of a final order that is 19
not for the payment of money. 20

Section 2. That existing section 2505.12 of the Revised Code 21
is hereby repealed. 22