

As Introduced

125th General Assembly  
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S. B. No. 18

Senator Coughlin

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A BILL

To amend section 3735.27 of the Revised Code to 1  
change the composition of certain metropolitan 2  
housing authorities. 3

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

Section 1. That section 3735.27 of the Revised Code be 4  
amended to read as follows: 5

Sec. 3735.27. (A) Whenever the director of development has 6  
determined that there is need for a housing authority in any 7  
portion of any county that comprises two or more political 8  
subdivisions or portions ~~thereof~~ of two or more political 9  
subdivisions but is less than all the territory within the county, 10  
a metropolitan housing authority shall be declared to exist, and 11  
the territorial limits ~~thereof~~ of the authority shall be defined, 12  
by a letter from the director. The director shall issue a 13  
determination from the department of development declaring that 14  
there is need for a housing authority within ~~such~~ those 15  
territorial limits after finding either of the following: 16

(1) Unsanitary or unsafe inhabited housing accommodations 17  
exist in ~~such~~ that area; 18

(2) There is a shortage of safe and sanitary housing 19  
accommodations in ~~such~~ that area available to persons who lack the 20

amount of income ~~which~~ that is necessary, as determined by the 21  
director, to enable them, without financial assistance, to live in 22  
decent, safe, and sanitary dwellings without congestion. 23

In determining whether dwelling accommodations are unsafe or 24  
unsanitary, the director may take into consideration the degree of 25  
congestion, the percentage of land coverage, the light, air, 26  
space, and access available to the inhabitants of ~~such~~ the 27  
dwelling accommodations, the size and arrangement of ~~the~~ rooms, 28  
the sanitary facilities, and the extent to which conditions exist 29  
in ~~such buildings which~~ the dwelling accomodations that endanger 30  
life or property by fire or other causes. 31

The territorial limits of a metropolitan housing authority, 32  
as defined by the director, under this division shall be fixed for 33  
~~such~~ the authority upon proof of a letter from the director 34  
declaring the need for ~~such~~ the authority to function in those 35  
territorial limits. Any such letter from the director, any 36  
certificate of determination issued by the director, and any 37  
certificate of appointment of members of the authority shall be 38  
admissible in evidence in any suit, action, or proceeding. 39

A certified copy of the letter from the director, declaring 40  
the existence of a metropolitan housing authority and ~~boundaries~~ 41  
the territorial limits of a its metropolitan housing authority 42  
district, shall be immediately forwarded to each appointing 43  
authority. A metropolitan housing authority shall consist of five 44  
members, who shall be residents of the territory embraced in ~~such~~ 45  
~~metropolitan housing authority~~ its district. 46

(B) Except as otherwise provided in division (C) of this 47  
section, one member of a metropolitan housing authority shall be 48  
appointed by the probate court, one member shall be appointed by 49  
the court of common pleas, one member shall be appointed by the 50  
board of county commissioners, ~~and two members~~ one member shall be 51  
appointed by the chief executive officer of the most populous city 52

in the ~~territory included in the~~ metropolitan housing authority 53  
district, ~~in accordance with~~ according to the last preceding 54  
federal census, and one member shall be appointed by the chief 55  
executive officer of the city in the district that has the largest 56  
ratio of public housing in that city to population according to 57  
the last preceding federal census. At the time of the initial 58  
appointment of the authority, the member appointed by the probate 59  
court shall be appointed for a period of four years, the ~~appointee~~ 60  
~~of member appointed by~~ the court of common pleas shall be 61  
appointed for three years, the ~~appointee of member appointed by~~ 62  
the board of county commissioners shall be appointed for two 63  
years, ~~one appointee of the member appointed by the~~ chief 64  
executive officer of the most populous city in the district shall 65  
be appointed for one year, and ~~one appointee of the member~~ 66  
appointed by the chief executive officer of the city in the 67  
district with such public housing ratio shall be appointed for 68  
five years. ~~Thereafter~~ After the initial appointment, all members 69  
of the authority shall be appointed for five-year terms, and 70  
~~vacancies due to expired terms~~ any vacancy occurring upon the 71  
expiration of a term shall be filled by the ~~same~~ appointing ~~powers~~ 72  
authority that made the initial appointment. 73

(C) For any metropolitan housing authority district that 74  
contained, as of the 1990 federal census, a population of at least 75  
one million, two members of the authority shall be appointed by 76  
the ~~municipal~~ legislative authority of the most populous city in 77  
the ~~territory included in the~~ district, two members shall be 78  
appointed by the chief executive officer of the most populous city 79  
in the ~~territory included in the~~ district, and one member shall be 80  
appointed by the chief executive officer, with the approval of the 81  
~~municipal~~ legislative authority, of the city in the district ~~which~~ 82  
that has the second highest number of housing units owned or 83  
managed by the authority. 84

At the time of the initial appointment of the authority, one 85  
member appointed by the ~~municipal~~ legislative authority of the 86  
most populous city in the ~~territory included in the~~ district shall 87  
be appointed for three years, and one such member shall be 88  
appointed for one year; the ~~appointee of member appointed by~~ the 89  
chief executive officer of the city with the second highest number 90  
of housing units owned or managed by the authority shall be 91  
appointed, with the approval of the ~~municipal~~ legislative 92  
authority, for three years; and one appointee of member appointed 93  
by the chief executive officer of the most populous city in the 94  
district shall be appointed for three years, and one such member 95  
shall be appointed for one year. Thereafter, all members of the 96  
authority shall be appointed for three-year terms, and any vacancy 97  
shall be filled by the ~~same~~ appointing ~~power~~ authority that made 98  
the initial appointment. At the expiration of the term of any 99  
member appointed by the chief executive officer of the most 100  
populous city in the ~~territory included in the~~ district ~~prior to~~ 101  
before March 15, 1983, the chief executive officer of the most 102  
populous city in the district shall fill the vacancy by 103  
appointment for a three-year term. At the expiration of the term 104  
of any member appointed by the board of county commissioners ~~prior~~ 105  
~~to~~ before March 15, 1983, the chief executive officer of the city 106  
in the district with the second highest number of housing units 107  
owned or managed by the authority shall, with the approval of the 108  
municipal legislative authority, fill the vacancy by appointment 109  
for a three-year term. At the expiration of the term of any member 110  
appointed ~~prior to~~ before March 15, 1983, by the court of common 111  
pleas or the probate court, the legislative authority of the most 112  
populous city in the ~~territory included in the~~ district shall fill 113  
the vacancy by appointment for a three-year term. 114

After March 15, 1983, at least one of the members appointed 115  
by the chief executive officer of the most populous city shall be 116

a resident of a dwelling unit owned or managed by the ~~housing~~ 117  
authority. At least one of the initial appointments by the chief 118  
executive officer of the most populous city, after March 15, 1983, 119  
shall be a resident of a dwelling unit owned or managed by the 120  
~~housing~~ authority. Thereafter, any member appointed by the chief 121  
executive officer of the most populous city for the term 122  
established by this initial appointment, or for any succeeding 123  
term thereof, shall be a person who resides in a dwelling unit 124  
owned or managed by the ~~housing~~ authority. If there is an elected, 125  
representative body of all residents of the ~~housing~~ authority, 126  
~~then~~ the chief executive officer of the most populous city shall, 127  
whenever there is a vacancy in this resident term, provide written 128  
notice of the vacancy to the representative body. If the 129  
representative body submits to the chief executive officer of the 130  
most populous city, in writing and within sixty days after the 131  
date on which it was notified of the vacancy, the names of at 132  
least five residents of the ~~housing~~ authority who are willing and 133  
qualified to serve as a member, ~~then~~ the chief executive officer 134  
of the most populous city shall appoint to the resident term one 135  
of the residents recommended by the representative body. At no 136  
time shall residents constitute a majority of the members of the 137  
authority. 138

(D) Public officials, other than the officers having the 139  
appointing ~~power~~ authority under this section, shall be eligible 140  
to serve as members, officers, or employees of ~~the~~ a metropolitan 141  
housing authority notwithstanding any statute, charter, or law to 142  
the contrary. Not more than two such public officials shall be 143  
members of the authority at any one time. 144

All members of ~~such housing an~~ an authority shall serve without 145  
compensation but shall be entitled to be reimbursed for all 146  
necessary expenses incurred. ~~After such~~ 147

After a metropolitan housing authority district has been is 148

formed, the director may enlarge the territory within ~~such the~~ 149  
district to include other political subdivisions, or portions 150  
~~thereof of other political subdivisions~~, but the territorial 151  
limits of ~~which the district~~ shall be less than that of the 152  
county. 153

**Section 2.** That existing section 3735.27 of the Revised Code 154  
is hereby repealed. 155

**Section 3.** Notwithstanding anything to the contrary in 156  
section 3735.27 of the Revised Code, the membership of any 157  
metropolitan housing authority organized under division (B) of 158  
that section that is in existence on the effective date of this 159  
act shall change as follows: the first time after the effective 160  
date of this act that the term of office of a member appointed by 161  
the chief executive officer of the most populous city in the 162  
district is to expire, the successor to that member, then and 163  
thereafter, shall be appointed by the chief executive officer of 164  
the city in the district that has the largest ratio of public 165  
housing in that city to population according to the last preceding 166  
federal census. 167