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5 _____ moved to amend as follows:

6 In line 509, delete "3702.594,"

7 In line 54783, delete the underlined comma and insert "and"

8 In line 54784, delete ", and 3702.594"

9 Delete lines 55031 through 55051

10 In line 244 of the title, delete "3702.594,"

11 The motion was _____ agreed to.

12 SYNOPSIS

13 **Certificate of Need Program**

14 **R.C. 3702.59 and ~~3702.594~~**

15 Removes the bill's provision that requires the Director of
16 Health to accept applications under the Certificate of Need
17 (CON) Program for an increase in long-term care facility beds in
18 an existing facility if all of the following conditions are met:
19 (1) the proposed increase is attributable solely to a relocation
20 of beds from one existing facility to another in a contiguous
21 county, (2) beds will remain in the original county after the
22 relocation, (3) the facility to receive the beds is located in a
23 county in which a CON has not been approved and implemented
24 since January 1, 2005, involving the relocation of beds between
25 existing facilities that are not related by common ownership,
26 and (4) the relocated beds are to be licensed as nursing home
27 beds.

5 _____ moved to amend as follows:

6 In line 104420, delete "\$662,000 \$662,000" and insert
7 "\$637,000 \$637,000"

8 In line 104435, delete "\$151,049,782 \$153,436,200" and
9 insert "\$151,024,782 \$153,411,200"

10 In line 104439, delete "\$206,640,378 \$208,758,171" and
11 insert "\$206,615,378 \$208,733,171"

12 In line 104461, delete "a law clerk, hearing examiner," and
13 insert "two staff attorneys."

14 Delete line 104462

15 The motion was _____ agreed to.

16 SYNOPSIS

17 **Environmental Review Appeals Commission Funding**

18 **Section 277.10**

19 Decreases appropriation item 715690, Environmental Review
20 Appeals, by \$25,000 in each fiscal year, and requires the
21 Commission to use the appropriation to fund the Environmental
22 Review Appeals Commission, including the hiring of two staff
23 attorneys instead of hiring a law clerk, hearing examiner, and
24 legal intern.

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5 _____ moved to amend as follows:

6 In line 472, delete "5705.392,"

7 Delete lines 89105 through 89135

8 In line 99001, delete "5705.392,"

9 In line 194 of the title, delete "5705.392,"

10 The motion was _____ agreed to.

11 SYNOPSIS

12 **County Quarterly Spending Plans**

13 **R.C. 5705.392**

14 Removes the pending bill's proposal to authorize boards of
15 county commissioners to adopt quarterly spending plans for any
16 appropriation from any county fund. Current law authorizes
17 spending plans only for appropriations from the county's general
18 fund.

Sub. H.B. 1
LSC 128 0516-4
HC-2353

_____ moved to amend as follows:

In line 442, after "4503.103," insert "4503.19, 4503.40, 1
4503.42," 2

Between lines 72237 and 72238, insert: 3

"Sec. 4503.19. (A) Upon the filing of an application for 4
registration and the payment of the tax for registration, the 5
registrar of motor vehicles or a deputy registrar shall determine 6
whether the owner previously has been issued license plates for 7
the motor vehicle described in the application. If no license 8
plates previously have been issued to the owner for that motor 9
vehicle, the registrar or deputy registrar shall assign to the 10
motor vehicle a distinctive number and issue and deliver to the 11
owner in the manner that the registrar may select a certificate of 12
registration, in the form that the registrar shall prescribe, and, 13
except as otherwise provided in this section, two license plates, 14
duplicates of each other, and a validation sticker, or a 15
validation sticker alone, to be attached to the number plates as 16
provided in section 4503.191 of the Revised Code. The registrar or 17
deputy registrar also shall charge the owner any fees required 18
under division (C) of section 4503.10 of the Revised Code. 19
Trailers, manufactured homes, mobile homes, semitrailers, the 20
manufacturer thereof, the dealer, or in transit companies therein, 21

shall be issued one license plate only and one validation sticker, 22
or a validation sticker alone, and the license plate and 23
validation sticker shall be displayed only on the rear of such 24
vehicles. A commercial tractor that does not receive an 25
apportioned license plate under the international registration 26
plan shall be issued two license plates and one validation 27
sticker, and the validation sticker shall be displayed on the 28
front of the commercial tractor. An apportioned vehicle receiving 29
an apportioned license plate under the international registration 30
plan shall be issued one license plate only and one validation 31
sticker, or a validation sticker alone; the license plate shall be 32
displayed only on the front of a semitractor and on the rear of 33
all other vehicles. School buses shall not be issued license 34
plates but shall bear identifying numbers in the manner prescribed 35
by section 4511.764 of the Revised Code. The certificate of 36
registration and license plates and validation stickers, or 37
validation stickers alone, shall be issued and delivered to the 38
owner in person or by mail. Chauffeured limousines shall be issued 39
license plates, a validation sticker, and a livery sticker as 40
provided in section 4503.24 of the Revised Code. In the event of 41
the loss, mutilation, or destruction of any certificate of 42
registration, or of any license plates or validation stickers, or 43
if the owner chooses to replace license plates previously issued 44
for a motor vehicle, or if the registration certificate and 45
license plates have been impounded as provided by division (B) (1) 46
of section 4507.02 and section 4507.16 of the Revised Code, the 47
owner of a motor vehicle, or manufacturer or dealer, may obtain 48
from the registrar, or from a deputy registrar if authorized by 49
the registrar, a duplicate thereof or new license plates bearing a 50
different number, if the registrar considers it advisable, upon 51
filing an application prescribed by the registrar, and upon paying 52
a fee of one dollar for such certificate of registration, which 53

one dollar fee shall be deposited into the state treasury to the 54
credit of the state bureau of motor vehicles fund created in 55
section 4501.25 of the Revised Code. Commencing with each request 56
made on or after October 1, 2009, or in conjunction with 57
replacement license plates issued for renewal registrations 58
expiring on or after October 1, 2009, a fee of seven dollars and 59
fifty cents for each set of two license plates, or six dollars and 60
fifty cents for each single license plate or validation sticker 61
shall be charged and collected, of which the registrar shall 62
deposit five dollars and fifty cents of each seven dollar and 63
fifty cent fee or each six dollar and fifty cent fee into the 64
state treasury to the credit of the state highway safety fund 65
created in section 4501.06 of the Revised Code and the remaining 66
portion of each such fee into the state treasury to the credit of 67
the state bureau of motor vehicles fund created in section 4501.25 68
of the Revised Code. In addition, each applicant for a replacement 69
certificate of registration, license plate, or validation sticker 70
shall pay the fees provided in divisions (C) and (D) of section 71
4503.10 of the Revised Code. 72

~~The registrar shall pay five dollars and fifty cents of the~~ 73
~~fee collected for each license plate or set of license plates~~ 74
~~issued into the state highway safety fund created in section~~ 75
~~4501.06 of the Revised Code.~~ 76

Additionally, the registrar and each deputy registrar who 77
either issues license plates and a validation sticker for use on 78
any vehicle other than a commercial tractor, semitrailer, or 79
apportioned vehicle, or who issues a validation sticker alone for 80
use on such a vehicle and the owner has changed the owner's county 81
of residence since the owner last was issued county identification 82
stickers, also shall issue and deliver to the owner either one or 83
two county identification stickers, as appropriate, which shall be 84

attached to the license plates in a manner prescribed by the 85
 director of public safety. The county identification stickers 86
 shall identify prominently by name or number the county in which 87
 the owner of the vehicle resides at the time of registration. 88

(B) Whoever violates this section is guilty of a minor 89
 misdemeanor. 90

Sec. 4503.40. The For each registration renewal with an 91
expiration date before October 1, 2009, and for each initial 92
application for registration received before that date the 93
registrar of motor vehicles shall be allowed a fee not to exceed 94
ten dollars, and for each registration renewal with an expiration 95
date on or after October 1, 2009, and for each initial application 96
for registration received on or after that date the registrar of 97
~~motor vehicles~~ shall be allowed a fee of twenty-five dollars, for 98
 each application received by the registrar for special state 99
 reserved license plate numbers and the issuing of such licenses, 100
 and validation stickers, in the several series as the registrar 101
 may designate. The fee shall be in addition to the license tax 102
 established by this chapter and, where applicable, Chapter 4504. 103
 of the Revised Code. Seven dollars and fifty cents of the fee 104
 shall be for the purpose of compensating the bureau of motor 105
 vehicles for additional services required in the issuing of such 106
 licenses, and the remaining ~~seventeen dollars and fifty cents~~ 107
portion of the fee shall be deposited by the registrar into the 108
 state treasury to the credit of the state highway safety fund 109
 created by section 4501.06 of the Revised Code. The types of motor 110
 vehicles for which special state reserved license plates may be 111
 issued in accordance with this section shall include at least 112
 motorcycles, buses, passenger cars, and noncommercial motor 113
 vehicles. 114

Sec. 4503.42. The For each registration renewal with an 115
expiration date before October 1, 2009, and for each initial 116
application for registration received before that date the 117
registrar of motor vehicles shall be allowed a fee not to exceed 118
thirty-five dollars, and for each registration renewal with an 119
expiration date on or after October 1, 2009, and for each initial 120
application for registration received on or after that date the 121
 registrar ~~of motor vehicles~~ shall be allowed a fee of fifty 122
 dollars, which shall be in addition to the regular license fee for 123
 tags as prescribed under section 4503.04 of the Revised Code and 124
 any tax levied under section 4504.02 or 4504.06 of the Revised 125
 Code, for each application received by the registrar for special 126
 reserved license plate numbers containing more than three letters 127
 or numerals, and the issuing of such licenses and validation 128
 stickers in the several series as the registrar may designate. 129
 Five dollars of the fee shall be for the purpose of compensating 130
 the bureau of motor vehicles for additional services required in 131
 the issuing of such licenses and validation stickers, and the 132
 remaining ~~forty five dollars~~ portion of the fee shall be deposited 133
 by the registrar into the state treasury to the credit of the 134
 state highway safety fund created by section 4501.06 of the 135
 Revised Code. 136

This section does not apply to the issuance of reserved 137
 license plates as authorized by sections 4503.14, 4503.15, and 138
 4503.40 of the Revised Code. The types of motor vehicles for which 139
 license plate numbers containing more than three letters or 140
 numerals may be issued in accordance with this section shall 141
 include at least buses, passenger cars, and noncommercial motor 142
 vehicles." 143

In line 98972, after "4503.103," insert "4503.19, 4503.40, 144
 4503.42," 145

In line 154 of the title, after "4503.103," insert "4503.19,	146
4503.40, 4503.42,"	147

The motion was _____ agreed to.

SYNOPSIS

Fees for Certain Special and Replacement License Plates	148
R.C. 4503.19, 4503.40, and 4503.42	149
Provides that the fee increases for special field reserve license plates from \$10 to \$25 and special personalized license plates from \$35 to \$50 enacted in Am. Sub. H.B. 2 of the 128th General Assembly apply for each registration renewal with an expiration date on or after October 1, 2009, and for each initial application for registration received on or after that date.	150
Clarifies that \$7.50 of each special field reserve license plate fee, whether it is \$10 or \$25, is to compensate the Bureau of Motor Vehicles for the expenses it incurs in issuing the license plates and the remainder of each such fee, whether it is \$2.50 or \$17.50, is to be deposited into the State Highway Safety Fund.	151
Clarifies that \$5 of each special personalized license plate fee, whether it is \$35 or \$50, is to compensate the Bureau of Motor Vehicles for the expenses it incurs in issuing the license plates and the remainder of each such fee, whether it is \$30 or \$45, is to be deposited into the State Highway Safety Fund. Clarifies that the \$1 fee charged for a replacement certificate of registration is to be deposited into the State Bureau of Motor Vehicles Fund.	152
Provides that \$2 of each \$7.50 fee charged for a replacement set of two license plates and each \$6.50 fee charged for a single replacement license plate or replacement validation sticker is to be deposited into the State Bureau of Motor Vehicles Fund.	153
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5 _____ moved to amend as follows:

6 In line 23309, reinsert "ten"; delete "twelve"; reinsert
7 "fifty"; delete "twenty-five"; after "fee" insert "when there is
8 a notation of a lien or security interest on the certificate of
9 title and twelve dollars when there is no lien or security
10 interest noted on the certificate of title"

11 In line 72734, reinsert "eleven"; delete "twelve"; reinsert
12 "fifty"; delete "twenty-five"

13 In line 72735, after "fee" insert "for each certificate of
14 title when there is a notation of a lien or security interest on
15 the certificate of title, twelve dollars and twenty-five cents
16 when there is no lien or security interest noted on the
17 certificate of title, and eleven dollars and fifty cents for
18 each duplicate certificate of title"

19 In line 72750, reinsert "to a motor"

20 In line 72751, reinsert "vehicle dealer for resale"; after
21 "and" insert an underlined comma; reinsert "one dollar for"

22 In line 72752, reinsert "certificates of title issued" and
23 insert "with a lien or security interest noted on the

24 certificate of title, and twenty-five cents for each certificate
25 of title with no lien or security interest noted on the
26 certificate of title"

27 In line 76236, reinsert "eleven"; delete "twelve"; reinsert
28 "fifty"; delete "twenty-five"

29 In line 76237, after "fee" insert "for each certificate of
30 title when there is a notation of a lien or security interest on
31 the certificate of title, twelve dollars and twenty-five cents
32 when there is no lien or security interest noted on the
33 certificate of title, and eleven dollars and fifty cents for
34 each duplicate certificate of title"

35 In line 76252, reinsert "that is issued to a"

36 In line 76253, reinsert "motor vehicle dealer for resale";
37 after "and" insert an underlined comma; reinsert "one dollar
38 for"

39 In line 76254, reinsert "certificates of title"; after
40 "issued" insert "with a lien or security interest noted on the
41 certificate of title, and twenty-five cents for each certificate
42 of title with no lien or security interest noted on the
43 certificate of title"

44 The motion was _____ agreed to.

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SYNOPSIS

46

Clerk of Courts Titling Fees

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R.C. 1548.10, 4505.09, and 4519.59

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Revises the amount of each fee (generally increased by \$10 in Am. Sub. H.B. 2 of the 128th General Assembly) that a clerk of a court of common pleas retains for issuing a certificate of title as follows: (1) \$10.50 for each watercraft or outboard motor certificate of title issued with a lien or security interest noted on the certificate of title and \$12 when there is no lien or security interest notation and (2) \$11.50 for each motor vehicle, off-highway motorcycle, or all-purpose vehicle certificate of title when there is a lien or security interest noted on the certificate of title, \$12.25 when there is no lien or security interest notation, and \$11.50 for each duplicate certificate of title; accordingly adjusts the remaining amounts paid by a clerk to the Registrar of Motor Vehicles.

5 _____ moved to amend as follows:

6 In line 517, delete "5111.179,"

7 Delete lines 83634 through 83654

8 Between lines 105915 and 105916, insert:

9 "Section ____ . MEDICAID NONEMERGENCY MEDICAL
10 TRANSPORTATION MANAGEMENT PILOT PROGRAM

11 (A) The Department of Job and Family Services shall
12 establish a Medicaid nonemergency medical transportation
13 management pilot program. The pilot program shall be operated
14 for two years.

15 (B) A county department of job and family services serving
16 a county with a population greater than four hundred thousand
17 persons may participate in the pilot program. A county
18 department participating in the pilot program shall identify
19 which groups of Medicaid recipients residing in the county shall
20 be required to participate in the pilot program. The county
21 department shall also contract with one or more medical
22 transportation management organizations to have the
23 organizations manage nonemergency medical transportation

24 services provided under the Medicaid program to the groups
25 required to participate in the pilot program. To be eligible to
26 contract with a county department, a medical transportation
27 management organization must have experience in coordinating
28 nonemergency medical transportation services.

29 (C) A medical transportation management organization that
30 contracts with a county department shall report monthly to the
31 county department. Each report shall contain all of the
32 following information:

33 (1) A description of the transportation services provided
34 to Medicaid recipients participating in the pilot program,
35 including details on the varying modes of transportation used in
36 providing the services and the frequency at which the services
37 were provided;

38 (2) The number of times nonemergency medical
39 transportation providers failed to arrive for an appointment to
40 transport a participant in the pilot program;

41 (3) The number of times nonemergency medical
42 transportation providers were late for an appointment to
43 transport a participant in the pilot program and the lengths of
44 the delays;

45 (4) The cost of the nonemergency medical transportation
46 services provided to participants in the pilot program;

47 (5) Other indicators of the quality of nonemergency
48 transportation services provided to participants in the pilot
49 program that the county department requests to be included in
50 the reports.

51 (D) On conclusion of the pilot program, the Department,
52 with assistance from each county department that participated in
53 the pilot program, shall submit a report regarding the pilot
54 program to the Governor, and in accordance with section 101.68
55 of the Revised Code, the General Assembly. The report shall
56 specify the amount of savings, if any, the Medicaid program
57 realized as a result of the pilot program."

58 In line 254 of the title, delete "5111.179,"

59 The motion was _____ agreed to.

60 SYNOPSIS

61 **Medicaid Nonemergency Medical Transportation Management**

62 **Section _____**

63 Requires the Department of Job and Family Services to
64 establish a two-year pilot program under which county
65 departments of job and family services serving a county with at
66 least 400,000 persons may contract with nonemergency medical
67 transportation management organizations to manage nonemergency
68 medical transportation services provided to groups of Medicaid
69 recipients the county department includes in the pilot program.

Sub. H.B. 1
LSC 128 0516-4
HC-2357

_____ moved to amend as follows:

In line 452, after "4733.10," insert "4734.25," 1

Between lines 76903 and 76904, insert: 2

"Sec. 4734.25. A license to practice chiropractic from the 3
state chiropractic board expires ~~annually on the first day of~~ 4
January biennially in accordance with the schedule established in 5
rules adopted under this section and may be renewed. The renewal 6
process shall be conducted in accordance with the standard renewal 7
procedures of Chapter 4745. of the Revised Code, except that the 8
board's executive director shall notify each license holder of the 9
license renewal requirements of this section not later than sixty 10
days prior to the license's expiration date. When an application 11
for renewal is submitted, the applicant shall provide the 12
information necessary to process the application and pay a renewal 13
fee ~~of two hundred fifty dollars~~ in an amount the board specifies 14
in rules adopted under this section. 15

Before a renewal of license is issued by the board, the 16
licensee shall furnish the board with satisfactory evidence that 17
the licensee has completed during the current licensing period not 18
less than the number of hours of continuing education that the 19
board requires in rules adopted under this section. For an 20
activity to be applied toward the continuing education 21

requirement, the activity must meet the board's approval as a 22
 continuing education activity, as specified in rules adopted under 23
 this section. Any exception from the continuing education 24
 requirement must be approved by the board. 25

Failure of a licensee to comply with this section, ~~including~~ 26
~~failure to pay the renewal fee on or before the first day of~~ 27
~~January of each year,~~ shall operate as an automatic forfeiture of 28
 the right of the licensee to practice chiropractic in this state. 29
 A forfeited license may be reinstated by the board upon payment of 30
 all fees due and a penalty fee ~~of one hundred fifty dollars~~ in an 31
amount the board specifies in rules adopted under this section for 32
 reinstatement, in addition to satisfying the board of having 33
 complied with the continuing education requirements of this 34
 section. If an individual's license has been forfeited for two or 35
 more years, the board may also require as a condition of 36
 reinstatement that the individual complete training or testing as 37
 specified by the board. 38

The board shall adopt any rules it considers necessary to 39
 implement this section, including standards for approval of 40
 continuing education in the practice of chiropractic. All rules 41
 adopted under this section shall be adopted in accordance with 42
 Chapter 119. of the Revised Code." 43

In line 98981, after "4733.10," insert "4734.25," 44

In line 167 of the title, after "4733.10," insert "4734.25," 45

The motion was _____ agreed to.

SYNOPSIS

Renewal of Chiropractic License

R.C. 4734.25

47

Requires a license to practice chiropractic to be renewed
biennially (rather than annually as provided under current law).

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49

Provides that the fee for the renewal of a license to
practice chiropractic and penalty for failure to renew be in an
amount determined by the State Chiropractic Board (rather than,
respectively, \$250 and \$150 as provided under current law).

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Sub. H.B. 1
LSC 128 0516-4
HC-2360



_____ moved to amend as follows:

In line 472, after "5705.392," insert "5709.62, 5709.63,
5709.632,"

Between lines 89135 and 89136, insert:

"Sec. 5709.62. (A) In any municipal corporation that is
defined by the United States office of management and budget as a
principal city of a metropolitan statistical area, the legislative
authority of the municipal corporation may designate one or more
areas within its municipal corporation as proposed enterprise
zones. Upon designating an area, the legislative authority shall
petition the director of development for certification of the area
as having the characteristics set forth in division (A) (1) of
section 5709.61 of the Revised Code as amended by Substitute
Senate Bill No. 19 of the 120th general assembly. Except as
otherwise provided in division (E) of this section, on and after
July 1, 1994, legislative authorities shall not enter into
agreements under this section unless the legislative authority has
petitioned the director and the director has certified the zone
under this section as amended by that act; however, all agreements
entered into under this section as it existed prior to July 1,
1994, and the incentives granted under those agreements shall
remain in effect for the period agreed to under those agreements.

Within sixty days after receiving such a petition, the director 22
shall determine whether the area has the characteristics set forth 23
in division (A)(1) of section 5709.61 of the Revised Code, and 24
shall forward the findings to the legislative authority of the 25
municipal corporation. If the director certifies the area as 26
having those characteristics, and thereby certifies it as a zone, 27
the legislative authority may enter into an agreement with an 28
enterprise under division (C) of this section. 29

(B) Any enterprise that wishes to enter into an agreement 30
with a municipal corporation under division (C) of this section 31
shall submit a proposal to the legislative authority of the 32
municipal corporation on a form prescribed by the director of 33
development, together with the application fee established under 34
section 5709.68 of the Revised Code. The form shall require the 35
following information: 36

(1) An estimate of the number of new employees whom the 37
enterprise intends to hire, or of the number of employees whom the 38
enterprise intends to retain, within the zone at a facility that 39
is a project site, and an estimate of the amount of payroll of the 40
enterprise attributable to these employees; 41

(2) An estimate of the amount to be invested by the 42
enterprise to establish, expand, renovate, or occupy a facility, 43
including investment in new buildings, additions or improvements 44
to existing buildings, machinery, equipment, furniture, fixtures, 45
and inventory; 46

(3) A listing of the enterprise's current investment, if any, 47
in a facility as of the date of the proposal's submission. 48

The enterprise shall review and update the listings required 49
under this division to reflect material changes, and any agreement 50
entered into under division (C) of this section shall set forth 51
final estimates and listings as of the time the agreement is 52

entered into. The legislative authority may, on a separate form
and at any time, require any additional information necessary to
determine whether an enterprise is in compliance with an agreement
and to collect the information required to be reported under
section 5709.68 of the Revised Code.

(C) Upon receipt and investigation of a proposal under
division (B) of this section, if the legislative authority finds
that the enterprise submitting the proposal is qualified by
financial responsibility and business experience to create and
preserve employment opportunities in the zone and improve the
economic climate of the municipal corporation, the legislative
authority, on or before October 15, ~~2009~~ 2010, may do one of the
following:

(1) Enter into an agreement with the enterprise under which
the enterprise agrees to establish, expand, renovate, or occupy a
facility and hire new employees, or preserve employment
opportunities for existing employees, in return for one or more of
the following incentives:

(a) Exemption for a specified number of years, not to exceed
fifteen, of a specified portion, up to seventy-five per cent, of
the assessed value of tangible personal property first used in
business at the project site as a result of the agreement. If an
exemption for inventory is specifically granted in the agreement
pursuant to this division, the exemption applies to inventory
required to be listed pursuant to sections 5711.15 and 5711.16 of
the Revised Code, except that, in the instance of an expansion or
other situations in which an enterprise was in business at the
facility prior to the establishment of the zone, the inventory
that is exempt is that amount or value of inventory in excess of
the amount or value of inventory required to be listed in the
personal property tax return of the enterprise in the return for

the tax year in which the agreement is entered into. 84

(b) Exemption for a specified number of years, not to exceed 85
 fifteen, of a specified portion, up to seventy-five per cent, of 86
 the increase in the assessed valuation of real property 87
 constituting the project site subsequent to formal approval of the 88
 agreement by the legislative authority; 89

(c) Provision for a specified number of years, not to exceed 90
 fifteen, of any optional services or assistance that the municipal 91
 corporation is authorized to provide with regard to the project 92
 site. 93

(2) Enter into an agreement under which the enterprise agrees 94
 to remediate an environmentally contaminated facility, to spend an 95
 amount equal to at least two hundred fifty per cent of the true 96
 value in money of the real property of the facility prior to 97
 remediation as determined for the purposes of property taxation to 98
 establish, expand, renovate, or occupy the remediated facility, 99
 and to hire new employees or preserve employment opportunities for 100
 existing employees at the remediated facility, in return for one 101
 or more of the following incentives: 102

(a) Exemption for a specified number of years, not to exceed 103
 fifteen, of a specified portion, not to exceed fifty per cent, of 104
 the assessed valuation of the real property of the facility prior 105
 to remediation; 106

(b) Exemption for a specified number of years, not to exceed 107
 fifteen, of a specified portion, not to exceed one hundred per 108
 cent, of the increase in the assessed valuation of the real 109
 property of the facility during or after remediation; 110

(c) The incentive under division (C) (1) (a) of this section, 111
 except that the percentage of the assessed value of such property 112
 exempted from taxation shall not exceed one hundred per cent; 113

(d) The incentive under division (C) (1) (c) of this section.	114
(3) Enter into an agreement with an enterprise that plans to purchase and operate a large manufacturing facility that has ceased operation or announced its intention to cease operation, in return for exemption for a specified number of years, not to exceed fifteen, of a specified portion, up to one hundred per cent, of the assessed value of tangible personal property used in business at the project site as a result of the agreement, or of the assessed valuation of real property constituting the project site, or both.	115 116 117 118 119 120 121 122 123
(D) (1) Notwithstanding divisions (C) (1) (a) and (b) of this section, the portion of the assessed value of tangible personal property or of the increase in the assessed valuation of real property exempted from taxation under those divisions may exceed seventy-five per cent in any year for which that portion is exempted if the average percentage exempted for all years in which the agreement is in effect does not exceed sixty per cent, or if the board of education of the city, local, or exempted village school district within the territory of which the property is or will be located approves a percentage in excess of seventy-five per cent.	124 125 126 127 128 129 130 131 132 133 134
(2) Notwithstanding any provision of the Revised Code to the contrary, the exemptions described in divisions (C) (1) (a), (b), and (c), (C) (2) (a), (b), and (c), and (C) (3) of this section may be for up to fifteen years if the board of education of the city, local, or exempted village school district within the territory of which the property is or will be located approves a number of years in excess of ten.	135 136 137 138 139 140 141
(3) For the purpose of obtaining the approval of a city, local, or exempted village school district under division (D) (1) or (2) of this section, the legislative authority shall deliver to	142 143 144

the board of education a notice not later than forty-five days
prior to approving the agreement, excluding Saturdays, Sundays,
and legal holidays as defined in section 1.14 of the Revised Code.
The notice shall state the percentage to be exempted, an estimate
of the true value of the property to be exempted, and the number
of years the property is to be exempted. The board of education,
by resolution adopted by a majority of the board, shall approve or
disapprove the agreement and certify a copy of the resolution to
the legislative authority not later than fourteen days prior to
the date stipulated by the legislative authority as the date upon
which approval of the agreement is to be formally considered by
the legislative authority. The board of education may include in
the resolution conditions under which the board would approve the
agreement, including the execution of an agreement to compensate
the school district under division (B) of section 5709.82 of the
Revised Code. The legislative authority may approve the agreement
at any time after the board of education certifies its resolution
approving the agreement to the legislative authority, or, if the
board approves the agreement conditionally, at any time after the
conditions are agreed to by the board and the legislative
authority.

If a board of education has adopted a resolution waiving its
right to approve agreements and the resolution remains in effect,
approval of an agreement by the board is not required under this
division. If a board of education has adopted a resolution
allowing a legislative authority to deliver the notice required
under this division fewer than forty-five business days prior to
the legislative authority's approval of the agreement, the
legislative authority shall deliver the notice to the board not
later than the number of days prior to such approval as prescribed
by the board in its resolution. If a board of education adopts a
resolution waiving its right to approve agreements or shortening

the notification period, the board shall certify a copy of the
 resolution to the legislative authority. If the board of education
 rescinds such a resolution, it shall certify notice of the
 rescission to the legislative authority.

(4) The legislative authority shall comply with section
 5709.83 of the Revised Code unless the board of education has
 adopted a resolution under that section waiving its right to
 receive such notice.

(E) This division applies to zones certified by the director
 of development under this section prior to July 22, 1994.

On or before October 15, ~~2009~~ 2010, the legislative authority
 that designated a zone to which this division applies may enter
 into an agreement with an enterprise if the legislative authority
 finds that the enterprise satisfies one of the criteria described
 in divisions (E) (1) to (5) of this section:

(1) The enterprise currently has no operations in this state
 and, subject to approval of the agreement, intends to establish
 operations in the zone;

(2) The enterprise currently has operations in this state
 and, subject to approval of the agreement, intends to establish
 operations at a new location in the zone that would not result in
 a reduction in the number of employee positions at any of the
 enterprise's other locations in this state;

(3) The enterprise, subject to approval of the agreement,
 intends to relocate operations, currently located in another
 state, to the zone;

(4) The enterprise, subject to approval of the agreement,
 intends to expand operations at an existing site in the zone that
 the enterprise currently operates;

(5) The enterprise, subject to approval of the agreement,

intends to relocate operations, currently located in this state, 207
to the zone, and the director of development has issued a waiver 208
for the enterprise under division (B) of section 5709.633 of the 209
Revised Code. 210

The agreement shall require the enterprise to agree to 211
establish, expand, renovate, or occupy a facility in the zone and 212
hire new employees, or preserve employment opportunities for 213
existing employees, in return for one or more of the incentives 214
described in division (C) of this section. 215

(F) All agreements entered into under this section shall be 216
in the form prescribed under section 5709.631 of the Revised Code. 217
After an agreement is entered into under this section, if the 218
legislative authority revokes its designation of a zone, or if the 219
director of development revokes a zone's certification, any 220
entitlements granted under the agreement shall continue for the 221
number of years specified in the agreement. 222

(G) Except as otherwise provided in this division, an 223
agreement entered into under this section shall require that the 224
enterprise pay an annual fee equal to the greater of one per cent 225
of the dollar value of incentives offered under the agreement or 226
five hundred dollars; provided, however, that if the value of the 227
incentives exceeds two hundred fifty thousand dollars, the fee 228
shall not exceed two thousand five hundred dollars. The fee shall 229
be payable to the legislative authority once per year for each 230
year the agreement is effective on the days and in the form 231
specified in the agreement. Fees paid shall be deposited in a 232
special fund created for such purpose by the legislative authority 233
and shall be used by the legislative authority exclusively for the 234
purpose of complying with section 5709.68 of the Revised Code and 235
by the tax incentive review council created under section 5709.85 236
of the Revised Code exclusively for the purposes of performing the 237

duties prescribed under that section. The legislative authority
may waive or reduce the amount of the fee charged against an
enterprise, but such a waiver or reduction does not affect the
obligations of the legislative authority or the tax incentive
review council to comply with section 5709.68 or 5709.85 of the
Revised Code.

(H) When an agreement is entered into pursuant to this
section, the legislative authority authorizing the agreement shall
forward a copy of the agreement to the director of development and
to the tax commissioner within fifteen days after the agreement is
entered into. If any agreement includes terms not provided for in
section 5709.631 of the Revised Code affecting the revenue of a
city, local, or exempted village school district or causing
revenue to be foregone by the district, including any compensation
to be paid to the school district pursuant to section 5709.82 of
the Revised Code, those terms also shall be forwarded in writing
to the director of development along with the copy of the
agreement forwarded under this division.

(I) After an agreement is entered into, the enterprise shall
file with each personal property tax return required to be filed,
or annual report required to be filed under section 5727.08 of the
Revised Code, while the agreement is in effect, an informational
return, on a form prescribed by the tax commissioner for that
purpose, setting forth separately the property, and related costs
and values, exempted from taxation under the agreement.

(J) Enterprises may agree to give preference to residents of
the zone within which the agreement applies relative to residents
of this state who do not reside in the zone when hiring new
employees under the agreement.

(K) An agreement entered into under this section may include
a provision requiring the enterprise to create one or more

temporary internship positions for students enrolled in a course 269
of study at a school or other educational institution in the 270
vicinity, and to create a scholarship or provide another form of 271
educational financial assistance for students holding such a 272
position in exchange for the student's commitment to work for the 273
enterprise at the completion of the internship. 274

(L) The tax commissioner's authority in determining the 275
accuracy of any exemption granted by an agreement entered into 276
under this section is limited to divisions (C) (1) (a) and (b), 277
(C) (2) (a), (b), and (c), (C) (3), (D), and (I) of this section and 278
divisions (B) (1) to (10) of section 5709.631 of the Revised Code 279
and, as authorized by law, to enforcing any modification to, or 280
revocation of, that agreement by the legislative authority of a 281
municipal corporation or the director of development. 282

Sec. 5709.63. (A) With the consent of the legislative 283
authority of each affected municipal corporation or of a board of 284
township trustees, a board of county commissioners may, in the 285
manner set forth in section 5709.62 of the Revised Code, designate 286
one or more areas in one or more municipal corporations or in 287
unincorporated areas of the county as proposed enterprise zones. A 288
board of county commissioners may designate no more than one area 289
within a township, or within adjacent townships, as a proposed 290
enterprise zone. The board shall petition the director of 291
development for certification of the area as having the 292
characteristics set forth in division (A) (1) or (2) of section 293
5709.61 of the Revised Code as amended by Substitute Senate Bill 294
No. 19 of the 120th general assembly. Except as otherwise provided 295
in division (D) of this section, on and after July 1, 1994, boards 296
of county commissioners shall not enter into agreements under this 297
section unless the board has petitioned the director and the 298
director has certified the zone under this section as amended by 299

that act; however, all agreements entered into under this section 300
 as it existed prior to July 1, 1994, and the incentives granted 301
 under those agreements shall remain in effect for the period 302
 agreed to under those agreements. The director shall make the 303
 determination in the manner provided under section 5709.62 of the 304
 Revised Code. 305

Any enterprise wishing to enter into an agreement with the 306
 board under division (B) or (D) of this section shall submit a 307
 proposal to the board on the form and accompanied by the 308
 application fee prescribed under division (B) of section 5709.62 309
 of the Revised Code. The enterprise shall review and update the 310
 estimates and listings required by the form in the manner required 311
 under that division. The board may, on a separate form and at any 312
 time, require any additional information necessary to determine 313
 whether an enterprise is in compliance with an agreement and to 314
 collect the information required to be reported under section 315
 5709.68 of the Revised Code. 316

(B) If the board of county commissioners finds that an 317
 enterprise submitting a proposal is qualified by financial 318
 responsibility and business experience to create and preserve 319
 employment opportunities in the zone and to improve the economic 320
 climate of the municipal corporation or municipal corporations or 321
 the unincorporated areas in which the zone is located and to which 322
 the proposal applies, the board, on or before October 15, ~~2009~~ 323
2010, and with the consent of the legislative authority of each 324
 affected municipal corporation or of the board of township 325
 trustees may do either of the following: 326

(1) Enter into an agreement with the enterprise under which 327
 the enterprise agrees to establish, expand, renovate, or occupy a 328
 facility in the zone and hire new employees, or preserve 329
 employment opportunities for existing employees, in return for the 330

following incentives: 331

(a) When the facility is located in a municipal corporation, 332
the board may enter into an agreement for one or more of the 333
incentives provided in division (C) of section 5709.62 of the 334
Revised Code, subject to division (D) of that section; 335

(b) When the facility is located in an unincorporated area, 336
the board may enter into an agreement for one or more of the 337
following incentives: 338

(i) Exemption for a specified number of years, not to exceed 339
fifteen, of a specified portion, up to sixty per cent, of the 340
assessed value of tangible personal property first used in 341
business at a project site as a result of the agreement. If an 342
exemption for inventory is specifically granted in the agreement 343
pursuant to this division, the exemption applies to inventory 344
required to be listed pursuant to sections 5711.15 and 5711.16 of 345
the Revised Code, except, in the instance of an expansion or other 346
situations in which an enterprise was in business at the facility 347
prior to the establishment of the zone, the inventory that is 348
exempt is that amount or value of inventory in excess of the 349
amount or value of inventory required to be listed in the personal 350
property tax return of the enterprise in the return for the tax 351
year in which the agreement is entered into. 352

(ii) Exemption for a specified number of years, not to exceed 353
fifteen, of a specified portion, up to sixty per cent, of the 354
increase in the assessed valuation of real property constituting 355
the project site subsequent to formal approval of the agreement by 356
the board; 357

(iii) Provision for a specified number of years, not to 358
exceed fifteen, of any optional services or assistance the board 359
is authorized to provide with regard to the project site; 360

(iv) The incentive described in division (C) (2) of section 361
5709.62 of the Revised Code. 362

(2) Enter into an agreement with an enterprise that plans to 363
purchase and operate a large manufacturing facility that has 364
ceased operation or has announced its intention to cease 365
operation, in return for exemption for a specified number of 366
years, not to exceed fifteen, of a specified portion, up to one 367
hundred per cent, of tangible personal property used in business 368
at the project site as a result of the agreement, or of real 369
property constituting the project site, or both. 370

(C) (1) (a) Notwithstanding divisions (B) (1) (b) (i) and (ii) of 371
this section, the portion of the assessed value of tangible 372
personal property or of the increase in the assessed valuation of 373
real property exempted from taxation under those divisions may 374
exceed sixty per cent in any year for which that portion is 375
exempted if the average percentage exempted for all years in which 376
the agreement is in effect does not exceed fifty per cent, or if 377
the board of education of the city, local, or exempted village 378
school district within the territory of which the property is or 379
will be located approves a percentage in excess of sixty per cent. 380

(b) Notwithstanding any provision of the Revised Code to the 381
contrary, the exemptions described in divisions (B) (1) (b) (i), 382
(ii), (iii), and (iv) and (B) (2) of this section may be for up to 383
fifteen years if the board of education of the city, local, or 384
exempted village school district within the territory of which the 385
property is or will be located approves a number of years in 386
excess of ten. 387

(c) For the purpose of obtaining the approval of a city, 388
local, or exempted village school district under division 389
(C) (1) (a) or (b) of this section, the board of county 390
commissioners shall deliver to the board of education a notice not 391

later than forty-five days prior to approving the agreement, 392
 excluding Saturdays, Sundays, and legal holidays as defined in 393
 section 1.14 of the Revised Code. The notice shall state the 394
 percentage to be exempted, an estimate of the true value of the 395
 property to be exempted, and the number of years the property is 396
 to be exempted. The board of education, by resolution adopted by a 397
 majority of the board, shall approve or disapprove the agreement 398
 and certify a copy of the resolution to the board of county 399
 commissioners not later than fourteen days prior to the date 400
 stipulated by the board of county commissioners as the date upon 401
 which approval of the agreement is to be formally considered by 402
 the board of county commissioners. The board of education may 403
 include in the resolution conditions under which the board would 404
 approve the agreement, including the execution of an agreement to 405
 compensate the school district under division (B) of section 406
 5709.82 of the Revised Code. The board of county commissioners may 407
 approve the agreement at any time after the board of education 408
 certifies its resolution approving the agreement to the board of 409
 county commissioners, or, if the board of education approves the 410
 agreement conditionally, at any time after the conditions are 411
 agreed to by the board of education and the board of county 412
 commissioners. 413

If a board of education has adopted a resolution waiving its 414
 right to approve agreements and the resolution remains in effect, 415
 approval of an agreement by the board of education is not required 416
 under division (C) of this section. If a board of education has 417
 adopted a resolution allowing a board of county commissioners to 418
 deliver the notice required under this division fewer than 419
 forty-five business days prior to approval of the agreement by the 420
 board of county commissioners, the board of county commissioners 421
 shall deliver the notice to the board of education not later than 422
 the number of days prior to such approval as prescribed by the 423

board of education in its resolution. If a board of education
adopts a resolution waiving its right to approve agreements or
shortening the notification period, the board of education shall
certify a copy of the resolution to the board of county
commissioners. If the board of education rescinds such a
resolution, it shall certify notice of the rescission to the board
of county commissioners.

(2) The board of county commissioners shall comply with
section 5709.83 of the Revised Code unless the board of education
has adopted a resolution under that section waiving its right to
receive such notice.

(D) This division applies to zones certified by the director
of development under this section prior to July 22, 1994.

On or before October 15, ~~2009~~ 2010, and with the consent of
the legislative authority of each affected municipal corporation
or board of township trustees of each affected township, the board
of county commissioners that designated a zone to which this
division applies may enter into an agreement with an enterprise if
the board finds that the enterprise satisfies one of the criteria
described in divisions (D) (1) to (5) of this section:

(1) The enterprise currently has no operations in this state
and, subject to approval of the agreement, intends to establish
operations in the zone;

(2) The enterprise currently has operations in this state
and, subject to approval of the agreement, intends to establish
operations at a new location in the zone that would not result in
a reduction in the number of employee positions at any of the
enterprise's other locations in this state;

(3) The enterprise, subject to approval of the agreement,
intends to relocate operations, currently located in another

state, to the zone;

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(4) The enterprise, subject to approval of the agreement, intends to expand operations at an existing site in the zone that the enterprise currently operates;

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(5) The enterprise, subject to approval of the agreement, intends to relocate operations, currently located in this state, to the zone, and the director of development has issued a waiver for the enterprise under division (B) of section 5709.633 of the Revised Code.

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The agreement shall require the enterprise to agree to establish, expand, renovate, or occupy a facility in the zone and hire new employees, or preserve employment opportunities for existing employees, in return for one or more of the incentives described in division (B) of this section.

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(E) All agreements entered into under this section shall be in the form prescribed under section 5709.631 of the Revised Code. After an agreement under this section is entered into, if the board of county commissioners revokes its designation of a zone, or if the director of development revokes a zone's certification, any entitlements granted under the agreement shall continue for the number of years specified in the agreement.

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(F) Except as otherwise provided in this division, an agreement entered into under this section shall require that the enterprise pay an annual fee equal to the greater of one per cent of the dollar value of incentives offered under the agreement or five hundred dollars; provided, however, that if the value of the incentives exceeds two hundred fifty thousand dollars, the fee shall not exceed two thousand five hundred dollars. The fee shall be payable to the board of county commissioners once per year for each year the agreement is effective on the days and in the form specified in the agreement. Fees paid shall be deposited in a

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special fund created for such purpose by the board and shall be 485
 used by the board exclusively for the purpose of complying with 486
 section 5709.68 of the Revised Code and by the tax incentive 487
 review council created under section 5709.85 of the Revised Code 488
 exclusively for the purposes of performing the duties prescribed 489
 under that section. The board may waive or reduce the amount of 490
 the fee charged against an enterprise, but such waiver or 491
 reduction does not affect the obligations of the board or the tax 492
 incentive review council to comply with section 5709.68 or 5709.85 493
 of the Revised Code, respectively. 494

(G) With the approval of the legislative authority of a 495
 municipal corporation or the board of township trustees of a 496
 township in which a zone is designated under division (A) of this 497
 section, the board of county commissioners may delegate to that 498
 legislative authority or board any powers and duties of the board 499
 of county commissioners to negotiate and administer agreements 500
 with regard to that zone under this section. 501

(H) When an agreement is entered into pursuant to this 502
 section, the board of county commissioners authorizing the 503
 agreement or the legislative authority or board of township 504
 trustees that negotiates and administers the agreement shall 505
 forward a copy of the agreement to the director of development and 506
 to the tax commissioner within fifteen days after the agreement is 507
 entered into. If any agreement includes terms not provided for in 508
 section 5709.631 of the Revised Code affecting the revenue of a 509
 city, local, or exempted village school district or causing 510
 revenue to be foregone by the district, including any compensation 511
 to be paid to the school district pursuant to section 5709.82 of 512
 the Revised Code, those terms also shall be forwarded in writing 513
 to the director of development along with the copy of the 514
 agreement forwarded under this division. 515

(I) After an agreement is entered into, the enterprise shall 516
 file with each personal property tax return required to be filed, 517
 or annual report that is required to be filed under section 518
 5727.08 of the Revised Code, while the agreement is in effect, an 519
 informational return, on a form prescribed by the tax commissioner 520
 for that purpose, setting forth separately the property, and 521
 related costs and values, exempted from taxation under the 522
 agreement. 523

(J) Enterprises may agree to give preference to residents of 524
 the zone within which the agreement applies relative to residents 525
 of this state who do not reside in the zone when hiring new 526
 employees under the agreement. 527

(K) An agreement entered into under this section may include 528
 a provision requiring the enterprise to create one or more 529
 temporary internship positions for students enrolled in a course 530
 of study at a school or other educational institution in the 531
 vicinity, and to create a scholarship or provide another form of 532
 educational financial assistance for students holding such a 533
 position in exchange for the student's commitment to work for the 534
 enterprise at the completion of the internship. 535

(L) The tax commissioner's authority in determining the 536
 accuracy of any exemption granted by an agreement entered into 537
 under this section is limited to divisions (B)(1)(b)(i) and (ii), 538
 (B)(2), (C), and (I) of this section, division (B)(1)(b)(iv) of 539
 this section as it pertains to divisions (C)(2)(a), (b), and (c) 540
 of section 5709.62 of the Revised Code, and divisions (B)(1) to 541
 (10) of section 5709.631 of the Revised Code and, as authorized by 542
 law, to enforcing any modification to, or revocation of, that 543
 agreement by the board of county commissioners or the director of 544
 development or, if the board's powers and duties are delegated 545
 under division (G) of this section, by the legislative authority 546

of a municipal corporation or board of township trustees. 547

Sec. 5709.632. (A) (1) The legislative authority of a 548
municipal corporation defined by the United States office of 549
management and budget as a principal city of a metropolitan 550
statistical area may, in the manner set forth in section 5709.62 551
of the Revised Code, designate one or more areas in the municipal 552
corporation as a proposed enterprise zone. 553

(2) With the consent of the legislative authority of each 554
affected municipal corporation or of a board of township trustees, 555
a board of county commissioners may, in the manner set forth in 556
section 5709.62 of the Revised Code, designate one or more areas 557
in one or more municipal corporations or in unincorporated areas 558
of the county as proposed urban jobs and enterprise zones, except 559
that a board of county commissioners may designate no more than 560
one area within a township, or within adjacent townships, as a 561
proposed urban jobs and enterprise zone. 562

(3) The legislative authority or board of county 563
commissioners may petition the director of development for 564
certification of the area as having the characteristics set forth 565
in division (A) (3) of section 5709.61 of the Revised Code. Within 566
sixty days after receiving such a petition, the director shall 567
determine whether the area has the characteristics set forth in 568
that division and forward the findings to the legislative 569
authority or board of county commissioners. If the director 570
certifies the area as having those characteristics and thereby 571
certifies it as a zone, the legislative authority or board may 572
enter into agreements with enterprises under division (B) of this 573
section. Any enterprise wishing to enter into an agreement with a 574
legislative authority or board of county commissioners under this 575
section and satisfying one of the criteria described in divisions 576
(B) (1) to (5) of this section shall submit a proposal to the 577

legislative authority or board on the form prescribed under 578
division (B) of section 5709.62 of the Revised Code and shall 579
review and update the estimates and listings required by the form 580
in the manner required under that division. The legislative 581
authority or board may, on a separate form and at any time, 582
require any additional information necessary to determine whether 583
an enterprise is in compliance with an agreement and to collect 584
the information required to be reported under section 5709.68 of 585
the Revised Code. 586

(B) Prior to entering into an agreement with an enterprise, 587
the legislative authority or board of county commissioners shall 588
determine whether the enterprise submitting the proposal is 589
qualified by financial responsibility and business experience to 590
create and preserve employment opportunities in the zone and to 591
improve the economic climate of the municipal corporation or 592
municipal corporations or the unincorporated areas in which the 593
zone is located and to which the proposal applies, and whether the 594
enterprise satisfies one of the following criteria: 595

(1) The enterprise currently has no operations in this state 596
and, subject to approval of the agreement, intends to establish 597
operations in the zone; 598

(2) The enterprise currently has operations in this state 599
and, subject to approval of the agreement, intends to establish 600
operations at a new location in the zone that would not result in 601
a reduction in the number of employee positions at any of the 602
enterprise's other locations in this state; 603

(3) The enterprise, subject to approval of the agreement, 604
intends to relocate operations, currently located in another 605
state, to the zone; 606

(4) The enterprise, subject to approval of the agreement, 607
intends to expand operations at an existing site in the zone that 608

the enterprise currently operates; 609

(5) The enterprise, subject to approval of the agreement, 610
intends to relocate operations, currently located in this state, 611
to the zone, and the director of development has issued a waiver 612
for the enterprise under division (B) of section 5709.633 of the 613
Revised Code. 614

(C) If the legislative authority or board determines that the 615
enterprise is so qualified and satisfies one of the criteria 616
described in divisions (B) (1) to (5) of this section, the 617
legislative authority or board may, after complying with section 618
5709.83 of the Revised Code and on or before October 15, ~~2009~~ 619
2010, and, in the case of a board of commissioners, with the 620
consent of the legislative authority of each affected municipal 621
corporation or of the board of township trustees, enter into an 622
agreement with the enterprise under which the enterprise agrees to 623
establish, expand, renovate, or occupy a facility in the zone and 624
hire new employees, or preserve employment opportunities for 625
existing employees, in return for the following incentives: 626

(1) When the facility is located in a municipal corporation, 627
a legislative authority or board of commissioners may enter into 628
an agreement for one or more of the incentives provided in 629
division (C) of section 5709.62 of the Revised Code, subject to 630
division (D) of that section; 631

(2) When the facility is located in an unincorporated area, a 632
board of commissioners may enter into an agreement for one or more 633
of the incentives provided in divisions (B) (1) (b), (B) (2), and 634
(B) (3) of section 5709.63 of the Revised Code, subject to division 635
(C) of that section. 636

(D) All agreements entered into under this section shall be 637
in the form prescribed under section 5709.631 of the Revised Code. 638
After an agreement under this section is entered into, if the 639

legislative authority or board of county commissioners revokes its
designation of the zone, or if the director of development revokes
the zone's certification, any entitlements granted under the
agreement shall continue for the number of years specified in the
agreement.

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(E) Except as otherwise provided in this division, an
agreement entered into under this section shall require that the
enterprise pay an annual fee equal to the greater of one per cent
of the dollar value of incentives offered under the agreement or
five hundred dollars; provided, however, that if the value of the
incentives exceeds two hundred fifty thousand dollars, the fee
shall not exceed two thousand five hundred dollars. The fee shall
be payable to the legislative authority or board of commissioners
once per year for each year the agreement is effective on the days
and in the form specified in the agreement. Fees paid shall be
deposited in a special fund created for such purpose by the
legislative authority or board and shall be used by the
legislative authority or board exclusively for the purpose of
complying with section 5709.68 of the Revised Code and by the tax
incentive review council created under section 5709.85 of the
Revised Code exclusively for the purposes of performing the duties
prescribed under that section. The legislative authority or board
may waive or reduce the amount of the fee charged against an
enterprise, but such waiver or reduction does not affect the
obligations of the legislative authority or board or the tax
incentive review council to comply with section 5709.68 or 5709.85
of the Revised Code, respectively.

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(F) With the approval of the legislative authority of a
municipal corporation or the board of township trustees of a
township in which a zone is designated under division (A) (2) of
this section, the board of county commissioners may delegate to

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that legislative authority or board any powers and duties of the 671
board to negotiate and administer agreements with regard to that 672
zone under this section. 673

(G) When an agreement is entered into pursuant to this 674
section, the legislative authority or board of commissioners 675
authorizing the agreement shall forward a copy of the agreement to 676
the director of development and to the tax commissioner within 677
fifteen days after the agreement is entered into. If any agreement 678
includes terms not provided for in section 5709.631 of the Revised 679
Code affecting the revenue of a city, local, or exempted village 680
school district or causing revenue to be foregone by the district, 681
including any compensation to be paid to the school district 682
pursuant to section 5709.82 of the Revised Code, those terms also 683
shall be forwarded in writing to the director of development along 684
with the copy of the agreement forwarded under this division. 685
686

(H) After an agreement is entered into, the enterprise shall 687
file with each personal property tax return required to be filed 688
while the agreement is in effect, an informational return, on a 689
form prescribed by the tax commissioner for that purpose, setting 690
forth separately the property, and related costs and values, 691
exempted from taxation under the agreement. 692

(I) An agreement entered into under this section may include 693
a provision requiring the enterprise to create one or more 694
temporary internship positions for students enrolled in a course 695
of study at a school or other educational institution in the 696
vicinity, and to create a scholarship or provide another form of 697
educational financial assistance for students holding such a 698
position in exchange for the student's commitment to work for the 699
enterprise at the completion of the internship." 700

In line 99001, after "5705.392," insert "5709.62, 5709.63, 701

5709.632, "

702

In line 194 of the title, after "5705.392," insert "5709.62,
5709.63, 5709.632, "

703

704

The motion was _____ agreed to.

SYNOPSIS

Enterprise Zones

705

R.C. 5709.62, 5709.63, and 5709.632

706

Extends the time from October 15, 2009, to October 15, 2010,
during which local governments may enter enterprise zone
agreements.

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Sub. H.B. 1
LSC 128 0516-4
HC-2361

5 _____ moved to amend as follows:

6 In line 108687, delete "(1)"

7 The motion was _____ agreed to.

8 SYNOPSIS

9 Allocation of Need-Based Block Grant for Nonprofit Private
10 Institutions
11 Section 371.50.82
12 Corrects an internal cross reference.

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5 _____ moved to amend as follows:

6 In line 49269, delete "courses of study" and insert
7 "educator preparation programs"

8 In line 49272, delete "courses of study" and insert
9 "educator preparation programs"

10 In line 49277, delete "courses of study" and insert
11 "educator preparation programs"

12 In line 49295, delete "courses of study" and insert
13 "educator preparation programs"

14 In line 49301, delete "courses"

15 In line 49302, delete "of study" and insert "educator
16 preparation programs"

17 In line 49303, delete "courses of study" and insert
18 "educator preparation programs"

19 In line 49313, delete "courses of study" and insert
20 "educator preparation programs"

21 In line 49316, delete "courses of study" and insert
22 "educator preparation programs"

23 The motion was _____ agreed to.

SYNOPSIS

24

25 **Educator Preparation Programs**

26 **R.C. 3333.048**

27 Requires the Chancellor of the Ohio Board of Regents and
28 the Superintendent of Public Instruction to establish "educator
29 preparation programs" (instead of "courses of study," as in the
30 bill) for the preparation of educators and other school
31 personnel.

1 128HB1-HC2363.docx/ar

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Sub. H.B. 1
LSC 128 0516-4
HC-2363

5 _____ moved to amend as follows:

6 In line 47589, delete "teacher" and insert "educator"

7 The motion was _____ agreed to.

8

SYNOPSIS

9

Educator Standards Board

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R.C. 3319.60

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Appoints three people employed by institutions of higher education that offer "educator" preparation programs, as opposed to "teacher" preparation programs, as stands currently in the bill.

Sub. H.B. 1

LSC 128 0516-4

HC-2365

_____ moved to amend as follows:

In line 404, after "3333.61," insert "3333.62," 1

Between lines 50127 and 50128, insert: 2

"Sec. 3333.62. The chancellor of the Ohio board of regents 3
shall establish a competitive process for making awards under the 4
choose Ohio first scholarship program and the Ohio research 5
scholars program. The chancellor, on completion of that process, 6
shall make a recommendation to the controlling board asking for 7
approval of each award selected by the chancellor. 8

Any state university or college may apply for one or more 9
awards under one or both programs. The state university or college 10
shall submit a proposal and other documentation required by the 11
chancellor, in the form and manner prescribed by the chancellor, 12
for each award it seeks. A proposal may propose an initiative to 13
be implemented solely by the state university or college or in 14
collaboration with other state institutions of higher education, 15
nonpublic Ohio universities or colleges, or other public or 16
nonpublic Ohio entities. A single proposal may seek an award under 17
one or both programs. 18

The chancellor shall determine which proposals will receive 19
awards each fiscal year, and the amount of each award, on the 20

basis of the merit of each proposal, which the chancellor, subject
to approval by the controlling board, shall determine based on one
or more of the following criteria:

(A) The quality of the program that is the subject of the
proposal and the extent to which additional resources will enhance
its quality;

(B) The extent to which the proposal is integrated with the
strengths of the regional economy;

(C) The extent to which the proposal is integrated with
centers of research excellence within the private sector;

(D) The amount of other institutional, public, or private
resources, whether monetary or nonmonetary, that the proposal
pledges to leverage;

(E) The extent to which the proposal is collaborative with
other public or nonpublic Ohio institutions of higher education;

(F) The extent to which the proposal is integrated with the
university's or college's mission and does not displace existing
resources already committed to the mission;

(G) The extent to which the proposal facilitates a more
efficient utilization of existing faculty and programs;

(H) The extent to which the proposal meets a statewide
educational need;

(I) The demonstrated productivity or future capacity of the
students or scientists to be recruited;

(J) The extent to which the proposal will create additional
capacity in educational or economic areas of need;

(K) The extent to which the proposal will encourage students
who received degrees in the fields of science, technology,
engineering, mathematics, or medicine from two-year institutions

to transfer to state universities or colleges to pursue 50
 baccalaureate degrees in science, technology, engineering, 51
 mathematics, or medicine; 52

(L) The extent to which the proposal encourages students 53
 enrolled in state universities to transfer into science, 54
 technology, engineering, mathematics, or medicine programs; 55

(M) The extent to which the proposal facilitates the 56
 completion of a baccalaureate degree in a cost-effective manner, 57
 for example, by facilitating students' completing two years at a 58
 two-year institution and two years at a state university or 59
 college; 60

(N) The extent to which the proposal allows attendance at a 61
 state university or college of students who otherwise could not 62
 afford to attend; 63

(O) The extent to which other institutional, public, or 64
 private resources pledged to the proposal will be deployed to 65
 assist in sustaining students' scholarships over their academic 66
 careers; 67

(P) The extent to which the proposal increases the likelihood 68
 that students will successfully complete their degree programs in 69
 science, technology, engineering, mathematics, or medicine or in 70
 science, technology, engineering, mathematics, or medical 71
 education; 72

(Q) The extent to which the proposal ensures that a student 73
 who is awarded a scholarship is appropriately qualified and 74
 prepared to successfully complete a degree program in science, 75
 technology, engineering, mathematics, or medicine or in science, 76
 technology, engineering, mathematics, or medical education; 77

(R) The extent to which the proposal will increase the number 78
of women participating in the choose Ohio first scholarship 79

program." 80

In line 98933, after "3333.61," insert "3333.62," 81

In line 112411, after "3333.61," insert "3333.62," 82

In line 101 of the title, after "3333.61," insert "3333.62," 83

The motion was _____ agreed to.

SYNOPSIS

Choose Ohio First Scholarship Program 84

R.C. 3333.62 85

Specifies that the criteria the Chancellor of the Board of Regents uses in awarding grants under the Scholarship Program include the extent to which a grant proposal will increase the number of women participating in the Scholarship Program. 86
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