

# As Passed by the House

124th General Assembly

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Am. H. B. No. 406

REPRESENTATIVES Reidelbach, Hollister, Seitz, Calvert, Seaver, Niehaus,  
G. Smith, Schmidt, Setzer, Husted, Latta, Kearns, Webster, Patton, Williams,  
Distel, Lendrum, Faber, Schneider, Carmichael, Flowers, Hughes, Wolpert,  
McGregor, Salerno, Coates, Peterson, Sullivan, Cirelli, Barrett, Boccieri, Gilb,  
Oakar, Latell

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## A BILL

To amend sections 101.531, 111.12, 149.09, and 149.091 1  
of the Revised Code to authorize the Secretary of 2  
State to distribute certain documents in an 3  
electronic format subject to certain conditions. 4

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

**Section 1.** That sections 101.531, 111.12, 149.09, and 149.091 5  
of the Revised Code be amended to read as follows: 6

**Sec. 101.531.** The material used in ~~printing~~ producing bills 7  
shall be held and used to ~~print~~ produce pamphlet laws and the 8  
session laws. The lines of each bill shall be numbered. 9

**Sec. 111.12.** ~~The (A) Subject to division (B) of this section,~~ 10  
the secretary of state shall compile and publish biennially in a 11  
paper, book, or other nonelectronic format twenty-five hundred 12  
copies of the election statistics of Ohio, four thousand copies of 13  
the official roster of federal, state, and county officers, and 14  
twenty-five hundred copies of the official roster of township and 15

municipal officers. 16

(B)(1) The secretary of state may compile and publish 17  
biennially the election statistics of Ohio, the official roster of 18  
federal, state, and county officers, and the official roster of 19  
township and municipal officers in an electronic format under 20  
section 1306.20 of the Revised Code. Subject to division (B)(2) of 21  
this section, the secretary of state may do so instead of 22  
compiling and publishing these documents biennially in a paper, 23  
book, or other nonelectronic format in the numbers specified in 24  
division (A) of this section. 25

(2) Notwithstanding anything to the contrary in division (B) 26  
of section 1306.20 of the Revised Code, the secretary of state 27  
shall maintain the ability to compile and publish, and shall 28  
compile and publish, biennially in a paper, book, or other 29  
nonelectronic format copies of the election statistics of Ohio, 30  
the official roster of federal, state, and county officers, and 31  
the official roster of township and municipal officers for 32  
purposes of requests made under section 149.43 of the Revised Code 33  
for copies of those documents in such format. Subject to the 34  
applicable maximum number of copies required to be published under 35  
division (A) of this section, the secretary of state shall provide 36  
a copy of any of these documents in their paper, book, or other 37  
nonelectronic format to a party making such a request under 38  
section 149.43 of the Revised Code. 39

**Sec. 149.09.** (A) The secretary of state shall distribute the 40  
pamphlet laws in the following manner: one copy of each pamphlet 41  
law shall be forwarded to each county law library, one copy of 42  
each pamphlet law shall be forwarded to each county auditor, and 43  
one hundred copies of each pamphlet law shall be forwarded to the 44  
state library board, which shall forward to each library that 45  
receives publications under section 149.12 of the Revised Code one 46  
copy of each pamphlet law received. ~~Any~~ The secretary of state 47

~~shall distribute any remaining copies of each pamphlet law~~ 48  
~~received by the secretary of state shall be distributed by the~~ 49  
~~secretary of state on the request of interested persons.~~ 50

(B)(1) The secretary of state may produce and distribute the 52  
pamphlet laws in an electronic format under section 1306.20 of the 53  
Revised Code. If the secretary of state produces and distributes 54  
the pamphlet laws in an electronic format, any rules that the 55  
secretary of state adopts under section 1306.20 of the Revised 56  
Code relative to the pamphlet laws in electronic format shall 57  
establish a schedule for the electronic distribution of the 58  
pamphlet laws to county law libraries, county auditors, and the 59  
state library board in accordance with division (A) of this 60  
section and may authorize the compiling of one or more pamphlet 61  
laws in the same electronic distribution. 62

(2) Notwithstanding anything to the contrary in division (B) 63  
of section 1306.20 of the Revised Code, the secretary of state 64  
shall maintain the ability to produce and distribute, and shall 65  
produce and distribute, in a nonelectronic format copies of the 66  
pamphlet laws for purposes of requests made under section 149.43 67  
of the Revised Code for copies in that format. The secretary of 68  
state shall provide a copy of a pamphlet law in its nonelectronic 69  
format to a party making such a request under section 149.43 of 70  
the Revised Code. 71

**Sec. 149.091.** The (A) Subject to division (B) of this 72  
section, the secretary of state shall compile, publish, and 73  
distribute either annually or biennially in a paper format a 74  
maximum of nine hundred copies of the session laws in permanently 75  
bound form, either annually or biennially. The permanently bound 76  
volumes annual or biennial publication shall contain copies of all 77  
enrolled acts and joint resolutions, and. The secretary of state 78  
shall contain cause to be printed with each compilation of 79

enrolled acts and joint resolutions distributed a subject index 80  
and, a table indicating Revised Code sections affected. ~~The~~ 81  
~~secretary of state shall cause to be printed in each volume, and~~ 82  
the secretary of state's certificate that the laws, as ~~assembled~~ 83  
~~therein so compiled and distributed~~, are true copies of the 84  
original enrolled ~~bills~~ acts or joint resolutions in the secretary 85  
of state's office. 86

The secretary of state shall distribute the ~~permanently bound~~ 87  
~~volumes~~ compilations of the session laws in the following manner: 88

~~(A)~~(1) One hundred nine ~~copies~~ shall be forwarded to the 89  
clerk of the house of representatives. 90

~~(B)~~(2) Forty-three ~~copies~~ shall be forwarded to the clerk of 91  
the senate. 92

~~(C)~~(3) One ~~copy~~ shall be forwarded to each county auditor. 93

~~(D)~~(4) One ~~copy~~ shall be forwarded to each county law 94  
library. 95

~~(E)~~(5) Seventy-five ~~copies~~ shall be forwarded to the Ohio 96  
supreme court. 97

~~(F)~~(6) Two ~~copies~~ shall be forwarded to the division of the 98  
library of congress. 99

~~(G)~~(7) Two ~~copies~~ shall be forwarded to the state library. 100

~~(H)~~(8) Two ~~copies~~ shall be forwarded to the Ohio historical 101  
society. 102

~~(I)~~(9) Thirteen ~~copies~~ shall be forwarded to the legislative 103  
service commission. 104

~~(J)~~(10) Two hundred ~~copies~~ may be distributed, free of 105  
charge, to public officials. 106

~~(K)~~(11) Remaining ~~copies~~ compilations may be sold by the 107  
secretary of state at a price to be determined by the department 108

of administrative services, but ~~such that~~ selling price shall not 109  
exceed by ten per cent the cost of publication and distribution. 110

(B) The secretary of state annually or biennially may 111  
compile, publish, and distribute the session laws in an electronic 112  
format under section 1306.20 of the Revised Code. The secretary of 113  
state may do so instead of compiling and publishing the session 114  
laws as provided in division (A) of this section. If the secretary 115  
of state compiles and publishes the session laws in an electronic 116  
format, the following apply: 117

(1) The session laws in electronic format shall include 118  
copies of all enrolled acts and joint resolutions and shall 119  
contain a subject index and a table indicating Revised Code 120  
sections affected. 121

(2) Each compilation of the session laws in electronic format 122  
shall include the secretary of state's certificate that the laws 123  
as so compiled and published are true copies of the original 124  
enrolled acts and joint resolutions in the secretary of state's 125  
office. 126

(3) The session laws may be distributed in an electronic 127  
format to an individual or entity listed in divisions (A)(1) to 128  
(9) of this section in a lesser number than that prescribed in the 129  
applicable division if the individual or entity consents to the 130  
lesser distribution. 131

(4) Notwithstanding the maximum number of compilations 132  
permitted to be distributed under division (A)(10) of this 133  
section, the session laws may be distributed in an electronic 134  
format to public officials free of charge. 135

(5) Subject to the selling price limitation of division 136  
(A)(11) of this section, the session laws may be sold in an 137  
electronic format to individuals or entities not covered by 138  
divisions (A)(1) to (10) of this section. 139

**Section 2.** That existing sections 101.531, 111.12, 149.09, 140  
and 149.091 of the Revised Code are hereby repealed. 141