

**As Introduced**

**128th General Assembly  
Regular Session  
2009-2010**

**S. B. No. 45**

**Senator Kearney**

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**A B I L L**

To enact section 3701.67 of the Revised Code 1  
regarding vermin infestations in apartments. 2

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

**Section 1.** That section 3701.67 of the Revised Code be 3  
enacted to read as follows: 4

**Sec. 3701.67.** (A) As used in this section: 5

"Apartment building" means any building or buildings at least 6  
seventy-five per cent of the units of which are residential 7  
dwelling units rented or leased to tenants upon other than a 8  
transient basis and does not include a "hotel," as that term is 9  
defined in section 3731.01 of the Revised Code, or a college or 10  
university dormitory. 11

"Director of health" or "director" means the director of the 12  
Ohio department of health, or at the direction of the director, 13  
any person or entity charged with enforcing the rules of the 14  
department of health as provided in section 3701.56 of the Revised 15  
Code. 16

"Vermin" means noxious, objectionable, or disgusting insects 17  
or animals, including lice, bedbugs, cockroaches, mice, and rats. 18

(B) The owner of an apartment building that contains more 19  
than thirty dwelling units shall eradicate vermin infestation from 20

<u>the building.</u>	21
<u>(C) Any person may file a complaint alleging violations of</u>	22
<u>this section with the director of health. The director shall</u>	23
<u>promptly investigate each complaint.</u>	24
<u>(D) The director may take the following actions against an</u>	25
<u>owner found to be in violation of division (B) of this section:</u>	26
<u>(1) For the first violation, issue a warning letter;</u>	27
<u>(2) For the second violation, impose a five-hundred-dollar</u>	28
<u>fine;</u>	29
<u>(3) For the third violation, impose a one-thousand-dollar</u>	30
<u>fine;</u>	31
<u>(4) For each violation beyond a third violation, impose a</u>	32
<u>fine equal to twice the amount of the most recently imposed fine.</u>	33