

As Introduced

126th General Assembly
Regular Session
2005-2006

H. B. No. 455

Representative Kilbane

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A BILL

To amend section 3313.13 of the Revised Code to allow
employees of a city director of law to serve on a
board of education for which the city director of
law is not the legal adviser.

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

Section 1. That section 3313.13 of the Revised Code be
amended to read as follows:

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Sec. 3313.13. Except as otherwise provided in this section,
no prosecuting attorney, city director of law, or other official
acting in a similar capacity shall be a member of a board of
education.

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An assistant prosecuting attorney may serve as a member of a
board of education of a school district in any county other than
the county in which the assistant prosecuting attorney is employed
if the board of education's school district is not contiguous to
the county in which the assistant prosecuting attorney is
employed.

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A city director of law who was appointed to that position
under a city charter, village solicitor, or other chief legal
officer of a municipal corporation may serve as a member of a
board of education for which the chief legal officer is not the

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legal adviser and attorney under section 3313.35 of the Revised
Code. A city director of law who was appointed to that position
under a city charter may serve as a member of a board of education
for which the city director of law is the legal adviser and
attorney under section 3313.35 of the Revised Code, but only if
the board uses no legal services of the office of the city law
director or if the legal services of that office that it does use
are performed under contract by persons not employed by that
office. An employee of an appointed or elected city director of
law may serve as a member of a board of education for which the
city director of law is not the legal adviser and attorney under
section 3313.35 of the Revised Code.

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Section 2. That existing section 3313.13 of the Revised Code
is hereby repealed.