

As Passed by the Senate

**127th General Assembly
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Sub. S. B. No. 30

Senator Kearney

**Cosponsors: Senators Amstutz, Padgett, Gardner, Carey, Miller, D., Clancy,
Roberts, Bocchieri, Cafaro, Cates, Faber, Fedor, Harris, Mason, Miller, R.,
Morano, Mumper, Niehaus, Sawyer, Schuler, Smith, Spada, Stivers, Wilson,
Grendell, Austria**

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A B I L L

To enact sections 3107.018 and 5101.143 of the 1
Revised Code to allow the Ohio Department of Job 2
and Family Services to make state adoption 3
assistance loans to prospective adoptive parents 4
and to make an appropriation. 5

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

Section 1. That sections 3107.018 and 5101.143 of the Revised 6
Code be enacted to read as follows: 7

Sec. 3107.018. (A) A prospective adoptive parent may apply to 8
the department of job and family services for a loan from the 9
state adoption assistance loan fund created under section 5101.143 10
of the Revised Code. Subject to available funds, the department 11
may approve a state adoption assistance loan application, in whole 12
or in part, or deny the application. In reviewing a loan 13
application submitted to the department, the department shall 14
consider the financial need of the prospective adoptive parent in 15
determining whether to approve a loan application, in whole or in 16

part, or deny the application. If the department approves a loan 17
application, in whole or in part, and the child being adopted 18
resides in Ohio, the department shall loan a prospective adoptive 19
parent not more than three thousand dollars from the state 20
adoption assistance loan fund. If the department approves a loan 21
application, in whole or in part, and the child being adopted does 22
not reside in Ohio, the department shall loan a prospective 23
adoptive parent not more than two thousand dollars from the state 24
adoption assistance loan fund. 25

(B) A prospective adoptive parent who receives a loan under 26
division (A) of this section shall use that loan for only a 27
disbursement listed under division (C) of section 3107.055 of the 28
Revised Code or an expense related to adopting from the public 29
child welfare system. 30

(C) This section applies to adoptions arranged by an attorney 31
or by any public or private organization certified, licensed, or 32
otherwise specially empowered by law or rule to place minors for 33
adoption. 34

Sec. 5101.143. (A) The state adoption assistance loan fund is 35
hereby created in the state treasury. The fund shall consist of 36
all money appropriated or transferred to it and all loan 37
repayments or other money, including interest and penalties, 38
derived from state adoption assistance loans. The department of 39
job and family services shall administer the fund. Money in the 40
fund shall be used to make state adoption assistance loans to 41
prospective adoptive parents applying for a loan under section 42
3107.018 of the Revised Code. All investment earnings of the fund 43
shall be credited to the fund. 44

(B) The director of job and family services shall adopt rules 45
in accordance with Chapter 119. of the Revised Code as necessary 46
to implement this section, including rules for creating a loan 47

application form, procedures and standards for reviewing and 48
granting or denying loan applications, conditions on the use of 49
the loan, loan repayment terms, procedures for collection of loan 50
arrearages, and any monetary penalties for loan arrearages or 51
improper use of loan funds. 52

Section 2. Notwithstanding division (A) of section 169.05 of 53
the Revised Code, on July 1, 2007, or as soon as possible 54
thereafter, and upon the request of the Director of Budget and 55
Management, the Director of Commerce shall transfer to the State 56
Adoption Assistance Loan Fund, which is created in section 57
5101.143 of the Revised Code, \$500,000 of unclaimed funds that 58
have been reported by holders of unclaimed funds under section 59
169.05 of the Revised Code, irrespective of the allocation of the 60
unclaimed funds under that section. The amount transferred is 61
hereby appropriated. 62

Notwithstanding division (A) of section 169.05 of the Revised 63
Code, on July 1, 2008, or as soon as possible thereafter, and upon 64
the request of the Director of Budget and Management, the Director 65
of Commerce shall transfer to the State Adoption Assistance Loan 66
Fund, which is created in section 5101.143 of the Revised Code, 67
\$500,000 of unclaimed funds that have been reported by holders of 68
unclaimed funds under section 169.05 of the Revised Code, 69
irrespective of the allocation of the unclaimed funds under that 70
section. The amount transferred is hereby appropriated. 71

The Director of Budget and Management shall establish 72
accounts indicating the source and amount of funds for each 73
appropriation made in this act, and shall determine the form and 74
manner in which appropriation accounts shall be maintained. 75

Section 3. The sections of law contained in this act and the 76
items of law of which they are composed are not subject to the 77
referendum. Therefore, under Ohio Constitution, Article II, 78

Section 1d and section 1.471 of the Revised Code, the sections of	79
law contained in this act and the items of law of which they are	80
composed go into immediate effect when this act becomes law.	81